

**REGULAR MEETING MINUTES
BOARD OF ALDERMEN
DECEMBER 11, 2013; 6:00 P.M.
CITY OF LAURIE, MISSOURI**

Mayor Herb Keck called the meeting to order at 6:00 p.m.

Prior to starting the agenda Mayor Keck asked those present to stand and recite the Pledge of Allegiance. A moment of silence was held in honor of our troops and our country.

Present at the meeting were Mayor Herb Keck, Alderman Greg Lux, Alderman Karen Dobbins, Alderman Allen Kimberling and Alderman Valerie Ites.

Others present were City Clerk Olive Wood, Public Works Director Ed Young, Police Chief Mark Black, City Attorney Steve Grantham, Dick Dobbins, Rick Purdon and Janet Dabbs.

Citizens' Communication: None

Mayor's Communications: Mayor Keck reported that the City had the following new businesses: Rogers Heating and Cooling, Laurie International Winery, and Dollar Deals. Mayor Keck thanked the Board of Aldermen and the staff for helping with the open house with about 50 in attendance. He also thanked the businesses that had decorated for Christmas and how nice they looked.

Approval of Minutes

November 13, 2013 Regular Meeting Minutes: Alderman Kimberling made a motion to approve the November 13, 2013 regular meeting minutes. Alderman Lux seconded. The following vote was recorded:

Alderman Lux	aye
Alderman Dobbins	aye
Alderman Ites	aye
Alderman Kimberling	aye

December 4, 2013 Budget Work Session Minutes: Alderman Lux made a motion to approve the December 4, 2013 budget work session minutes. Alderman Dobbins seconded. The following vote was recorded:

Alderman Lux	aye
Alderman Dobbins	aye
Alderman Ites	aye
Alderman Kimberling	aye

Pending Payments & Addition to Pending Payments: Alderman Lux made a motion to approve pending and additions to pending payments. Alderman Kimberling seconded. Alderman Ites abstained from the payment to Val's. The following vote was recorded:

Alderman Lux	aye
Alderman Dobbins	aye

Alderman Ites aye abstaining from the check to Val's
Alderman Kimberling aye

Unfinished Business:

A. HB 331 and HB 345 on Municipalities Regulatory Control, Rick Purdon: Mayor Keck stated he had asked Rick Purdon to review HB 331 and HB 345 with the Board.

Rick Purdon provided the following review:

- HB 331 & HB 345 is known as the "Uniform Wireless Communications Infrastructure Deployment Act."
- The bill was approved at the last legislative session and was signed by Governor Nixon.
- The bill passed was to provide the opportunity for expanded access and improved broadband and wireless service throughout the state.
- The City of Independence, Missouri passed an ordinance on pole attachment fees that were very restrictive and costly for the communication companies.
- AT&T rallied the legislative and helped write HB 331 and HB 345 which sailed through both the house and senate with very little attention of the public.
- The bill made radical changes and eliminated any local control, restricted municipal review and oversight over the placement of cell towers and other wireless communication facilities.
- Affects local control over rights of way and utility easements, caps zoning and building permit fees, and prohibits municipalities from requiring cell tower or wireless facilities to be located on municipal property.
- The Missouri Municipal League opposed HB331 and HB 345.
- City of Liberty along with five other cities filed suit and the Circuit Court declared HB 331 and HB 345 were unconstitutional.
- The communication companies have appealed the decision.
- Legislators have indicated it will be brought back in the 2014 session and may be pre-filed before the start of the session.
- The city's planning and zoning does have regulations in place, but if the new bill is passed modifications may need to be made to comply with new regulations.
- Right now the City doesn't need to take any action, but needs to keep a watch for new proposed legislation and express by writing legislators.
- The bill strips away municipal rights and some cities will be greatly affected.

Mayor Keck thanked Mr. Purdon for the informative update.

B. Well # 3 Rehab Bid Recommendation: A letter has been mailed to Midwest Hydro Drilling & Service, Inc. with explicit instructions on the type of references needed to clarify their qualifications.

New Business:

A. First Reading Council Bill No. 2013-15; Ordinance No. 2013-15: "An Ordinance adopting an annual budget for the fiscal year beginning January 1, 2014, appropriating funds pursuant thereto."

Alderman Lux introduced Council Bill No. 2013-15 for the first reading. Alderman Kimberling seconded. The following roll call vote was recorded:

Alderman Lux aye
Alderman Dobbins aye
Alderman Ites aye
Alderman Kimberling aye

B. Second Reading Council Bill No. 2013-15; Ordinance No. 2013-15: “An Ordinance adopting an annual budget for the fiscal year beginning January 1, 2014, appropriating funds pursuant thereto.” Alderman Dobbins introduced Council Bill No. 2013-15 for the second reading. Alderman Kimberling seconded. The following roll call vote was recorded

Alderman Lux aye
Alderman Dobbins aye
Alderman Ites aye
Alderman Kimberling aye

Mayor Keck declared Council Bill No. 2013-15 becomes Ordinance No. 2013-15.

C. First Reading Council Bill No. 2013-16; Ordinance No. 2013-16: “Water rate change. An Ordinance resetting rates for water service in the City of Laurie, Missouri, and amending certain portions of Ordinance No. 2002-17 and Repeal of Ordinance No. 2009-09, 2010-04, 2011-03, and Ordinance No. 2012-18. Alderman Kimberling introduced Council Bill No. 2013-16 for the first reading. Alderman Lux seconded. The following roll call vote was recorded:

Alderman Lux aye
Alderman Dobbins aye
Alderman Ites aye
Alderman Kimberling aye

D. Second Reading Council Bill No. 2013-16; Ordinance No. 2013-16: “Water rate change. An Ordinance resetting rates for water service in the City of Laurie, Missouri, and amending certain portions of Ordinance No. 2002-17 and Repeal of Ordinance No. 2009-09, 2010-04, 2011-03, and Ordinance No. 2012-18. Alderman Lux introduced Council Bill No. 2013-16 for the second reading. Alderman Dobbins seconded. The following roll call vote was recorded:

Alderman Lux aye
Alderman Dobbins aye
Alderman Ites aye
Alderman Kimberling aye

Mayor Keck declared Council Bill No. 2013-16 becomes Ordinance No. 2013-16.

E. First Reading Council Bill No. 2013-17; Ordinance No. 2013-17: “Sewer rate change. An Ordinance resetting rates for facilities and services made available by the sewage system of the City of Laurie, Missouri, and amending certain portions of Ordinance Nos. 2007-03, 2002-11, and Repeal Ordinance Nos. 2009-10, 2010-05, 2011-04, and 2012-19.”Alderman Kimberling introduced Council Bill No. 2013-17 for

the first reading. Alderman Dobbins seconded. The following roll call vote was recorded:

Alderman Lux aye
Alderman Dobbins aye
Alderman Ites aye
Alderman Kimberling aye

F. Second Reading Council Bill No. 2013-17; Ordinance No. 2013-17: “Sewer rate change. An Ordinance resetting rates for facilities and services made available by the sewage system of the City of Laurie, Missouri, and amending certain portions of Ordinance Nos. 2007-03, 2002-11, and Repeal Ordinance Nos. 2009-10, 2010-05, 2011-04 and 2012-19.” Alderman Lux introduced Council Bill No. 2013-17 for the second reading. Alderman Kimberling seconded. The following roll call vote was recorded:

Alderman Lux aye
Alderman Dobbins aye
Alderman Ites aye
Alderman Kimberling aye

Mayor Keck declared Council Bill No. 2013-17 become Ordinance No. 2013-17.

Department Head Reports

A. Ed Young, Public Works Director

- Window Proposals: The following proposals have been received: American Sun Control for reflective film - \$154 per office window and \$318 for doors and window above the doors.

Budget Blinds – similar blind with a 99% opacity with a cost of \$2,000; cellular blind pull down \$2,195; and mini blind made from faux wood \$1,495; and Dragon Detailing and Tinting - \$168 per window with no proposal for doors and windows above the doors. Discussion followed. It was recommended that the Board revisit the proposals in February or March.

- Construction of Drive: Under the present ordinance the city is required to hire an engineer to write the standard specifications for building a road to receive three sealed bids. After discussion City Attorney Steve Grantham offered to have a recommendation at the January meeting.

- Board Room Proposal: Integration Excellence Sound Treatment provided a project summary for \$4,996.40 for 32 Episode Acoustic Panel 24 x 40. Discussion followed.

Alderman Dobbins made a motion to table the proposal. Alderman Ites seconded. The following vote was recorded:

Alderman Lux aye
Alderman Dobbins aye
Alderman Ites aye
Alderman Kimberling aye

Alderman Dobbins, Alderman Ites, and City Clerk Olive Wood will work on sound solutions to the board room.

B. Mark Black, Police Chief

- **Monthly Statistics:** November calls for service 263; Traffic Stops 18; Warnings 15; Summons 2; Arrests: 2 adult females and 4 adult males; and 16 assists with other agencies.

Chief Black provided a picture of Reserve Officer John Christian. He has completed his training and is currently working on his own. He completed his academy training in May 2013 and has worked for the Sunrise Beach Police Department prior to coming to the Laurie Police Department as a reserve.

Alderman Lux asked if any officers had been to training. Chief Black reported that Officer Sylvester had just completed DWI instructor's training and the city received at no cost a new breathalyzer machine. The other breathalyzer machine belongs to the State.

C. Olive Wood, City Clerk

- **Review Financial Report:** Total of all funds \$1,819,879.47. General Fund Revenues - \$593,551.87; General Fund Expenses - \$611,894.90 exceeding revenues by \$18,343.03; Event Fund Revenues - \$82,176.24; Event Fund Expenses - \$102,126.12; Water and Sewer Fund Revenues \$601,043.41; and Water and Sewer Fund Expenses - \$1,153,455.08; the expenses include the capital expenditures for the new city hall building.

- **Sales Tax Review:** The general fund's 1% sales tax for November was \$45,711.53, \$1,966.68 less than same period in 2012. Year to Date: \$354,519.65 and is \$25,729.36 less than collected in 2012 for same period. The city budgeted \$400,000 for 2013's one-cent sales tax. The city collected \$382,991.00 in 2013, this is 4% less than we anticipated.

D. Steve Grantham, City Attorney:

Board Reports:

Mayor:

- **Enhancement Committee Appointment:** Mayor Keck recommended appointing Sara McElwee of JJ's Copper Pot as an additional member to the Enhancement Committee.

Alderman Ites made a motion to appoint Sara McElwee to the Enhancement Committee. Alderman Dobbins seconded. The following vote was recorded:

Alderman Lux	aye
Alderman Dobbins	aye
Alderman Ites	aye
Alderman Kimberling	aye

- Employee & Volunteer Christmas Party: Mayor Keck reported a good crowd was expected at the employee and volunteer Christmas party on Sunday, December 15, 2013 at 6:00 p.m. Vinny's will be providing the meal and it was reported the food had been excellent at other events he had catered recently.

Regular meeting adjourned at 7:13 p.m. to go into closed meeting.

Closed Meeting: A portion of this meeting may be closed pursuant to RSMo Section 610.021 (2) for the purpose of leasing, purchase or sale of real estate where public knowledge might adversely affect the amount paid in the transaction.

Alderman Lux made a motion to adjourn the regular meeting and go into closed meeting pursuant to RSMo Section 610.021(2) for the purpose of leasing, purchase or sale of real estate where a public knowledge might adversely affect the amount paid in the transaction. Alderman Ites seconded. The following roll call vote was recorded:

Alderman Lux aye
Alderman Dobbins aye
Alderman Ites aye
Alderman Kimberling aye

Closed Meeting attendance: Mayor Herb Keck, Alderman Lux, Alderman Dobbins, Alderman Ites, Alderman Kimberling, Attorney Steve Grantham and City Clerk Olive Wood.

Attorney Steve Grantham provided a draft of a lease agreement with Re-Max. After discussion and reviewing the lease Alderman Ites made a motion to have Mayor Keck present and execute the lease agreement with Re-Max. Alderman Lux seconded. The following roll call vote was recorded.

Alderman Lux aye
Alderman Dobbins aye
Alderman Ites aye
Alderman Kimberling aye

Alderman Dobbins made a motion to adjourn the closed meeting and return to open meeting. Alderman Kimberling seconded. The following roll call vote was recorded:

Alderman Lux aye
Alderman Dobbins aye
Alderman Ites aye
Alderman Kimberling aye

Open Meeting was called to order at 7:40 p.m.

City Clerk Olive Wood provided the closed meeting results in open meeting.

Adjourn: Alderman Kimberling made a motion to adjourn. Alderman Lux seconded. Meeting adjourned at 7:45 p.m.

Herb Keck, Mayor

ATTEST:

Olive Wood, City Clerk