

**CITY OF CAMERON  
MINUTES  
APRIL 21, 2008  
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**REGULAR SESSION**

Dennis M. Clark	P
Everett W. Ice	P
Larry L. McCord, Jr.	P
Artis Stoebener	P
Council seat open	O

The City Council of the City of Cameron, Missouri met in Regular Session on Monday, the 21<sup>st</sup> day of April 2008, at five o'clock p.m. at City Hall. Mayor Larry L. McCord, Jr. presided with the following Councilmembers present: Dennis M. Clark, Everett W. Ice and Artis Stoebener. Absent: none. *Note: one open seat.*

Present were City Manager Phillip R. Lammers, Attorney for the City Mitch Elliott and City Clerk Barbara J. O'Connor.

Minutes of the April 14, 2008, meeting were approved as submitted with a unanimous voice vote on motion made by Councilmember Clark and seconded by Councilmember Ice. *Note: one open seat.*

**PUBLIC PARTICIPATION**

Lu Graham, 602 West Fourth Street, informed Council there are 55 families participating in the upcoming city wide garage sale. Ms. Graham then discussed letters that have been sent out regarding garage sale regulations; and, the removal of garage sale signs by City Staff. Ms. Graham also asked about gravel base parking areas at residences, stating grass does grow up in the gravel which then would create the appearance of parking in the grass. Mayor McCord stated he has asked Council to revisit the garage sale issue at the May 5, 2008 Council Session.

Milton Cook, 716 West Fifth Street, also discussed garage sale issues stating he felt those who fail to take down their garage sale signs are the ones that need to be punished.

**CITY MANAGER'S REPORT**

1. Financial. The report included in Council packets reflects 50 percent of the fiscal year. There were no questions regarding the report.

2. Utility report. A slight increase continues to show in the purchase of power and the production of water each month.
3. Review recommendations from Water/Sewer Committee. Recommendations:
  - a. Approval of an engineering agreement with Archer Engineers to proceed with the approved water initiative projects.
  - b. Advance Automatic Meter Reading research with Ameresco.
  - c. Use Archer Engineers for a sanitary sewer system study in the northwest part of the City.
4. Review utility guarantee for street cuts. The consulting attorney for the right-of-way telecommunication issues has suggested review of street cuts. There will be more discussion on this issue later.

## **DEVELOPMENT DIRECTOR'S REPORT**

1. Comprehensive Plan.
  - a. The first of five public workshops was well attended.
  - b. The next public workshop will focus on housing matters.
2. Planning and Zoning. The Commission met April 14, 2008, and
  - a. Tabled the Property Maintenance Code work.
  - b. Approved a one (1) year extension of the preliminary plat for Weston Estates.
  - c. Tabled discussion on code enforcement.
  - d. Will hold two (2) public hearings May 12, 2008 regarding zoning changes.
3. Fundamental of Economic Development workshop. Development Director Hende informed Council of a workshop May 28, 2009 to be held in Plattsburg, Missouri. All were invited to attend.

## **UNFINISHED BUSINESS**

**Bill 2008-17, AN ORDINANCE REPEALING THE CURRENT ELECTRICAL RATES AND ESTABLISHING NEW ELECTRICAL RATES FOR CONSUMERS OF THE CAMERON MUNICIPAL UTILITIES**, was read by title by City Clerk O'Connor. Copies of said Bill 2008-17 were available for the public. Motion was made by Councilmember Stoebener and seconded by Councilmember Ice to pass said bill on first reading. Discussion. Director of Utilities Mark Gaugh reminded Council of the 25 percent increase the City received from Platte-Clay Electric Cooperative (PCEC) effective April 1, 2008. The proposed rate increase translates to an average of 17.23 percent to our customers. This represents the cost incurred by the City to purchase power from PCEC. Motion carried unanimously. *Note: one open seat.*

Motion was made by Councilmember Ice and seconded by Councilmember Clark to suspend the rules and place said bill on second reading. Discussion. None. Motion carried unanimously. *Note: one open seat.*

On motion made by Councilmember Stoebener and seconded by Councilmember Ice said bill was placed on second reading, was read by title and passed by the following roll call vote: "Aye": Councilmembers: Clark, Ice, McCord and Stoebener. "Nay" none. *Note: one open seat.* The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5421**, was thereupon signed by the Mayor and attested by the City Clerk.

**Bill 2008-18, AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN ENGINEERING AGREEMENT BETWEEN THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI AND E.T. ARCHER CORPORATION FOR WATER SYSTEM IMPROVEMENTS**, was read by title by City Clerk O'Connor. Copies of said Bill 2008-18 were available for the public. Motion was made by Councilmember Clark and seconded by Councilmember Stoebener to pass said bill on first reading. Discussion. Director of Utilities Gaugh informed Council the agreement is for the 12 inch main loop, replacement of older mains and a new water tower. Funding will be through a State Revolving Fund loan. Motion carried unanimously. *Note: one open seat.*

Motion was made by Councilmember Clark and seconded by Councilmember Ice to suspend the rules and place said bill on second reading. Discussion. None. Motion carried unanimously. *Note: one open seat.*

On motion made by Councilmember Stoebener and seconded by Councilmember Ice said bill was placed on second reading, was read by title and passed by the following roll call vote: "Aye": Councilmembers: Clark, Ice, McCord and Stoebener. "Nay" none. *Note: one open seat.* The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5422**, was thereupon signed by the Mayor and attested by the City Clerk.

## NEW BUSINESS

**Bill 2008-19, AN ORDINANCE AUTHORIZING THE LEASE PURCHASE OF TWO (2) 2008 FORD CROWN VICTORIA POLICE SEDANS FOR CITY OF CAMERON, MISSOURI, FOR PUBLIC PURPOSES, THE EXECUTION OF A LEASE SUBJECT TO ANNUAL APPROPRIATION OF THE CITY TO FORD MOTOR CREDIT COMPANY IN THE PRINCIPAL AMOUNT OF FORTY-FOUR THOUSAND SIX HUNDRED TWELVE DOLLARS (\$44,612) AND TO AUTHORIZE THE CITY MANAGER OF THE CITY TO SIGN THE LEASE AND ACQUIRE THE VEHICLES**, was read by title by City Clerk O'Connor. Copies of said Bill 2008-19 were available for the public. Motion was made by Councilmember Stoebener and seconded by Councilmember Ice to pass said bill on first reading. Discussion. City Manager Lammers said City Attorney Elliott recommends having the Mayor sign the documents as well as the City Manager because the amount of money exceeds the City Manager's authority. Councilmember Clark moved to amend the motion to have the Mayor sign the documents and the City Clerk to attest to the Mayor's signature. Councilmember Stoebener seconded the motion which passed with a

unanimous voice vote. *Note: one open seat.* Mayor McCord then asked for a vote on the amended motion on first reading. Motion carried unanimously. *Note: one open seat.*

Motion was made by Councilmember Stoebener and seconded by Councilmember Ice to suspend the rules and place said amended bill on second reading. Discussion. None. Motion carried unanimously. *Note: one open seat.*

On motion made by Councilmember Clark and seconded by Councilmember Stoebener said amended bill was placed on second reading, was read by title and passed by the following roll call vote: “Aye”: Councilmembers: Clark, Ice, McCord and Stoebener. “Nay” none. *Note: one open seat.* The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5423**, was thereupon signed by the Mayor and attested by the City Clerk.

**Bill 2008-20, AN ORDINANCE APPROVING BUDGET ADJUSTMENT NO. 1 FOR THE BUDGET YEAR OF OCTOBER 1, 2007 TO SEPTEMBER 30, 2008**, was read by title by City Clerk O’Connor. Copies of said Bill 2008-20 were available for the public. Motion was made by Councilmember Stoebener and seconded by Councilmember Ice to pass said bill on first reading. Discussion. City Manager Lammers stated these adjustments stem from a carry over of the annual street contract, unexpected expenses from the December ice storm and increased fuel costs. There was no Finance Committee review because circumstances created by the tie election. No Finance Committee is currently in place. Councilmember Ice asked about passing this on first reading only giving the Council more time to review the adjustments. Motion carried unanimously. *Note: one open seat.* Bill 2008-20 passed on first reading only.

**Bill 2008-21, AN ORDINANCE AUTHORIZING A CONDITIONAL USE PERMIT FOR HEIDI SLOAN ALLOWING OPERATION OF A PORTRAIT STUDIO AT 306 E. 14<sup>TH</sup> STREET**, was read by title by City Clerk O’Connor. Copies of said Bill 2008-21 were available for the public. Motion was made by Councilmember Ice and seconded by Councilmember Clark to pass said bill on first reading. Discussion. Following review of the application submitted and procedures for the conditional use permit, Development Director Hendee informed Council the Planning and Zoning Commission recommends approval. Motion carried unanimously. *Note: one open seat.*

Motion was made by Councilmember Clark and seconded by Councilmember Stoebener to suspend the rules and place said bill on second reading. Discussion. None. Motion carried unanimously. *Note: one open seat.*

On motion made by Councilmember Ice and seconded by Councilmember Stoebener said bill was placed on second reading, was read by title and passed by the following roll call vote: “Aye”: Councilmembers: Clark, Ice, McCord and Stoebener. “Nay” none. *Note: one open seat.* The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5424**, was thereupon signed by the Mayor and attested by the City Clerk.

5:45 p.m. Mayor McCord recused himself from the Council Chamber citing a conflict of interest stating his wife and the applicant for the conditional use permit for bee keeping are first cousins.

Councilmember Ice moved to have Councilmember Stoebener preside over the meeting in Mayor McCord absence. Councilmember Clark seconded the motion which passed with a unanimous voice vote. *Note: one open seat.*

**Bill 2008-22, AN ORDINANCE AUTHORIZING A CONDITIONAL USE PERMIT FOR SANDRA SEITZ FOR BEEKEEPING AT 222 WEST CORNHILL STREET**, was read by title by City Clerk O'Connor. Copies of said Bill 2008-22 were available for the public. Motion was made by Councilmember Clark and seconded by Councilmember Ice to pass said bill on first reading. Discussion. Development Director Hende reviewed the application and procedure for the conditional use permit. The public hearing for the conditional use permit was continued one (1) time so more documentation could be submitted. Ms. Seitz has reduced the number of hives from four (4) to two (2) and will build a 12 x 16, six foot wooden fence around the hives. The Planning and Zoning Commission has no recommendation for Council because they ended in a tie vote, three (3) yes votes and three (3) no votes. One (1) Commissioner was absent from the hearing. Ms. Seitz addressed the Council regarding her application for bee keeping at her residence. Planning and Zoning Chairman Mike O'Donnell reminded Council the only information that can be considered is what was presented during the public hearing held earlier. City Attorney Elliott gave Council options to consider. The issue could be remanded back to the Planning and Zoning Commission for further consideration or no vote now would rescind the item on the floor. Councilmember Clark stated he felt this is not intrusive and has no significant risk noting there is no odor, noise or visual unattractiveness involved. Councilmember Clark said he feels it would be unreasonable to deny the request. Councilmember Ice said he is not in favor of limiting liberties. Councilmember Clark moved to pass Bill 2008-22 on first reading only. Councilmember Ice seconded the motion which passed with a unanimous voice vote. Absent: Mayor McCord. *Note: one open seat.* Councilmember Stoebener then asked for a vote on the first reading. Motion carried unanimously. Absent: Mayor McCord. *Note: one open seat.*

6:15 p.m. Mayor McCord returned to the Council Chamber and resumed presiding over the Council Session.

**Bill 2008-23, AN ORDINANCE TO AUTHORIZE A WRITE-OFF OF UNCOLLECTIBLE UTILITY ACCOUNTS FOR THE CITY OF CAMERON, CLINTON AND DEKALB COUNTIES, MISSOURI**, was read by title by City Clerk O'Connor. Copies of said Bill 2008-23 were available for the public. Motion was made by Councilmember Stoebener and seconded by Councilmember Ice to pass said bill on first reading. Discussion. City Clerk O'Connor said this is the annual write off for uncollectible utility accounts. The accounts are five (5) years old or older and have been sent to TransWorld System, Inc., a collection agency. Staff recommends approval of the write-off of uncollectible accounts. Motion carried unanimously. *Note: one open seat.*

Motion was made by Councilmember Stuebener and seconded by Councilmember Ice to suspend the rules and place said bill on second reading. Discussion. None. Motion carried unanimously. *Note: one open seat.*

On motion made by Councilmember Stuebener and seconded by Councilmember Clark said bill was placed on second reading, was read by title and passed by the following roll call vote: "Aye": Councilmembers: Clark, Ice, McCord and Stuebener. "Nay" none. *Note: one open seat.* The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5425**, was thereupon signed by the Mayor and attested by the City Clerk.

**Bill 2008-24, AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT BETWEEN THE CITY OF CAMERON, CLINTON AND DEKALB COUNTIES, MISSOURI, AND THE MISSOURI DEPARTMENT OF CONSERVATION FOR A COMMUNITY ASSISTANCE PROGRAM FOR JOINT EFFORTS IN PROVIDING RECREATIONAL PROGRAMS AT CAMERON RESERVOIRS #1, #2 AND #3,** was read by title by City Clerk O'Connor. Copies of said Bill 2008-24 were available for the public. Motion was made by Councilmember Stuebener and seconded by Councilmember Ice to pass said bill on first reading. Discussion. Public Works Director Drew Bontrager informed Council this agreement with the Missouri Department of Conservation is a 25 year agreement that replaces a similar agreement which just expired. The agreement includes fish stocking among other things. Councilmember Clark asked if the Department would consider installation of better pad accesses for the handicap. Staff recommends approval of Bill 2008-24. Motion carried unanimously. *Note: one open seat.*

Motion was made by Councilmember Clark and seconded by Councilmember Ice to suspend the rules and place said bill on second reading. Discussion. None. Motion carried unanimously. *Note: one open seat.*

On motion made by Councilmember Stuebener and seconded by Councilmember Ice said bill was placed on second reading, was read by title and passed by the following roll call vote: "Aye": Councilmembers: Clark, Ice, McCord and Stuebener. "Nay" none. *Note: one open seat.* The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5426**, was thereupon signed by the Mayor and attested by the City Clerk.

**Resolution 2008-7, A RESOLUTION OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI, TO CORRECT RECORDS TO ENSURE TAX IS PAID FORWARD TO THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI BY U.S. CELLULAR FOR FIVE PERCENT TELEPHONE GROSS RECEIPTS TAX** was read by title by City Clerk O'Connor. Copies of Resolution 2008-7 were available for the public. Motion was made by Councilmember Stuebener to pass Resolution 2008-7. Councilmember Clark seconded the motion. City Clerk O'Connor told Council Resolution 2008-7 was prepared

on the advice of our telecommunications attorney, Dan Vogel with Cunningham, Vogel and Rost P.C. A settlement claim form for back telecommunication taxes was received during City Clerk O'Connor medical leave last year. The amount of the claim was \$21.37 and was not filed. Mr. Vogel has advised we file the claim requesting all future payments that might be due the City. Staff recommends approval. Resolution 2008-7 passed with a unanimous voice vote. *Note: one open seat.*

Park Board Appointment. Board member Nancy Summers has resigned from the Park Board due to scheduling conflicts. Public Works Director Bontrager asked Council to consider the resume of Rob Balliett and to appoint Mr. Balliett to the Park Board effective June 1, 2008. Ms. Summers' term expires at that time. Councilmember Stuebener moved to appoint Rob Balliett to the Cameron Park Board effective June 1, 2008. Councilmember Ice seconded the motion which passed with a unanimous voice vote. *Note: one open seat.*

## MISCELLANEOUS

City Clerk O'Connor:

- Informed Council Linda Blair, who has attended many meetings regarding storm water run off at her residence, called to tell Council she has not been at the last meetings due to health issues.
- Said some of the disaster reimbursement money from FEMA for the ice storm has arrived and more is scheduled to be paid to us in the near future.

Councilmember Ice:

- Expressed his appreciation for Rob Balliett serving on the Park Board and thanked all other Board Members for their service.
- Echoed Mayor McCord comments on the garage sale issue and said he is pleased this will be on the next agenda.

City Attorney Elliott:

- Noted the Code Enforcement Officer can not trespass on private property to see if a vehicle is on gravel if grass has grown up under a vehicle.
- Reminded Council with zoning matters, they are limited to the record the Planning and Zoning Commission has submitted. Additional information can not be added after the hearing. A new public hearing could be held to consider new information.

Public Works Director Bontrager:

- Told Council the Arbor Day celebration had been postponed and will take place April 22, 2008.

Mayor McCord:

- Requested the May 5, 2008 agenda have the garage sale issue as an agenda item.

- Informed Council he will not be able to attend the May 19, 2008 Council Session.
- Had City Clerk O'Connor read a proclamation of appreciation for Park Board President Bill Gimson's many years of service. City Manager Lammers will present the proclamation at the Cameron Community Betterment Thank You Banquet following the Council Session.

There being no further business, the meeting was adjourned with a unanimous voice vote at 6:32 p.m. on motion made by Councilmember Ice and seconded by Councilmember Stoebener.

APPROVED:

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Mayor Larry L. McCord, Jr.

ATTEST:

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City Clerk