

CITY OF LEBANON
CITY COUNCIL MEETING MINUTES
February 13, 2023

BE IT REMEMBERED that the Council of the City of Lebanon, Missouri, met in Regular Session on February 13, 2023, 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, Jonathan Reagan, Chuck Jordan, Bob Garner, and Mayor Carr. Absent: Jeff Mutchler and Randy Wall.

A quorum was declared.

Staff members and others in attendance: City Administrator Mike Schumacher, Public Works Administrator Richard Shockley, Police Chief Bryan Arnold, Fire Chief Sam Schneider, Finance Director Kat Gill, Human Resource Director Kathy Milliken, Park Director John Shelton, Code Administrator Joe Berkich, Planning & Zoning Manager Christina Wagner, Purchasing Agent Jessica Meiners, Communications Manager Derek Gean, Assistant City Administrator/City Clerk Laina Starnes, and City Counselor Chris Allen.

INVOCATION AND PLEDGE OF ALLEGIANCE

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

PUBLIC COMMENTS

None.

DISCUSSIONS AND PRESENTATIONS

Ronald McDonald House Week Proclamation

Mayor Carr read the following proclamation aloud for which he proclaimed February 13th through February 19, 2023, as "Ronald McDonald House Week."

WHEREAS, Springfield's two Ronald McDonald House® Programs have provided a "home away from home" and an invaluable source of hope and comfort for families of seriously-ill and injured children who must travel far from home for medical treatment; and

WHEREAS, the two Ronald McDonald Houses, located in Springfield, Missouri, allows their guests to maintain close contact with their seriously ill children by providing a secure and supportive environment at no required cost; and

WHEREAS, the Ronald McDonald House near Cox South and the House at Mercy Kids has served the needs of 692 Laclede County families, 552 of which are residents of Lebanon, Missouri; and

WHEREAS, on Tuesday, January 24, 2023, 69 McDonald's Restaurants and various other locations, will begin showing their support by asking customers to "Share their Heart" by "adopting" a \$1, \$5 and \$20 to Ronald McDonald House Charities of the Ozarks through the Share a Heart Campaign; and

WHEREAS, the following generous sponsors have provided sponsorship funding and underwritten the costs for the Share a Heart Campaign: McDonald's of the Ozarks; Great Southern Bank; ColorGraphic Printing; Mid-Am Metal Forming; and KY3 Television; and

WHEREAS, McDonald's of Lebanon is participating in the Share a Heart Campaign, which will continue through February 28, 2023.

NOW THEREFORE, I, Mayor Jared Carr, on behalf of the City of Lebanon, do hereby proclaim February 13th through February 19th, 2023 as

"RONALD McDONALD HOUSE WEEK"

In Witness Whereof, I have hereunto set my hand and caused the seal of the City of Lebanon to be affixed this 13th day of February 2023.

CONSENT AGENDA

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

- Approval of Minutes
 - i. January 23, 2023, Council Meeting
 - ii. February 2, 2023, Work Session
 - iii. February 2, 2023, Closed Session
- Approval of Warrants
- December Financials
- Approval of the Quarterly Investment Report
- Parade Permits
 - i. Wagons for Warriors Parade
- Disposition of Records

Motion carried as follows: Yea: (6) Adkins, Eldridge, Mitchell, Reagan, Jordan, and Garner; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

PUBLIC HEARING

Jordan moved and Garner seconded that the Council move out of Regular Session and into Public Hearing. Motion carried as follows: Yea: (6) Eldridge, Mitchell, Reagan, Jordan, Garner, and Adkins; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Final Plat of Carrie's Subdivision

Code Administrator Joe Berkich stated the property owner wished to plat 14 acres of Lebanon Acreage, which were remnants of other subdivisions, into one lot so a single family dwelling could be built. He also stated this plat would not jeopardize future development.

There were no public comments.

Final Plat of Timbers Phase 3 Subdivision

Code Administrator Joe Berkich advised the property owner requested to plat Timbers Phase 3 Subdivision to construct two-unit apartment buildings with 64 total units.

There were no public comments.

Replat Part of Lots Four, Five, and Six of Block Two Booton's First Addition

Code Administrator Joe Berkich reported these lots were originally platted to build 4-plexes but the project didn't work out. So, the property owner requested a replat to construct single family housing.

There were no public comments.

Replat of Heritage Baptist Temple to include Lebanon Acreage and Vacate Greenleaf Ave from Lynn Street to Clark Street

Code Administrator Joe Berkich advised the property owner requested to replat the property to add Lebanon Acreage and to vacate a portion of Greenleaf Avenue from Lynn Street to Clark Street. He added that the City would maintain the easements.

There were no public comments.

Replat of Lot 12 Suribachi Hills

Code Administrator Joe Berkich reported the property owner requested to replat Lot 12 of Suribachi Hills Subdivision to add Lebanon Acreage. He said the owner planned to build a home by the lake on the added property which would have an entrance off Lot 12.

There were no public comments.

Replat of Lot Two of Livingston Subdivision

Code Administrator Joe Berkich advised the property owner wished to replat Lot 2 of Livingston Subdivision into two lots.

There were no public comments.

Mitchell moved and Jordan seconded that the Council move out of Public Hearing and back into Regular Session. Motion carried as follows: Yea: (6) Mitchell, Reagan, Jordan, Garner, Adkins, and Eldridge; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

COUNCIL BILL NO. 6438- FINAL PLAT, CARRIE'S PLACE 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 Carrie's Place Subdivision to the City of Lebanon, Laclede County, Missouri.

Jordan moved and Mitchell seconded that the Council approve the first reading of Council Bill No. 6438 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Reagan, Jordan, Garner, Adkins, Eldridge, and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Adkins moved and Eldridge seconded that the Council approve the second and final reading of Council Bill No. 6438 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Jordan, Garner, Adkins, Eldridge, Mitchell, and Reagan; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Mayor Carr declared Council Bill No. 6438 duly passed and approved and that it be entered among City Records as Ordinance No. 6685.

COUNCIL BILL NO. 6439- FINAL PLAT, TIMBERS PHASE 3 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 Timbers Phase 3 Subdivision to the City of Lebanon, Laclede County, Missouri.

Eldridge moved and Jordan seconded that the Council approve the first reading of Council Bill No. 6439 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Garner, Adkins, Eldridge, Mitchell, Reagan, and Jordan; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Jordan moved and Mitchell seconded that the Council approve the second and final reading of Council Bill No. 6439 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Adkins, Eldridge, Mitchell, Reagan, Jordan, and Garner; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Mayor Carr declared Council Bill No. 6439 duly passed and approved and that it be entered among City Records as Ordinance No. 6686.

COUNCIL BILL NO. 6440- FINAL PLAT, GD HOMES 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 GD Homes Subdivision, being a Replat of Part of Lots Four, Five, and Six Block Two of Booton's First Addition to the City of Lebanon, Laclede County, Missouri.

Eldridge moved and Adkins seconded that the Council approve the first reading of Council Bill No. 6440 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Eldridge, Mitchell, Reagan, Jordan, Garner, and Adkins; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Reagan moved and Jordan seconded that the Council approve the second and final reading of Council Bill No. 6440 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Mitchell, Reagan, Jordan, Garner, Adkins, and Eldridge; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Mayor Carr declared Council Bill No. 6440 duly passed and approved and that it be entered among City Records as Ordinance No. 6687.

COUNCIL BILL NO. 6441- FINAL PLAT, REPLAT OF HERITAGE BAPTIST TEMPLE OF LEBANON SUBDIVISION TO INCLUDE LEBANON ACREAGE AND VACATE GREENLEAF AVE FROM LYNN ST. TO CLARK ST.

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 Replat of Heritage Baptist Temple of Lebanon Subdivision, to include Lebanon Acreage and vacate Greenleaf Avenue from Lynn Street to Clark Street.

Eldridge moved and Mitchell seconded that the Council approve the first reading of Council Bill No. 6441 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Reagan, Jordan, Garner, Adkins, Eldridge, and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Reagan moved and Adkins seconded that the Council approve the second and final reading of Council Bill No. 6441 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Jordan, Garner, Adkins, Eldridge, Mitchell, and Reagan, Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Mayor Carr declared Council Bill No. 6441 duly passed and approved and that it be entered among City Records as Ordinance No. 6688.

COUNCIL BILL NO. 6442- FINAL PLAT, REPLAT OF LOT 12 OF SURIBACHI HILLS

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 Replat of Lot 12 of Suribachi Hills to the City of Lebanon, Laclede County, Missouri, currently known as 300 Rosenthal Drive, to add Lebanon Acreage.

Eldridge moved and Jordan seconded that the Council approve the first reading of Council Bill No. 6442 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Garner, Adkins, Eldridge, Mitchell, Reagan, and Jordan; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Jordan moved and Adkins seconded that the Council approve the second and final reading of Council Bill No. 6442 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Adkins, Eldridge, Mitchell, Reagan, Jordan, and Garner; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Mayor Carr declared Council Bill No. 6442 duly passed and approved and that it be entered among City Records as Ordinance No. 6689.

COUNCIL BILL NO. 6443- FINAL PLAT, REPLAT OF LOT TWO OF LIVINGSTON 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 Replat of Lot Two of Livingston Subdivision to the City of Lebanon, Laclede County, Missouri.

Mitchell moved and Reagan seconded that the Council approve the first reading of Council Bill No. 6443 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Eldridge, Mitchell, Reagan, Jordan, Garner, and Adkins; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Jordan moved and Garner seconded that the Council approve the second and final reading of Council Bill No. 6443 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Mitchell, Reagan, Jordan, Garner Adkins, and Eldridge; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Mayor Carr declared Council Bill No. 6443 duly passed and approved and that it be entered among City Records as Ordinance No. 6690.

COUNCIL BILL NO. 6444- AGREEMENT, ARCHIVE MANAGEMENT SOFTWARE FOR SOCIAL MEDIA RECORDS, ARCHIVESOCIAL, LLC

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 with ArchiveSocial, LLC to provide Archive Management Software for Social Media Records.

Eldridge moved and Jordan seconded that the Council approve the first reading of Council Bill No. 6444 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Reagan, Jordan, Garner, Adkins, Eldridge, and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Adkins moved and Reagan seconded that the Council approve the second and final reading of Council Bill No. 6444 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Jordan, Garner, Adkins, Eldridge, Mitchell, and Reagan; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Mayor Carr declared Council Bill No. 6444 duly passed and approved and that it be entered among City Records as Ordinance No. 6691.

COUNCIL BILL NO. 6445- APPROVAL, CHANGE ORDER NO. 2 WITH BRINKOETTER'S IRON WORKS FOR ADDITIONAL WORK TO THE DOWNTOWN ARCHES AND AUTHORIZING THE PURCHASE OF CLAM SHELL BASES FROM TERRACAST PRODUCTS, LLC; BOTH FOR THE GATEWAY ARCHES IN THE DOWNTOWN BUSINESS DISTRICT

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 Change Order No. 2 between the City and Brinkoetter's Iron Works for additional necessary work to the Downtown Arches and authorizing the purchase of Clam Shell Bases from Terracast Products, LLC; both for the Gateway Arches over Commercial Street in the Downtown Business District.

Jordan moved and Garner seconded that the Council approve the first reading of Council Bill No. 6445 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Garner, Adkins, Eldridge, Mitchell, Reagan, and Jordan; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Eldridge moved and Garner seconded that the Council approve the second and final reading of Council Bill No. 6445 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Adkins, Eldridge, Mitchell, Reagan, Jordan, and Garner; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Mayor Carr declared Council Bill No. 6445 duly passed and approved and that it be entered among City Records as Ordinance No. 6692.

COUNCIL BILL NO. 6446- SURPLUS OF ONE (1) 2000 DODGE 1/2 TON TRUCK, ONE (1) 2005 CHEVROLET TRUCK AND ONE (1) 2004 FORD TAURUS AND AUTHORIZING THE PURCHASE OF ONE (1) 2023 CHEVROLET 2500 4WD TRUCK FOR THE STREET DEPARTMENT AND ONE (1) 2023 CHEVROLET 2500 4WD TRUCK FOR THE WASTEWATER DEPARTMENT, BOTH FROM ED MORSE CHEVROLET AND AUTHORIZING THE PURCHASE OF ONE (1) 2022 FORD ESCAPE FWD FOR PUBLIC WORKS FROM ED MORSE FORD INC.

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") declaring as Surplus One (1) 2000 Dodge 1/2 Ton Truck, One (1) 2005 Chevrolet Truck and One (1) 2004 Ford Taurus and authorizing the purchase of One (1) 2023 Chevrolet 2500 4WD Truck for the Street Department and One (1) 2023 Chevrolet 2500 4WD Truck for the Wastewater Department, both from Ed Morse Chevrolet and authorizing the purchase of One (1) 2022 Ford Escape FWD for Public Works from Ed Morse Ford Inc.

Eldridge moved and Jordan seconded that the Council approve the first reading of Council Bill No. 6446 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Eldridge, Mitchell, Reagan, Jordan, Garner, and Adkins; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Mitchell moved and Reagan seconded that the Council approve the second and final reading of Council Bill No. 6446 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Mitchell, Reagan, Jordan, Garner Adkins, and Eldridge; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Mayor Carr declared Council Bill No. 6446 duly passed and approved and that it be entered among City Records as Ordinance No. 6693.

COUNCIL BILL NO. 6447- APPROVING SURPLUS OF ITEMS IN VARIOUS CITY DEPARTMENTS AND DISPOSITION OF SAID 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.

Jordan moved and Garner seconded that the Council approve the first reading of Council Bill No. 6447 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Reagan, Jordan, Garner, Adkins, Eldridge, and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Eldridge moved and Reagan seconded that the Council approve the second and final reading of Council Bill No. 6447 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Jordan, Garner, Adkins, Eldridge, Mitchell, and Reagan; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Mayor Carr declared Council Bill No. 6447 duly passed and approved and that it be entered among City Records as Ordinance No. 6694.

COUNCIL BILL NO. 6448- AGREEMENT, DISPOSITION OF RECORDS, STERICYCLE

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 Stericycle for the disposition of records.

Eldridge moved and Mitchell seconded that the Council approve the first reading of Council Bill No. 6448 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Garner, Adkins, Eldridge, Mitchell, Reagan, and Jordan; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Jordan moved and Garner seconded that the Council approve the second and final reading of Council Bill No. 6448 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Adkins, Eldridge, Mitchell, Reagan, Jordan, and Garner; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Mayor Carr declared Council Bill No. 6448 duly passed and approved and that it be entered among City Records as Ordinance No. 6695.

COUNCIL BILL NO. 6449- LEASE AGREEMENT, CITY OWNED PROPERTY LOCATED BEING 214 W. COMMERCIAL STREET, TRUE CONSTRUCTION, 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 Lease Agreement between the City and True Construction, Inc. for the use of City owned property located behind 214 W. Commercial Street.

Jordan moved and Eldridge seconded that the Council approve the first reading of Council Bill No. 6449 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Eldridge, Mitchell, Reagan, Jordan, Garner, and Adkins; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Adkins moved and Garner seconded that the Council approve the second and final reading of Council Bill No. 6449 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Mitchell, Reagan, Jordan, Garner, Adkins, and Eldridge; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Mayor Carr declared Council Bill No. 6449 duly passed and approved and that it be entered among City Records as Ordinance No. 6696.

COUNCIL BILL NO. 6450-AMENDING THE CITY CODE IN REGARD TO MARIJUANA.

An Ordinance of the City of Lebanon, Missouri, amending the City Code in regard to Marijuana.

Eldridge moved and Garner seconded that the Council approve the first reading of Council Bill No. 6450 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Reagan, Jordan, Garner, Adkins, Eldridge, and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Second Reading scheduled for February 27, 2023.

COMMENTS

City Administrator Mike Schumacher- asked the Mayor and Council to save the date of April 12, 2023 for the Vietnam Veterans Pinning Ceremony.

Councilman Adkins- commented that the water tower lit in red for the KC Chiefs looked awesome.

Councilwoman Mitchell- asked for the 2023 Council Retreat date be added to the meeting/event calendar before it gets close so plans could be made.

Councilman Reagan- thanked the City for acknowledging the passing of his father.

Councilman Jordan- thanked staff for the meeting/event calendar the Council was provided.

Mayor Carr- stated he was sorry to hear of the passing of Councilman Reagan's father. He said Howard Reagan was always friendly and nice and was a vital part of the Veterans Memorial Board.

CLOSED SESSION

Jordan moved and Garner seconded that the Council move out of Regulars Session and into Closed Session pursuant to RSMo 610.021 (1) to discuss legal matters. Motion carried as follows: Yea: (6) Jordan, Garner, Adkins, Eldridge, Mitchell, and Reagan; Nay: (0) None; Abstain: (0) None; Absent: (2) Mutchler and Wall.

Council moved into Closed Session at 6:59 pm and returned to Regular Session at 7:29 pm.

ADJOURNMENT

Mayor Carr declared the meeting adjourned at 7:29 pm.

ATTEST:


City Clerk Laina Starnes



Mayor Carr
Minutes Approved February 27, 2023