

DRAFT NOTES OF COUNCIL MEETING

November 6, 2012

(Subject to Approval at the November 20, 2012 Meeting)

CALL TO ORDER

Attendance

Roll Call

Mayor Thomas D. Leasor called the council meeting to order in the Council Room at City Hall, 210 West Washington at 7:00 p.m. Roll call was then taken and attending the meeting were Alderman Ward Two Craig Kase, Alderman Ward Three Jarrett Dace, Alderman Ward Two Jason Alexander, Alderman Ward Three Dennis Watz, and Alderman Ward One Mike Ryan, Jr., and Alderman Ward One Tony Wessler. Also attending were City Attorney Matt Schroeder, City Administrator J.T. Hardy, and City Clerk Jan Koch.

PLEDGE OF ALLEGIANCE

Pledge

At this time, the Pledge of Allegiance was recited by everyone present. The Pledge was followed by a moment of silence.

AGENDA APPROVAL

Agenda

Alderman Ryan made a motion to approve the agenda as submitted. Alderman Watz seconded the motion and it carried unanimously.

MINUTES APPROVED

Minutes

Notes from the council meeting held October 16, 2012 were presented. Alderman Alexander made a motion to approve the minutes as submitted. Alderman Ryan seconded the motion and it carried unanimously. Notes from the closed meeting held October 16, 2012 were presented. Alderman Ryan made a motion to approve the minutes as submitted. Alderman Kase seconded the motion and it carried unanimously.

STANDING COMMITTEE REPORTS

P&Z & Airport

Scheduled Meetings

Planning & Zoning's next scheduled meeting will be Tuesday, November 13, 2012 and the Airport Board's meeting will be Wednesday, November 14, 2012.

CITY ADMINISTRATOR

EEZ Ordinances

Enhanced Enterprise Zone Ordinances

Administrator Hardy reported on the purpose of two ordinances introduced later on in the meeting which pertained to the establishment of an Enhanced Enterprise Zone. Bill No. 3541 deals with improvements being made within the zone being able to receive a minimum tax abatement of 50% for ten years. This applies to real property. The city or other taxing entities within the EEZ area would not lose revenue from the existing tax base. Bill No. 3542 would approve submitting an application to the State of Missouri Department of Economic Development for an Enhanced Enterprise Zone.

Streets - Ultrathin Bond

NovaChip/
Ultrathin Bond
Streets List

Streets for the 2013 Ultrathin Bond Program include portions of Hughes Ford Road, Orchard Street, South Olive, South Park, Fair Street, Hillcrest, Raymond Avenue, Madison, Mill, Beeman, and Missouri Avenue. Reimbursements from the Sullivan Road & Bridge Fund should help offset this expense.

Compost - Brush Grinding Bids

Compost Brush
Grinding Bids

Bids were advertised for brush grinding at the compost facility and are briefly summarized as follows:

<i>Bidder/Address</i>	<i>Total</i>
Braik Brothers Tree Care Columbia, MO	\$55,000.00
Hansen's Tree, Lawn & Landscaping Services, Inc. O'Fallon, MO	\$27,775.00
Fick Supply Service, Inc. Wildwood, MO	\$23,500.00 (city retains all material) or \$21,600.00 (if Fick sells portion of material)

Staff recommended awarding the bid to Fick Supply Service, Incorporated in the amount of \$23,500. The Parks Department has a need for the \$1,900 mulch. The budgeted line item amount is \$25,000. Alderman Dace made a motion to approve staff's recommendation. Alderman Alexander seconded the motion and it carried unanimously.

Surplus Property Bids

Bids were advertised and opened for city surplus property and are briefly summarized as follows:

	<i>Bidder/Address</i>	<i>1991 GMC TopKick</i>	<i>1995 GMC Sierra</i>	<i>1990 Brush Bandit Chipper</i>
Surplus Property Sale	Kenny Growewald Sullivan, MO	\$0	\$0	\$800.00
	James Luecke Sullivan, MO	\$0	\$0	\$675.00
1991 & 1995 Truck & Chipper	Mack Sales Cuba, MO	\$3,313.96	\$1,236.46	\$0
	Colin Sappington Bourbon, MO	\$1,662.00	\$0	\$0
	Schmidt Auto Center Sullivan, MO	\$4,160.00	\$0	\$0
	Norman Schmidt Sullivan, MO	\$4,011.00	\$0	\$0
	Ernie Wapelhorst Sullivan, MO	\$0	\$1,050	\$2,100.00

Alderman Ryan made a motion to accept the highest bid on the 1991 GMC TopKick Dump Truck from Schmidt Auto Center in the amount of \$4,160. Alderman Dace seconded the motion and it carried unanimously. Alderman Watz made a motion to accept the highest bid on the 1995 Sierra Pickup Truck from Mack Sales in the amount of \$1,236.46. Alderman Ryan seconded the motion and it carried unanimously. Alderman Dace made a motion to accept the highest bid on the 1990 Bandit Chipper from Ernie Wapelhorst in the amount of \$2,100. Alderman Alexander seconded the motion and it carried unanimously.

Parks Surplus Property Declaration

Parks Surplus
Property
1995 Truck &
2005 Mower

The Parks Department reported that the city owns a 1994 Chevy 3500 Dually with an electric over hydraulic dump bed and a hydraulic clutch pump setup for a salt spreader. The truck was replaced back in 2005 and is in need of repair. There's also a 2005 Kubota ZD 28 front deck mower with a pro 72" deck that needs to be replaced. The Parks Department recommended replacing it while it's still worth something. Comparable models are currently selling between \$5,000-\$7,000. The Parks Department recommended that the truck & mower be declared surplus property and advertised for sale via sealed bids. Alderman Kase made a motion to approve the recommendation with Alderman Watz seconding it. The motion carried unanimously.

Patrol Car Bids

Patrol Cars

Bids are due on November 27, 2012 at 10:00 a.m. for a new 2013 Dodge Charger police vehicle.

Vehicle Sales
Tax - Ballot
Consideration

Sales Tax - Griesheimer Input

The Missouri Supreme Court recently ruled that sales tax does not apply for out-of-state vehicle purchases. This has unexpectedly eliminated a traditional source of revenue for basic public service and put auto dealerships and their employees at a competitive disadvantage with neighboring states. Franklin County Presiding Commissioner John Griesheimer believes that the solution to this problem is to try to pass a local use sales tax where not only the playing field would be leveled for local automobile, boat & trailer dealerships but also for most of our local businesses. There are a number of counties around the state that are considering such a move on the April 2013 ballot. Commissioner Griesheimer indicated he would like the county to put the use tax issue on the ballot in April but doesn't wish to do so if they are alone in that endeavor. While during these uncertain economic times, it may prove to be a difficult issue to convince voter support but if there are several local entities on the ballot at the same time with the same issue perhaps there would be a better chance for passage. The deadline for submitting the ballot language is January 22, 2013. Commissioner Griesheimer asked whether the City of Sullivan would be supportive of placing a local use tax along with Franklin County on the April 2013 ballot. He indicated that he felt this is a very important issue that has future ramifications. Alderman Watz noted that the State of Missouri is also reviewing this issue and might be addressing it on a statewide level. Alderman Ryan stated that if Presiding Commissioner Griesheimer is available, it might be a good idea for him to appear at a council meeting. The Board generally agreed. Mayor Leasor will check on his availability. It was also the general consensus that car dealerships should be alerted as well.

Dangerous
Buildings
Hearing
12/18/12

Dangerous Buildings

Three properties: 1) 422 Sappington Bridge Road; 2) 260 E. Euclid; and 3) 231 N. Center, have been inspected by Code Administrator Dan King and property owners notified to vacate, vacate & repair, or vacate & demolish said buildings. All the property owners failed to do any of the aforementioned. Alderman Dace made a motion to schedule a hearing on the properties for the December 18, 2012 council meeting. Alderman Wessler seconded the motion and it carried unanimously. Following this hearing, the Board may declare the property condemned and order the buildings demolished.

Safe Routes

Safe Routes to School Grant Application

The application for the November 2013 cycle of the Safe Routes to School Grant will be

Safe Routes to School Grant
Vine Street Sidewalk
submitted for replacement of the sidewalks on both sides of Vine Street from McKinley to Church. These sidewalks are in disrepair and are not ADA compliant. Alderman Ryan made a motion authorizing Mayor Leasor to sign the application. Alderman Watz seconded the motion and it carried unanimously. This is a 100% reimbursed grant up the maximum awarded in the grant. Any cost beyond the grant award would have to be paid by city funds. City funds are anticipated to be zero dollars. The requested amount is \$325,003.75.

CITY ATTORNEY

Closed Session

Closed Session
City Administrator Hardy & City Attorney Schroeder reported they had some matters concerning litigation and one matter concerning personnel for closed session.

FINANCE COMMITTEE

November 2012

November 2012 Finance
Alderman Dace was appointed to review the monthly bills for November 2012 with Alderman Kase named as the alternate.

ORDINANCES

EEZ Zone - Real Property Tax Abatement

EEZ Real Property Tax Abatement
Bill No. 3541 sponsored by Alderman Jarrett Dace, being an ordinance supporting an application for an Enhanced Enterprise Zone and establishing the real property tax abatement, and listing the eligible enhanced business enterprises by North American Industrial Classification Codes for the City of Sullivan Enhanced Enterprise Zone; and, authorizing the Mayor to execute was introduced and read two times. The question was asked, "Shall Bill No. 3541 become Ordinance No. 3541?" The aldermen were polled and voted as follows: Alderman Tony Wessler, aye; Alderman Jason Alexander, aye; Alderman Jarrett Dace, aye; Alderman Mike Ryan, Jr., aye; Alderman Dennis Watz, aye; and Alderman Craig Kase, aye. Passage of this ordinance approved another step in establishing an Enhanced Enterprise Zone. Improvements made within the zone can receive a minimum tax abatement of 50% for ten years which applies to real property. The city or other taxing entities within the EEZ area would not lose revenue from the existing tax base.

EEZ Application - MoDED

EEZ Application to DED
Bill No. 3542 sponsored by Alderman Jarrett Dace, being an ordinance of the City of Sullivan, Missouri endorsing the application for an Enhanced Enterprise Zone and authorizing the Mayor to execute was introduced and read two times. The question was asked, "Shall Bill No. 3542 become Ordinance No. 3542?" The aldermen were polled and voted as follows: Alderman Tony Wessler, aye; Alderman Jason Alexander, aye; Alderman Jarrett Dace, aye; Alderman Mike Ryan, Jr., aye; Alderman Dennis Watz, aye; and Alderman Craig Kase, aye. Passage of this ordinance approved application for an Enhanced Enterprise Zone with the State of Missouri Department of Economic Development.

ALDERMEN INPUT

High School Football

District Champs
Alderman Kase extended congratulations to the Sullivan Eagles high school football team on

their district championship. They will head onto Webb City for quarter-finals Saturday, November 10, 2012.

Storm Water - Watson's Florist

Storm Water
W. Washington

Alderman Wessler reported that Watson's Florist recently experienced some storm water damage which staff investigated. After coordinating efforts with the contractor & engineers on the fairly recent street project, hopefully the storm water has been diverted.

Elmont Sidewalk

Elmont
Sidewalk
Project

Alderman Alexander asked for an update on completion of a sidewalk in the south side of Elmont from the new overpass to Deer Meadows Subdivision. City Administrator Hardy reported that the process has already been started and expects it to be completed by the summer of 2013.

5K Run (Temporary Street Closure)

5K Run
Feedback

Alderman Alexander asked if there was any negative feedback on the 5k run held November 3, 2012 along Vine Street. Mayor Leasor reported that the run utilized several side streets which had less of an impact on Vine Street traffic. No negative comments have been received thus far.

Santa Fun Run - November 30, 2012

Santa Fun Run
Route 11/30/12

City Administrator J.T. Hardy reported that approval of the Santa Run scheduled for November 30, 2012 from 6:00 p.m. - 6:30 p.m. was contingent upon approval of emergency service personnel. Discussions with emergency services resulted in the consensus not to close Elmont & Springfield on a potentially busy Friday evening. The plan is to use Main Street and Clark Street for the run.

Halloween - Temporary Street Closure

Chamber
Commerce
Halloween

Alderman Alexander reported that he received several inquiries as to whether the city might entertain the notion of temporarily closing Main Street on Halloween evening for trick-or-treaters.

Portable Street Sign

Portable Sign
Obstruction

Alderman Ryan reported he received a complaint about a portable lighted street sign blocking traffic view on Vine Street. The sign has since been removed.

MAYOR INPUT

Funeral Picketing

Funeral
Picketing
Ordinance

Mayor Leasor reported that the City of Manchester, Missouri enacted an ordinance against picketing at funerals. This ordinance was upheld in the Supreme Court. Recently, Kansas City, Missouri passed the same ordinance. Mayor Leasor requested that the Board review a draft of this ordinance at the next regular council meeting.

Meramec Fair - Demolition Derby

Demolition
Derby 10/20/12

Meramec Fair President Jim Bartle reported that the demolition derby held on October 20, 2012 experienced a good turnout. They plan on making this an annual event around this same time each year.

CITY CLERK

April 2013
Municipal
Election

April 2, 2013 Municipal Election

Filing for mayor, collector, judge and one alderman each for wards one, two & three will open on Tuesday, December 11, 2012 at 8:00 a.m. and close Tuesday, January 15, 2013 at 5:00 p.m. Each office will be for a term of two years.

CLOSED SESSION

Closed Session

The time was approximately 7:30 p.m., and Alderman Alexander made a motion to adjourn into closed session with closed records and closed votes to discuss matters concerning litigation, real estate and personnel. Alderman Dace seconded the motion and it carried with a roll call vote as follows: Alderman Mike Ryan, Jr., aye; Alderman Jarrett Dace, aye; Alderman Dennis Watz, aye; Alderman Jason Alexander, aye; Alderman Tony Wessler, aye; and Alderman Craig Kase, aye.

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CLOSED RESULTS

Closed Results

As a result of the closed meeting held November 6, 2012, one matter concerning personnel and eleven matters concerning litigation were discussed with no final results to report at this time.

RETURN TO OPEN

Return to Open

The Board reconvened into open session at approximately 9:05 p.m.

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ADJOURN

Adjourn

Being no further business at this time, Alderman Alexander made a motion to adjourn. Alderman Ryan seconded the motion and it carried unanimously. The meeting adjourned at approximately 9:05 p.m.