

CITY OF LEBANON  
CITY COUNCIL MEETING MINUTES  
August 27, 2018

BE IT REMEMBERED that the Council of the City of Lebanon, Missouri, met in Regular Session on August 27, 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, Wall, Randy Wall, Chuck Jordan, Bob Garner, and Mayor Carr. Absent: None.

A quorum was declared.

Staff members and others in attendance: City Administrator Mike Schumacher, Public Works Director Richard Shockley, Police Chief Randy Halstead, Fire Chief Sam Schneider, Code Administrator Joe Berkich, Park Director John Shelton, Finance Director Kat Gill, Human Resource Director Kathy Milliken, IT Director Jarrad Schomaker, Street Superintendent Mike Moore, Operations Manager Dax Cogdill, Director of Operations Deryl Wilson, Communications Manager Derek Gean, Administrative Clerk Jessica Meiners, City Counselor Chris Allen, and City Clerk Laina Starnes.

Minutes were taken by Administrative Clerk Jessica Meiners.

INVOCATION AND PLEDGE OF ALLEGIANCE

Invocation was given by Rev. Jeff Hinson, Southern Heights Christian Church, followed by the pledge of allegiance.

PUBLIC COMMENTS

Howard Fuller- Mayor Carr asked Fuller if he had anything additional to add to what he had already said during previous meetings and, if not, asked Fuller to take a seat. Fuller verbalized his displeasure and was eventually escorted from the meeting by Police Chief Halstead.

Dan Mizell – spoke on behalf of the Lebanon Youth Swim Club about their dispute with the YMCA. Mizell stated that the swim team was able to use the City pool during the summer; however, the pool was closed for the season and they didn't have a place to practice. He reported they approached the YMCA with an offer of \$20,000 a year for the use of their indoor pool and the YMCA declined their offer. He further stated the swim team had leased the pool last season at a much lower cost but was willing to pay extra. Mizell asked the City to intervene and help them acquire an agreement allowing them to lease the YMCA indoor pool for practices.

Gary Sosniecki – stated that the Route 66 Society understood that the renaming of Elm Street would take time but did see progress had been made. He passed out the new 2018 Route 66 Guide & Map and shared they had received many positive comments. He

thanked Mayor Carr, City Administrator Mike Schumacher, and City Council for fostering good relationship with the Route 66 Society and communicating with them.

#### DISCUSSIONS AND PRESENTATIONS

Route 66 Signage- Public Works Director Richard Shockley gave a presentation on the addition of more signs to distinguish Route 66. Shockley spoke with MODOT to discuss different examples of signs. During his presentation, Shockley displayed the blue Historic Route 66 sign that they would be installing and the location of those signs.

Shockley also presented two options to draw attention to Route 66. The first option was a green street sign that read Elm St – Historic Route 66. The second option was to install banners on the street light poles that line the route. Shockley reported that they would need to purchase both the banners and banner arms for approximately 190 street lights. Banner arms would cost approximately \$28,000. Banners would be between \$25 to \$30 and increase in cost depending on the design. He stated that displaying banners would be the better of the two options as problems might arise with the Federal Highway Administration. Shockley noted that the banner would also be able to be displayed all year round. The Council expressed they felt banners were the better option and that it was not necessary to have a banner on every street light.

#### CONSENT AGENDA

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

- Minutes
  - I. August 13, 2018 Work Session
  - II. August 13, 2018 Closed Session
- Warrants #94651-#94792 Payroll, and Drafts
- July Treasurers Report
- Toy Run Parade Permit and the Lebanon Christmas Parade Permit
- Board Appointments and Reappointments
  - I. Lebanon Park Board- appointment of Dusty Childress to an unexpired term ending June 2019.
  - II. Downtown Business District Advisory Board- appointment of Jason Waterman to a term expiring July 2019, appointment of Jason Starnes to a term expiring 2020, reappointment of Ginger Johnson to a term expiring July 2020, reappointment of Ralph Pitts to a term expiring July 2020, reappointment of Ed Brackett to a term ending July 2021, and reappointment of Gay Boston to a term ending July 2021.

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

COUNCIL BILL NO. 4676- CODE AMENDMENT, CHAPTER 26 UTILITIES ARTICLE X ILLICIT DISCHARGE OF POLLUTANTS

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 by enacting Article X Illicit Discharge of Pollutants.

Jordan moved and Mitchell seconded that the Council approve the second and final reading of Council Bill No. 4676 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 Council Bill No. 4676 duly passed and approved and that it be entered among City Records as Ordinance No. 5826.

COUNCIL BILL NO. 4677- ACCEPTANCE, EVERGREEN PARKWAY AND INDUSTRIAL DRIVE RIGHT OF WAY

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") approving and accepting Evergreen Parkway and Industrial Drive Right of Way from MoDOT.

Mitchell moved and Eldridge seconded that the Council approve the first reading of Council Bill No. 4677 and that it be passed to the second reading. Motion carried as follows: Yea: (8) Mitchell, White, Mather, Wall, Jordan, Garner, Adkins, and Eldridge; Nay: (0) None; Abstain: (0) None; Absent (0) None.

Jordan moved and Adkins seconded that the Council approve the second and final reading of Council Bill No. 4677 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. 4677 duly passed and approved and that it be entered among City Records as Ordinance No. 5827.

COUNCIL BILL NO. 4678- APPROVAL, EVERGREEN PARKWAY ASPHALT OVERLAY

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") approving the recommendation from City Staff and authorizing the execution of all necessary documents to mill and overlay Evergreen Parkway from Jefferson Avenue to Morgan Road.

Jordan moved and Mitchell seconded that the Council approve the first reading of Council Bill No. 4678 and that it be passed to the second reading. Motion carried as follows: Yea: (8) Mather, Wall, Jordan, Garner, Adkins, Eldridge, Mitchell, and White; Nay: (0) None; Abstain: (0) None; Absent (0) None.

Wall moved and Mather seconded that the Council approve the second and final reading of Council Bill No. 4678 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (8) Wall, Jordan, Garner, Adkins, Eldridge, Mitchell, White, and Mather; Nay: (0) None; Abstain: (0) None; Absent (0) None.

Mayor Carr declared Council Bill No. 4678 duly passed and approved and that it be entered among City Records as Ordinance No. 5828.

COUNCIL BILL NO. 4679- APPROVAL, TRACK LOADER UNDERCARRIAGE REBUILD, FABICK CATERPILLER

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") approving an Undercarriage Rebuild of a 2000 Model Caterpillar 953C Track Loader Unit with Bar Code No. 10219.

Jordan moved and Wall seconded that the Council approve the first reading of Council Bill No. 4679 and that it be passed to the second reading. Motion carried as follows: Yea: (8) Jordan, Garner, Adkins, Eldridge, Mitchell, White, Mather, and Wall; 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. 4679 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (8) Garner, Adkins, Eldridge, Mitchell, White, Mather, Wall, and Jordan; Nay: (0) None; Abstain: (0) None; Absent (0) None.

Mayor Carr declared Council Bill No. 4679 duly passed and approved and that it be entered among City Records as Ordinance No. 5829.

COUNCIL BILL NO. 4680-TASK ORDER, SEWER RATE STUDY, LARKIN LAMP RYNEARSON

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 Task Order No. 2 between the City and Larkin Lamp Ryneason for a Sewer Rate Study.

Wall moved and Jordan seconded that the Council approve the first reading of Council Bill No. 4680 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.

Adkins moved and Garner seconded that the Council approve the second and final reading of Council Bill No. 4680 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Eldridge, Mitchell, Mather, Wall, Jordan, Garner and Adkins; Nay: (1) White; Abstain: (0) None; Absent (0) None.

Mayor Carr declared Council Bill No. 4680 duly passed and approved and that it be entered among City Records as Ordinance No. 5830.

COUNCIL BILL NO. 4681-INSTALLATION, ATCHLEY PARK FIELD NO. 2 SPRINKLER SYSTEM, TURFMARK SERVICES LLC

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") approving the Installation of a Sprinkler System by Turfmark Services LLC for Atchley Park Field No. 2.

Eldridge moved and Jordan seconded that the Council approve the first reading of Council Bill No. 4681 and that it be passed to the second reading. Motion carried as follows: Yea: (8) Mitchell, White, Mather, Wall, Jordan, Garner, Adkins, and Eldridge; Nay: (0) None; Abstain: (0) None; Absent (0) None.

Garner moved and Wall seconded that the Council approve the second and final reading of Council Bill No. 4681 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. 4681 duly passed and approved and that it be entered among City Records as Ordinance No. 5831.

**COUNCIL BILL NO. 4682- CONTINUATION OF TAX FOR CAPITAL IMPROVEMENT PURPOSES FOR 10 YEARS ON SELLERS OF TANGIBLE PROPERTY**

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri (hereinafter referred to as "City") continuing to impose a City sales tax for capital improvements purposes which shall at a minimum include an emergency services building, covered entry into the Civic Center, street sweeper, snow removal equipment, upgrade to the Boswell Aquatic Center, covered area for Farmers Market, upgrades to storm sirens, replacement of police vehicles and radios, new park amenities, Jefferson Avenue sidewalks, and maintenance needs of existing City facilities for the period January 1, 2020, to January 1, 2030, on all sellers for the privilege of engaging in the business of selling tangible personal property or rendering taxable services at retail at the rate of one-half percent (1/2%) on the receipts from the sale at retail of all tangible personal property or taxable services at retail within said City, if such property and services are subject to local sales tax by the City of Lebanon, Missouri under the provisions of Sections 32.085, 32.087 and 144.010 to 144.527 RSMO providing for submission of this ordinance to the qualified voters of the City of Lebanon, Missouri, for their approval at a General Election to be held in the City of Lebanon, Missouri, on the 6th day of November 2018.

Mather moved and Wall seconded that the Council approve the first reading of Council Bill No. 4682 and that it be passed to the second reading. Motion carried as follows: Yea: (8) Adkins, Eldridge, Mitchell, White, Mather, Wall, Jordan, and Garner; 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. 4682 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 Council Bill No. 4682 duly passed and approved and that it be entered among City Records as Ordinance No. 5832.

**COMMENTS**

Fire Chief Sam Schneider- provided an update on the Smoke Detector Program. He stated that around 273 smoke detectors had been installed in 72 homes and around 120 adults

and 62 children lived in those homes. Schneider also reported that they had a list of homes that still needed smoke detectors installed.

Public Works Director Richard Shockley- stated that Public Works had received the new dump truck and he was excited to see it out working.

Parks Director John Shelton- reported the improvements to Gasconade park were coming along and he hoped to have the September Park Board meeting there. He thanked Councilman Adkins for attending the last Park Board meeting at Spiller Park.

City Clerk Laina Starnes- stated she would be absent from the next Council meeting scheduled for September 10<sup>th</sup> and Administrative Clerk Jessica Meiners would be filling in for her while she was gone.

City Administrator Mike Schumacher- thanked the Route 66 Society. He complimented Police Chief Halstead on the Night Watch Program and its success.

City Counselor Chris Allen- stated that if City Council wished to discuss the YMCA matter shared earlier during public comments, it needed to be addressed in a Closed Session.

Councilman Adkins- thanked City Clerk Laina Starnes for hanging the new City of Lebanon sign in the City Council Chambers and expressed he was looking forward to the MML Conference in September. Adkins also shared that he spoke with the Governor's Office about setting up a time for the dedication of the ag building. In conclusion, Adkins complimented Mayor Carr on how he diffused the situation with Howard Fuller during public comment segment of the meeting.

Councilman Eldridge- commended Police Chief Halstead on implementation of the Night Watch Program and Fire Chief Schneider on the success of the Smoke Detector Program. He also praised Mayor Carr on his handling of the situation with Howard Fuller that occurred earlier in the meeting.

Councilwoman Mitchell- stated she received an email from a constituent about the old bus sitting in a parking lot on East Elm Street. She shared the constituent suggested someone purchase the bus for possible placement it in the Route 66 Park. She also commented on the status of Harke Park and asked when progress would be made. Parks Director John Shelton stated they hadn't been able to work on the project because of the rain.

Councilwoman Mather- said she was glad to see Fire Chief Sam Schneider had returned to work and was recovering well.

Councilman Wall- thanked Gary Sosniecki with the Route 66 Society for coming to the meeting and participating in public comments. He also said he appreciated the Lebanon Youth Swim Club for coming to the meeting and informing the Council of their problems with the YMCA.

Councilman Jordan- asked Public Works Director Richard Shockley about the status of the incorrect population sign. Shockley stated he had reported the issue and it would be taken care of.

Councilman Garner- stated the Chamber of Commerce dinner conflicted with the September 24th City Council meeting and suggested a possible reschedule of the meeting to accommodate those who wished to attend the dinner. He also complimented the safety fall barrier at Atchley Park and thanked Police Chief Randy Halstead on the new Night Watch Program.

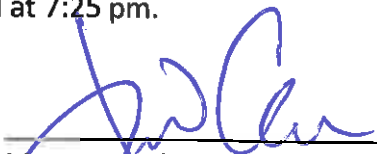
Mayor Carr- thanked those who spoke during public comments and City Clerk Laina Starnes and her husband Eddie for hanging up the new City of Lebanon sign. Mayor Carr then shared he attended a Sustainable Ozarks Partnership meeting, along with City Administrator Mike Schumacher, Director of Tourism Nicole McGinnis, and President/CEO Lebanon REDI Brian Thompson, where the City of Lebanon was recognized as being a Tier 1 Partner. During his comments, he congratulated the Lebanon Highschool football team on their win last week and shared the date for the next Council Work Session. He ended by wishing everyone a safe Labor Day weekend and mentioned City of Lebanon offices would be closed on September 3<sup>rd</sup>.

ADJOURNMENT

Mayor Carr declared the meeting adjourned at 7:25 pm.

ATTEST:

  
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City Clerk Laina Starnes

  
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Mayor Jared Carr  
Minutes Approved September 10, 2018

