

SAVANNAH CITY COUNCIL
AUGUST 15, 2016 7:00 P.M.
PROCEEDINGS REGULAR SESSION
CLASBEY CENTER – COUNCIL CHAMBERS

Mayor Connie George presiding.

Pledge of Allegiance was recited.

Council members present: Kenny Maxwell, Don Dillman, John Parker and Joy Thompson. Mayor Connie George, City Administrator Bruce Lundy, City Clerk Beth Kar, City Attorney Emily Bauman, and Chief of Police David Vincent were also present. The meeting notice was posted at City Hall August 12, 2016. The meeting was audio recorded.

Approval of Agenda – Don Dillman motioned to approve the agenda as posted. Kenny Maxwell seconded. Motion carried on 4 yes votes.

Public Hearing: Tax Rate -- No questions.

Minutes – August 1, 2016 – Don Dillman motioned to approve the minutes of August 1, 2016. John Parker seconded. Motion carried on 4 yes votes.

Public Testimony:

Tyler Wandfluh was present on behalf of the Bradon fundraiser to help with Krull family expenses. The Motorcycle ride starts in Kansas City and ends in Savannah. There will be several events as part of the August 27th benefit including food and entertainment. The event requests the Square be blocked off on the south and east sides, from the Pizza Shoppe south of the Square. Don Dillman motioned to approve the request. Joy Thompson seconded. Motion carried on 4 yes votes. Leigh Nienstedt and Jennifer White from J. Howard asked approval to do a fair tent selling alcohol with 100% proceeds to Bradon's family. Pizza Shoppe also asked for approval to sell. City Administrator Bruce Lundy requested alcohol be limited to 12 ounce plastic cups and purchases can only be made from the tents, and not to sell to anyone who has had too much. She asked if they could sell cans if donated by O'Malley's. Only cups can be sold per regulations. John Parker motioned to allow alcohol to be sold by J. Howard's and Pizza Shoppe with restrictions as mentioned. Don Dillman seconded. Motion carried on 4 yes votes.

Jennifer White asked for permission for the Pizza Shoppe to sell alcohol at the tent Homecoming weekend: October 14th and/or 15th. It will be limited to 12 oz. plastic cups. Don Dillman motioned to approve the permit. Kenny Maxwell seconded. Motion carried on 4 yes votes.

Chamber of Commerce Director Mary Ingersoll described the latest activities of 175th Anniversary celebration of Andrew County and Savannah. Ingersoll requested the Square be blocked off from the post office on Main Street up to the United Methodist church, plus on 4th street up to Market and on 5th street up to Market. She asked if she needed to ask for more road closures. She has most of the vendors signed up. City Attorney Emily Bauman had spoken to her about making sure the meals tent with alcohol is at least 100 feet from the school.

Victoria Mueller was present regarding the moonlight bike ride on October 14th after the homecoming game at approximately 10 p.m. They will start at the lower shelter at Messick Park from 14th to Chestnut to 1st, Pearl, back to 10th street to Chestnut. They are looking for a sponsor for lights. Helmets are required to participate. Don Dillman motioned to allow the event with

regular requirements such as the hold harmless agreement. Joy Thompson seconded. Motion carried on 4 yes votes.

Joy Thompson asked Ingersoll about insurance on the fireworks at the celebration. Ingersoll reported that the details were not finalized on fireworks yet but they would make sure there was the required insurance. City Attorney Emily Bauman explained the risk required insurance and listing the City as additional insured.

Brad Chellew returned to Council asking for final feedback regarding his previous meeting's questions on filling his pool and adjusting the sewer portion of his water bill. City Administrator Bruce Lundy explained that in the past Council has said no to adjustments based on pools. Joy Thompson had not attended the previous meeting and was brought up to date. Chellew asked if this was an item that falls under the petition bill. City Attorney Emily Bauman explained there were not a lot of limitations on the bill. Council discussed what would be involved for a pool discount on sewer. Chellew said to take his highest water bill in last 6 months and charge that sewer amount. His two items were to look at: his specific situation and at a long term review of the whole set up. He thought the sewer bill was like \$250 when he filled his pool. John Parker mentioned it would require a review and changing the ordinance. Many different items would have to be taken into consideration: setting a minimum gallon size on pool (not kiddie size), limit to once a year and address other concerns. Chellew stated he could stir up a pot but that is not what he wants to do. City Administrator Bruce Lundy and City Attorney Emily Bauman will look into it further. John Parker asked about the City's Financial Advisor Tionna Pooler's feedback. Bauman thought the financial advisor would recommend it was something the City would want to avoid and be aware of the financial impact on the rates. Any reduction in rates would have to be made up.

Dean Kratochvil commented on the reason for having another meter like for irrigation. He thought that discounting sewer on pools would be opening a can of worms. The rules should be the same for everyone.

Police Chief's Report – Chief of Police David Vincent addressed Officer Matt McMillen's 6 month probation. McMillen has been doing a good job. Vincent asked to remove him from probation and grant him permanent status. It has been busy and is a little longer than his 6 months. Joy Thompson motioned to take McMillen off probation. John Parker added to remove him based on his probation date and reimburse any loss of wages. There was no loss of wages. John Parker seconded. Motion carried on 4 yes votes. Vincent reported that Wednesday night there was an incident where the jailer needed help with an inmate. The City sent two police officers to assist the female jailer. The inmate attacked the officer. They were able to finally contain him with Tasers. Sgt. Smith went to the hospital and will be okay. School is starting this week. Joy Thompson motioned to approve the Police Chief's report. Kenny Maxwell seconded. Motion carried on 4 yes votes.

City Administrator's Report – City Administrator Bruce Lundy reported:

Storm Siren – He told Steve Cearlock from the siren company Outdoor Warning that the City agreed to pay 25% of the cost for the parts which would be \$2,597.00 and would allow him to use the City's lift fire truck to make the repairs so he would not have the cost of renting a truck. Cearlock asked the City to pay \$10,000 for the parts to fix the siren; they will do the work at no charge and will make the adjustments to the other sirens as well. Total is about \$20,000. The City will continue negotiations to meet in the middle.

Sidewalks -- The sidewalks are coming along quickly.

Back to School -- School is back in session this coming Thursday the 18th.

175th Anniversary Party – There is a lot planned for the 175th anniversary party. There will be representatives at the meeting tonight. Andrew County has donated \$1000 to the event. The City has been asked to donate to the cause as well. He explained that the City cannot donate tax money. He did offer to allow use of the City's dumpsters for the trash from the event which is not a lot but it is an expense they were going to have. He asked for any suggestions about how the City can contribute. The Square will be blocked off and there will be a tent event near the Clasbey Center. City Attorney Emily Bauman described that explained how sponsoring is different from donating. The sponsorship includes the City receives something in return. Don Dillman motioned to match Andrew County's silver sponsorship and do what the City can on the dumpsters. John Parker seconded. Motion carried on 4 yes votes. Joy Thompson thought it should be called the **Savannah**/Andrew County Anniversary celebration or Andrew County/**Savannah** Anniversary celebration since it is the anniversary of both the City and the County. Mary Ingersoll said the title is already long and the event is in Savannah.

Ride for Bradon -- Lundy was approached about an event on the Square to benefit Bradon Krull's Family. He told planners they would need to address the Council about closing the Square and if alcohol will be allowed to be sold.

West Central Auction – Director of Public Works Kenny Lance, Mayor Connie George and Lundy sat down with Jeff Pittman of the West Central Auction and discussed items to sell and when the on-line auction will take place. The City plans to sell the 4.3 acres across from the Reservoir on County Road 427. There are other property items to declare as surplus. The red Ford Taurus that the golf course has used has not been driven for quite some time. Lance wants to sell the old concrete saw and replace with a new one. There are concrete boxes at the cemetery that were not used on a previous project. If the boxes cannot be used in the 6th street project, they can be sold. The street department has small portable generator to sell. Currently Lance is using a personal generator on the street department building which fits better. He would like to get one similar instead of using personal one. The sale would start to close October 18th until an ultimate bidder finished. Joy Thompson asked if the City would make more money having an auction or with bidding it outright. In the past, the City made more in auctions than sealed bids. The property sale will be discussed in closed session. Don Dillman motioned to declare the property surplus and Joy Thompson seconded. Motion carried on 4 yes votes.

Clock on the Square -- Lundy received a complaint that the new clock on the Square is not working. He contacted Gary Swanson as the Main Street organization purchased the clock. Swanson contacted the company where they bought the clock and obtained an estimate of \$2500 to fix it. He is looking into alternatives.

Financial Advisor -- Tionna Pooler will call next Friday, August 19th to discuss proposed utility rates for the next fiscal year and schedule a date for her to present to Council.

Transportation Alternatives Plan -- Lundy received an email from Chance Long. He is a transportation planner with MPO (Metropolitan Planning Organization), calling for project submittals. This is where the City is receiving funds for the sidewalk and the 6th street projects. Most of these grants require a 20% cash match (\$150,000). Lundy questioned: can the City request for a center turn lane and sidewalks along Business 71 Hwy and State Route E or if the state would have to create that type of project. Sidewalks were created in St. Joseph along the Belt Hwy. The City could certainly benefit from sidewalks along Business 71 through town and along E Hwy with the High School, Sports Complex, Senior Center, and Cedar Tree apartments

being in the area. Lundy would also like to see Swenson extended West across DD to State Route T near the new Middle School which would provide another way to the school other than T Hwy. Is that a project the City can request or would Mo-Dot have to request it?

From the code: Section 600.035. Sales of Liquor Prohibited Near Schools and Churches. – He provided the information on regulations of selling alcohol.

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

City Attorney's Report – City Attorney Emily Bauman has been sick with pneumonia. She wrote the golf ordinance on the agenda. Municipal court went well. She talked to a camper in Bledsoe trailer court about an issue. John Parker motioned to approve the report. Kenny Maxwell seconded. Motion carried on 4 yes votes.

RESOLUTIONS FOR CONSIDERATION:

Resolution 2016-4 Lot Split for Pearls -- City Administrator Bruce Lundy explained that both Lot Splits were approved by Planning and Zoning Commission with no issues. Joy Thompson motioned to approve Resolution 2016-4. Don Dillman seconded. Motion carried on 4 yes votes.

Resolution 2016-5 Lot Split for Williams – John Parker motioned to approve Resolution 2016-5. Kenny Maxwell seconded. Motion carried on 4 yes votes.

BILLS FOR CONSIDERATION:

Bill 2016-19 2016 Tax Rate was read for the first and second readings.

ORDINANCE NO. 2702

This ordinance sets the tax rate for 2016. The rate shall be \$0.9124 on each One Hundred Dollars of assessed valuation. Joy Thompson motioned to adopt ordinance no 2702. John Parker seconded. Vote: Dillman: aye; Maxwell: aye; Parker: aye; Thompson: aye. Motion carried.

Bill 2016-20 Amend Golf Committee Members Requirements was read for first and second readings.

ORDINANCE NO. 2703

This ordinance corrects the residence requirement for Golf Committee members to the previous City Code where all members do not need to be residents. Don Dillman motioned to adopt ordinance no 2703. Kenny Maxwell seconded. Vote: Maxwell: aye; Parker: aye; Thompson: aye; Dillman: aye. Motion carried.

Second Public Testimony – None.

ELECTED OFFICIALS DISCUSSION

Mayor's Report – Mayor Connie George reported that she attended the Planning & Zoning meeting, as well as, read a proclamation for National Health week.

Council Members Discussion

Joy Thompson received a call asking what the City could do about two empty properties on the Square: Al Lance's and the former Mexican restaurant. City Administrator Bruce Lundy said the County had attempted to sell the Mexican restaurant for unpaid taxes and no one bought it. If

anyone makes a reasonable offer they take it. Lance's property his kids are using it for storage. There have been several calls about the ordinance on golf carts. Seatbelts can be purchased. Joy Thompson mentioned that golf carts on the course do not have seatbelts. City Attorney Emily Bauman explained there is an exception for incidental crossing. Joy Thompson asked what was enforced. The main thing enforced on golf carts on the streets is that the driver has to have a driver's license. Chief of Police David Vincent thought if the carts did not come with seat belts, there was an exception. They're not designed the same as the ATVs and other utility vehicles.

Kenny Maxwell asked the City to look into a problem of his neighbor who dug in the yard and found a blocked pipe crushed in. He asked about regulations on ATVs. They need a sticker, registration, triangle, and other regulations. At night they need lights.

Don Dillman motioned to go into Closed Session for Real Estate 610.021 (2). John Parker seconded. Vote: Dillman: aye; Maxwell: aye; Parker: aye; Thompson: aye. Motion carried.

EXECUTIVE SESSION Real Estate 610.021 (2) – No motions were made in Closed Session.

Joy Thompson motioned to go back into Open Session. Don Dillman seconded. Vote: Dillman: aye; Maxwell: aye; Parker: aye; Thompson: aye. Motion carried.

Adjournment -- No further business to discuss. Council adjourned at 8:39 p.m. on a motion by Joy Thompson and seconded by John Parker. Motion carried on 4 yes votes.

Connie George, Mayor

ATTEST: _____
Beth Kar, City Clerk