

CITY OF LEBANON  
CITY COUNCIL MEETING MINUTES  
May 14, 2018

BE IT REMEMBERED that the Council of the City of Lebanon, Missouri, met in Regular Session on May 14, 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, Director of Operations Deryl Wilson, Code Administrator Joe Berkich, Finance Director Kat Gill, Human Resource Director Kathy Milliken, Street Airport Manager Sandra Shore, Public Works Analyst Kelly Roberts, Electric Operations Manager Dennis Brown, Electric Operations Manager Troy Starnes, Lineman Jason Wehner, Apprentice Lineman Brenden Spence, Apprentice Lineman Matt Crump, Apprentice Lineman AJ Bowman, Lineman Chris Nichols, Equipment Operator Greg Shaufer, Lineman Chris Mustard, Apprentice Lineman Jon Emge, Apprentice Lineman Rick Alexander, Equipment Operator Jacob Winterrowd, Lineman Torey Reid, City Clerk Laina Starnes, and City Counselor Chris Allen.

INVOCATION AND PLEDGE OF ALLEGIANCE

Invocation was given by Chad Lewis, Emergency Services Chaplain, followed by the pledge of allegiance.

PUBLIC COMMENTS

Andy Miller- stated he was concerned about the bill being presented this evening regarding electric rates. He then spoke about a product used for energy efficiencies and said the City needed to give the poor something to change their energy costs. Miller stated he had done his own test with this product at a cost of \$150. Information about the product was distributed to the Mayor and City Council.

Howard Fuller- stated he spoke at a work session back in November regarding renaming Elm Street to Route 66 and was told the matter would be placed on a future Council agenda. He referenced HB948 and then stated the eight elected members of the Council should be able to vote on this issue.

DISCUSSIONS AND PRESENTATIONS

American Public Power Association Award Presented by Missouri Public Utility Alliance (MPUA)- Duncan Kincheloe from Missouri Public Utility Alliance presented the Electric Department with a Certificate of Excellence and Reliability for being in the top 10 of municipal utilities. Duncan stated the City of Lebanon had done such a fantastic job that it was looked up to by others across the state. He also said it was a pleasure to work with Public Works Director Richard Shockley.

## CONSENT AGENDA

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

- Minutes
  - I. February 26, 2018 Regular Session
  - II. March 26, 2018 Regular Session
  - III. April 9, 2018 Closed Session
  - IV. April 23, 2018 Closed Session
- Warrants #93524-#93689 Payroll, and Drafts

Motion carried as follows: Yea: (7) Adkins, Eldridge, Mitchell, White, Mather, Wall, Jordan, and Garner; Nay: (1) White; Abstain: (0) None; Absent: (0) None.

### PUBLIC HEARING- REZONING OF 221 SOUTH ADAMS FROM RS-2 RESIDENTIAL TO C-2 COMMERCIAL, REZONING A TRACK OF LAND ON THE EAST SIDE OF WASHINGTON AVENUE FROM RS-2 RESIDENTIAL TO C-1 GENERAL COMMERCIAL, AND REZONING OF A TRACK OF LAND AT 1078 SOUTH JEFFERSON FROM RS-2 RESIDENTIAL TO C-1 GENERAL COMMERCIAL

Mitchell moved and Jordan seconded that the Council move out of Regular Session and into Public Hearing. Motion carried as follows: Yea: (8) Eldridge, Mitchell, White, Mather, Wall, Jordan, Garner, and Adkins; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Regarding the proposed rezoning of 221 South Adams, Code Administrator Joe Berkich provided a visual of the property and reported of the adjacent zoning. Berkich reported the property was going to be used as an event venue.

Berkich stated the second proposed rezoning was for property located behind McDonald's and Wendy's. He stated request to rezone the property from RS-2 Residential to C-1 General Commercial was in line with the comprehensive plan and reported the property would remain residential usage until developed.

The last rezoning issue pertained to property owned by Independent Stave that abutted Park Manor Blvd. Berkich reported Independent Stave requested to rezone the property from RS-2 Residential to C-1 General Commercial to extend their parking lot. He also mentioned there would be a privacy fence between the residential and commercial properties.

Mather moved and Wall seconded that the Council move out of Public Hearing and back into Regular Session. 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 BILL NO.4614- AGREEMENT, RECYCLING SERVICES, LACLEDE INDUSTRIES

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 Laclede Industries to provide Recycling Services for the citizens of Lebanon, Missouri, and surrounding area.

Jordan moved and Garner seconded that the Council approve the first reading of Council Bill No. 4614 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.

Adkins moved and Garner seconded that the Council approve the second and final reading of Council Bill No. 4614 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. 4614 duly passed and approved and that it be entered among City Records as Ordinance No. 5764.

COUNCIL BILL NO.4615- SURPLUS DECLARATION AND DISPOSITION, VARIOUS DEPARTMENTAL ITEMS

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") declaring as surplus items which have been removed from service in various City Departments and Divisions and approving for the disposition of Said Items.

Wall moved and Jordan seconded that the Council approve the first reading of Council Bill No. 4615 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.

Mather moved and Adkins seconded that the Council approve the second and final reading of Council Bill No. 4615 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. 4615 duly passed and approved and that it be entered among City Records as Ordinance No. 5765.

COUNCIL BILL NO. 4616- AGREEMENT, INTERNET SERVICE PROVIDER, FIDELITY COMMUNICATIONS

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 Fidelity Communications for Internet Services.

Wall moved and Garner seconded that the Council approve the first reading of Council Bill No. 4616 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.

Jordan moved and Mitchell seconded that the Council approve the second and final reading of Council Bill No. 4616 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. 4616 duly passed and approved and that it be entered among City Records as Ordinance No. 5766.

COUNCIL BILL NO.4617- AGREEMENT, STOP LOSS INSURANCE, HCC LIFE INSURANCE COMPANY

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 execute an Application to HCC Life Insurance Company and sign all necessary documents for the provision of Stop Loss Insurance for the City Health Insurance Benefit Plan.

Jordan moved and Garner seconded that the Council approve the first reading of Council Bill No. 4617 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.

Wall moved and Garner seconded that the Council approve the second and final reading of Council Bill No. 4617 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. 4617 duly passed and approved and that it be entered among City Records as Ordinance No. 5767.

COUNCIL BILL NO.4618- AGREEMENT, SURVEYING SERVICES, CARMACK SURVEYING INC.

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 a Professional Service Agreement between the City and Carmack Surveying Inc. for surveying services.

Mather moved and Jordan seconded that the Council approve the first reading of Council Bill No. 4618 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.

Mitchell moved and Eldridge seconded that the Council approve the second and final reading of Council Bill No. 4618 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. 4618 duly passed and approved and that it be entered among City Records as Ordinance No. 5768.

COUNCIL BILL NO. 4619- APPROVAL, AIRPORT FBO BUILDING RENOVATION

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") authorizing the renovation of the Old FBO Building located at the Floyd W. Jones Lebanon Airport.

Wall moved and Adkins seconded that the Council approve the first reading of Council Bill No. 4619 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.

Jordan moved and Mather seconded that the Council approve the second and final reading of Council Bill No. 4619 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. 4619 duly passed and approved and that it be entered among City Records as Ordinance No. 5769.

COUNCIL BILL NO. 4620- PURCHASE, MOSWIN RADIOS FOR FIRE DEPARTMENT, RADIOPHONE ENGINEERING

An Ordinance by the City Council of the City of Lebanon, Laclede County Missouri, (hereinafter referred to as "City") authorizing the purchase of Portable and Mobile Radios under the State bid for the Fire Department's Migration to the MOSWIN Radio System.

Jordan moved and Eldridge seconded that the Council approve the first reading of Council Bill No. 4620 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.

Wall moved and Mitchell seconded that the Council approve the second and final reading of Council Bill No. 4620 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. 4620 duly passed and approved and that it be entered among City Records as Ordinance No. 5770.

COUNCIL BILL NO.4621- PURCHASE, 2500 KVA THREE PHASE PADMOUNT TRANSFORMER, SOLOMON CORPORATION

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") approving the purchase of a 2500 KVA Three Phase Padmount Transformer from Solomon Corporation.

Jordan moved and Wall seconded that the Council approve the first reading of Council Bill No. 4621 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.

Mitchell moved and Adkins seconded that the Council approve the second and final reading of Council Bill No. 4621 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. 4621 duly passed and approved and that it be entered among City Records as Ordinance No. 5771.

**COUNCIL BILL NO.4622- USE TAX ELECTION APPROVAL AND BALLOT LANGUAGE**

An Ordinance by the City of Lebanon, Missouri, imposing a use tax for general revenue purposes at the rate of two percent (2%) pursuant to the authority granted by and subject to the provisions of Sections 144.600 through 144.761 RSMo; providing for the use tax to be repealed, reduced or raised in the same amount as any City sales tax is repealed, reduced or raised; and providing for submission of the proposal to the qualified voters of the City for their approval at the election called and to be held in the City of Lebanon on Tuesday, the 7th day of August.

Adkins moved and Jordan seconded that the Council approve the first reading of Council Bill No. 4622 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.

Mitchell moved and Eldridge seconded that the Council approve the second and final reading of Council Bill No. 4622 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. 4622 duly passed and approved and that it be entered among City Records as Ordinance No. 5772.

**COUNCIL BILL NO.4623- REZONING, 221 SOUTH ADAMS FROM RS-2 RESIDENTIAL TO C-2 COMMERCIAL**

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, amending the City of Lebanon, Missouri, Zoning District Map as adopted by Ordinance No. 3197 by approving the Rezoning of 221 South Adams from RS-2 Residential to C-2 Commercial; fixing the effective date thereof; repealing ordinances or parts thereof in conflict.

Wall moved and Jordan seconded that the Council approve the first reading of Council Bill No. 4623 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.

Second reading scheduled for May 29, 2018.

**COUNCIL BILL NO.4624- REZONING, TRACT OF LAND ON THE EAST SIDE OF WASHINGTON AVENUE FROM RS-2 RESIDENTIAL TO C-1 GENERAL COMMERCIAL**

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, amending the City of Lebanon, Missouri, Zoning District Map as adopted by Ordinance No. 3197 by approving the Rezoning of a Tract of Land on the East Side of Washington Avenue from RS-2 Residential to C-1 General Commercial; fixing the effective date thereof; repealing ordinances or parts thereof in conflict.

Jordan moved and Wall seconded that the Council approve the first reading of Council Bill No. 4624 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Jordan, Garner, Adkins, Eldridge, Mitchell, Mather, and Wall; Nay: (1) White; Abstain: (0) None; Absent: (0) None.

Second reading scheduled for May 29, 2018.

**COUNCIL BILL NO. 4625- REZONING, TRACT OF LAND AT 1078 SOUTH JEFFERSON FROM FROM RS-2 RESIDENTIAL TO C-1 GENERAL COMMERCIAL**

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, amending the City of Lebanon, Missouri, Zoning District Map as adopted by Ordinance No. 3197 by approving the Rezoning of a Tract of Land at 1078 South Jefferson from RS-2 Residential to C-1 General Commercial; fixing the effective date thereof; repealing ordinances or parts thereof in conflict.

Jordan moved and Mather seconded that the Council approve the first reading of Council Bill No. 4625 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.

Second reading scheduled for May 29, 2018.

**COUNCIL BILL NO.4626- CODE AMENDMENT, ARTICLE IV ELECTRIC SERVICE, DIVISION 2 CHARGES**

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 26 Utilities, Article IV Electric Service, Division 2 Charges, by repealing Section 26-125 Residential Service Schedule- Rate Residential through Section 26-131 Private Outdoor Lighting Service Schedule- Rate VL and enacting in lieu thereof newly created Sections 26-125 Residential Service Schedule- Rate Residential through Section 26-131 Private Outdoor Lighting Service Schedule- Rate VL.

Garner moved and Jordan seconded that the Council approve the first reading of Council Bill No. 4626 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Adkins, Eldridge, Mitchell, Mather, Wall, Jordan, and Garner; Nay: (1) White; Abstain: (0) None; Absent: (0) None.

Second reading scheduled for May 29, 2018.

## COMMENTS

Police Chief Randy Halstead- complimented Director of Operations Deryl Wilson and his crew on the improvements made to the animal shelter.

Public Works Director Richard Shockley- reported the City of Rolla and the City of Carthage were with the City's tree trimming crew at arborist training.

City Clerk Laina Starnes- reported Jessica Meiners was hired to fill the vacant Administrative Clerk position. Starnes stated that Meiners had served as Deputy Clerk for Laclede County Clerk Glenda Mott for the past six years.

City Administrator Mike Schumacher- spoke to the Council regarding Spark Management Consultants conducting a citizen satisfaction survey for the City of Lebanon. Schumacher stated the company was used for the Council Retreat, had good history with the City, the same person would be guiding the organization all the way through the process, and using the company met the City's sole source guidelines. He then asked to Council to get with him with any feedback. Schumacher then reported he had been on the job for a month and complimented the staff on their dedication to the organization. He said the staff deserved respect and acknowledgement. Schumacher closed by stating he was excited for the opportunity and for the City to move forward.

Councilman Garner- thanked MIS Coordinator Jarrad Schomaker for going above and beyond to sell chicken wings as a fundraiser for a fellow co-worker.

Councilwoman Mather- extended your congratulations to the Electric Department for being acknowledged this evening by MPUA.

Councilman White- requested that an ordinance be brought forward to abolish Section 26-132 "Electric user charge." He said this would eliminate the City rate and restore the City to paying its "fair share."

Councilwoman Mitchell- thanked those for their kind words and prayers when her son Grayson was injured. She also said she appreciated the monkey and book that was sent to Grayson.

Councilman Eldridge- reiterated what Councilman Garner said regarding the work done by MIS Coordinator Jarrad Schomaker and his staff to fundraise for a fellow co-worker. He also congratulated the Electric Department for the award received this evening.

Councilman Adkins- spoke about how the Electric Department assisted Laclede County when their power went out at 3:00 in the morning. Adkins reported their efforts saved the County money and the City was acknowledged and thanked by Commissioner Joe Pickering during a recent interview. Adkins also said he thought rehabbing the FBO building for OTC's flight school would be a good project to submit for the MML Innovation Award.

Mayor Carr- talked about the installation of the 3<sup>rd</sup> Route 66 mural and how it was a good representation of what used to happen on that land. He then reminded the Council about



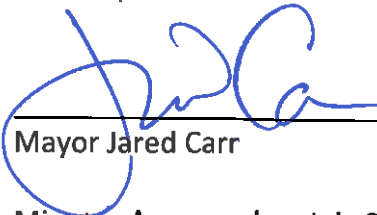
the upcoming budget meeting and reported Wagons for Warriors would be held on May 26<sup>th</sup>.

ADJOURNMENT

Mayor Carr declared the meeting adjourned at 7:53 pm.

ATTEST:

  
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City Clerk Laina Starnes

  
\_\_\_\_\_  
Mayor Jared Carr  
Minutes Approved July 23, 2018