

MINUTES  
CITY COUNCIL MEETING  
FREDERICKTOWN, MISSOURI  
DAY/DATE: TUESDAY, MAY 26, 2009  
CITY HALL  
6:30 PM

**A. CALL TO ORDER AND ROLL CALL**

Mayor Kemp called the meeting to order and led the Pledge of Allegiance. Those present on roll call were: Alderman Polete, Alderman Wright, Alderman Thomas, Alderman Brown, Alderman Walts, and Alderman Merriman. Also present were: City Administrator Dismuke, City Attorney Moore, City Engineer Baer, City Clerk Stevens, Department Heads and visitors.

**B. APPROVAL OF MINUTES**

- 1) Minutes of the regular council meeting of May 11, 2009. A motion was made by Merriman with a second by Wright to approve the minutes as presented. Motion carried.

**C. APPROVAL OF AGENDA**

- 1) Additions or deletions.  
Add: To Presentations: Request by the Chamber to close West Main for a re-scheduled garage sale; to New Business: Discussion concerning the disorderly conduct ordinance revision; to Closed Session: one (1) litigation matter.
- 2) A motion was made by Polete with a second by Brown to approve the agenda as amended. Motion carried.

**D. PUBLIC COMMUNICATIONS AND ANNOUNCEMENTS**

- 1) **Park Board.** Dave Ward, park board member, addressed the council with his concerns regarding the pool opening for the summer. Council explained the pool sustained excessive damage during the May 8<sup>th</sup> storm and they were unsure whether repairs could be made in time. Don Wasson, the electric manager, indicated a new transformer would be needed with a wait period of 6-8 weeks. He said he would try to find a used one, which might cut the time in half. Council agreed if the pool could be up and running by July 4<sup>th</sup> then it will open for the summer, if not, then the pool will remain closed. Ward indicated he would like better communication between the park board and the council.

**E. PRESENTATIONS**

- 1) **Request by the Chamber to close West Main for a garage sale.** Christina Mattingly explained to council the original date of May 2<sup>nd</sup> was cancelled due to rain, so the Chamber would like to use May 30<sup>th</sup> as a re-schedule date. West Main would be closed from court square to Park Drive from 7:00 am 'til noon. She also asked for a second rain out date of June 20<sup>th</sup>. A motion was made by Walts with a second by Merriman to grant the requests. Motion carried.
- 2) **Financial statements – April.**

**F. REPORTS OF OFFICERS**

- 1) **Mayor's report.**

**G. REORT FROM SPECIAL COMMITTEES AND STAFF**

- 1) **City Administrator's report.**

2) **Police Captain's report.**

H. **OLD BUSINESS**

1) None

I. **NEW BUSINESS**

1) **Discussion concerning the disorderly conduct ordinance revision.** Merriman said the council had discussed some changes, but he understood the revision was on hold. Merriman indicated the city really needs to get this done right away. Police Captain Tomlinson concurred it was important to have this revision in place. A motion was then made by Walts with a second by Wright to have a revised ordinance ready for next council. Motion carried.

J. **ADDITIONAL BUSINESS**

1) **Accounts payable.** None

K. **REMARKS FROM GENERAL PUBLIC**

L. **REMARKS OF PERSONAL PRIVILEGE BY ALDERMEN**

M. **CLOSED SESSION BUSINESS** (As authorized RSMo Section 610.021) Motion was made by Brown with a second by Thomas to go into Closed Session. Roll call vote resulted in six ayes, zero nays and zero absent. The account of the Closed Session is exempt from the public record and is on file in the office of the City Clerk pursuant to RSMo 610.024. The following motions and votes were taken in Closed Session:

- 1) Litigation matter. Discussion only, no voting actions necessary.
- 2) Litigation matter. Discussion only, no voting actions necessary.
- 3) Real estate matter. Discussion only, no voting actions necessary.

Motion was made by Brown with a second by Merriman to return to Open Session. Motion carried.

N. **ANY OTHER BUSINESS**

O. **ADJOURNMENT.** Motion by Thomas to adjourn. Motion carried.

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Danny E. Kemp, Mayor

ATTEST:

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Barbara Stevens, City Clerk

MINUTES  
CITY COUNCIL WORK SESSION  
FREDERICKTOWN, MISSOURI  
MAY 26, 2009  
5:30 PM

**A. CALL TO ORDER AND ROLL CALL**

Mayor Kemp called the meeting to order. Those present on roll call were: Alderman Polete, Alderman Merriman, Alderman Walts, Alderman Thomas, Alderman Brown and Alderman Wright. Also present were: City Administrator Dismuke, City Attorney Moore, City Engineer Baer, City Clerk Stevens, department heads and visitors.

**B. APPROVAL OF MINUTES**

1) **Minutes of the work session meeting of April 27, 2009.** A motion was made by Merriman with a second by Wright to approve the minutes as presented. Motion carried.

**C. APPROVAL OF AGENDA**

1) **Additions or deletions.**

Add two additional items to work session business: (1) Consideration of bids for garage door replacements for storm damaged doors and (2) request by Kenny McDowell to authorize repairs to the 2003 Int'l Trash Truck.

2) **Approval of agenda.** A motion was made by Merriman with a second by Brown to approve the agenda as amended. Motion carried.

**D. WORK SESSION BUSINESS**

1) **City insurance carrier (MIRMA) annual evaluation report for 2008/2009.** Clerk Stevens referred council to the report included in the packet. She reviewed the rating system indicating new safety training meetings and training videos have been put in place to help increase our number for next review in February 2010.

2) **Progress report on downtown substation.** Electric Manager Don Wasson said the downtown sub was moving along. Ray Blakely will be down this week to continue the work with completion anticipated in three weeks. Wasson said there would be an additional purchase of wire not included in the original contract. A motion was made by Merriman with a second by Brown to approve the purchase. Motion carried.

3) **Request to approve wire proposals for ultra-violet upgrade at the Wastewater Plant.** Grieshaber explained these expenses were in addition to the contract work with UV Doctor approved at another meeting. They are necessary to the installation and upgrade. A motion was then made by Merriman with a second by Brown to approve the proposal of Total Electric Inc., Farmington in the amount of \$2105.00. Motion carried.

4) **Discussion and recommendation concerning replacement for the Fire Department's jaws-of-life.** Fire Chief Clark referred council to the price quotation obtained for the replacement as it was determined repairs were not cost affective. A motion was then made by Walts with a second by Thomas to approve the proposal of Gateway Rescue Equipment LLC, Arnold MO in the amount of \$6,685.00. Motion carried.

5) **Discussion and recommendation concerning an annexation study by SEMO Regional Planning.** Dismuke explained to council the study was included in the capital improvement budget for administration. The study will include areas around the Business Park, round-a-bout and City Lake. Dismuke went on to explain the city has applied for a grant through SEMO Regional Planning-EDA to pay for eighty percent (80%) of the project with the other twenty percent (20%) funded through CDBG grant. The study will help identify areas needing annexation. A motion was then made by Brown with a second by Merriman to approve the annexation study. Motion carried.

6) **Storm damage report.** Clerk Stevens brought council up to date on storm damage, clean up efforts and status of FEMA declaration.

7) **Consideration of bids for garage door replacements at City Hall (lower level) and Transfer Station.** After a brief discussion, a motion was made by Merriman with a second by Polete to approve the low bid of Mineral Area Overhead Door, Farmington in the amount of \$1224 and \$1279, respectively. Motion carried.

8) **Request by Kenny McDowell to authorize repairs to the 2003 Int'l trash truck in the amount of \$9299.09.** After a brief discussion, a motion was made by Thomas with a second by Walts to approve the repair expense. Motion carried.

E. **CLOSED SESSION** (As authorized by RSMo Section 610.021). None

F. **ADJOURNMENT**

1) Motion was made by Merriman with a second by Walts to adjourn. Motion carried.

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Danny E. Kemp, Mayor

ATTEST:

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Barbara Stevens, City Clerk

MINUTES  
PUBLIC HEARING  
CITY COUNCIL  
FREDERICKTOWN, MISSOURI  
MAY 26, 2009  
6:15 PM CITY HALL

Mayor Kemp declared the Public Hearing open at 6:15 pm. Kemp stated the purpose of the public hearing was to hear public comments on the proposed rezoning from R-1 to R-2 of 16.72 acres US Survey 3323, Township 33N, Range 7 East for apartment buildings located in the vicinity of Buford Blvd., Robinson Street and City Lake Road. Mayor Kemp asked for pro comments from anyone in the room. There were no comments at this time. Mayor Kemp then asked for those who had opposing views to speak. Several residents from the area in question presented a petition signed by eighteen (18) residents indicating they were against the proposed zoning change. The residents indicated their objection was based on increased traffic and change in the neighborhood. It was noted by resident Ginny Gray the area originally was zoned R-2 but she and residents worked hard to have it changed to R-1 to keep the area residential single family dwellings only. Owner of the property and developer, Warren Reagan, stated he couldn't understand the concern. If he did not build the apartments, he could always build lower income single family dwellings. He thought the apartment buildings would better suit the area. Mayor Kemp closed the public hearing at 6:30 pm after hearing no further comments or questions by the public.

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Danny E. Kemp, Mayor

ATTEST:

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Barbara Stevens, City Clerk