

**SAVANNAH CITY COUNCIL
REGULAR SESSION
PROCEEDINGS
OCTOBER 15, 2012
CLASBEY CENTER – COUNCIL CHAMBERS
7:00 P.M.**

Mayor Dave Ingersoll presiding

Pledge of Allegiance was recited.

Council Member present: Don Dillman, Vernon Townsend, Joy Thompson and John Parker. Mayor Dave Ingersoll, City Administrator Jill Cornett, City Attorney Ron Holliday, Chief of Police David Vincent and City Clerk Beth Kar were also present. The meeting notice was posted at City Hall October 12, 2012. The meeting was audio recorded.

Approval of Agenda

Don Dillman motioned to approve the agenda as posted. Vernon Townsend seconded. Motion carried on 4 yes votes.

Minutes – October 1, 2012; October 8, 2012

Vernon Townsend amended the minutes of October 8, 2012 by adding after the motion to approve the fireworks, “Motion carried on 4 yes votes.” Vernon Townsend motioned to approve the minutes as amended. Joy Thompson seconded. Motion carried on 4 yes votes.

Public Testimony

No public testimony.

Savannah United Methodist Church Block off Parking Lot for Trunk or Treat

Carrie Turner, Savannah United Methodist Church, requested the 4th Street parking lot next to the church be blocked off for their annual Trunk or Treat event on October 31, 5:30 to 7:30 p.m. Don Dillman motioned to approve the request. John Parker seconded. Motion carried on 4 yes votes.

Mayor’s report

Mayor Dave Ingersoll reported:

- He had been to Banyon Street and the County had finished the asphalt from the concrete to the existing asphalt. The County jail does have the structure installed to mount solar panels on it.
- He spoke to Police Chief David Vincent and to Fire Chief Tommy George. Mayor Ingersoll is lifting the burn ban on yard waste. Ingersoll noted people cannot burn trash and garbage in Savannah; burning is for yard waste only.

- Ingersoll commented on direct deposit for City employee paychecks. Half of Council and several employees have signed up to receive their pay through direct deposit instead of paper checks. He thinks the rest of the employees will sign up for direct deposit.

Appointment -- Janice Hatcher had resigned from the Park Board, leaving an opening on that board. Mayor Ingersoll appointed Jerry Baker to the Park Board. Don Dillman motioned to approve the Mayor's appointment of Jerry Baker to the Park Board. Vernon Townsend seconded. John asked if it was a violation of the sunshine law because it was not on the agenda. Mayor said he didn't think so because it is the 4 Council that will approve or not approve the appointment. There is no input from anyone else but Council. He has looked through the sunshine laws and doesn't see it as a problem. Vote: 3 yes; 1 no (Parker). Motion carried.

Police Chief's Report

Chief of Police David Vincent reported the police department is preparing for the annual Homecoming Parade. The police will be sending out a flyer asking for all vehicles on the parade route to be removed from the street prior to the parade on Friday. Vincent will be on vacation next week in South Dakota; Lt Bruce Lundy will be covering. Vincent and Lundy attended training by the FBI on retrieving evidence from cell phones. In addition, several people including Vincent and City Administrator Jill Cornett met with the school superintendent and Minnie Cline Elementary principal and hopefully have worked out a solution on the traffic problems at Minnie Cline. Busses will come off of Price, use the east drive and turn on Benton to 6th. The line for parents to pick up their kids will be moved to 9th street. The West pick up line will function as it has been. The City will put up a no right turn sign to help congestion. The new traffic procedures will start on the 29th after parent teacher conferences. Vincent also met with Andrew County Sheriff Atkins, Chief Scott of Country Club and school officials on a safety meeting to address any emergency situations at the schools. Vernon Townsend motioned to approve the Police Chief's report. Joy Thompson seconded. Motion carried on 4 yes votes.

City Administrator's Report

City Administrator Jill Cornett reported:

RESCIND ORDINANCE APPROVING CONTRACT WITH AUXIER CONSTRUCTION FOR EAST MAIN ST. -- Auxier Construction was the low bidder in the second round of bids on extension of East Main Street. The City passed an ordinance authorizing a contract with Auxier. The State subsequently determined that the bid process was not in conformance with State regulations. Staff recommends City rescind the ordinance to void the construction contract. Auxier Construction did not participate in the third-round bids.

ORDINANCE APPROVING CONTRACT WITH HOGGATT EXCAVATING FOR E. MAIN ST. -- The bid opening was October. 10. Two bids were received: 1) MidAmerica Road Builders for \$399,242.60; 2) Hoggatt Excavating for \$349,740.00. Staff recommends awarding contract to the low bidder, Hoggatt Excavating, by passing an emergency ordinance so construction can begin immediately.

FAIR HOUSING TRAINING -- Staff attended the "Show-Me Fair Housing Project," presented by Missouri Commission on Human Rights, on October 10 at Clasbey Center. Four municipalities were represented. The federal government requires all cities that receive any federal funding to participate in Fair Housing Awareness Project. The goal is to make affordable

housing available to all citizens, regardless of race, color, religion, national origin, ancestry, sex, disability, age, and familial status. Cities comply by evaluating residential building requests and determining whether developments are cost-prohibitive to any citizens, such as large-estate lots (1+ acre per home). If so, is there affordable, alternative housing available in the community? Cities are required to participate in the Awareness Project by distributing Fair Housing information, hosting public meetings, and publicizing Fair Housing requirements in published materials/website/radio or on television. Cornett described a few of the hand-outs. Her presentation tonight is considered "Local Training" through a public meeting. Further, the City is responsible for learning about or identifying impediments to fair housing, taking steps to overcome those impediments and keeping records of such actions. The Council packet included two separate handouts for Council. This session with her descriptions was recorded in the minutes of the Council meeting. She asked that anyone who knew landlords to also pass on this information.

SIGN REFLECTIVITY REQUIREMENTS -- Public Works Director Kenny Lance attended a seminar on the U.S. Dept of Transportation requirements for signage such as stop signs, yield signs, etc. The new rules require a higher level of reflectivity so that the signs are more visible to older drivers and more visible at night. Council packets include excerpts from the rule book from the U.S. Dept. of Transportation. Kenny Lance provided an update from the seminar he attended. Lance reported that originally all changes had to be completed by June 2014. He talked to the City's insurance representative from MIRMA, Jeff Arp, and found out that mandate has been changed. The City does need to have an implementation plan. Lance is researching if the City can put a new facing on the signs instead of replacing whole signs, which would cost more money. Eventually all signs will need to be updated. There is a gun available to test during the day time the reflectivity on the signs. The gun is \$11,000. Or the City can perform the tests at night with a 60+ year old person and verify the person can see the signs. He talked to MIRMA for options. MIRMA may purchase a gun and allow cities to borrow it for the tests. The signs are supposed to have a 10-year guarantee. Savannah could also look to purchase a gun with other area municipalities and share the cost.

UPDATE ON WASTEWATER REPAIRS SUMMER 2012 -- Assistant Utility Director Jason Long presented a wrap-up of the Wastewater repairs completed to date. Long described the recent repairs and replacements at the Wastewater Plant. The older oxidation pipe had been moved and had been plagued by failures. It was one of the more expensive replacements. The problem has been rectified. Both oxidations are working. The excessive heat this year had caused other problems with equipment. The Wastewater operators were able to rebuild one blower. They were able to replace the other one with a refurbished model and saved about \$1,200. The plant is also having smaller electrical issues with control panels. Long explained that they are looking at having the control panels thermoscanned to see where the bad connections are. Currently the operators have a submersive motive pump in the process of being replaced. Vernon Townsend asked if the solar company had come down to do a study as mentioned at the last Council meeting. U.S. Solar had not yet visited the Wastewater Plant. John Parker commended Jason Long for his hard work and effoLong said Dellie Dunn was really helping out well.

UPDATE ON WATER MAIN BREAK REPAIRS SUMMER-FALL 2012 -- In the Council packet is a list from Public Works Director Kenny Lance on water main breaks fixed this summer-fall. The number of breaks greatly exceeds "normal" summer-fall repairs. The drought conditions have stressed the old cast-iron pipes. Moving forward, Staff recommends replacement of the lines in summer 2013. New lines should be 6" PVC to conform to Missouri

Dept of Natural Resources (MDNR) recommended standards. PVC has flexibility and is able to stand better weather changes. Vernon Townsend asked if the breaks were due to drought, what will happen if there is a lot of rain; will that also cause problems? Lance explained the pipes were broken on the bottom side, not the top side and he did not think rain would cause the same problems.

UPDATE ON GOLF COURSE MAINTENANCE SUMMER-FALL 2012 -- In the Council packet is a collection of pictures on the recent maintenance at the Golf Course including the new water line, pumps and motors. Cornett complimented Christopher for keeping costs low and working with minimal staff. Golf Course Manager Mark Christopher described the work at the course and praised his maintenance staff. The pictures included putting in the new pipeline from the meter to the pond. Some of the ponds are down as much as 20 feet. On the pumps the City has at the course, parts were stopped being made 4 years ago. The golf course has a plan for the practice greens. Most courses have sod farms. Their plan was to make combination practice green/sod farm. The golf course fund's cash flow is much better than last year. Cornett took a tour of the course before the meeting. She gives Christopher a lot of credit for researching and finding cost cutting to get the work done. Christopher thanked the other City staff for advice and help. Vernon Townsend asked what kind of replacement trees will go in at the course. Christopher is researching the best replacement. Mayor Ingersoll suggested talking to Bob Stubblefield.

Planning & Zoning Commission: RECOMMENDATION TO ADOPT 2012 ICC CODES & UPCOMING MEETING -- Planning & Zoning Commission recommended the City to adopt the 2012 ICC CODES for:

- Building
- Residential
- Mechanical
- Plumbing
- Fuel Gas
- Existing Building
- Electrical

Building Inspector Gene Grossman explained the advantages of adopting the 2012 ICC codes. The City has used 2006 ICC Codes until now. There is one section that the City may want to address and delete. In the 2009 and 2012 codes, if someone builds a new house, it requires a sprinkler system. This is a safeguard but very expensive. He presented the option to the Planning & Zoning Commission (p2405). The City can adopt the 2012 codes and delete that section from the City's regulations. Vernon Townsend was in favor of adopting the 2012 code with the exception of the sprinkler system. The ICC Codes cover with both new and existing homes. The topic will come back after Council has had a chance to think about it.

Upcoming P & Z Meeting on October 22 – Vernon Townsend will not be able to attend. Cornett would like the rest of the Council members and City Attorney Ron Holliday to attend so no one will be receiving information secondhand. Grossman described the topics at the upcoming P & Z meeting this month.

DISCUSS NOVEMBER, DECEMBER, JANUARY COUNCIL MEETING SCHEDULE -- Cornett asked if any adjustments needed to be made to the regular Council meetings scheduled during the upcoming holiday months. Vernon Townsend will not be available part of December.

He will not be available for the December 17th meeting. He does not know if he will be back for the first meeting in January. It depends on the weather since he will be driving.

EMPLOYEE APPRECIATION EVENT – Cornett proposed an employee breakfast in December at Clasbey Center to recognize employees for years of service. She will purchase something for 5, 10, 20, 30 years of service.

STAFF & COUNCIL HOLIDAY CELEBRATION (Schedule) -- Last year the event was held in January in the evening at the Clasbey Center. The majority of staff seemed pleased with that schedule. What do Council members wish to do this year? The City will wait until closer to February to schedule.

BROOKE SWORDS, COURT CLERK – The City received notice that Swords had passed her 6 month probation period and the County is raising her pay to \$12.84. Normally the City matches the County's pay rate on the Court Clerk for her work for the City. Don Dillman motioned to match the County's pay rate for Brooke Swords. Vernon Townsend seconded. Motion carried on 4 yes votes.

Vernon Townsend motioned to approve the City Administrator report. John Parker seconded. Motion carried on 4 yes votes.

Treasurer's Report & 6 Month Statement

City Administrator Jill Cornett described the highlights of the major funds including the cash balances. The bid opening for the slurry seal on Park Street is October 19th. The Cemetery fund's cash balance without the Chester Baum trust money would have a negative balance. In the future the City may need to transfer money to the Cemetery fund. The 6 month statement will appear in this week's Savannah Reporter. Vernon Townsend motioned to approve the Treasurer's report and 6 Month Statement. Joy Thompson seconded. Motion carried on 4 yes votes.

BILLS FOR CONSIDERATION:

Bill 2012-37 Amend Chapter 77 Building Permit Fees was read for the second reading.

ORDINANCE NO. 2578

This ordinance amends Chapter 77 Rate schedule in the Savannah City Code by adding foundation repair and interior walls to the permit fee schedule. Don Dillman motioned to adopt ordinance no. 2578. Vernon Townsend seconded. Vote: Dillman: aye; Townsend: aye; Parker: nay; Thompson: nay. Mayor Ingersoll voted aye to break the tie. Motion carried.

Bill 2012-38 Amending Zoning Article 7 Off-street Parking Regulations was read for the second reading. Joy Thompson asked if a resident put in a second driveway, does it have to be asphalt or concrete. Cornett explained it preserved the structural integrity where the solid surface road meets the driveway. This change is not intended to be a burden, but intended to protect the roads next to the adjacent properties. John Parker asked about a circle driveway. Gene Grossman explained circle driveways are not addressed in this change. If two driveways are connected, that would be the primary driveway. This change only addresses a new driveway. Joy Thompson's concern is that her driveway is mainly gravel. Gene Grossman described then she would maintain gravel. John Parker felt there was nothing in the ordinance that distinguishes

upkeep versus a new driveway. Grossman replied that there was nothing in the ordinance about upkeep; it only addresses for new driveway.

ORDINANCE NO. 2579

This ordinance amends Zoning Article 7 Off-street Parking Regulations. Don Dillman motioned to adopt ordinance no. 2579. Vernon Townsend seconded. Vote: Townsend: aye; Parker: nay; Thompson: nay; Dillman: aye. Mayor Ingersoll broke the tie by voting aye. Motion carried.

Bill 2012-39 Rescind Ordinance No. 2574 Contract on East Main Construction with Auxier was read for first and second readings.

ORDINANCE NO. 2580

This ordinance rescinds Ordinance 2574 passed on September 4, 2012 by Council that authorized a contract with Auxier Construction Company for the construction of the East Main Street extension. The City was subsequently informed by the State of Missouri Department of Economic Development that the bidding process did not comply with State regulations applicable to projects funded through the Community Block Development Grant program. The City was required to re-issue Request for Bids for the aforementioned project. John Parker motioned to adopt ordinance no. 2580. Don Dillman seconded. Vote: Parker: aye; Thompson: aye; Dillman: aye; Townsend: aye. Motion carried.

Bill 2012-40 Authorizing the Mayor to Approve a Contract with Hoggatt Excavating -- Bill 2012-40 was accidentally left off the agenda. Originally the ordinance to approve the new East Main bid was one combined ordinance instead of two (one to rescind and one to approve the bid). City Attorney Ron Holliday did not think it was a problem because the ordinance Bill 2012-40 was posted at City Hall along with the agenda. City Clerk Beth Kar asked for Council to amend the agenda to add Bill 2012-40. John Parker motioned to amend the agenda and add Bill 2012-40. Don Dillman seconded. Motion carried 4 yes votes.

Bill 2012-40 Authorizing the Mayor to sign a contract with Hoggatt Excavating was read for first and second readings.

ORDINANCE NO. 2581

This ordinance authorizes the Mayor to sign a contract with Hoggatt Excavating for the purpose of constructing the extension of East Main Street. Joy Thompson motioned to adopt ordinance no. 2581. John Parker seconded. Vote: Thompson: aye; Dillman: aye; Townsend: aye; Parker: aye.

SECOND PUBLIC TESTIMONY

No public testimony.

COUNCIL DISCUSSION:

Don Dillman had nothing to report.

Vernon Townsend saw the City crews cleaning the streets. He took a tour of the new Andrew County jail. He also walked on Banyon Street where the asphalt was completed.

John Parker had nothing to report.

Joy Thompson attended the Chamber of Commerce meeting and discussed the upcoming pool bond election. She attended the Park Board meeting. The Swim team will have a float in the Homecoming parade. The Park Board discussed its budget plus flyers and campaigning for the pool bond election. Don Dillman thought Jerry Baker would do a good job on the Park Board. Thompson reported she learned a lot from Baker at his presentation to Council and she was glad for that session. Vernon Townsend also commented it was extremely informative.

Adjournment

No further business to discuss. Meeting adjourned at 8:27 p.m. on a motion by Vern Townsend. Joy Thompson reminded Council that a second was not necessary on a motion to adjourn. Mayor Ingersoll adjourned the meeting.

Dave Ingersoll, Mayor

ATTEST: _____
Beth Kar, City Clerk