

CITY OF LEBANON  
CITY COUNCIL MEETING MINUTES  
February 27, 2023

BE IT REMEMBERED that the Council of the City of Lebanon, Missouri, met in Regular Session on February 27, 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, Sheila Mitchell, Jonathan Reagan, Jeff Mutchler, Randy Wall, Chuck Jordan, and Mayor Carr. Absent: Ken Eldridge and Bob Garner.

A quorum was declared.

Staff members and others in attendance: City Administrator Mike Schumacher, Public Works Administrator Richard Shockley, Police Chief Bryan Arnold, Police Lieutenant Matt Wright, Fire Chief Sam Schneider, Human Resource Director Kathy Milliken, Code Administrator Joe Berkich, Assistant Parks Director Elliot Wilburn, IT/Airport Director Jarrad Schomaker, 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 Rev. Greg Turner of First Christian Church, followed by the pledge of allegiance.

PUBLIC COMMENTS

Jerry Dennison- shared his concerns about a replat request the Council would be considering this evening. He stated the planned seven unit apartment complex would increase the already heavy traffic in the area and asked for a traffic study to be done. He also requested a park for that area of town.

Tatianna Eureka- stated she was a junior in high school and her attendance at this meeting was a class requirement. However, she expressed she really cared about this town and articulated her concern about taking down trees in certain areas and also expressed she felt old buildings downtown should be renovated rather than torn down.

DISCUSSIONS AND PRESENTATIONS

None.

CONSENT AGENDA

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

- Approval of Minutes
  - i. February 13, 2023, Council Meeting

ii. February 13, 2023, Closed Session

- Approval of Warrants
- Parade Permits
  - i. Route 66 Parade

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

PUBLIC HEARING

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

Replat of Lots 24, 25, and 26 of Block 1, Cornelison Subdivision No. 1

Code Administrator Joe Berkich reported the property owner requested a replat to combine three lots into one for the purpose of building a seven unit apartment building. He stated that a setback variance was approved by the Board of Adjustment and a conditional use for multi-family homes was approved by the Planning and Zoning Commission.

There were no public comments other than the ones made by Jerry Dennison during “Public Comments” earlier in the meeting.

Replat of Block 4, Woodlawn Addition

Code Administrator Joe Berkich reported the purpose of this replat was to redefine the size of two current lots.

There were no public comments.

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

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.

Jordan moved and Reagan seconded that the Council approve the second and final reading of Council Bill No. 6450 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Mutchler, Wall, Jordan, Adkins, Mitchell, and Reagan; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Mayor Carr declared Council Bill No. 6450 duly passed and approved and that it be entered among City Records as Ordinance No. 6697.

COUNCIL BILL NO. 6451- FINAL PLAT, REPLAT OF LOTS 24, 25, AND 26 OF BLOCK 1, CORNELISON SUBDIVISION NO. 1

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 Lots 24, 25, and 26 of Block 1, Cornelison Subdivision No. 1 to the City of Lebanon, Laclede County, Missouri.

Wall moved and Jordan seconded that the Council approve the first reading of Council Bill No. 6451 and that it be passed to the second reading. Motion carried as follows: Yea: (5) Wall, Jordan, Adkins, Mitchell, and Mutchler; Nay: (1) Reagan; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Mitchell moved and Mutchler seconded that the Council approve the second and final reading of Council Bill No. 6451 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (5) Jordan, Adkins, Mitchell, Mutchler, and Wall; Nay: (1) Reagan; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Mayor Carr declared Council Bill No. 6451 duly passed and approved and that it be entered among City Records as Ordinance No. 6698.

COUNCIL BILL NO. 6452- FINAL PLAT, REPLAT OF BLOCK 4, WOODLAWN ADDITION

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 Block 4, Woodlawn Addition to the City of Lebanon, Laclede County, Missouri.

Jordan moved and Mutchler seconded that the Council approve the first reading of Council Bill No. 6452 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Adkins, Mitchell, Reagan, Mutchler, Wall, and Jordan; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Wall moved and Adkins seconded that the Council approve the second and final reading of Council Bill No. 6452 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Mitchell, Reagan, Mutchler, Wall, Jordan, and Adkins; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Mayor Carr declared Council Bill No. 6452 duly passed and approved and that it be entered among City Records as Ordinance No. 6699.

COUNCIL BILL NO. 6453- PURCHASE, SLIDE-IN BOX FOR THE ANIMAL CONTROL TRUCK, JONES TRAILER COMPANY

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") authorizing the purchase of a Slide-In Box for the Animal Control Truck from Jones Trailer Company.

Mitchell moved and Reagan seconded that the Council approve the first reading of Council Bill No. 6453 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Reagan, Mutchler, Wall, Jordan, Adkins, and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Jordan moved and Adkins seconded that the Council approve the second and final reading of Council Bill No. 6453 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Mutchler, Wall, Jordan, Adkins, Mitchell, and Reagan; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Mayor Carr declared Council Bill No. 6453 duly passed and approved and that it be entered among City Records as Ordinance No. 6700.

COUNCIL BILL NO. 6454- AGREEMENT, LISTING AND MARKETING OF A FIRE APPARATUS, BRINDLEE MOUNTAIN FIRE APPARATUS

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 Brindlee Mountain Fire Apparatus for the Listing and Marketing of a Fire Apparatus.

Jordan moved and Reagan seconded that the Council approve the first reading of Council Bill No. 6454 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Wall, Jordan, Adkins, Mitchell, Reagan, and Mutchler; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Wall moved and Mutchler seconded that the Council approve the second and final reading of Council Bill No. 6454 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Jordan, Adkins, Mitchell, Reagan, Mutchler, and Wall; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Mayor Carr declared Council Bill No. 6454 duly passed and approved and that it be entered among City Records as Ordinance No. 6701.

COUNCIL BILL NO. 6455- AGREEMENT, RENTAL AND USE OF BALLFIELDS AT CITY OF LEBANON PARK FACILITIES, RUN AND GUN BASKETBALL, 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 between the City and Run and Gun Basketball, LLC for the rental and use of Ballfields at City of Lebanon Park Facilities.

Wall moved and Adkins seconded that the Council approve the first reading of Council Bill No. 6455 and that it be passed to the second reading.

Adkins then moved and Reagan seconded that the contract referenced as "Exhibit A" in Council Bill No. 6455 be amended by striking the last sentence of paragraph 5 related to first right of refusal. Motion carried as follows: Yea: (6) Adkins, Mitchell, Reagan, Mutchler, Wall, and Jordan; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Motion to move Council Bill No. 6455 to the second reading carried as follows: Yea: (6) Mitchell, Reagan, Mutchler, Wall, Jordan, and Adkins; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Jordan moved and Wall seconded that the Council approve the second and final reading of Council Bill No. 6455 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Reagan, Mutchler, Wall, Jordan, Adkins, and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Mayor Carr declared Council Bill No. 6455 duly passed and approved and that it be entered among City Records as Ordinance No. 6702.

COUNCIL BILL NO. 6456- PURCHASE, KIOTI DK5510 TRACTOR FOR THE PARKS DEPARTMENT, S & H FARM SUPPLY, INC.

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") authorizing the purchase of a 2022 KIOTI DK5510 Tractor for the Parks Department from S & H Farm Supply, Inc.

Jordan moved and Mutchler seconded that the Council approve the first reading of Council Bill No. 6456 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Mutchler, Wall, Jordan, Adkins, Mitchell, and Reagan; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Mitchell moved and Adkins seconded that the Council approve the second and final reading of Council Bill No. 6456 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Wall, Jordan, Adkins, Mitchell, Reagan, and Mutchler; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Mayor Carr declared Council Bill No. 6456 duly passed and approved and that it be entered among City Records as Ordinance No. 6703.

COUNCIL BILL NO. 6457- T-HANGAR LEASE AGREEMENT FOR T-HANGAR NO. 13, JEFF BOND

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 T-Hangar Lease Agreement between the City and Jeff Bond for

use of T-Hangar No. 13 located at the Floyd W. Jones Memorial Airport also known as the Lebanon Regional Airport.

Jordan moved and Wall seconded that the Council approve the first reading of Council Bill No. 6457 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Jordan, Adkins, Mitchell, Reagan, Mutchler, and Wall; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Mitchell moved and Reagan seconded that the Council approve the second and final reading of Council Bill No. 6457 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Adkins, Mitchell, Reagan, Mutchler, Wall, and Jordan; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Mayor Carr declared Council Bill No. 6457 duly passed and approved and that it be entered among City Records as Ordinance No. 6704.

COUNCIL BILL NO. 6458- EXTENSION AGREEMENT, COLLECTION OF TAXES DUE TO THE CITY, COUNTY COLLECTOR OF LACLEDE COUNTY AND LACLEDE COUNTY COMMISSION

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 Extension Agreement between the City, Toni Morris, duly elected County Collector of Laclede County, and the Laclede County Commission for the Collection of Taxes due to the City.

Jordan moved and Reagan seconded that the Council approve the first reading of Council Bill No. 6458 and that it be passed to the second reading.

Adkins then moved and Wall seconded that Council Bill No. 6458 and the Extension Agreement referenced as "Exhibit A" be amended to change the noted termination date of the current agreement and the beginning date of the Extension Agreement to March 6, 2023. Motion carried as follows: Yea: (6) Mitchell, Reagan, Mutchler, Wall, Jordan, and Adkins; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Motion to move Amended Bill No. 6458 to the second reading carried as follows: Yea: (6) Reagan, Mutchler, Wall, Jordan, Adkins, and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Mitchell moved and Mutchler seconded that the Council approve the second and final reading of Amended Council Bill No. 6458 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (6) Mutchler, Wall, Jordan, Adkins, Mitchell, and Reagan; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Mayor Carr declared Amended Council Bill No. 6458 duly passed and approved and that it be entered among City Records as Ordinance No. 6705.

COUNCIL BILL NO. 6459- AMENDING CITY CODE OF ORDINANCES CHAPTER 46 UTILITIES RELATED TO ELECTRIC, WATER, AND SEWER SERVICE SCHEDULES AND RATES

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") amending City Code of Ordinances Chapter 46 Utilities related to Electric, Water, and Sewer Service Schedules and Rates.

Mitchell moved and Reagan seconded that the Council approve the first reading of Council Bill No. 6459 and that it be passed to the second reading. Motion carried as follows: Yea: (6) Wall, Jordan, Adkins, Mitchell, Reagan, and Mutchler; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Second Reading scheduled for March 13, 2023.

COMMENTS

Fire Chief Sam Schneider- advised the Council he had put two new hires to work the previous week and updated them on staffing.

Councilman Reagan- shared he would be dancing in the LHS Dancing with the Stars event scheduled for the coming weekend and had tickets that could be purchased for the event.

Councilwoman Mitchell- said she was sending healing thoughts and prayers to Councilman Eldridge and Councilman Garner. She also shared about what she had learned while attending the MML Legislative Conference and encouraged other Council members to educate themselves about proposed legislation affecting the City of Lebanon.

Public Works Director Richard Shockley- regarding legislation that Councilwoman Mitchell commented about, Shockley stated that right of way use legislation was huge and added additional cost to the City.

Councilman Adkins- shared he met Senator Justin Brown and Representative Hannah Kelly at the MML Legislative Conference. Adkins said each would be at a future Rotary meeting.

Mayor Carr- shared the upcoming meeting schedule.

CLOSED SESSION

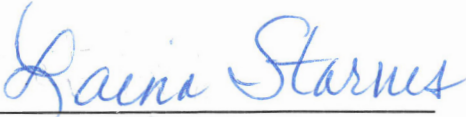
Jordan moved and Wall seconded that the Council move out of Regulars Session and into Closed Session pursuant to RSMo 610.021 (1) (3) to discuss legal and personnel matters. Motion carried as follows: Yea: (6) Jordan, Adkins, Mitchell, Reagan, Mutchler, and Wall; Nay: (0) None; Abstain: (0) None; Absent: (2) Eldridge and Garner.

Council moved into Closed Session at 7:00 pm and returned to Regular Session at 7:35 pm.

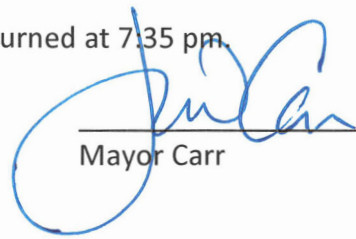
ADJOURNMENT

Mayor Carr declared the meeting adjourned at 7:35 pm.

ATTEST:

  
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City Clerk Laina Starnes

  
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Mayor Carr

Minutes Approved March 13, 2023