

**SAVANNAH CITY COUNCIL
PROCEEDINGS
REGULAR SESSION
MONDAY, JUNE 18, 2012
CLASBEY CENTER – COUNCIL CHAMBERS
7:00 P.M.**

Mayor Dave Ingersoll presiding.

Pledge of Allegiance was recited.

Roll Call: Vernon Townsend, Don Dillman, John Parker and Joy Thompson. Mayor Dave Ingersoll, City Administrator Jill Cornett, City Attorney Ron Holliday and City Clerk Beth Kar were present. Chief of Police David Vincent arrived at 7:01 p.m. The meeting notice was posted at City Hall June, 15 2012. The meeting was audio recorded.

Approval of Agenda

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

Minutes – June 4, 2012

John Parker noted a correction in the June 4, 2012 minutes. Under Council discussion before the Executive Session, he asked that it should be added before John Parker's motion to go into Closed Session that "Mayor Ingersoll recommended Council go into Closed Session to discuss personnel." John Parker motioned to approve the minutes as amended. Joy Thompson seconded. Motion carried on 4 yes votes.

Public Testimony

No public testimony.

Mayor's report

Board Appointments – Mayor Dave Ingersoll had two names to nominate for the Park Board vacancies. Both of the applicants were at the Council meeting. First he recommended Ron Shreve as an appointment to the Park Board. Don Dillman motioned to approve the Mayor's appointment of Ron Shreve to the Park Board and Vernon Townsend seconded. Joy Thompson asked if the Park Board had recommended Shreve or if there was any reason Ingersoll had not taken any of the Park Board recommendations. John Parker questioned Shreve if he had any young members in family. Parker asked what he would bring to the Park Board. Ron Shreve said he did not have any personal agenda and he liked the parks. Vote: 3 yes; 1 no: Parker. Motion carried. Mayor Ingersoll recommended Zach Schulenburg as his second appointment to the Park Board. Don Dillman motioned to approve the Mayor's appointment of Zach Schulenburg to the Park Board and Vernon Townsend seconded. John Parker asked what Schulenburg would bring to the Park Board. Zach Schulenburg said he was familiar with budgets from his construction business and he had three small kids including a daughter who plays t-ball. Motion carried on 4 yes votes.

Police Chief's Report

Chief of Police David Vincent reported that he will provide the officer statistics next month. Everything is running fine. The Alumni Event and Family Fair Night went well. Vernon Townsend motioned to approve the Police Chief's report. John Parker seconded. Motion carried on 4 yes votes.

City Administrator's Report

City Administrator Jill Cornett provided her report:

INDEPENDENT AUDIT BIDS – The City received two bids for independent audit:

1. Cochran Head Vick & Co.– St. Joseph/Kansas City, **\$12,000**

Cochran et al provided all information required, including:

- list of qualified personnel
- list of other municipalities served
- Peer Review report
- outline of audit approach in phases

Also included:

- twenty (20) hours of consultation worth \$2,700 - \$3,600
- free in-house training sessions
- options for two (2) annual renewals at 3% accrued increase per year.

2. Fountain and Associates – Kansas City, **\$5150**. Fountain provided none of the information required.

Since there was only one complete bid with all required information submitted, City staff recommends putting this out for bid one more time. Additionally, in contacting some of the firms the City expected bids from, it turns out that they were interested in the project, but didn't have time to submit a bid by the deadline. If the legal notice is put in the newspaper tomorrow, Cornett suggested the second bids could be back and have a recommendation on the new bids by the second meeting in July. John Parker motioned to reject all bids received and request new bids for the auditor. Don Dillman seconded. Motion carried on 4 yes votes.

REPAIRS TO AMAZONIA WATER PUMP #2 --- Water Superintendent Dale Watson reported that Well Pump #2 is no longer functioning. This well pump was installed in 2002 through a low bid. The design of the pump was unique and has presented the Water Department with repair and maintenance issues since it was installed. The City has deferred repairs several times because revenues were not sufficient to pay for significant repairs or replacement. Now the well is out of service during the most demanding season. With only two wells in operation, the City faces the possibility that another one could go out and it would be difficult to pump enough water to meet demand. Watson asked Layne Christensen to diagnose the malfunction with Well #2. Christensen built the other two wells for the City but not #2. The other two wells have worked well for the City. Don Caillouet, Layne Christensen, was present to discuss a proposal for repair and replacement. Ordinarily a project like this would be bid out, but this is an emergency situation in which the City could lose another pump and not be able to deliver sufficient water to the customers. Cornett deemed this an Emergency Purchase. The funds for repairs will come from the Water Fund. Revenues are sufficient at this time to address this cost as the City continues to build the fund for debt payments in November. Caillouet drew a diagram of Well #2 and then compared it to the other two wells. He suggested using the existing tower and column pipe in Well #2 to help save on the cost. In theory the

proposal should work. If the piece is warped, other options will have to be reviewed. Estimated cost of repairs \$20,150 to \$25,000. The cost includes: submersible pump 60 HP, submersible wire, submersible pump bowl and No. 2 tower modifications for the installation of the submersible pump. The City normally uses 2 out of the 3 wells to pump water; there is always a spare if maintenance is needed on one of the other pumps. The pumps should be pulled every few years and checked out. The City does not currently have a service plan on the pumps. Cornett remarked that this was a capital request. The purchase was not in the budget but can be added to the budget amendment. John Parker asked Watson if there were any other options. Watson responded that the City had awarded the lowest bid originally for Well #2 but it was never was quite right and did not line up like it should. He had had very little trouble with the other two wells that Layne put in. Layne offers an annual maintenance agreement. Joy Thompsons motioned to fix the pump on Well #2. Vernon Townsend seconded. Motion carried on 4 yes votes. John Parker recommended that the City find out more about Layne's maintenance plans.

REPLACE SUBMERSIBLE MOTIVE PUMP -- Wastewater Plant Superintendent Jason Long reported that Wastewater Pump #1 is no longer cost-effective to operate. Replacement parts are obsolete, often requiring custom tooling. A replacement internal motive pump was on the budget for this year. Long recommended replacing the external pump instead, as the need is greater for that replacement at this time. Two more similar units will be needed within 12 months. Long will keep the old pump in case of an emergency. Cornett requested a motion to put this pump out for bid. This is an acquisition, unlike the well pump, and the City has time to bid it out. Vernon Townsend motioned to put out bids for the motive pump. John Parker seconded. Motion carried on 4 yes votes.

UPDATE ON STREET REPAIRS -- The Public Works crews have been working on streets. Here are the repairs including amount of asphalt used so far:

6 th & Nelson	7 tons hot mix asphalt
E. Price & Cedar	9 tons
W. Swensen & Aspen	3 tons
Park & Hwy. 71	7 tons
3 rd Ter. & W. Park	3 tons
N. Armor & W. Chestnut	6 tons
N. Arbor & W. William	2 tons
N 1 st & W. Park	2 tons
N. 8 th & Hwy. 71	6 tons
S 3 rd & W. Price	3 tons

UPDATE ON E. MAIN -- The City is still exploring options to cut costs from the project and construction bids. Cornett is in conversations with TREKK, the engineer, to redesign the project and obtain lower bids. John Parker asked if the delay would put the new Senior Center financing, also through a CDBG grant, at jeopardy. Both CDBGs are pass through grant on the City. The challenge is the construction bids came in so much higher than the amount of the East Main grant. Parker asked if the City had given TREKK a time table. The deadline for the redesign is the end of this week. The County submitted a substantial list of what they can do but it is still not enough to bring down to the costs to the grant amount. Mayor Dave Ingersoll asked what happens if the project still does not get down to the grant amount. Cornett described how TREKK took the 3 bids received on the construction work and subtracted the amount of work the County would put in; the amount left is still quite a bit above the grant amount. Options include bringing in an independent engineer to see if there is any "fluff"/ extra that can be removed from the project. Another option is if the developers or the City would kick in the extra money. Vernon Townsend suggested asking the Senior Citizens Center to kick in more money for the project. Mayor Dave Ingersoll thought the additional costs should go back to the developers. John Parker commented he would hate for it to end up like the sidewalk grant where the City ends up having to pay money back because the project was not done correctly the first

time. He wants to find a way to correct the mess without it getting it bigger. John Parker asked for a time table to complete East Main. Cornett responded that the City would have to find out where to come up with the money for the difference between what the grant will pay on the project and what is over that amount. The City has money in the gas tax/street fund. Mayor Dave Ingersoll commented that in the past it was very clear that the City would put no money into the East Main Street Extension project. Joy Thompson felt like the City was letting the Seniors down with the delays. Cornett responded that the construction bids would be at least \$400,000 after the County's work is included. The CDBG grant is federal money, so the construction bid amounts cannot just be negotiate; the City has put out a legal notice for new bids for 3 weeks. John Parker asked if the City had the necessary pressures to demand an answer by a certain date from TREKK. Cornett answered that it depends on how long Council wants to extend this.

MO-DOT SIDEWALK GRANT UPDATE -- The City sent letter to Mo-DOT, acknowledging an agreement to make four annual payments (beginning in fiscal year 2013) of \$17,634 to reimburse the State for the grant monies received for sidewalk replacement Mo-DOT deemed out of compliance with federal requirements. The City is waiting for Mo-DOT to determine the appropriate documentation to finalize the agreement.

PUBLIC UTILITY ADVISORY BOARD (PUAB) UPDATE - David Brax, Denise Curran, Steve Schieber, Steve Thaler and Sister Mary Ellen have agreed to serve on the new board. The ordinance is in Council packets to create the PUAB (Public Utility Advisory Board).

OLD WATER PLANT WORK PLAN -- Now that all of the sludge and alum have been removed, the City should progress to leveling out the land, covering the areas where the sludge was stored and seeding the area. Director of Public Works Kenny Lance and Cornett, along with Dale Watson and the Public Works crew, and Vernon Townsend, toured the fields and the old plant to determine whether the work could be performed in-house. Lance advises that the City put the field reparation out for bid. Cornett will continue to research what more must be done, if anything, before the City demolishes the old plant. MDNR contacted her looking for a timetable. She recommended putting the dirt-moving out for bid, and filling in the old lagoons. Don Dillman motioned to put the dirt work out for bid and Vernon Townsend seconded. Motion carried on 4 yes votes.

REQUEST MOTION TO PROCEED WITH HEALTH INSURANCE BIDS -- City contracted with Aetna last year for a one-year period for health insurance. The ordinance stated the contract term of one year, after which City would rebid. John Parker motioned to bid out the employees' health insurance and Joy Thompson seconded. Motion carried on 4 yes votes.

REVISE DRUG TESTING POLICY PER FEDERAL LAWS – The most recent revision of Drug Testing Policy for the City of Savannah was 1995. Since that time the Local, State, and Supreme Courts have made some decisions regarding the Fourth Amendment guarantee of privacy. The Council packets contain an article from the Missouri Municipal League that describes different policies and how the court decisions have impacted them. Basically, the City should perform the following tests: 1) Applicant testing for full-time employment; 2) Random testing for any employee with a CDL license; and 3) Event testing after an accident for Police or employee with a CDL license - random testing on any other individual could be deemed an invasion of privacy per the Fourth Amendment. Cornett recommended revising the Alcohol and Controlled Substance Testing Policy. John Parker wanted to make sure that all employees would be tested after accidents involving equipment. Mayor Ingersoll recommended to change the language in the ordinance to: "operating an motorized vehicle." Cornett asked if Council wanted to postpone reading the testing ordinance or read it for the first reading as amended and change it before for the second reading. Council decided to read as amended.

AGREEMENT WITH SAVANNAH MO RIII HS FOOTBALL BOOSTER CLUB – The Booster Club wishes to utilize the Clasbey Center for three hours every Thursday night, Aug. 30 – Oct. 25 at a reduced rate of \$35 per night. This request does not conflict with other events. It is a revenue opportunity for an otherwise quiet night at the Clasbey.

MIRMA INSPECTION OF PARK FACILITIES -- Jeff Arp from MIRMA, the City's insurance, visited Messick Park, the pool, and Duncan Park. His report is included in the Council packets.

CONSIDER REPLACING CITY HALL VEHICLE -- Cornett has been stranded twice in the City Hall vehicle, the old (1996) Ford Taurus. Walton Motors has run diagnostics, but cannot find anything requiring repairs. Rather than risk being stranded on a highway, Cornett requests that the City consider options for replacing the vehicle with a high fuel efficiency sedan. She would like to trade it in while it still works. Mayor Ingersoll said this could be done in the next budget. The police vehicle that Lt Lundy drives had the air conditioning go out and today the electric fan motor for the cooler went out. Cornett suggested looking at fleet replacement of the City vehicles.

PAYOFF NID DEBT -- In 2002 the City established a Neighborhood Improvement District (NID) for the purpose of collecting property taxes from property owners on and around the Square, and using the funds to make sidewalk improvements. The total money borrowed was \$55,000. City's payment schedule to lender is \$3000 per year in principal, and nearly \$1500 in fees and interest in the years 2013 -2017, then \$4000 in principal and nearly \$1500 in fees and interest in the years 2018-2022. NID bonds are callable and could be paid off any Mar 1 or Sept 1. Cornett proposed that the City pay off the NID debt on Mar 1, 2013, thereby relieving the additional payments of interest and fees, which could total \$15,000 more if following the existing payoff schedule. Cornett has already contacted the bond attorneys to learn what the payoff cost would be, as there are always fees associated with any action involving bond brokers or attorneys. This is another item to look at in the new budget.

JULY 2 MEETING DATE – Cornett reported that both Mayor Dave Ingersoll and Council President (Mayor Pro Tem) Vernon Townsend will be unavailable to attend the July 2nd Council meeting. Vernon Townsend motioned to move the July 2nd meeting to July 9 and Don Dillman seconded. Motion carried on 4 yes votes.

TREASURER'S REPORT -- Cornett described the highlights of the May 31's financial reports. The City will need to decide what to do with the Chester Baum trust money for the Cemetery. Jill Cornett's goal is to have the City's total cash balance over \$2,000,000. Vernon Townsend asked about the timeline for installing the new water meters. Director of Public Works Kenny Lance should be receiving the new meters in a few weeks. Vernon Townsend asked if the water meter was removed from the house that was demolished on Benton. It was. Don Dillman motioned to approve the Treasurer's report and City Administrator's report. Vernon Townsend seconded. Motion carried on 4 yes votes.

BILLS FOR CONSIDERATION:

Bill 2012-22 Renew Contract with Inspirations Dance Center for Clasbey Center Rental was read for the second reading. Mayor Dave Ingersoll said would step down because of conflict of interest since the contract involved his daughter-in-law, Mary Ingersoll, and asked Vernon Townsend to take over the meeting as Mayor Pro Tem. John Parker asked how the amount of the rental contract compared to last year. It is the same amount: \$700/month. Parker mentioned water and other utility increases since last year. Joy Thompson asked if the City had

looked into bidding out those Clasbey rooms (East and West Duncan). City Administrator Jill Cornett checked with City Attorney Ron Holliday and other municipalities to see if others do that. The other cities she checked with had lease agreements on their community centers but did not bid them out. Holliday asked who the City would send out bids to. It has never been done in the past and he said it was not legally necessary to do this. John Parker thought the City should be more diligent when a lease is up and ask if anyone else was interested. Mary Ingersoll said this will be her 5th lease with City for the Clasbey East/West rooms. John Parker suggested putting up a public notice that the lease is open for renewal in case there was anyone else who would be interested. He was also concerned there was not a rate increase with the increase of water and other utilities. Mary Ingersoll responded that there is no water in her rooms and she pays a separate bill for the electricity. Joy Thompson requested that next year the rental be bid it out. City Clerk Beth Kar verified with City Attorney Ron Holliday that Vernon Townsend could vote as Mayor Pro Tem with the Mayor also in the room. Holliday affirmed that Townsend could vote.

ORDINANCE NO. 2563

This ordinance authorizes the renewal of the Clasbey Center rental with Inspirations Dance Center. Don Dillman motioned to adopt ordinance no. 2563. Joy Thompson seconded. Vote: Dillman: aye; Townsend: aye; Parker: nay; Thompson: aye. Motion carried. Mary Ingersoll commented that the lease had had significant rate increases over the years. She said it would discourage her from operating a business in the space knowing someone could come in and bid higher. Mayor Pro Tem Vernon Townsend turned the meeting back over to Mayor Dave Ingersoll.

Bill 2012-23 Authorize the Mayor to Execute a Lease Agreement for the Clasbey Center with the Football Boosters Club was read for the first reading.

Bill 2012-24 Public Utility Advisory Board was read for the first and second readings.

ORDINANCE NO. 2564

This ordinance adopts Chapter 27 Subchapter C Public Utility Advisory Board into the City Code. John Parker motioned to adopt ordinance no. 2564. Don Dillman seconded. Vote: Townsend: nay; Parker: aye; Thompson: aye; Dillman: aye. Motion carried.

Bill 2012-25 Update the City's Drug and Alcohol Testing Policy was the first reading.

Second Public Testimony

Connie George asked Mayor Ingersoll why he told a lie last meeting, saying that he did not have any applications for the Park Board. She filled one out. Mayor Ingersoll responded that he had her application and asked what she was talking about. Ingersoll felt George had done nothing in 8 years on the Council working as liaison for the Park Board.

Bill Coats congratulated Council and the Mayor for making a turn-around in the City budget and getting things like the old water plant issue resolved.

COUNCIL DISCUSSION:

Joy Thompson reported that she attended the last Park Board meeting and the City needs to work together with the Park Board. She knew both of the new people appointed and commented that she knew they were nice people. Thompson asked if the Park Board had received the MIRMA letter on the Parks. Cornett sent a copy to Dwyane Williams on the Park Board. Joy Thompson

commented that the Savannah High School class reunion and Andrew County Fair were wonderful. She received lots of comments on how the golf course has turned around and how good the cemetery looks.

John Parker received one call this week. The caller questioned any liability to the City from when former Mayor Billy Kretzer is mowing the right-of-way of the state highway. Mayor Ingersoll reported the former Mayor has not been asked to do the work. Vernon Townsend commented that it is state, not city property.

Vernon Townsend saw crews working on Price Street where the road was eroding. It had been fixed but was eroding again. It has been a quiet week. He participated in the Alumni run/walk. The police were efficient in the checkpoints for the race. He came out for the band at the Alumni event.

Don Dillman was at the Golf Committee meeting. Golf General Manager Mark Christopher is doing a good job and is working on improving the course even further. Dillman attended the Lions Club fishing derby at Duncan Park. He complimented Park Manager Donnie Knorr for the good mowing at the park. He reported there were wires at Duncan Park that run the complete length of the shelter and some of the kids would trip over them. He knows why the wires are there but wonders if there are other options.

Don Dillman motioned to go into Closed Session to discuss personnel 610.021(3). Joy Thompson seconded. Vote: Dillman: aye; Townsend: aye; Parke: aye; Thompson: aye. Motion carried.

EXECUTIVE SESSION FOR PERSONNEL 610.021(3)

During Closed Session, John Parker motioned to terminate Nate Campbell from the Golf Course. Vernon Townsend seconded. Vote: Dillman: aye; Townsend: aye; Parker: aye; Thompson: aye. Motion carried.

Joy Thompson motioned to go back into Open Session. Don Dillman seconded. Motion carried on 4 ayes.

Adjournment

No further business to discuss. Meeting adjourned at 8:36 p.m. on a motion by Vernon Townsend and seconded by John Parker. Motion carried on 4 yes votes.

Dave Ingersoll, Mayor

ATTEST: _____
Beth Kar, City Clerk