

**DIXON CITY COUNCIL MEETING
DIXON SENIOR CENTER
301 Old Y
February 1, 2016
7:00 PM**

1. CALL TO ORDER:

A quorum being present the council meeting of the Dixon City Council was called to order at 7:00P.M. By Shawn Wethington, Mayor

2. ROLL CALL:

Present: Shawn Wethington, Lynn Whitten, Diane Shultz, and Paul Watson, Marilyn Timmons, Betty Thilges (Matthew York absent))

3. PLEDGE OF ALLEGIANCE:

4. Adopt the Agenda

The proposed agenda was amended to add Gene Newkirk, Presiding Commissioner of Pulaski County. Bills were approved and ratified for payment. Minutes from the January 4, 2016 Council meeting were also reviewed and approved.

5. APPROVE AND RATIFY BILLS RECEIVED:

Diane Shultz moved to approve all the bills, the motion was second by Lynn Whitten. All Alderman present voting aye, the motion carried 5 to 0_

<u>Matthew York</u>	<u>absent</u>
<u>Betty Thilges</u>	<u>aye</u>
<u>Lynn Whitten</u>	<u>aye</u>
<u>Paul Watson</u>	<u>aye</u>
<u>Marilyn Timmons</u>	<u>aye</u>
<u>Diane Shultz</u>	<u>aye</u>

6. APPROVE MINUTES: From January 4, 2016

Paul Watson moved to approve all the minutes, the motion was second by Marilyn Timmons. All Alderman present voting aye, the motion carried_

<u>Matthew York</u>	<u>absent</u>
<u>Betty Thilges</u>	<u>aye</u>
<u>Lynn Whitten</u>	<u>aye</u>
<u>Paul Watson</u>	<u>aye</u>
<u>Marilyn Timmons</u>	<u>aye</u>
<u>Diane Shultz</u>	<u>aye</u>

7. UNFINISHED BUSINESS:

- **Laura Bodkins-Reference reimbursement**

Ms. Laura Bodkins had addressed the council at their meeting December 21st regarding a sewer back-up into her basement over Thanksgiving weekend. At that time, Bodkins provided copies of receipts and an itemized statement of damages to the Mayor. It was determined that the claim should be submitted to the City's insurance carrier. Bodkins attended Monday's meeting to report to the council that the City's insurance company had denied the claim saying that the back-up was not something that could have been foreseen by the City. She wants to know if there is anything else she can do and to request that the City reimburse her the \$6700.00 this has cost her. She stated that her problem has been solved, but there are other residents on East Country Club Road that will probably have the same problems in the future. City Engineer John Doyle was asked why this area had not been included in the initial sewer project. Doyle stated that there were no easements in place and that the line in question could not have the camera run. After brief discussion, it was decided that the council will review all documentation pertaining to this matter and present a decision at the next meeting.

8. NEW BUSINESS:

Gen Newkirk

Presiding Commissioner Gene Newkirk addressed the council as a representative of the Central Region Workforce Investment Board of Missouri. Newkirk reported that the goal of the Workforce Investment Board is to put people to work. Alexandra Blackwell, Assistant Director, Programs and Services with Central Region Workforce Investment Board Inc., is planning to hire 40 unemployed individuals to work in various cities throughout the area for as long as two years. If at any time the City wishes to hire an individual, that is great and another individual will be sent in to fill his/her place on the crew. These individuals will be drug tested and have background checks prepared on them before they are sent into the communities to work. Wages, insurance, etc., will be paid by the Investment Board. These individuals will clean ditches, trim trees, repair/replace culverts, etc., and work necessary for preparation of the upcoming streets project. Other assignments will be made as needed. The equipment, such as backhoes, chain saws, pole saws, etc. will be given to the city at the end of the employment contract; the city will supply materials, such as culverts, gravel, etc. There will be a contract prepared and sent to the City Council of Dixon for review and signature. Within the next 30-45 days, people should be hired and a crew of six individuals selected for employment by Dixon. The individuals will be supervised by Rob Forthman, City Maintenance Chief. These individuals will have CDL licenses and meet any other requirements necessary. Local persons who need jobs are encouraged to apply at the St. Robert office of the Missouri Jobs Center Affiliate, which is located at the Municipal Center, 194 Eastland Dr., Ste. 105, St Robert, MO.

- **Sam McDonald FROM McLiney and Company addressed the council reference street bonds.**

Mr. Sam McDonald, of McLiney and Company, Kansas City, was present to discuss the Bond passed in 2013 in the amount of \$970,000 for street repair. He reported that in 2003, a bond for the same amount had been issued and at that time the city was to repay the bond at a rate of fifty-eight cents per hundred dollars of assessed valuation on residents' property taxes. Currently, the bond is at 2.94% interest and is tax exempt from Federal and State taxes. This decreases the interest from the previous 58 cents to 51 cents per \$100 assessed valuation on residents' property taxes. The payment on the bond is \$81,045 annually. This bond can be refinanced in five years at no penalty if the City wishes to do that. The council voted 5 to 0 in favor of cashing in bonds to be used for the street project.

- **Mayor Wethington to spoke about Pulaski County Growth Alliance**

Mayor Wethington spoke regarding the Pulaski County Growth Alliance. For many years Carol Carson has been the Dixon representative to this group. She has other obligations at this time and can no longer serve in this capacity. As a result, Mayor Wethington wished to nominate an individual to replace Carson. As required by law, Ordinance #549 governing

the membership in the PCGA was read twice, once in its entirety and once by caption only. The Mayor chose to nominate Jessie Fleming, Dixon City Clerk, to serve on the PCGA which meets the third Wednesday of each month at 9:00 a.m. in Waynesville. Councilwoman Betty Thilges moved to appoint Jessie Fleming as Dixon's representative to the PCGA. The motion was seconded by Councilwoman Timmons and passed 5 to 0.

- **New Business License**

Six new business license applications were submitted to the Council for approval to do business in the City of Dixon. The following new business licenses were approved by a vote of 5-0

- A&A Incorporated
- JDMC Engineering, LLC
- Beal Leasing, LLC
- Reese Construction
- Roam Concrete and Construction, LLC
- Automated Business Systems, Inc.

- **Bill 2016-001**

Mayor Wethington introduced Bill 2016-001, an amendment to Ordinance #536 concerning the conduct of council meetings. This bill provided for a change from the current two meetings per month to one meeting per month on the first Monday of the month at 6:00 p.m. The Mayor then opened the subject for discussion by the council. Councilwoman Thilges asked if it was feasible to have only one meeting per month, especially with the current situation with which the council is dealing. It was explained that this ordinance includes a provision for the mayor or Mayor-Pro-Tem to call special meetings at any time necessary. Section 2 of the bill states that the official agenda for the meeting shall be posted at City Hall least 24 hours prior to the meeting. The agenda items will be approved by the Mayor through the City Clerk's office. Person (s) wanting to be on the agenda will file in writing to the City Clerk's office. The form must be complete or be deemed insufficient for acceptance. Audience members will be expected to refrain from disturbing the Council when in session. Should such happen, the Mayor may direct the police to remove the person from the meeting place? Additionally, audience members will not participate in discussion, unless they are placed on the agenda. This bill was read twice, once in total, once by caption following motions for the two readings. The bill was approved 5 to 0

- **Bill 2016-002 Alderman Shultz**

Bill 2016-002 was introduced by Councilwoman Diane Shultz. Shultz stated that she was placed on a committee to research and review the current ordinance regarding the ability of an individual to hold office after having been impeached. A 10-minute recess was called to enable all council persons to review the proposed bill. After the recess, Councilwoman Shultz moved to read the proposed amendment to the ordinance. The motion was seconded by Councilman Whitten. The proposed additional section stated that if any individual was impeached from an elected position, he/she could not again serve in any elected office or position of trust within the City of Dixon. Councilwoman Shultz moved to vote on the proposed amendment to the ordinance. The motion was seconded by Councilman Whitten and a roll call vote was conducted. The proposed amendment failed by a vote of 3 to 2, with Councilwoman Thilges and Timmons and Councilman Watson voting NO, and

Councilman Whitten and Councilwoman Shultz voting YES for the amendment.

9. CITY ENGINEER REPORT: Mr. John Doyle

John Doyle, City Engineer, reported that he is awaiting water sample results on Pearl Street. As soon as the sample comes back clean, it will take about a week to get everyone connected. Mr. Hodges replace the 4” water main with an 8” main, three hydrants which are awaiting tests, and installed 2000 feet of main. Meeting Set with Street Repaving Contractor-A meeting has been scheduled for 10:00 a.m., February 15 with the successful bidder for the street repaving contract, Willard Asphalt. The meeting will result in the set-up of the order of the street repaving. It is planned to start cleaning ditches and do other preparatory work in the next month. If the organization of which Gene Newkirk briefed the Council at Monday’s meeting is able to get a crew in Dixon within 30 days that will be a definite asset. The Treatment Plant- Two weeks ago, parts were ordered for the first part of the phased project. Some parts of the plant could go down during the construction work. There will be a reduction in the utility bill for the plant of 20-30% when the upgrades are completed.

• **Annual Police Report**

LT Brankel, of the DPD, stated that there is a requirement for an annual Traffic Safety Report. He presented the annual report for 2015, along with the report for the month of January 2016, to the council for review prior to Monday’s meeting. There were 48 Motor Vehicle Accidents (MVA) within the City; four MVA assists outside the DPD jurisdiction; 0 killed; four injured; one arrest due to MVA and 11 citations were issued. Councilwoman Shultz asked who is responsible for cleaning up the debris in the ditch from the accident last week at the junction of East Third Street and Highway 28. Brankel stated that it is the responsibility of the towing company that towed the vehicle. He will find out who towed the vehicles and ensure they clean up that debris. He stated that the DPD had been involved in assisting Maries County and the Pulaski County Sheriff’s Department with two separate manhunts in the past week. Both individuals were caught. LT Brankel reported that he will be doing a seminar on Elder Abuse and Scams of the Elderly sometime in March. There will be more information in the future on this. He would like to alert businesses in the city that there have been two incidents of counterfeit money (\$20 bills) at local businesses. He encouraged businesses to be aware. On February 27th, the Dixon Police Department will be involved in a county-wide count of homeless individuals. Brankel also stated that he and Mayor Wethington will be putting together a plan to combat domestic violence/abuse. He has now made it mandatory for DPD officers responding to a domestic call to report it. If the incident was only verbal in the past, the officer could separate the individuals and that was all there was to it. Physical violence still must result in an arrest; that has not changed.

10. OPEN SESSION ADJOURNMENT: 8:42PM

11. CLOSED SESSION:

The Council voted to go into closed session at 8:42 p.m. according to RSMO 610.021.1 for privileged communication with legal counsel.

Diane Shultz made the motion to go into closed session, the motion was second by Paul Watson, All Alderman present voting aye on roll call, and the motion carried 5-0.

<u>Matthew York</u>	absent
<u>Betty Thilges</u>	aye
<u>Lynn Whitten</u>	aye

Paul Watson aye
Marilyn Timmons aye
Diane Shultz aye

- RSMO 610.021.1 (1) Privileged communication with legal counsel.

Betty Thilges made the motion to from closed session to open session, the motion was second by Diane Shultz All Alderman present voting aye on roll call, and the motion carried 5-0.

Matthew York absent
Betty Thilges aye
Lynn Whitten aye
Paul Watson aye
Marilyn Timmons aye
Diane Shultz aye

Paul Watson made the motion to adjourn all session, the motion was second by Marilyn Timmons All Alderman present voting aye on roll call, and the motion carried 5-0.

- **ADJOURNMENT: 9:55PM**

FOR ACCOMMODATION DUE TO DISABILITY, PLEASE CALL 759-6115 TWO WEEK DAYS IN ADVANCE, BETWEEN 8 A.M. AND 4:30 P.M.

Minutes approved this _____ day of _____, 2015.

Shawn Wethington, Mayor

Jessie Fleming, City Clerk