

CITY OF LEBANON  
CITY COUNCIL MEETING MINUTES  
April 23, 2018

BE IT REMEMBERED that the Council of the City of Lebanon, Missouri, met in Regular Session on April 23, 2018 at 6:00 p.m. in the Council Chambers at City Hall located at 401 South Jefferson.

ROLL CALL AND DECLARATION OF A QUORUM

Upon roll call, the following Officers were present: Gib Adkins, Ken Eldridge, Sheila Mitchell, Jim White, LeAnn Mather, Randy Wall, Chuck Jordan, Bob Garner, and Mayor Carr. Absent: None.

Staff members and others in attendance: City Administrator Mike Schumacher, Assistant City Administrator Ben DeClue, Public Works Director Richard Shockley, Police Chief Randy Halstead, Fire Chief Sam Schneider, Interim Electric Superintendent Travis Long, Code Administrator Joe Berkich, Airport Manager Sandra Shore, City Clerk Laina Starnes, and City Counselor Chris Allen.

INVOCATION AND PLEDGE OF ALLEGIANCE

Invocation was given by Rev. Don Anderson, Union Mission Church, followed by the pledge of allegiance.

PUBLIC COMMENTS

Howard Fuller- read aloud RSMo 226.792.1 and City Counselor Chris Allen's legal opinion regarding the renaming of Route 66. Allen then suggested scheduling a meeting with Mr. Fuller to discuss.

Andy Miller- expressed he had an issue with the recent phone equipment bid, said the lowest bidder had been removed, and stated state statute required a rebid.

Ann Seibert- reported to the Council that a home on Locust Street called the Byron House had been restored to hold a family affected by PTSD. The project was in honor of her husband's son who suffered from PTSD and took his own life. Seibert invited the Mayor and Council to the upcoming open house.

Don Anderson- extended an invitation to the Mayor, Council, and staff to the National Day of Prayer being held on May 3<sup>rd</sup> at the Mills Center.

DISCUSSIONS AND PRESENTATIONS

None.

CONSENT AGENDA

Mayor Carr pulled the Fireworks Permit from the consent agenda so that it could be discussed and acted upon separately.

Jordan moved and Adkins seconded that the Council approve the Consent Agenda as follows.

- Minutes
  - I. February 1, 2018 Work Session
  - II. March 12, 2018 Regular Session
- Warrants #93380-#93523 Payroll, and Drafts
- March Treasurers Report
- Quarterly Investment Report

Motion carried as follows: Yea: (8) Adkins, Eldridge, Mitchell, White, Mather, Wall, Jordan, and Garner; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

**FIREWORKS PERMIT-OUR TOWN YOUR TOWN**

Concern was raised by Councilwoman Mitchell that the permit for Premier Pyrotechnics provided in the packet was expired. Following a brief discussion, the Council took the following action.

Jordan moved and Mitchell seconded that the Council approve the Fireworks Permit as presented pending certification of permit renewal. Motion carried as follows: Yea: (8) Eldridge, Mitchell, White, Mather, Wall, Jordan, Garner, and Adkins,; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

**COUNCIL BILL NO.4606- CODE AMENDMENT, CONNECTION/IMPACT FEES**

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") amending the *City Code of Ordinances Chapter 23 Subdivision Regulations Article IV Improvements* by repealing *Section 23-93 Subdivision Improvements* in its entirety and enacting new language related thereof; *Chapter 26 Utilities, Article II Sewer Use, Division 2 Charges*; by repealing *Section 26-41 Sewer Connection Fee* in its entirety and enacting new language related thereof; amending the *City Code of Ordinances Chapter 26 Utilities, Article III Water Service, Division 2 Charges*; by repealing *Section 26-83 Water Connection and Water Facility Impact Fees* in its entirety and enacting new language related thereof; amending the *City Code of Ordinances Chapter 26 Utilities, Article IV Electric Service, Division 2 Charges*; by repealing *Section 26-123 Meter Installation Charges* in its entirety and enacting new language related thereof.

Wall moved and Garner seconded that the Council approve the second and final reading of Council Bill No. 4606 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (8) Mitchell, White, Mather, Wall, Jordan, Garner Adkins, and Eldridge; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Mayor Carr declared Council Bill No. 4606 duly passed and approved and that it be entered among City Records as Ordinance No. 5755.

**COUNCIL BILL NO.4607- CODE AMENDMENT, ESTABLISHMENT OF TREE BOARD**

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") amending the *City Code of Ordinances Chapter II Administration, Article VI Boards, Commissions and Committees* by repealing *Division 3*

*Committee on the Handicapped* in its entirety and enacting a new *Division 3 Tree Board* in lieu thereof.

Mather moved and Jordan seconded that the Council approve the second and final reading of Council Bill No. 4607 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (8) White, Mather, Wall, Jordan, Garner Adkins, Eldridge, and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Mayor Carr declared Council Bill No. 4607 duly passed and approved and that it be entered among City Records as Ordinance No. 5756.

**COUNCIL BILL NO. 4608- CODE AMENDMENT, COLLECTIVE BARGAINING**

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, amending the *City Code of Ordinances Chapter 2 Administration, Article IX Personnel* by enacting a newly created *Division 4 Collective Bargaining* relating to labor organizations representation and collective bargaining for employees not covered by “meet and confer” requirement in Section 105.500 *et. Seq.*, of the Revised Missouri Statutes.

Jordan moved and Mather seconded that the Council approve the second and final reading of Council Bill No. 4608 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (8) Mather, Wall, Jordan, Garner, Adkins, Eldridge, Mitchell, and White; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Mayor Carr declared Council Bill No. 4608 duly passed and approved and that it be entered among City Records as Ordinance No. 5757.

**COUNCIL BILL NO. 4609- FINAL PLAT, WEST 32 STORAGE ADDITION SUBDIVISION**

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as “City”) approving and accepting the Final Plat of West 32 Storage Addition, a Subdivision to Lebanon, Laclede County, Missouri.

Mitchell moved and Adkins seconded that the Council approve the first reading of Council Bill No. 4609 and that it be passed to the second reading. Motion carried as follows: Yea: (8) Wall, Jordan, Garner, Adkins, Eldridge, Mitchell, White, and Mather; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Wall moved and Jordan seconded that the Council approve the second and final reading of Council Bill No. 4609 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (8) Jordan, Garner, Adkins, Eldridge, Mitchell, White, Mather, and Wall; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Mayor Carr declared Council Bill No. 4609 duly passed and approved and that it be entered among City Records as Ordinance No. 5758.

**COUNCIL BILL NO. 4610- FINAL PLAT, LAZY LEE’S SUBDIVISION**

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as “City”) approving and accepting the Final Plat of Lazy Lee’s Subdivision, a Subdivision to Lebanon, Laclede County, Missouri.

Jordan moved and Eldridge seconded that the Council approve the first reading of Council Bill No. 4610 and that it be passed to the second reading. Motion carried as follows: Yea: (8) Garner, Adkins, Eldridge, Mitchell, White, Mather, Wall, and Jordan; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Adkins moved and Mather seconded that the Council approve the second and final reading of Council Bill No. 4610 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (8) Adkins, Eldridge, Mitchell, White, Mather, Wall, Jordan, and Garner; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Mayor Carr declared Council Bill No. 4610 duly passed and approved and that it be entered among City Records as Ordinance No. 5759.

**COUNCIL BILL NO. 4611- FINAL PLAT, AMERICAN INTERNATIONAL PLAZA SUBDIVISION**

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") approving and accepting the Final Plat of American International Plaza, a Subdivision to Lebanon, Laclede County, Missouri.

Mitchell moved and Jordan seconded that the Council approve the first reading of Council Bill No. 4611 and that it be passed to the second reading. Motion carried as follows: Yea: (8) Eldridge, Mitchell, White, Mather, Wall, Jordan, Garner, and Adkins; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Adkins moved and Mather seconded that the Council approve the second and final reading of Council Bill No. 4611 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (8) Mitchell, White, Mather, Wall, Jordan, Garner, Adkins, and Eldridge; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Mayor Carr declared Council Bill No. 4611 duly passed and approved and that it be entered among City Records as Ordinance No. 5760.

**COUNCIL BILL NO. 4612- AGREEMENT AMENDMENT, WWTP UPGRADE AND REHABILITATION ENGINEERING SERVICES, LARKIN GROUP**

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") authorizing the Mayor and City Clerk to enter into and execute Amendment Number Two to the Professional Service Agreement between the City and Larkin Lamp Rynearson Engineering Company, Inc. for Professional Engineering Services related to the creation of plans, specifications, and construction administration for an Upgrade and Rehabilitation Project at the Wastewater Treatment Plant.

Wall moved and Garner seconded that the Council approve the first reading of Council Bill No. 4612 and that it be passed to the second reading. Motion carried as follows: Yea: (8) White, Mather, Wall, Jordan, Garner, Adkins, Eldridge, and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Jordan moved and Garner seconded that the Council approve the second and final reading of Council Bill No. 4612 and that the roll be called for the approval and passage

of said bill. Motion carried as follows: Yea: (8) Mather, Wall, Jordan, Garner, Adkins, Eldridge, Mitchell, and White; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Mayor Carr declared Council Bill No. 4612 duly passed and approved and that it be entered among City Records as Ordinance No. 5761.

COUNCIL BILL NO. 4613- AGREEMENT, FIBER INSTALLATION, BBC ELECTRICAL SERVICES

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") authorizing and directing the Mayor and City Clerk to enter into and execute an Agreement between the City and BBC Electrical Services Inc. for Fiber Installation Projects.

Jordan moved and Mather seconded that the Council approve the first reading of Council Bill No. 4613 and that it be passed to the second reading. Motion carried as follows: Yea: (8) Wall, Jordan, Garner, Adkins, Eldridge, Mitchell, White, and Mather; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Adkins moved and Mitchell seconded that the Council approve the second and final reading of Council Bill No. 4613 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (8) Jordan, Garner, Adkins, Eldridge, Mitchell, White, Mather, and Wall; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Mayor Carr declared Council Bill No. 4613 duly passed and approved and that it be entered among City Records as Ordinance No. 5762.

COUNCIL BILL NO. 4605- PURCHASE, PHONE SYSTEM, RAYFIELD COMMUNICATIONS

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") authorizing and approving the purchase of a new phone system from Rayfield Communications for the City.

Jordan moved and Garner seconded that the Council approve the first reading of Council Bill No. 4605 and that it be passed to the second reading.

Mitchell moved and Adkins seconded that Council Bill No. 4605 be amended to reflect the expenditure of Twenty-Eight Thousand Six Hundred Sixty-Six Dollars and Fifty Cents (\$28,666.50) based on MIS Director Jarrad Schomaker's research and recommendation. Motion carried as follows: Yea: (5) Adkins, Eldridge, Mitchell, White, Mather, and Jordan; Nay: (2) Garner and Wall; Abstain: (0) None; Absent: (0) None.

Motion to move Amended Council Bill No. 4605 to the second reading carried as follows: Yea: (8) Adkins, Eldridge, Mitchell, White, Mather, Wall, Jordan, and Garner; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Mitchell moved and Jordan seconded that the Council approve the second and final reading of Amended Council Bill No. 4605 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (8) Eldridge, Mitchell, White, Mather, Wall, Jordan, Garner, and Adkins; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Mayor Carr declared Amended Council Bill No. 4605 duly passed and approved and that it be entered among City Records as Ordinance No. 5763.

#### COMMENTS

Police Chief Randy Halstead- reminded everyone about Drug Take Back Day being held Saturday from 10:00 am to 2:00 pm.

Public Works Director Richard Shockley- reported good participation at the recent Earth Day event where approximately 130-140 people dropped off items for disposal.

Councilman Jordan- stated it was good to see pavement work throughout the City and commented on how nice the area behind McDonald's looked.

Councilman Wall- stated he didn't think things were running as smoothly as what was presented to Council by the YMCA. He stated citizens weren't happy and the YMCA had failed to pay \$30,000 to the City, per their contract, for the past two years. Wall then spoke about the car dealers that were coming through and temporarily setting up tents to do business. He stated these vendors weren't contributing to the community whereas local dealers supported our community very well. He then asked about the status of electrical work in the Commercial Street area. Public Works Director Richard Shockley reported the crew working in that area was pulled off to work the areas affected by the recent storms but would be returning when the damage was repaired.

Councilwoman Mather- asked Public Works Director Richard Shockley to provide an update on the Bland Street sidewalk project. Shockley said a good discussion was held with the property owner and he was hoping to bring forward additional information during the summer.

Councilwoman Mitchell- thanked Mrs. Siebert for the open house invitation to the Byron House and the undertaking.

Councilman Adkins- reported on the recent MML Conference that he and Councilwoman Mitchell attended in Columbia and encouraged future participation to these events. He also stated he was encouraged by Lt. Governor Parson's remarks when he presented at OTC regarding "Buy Missouri."

Mayor Carr- reported about the Tree City Ceremony being held on Saturday. He stated tree planting would take place on Friday and Saturday.

#### CLOSED SESSION PURSUANT TO RSMO 610.021 (1) (2), LEGAL AND REAL ESTATE

Jordan moved and Wall seconded that the Council move into Closed Session pursuant to RSMo 610.021 (1), (2) for legal and real estate matters. Motion carried as follows: Yea: (8) Mitchell, White, Mather, Wall, Jordan, Garner, Adkins, and Eldridge; Nay: (0) None; Abstain: (0) None; Absent (0) None.


Council went into Closed Session at 6:55 pm and returned to Regular Session at 7:12 pm.

ADJOURNMENT

Mather moved and Jordan seconded that the Council meeting be adjourned. Motion passed unanimously. Meeting adjourned at 7:12 pm.

ATTEST:

  
\_\_\_\_\_  
City Clerk Laina Starnes

  
\_\_\_\_\_  
Mayor Jared Carr

Minutes Approved July 23, 2018