

**SAVANNAH CITY COUNCIL  
MONDAY, APRIL 7, 2014 7 P.M.  
PROCEEDINGS  
REGULAR SESSION  
CLASBEY CENTER – COUNCIL CHAMBERS**

Mayor Connie George presiding.

Pledge of Allegiance was recited.

Council Members present: Don Dillman, Greg Wilson, John Parker and Joy Thompson. Mayor Connie George, City Attorney Emily Bauman, Chief of Police David Vincent and City Clerk/Treasurer Beth Kar were also present. City Administrator Bruce Lundy was absent representing the City at Great Northwest Days. The meeting notice was posted at City Hall April 4, 2014. The meeting was audio recorded.

**Approve Agenda** – John Parker motioned to amend the agenda to include the Chief of Police’s request for firearms. Greg Wilson asked to add to the motion to have the first and second readings for the collections ordinances so City Attorney Emily Bauman could get started sooner. Water Superintendent Dale Watson has to order more carbon dioxide so the ordinance approving Praxair’s agreement also needed to be read twice and voted on for approval. John Parker added to his motion to include the first and second readings for all three proposed bills. Joy Thompson seconded. Motion carried on 4 yes votes.

**Minutes – March 17, 2014** – John Parker amended the minutes on page 3 under the City Attorney’s report to add one word. On the sentence that states “John Parker motioned for the Mayor to send a letter to the State,” he added the word “Senate” to the sentence (State Senate). Joy Thompson motioned to approve the minutes as amended. Greg Wilson seconded. Motion carried on 4 yes votes.

**Proclamation: High School Wrestlers** – Mayor Connie George presented proclamations to the high school wrestlers who went to state including: Seth Hummer, Michael Hummer, Peyton Smith, Bryson O’Callaghan and each of the coaches: Bergmann, Barbrie, George. She declared April 8<sup>th</sup> as Seth Hummer Day. Coach Bergmann is retiring. On behalf of the school, Barbrie presented Bergmann with a 230 overall career wins plaque.

**Public Testimony**

Angie Hummer thanked the Mayor and City for taking the time for recognizing the boys and coaches.

Ralph Stanton read his letter of resignation from the Planning & Zoning Commission. He expressed his reasons for resigning. The board members are good people but he felt they needed to understand how important it is to follow the code book. He thought he wasn’t a good enough leader. He complained about John Parker. Stanton ended by mentioning the couch lying on the highway and thought someone should have picked it up. Mayor Connie George reminded Ralph Stanton his five minutes allotted for Public Testimony were up. Stanton left the meeting.

John Parker described how he had made an attempt prior to the meeting to apologize to Ralph Stanton, saying that if he did something to upset Stanton, it was not intentional. Stanton refused the apology.

Kenny Curtis asked the City about changing the ordinance concerning mobile homes and allowing them to be replaced. He wanted to know what it would take to change the ordinance. He has attended a few of the Planning & Zoning meetings. Don Dillman explained that the mobile homes in question were non-conforming. John Parker mentioned the Zoning board had been discussing mobile homes and other changes. The original Zoning policies were from the 1970s. He was concerned that policies did not fit the City's needs in 2014. He could not guarantee anything will change but Planning & Zoning members are open minded. Don Dillman added that the policies were not to harm residents but to protect the other property owners. The recent trailer that was burnt would be allowed to be replaced. At this point he does not believe the landlord is going to do that. A trailer can be replaced on a non-conforming lot as long as the new building has the same footage. Ron Leeson has the only conforming trailer court in town. When Curtis came to Zoning in November, he was asked to bring back a plat. Curtis reported he is still working on it. Joy Thompson did not have a problem with replacing trailers as long as the new ones had restrictions like they had to be less than 10 years old. Don Dillman asked if Curtis would be willing to include the other provisions for trailer courts: streets, sidewalks, and storm cellar. Curtis is looking to see if there is enough room to get it all done. His biggest problem is the creek going through the land. If it rains, the property has a lot of water going up to the walkway bridge. The next Planning Zoning meeting will be April 28.

**Bids – CO2 Water Plant** – One bid was received. Praxair: 0.13 cents per pound. Water Superintendent Dale Watson described that this it is a pretty reasonable bid. It is a three year agreement but if the City found a cheaper price, there is an option to go to the other company and Praxair would have the option of matching the lower price. Don Dillman motioned to approve the bid from Praxair. Greg Wilson seconded. Motion carried on 4 yes votes.

**Todd Euler, Apple Market – Liquor License Request for former Country Mart** – He was present to answer any questions. The ribbon cutting ceremony will be April 16. Euler is one of the owners. Chief of Police Dave Vincent asked if it was still okay to set up for the prescription drug take back that is scheduled for April 26. Euler said that was fine. Greg Wilson motioned to approve the liquor license. Don Dillman seconded. Motion carried on 4 yes votes.

**Police Chief's request** -- Chief of Police David Vincent included the bids for firearms. The Police department had 6 budgeted but need 7 total. The police sent letters out to the local firearm vendors. The officers would like the option to purchase the old guns. Joy Thompson asked for more details about the guns and what made them seem more expensive. The guns do have Nite Sites option and also have higher capacity magazines. Council discussed what was necessary to allow the officers to purchase the guns. A list with the serial numbers of the guns will be provided. No one is currently carrying these surplus weapons. They are off brands and the officers cannot even obtain holsters for them. John Parker motioned to accept the bid from DGs with the provision that officers are allowed to purchase the trade-in weapon at cost if they desire. Greg Wilson seconded. Motion carried on 4 yes votes.

**City Attorney's Report** – City Attorney Emily Bauman worked on the debt collections and policies and procedures ordinances. She is working on the letter to the Governor regarding the Senate Bills 967 (statewide) and 764 (just fourth class cities). She has talked to a few news sources regarding the bill and how it would be detrimental if it passed. The letter regarding

Senator Brad Lager to Lt Governor Peter Kinder was mailed. Bauman will work with Utility Clerk Valorie Bush on the collections of delinquent accounts. Council discussed how long an account would be delinquent before it would go to Bauman for collections. Council agreed to change line 2: collections from ninety days to sixty days. Greg Wilson motioned to approve the City Attorney's report. Joy Thompson seconded. Motion carried on 4 yes votes.

On the letter to the Governor, John Parker asked if it would be better to have all of Council sign it. Council decided to just have the Mayor's signature.

### **City Administrator's Report**

Mayor Connie George presented the City Administrator's report in his absence.

1. Liquid Carbon Dioxide bids -- The water plant uses about nine thousand gallons of liquid carbon dioxide a month. Bid opening: April 2nd. Praxair is the only company that bid. Their bid was 0.13 cents per lb. Poet sent in a bid but requested to pull it once they realized as Praxair's provider and they could not bid against them. The .13 cents per lb. will be a nice savings.
2. Great Northwest Days -- Great Northwest Days is this week. Lundy is in Jefferson City at meeting time. This starts at Noon on Monday and ends Tuesday afternoon.
3. Ralph Stanton -- On Tuesday of last week after Monday's Planning & Zoning Commission meeting Ralph Stanton resigned from the board.
4. Nuisance Violations -- Lundy mailed out twelve nuisance violations. He believes the weather is good enough now that things can be cleaned up. Each was given 10 days to comply and he saw that some already have. He will be issuing summons to those who choose not to.
5. MIRMA Training -- City Clerk Beth Kar, Deputy Clerk Brooke Bell, City Attorney Emily Bauman and he will attend human resources training in Albany on April 15th. The City receives MIRMA credits for attending these types of classes.
6. Tionna Pooler -- We have had a couple of chances to speak to the financial advisor about rates and long term capital requests that we need to think about. On Tuesday after the safety meeting the Department heads all sat down with Tionna and discussed what they had in their plans for future projects and purchases that we want to save for. She is continuing her study and plans in May to give Council a report.
7. Security System -- We need a motion to seek a new security system to replace or repair and maintain what we currently have in place at the Golf Course. John Parker felt the primary valuable assets at the golf course are their supplies and equipment. The course has an existing system that needs to be fixed. He recommended someone immediately repair the system and then put out the entire City properties for security upkeep. It will require hooking up the line to a dialer to a phone line. John Parker motioned to do the emergency repair on the golf course security system. Greg Wilson seconded. Motion carried on 4 yes votes. John Parker motioned to put the entire system out for bids with options for security at the different City facilities. Joy Thompson seconded. Motion carried on 4 yes votes.
8. Certification Exam -- Inspector Mike Malhiwsky will be out of the office Monday April 7th. He is going to Kansas City to take the ICC Test as required for his position. There are

different ICC tests. He has chosen to take the plumbing portion. At the meeting it was reported that Malhiwsky passed the test.

9. Cemetery Mower -- The cemetery budgeted \$3,000 for another mower this year. The one they purchased last year was a Kubota from Derr Equipment and has worked out great. It's time to buy another. Director of Public Works Kenny Lance contacted Derr about getting another one the same as last year's. Derr looked at the older model John Deere trade-in and agreed they could sell another Kubota like we have for \$1979 with the trade-in. Since it's less than \$2500 we do not have to have it formally bid. Lundy would like to go ahead with this purchase since it was budgeted. Greg Wilson motioned and John Parker seconded to approve the mower purchase. Motion carried on 4 yes votes.

Council would like a copy of the nuisance list and who has received letters. Council also wants City Attorney Emily Bauman to send a nuisance letter to the other house discussed on 6<sup>th</sup> Street.

Greg Wilson motioned to approve the City Administrator's report. Joy Thompson seconded. Motion carried on 4 yes votes.

### **BILLS FOR CONSIDERATION:**

Bill 2014-11 City's Carbon Dioxide Supply for Water Plant was read for the first and second reading

#### **ORDINANCE NO. 2638**

This ordinance approves purchase of carbon dioxide from Praxair. Joy Thompson motioned to adopt ordinance no. 2638. Greg Wilson seconded. Vote: Dillman: aye; Wilson: aye; Parker: aye; Thompson: aye. Motion carried.

Bill 2014-12 Collections Engagement was read for first and second readings.

#### **ORDINANCE NO. 2639**

This ordinance approves an agreement with City Attorney Emily Bauman for the collection of delinquent bills. John Parker motioned to adopt ordinance no. 2639. Don Dillman seconded. Vote: Wilson: aye; Parker: aye; Thompson: aye; Dillman: aye. Motion carried.

Bill 2014-13 Collection Policy -- Joy Thompson motioned to amend section 2 to sixty days instead of ninety days. Don Dillman seconded. Motion carried on 4 yes votes. Bill 2014-13 Collection Policy as amended was read for the first and second readings.

#### **ORDINANCE NO. 2640**

This ordinance approves adding a detailed collection policy for unpaid accounts after 60 days. Joy Thompson motioned to adopt ordinance no. 2640. Greg Wilson seconded. Vote: Parker: aye; Thompson: aye; Dillman: aye; Wilson: aye. Motion carried.

### **Second Public Testimony**

Chief of Police David Vincent mentioned that the storm siren at Minnie Cline Elementary was fixed and tested today. When one siren is set off, all of them go off. The test sound is the chimes. There will be an Andrew County sirens test day.

## **ELECTED OFFICIALS REPORTS**

**Mayor's report** - Mayor Connie George reminded everyone that Election Day was tomorrow and to go out and vote.

**Resignation** – Ralph Stanton resigned from the Planning & Zoning Commission. Don Dillman motioned to approve the resignation. Greg Wilson seconded. Motion carried on 4 yes votes.

**Appointment** Mayor Connie George appointed Ken Fisher back to the Planning & Zoning Commission. Joy Thompson motioned to approve the appointment. Greg Wilson seconded. Motion carried on 4 yes votes.

### **Council Discussion**

John Parker commented on the existing Planning & Zoning Commission. Kurt Larson has graciously accepted the chair position. Ross Svendsen has accepted the vice chair.

Joy Thompson was disappointed about the couch left by the side of Highway 71. Mo-DOT does not pick up items along their right of way. Police Chief David Vincent will ask Tim Spoonemore to remove the couch. At Twelfth Street Terrace a hole needs filled in near the corner of 12<sup>th</sup> and Pawnee.

John Parker received a complaint about the house on 6<sup>th</sup>. He was glad that City Attorney Emily Bauman was on top of Senate Bills 764 and 967 and thanked her for the great work she has been doing.

### **ADJOURNMENT**

No further business to discuss. Council adjourned at 8:30 p.m. on a motion by Greg Wilson and seconded by Joy Thompson. Motion carried on 4 yes votes.

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Connie George, Mayor

ATTEST: \_\_\_\_\_  
Beth Kar, City Clerk