**CITY OF BOONVILLE**
**COUNCIL MEETING**
**AGENDA**
**(SINE DIE)**
**April 11, 2017**
**7:00 p.m.**
**City Council Chambers**
**525 E. Spring Street**
**Boonville, Missouri**

---

**I. Call to Order – Pledge and Prayer (Morris Carter)**

**II. Roll Call**

**III. Hearing of Citizens' Comments**

**IV. Approval of the Minutes of the April 3, 2017 Council Meeting**

**V. Consent Items**

a. None.

**VI. Presentation of Accounts and Claims**

- Report will be available at the meeting to allow time for accurate year-end figures

**VII. Unfinished Business**

A) Second Reading of Bill No. 2017-013 Electing Changes Under the Missouri Local Government Employees Retirement System (LAGERS)
B) Second Reading of Bill No. 2017-014 Amending Fees at the Aquatic Center

**VIII. New Business**

A) First and Second Reading of Bill No. 2017-016 Accepting the Results of the April 4, 2017 Boonville Municipal Election
B) 2016-2017 Council Adjournment (Sine Die)
C) Swearing in of Newly Elected Officials
D) Call New Council to Order
E) Election of Mayor Pro-Tem

**IX. Reports of Standing Committees**

A) None.

**X. Reports of City Officials**

City Administrator

Mayor

City Counselor


1

**XI. Miscellaneous**

**XII. Adjourn**

**NOTICE:** The City of Boonville will comply with the Americans with Disabilities Act (ADA). Individuals who require an accommodation due to disability to attend this meeting should contact our office at 660-882-2332 or Relay Missouri, 1-800-735-2966 TTY at least 48 hours in advance.


2

***DRAFT COPY PENDING CITY COUNCIL REVIEW AND APPROVAL***

City of Boonville
City Council Meeting
Minutes
April 3, 2017

---

The Boonville City Council met in Regular Session on April 3, 2017 at 7:00 p.m. in the Council Chambers. The following officers were present: Julie Thacher, Mayor; Irl Tessendorf, City Administrator; Charissa Mayes, City Counselor; and Teresa Studley, City Clerk.

**CALL TO ORDER – PLEDGE AND PRAYER**

The meeting was called to order and Mr. Henry Hurt led the prayer after the pledge of allegiance.

**ROLL CALL**

The following Council Representatives were present: Henry Hurt, Morris Carter, Becky Ehlers, Vanessa Dorman, Michael Stock, Steve Young, Susan Meadows, and Ned Beach.

**HEARING OF CITIZENS' COMMENTS**

Brad Wooldridge, City Prosecuting Attorney, addressed the Council about Bill No. 2017-012 that is before the Council, which will amend ordinances setting forth a policy prohibiting conflicts of interest for the office of city attorney and city counselor. Mr. Wooldridge expressed his opinion that the proposed policy needs revision due to being too restrictive for practicing criminal defense in the 18th Judicial Circuit and it does not adequately address the needed protections for civil practice of law. Mr. Wooldridge stated that if the proposed ordinance passes tonight, the ordinance will take effect immediately, and he will then be in violation of the ordinance because of his position as a defense attorney in 15 cases that he currently has. Mr. Wooldridge requested that the council vote in opposition to the bill or that it be tabled, until a revised bill may be rewritten. Mr. Wooldridge reminded the Council that the position of the City Prosecuting Attorney is part time, which requires 15 hours per month to be expended on City matters. However, with his experience, he has found that the position requires more time and it significantly impacts a small-town attorneys' private practice. Mr. Wooldridge expressed his opinion that the conflicts policy will limit an attorneys' ability to provide needed legal services in and around the county.

## APPROVAL OF THE MINUTES OF THE MARCH 20, 2017 COUNCIL MEETING

The minutes were approved as presented.

## CONSENT ITEMS

None.

## PRESENTATION OF ACCOUNTS AND CLAIMS

Ms. Studley read the ordinance in its entirety and a second time by title only, since a copy of the ordinance had been made available prior to the meeting. Ms. Ehlers moved and Mr. Carter seconded the motion for approval. Roll call was taken. Ayes: Hurt, Carter, Ehlers, Dorman, Stock, Young, Meadows, and Beach. Total (8). Opposed: None. Total (0). Absent: None. Total (0). Motion Carried.

## UNFINISHED BUSINESS

### *SECOND READING OF BILL NO. 2017-012 AMENDING ORDINANCES TO SET FORTH POLICY PROHIBITING CONFLICTS OF INTEREST*

Ms. Studley read, by title only, a copy of the bill. Mr. Carter moved and Mr. Young seconded the motion to approve this bill. Mr. Young questioned if Ms. Mayes and Mr. Wooldridge met together to discuss the bill. Ms. Mayes responded that they had not. Ms. Mayes reported that she requested proposed language for the bill and it was never received. Ms. Dorman questioned if there was any type of procedure that would need to be taken by Mr. Wooldridge if the bill passes, to be in non-violation of the new ordinance. Ms. Mayes informed the council of the procedure. Roll call was taken. Ayes: Hurt, Carter, Ehlers, Dorman, Young, and Meadows. Total (6). Opposed: Stock and Beach. Total (2). Absent: None. Total (0). Motion Carried.

## NEW BUSINESS

### *CONSIDER PARKING RESTRICTION REQUEST FROM NELSON MEMORIAL UNITED METHODIST CHURCH FOR THE MOTORCYCLE PRISON MINISTRY EVENT ON JUNE 3, 2017*

Mayor Thacher advised Council that Larry Long was present and available to respond to any questions on this request. Mr. Beach moved and Mr. Stock seconded the motion to approve this parking restriction request. Roll call was taken. Ayes: Hurt, Carter, Ehlers, Dorman, Stock, Young, Meadows, and Beach. Total (8). Opposed: None. Total (0). Absent: None. Total (0). Motion Carried.

***FIRST READING OF BILL NO. 2017-013 ELECTING CHANGES UNDER THE MISSOURI LOCAL GOVERNMENT EMPLOYEES RETIREMENT SYSTEM (LAGERS)***

Ms. Studley read, by title only, a copy of the bill. Ms. Studley advised that the final language of the Bill will be corrected by adding the word "Date" between the words "Effective Therefor".

***CONSIDER RESOLUTION R2017-03 APPROVING PARTICIPATION IN THE COOPER COUNTY NATURAL HAZARD MITIGATION PLAN***

Ms. Studley read the resolution in its entirety. Mr. Carter moved and Ms. Meadows seconded the motion for approval. Mayor Thacher invited Chief Tim Carmichael to brief the Council on the plan. Chief Carmichael stated that a similar plan was passed by the Council 5 years ago. The Mid-Missouri Regional Planning Commission spearheaded this task. Chief Carmichael reported that this resolution allows cities to apply for assistance from FEMA if there are any type of disasters that they would be wanting reimbursement for. Roll call was taken on Mr. Carter's Motion. Ayes: Hurt, Carter, Ehlers, Dorman, Stock, Young, Meadows, and Beach. Total (8). Opposed: None. Total (0). Absent: None. Total (0). Motion Carried.

***FIRST READING OF BILL NO. 2017-014 AMENDING FEES AT AQUATIC CENTER***

Ms. Studley read, by title only, a copy of the bill.

***FIRST AND SECOND READING OF BILL NO. 2017-015 AUTHORIZING RENEWAL OF AGREEMENT FOR PROFESSIONAL AIRPORT MANAGEMENT AND FLIGHT TRAINING***

Ms. Studley read the ordinance in its entirety and a second time by title only, since a copy of the ordinance had been made available prior to the meeting. Mr. Carter moved and Ms. Ehlers seconded the motion for approval. Mr. Beach pointed out two typographical errors in the agreement under Duties of Owner. Ms. Studley noted the corrections that were to be made. Mr. Beach requested clarification from Mr. Tessendorf as to the fuel arrangement in the contract as compared to the City's budget. Mr. Tessendorf explained that Lamine Aviation receives 6% of the dollar amount of the gas sold monthly and the budget was an estimated amount of what Lamine Aviation's fixed rate plus the fuel sold would be for the year. Roll call was taken on Mr. Carter's Motion. Ayes: Hurt, Carter, Ehlers, Dorman, Stock, Young, Meadows, and Beach. Total (8). Opposed: None. Total (0). Absent: None. Total (0). Motion Carried.

## REPORTS OF STANDING COMMITTEES

### *CEMETERY BOARD – MARCH 23, 2017*

Mr. Stock advised that the meeting was cancelled.

### *PARKS AND RECREATION BOARD – MARCH 21, 2017*

Mr. Young reported that the board discussed changing fees to the aquatic center.

### *BOARD OF PUBLIC WORKS – MARCH 30, 2017*

Mr. Carter advised that the meeting was cancelled.

## REPORTS OF CITY OFFICIALS

### *CITY ADMINISTRATOR*

- Request for Hearing for Dangerous Buildings at 806 Third Street and 413 West Spring Street

Mr. Tessendorf reported that Mayor Thacher and he received a recommendation from Building Inspector, Mr. Steve Hage, to set an evidentiary hearing for dangerous buildings at 806 Third Street and 413 West Spring Street on Monday, May 1, 2017 at 6:30 p.m. Mr. Beach moved and Mr. Carter seconded the motion to set the date of the hearing for Monday, May 1, 2017 at 6:30 p.m. Roll call was taken. Ayes: Hurt, Carter, Ehlers, Dorman, Stock, Young, Meadows, and Beach. Total (8). Opposed: None. Total (0). Absent: None. Total (0). Motion Carried.

- Code Enforcement Update

Mr. Tessendorf asked Ms. Fjell or Ms. Mayes to update the Council on the Code Enforcement efforts. Ms. Mayes directed the Council's attention to the Code Enforcement Update 04/03/2017 included in the council packet. Ms. Mayes informed the Council of the cases that have an upcoming court date, cases that have been dismissed due to compliance, and of cases that have been withdrawn due to no current violations.

Mayor Thacher commented that she drives around the community to see the progress of Code Enforcement initiative. Since the code enforcement initiative has been in place, she has seen some progress and improvements in the community being made. Mayor Thacher and Mr. Hurt commented that they have both seen house rehabilitations that have taken place due to the code enforcement initiative. It was a consensus of Mayor Thacher and the Council that this is a great initiative and thanked City Staff for taking care of it.

***MAYOR***

No report was offered.

***CITY COUNSELOR***

No report was offered.

***CITY CLERK***

Ms. Studley reminded all that the Sine Die meeting will be held on Tuesday, April 11 at 7:00 p.m.

**MISCELLANEOUS**

Ms. Ehlers reminded all to go out and vote on Tuesday, April 4.

Mr. M.L. Cauthon III briefed the Council on the steps taken by City Staff and the Missouri Department of Transportation to prepare the town for the backup of traffic on Interstate 70 caused by a faulty expansion joint on the Missouri River Bridge at Rocheport Exit.

Mr. Hurt requested that Mr. Cauthon replace the street lights that are burnt out on Main Street between the Boonslick Bridge and Thespian Hall. Mayor Thacher requested that it be completed before the Big Muddy Festival at Thespian Hall this coming weekend. Mr. Cauthon advised that he will take care of the lights.

**ADJOURN**

With no further discussion, Mr. Carter moved and Mr. Stock seconded the motion to adjourn at 7:31 p.m. and the voice vote was unanimous.

Respectfully Submitted,

_____

Teresa Studley, City Clerk

Approved:

_____

Julie Thacher, Mayor

**BILL NO. 2017-016** **ORDINANCE NO._____**

**AN ORDINANCE DECLARING THE RESULTS OF THE MUNICIPAL ELECTION HELD IN BOONVILLE, MISSOURI ON APRIL 4, 2017 REGARDING CITY COUNCIL MEMBERS AND CITY ATTORNEY**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BOONVILLE, MISSOURI, AS FOLLOWS:**

**SECTION 1:** It is hereby found and declared that the vote at the municipal election held in the City of Boonville, Missouri on April 4, 2017 for City Council Members and City Attorney as certified by Darryl Kempf, Cooper County Clerk, attached hereto as Exhibit A is hereby accepted.

**FIRST AND SECOND READING:** April 11, 2017

**READ FOR THE FIRST AND SECOND TIME AND PASSED THIS 11th DAY OF APRIL, 2017, AFTER A COPY OF THIS ORDINANCE HAS BEEN MADE AVAILABLE FOR PUBLIC INSPECTION PRIOR TO ITS FIRST AND SECOND READING.**

**APPROVED THIS 11th DAY OF APRIL 2017.**

_____
Julie Thacher, Mayor

**ATTEST:**

_____
Teresa Studley, City Clerk

## CERTIFICATION OF ELECTION RESULTS
### By County Clerk

To: City of Boonville

The following is an Official Certificate of Election Results of the General Municipal Election held at Cooper County Missouri April 4, 2017

We hereby certify that:

| **COUNCILMAN WARD 1** Two Year Term (Vote for One) | | | |
|---|---|---|---|
| Michael Stock | Received | 109 | Votes |

| **COUNCILMAN WARD 2** Two Year Term (Vote for One) | | | |
|---|---|---|---|
| Vanessa Dorman | Received | 170 | Votes |

| **COUNCILMAN WARD 3** Two Year Term (Vote for One) | | | |
|---|---|---|---|
| Whitney Venable | Received | 198 | Votes |

| **COUNCILMAN WARD 4** Two Year Term (Vote for One) | | | |
|---|---|---|---|
| Morris Carter | Received | 102 | Votes |

I, Darryl Kempf County Clerk/Election Authority of Cooper County, Missouri do hereby certify that the foregoing is a full and accurate return of all votes cast both FOR and AGAINST all propositions and FOR all candidates at said election as certified to me by the duly qualified and acting Judges of said election.

Certified this 5th day of April, 2017.

Darryl Kempf, County Clerk

Cooper County, MO

Jammi Windsor, Deputy Clerk

## CERTIFICATION OF ELECTION RESULTS

**By County Clerk**

To: City of Boonville

The following is an Official Certificate of Election Results of the General Municipal Election held at Cooper County, Missouri on April 4, 2017

We hereby certify that:

| **CITY ATTORNEY**<br>**Two Year Term**<br>**(Vote for One)** | | | |
|---|---|---|---|
| Cydney Mayfield | Received | 328 | Votes |
| **Write- In** | | | |
| Brad Wooldridge | Received | 347 | Votes |

I, Darryl Kempf County Clerk/Election Authority of Cooper County, Missouri do hereby certify that the foregoing is a full and accurate return of all votes cast both FOR and AGAINST all propositions and FOR all candidates at said election as certified to me by the duly qualified and acting Judges of said election.

Certified this 5th day of April, 2017.

Darryl Kempf, County Clerk

Cooper County, MO

Tammi Windsor, Deputy Clerk