

CITY OF CAMERON
MINUTES
JUNE 16, 2008
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REGULAR SESSION

Dennis M. Clark	P
Everett W. Ice	P
Ronnie Jack	P
Larry L. McCord, Jr.	P
Artis Stoebener	P

The City Council of the City of Cameron, Missouri met in Regular Session on Monday, the 16th day of June 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, Ronnie Jack and Artis Stoebener. Absent: none.

Present were Interim City Manager Mark Gaugh, Attorney for the City Mitch Elliott and City Clerk Barbara J. O'Connor.

Minutes of the June 2, 2008, meeting were approved as submitted with a unanimous voice vote on motion made by Councilmember Stoebener and seconded by Councilmember Clark. Minutes of the June 7, 2008 Focus Session meeting were approved as submitted with a unanimous voice vote on motion made by Councilmember Clark and seconded by Councilmember Jack.

PUBLIC PARTICIPATION

Jay Raines, 1403 Glenda Terrace, voiced concerns regarding security issues and public intoxication with the proposed Beer Garden during the July 4th celebration. Police Chief Corey Sloan said there had been one (1) incident the first year of the Beer Garden and one other unrelated incident in a subsequent year. Chief Sloan said he would verify this information. There has been extra security provided at this event each year.

Sherry Needham, President of the Cameron Ministerial Alliance, also voiced concern and asked for Council to give this issue more consideration for future events.

Councilmember Ice read a letter of concern about the Beer Garden from Robert Hart, 1004 East Second Street Terrace.

INTERIM CITY MANAGER'S REPORT

1. Financial Report. There were no questions about the report included in Council Packets.
2. Utility Report. The purchase of power and water production were both down slightly from one (1) year ago. This is the second month in a row for this trend.
3. Water Quality – Public Availability Session (brain tumor issue). The Missouri Department of Natural Resources has scheduled a Public Availability Session at the Stella Grinstead Center June 26, 2008. Citizens will be able to ask questions and there will also be informational presentations by various State Departments.
4. Update – Water Treatment Plant Improvements. The improvements to the high service pumps and flow meters are nearly complete. Some painting remains to be done.
5. Temporary Catering License Request for Alcoholic Beverages. Staff received a request to add a catering license to the Code. The State of Missouri does not allow such a license as a stand alone license. Catering licenses are issued in conjunction with an existing license only.
6. Request to modify parking on East Third Street. Interim City Manager Gaugh said he will review past requests and actions taken in the 400 block of East Third Street and respond to the request
7. Change Order for McElwain Drive. A change order has been presented on the improvements for McElwain Drive. Staff has the authority to approve any change orders less than ten (10) percent of the total project. The change orders will cost the City \$11,351 with the remaining \$29,959 being paid by the Missouri Department of Transportation. Councilmember Clark moved to approve the change order. Councilmember Ice seconded the motion which passed with a unanimous voice vote.

DEVELOPMENT DIRECTOR'S REPORT

1. Planning and Zoning.
 - a. The proposed Property Maintenance Code will come before Council for consideration the first meeting in July. The Code raises the height restrictions on grass from seven (7) inches to nine (9) inches and also recommend establishing a separate Board of Appeals for Code Enforcement.
 - b. Code Inspector Clyde Han is recommending several changes to code regulation to clarify language and address concerns. The Commission will review the suggestions and make a recommendation to Council.
 - c. George Pratt has agreed to fill the unexpired term of Planning and Zoning Commissioner Bob Stuebener. The appointment will be on the next Council agenda.
 - d. A special Planning and Zoning Meeting will be held at 4:00 p.m. July 7, 2008 to consider a conditional use permit request from Sonya Alden for a bed/breakfast restaurant at 529 South Walnut Street.
2. Comprehensive Plan. A Comprehensive Plan Public Workshop will be held June 19, 2008. The topic for the Workshop is infrastructure. Future Workshops will address transportation and quality of life. The Comprehensive Plan survey will soon be mailed.

3. Cameron Industrial Development Authority. The Authority plans to meet June 17, 2008 and discuss a fee schedule.

UNFINISHED BUSINESS

Bill 2008-33, **AN ORDINANCE AUTHORIZING THE EXECUTION OF A LEASE BETWEEN THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI AND THE CAMERON HISTORICAL SOCIETY FOR THE DEPOT AND CORRESPONDING LAND LOCATED AT SECOND AND WALNUT STREETS**, was read by title by City Clerk O'Connor. Copies of said Bill 2008-33 were available for the public. Motion was made by Councilmember Ice and seconded by Councilmember Stoebener to pass said bill on first reading. Discussion. Interim City Manager Gaugh explained this is a 99 year lease with the Historical Society to operate a public museum at the Depot. Dr. Larry Graham and Historical Society President Howard Hackett were present and thanked Council for working with them on this project. Councilmember Jack asked about selling the property instead of leasing it. City Attorney Elliott stated the City has determined it is in the best interest of the public to keep the property public rather than selling it to a private individual. The specific purpose of the lease allows the museum to continue to be a valuable addition to Cameron. This agreement requires the maintenance and operation of the museum. Councilmember Jack inquired about the City mowing grass at the Depot and also asked if there were any hours of operation posted for the public. Staff does mow the property. Mr. Hackett said the summer hours are Thursday, Friday, Saturday and Sunday. The remainder of the year the museum is open during the third week of the month. Motion carried with four (4) "Aye" votes. Councilmember Jack voted "Nay".

Motion was made by Councilmember Stoebener to suspend the rules and place said bill on second reading. The motion died for a lack of a second.

Councilmember Clark moved to bring Bill 2008-33 before Council for second reading on July 7, 2008. Councilmember Ice seconded the motion which passed with a unanimous voice vote.

Resolution 2008-10, **RATIFYING AN AGREEMENT LETTER BETWEEN THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI AND ORGANIZATION CONSULTANTS FOR SERVICES IN THE RECRUITMENT AND SELECTION OF A CITY MANAGER** was read by title by City Clerk O'Connor. Copies of Resolution 2008-10 were available for the public. City Clerk O'Connor reviewed the decision made in Executive Session June 2, 2008 to contract with Organization Consultants for recruitment efforts to locate a city manager. The media was notified of the decision made in Executive Session according to Sunshine regulation for Personnel [RSMo 610.210 (3)]. Resolution 2008-10 ratifies the action taken and was recommended by City Attorney Elliott. Resolution 2008-10 passed with a unanimous voice vote.

NEW BUSINESS

Resolution 2008-11, **A RESOLUTION TO AMEND THE CITY OF CAMERON'S PAY CLASSIFICATION SYSTEM BY RECLASSIFYING THE JOURNEYMAN LINEMAN POSITION**, was read by title by City Clerk O'Connor. Copies of Resolution 2008-11 were available for the public. Councilmember Stoebener moved to pass Resolution 2008-11. Councilmember Clark seconded the motion. Discussion. Interim City Manager Gaugh explained the Journeyman Lineman position needs to be reclassified in order for the City to be competitive with other municipal systems. This will enable the City to obtain and keep qualified applicants with Journeyman skills. Resolution 2008-11 passed with a unanimous voice vote.

Resolution 2008-12, **A RESOLUTION TO AMEND THE CITY OF CAMERON'S PAY CLASSIFICATION SYSTEM BY CREATING A NEW JOB DESCRIPTION FOR WATER/SEWER DISTRIBUTION FOREMAN**, was read by title by City Clerk O'Connor. Copies of Resolution 2008-12 were available for the public. Councilmember Clark moved to pass Resolution 2008-12. Councilmember Jack seconded the motion. Discussion. New responsibilities have been added to a maintenance worker position which includes GIS mapping system and supervisory duties in the absence of the Water/Sewer Superintendent. Staff recommends the creation of a Water/Sewer Distribution Foreman to handle the additional duties. Resolution 2008-12 passed with a unanimous voice vote.

5:50 p.m Councilmember Stoebener recused herself referencing a potential conflict of interest with her position as Chief Executive Officer of the Cameron Chamber of Commerce.

Bill 2008-34, **AN ORDINANCE REPEALING SECTION 6-115 OF ARTICLE V, ALCOHOLIC BEVERAGES OF CHAPTER SIX, LICENSES AND BUSINESS REGULATIONS WITH RESPECT TO PUBLIC SALE AND CONSUMPTION OF NON-INTOXICATING BEER, MALT LIQUOR AND WINE WITHIN THE CITY OF CAMERON, MISSOURI AND ENACTING A NEW SECTION 6-115 THEREIN**, was read by title by City Clerk O'Connor. Copies of said Bill 2008-34 were available for the public. Motion was made by Councilmember Clark to pass Bill 2008-34 on first reading. Motion failed for lack of a second. Bill 2008-34 failed.

5:55 p.m. Councilmember Stoebener returned to the Council Chamber.

Bill 2008-35, **AN ORDINANCE AUTHORIZING THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI TO ENTER INTO A COST PARTICIPATION AGREEMENT AND A ROAD RELINQUISHMENT AGREEMENT WITH THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR IMPROVEMENTS TO MISSOURI ROUTE "A" AND OWNERSHIP CHANGE THEREOF**, was read by title by City Clerk O'Connor. Copies of said Bill 2008-35 were available for the public. Motion was made by Councilmember Ice and seconded by Councilmember Jack to pass said bill on first reading. Discussion. Public Works Director Drew Bontrager gave a brief history of the A Highway project and the need for improvements noting the large amount of traffic using the Highway to go to the Missouri Veterans' Home, Cameron Memorial Airport and Parkview Elementary School. Staff has worked for two (2) years with the Missouri Department of Transportation on a cost share basis. On June 27, 2007 MoDOT approved \$2,659,000 for the cost share project. Once the project is done, the City of Cameron

will be responsible for the maintenance and the Highway will be deeded to the City by way of a quit claim deed. The long term maintenance will have minimal impact for the City. Staff recommends approval of both agreements. Councilmember Clark expressed concern with the General Fund spending \$2,000,000 and then having to take over the maintenance of A Highway. Councilmember Jack referenced infrastructure work that might need to be done and the effect that would have on a new street. Mayor McCord asked Staff to find out about the time frame to accept these agreements with the Missouri Department of Transportation. Motion carried with four (4) "Aye" votes. Councilmember Clark voted "Nay".

Motion was made by Councilmember Stoebener to suspend the rules and place said bill on second reading. The motion died for lack of a second.

Councilmember Ice moved to bring Bill 2008-35 before Council for second reading on July 7, 2008. Councilmember Jack seconded the motion which passed with a unanimous voice vote.

Mayor McCord asked Interim City Manager Gaugh to look into any sewer issues that might take place within the parameters of this project and report back to Council.

Bill 2008-36, AN ORDINANCE APPROVING AN AGREEMENT BETWEEN THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI WITH THE UNITED STATES DEPARTMENT OF JUSTICE, BUREAU OF ALCOHOL, TOBACCO, FIREARMS AND EXPLOSIVES, TO OCCUPY SPACE IN CITY HALL, was read by title by City Clerk O'Connor. Copies of said Bill 2008-36 were available for the public. Motion was made by Councilmember Ice and seconded by Councilmember Jack to pass said bill on first reading. Discussion. Chief of Police Corey Sloan said the agreement with ATF allows their Department to continue to utilize space in City Hall as they have since 2002. Motion carried unanimously.

Motion was made by Councilmember Stoebener and seconded by Councilmember Jack to suspend the rules and place said bill on second reading. Discussion. None. Motion carried unanimously.

On motion made by Councilmember Ice and seconded by Councilmember Jack said bill was placed on second reading, was read by title and passed by the following roll call vote: "Aye": Councilmembers: Clark, Ice, Jack, McCord and Stoebener. "Nay" none. The Mayor thereupon declared said bill duly adopted and said bill was numbered **ORDINANCE 5437**, was thereupon signed by the Mayor and attested by the City Clerk.

Park Board Appointment. Public Works Director Bontrager reminded Council the Park Board has nine (9) members each serving a three year term. Frank Buck has agreed to serve on the Board and has submitted his resume for review. The Park Board recommends Mr. Buck's appointment. Councilmember Clark moved to appoint Frank Buck to a three (3) year term beginning in June. Councilmember Jack seconded the motion which passed with a unanimous voice vote.

Liquor License Applications. City Clerk O'Connor reminded Council liquor licenses expire each year on June 30th. The list presented was amended to remove the Cameron Jaycee's request for a Limited Permit Picnic License for a Beer Garden in McCorkle Park. The request from Frank's Place was also removed, pending a conditional use permit being granted at 529 South Walnut Street for a bed/breakfast restaurant. Chief Sloan said his Department has had some issues with two (2) applicants on the list, but has worked the issues out. The Department has reviewed the list and at this time has no objections to any of the licenses being issued or re-issued. Councilmember Stoebener moved to approve the list of liquor licenses with the two (2) exceptions. Councilmember Jack seconded the motion which passed with a unanimous voice vote.

MISCELLANEOUS

Councilmember Stoebener:

- Said attendance is needed at the upcoming Comprehensive Plan Session.
- Told Council of contract changes in refuse hauling that were reported in the St. Joseph New-Press.

Councilmember Clark:

- Commended the Cameron Fire Department for the efforts at a rental home he owns. Damage to the property was minimal.

City Attorney Elliott:

- Reminded Council it will be illegal to have alcohol in McCorkle Park at any time during the sanctioned barbeque contest. Participants need to be advised of this change from prior years. No alcohol consumption will be allowed and people will be upset. Interim City Manager Gaugh will send a letter to the contestants advising them of the change.

Mayor McCord:

- Noted on a good will aspect, Prudential Snook assisted with a fund raiser for Camp Quality. This is a camp for children suffering from or surviving cancer. A group from the City including Public Works Director Bontrager, Gary O'Grady, Blake Hahn and Bill Gimson raised over \$2,500.

Focus Session Conclusion. 6:30 p.m. Mayor McCord advised those present that Council would take a five (5) minute recess and then continue with the Focus Session Conclusion.

6:35 p.m. Council Session resumed. Mike O'Donnell, representing the Cameron Chamber of Commerce addressed Council regarding the Beer Garden.

Councilmember Stoebener recused herself from the Chamber citing a potential conflict of interest.

Mr. O'Donnell asked Council to reconsider their decision on the Beer Garden in McCorkle Park. Councilmember Clark said a special meeting would need to be held in order for

both parties to voice their concerns. Councilmember Clark moved to have a Special Council Session, Friday, June 20, 2008 at 5:00 p.m. to consider allowing a Beer Garden in McCorkle Park and also to consider a liquor license for the Cameron Jaycees for the events planned. Councilmember Ice seconded the motion which passed with a unanimous voice vote. Absent: Councilmember Stoebener. Councilmember Jack moved to entertain a motion to permit alcohol consumption in the northeast quarter of McCorkle Park on June 26 and 27, 2008 and also to permit consumption in adjacent right of way surrounding the Park except on Fourth Street. Councilmember Ice seconded the motion which passed with a unanimous voice vote. Absent: Councilmember Stoebener. Councilmember Jack moved to consider the liquor license application from the Cameron Jaycees for June 26 and 27, 2008 in the designated area of McCorkle Park. Councilmember Clark seconded the motion which passed with a unanimous voice vote. Absent: Artis Stoebener.

7:05 p.m. Councilmember Stoebener returned to the Council Chamber.

Focus Session Conclusion. City Attorney Elliott informed Council the fines could be waived on Code Enforcement issues if the nuisance has been abated. Council could authorize by ordinance, the Municipal Court Judge to waive the fines and court costs.

Councilmember Clark addressed concerns with a special request for the Planning and Zoning Commission to review a number of issues. Mike O'Donnell, Chairman of the Planning and Zoning Commission said if Council has issues they should send them back to the Commission with comments. The Commission will then review and send their recommendations back to Council for their consideration. Items to revisit included: garage sale frequency, parking on grass and tall weeds.

Councilmember Clark reviewed his wish list with Council. Among the issues were: having Inspector Han give a monthly report, refuse hauling enhancements, tree planting program with use of possible grants, infrastructure replacement on a scheduled basis, a survey of local developers and small businesses, and a quarterly and annual newsletter from the Mayor.

Fire Chief Mike O'Donnell reported the Fire Department is in the best shape it has ever been in. There are currently 33 fire fighters and an average of 10 to 20 firemen show up to each fire call. The Department provides service to the City and 144 square miles of the surrounding rural area. The Rural Fire District gives the City 60 percent of their tax for this service. The remaining 40 percent has been spent on equipment which is given to the Fire Department. Chief O'Donnell discussed long range capital improvement projects that will be expensive.

There being no further business, the meeting was adjourned with a unanimous voice vote at 8:20 p.m. on motion made by Councilmember Stoebener and seconded by Councilmember Jack.

APPROVED:

Mayor Larry L. McCord, Jr.

ATTEST:

City Clerk