

Mayor Grenke called the regular meeting to order at 7:11 p.m.

Roll Call: Aldermen Don Bormann, James Lee, Landon Magley, Andrea Vollrath, Dick Ward and David Wilkins answered roll call.

Absent: None

Also present were City Administrator Matt Harline, City Attorney Merritt Beck, Police Chief Larry Dudgeon, James Smith with the Centralia Fireside Guard, Russ & Stephanie Greene, Dennis Mills, Tom Nelson, Ed Torreyson, Darren Adams, Rob Dalton, Officer Norberto Mendez, Officer Jason Hicks, Matt Hensley, Brandon Copenhaver and his girlfriend Sonya, Don & Jessica Copenhaver, and several other members of Brandon Copenhaver's family

Mayor Grenke presented a proclamation to Tom Nelson in honor of Rodney Griffin, who was killed in action with the US Army in Vietnam in 1970. Griffin's body was recently recovered and brought back to the United States after 45 years being missing in action.

Nelson, who was the brother-in-law of Griffin, said Thank You on behalf of the family of Rodney Griffin to the city and so many other organizations that have helped prepare for the memorial service this coming Saturday.

#### **Appointment of New Part-Time Officer and Effective Date of Appointment**

Dudgeon introduced Brandon Copenhaver, and Copenhaver introduced all the members of his family that were in attendance.

Dudgeon said it was his recommendation that Copenhaver would be sworn in as a part time officer to cover the gap left by Ed Duvall who would be out for an extended period of time for some health concerns.

Copenhaver said that is currently a Columbia College student from Hallsville, and he went through the police academy at age 19 and liked Centralia to help him gain some experience.

Mayor Grenke appointed Brandon Copenhaver to the position of part-time police officer with the Centralia Police Department effective April 20, 2015, upon recommendation of Chief Dudgeon. Alderman Lee made a motion to accept the Mayor's appointment of Brandon Copenhaver to the position of part-time police officer with the Centralia Police Department. Alderman Wilkins seconded the motion. On a call by the Mayor for ayes and nays, the motion passed unanimously.

Beck explained that the term "faithfully demean myself" in the Oath of Office means to fulfill the duties of that office.

Dennis Mills, Tom Nelson, Ed Torreyson, Officer Norberto Mendez, Officer Jason Hicks, Matt Hensley, Brandon Copenhaver and his girlfriend Sonya, Don & Jessica Copenhaver, and several other members of Brandon Copenhaver's family left the meeting at 7:20 p.m.

#### **CONSENT AGENDA:**

Mayor Grenke asked for approval of the Consent Agenda in its entirety or any items to be pulled for comment or correction.

#### **CONSENT AGENDA:**

- A. Adopting the Agenda for the Board of Aldermen – Regular Meeting April 20, 2015
- B. Minutes of Prior Meetings
- C. Minutes of Public Works and Public Utilities Committee Meeting
- D. Minutes of General Government and Public Safety Committee Meeting
- E. Minutes of Planning and Zoning Commission
- F. Reports
  1. Treasurer's & Collector's Reports
  2. Activity Reports

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Motion was made by Alderman Bormann to accept the consent agenda in its entirety. Alderman Vollrath seconded the motion. On a call by the Mayor for ayes and nays, the motion passed unanimously.

Accounts Payable over \$1250 was presented in the amount of \$298,971.48 as follows:

**ACCOUNTS PAYABLE OVER \$1250**

**April 20, 2015**

Ameren UE (Heating Bill)	\$	3,195.12
Asplundh Tree Expert	\$	11,487.70
City of Columbia (landfill charges - March 2015)	\$	8,509.14
Digital Alley (4 Body Cameras)	\$	3,180.00
H & R Russell Entr, LLC	\$	2,375.00
Illinois Power Marketing (Wholesale Electric)	\$	114,640.61
Inland Trk Parts (Unit # 13 Parts / Repairs)	\$	1,726.29
J & M Displays (Fireworks)	\$	4,000.00
MISO	\$	5,302.38
MJMEUC (Prairie State Charges)	\$	80,170.33
MO state Hwy Patrol (Patrol Car)	\$	14,350.00
Ozark Applicators (Maintenance Agreement)	\$	1,600.00
UMB Bank (MAMU 08 Elect Substation Lease Pmt)	\$	12,643.68
Wilkerson Brothers Quarry (Clean Rock)	\$	6,478.48
<b>TOTAL</b>	<b>\$</b>	<b>269,658.73</b>

**ADDED AFTER GGFC MEETING**

Ameren (Transmission Charges)	\$	22,047.48
Arkansas Electric (Electric Dept Supplies)	\$	1,414.25
MFA Oil (Fuel)	\$	5,851.02
<b>TOTAL</b>	<b>\$</b>	<b>29,312.75</b>
<b>GRAND TOTAL</b>	<b>\$</b>	<b>298,971.48</b>

Alderman Bormann made the motion to approve the Accounts Payable over \$1250 in the amount of \$289,971.48. Alderman Wilkins seconded the motion. On a call by the Mayor for ayes and nays, the motion passed unanimously.

**COMMENTS FROM CITIZENS:**

The Comments from Citizens portion of the meeting was opened at 7:24 p.m. by Mayor Grenke.

Hearing no comments, the Comments from Citizens portion of the meeting was closed at 7:24 p.m. by Mayor Grenke.

**APPEAL REVOCATION OF BUSINESS LICENSE**

**Black Hog Saloon**

Beck said that there has been a request to delay the hearing made by Amber Stanford, and his suggestion would be to delay the matter to May 4<sup>th</sup>.

Magley questioned why the Board couldn't take action on this today.

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Harline stated that Stanford had called and requested the matter be heard at a later date, and according to Beck there is some question on the definition of “service” as related to serving the notice of the hearing to Stanford. He also said that she’s in the course of trying to reinstate her state liquor license. Harline said that the Board could grant her an extension to May 4<sup>th</sup> if they think her request for a hearing because of personal hardship is valid. Bormann asked if her business was open now, and Harline replied that she could be could be open Wednesday.

Russell noted that she had spoken to representatives with the Missouri Department of Revenue on several different occasions regarding this revocation, with the most recent being that afternoon. At that time, the license was still revoked and they showed no paperwork filed to start the process to rectify the situation. DOR had also stated that if her Missouri retail sales license was revoked, it revoked any City license, County license or State Liquor License associated with that number.

Dudgeon stated that her state retail sales tax number has been revoked and asked since when. Russell stated that it has been revoked since March 27<sup>th</sup>. Dudgeon said that there is nothing anyone in this room can do other than her, and it would seem to him that we are being used as a body to hide behind. He stated that if she opens Wednesday she will be in violation of state law, and will have no choice but to write a summons.

There was discussion as to whether or not the Board granting her an extension on her City business license would do any good since her Missouri retail sales license was revoked and she is not allowed by law to sell any food or liquor without the retail sales license. The matter of Stanford legally being able to sell food or drink without the retail sales license was discussed at length, and it was determined that she would not be able to.

Stanford entered the room at 7:44 p.m.

Stanford said she just came from the Lake of the Ozarks & Jefferson City area.

Grenke addressed Stanford and said that her state tax id number has been revoked, and with that revocation it revokes all other licenses. He said that if the City grants a continuance on the City business license, it doesn’t rectify the Missouri state license revocations.

Stanford stated she was hoping within the next day we won’t have to worry about it. Grenke told Stanford that he thinks she appealed to the wrong body, as the only thing the Board can do is grant the continuance for the City license, but not the state license.

Harline asked if Stanford received the email on the 10<sup>th</sup> with the notice for tonight’s hearing. He added that he had briefly stated her case, but since she was here she could make her case before the Board.

Stanford questioned if everyone knew her story, and Russell said that her appeal letter had been included in the Board meeting packet. She stated that there was an account for an LLC that she was not on that her payment had been applied to incorrectly with the Missouri Department of Revenue. She said it would have alleviated every bit of tax debt she owed as well as leaving a credit.

Harline questioned Stanford about the form 126 she had mentioned in a conversation earlier in the day. Stanford replied that the form would prove she was never a part of the LLC her payment had been applied to. She said the attorneys have spoken about it, and are in the process of filing the form.

Bormann stated that if the Board does grant the continuance, Stanford still can’t open. He questioned what happens to the city business license and if there is a fee for reinstatement. Russell said that there would be no fee for reinstatement. The city would just require proof in the form of a No Sales Tax Due letter from the Missouri Department of Revenue that all tax issues have been taken care of and her Missouri retail sales license was reinstated.

Harline noted that Stanford had reported there was a health issue in the family earlier in the day. Stanford responded that they think her father has had a stroke. Harline said that it explains why you were late to the meeting tonight. Beck noted that it’s been said that you are planning to open on Wednesday. Stanford said that if everything is resolved, then yes, she does plan on being open. Dudgeon stated that, to be clear, Stanford should not open if her state license has not been reinstated.

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Wilkins said that action by the council is not required, and Stanford would just provide the letter from DOR. Russell commented that if Stanford did provide the letter, she would notify the Board and the Police Department immediately.

Harline said he thought the cleanest thing to do is to deny the appeal, then once everything is cleared the state will give us notification.

Alderman Lee made a motion to deny the appeal request by Amber Stanford regarding the business license revocation for the Black Hog Saloon, LLC. Alderman Wilkins seconded the motion. On a call by the Mayor for ayes and nays, the motion passed unanimously.

Stanford thanked the Board and left the meeting at 8:10 p.m.

**ECONOMIC DEVELOPMENT REPORT FROM CHAMBER OF COMMERCE**

Minutes from the Board of Director's meeting was provided in the meeting packet. Harline noted that there are several new people on the Chamber Board. Grenke said that the annual Chamber dinner is April 23<sup>rd</sup>.

**ACTION AGENDA:**

**Finance:**

**Authorizing Transfer from Park Sales Tax Fund to Pool Fund**

The Park Board has requested the approval to transfer \$49,900 from the Park Sales Tax fund to the Pool fund. Alderman Vollrath made a motion to approve the Park Board's request to transfer \$49,900 from the Park Sales Tax fund to the Pool fund. Alderman Wilkins seconded the motion. On a call by the Mayor for ayes and nays, the motion passed unanimously.

**City Collector's Report on Delinquent Property Taxes:**

The Delinquent Tax Report as of March 31, 2015 from the Boone County Collector was included in the packet with a report on the comparison of 2012 taxes versus 2014 by City Collector Russell. Alderman Bormann made the motion to approve the Delinquent Tax Report as of March 31, 2015 and the Tax Comparison Report as submitted. Alderman Wilkins seconded the motion. On a call by the Mayor for ayes and nays, the motion passed unanimously.

**Report on County Tax Abatements:**

The Boone County Collector had submitted a report to the City Collector for the abatement of 2009 personal property taxes that are considered to be uncollectible in the amount of \$314.99 for the General Fund Revenue and \$124.19 for the Library funds for a grand total of \$439.18. Alderman Wilkins made the motion to accept the Boone County Collector's Report on 2009 Tax Abatement for personal property taxes. Alderman Vollrath seconded the motion. On a call by the Mayor for ayes and nays, the motion passed unanimously.

**Utility Bills Bad Debt Charge-offs as of 3/31/2015**

A report of the utility bills to be charged off as bad debts was presented in the amount of \$15,850.54. Alderman Wilkins made a motion to approve the bad debt charge-offs in the amount of \$15,850.54. Alderman Vollrath seconded the motion. On a call by the Mayor for ayes and nays, the motion passed unanimously.

**Approving Budgeted Inter-Fund Transfers**

Harline said that the City has always made the transfer at the beginning of the year, but he would prefer to do the transfers quarterly.

Harline pointed out the budgeted inter-fund transfers include \$30,000 from the Water Fund to the General Fund, \$80,000 from the Electric Fund to the General Fund and \$35,000 from the Electric Fund to the Cemetery Fund, and

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suggested these transfers should be made on a quarterly basis. Alderman Bormann made a motion to approve the budgeted transfers on a quarterly basis of \$30,000 from the Water Fund to the General Fund, \$80,000 from the Electric Fund to the General Fund and \$35,000 from the Electric Fund to the Cemetery Fund. Alderman Magley seconded the motion. On a call by the Mayor for ayes and nays, the motion passed unanimously.

**Permits & Licensing: None**

**Legal:**

**ORDINANCE: Authorizing Mayor to Enter into Lease Agreement with Landis+Gyr Inc., of Overland, Missouri for Permission to Attach Equipment to City of Centralia, Missouri Utility Poles and Replacing Ordinance No, 2799**

Harline said that the board has already approved an identical agreement with CellNet Technologies, and we typed up the contract and ordinance, but when they sent the 2<sup>nd</sup> packet for the Mayor to sign, it had their new company name. Merritt agrees this is the proper way to proceed.

Alderman Vollrath presented a bill marked and designated as bill no. 2750 to create an ordinance entitled “AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR AND CITY CLERK OF THE CITY OF CENTRALIA, MISSOURI, TO EXECUTE A LEASE AGREEMENT WITH LANDIS+GYR TECHNOLOGY, INC., OF OVERLAND, MISSOURI FOR PERMISSION TO ATTACH EQUIPMENT TO CITY OF CENTRALIA, MISSOURI UTILITY POLES AND REPLACING ORDINANCE 2799.” Alderman Vollrath moved that it be placed on its first reading by title only. Before the bill was introduced copies of the bill were made available for public inspection. Motion was seconded by Alderman Wilkins and motion carried unanimously. The bill was then read by title only. Alderman Vollrath moved the bill be placed on its second reading. Motion was seconded by Alderman Magley and motion carried unanimously. The bill was then read the second time by title only. The Mayor then called for discussion on the bill and after some discussion Alderman Vollrath moved the final passage of the bill. Alderman seconded the motion. The Mayor called for a roll call vote and the ordinance passed with the following vote. Aldermen voting FOR: Bormann, Lee, Magley, Vollrath, Ward and Wilkins. Voting AGAINST: None. The Mayor declared the bill passed and thereupon signed the same as passed. The bill was approved by the Mayor and signed by the Mayor as approved and was returned to the City Clerk who attested to the signature of the Mayor, affixed the city seal and the Ordinance was designated as Ordinance 2806.

**ORDINANCE: Vacating the eastern 750 feet of Southland Street and utility easements east of the eastern lot line of Lot 7, Block 2 of the Dan-Mar-Dale Subdivision**

Harline said the recommendation from the Planning & Zoning Committee is based on discussion from April 9<sup>th</sup>, the Dan-mar-del subdivision includes Ivy & Southland streets, which is legally platted with a lot going over a stream and is zoned R-3 with the speculation that having a higher density at the end of the street would make it viable to build a low water crossing, but it is unlikely to ever be built as platted as it would cost so much. Darren Adams is looking to extend the north & south street for Lockport Drive and would extend it north out of Cobblestone Lake into this property that is the southeastern part of Dan-Mar-Del subdivision. He requested to vacate this property and some utility easements that would not be part of his plan.

Beck noted that the property wouldn't be of any use to the city, either. Harline said that Planning & Zoning recommends adoption of the ordinance and staff has no problem with doing so

Alderman Bormann presented a bill marked and designated as bill no. 2751 to create an ordinance entitled “AN ORDINANCE VACATING A PORTION OF SOUTHLAND STREET ADJACENT TO THE EAST LOT LINE OF LOT SEVEN (7) OF BLOCK TWO (2) OF DAN-MAR-DALE SUBDIVISION OF THE CITY OF CENTRALIA, MISSOURI AND PROCEEDING TO THE EASTERN TERMINUS, AND VACATING SUCH UTILITY EASEMENTS AS DESCRIBED BELOW.” Alderman Bormann moved that it be placed on its first reading by title only. Before the bill was introduced copies of the bill were made available for public inspection. Motion was seconded by Alderman Magley and motion carried unanimously. The bill was then read by title only. Alderman Bormann moved the bill be placed on its second reading. Motion was seconded by Alderman Wilkins and motion carried unanimously. The bill was then read the second time by title only. The Mayor then called for discussion on the bill and after some discussion Alderman Bormann moved the final passage of the bill. Alderman Wilkins seconded the motion. The Mayor called for a roll call vote and the ordinance passed with the following

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vote. Aldermen voting FOR: Bormann, Lee, Magley, Vollrath, Ward and Wilkins. Voting AGAINST: None. The Mayor declared the bill passed and thereupon signed the same as passed. The bill was approved by the Mayor and signed by the Mayor as approved and was returned to the City Clerk who attested to the signature of the Mayor, affixed the city seal and the Ordinance was designated as Ordinance 2807.

**ORDINANCE: Amending Sections 18-36 and 18-37.1 of the Centralia City Code Concerning the Parking of Truck Tractor Commercial vehicles and Semi-Trailers on a Portion of the North Side of Railroad Street and Adding Handicapped Parking on the South Side of Railroad Street**

Harline the owners of 106 Railroad were told that we would do something to rectify parking concerns along the area in front of 106 W Railroad. He said that in 2013 Lynn did some calculations and found that if you do angled parking you would gain about 2 spots. Several others have looked at it and might be able to get as many as 4 on the south side. Since 2004 we have defined tractor trailer parking for that area and the signage shows it being allowed to park on Collier Street and 160 feet we of the curb on Rollins. If you eliminate parking back to Rollins Street, you could add 7 or 8 parallel parking spots, or could get up to 16 additional spots if we do angle parking, but it would not be safe to do angle parking on both sides. The ordinance as presented says the City would eliminate tractor trailer parking, and would give time to determine what would work best before the bakery opens on May 1<sup>st</sup>.

Harline showed a diagram of possible parking spaces on the big screen.

There was discussion regarding the possibility of different angles for the parking spaces and what to do about truck parking if it is eliminated in this area.

Russ Greene provided some pictures that were viewed on the screen regarding truck parking and the time of day and days of the week that the truck parking was being utilized. The pictures showed that a lot of the Hubbell parking is vacant, as well as the truck parking.

Alderman Magley presented a bill marked and designated as bill no. 2752 to create an ordinance entitled "AN ORDINANCE TO AMEND SECTION 18-36 AND SECTION 18-37.1 OF THE CENTRALIA CITY CODE CONCERNING PARKING OF TRUCK TRACTOR COMMERCIAL MOTOR VEHICLES AND SEMI-TRAILERS ON A PORTION OF THE NORTH SIDE OF RAILROAD STREET AND ADDING ONE HANDICAPPED PARKING ON PUBLIC PROPERTY." Alderman Magley moved that it be placed on its first reading by title only. Before the bill was introduced copies of the bill were made available for public inspection. Motion was seconded by Alderman Wilkins and motion carried unanimously. The bill was then read by title only. Alderman Magley moved the bill be placed on its second reading. Motion was seconded by Alderman Wilkins and motion carried unanimously. The bill was then read the second time by title only. The Mayor then called for discussion on the bill and after some discussion Alderman Magley moved the final passage of the bill. Alderman Wilkins seconded the motion. The Mayor called for a roll call vote and the ordinance passed with the following vote. Aldermen voting FOR: Bormann, Lee, Magley, Vollrath, and Wilkins. Voting AGAINST: Ward. The Mayor declared the bill passed and thereupon signed the same as passed. The bill was approved by the Mayor and signed by the Mayor as approved and was returned to the City Clerk who attested to the signature of the Mayor, affixed the city seal and the Ordinance was designated as Ordinance 2808.

**Purchasing:**

**Bids for purchasing of scrap metal**

The City received three bids for the purchase of scrap metal as follows:

<u>Name:</u>	<u>Amount:</u>
Greg Smith –Smith Salvage	\$2225.00
Frank Johns	\$1251.00
Tim Billings & Larry Barnes	\$1020.00

Alderman Lee made a motion to award the bid of scrap metal to Smith Salvage for \$2025. The motion was seconded by Alderman Vollrath. On a call by the Mayor for ayes and nays, the motion passed unanimously.

**OLD BUSINESS:** None

**NEW BUSINESS:**

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**Mayor:**

**Appointments:**

Mayor Grenke re-appointed himself to the Mid Missouri Regional Planning Commission. Alderman Bormann Bormann made a motion to approve the Mayor's re-appointment of himself to the Mid Missouri Regional Planning Commission. Alderman Magley seconded the motion. On a call by the Mayor for ayes and nays, the motion passed unanimously.

Mayor Grenke re-appointed himself to the Mid Missouri Solid Waste Management Commission. Alderman Wilkins made a motion to approve the Mayor's re-appointment of himself to the Mid Missouri Solid Waste Management Commission. Alderman Bormann seconded the motion. On a call by the Mayor for ayes and nays, the motion passed unanimously.

Grenke announced that as of May 1<sup>st</sup> there would be two cemetery advisory board members due for reappointment. Cemetery Sexton, Phyllis Brown, said she would contact them to see if they are interested in reappointment.

Grenke also said that there are three positions for appointment on the tree board, and three on the park board

**Aldermen: None**

**City Administrator:**

Harline announced that anyone interested in going to the MML meeting in Columbia on May 27<sup>th</sup> should let Russell know. Vollrath said she would be attending.

**As May Arise:**

Dudgeon said he'd like to remind everyone that Norfolk Southern is going to start reconstruction of the railroad crossing by MFA this Wednesday morning and they expect to be done on Thursday about 3 p.m.

Brown said that the Avenue of Flags would be going up in Cemetery at 8:30 a.m. on Friday, and there is a commitment that at least 100 kids from CIS through CHS will be there to help.

Grenke questioned if possibly Dennis Mills had gotten the train schedule for Saturday. Dudgeon said he has spoken with both railroads and there is a lot of freight going through but will call and get the schedule Saturday morning.

Grenke said that on Friday evening there will be a gentleman coming with approximately 2000 flags and will line the street with flags down Jefferson and out hwy 22 until he runs out of flags. Denny has contacted with fire dept to hang the huge flag using the fire truck and a boom truck from the electric department.

Brown noted that help will be needed to lower the flags on Monday at 3:30 p.m.

Alderman Wilkins moved the Board of Aldermen of the City of Centralia, Missouri hold a closed meeting and a closed vote, and the specific reason for closing the meeting and having a closed vote was: causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys will be discussed or recorded, as provided for under Section 610.021 (1) of the Revised Statutes of Missouri, Alderman Wilkins asked that this motion be adopted by roll call vote. The motion was seconded by Alderman Bormann. Aldermen voting FOR: Bormann, Lee, Magley, Vollrath, Ward and Wilkins. Voting AGAINST: None.

During the closed session only legal matters were discussed and no vote was taken.

Alderman Wilkins moved that the Board of Alderman return to open session and that this motion be adopted by roll call vote. The motion was seconded by Alderman Vollrath. Aldermen voting FOR: Bormann, Lee, Magley, Vollrath, Ward and Wilkins. Voting AGAINST: None.

**As May Arise:**

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Adams questioned whether there was some progress on an ordinance getting rid of the ban of sale of fireworks. Harline said he could have a draft ordinance by next month. Grenke said it could be discussed at general government meeting and possibly have an ordinance by the end of next month.

Grenke said—last Friday he was approached by a citizen with a house by the former Redwood Motel who was complaining about the ditch that floods after a heavy rain. Grenke said he drove out to where the ditch goes into the gravel road which is north along Randolph road, and discovered that the culvert is blocked and needs someone to clear it out. He said that about 150-200 yards southwest of that culvert there are some trees crisscrossed and blocking the ditch. There was some discussion regarding who would be responsible for clearing out the ditch.

Grenke reminded everyone not to forget the services for Rodney Griffin at CHS this Saturday.

Dudgeon pointed out that the people on the back row of seats in during the meeting are opening up a shop on Railroad Street. Lee and Rob Dalton are the proprietors of Grinder's Bakery

There being no further business to discuss, Alderman Wilkins made the motion to adjourn. Alderman Vollrath' seconded the motion. On a call by the Mayor for ayes and nays the motion carried unanimously.

The meeting was adjourned at 9:11 p.m.

  
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Heather Russell, City Clerk