

MINUTES OF A REGULAR MEETING OF THE MARCELINE CITY COUNCIL
April 15, 2014

The Marceline City Council met in regular session on April 15, 2014 at 5:30 p.m. in the Council Chambers of City Hall, Mayor Jacob Gordon, presiding. Council members present were: Jeri Holt, Josh Shoemaker, John Carver, and Mark Hatfield. Staff attending: Interim City Manager Bob Green, City Clerk Lindsay Krumpelman, City Attorney Scot Othic, Street Superintendent Ed Ewigman, Water & Wastewater Superintendent Kevin Wiggins, Electric Superintendent B. Dean Gauthier, and Police Chief Chris Arnold. Also in attendance were: Cathy Black, Marcus Black, John Gillum (Auditor), Joyce Robinson, Dennis VanDyke, Gary Carlson, Donald "Lefty" St. Clair, Reporter Tom Hauser and Reporter Chris Houston.

Mayor Jacob Gordon led the assembly in the Pledge of Allegiance. The meeting was called to order at 5:30 p.m. by Mayor Jacob Gordon.

APPROVAL OF THE MINUTES, AND FINANCIAL REPORTS:

Councilman Hatfield moved to approve the minutes and the financials as presented. Councilman Carver seconded the motion. The motion carried.

REPORTS OF COUNCIL, OFFICERS, BOARDS AND COMMITTEES

City Department Updates: Water/Wastewater Superintendent Kevin Wiggins reported that Missouri Rural Water Association (MRWA) had tried to pin point the leak at Hwy 5 and Santa Fe using their leak detector equipment. The suspected spot is near Chicago Avenue and the department will dig there tomorrow. Superintendent Wiggins went on to state that the department was finishing installing the water line along Randolph Street. He also reported Basin One was taken off line last week to be cleaned and that Basin Two will be taken offline to be cleaned this week.

Street Superintendent Ed Ewigman stated the Street Department is switching from snow blowers to lawn mowers. The department is currently blading the alleys and adding gravel. Superintendent Ewigman stated there was an issue with the street repairs that Infasource did, so he met with Empire Gas last week and Infasource should begin to repair those starting today. Superintendent Ewigman informed the assembly that Josh Hawkins was hired for the full time Parks and Recreation position and he had attended the Parks and Recreation board meeting last week. He concluded stating that an 80/20 grant application for the trail went out on March 31st and he, Josh Hawkins, and City Clerk Lindsay Krumpelman will be attending an ADA workshop on Thursday.

Police Chief Chris Arnold stated the Police Department was moving steadily forward and they were updating their software to switch to Windows Seven. Police Chief Arnold reported his department was invited to join the Northeast Major Case Squad. Interim City Manager Bob Green reported that new Electric Superintendent Dean Gauthier was supposed to be present, but was tied up. City Clerk Lindsay Krumpelman informed the Council the Electric Department has been working on gathering an inventory for storm season. Councilman Hatfield inquired on the golf course issue. Superintendent Wiggins informed him that DNR approved to install the equipment and he was waiting on the golf course to call him so the department can go inspect it and do the base test.

APPOINTMENTS TO BOARDS AND COMMITTEES: none

CITIZENS PARTICIPATION:

Joyce Robinson began by stating she would be making inquiries for people that were unable to come tonight. She thanked Interim City Manager Green for issuing former employee John Wellman his retirement card. Interim City Manager Green stated it was Chief Arnold's decision to issue John Wellman a retirement card. Joyce Robinson inquired as to why there are no police officers at the school as she requested at the last meeting. Police Chief Arnold responded the department is trying to be there when they can. Mayor Gordon reiterated that the Police Department would be there as much as possible.

Joyce Robison inquired about what was being done about the dilapidated houses and if there was any grant money available. Mayor Gordon stated that grant money is not available and City Attorney Scot Othic has been working on our ordinances. City Attorney Othic stated that he has been trying to make our ordinances stronger. He has received examples of other cities' ordinances to do this. The City's ordinances are better than most of the ones he has seen. City Attorney Othic went on to state that we can try to enforce the ordinances through municipal court, but many landlords do not live here. There was more discussion among the assembly on the topic.

Joyce Robinson inquired why the budget and financial statements were not at the library as requested. City Clerk Lindsay Krumpelman stated the budget is at the library and online. She went on to state she had spoken with the Attorney General's office and confirmed that under Sunshine Law, the City is not required to have the financials at a second location for public viewing. City Clerk Krumpelman stated any citizen is available to come to City Hall and look at the records and she would be available to answer any questions they may have. If someone wants a copy of those records they have to pay the fee as described by state statute. City Clerk Krumpelman stated that the 6 month financial report will be published next month in the newspaper.

OLD BUSINESS:

Walsworth: Dennis VanDyke reported to the Council the different rates the Walsworth Community Center charges for-profit and not-for-profit rentals of the Community Center. Interim City Manager Bob Green stated the list was in the Council's packet. Dennis VanDyke stated he presented to the Council last meeting that the Walsworth Community Center board is to do an agreement with the City, so the City could provide the labor to install a 24 foot concrete strip from Ritchie to Howell Street on the east side of the Walsworth Community Center. City Attorney Scot Othic stated the issue is that Article 6, Section 25 in the Missouri Constitution prohibits the use of public funds for a private entity. There was some discussion on the topic. City Attorney Scot Othic stated the land could be donated to the City without stipulations. After receiving the donation, the City could decide to turn the land into a street if the City chose to. There was some discussion on that option with Dennis VanDyke saying the board will have to discuss it. Councilman Carver moved to table the discussion until after Dennis VanDyke presented the possibility of donating the land to the City to the Walsworth Community Center. Councilman Holt seconded the motion. The motion carried.

Cemetery Board: City Clerk Krumpelman stated this item is to approve an ordinance to require steel or concrete grave liners at the Mount Olivet Cemetery. Ordinance 35.1203 was read twice and passed on both readings with the following roll call votes:

1st Reading

Mayor Gordon - yes
Councilman Holt - yes
Councilman Hatfield - yes
Councilman Shoemaker - yes
Councilman Carver - yes

2nd Reading

Councilman Holt - yes
Councilman Carver - yes
Councilman Hatfield - yes
Mayor Gordon - yes
Councilman Shoemaker - yes

NEW BUSINESS:

Audit Report: Mayor Gordon stated they would start at the bottom of agenda under new business with the Audit Report in order to let Auditor John Gillum get on his way home sooner than later due to the drive time. Auditor John Gillum presented the audit report of the City's financials for Fiscal Year 2012-2013 ending October 31, 2013. He reported that inventory and work order systems have yet to be implemented. He also reported that the issue of the availability of records has been resolved. Auditor John Gillum reported that the reconciliation of pooled cash as greatly improved, but the rates in the water and sewer utility funds need to be looked at. He concluded that the Prairie State Contract had needed to be resolved for the benefit of the City, which it has been to the satisfaction of both parties. The City's obligation to Prairie State will end in May 2017. Mayor Gordon thanked Auditor Gillum.

Airport Board: Gary Carlson reported that due to the runway extension, part of a road was taken out and now the County needs an Easement from both Brookfield and Marceline at their property at the NCMR Airport. Gary Carlson went on to state that the County will take over the maintenance and Jeff Elliot is looking into the legal side of it. City Attorney Othic stated there should not be any legal difficulty, but could not advise the Council until Jeff Elliot has the easement paperwork in front of the Council.

Old Reservoir: Interim City Manager Bob Green stated that Superintendent Kevin Wiggins brought to his attention that there was a hole and spider cracks in the spillway. Superintendent Wiggins discovered this during the annual inspection. Interim City Manager Green went on to state that Cary Sayre has looked at it and we will have to address it. City Attorney Scot Othic informed the Council that the City would need to look at the contractor's performance bond to determine if a claim can be submitted. There was more discussion on the issue.

City Hall Sign: Mayor Gordon began the discussion by stating he noticed the sign was in need of repair. Interim City Manager Green stated he was going to get three estimates to repair the sign. The quote in the packet is the first estimate he received. Councilman Hatfield stated he would like to see it done.

Backhoe Bids: Water/Wastewater Superintendent Wiggins presented the three backhoe bids to Council which was the following: (1) Crown Power - \$53,959.00, (2) Tri-State Construction - \$68,600.00, and (3) Foley Equipment - \$73,352.24. He stated his recommendation is the Case backhoe from Crown Power due to being low bid and Case is what his department is familiar with. Councilman Shoemaker moved to accept the lowest and recommended bid from Crown Power. Councilman Carver seconded the motion. The motion carried.

Electric Superintendent Dean Gauthier gave a brief update to the Council on his electric department. He stated he had met with Rick Prenger concerning the electric lines around the grocery store. He went on to state he had a priority list of projects, including Prengers's Apple Market, Walsworth North Plant and the West Business District.

At 6:55 p.m. Councilman Shoemaker moved to go into executive session pursuant to RSMo 610.021 Paragraph (1) Legal Action, Paragraph (2) Leasing, Paragraph (3) Personnel, and Paragraph (12) Contractual and to include Superintendent Gauthier in the session. Councilman Carver seconded it. A roll call vote carried the motion:

Councilman Shoemaker —Yes
Councilman Carver — Yes
Councilman Hatfield —Yes

Mayor Gordon — Yes
Councilman Holt —Yes

With no further business, a motion was made by Councilman Hatfield to adjourn, seconded by Councilman Shoemaker. The motion carried unanimously. The meeting ended at 7:43 p.m.

Lindsay Krumpelman, Marceline City Clerk