CITY OF LEBANON
CITY COUNCIL MEETING MINUTES
January 27, 2014

BE IT REMEMBERED that the Council of the City of Lebanon, Missouri, met in Regular Session on January 27, 2014 at 7:00 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: Esther Hurney, Randy Sutter, Cleo Crabtree, Sheila Mitchell, Brian Anthony, Dennis Elmore, Chuck Jordan, Bill Wheeler and Mayor Anderson. Absent: None.

A quorum was declared.

Staff members and others in attendance: City Administrator Chris Heard, Police Chief Randy Halstead, Fire Chief Sam Schneider, Director of Operations Deryl Wilson, Senior Planner Joe Berkich, Interim Community Development Director Noel Massey Administrator Assistant Jeff Porter, City Clerk Laina Starnes, and City Counselor Chris Allen.

INVOCATION AND PLEDGE OF ALLEGIANCE

Invocation was given by Mayor Anderson, followed by the pledge of allegiance.

PUBLIC COMMENTS

Paul Jones- expressed his concern with the quantity of vehicle batteries being purchased as well as the cost of the batteries. He then asked about the status of the three outstanding debts from local developers. City Administrator Chris Heard stated two out of the three have been paid. Lastly, Mr. Jones asked again about the possibility of a wastewater treatment plant being constructed on the southeast side of town. Mayor Anderson replied by saying there wasn't a need, nor does the City have the ability.

PUBLIC HEARING- INTERNATIONAL PROPERTY MAINTENANCE CODE 2006

Hurney moved and Jordan seconded that the Council move out of Regular Session and into Public Hearing. Motion carried as follows: Yea: (8) Hurney, Sutter, Crabtree, Mitchell, Anthony, Elmore, Jordan, and Wheeler; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

City Administrator Chris Heard began by reporting the review of the International Property Maintenance Code started with the Council's concern with derelict buildings. He stated when the 2000 International Property Maintenance Code was adopted, portions of the code was removed. He then reported that staff was recommending the adoption of the 2006 IPMC and turned the Public Hearing over to Senior Planner Joe Berkich. Berkich then provided comparisons between the 2000 and 2006 Code. In regards to the residential inspection sheet, Interim Community Development Director

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Noel Massey shared what few changes would be made as a result of adopting the 2006 Code. Mayor Anderson then opened the floor for public comments.

Donna Sing- expressed her dislike with the City's current residential inspection requirements and asked if there was intent to continue the program and what could be done to repeal it. City Administrator Chris Heard stated they have held the requirements for inspections the same. He explained that the focus was on derelict buildings at Council's request. The Council then asked that inspections be placed on the agenda for a future Council Work Session.

Howard Fuller- provided some history pertaining to the residential inspection process and says he sees a need for the program. He then asked about getting a 2006 IPMC booklet so he could review it.

Paul Jones- asked if the 2006 Code was the most current code. Heard reported that the most current is the 2012 IPMC. Jones then stated he felt there should be stronger construction requirements.

Mayor Anderson announced that there would be another Public Hearing on February 10th as well as a first reading for the adopting ordinance.

Councilman Sutter then brought up concerns about the legality of landlords being on their tenant's property and the $500 fine applied to someone who doesn't have a means to remedy the situation. Mayor Anderson said his concerns would be addressed between now and the next meeting.

Fire Chief Sam Schneider also expressed there needed to be some decisions made about the language pertaining to smoke detectors.

Hurney moved and Elmore seconded that the Council move out of Public Hearing and back into Regular Session. Motion carried as follows: Yea: (8) Sutter, Crabtree, Mitchell, Anthony, Elmore, Jordan, Wheeler, and Hurney; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

DISCUSSIONS AND PRESENTATIONS- FISCAL YEAR 2013 AUDIT PRESENTATION

Lisa Officer of Officer CPA Firm LLC presented the Council with highlights of the FY2013 audit. Following her presentation, she entertained any questions from the Council.

APPROVAL OF MINUTES

Hurney moved and Mitchell seconded that the Council approve the minutes of the January 13, 2014 Regular meeting as presented. Motion carried as follows: Yea: (8) Crabtree, Mitchell, Anthony, Elmore, Jordan, Wheeler, Hurney, and Sutter; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Anthony moved and Jordan seconded that the Council approve the minutes of the January 13, 2014 Closed Session meeting as presented. Motion carried as follows: Yea:

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(8) Mitchell, Anthony, Elmore, Jordan, Wheeler, Hurney, Sutter, and Crabtree; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Wheeler moved and Hurney seconded that the Council approve the minutes of the January 16, 2014 Work Session meeting as presented. Motion carried as follows: Yea: (7) Anthony, Elmore, Wheeler, Hurney, Sutter, Crabtree, and Mitchell; Nay: (0) None; Abstain: (1) Jordan; Absent: (0) None.

APPROVAL OF WARRANTS

Hurney moved and Jordan seconded that the Council approve payroll, drafts, and warrant numbers 77430 through 77580 inclusive. Motion carried as follows: Yea: (8) Elmore, Jordan, Wheeler, Hurney, Sutter, Crabtree, Mitchell, and Anthony; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

COUNCIL BILL NO. 3920- AGREEMENT, FIRE DEPARTMENT COPY MACHINE MAINTENANCE, PAGE OFFICE SUPPLY

An Ordinance by the City Council of the City of Lebanon (hereinafter referred to as "City"), Laclede County, Missouri, authorizing and directing the Mayor and City Clerk to enter into and execute a Service Agreement between the City and Page Office Supply, to provide maintenance and supply services for a Sharp MX2615N Copier/Printer for the Fire Department.

Jordan moved and Elmore seconded that the Council approve the first reading of Council Bill No. 3920 and that it be passed to the second reading. Motion carried as follows: Yea: (8) Jordan, Wheeler, Hurney, Sutter, Crabtree, Mitchell, Anthony, and Elmore; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Anthony moved and Wheeler seconded that the Council approve the second and final reading of Council Bill No. 3920 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (8) Wheeler, Hurney, Sutter, Crabtree, Mitchell, Anthony, Elmore, and Jordan; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Mayor Anderson declared Council Bill No. 3920 duly passed and approved and that it be entered among City Records as Ordinance No. 5177.

COUNCIL BILL NO. 3921- PURCHASE, WIRE AND CONDUIT, CAPE ELECTRIC AND BUTLER SUPPLY

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 Wire from Cape Electric and Conduit from Butler Supply for the West Fremont Electric Line Replacement Project.

Elmore moved and Wheeler seconded that the Council approve the first reading of Council Bill No. 3921 and that it be passed to the second reading. Motion carried as follows: Yea: (8) Hurney, Sutter, Crabtree, Mitchell, Anthony, Elmore, Jordan, and Wheeler; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

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Anthony moved and Jordan seconded that the Council approve the second and final reading of Council Bill No. 3921 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (8) Sutter, Crabtree, Mitchell, Anthony, Elmore, Jordan, Wheeler and Hurney; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Mayor Anderson declared Council Bill No. 3921 duly passed and approved and that it be entered among City Records as Ordinance No. 5178.

COUNCIL BILL NO. 3922- AGREEMENTS, FACILITIES OPERATION AND LEASE, YMCA

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 a Facilities Operating and Lease Agreement by and between the City and the Ozarks Regional YMCA (hereinafter referred to as "YMCA").

Hurney moved and Jordan seconded that the Council approve the first reading of Council Bill No. 3922 and that it be passed to the second reading. Motion carried as follows: Yea: (8) Crabtree, Mitchell, Anthony, Elmore, Jordan, Wheeler Hurney, and Sutter; Nay: (0) None; Abstain: (0) None; Absent: (0) None.

Second reading scheduled for February 10, 2014

OLD BUSINESS

None

COMMENTS

Police Chief Halstead- stated he wanted to bring to the Council's attention that his records for the past calendar year reflect there was a 61% increase in tickets written, which doesn't coincide with the 30% decline in fines and court costs revenue that was reported by the auditor earlier in the evening. Chief also stated he understood his figures were for calendar year and the audit reflected fiscal year information.

City Administrator Chris Heard- reported on the recent conferences he has attended and then updated the Council on several bills being discussed on the State level that affect the City. He stated he was working with MPUA and MML to protect the City's interest.

Councilman Jordan- thanked the Police Department for its efforts in enforcing the speed limits.

Councilman Mitchell- stated she appreciated City Counselor Chris Allen and his input on the issues discussed during this meeting.

Councilman Sutter- asked that the Civic Center improvements be placed under Old Business on the next agenda. Mayor Anderson stated he wished to discuss them at the next Council Work Session.

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Mayor Anderson- stated the legislative issues touched on earlier by City Administrator Chris Heard deserved opposition.

ADJOURNMENT

Jordan moved and Anthony seconded that the meeting be adjourned. Motion passed unanimously. Meeting adjourned at 8:17 p.m.

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Mayor Lyle Anderson

ATTEST:

_____ Minutes Approved _____

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