

CITY OF LEBANON
CITY COUNCIL MEETING MINUTES
July 22, 2019

BE IT REMEMBERED that the Council of the City of Lebanon, Missouri, met in Regular Session on July 22, 2019 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: Ken Eldridge, Sheila Mitchell, Jonathan Reagan, LeAnn Mather, Randy Wall, Chuck Jordan, Bob Garner, and Mayor Carr. Absent: Gib Adkins.

A quorum was declared.

Staff members and others in attendance: City Administrator Mike Schumacher, Public Works Director Richard Shockley, Fire Chief Sam Schneider, Park Director John Shelton, Code Administration Representative Steve Hemphill, Human Resource Director Kathy Milliken, Communications Manager Derek Gean, Interim Electric Superintendent Travis Long, Street Superintendent Mike Moore, IT Director/Airport Jarrad Schomaker, Lebanon REDI President Brian Thompson, and Assistant City Administrator/City Clerk Laina Starnes.

INVOCATION AND PLEDGE OF ALLEGIANCE

Invocation was given by Pastor Paul Posey of Faith House, followed by the pledge of allegiance.

PUBLIC COMMENTS

Paul Lindsey- stated he was adamantly opposed to the rezoning of 130 West Fremont to M-1 Light Industrial to accommodate a marijuana cultivating facility. He stated he felt the location was too close to a school and his home, which was about three blocks away. Lindsey expressed he felt there would be odor issues that he would not enjoy.

Jim White- requested that City Council not approve the rezoning of 130 West Fremont for the same reasons Mr. Lindsey previously expressed in his comments. White stated he felt the potential odor could negatively affect area residents, the OTC Aviation Program, the school, new park, etc. He stated there were already locations zoned M-1 available and urged Council not to jeopardize air quality.

DISCUSSIONS AND PRESENTATIONS

Farmers Market Cover- City Administrator Mike Schumacher presented architectural renderings for the Farmers Market cover and explained they were attempting to incorporate the theme of the MFA building being constructed across the street as both buildings were agriculture related. A discussion commenced where Council provided their opinion on the color scheme (most thought the red, white and blue option was the best) and number of bathrooms needed. Schumacher said the construction would be bid out and it wouldn't start until after Farmers Market closed for the year.

CONSENT AGENDA

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

- July 8, 2019 Council Minutes
- Warrants #97232-#97346 Payroll, and Drafts

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

RESOLUTION NO. 448- DECLARATION OF THE CITY'S INTENT TO REIMBURSE ITSELF FOR CERTAIN CAPITAL EXPENDITURES FROM FINANCING PROCEEDS

Eldridge moved and Jordan seconded that the Council approve Resolution No. 448 as presented.

"A RESOLUTION TO DECLARE THE OFFICIAL INTENT OF THE CITY OF LEBANON, MISSOURI TO REIMBURSE ITSELF FOR CERTAIN CAPITAL EXPENDITURES FROM PROCEEDS OF BONDS, NOTES, CERTIFICATES OF PARTICIPATION OR A LEASE PURCHASE AGREEMENT.

WHEREAS, the City of Lebanon, Missouri (the "City"), intends to finance the costs of (a) water and wastewater system improvements including the Goodwin Hollow Mechanical Bar Screen Project, Phase II of the Wastewater Treatment Plant, Renovation of the Spiller Water Tower, Top Coat Paint for the Bowling Water Tower, and Renovation of the Glencastle Water Tower; (b) design and construction of an expansion to the Kenneth E. Cowan Civic Center; (c) design, site work, and equipment acquisition for a new park; and (d) land acquisition, design and construction of a new Public Safety Facility (collectively referred to as the "Project").

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEBANON, MISSOURI, AS FOLLOWS:

SECTION 1: The City Council hereby finds it necessary and declares its intent to finance the costs of the Project. The City has made, or expects to make, expenditures in connection with the Project, and the City may reimburse itself for such expenditures with the proceeds of a tax-exempt financing by, or on behalf of, the City. The approximate principal amount of the tax-exempt financing expected to be issued for the Project is \$13,000,000, plus amounts necessary for issuance costs and/or credit enhancements.

SECTION 2: The officers and representatives of the City are hereby authorized and directed to take such other action as may be necessary to investigate the terms and feasibility of financing the Project.

Passed and approved by the City Council of the City of Lebanon, Laclede County, Missouri, as of this 22th day of July 2019.

Mayor Jared Carr

(Seal)

Attest:

City Clerk Laina Starnes"

Motion to approve Resolution No. 448 carried as follows: Yea: (7) Mitchell, Reagan, Mather, Wall, Jordan, Garner, and Eldridge; Nay: (0) None; Abstain: (0) None; Absent: (1) Adkins.

COUNCIL BILL NO. 4821- REZONING, 130 FREMONT ROAD FROM C-1 COMMERCIAL TO M-1 LIGHT INDUSTRIAL

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 130 West Fremont Road from C-1 Commercial to M-1 Light Industrial; fixing the effective date thereof; repealing ordinances or parts thereof in conflict.

The second reading of Council Bill No. 4821 was read. The City Council made no motion and no vote was taken.

COUNCIL BILL NO. 4822- AGREEMENT, FINANCIAL ADVISOR, PIPER JAFFRAY AND COMPANY

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 Piper Jaffray and Company for Financial Advisor Services related to the financing of improvements to the Water and Wastewater Systems, expansion to the Cowan Civic Center, construction of a Public Safety Facility, Parks Improvements, and refunding of the Certificate Of Participation Series 2010B; compensation to be paid thereof.

Eldridge moved and Garner seconded that the Council approve the first reading of Council Bill No. 4822 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Reagan, Mather, Wall, Jordan, Garner, Eldridge, and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (1) Adkins.

Jordan moved and Reagan seconded that the Council approve the second and final reading of Council Bill No. 4822 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Mather, Wall, Jordan, Garner, Eldridge, Mitchell, and Reagan; Nay: (0) None; Abstain: (0) None; Absent: (1) Adkins.

Mayor Carr declared Council Bill No. 4822 duly passed and approved and that it be entered among City Records as Ordinance No. 5970.

COUNCIL BILL NO. 4823- APPROVAL- UTAH STREET, OHIO AVENUE, AND TEXAS AVENUE OVERLAY PROJECTS

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 overlay Utah Street from Sunrise

Drive to Beck Lane, Ohio Avenue from Utah Street to Kansas Street and Texas Avenue from Utah Street to Kansas Street.

Mitchell moved and Mather seconded that the Council approve the first reading of Council Bill No. 4823 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Wall, Jordan, Garner, Eldridge, Mitchell, Reagan, and Mather; Nay: (0) None; Abstain: (0) None; Absent: (1) Adkins.

Jordan moved and Wall seconded that the Council approve the second and final reading of Council Bill No. 4823 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Jordan, Garner, Eldridge, Mitchell, Reagan, Mather, and Wall; Nay: (0) None; Abstain: (0) None; Absent: (1) Adkins.

Mayor Carr declared Council Bill No. 4823 duly passed and approved and that it be entered among City Records as Ordinance No. 5971.

COUNCIL BILL NO. 4824- TASK ORDER, UPDATING FIBER IN SEVEN (7) SUBSTATIONS AND ONE (1) 69KV SWITCH STATION, MJMEUC

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. 1 with Missouri Joint Municipal Electric Utility Commission (hereinafter referred To As "MJMEUC") for the installation of Remote Terminal Units, Fiber Interfaces, and Update of Multi-Mode Fiber.

Mitchell moved and Reagan seconded that the Council approve the first reading of Council Bill No. 4824 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Garner, Eldridge, Mitchell, Reagan, Mather, Wall, and Jordan; Nay: (0) None; Abstain: (0) None; Absent: (1) Adkins.

Jordan moved and Eldridge seconded that the Council approve the second and final reading of Council Bill No. 4824 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Eldridge, Mitchell, Reagan, Mather, Wall, Jordan, and Garner; Nay: (0) None; Abstain: (0) None; Absent: (1) Adkins.

Mayor Carr declared Council Bill No. 4824 duly passed and approved and that it be entered among City Records as Ordinance No. 5972.

COUNCIL BILL NO. 4825- GRANT AGREEMENT, VAULT SHELVING, FY2020 LOCAL RECORDS GRANT

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 Grant Agreement between the City and the Office of the Missouri Secretary of State for a FY2020 Local Records Grant to assist with the purchase of vault shelving.

Mather moved and Wall seconded that the Council approve the first reading of Council Bill No. 4825 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Mitchell, Reagan, Mather, Wall, Jordan, Garner, and Eldridge; Nay: (0) None; Abstain: (0) None; Absent: (1) Adkins.

Jordan moved and Mitchell seconded that the Council approve the second and final reading of Council Bill No. 4825 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Reagan, Mather, Wall, Jordan, Garner, Eldridge and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (1) Adkins.

Mayor Carr declared Council Bill No. 4825 duly passed and approved and that it be entered among City Records as Ordinance No. 5973.

COUNCIL BILL NO. 4826- FINAL PLAT, FARMERS PRODUCE EXCHANGE

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 Farmers Market Exchange to Lebanon, Laclede County, Missouri.

Jordan moved and Garner seconded that the Council approve the first reading of Council Bill No. 4826 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Mather, Wall, Jordan, Garner, Eldridge, Mitchell, and Reagan; Nay: (0) None; Abstain: (0) None; Absent: (1) Adkins.

Mather moved and Eldridge seconded that the Council approve the second and final reading of Council Bill No. 4826 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Wall, Jordan, Garner, Eldridge, Mitchell, Reagan, and Mather; Nay: (0) None; Abstain: (0) None; Absent: (1) Adkins.

Mayor Carr declared Council Bill No. 4826 duly passed and approved and that it be entered among City Records as Ordinance No. 5974.

COUNCIL BILL NO. 4816- FINAL PLAT, REPLAT OF LOTS 9 AND 10 OF E.R. CLOUGH'S FIRST 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 Lots 9 and 10 of E.R. Clough's First Addition to Lebanon, Laclede County, Missouri.

Jordan moved and Garner seconded that the Council approve the first reading of Council Bill No. 4816 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Jordan, Garner, Eldridge, Mitchell, Reagan, Mather, and Wall; Nay: (0) None; Abstain: (0) None; Absent: (1) Adkins.

Mitchell moved and Reagan seconded that the Council approve the second and final reading of Council Bill No. 4816 and that the roll be called for the approval and passage

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

Mayor Carr declared Council Bill No. 4816 duly passed and approved and that it be entered among City Records as Ordinance No. 5975.

COMMENTS

Public Works Director Richard Shockley- talked about the Customer Appreciation Day that was held at the Boswell Aquatic Center the previous Friday. He said they offered free admission into the pool, served hot dogs and water, displayed their equipment, and shared what services the City offered. Shockley reported approximately 300 attended.

Parks Director John Shelton- stated that ball season had wrapped up and he would be bringing forward a recap of the season at the September Work Session. He also reported the last bit of Harke Park was nearing completion.

Councilman Reagan- shared that he had rented out the Boswell Aquatic Center for his Ti Quan Do business and all had a great time. Reagan then introduced Charlene Paz, a new Lebanon resident in attendance from Santa Maria, California.

Councilman Jordan- reported the 100-mile yard sale down Route 66 would be held on August 2nd and 3rd. As he shared this information, Jordan said Kansas and Nebraska held similar events along Hwy 36 and Hwy 30.

Councilman Garner- thanked Paul Lindsey and Jim White for providing their comments this evening on the rezoning of 130 West Fremont to M-1 Light Industrial.

Mayor Carr- thanked Public Works for getting the power restored so quickly after an accident on Elm that snapped a utility pole and brought down some power lines. He also thanked them and the Parks Department for holding the Customer Appreciation Day event. Mayor Carr then spoke of several events that were going on in the community and within the City. Some of those mentioned included the Friends of the Fort Breakfast for Maj. Gen. Donna Martin, internships for GoCaps, the August 3rd Food Truck event, and the upcoming Gospel Sing. He also announced that Police Chief interviews would be held the next week and provided dates for the August Work Session and City Council meetings.

CLOSED SESSION PURSUANT TO RSMO 610.021 (3), (13), PERSONNEL

Eldridge moved and Wall seconded that the Council move into Closed Session pursuant to RSMo 610.021 (3), (13), to discuss Personnel matters Motion carried as follows: Yea: (7) Eldridge, Mitchell, Reagan, Mather, Wall, Jordan, and Garner; Nay: (0) None; Abstain: (0) None; Absent: (1) Adkins.

Council moved into Closed Session at 7:00 pm and returned to Regular Session at 7:37 pm.

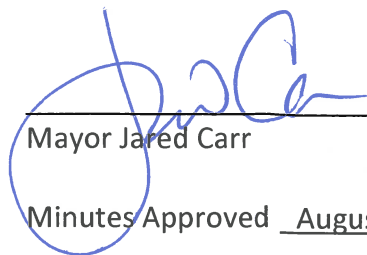
ADJOURNMENT

Mayor Carr declared the meeting adjourned at 7:37 pm.

ATTEST:



City Clerk Laina Starnes



Mayor Jared Carr

Minutes Approved August 12, 2019