

DIXON CITY SPECIAL COUNCIL MEETING

Dixon City Hall

303 S. Elm Street

June 21, 2016

6:00 P.M.

1. CALL TO ORDER:

A quorum being present the council meeting of the Dixon City Council was called to order at 6:00P.M. By Shawn Wethington, Mayor

2. ROLL CALL:

Shawn Wethington, Marilyn Timmons, Betty Thilges, Wayne Brandt, Effie Higginbotham, Jimmy Doyle, and Paul Watson

A. NEW BUSINESS:

The council discussed mobile home ordinances, school area speed zones, and business and liquor license for the new owners of the Delano service Station. Nuisance Abatement Ordinance First item of discussion was the Nuisance Abatement Ordinance. When a nuisance letter is sent concerning a property within the city limits, it normally states that the problem must be corrected within four (4) days. The penalty for noncompliance is a \$500 fine. If there is still no attempt to correct the deficiency, a lien can be placed on the taxes for the property. If a lien is placed on the property, the agreement with Pulaski County Assessor's Office must be amended. Another problem is that often the home-owner is not the occupant. The renter cannot have taxes affected; the home owner is responsible for taxes and sometimes lives out of state. City Attorney Brian Stumpe stated that there are two separate ordinances, 215.040 and 215.027, and they in conflict with each other. 215.027 gives a 4-day limit to correct the problem, whereas 215.040 gives seven days. The two ordinances need to be reviewed side-by-side and combined into a single ordinance. Additionally, Stumpe stated that if the homeowner is not the occupant, a lien cannot be placed on the property unless he is notified by certified mail, return receipt requested. If the homeowner requests a hearing, it may take up to a month. Further, it will depend upon the lease (if there is one) as to who is responsible for abatement of the nuisance. The lease should be enforced. Does the lease state that the homeowner is responsible for upkeep/maintenance of the premises, or is the occupant responsible? A Nuisance Enforcement Committee (NEC) consisting of Betty Thilges, Wayne Brandt and when available, Marilyn Timmons, was appointed by Mayor Shawn Wethington to review the two ordinances specified above and report back to the Council.

B. Mobile Home Ordinances In this same vein, Stumpe stated that Ordinances regarding mobile homes may need to be rewritten as well. Ordinances #516 and #535 are conflicting as they pertain to mobile homes and need to be compared and changed into a single ordinance. The Nuisance Enforcement Committee will look into this matter as well. Mayor Wethington then tabled the Nuisance Abatement issue until the NEC has had an opportunity to talk with their constituents and review all four ordinances until the next council meeting. Business and Liquor License Mayor Wethington next stated that Midwest Petroleum Company has purchased the Delano Service Station and has applied for a retail business license and a packaged liquor license, with 5% package sales and Sunday sales. There was some discussion as to whether another liquor license could be issued within the city limits and it was decided that this will be researched. As a result, Paul Watson moved to approve the retail business license, but withhold

the requested liquor license until the matter has been thoroughly reviewed. The motion was seconded by Wayne Brandt and passed by a vote of 6 to 0.

School Speed Zones The last item on the agenda for the open session was 15 and 20 mph speed limits/signs. Attorney Stumpe stated that LT Brankel of the DPD provided a plan on which streets should be 15 mph when school is in session. After much discussion as to whether or not to remove the current signs ensued. It was then stated by Mayor Wethington that Stumpe should draft a proposal to modify speed limits and present to the council for modifications if needed. Paul Watson moved to leave speed limits as they are except; change school zones to 15 mph on weekdays only and in summer, speed limits should be 25 mph. The motion was seconded by Thilges and passed by a vote of 6 to 0.

The Council adjourned the open session at 7:09 p.m. The next regular City Council

Meeting will be held on July 11, 2016 at Dixon Senior Center at 6:00 p.m.

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