

DRAFT

**WAYNESVILLE CITY COUNCIL MEETING
MINUTES OF SEPTEMBER 17, 2009**

CALL TO ORDER: Mayor Hammock called the Waynesville City Council meeting to order at 6:30 p.m.

SWEARING IN OF PERRY ROBERTS AS WARD 2 COUNCILMAN: At the August 20, 2009, City Council Meeting, Mayor Hammock presented Perry Roberts as a candidate for the 2nd Ward vacant position created when former Councilman Mitch McDonald resigned, The appointment was approved but Mr. Roberts was not able to be sworn in at that meeting. Mayor Hammock welcomed Mr. Roberts to the Council and the Oath of Office was administered by Deputy Clerk Welch.

INVOCATION: Councilman O'Riley gave the invocation and Mayor Hammock led the Pledge of Allegiance.

ROLL CALL: On roll call, eight Council members reported present:

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|----------|---------|
| Stanford | O'Riley |
| Hardman | Mann |
| Conley | Cordry |
| Roberts | France |

APPROVAL OF AGENDA: Councilman Hardman made a motion to approve the agenda as written and Councilman France seconded the motion.

YEAS: 8 – Stanford, O'Riley, Hardman, Mann, Conley, Cordry, Roberts, France
NAYS: 0

APPROVAL OF MINUTES: Councilman France made a motion to approve the minutes of the August 20, 2009 meeting and Councilman O'Riley seconded the motion.

YEAS: 8 – Stanford, O'Riley, Hardman, Mann, Conley, Cordry, Roberts, France
NAYS: 0

APPROVAL OF BILLS: Councilman Hardman reported that the Finance Committee had met and reviewed the monthly bills in detail. Councilman Hardman made the motion to approve the payment of the monthly bills and Councilman O'Riley seconded the motion.

YEAS: 8 – Stanford, O'Riley, Hardman, Mann, Conley, Cordry, Roberts, France
NAYS: 0

PRESENTATIONS:

a. Recognition of Animal Shelter Workers - Mayor Hammock presented Certificates of Appreciation to Billie Jean Walker and many of the volunteers at the Waynesville Animal Shelter. Without their support, it would be very hard to continue the service to the City of Waynesville.

b. Chris Schrantz – Waynesville/St. Robert Aviation was recognized as the Fixed Base Operator of the Week by AVweb.com and Mayor Hammock presented a Certificate to Chris Schrantz, Airport Manager. Mayor Hammock stated that the award was in recognition of excellent service by an airport and was selected based on the input of customers nationwide.

c. Wayne Morgan – Pulaski County Growth Alliance – Mr. Morgan has been hired as the first Economic Development Director for the Pulaski County Growth Alliance. Mr. Morgan said that he was very impressed with our community. He was also impressed with the construction of residential homes in our area. He said that he had been looking for suitable sites to attract business and development, but those developers would need incentives. Mr. Morgan said that Waynesville has a lot of potential in areas of economic development. He stated that he looked forward to working with the City Council. Mayor Hammock stated that we were happy to have him meet with the Council and that we also looked forward to working with him.

d. Carl Ramey – Stifel, Nicolaus & Company – Mr. Ramey stated that he and City Administrator Harrill had met with developers and looked over prospective areas. Mr. Ramey thought that the City would need to provide incentives for commercial developers. He suggested the Community Improvement District (CID) approach be taken in to serious consideration. Mr. Ramey also congratulated the City on achieving an A- rating with Standard & Poor. He said it was a credit to the City and community and provided prospective investors with a solid feel for the community.

CITIZENS COMMENTS: Mayor Hammock acknowledged a group of students from Central Texas College who were present for a government class and welcomed them to the meeting.

BOARD/COMMISSION/LIASON REPORTS:

PARK BOARD- Roger Olney, Park Board President, reported on the September 10, 2009 meeting. He stated that the Cave State Cruisers presented the Park with a check for \$500.00. Roger said they had always been good to the Park. He also reported that Stan Porter is the new Recreational Coordinator. Roger also told the Council that the 19th Combat Engineer Reunion was held again in the Waynesville City Park. They have been holding their reunion here for 6 or 7 years and always come back because they enjoy being in this area. Roger also discussed softball field fencing and renovation; construction of the new Park Building; renovation of the R V Park and improvement of the Roubidoux Creek habitat.

PLANNING & ZONING – No Meeting was held

STANDING COMMITTEE REPORTS

ROADS & GROUNDS – Councilman Stanford reported on the September 3, 2009 meeting. Subjects under discussion were the future Park Building site; work on

Superior Road, the Highway H Project; support work for the R V Park renovation; repair on Long Drive and drainage issues for Elliot Street, Nichols Drive, Dogwood and Kirthwood. Councilman Hardman said Highway H still needs some shoulder work and patching is needed by the tennis courts. Councilman Hardman also asked if the information about the R V Park could be put on the website once renovations are complete and asked Councilman Conley to include some pictures of the R V Park. Councilman Hardman also asked if it would be possible to do a fall pickup for yard waste items. Councilman Stanford stated that many of the area churches and scout groups do this type of cleanup in the fall. Councilman Stanford also asked that residents not rake or burn their yard debris in the drainage ditches. It causes back up when it rains hard and the water can no flow properly, which leads to overflowing or rerouting of the water, which in turn causes flooding and erosion.

UTILITY: Councilman France reported on the September 3, 2009 meeting. Committee members discussed staffing changes; the need for a sewer camera; adding funds to the tree trimming budget; natural gas impact fees on fireplaces only; the apprentice lineman program; R V Park renovation; housing growth; renovation of the Sunset water tower tank; street lighting for subdivisions; the installation of treatment plant screw pumps and a developer's request to move electric cabinets/transformers in Woodland Hills Subdivision. There was a meeting on September 9th with a natural gas company. St. Robert, Richland and Ft. Leonard Wood were invited to attend. Attendees thought the meeting went well.

FINANCE: Councilman Hardman reported on the August 20, 2009 meeting. Items discussed were the monthly budget review/account status; lease purchase on Electric Department bucket truck; employee pay-grade changes and a financing agreement with MoDOT for GW Lane relocation. Councilman Hardman was happy to learn of our upgraded Standard & Poor rating. She also stated that Carl Ramey had spoken to the Finance Committee concerning the CID program and how it could help our economic development.

POLICE: Councilman Conley reported on September 3, 2009 meeting. Committee members discussed the proposed Liquor Control Ordinance, updates for the Regional Law Enforcement Grant; Equipment Safety Grant; Livescan Grant and a MoDOT Grant. Police Standard Operation Procedures were under review by City Attorney Muxlow. Also a request has been made by Waynesville R-VI School District to have 7 police officers in attendance at each football game for security. Councilman Conley also addressed the concern of citizens about County rescue vehicles speeding at what appears to be faster than the speed limit for emergency vehicles. Councilman Conley said that we have no control of the speed limit used by the County Sheriff's department or other emergency vehicles but the policy of the Waynesville Police Department was no more than 10 miles over the posted limit and the lights and siren must be in use. Mayor Hammock said that he would speak to the County Sheriff and County Officials and address the issue.

Proposed Ordinance No. 1443 adopting provisions of Waynesville's Liquor Control Ordinance to conform to state law was presented as a bill and introduced to the City Council in writing. It was noted that copies of the proposed ordinance had been made available to public inspection prior to the time of this meeting of the City Council. The

proposed ordinance was read by title two times and its final passage and adoption was moved by Councilman Hardman and seconded by Councilman France.

YEAS: 7 – O’Riley, Hardman, Mann, Conley, Cordry, Roberts, France
NAYS: 0
ABSTAIN: Stanford

JOINT AIRPORT: Councilman France asked Airport Operations Manager, Chris Schrantz to give a report. Mr. Schrantz expressed his appreciation for the FBO award. He said that Gary Huffman, his co-worker was also a great worker. Mr. Schrantz also stated that 11,000 gallons of fuel was delivered in August. A new taxiway has opened up at Ft. Leonard Wood. He has received inquiries on hanger space and feels transient air traffic is increasing.

ECONOMIC DEVELOPMENT: Councilman Hardman updated the Council on the September 1, 2009 meeting. Items reviewed were the Enhancement Project update; Economic Development Plan review; and the City Brochures, which should be ready by next Spring. City Administrator Harrill advised that he had signed a memorandum of Agreement between the City of Waynesville and the Pulaski County Growth Alliance. The Tourism Bureau has reported a 20 – 40% increase in occupancy. Councilman Hardman also updated the Council on Census 2010.

OTHER BUSINESS:

a. A public hearing was held on August 20th to discuss the voluntary annexation petition by the Missouri Highways and Transportation Commission. The annexation is for the right-of-way only on Highway H from the City limits to the Fort Leonard Wood boundary. There was no one in attendance that wished to speak nor did we receive any written objections.

Proposed Ordinance No. 1441 Extending Limits of the City of Waynesville was presented as a bill and introduced to the City Council in writing. It was noted that copies of the proposed ordinance had been made available to public inspection prior to the time of this meeting of the City Council. The proposed ordinance was read by title two times and its final passage and adoption was moved by Councilman France and seconded by Councilman Stanford.

YEAS: 8 – Stanford, O’Riley, Hardman, Mann, Conley, Cordry, Perry, France
NAYS: 0

b. Mayor Hammock submitted the name of Catherine Potts as Flood Plain Administrator for the City of Waynesville. Councilman Hardman made the motion to approve the appointment and Councilman Conley seconded the motion.

YEAS: 8 – Stanford, O’Riley, Hardman, Mann, Corley, Cordry, Perry, France
NAYS: 0

c. Proclamation Honoring Gary Markenson upon his retirement as Executive Director of Missouri Municipal League.

d. **Proclamation for Disability Employment Awareness Month**

e. **Pulaski County Sewer District Legal Issues:** Attorney Tyce Smith and Attorney Ralph Muxlow were present to discuss ongoing concerns with the Pulaski County Sewer District. City Administrator Harrill said issues would be presented to Council in closed session so options could be considered. Attorney Smith requested the Council go in to closed session after completing the other items on their Agenda.

CITY ADMINISTRATOR REPORT: City Administrator Harrill reported that he had provided a written report for the Council. He provided information on the budget update; our Standard & Poor Rating; personnel; new housing construction; reduction of commercial building permit fees; Sunset Water Tower and Well #3; R V Park renovation; construction of the new Park building and the Pulaski County Growth Alliance meeting on September 22, 2009.

City Administrator Harrill also reported on the GW Lane Cost Share Grant; DNR approval to extend sewer services to Mr. Sheek's property which was recently annexed in to the City and Essential Air Services Contract for the Waynesville/St. Robert Regional Airport.

COUNCIL COMMENTS:

- a. **Stanford – Nothing**
- b. **O'Riley – Congratulations to City Staff for the upgraded S&P rating.**
- c. **Hardman – We are doing all we can to keep cost down on utilities. Pleased we passed bond on sewage treatment.**
- d. **Mann – Thanks to Mitch McDonald for his service on the Council. Looking forward to working with Perry Roberts.**
- e. **Conley – He has received letter from Building Dept. with a warning concerning grass height. It was very wet last month and he was out of town but he has corrected problem. Wants everyone to know that the employees of the City do not discriminate.**
- f. **Cordry – Welcome to Perry. Looking forward to his opinions. She thinks the Council gets along well together and it shows in the community.**
- g. **Roberts – Looking forward to working with the Council members. He feels comfortable already.**
- h. **France –Looking forward to working with Perry. If anyone has questions on utility rates, he would be happy to talk with them. He assured citizens that we were doing all we could to keep them as low as we can.**
- i. **Hammock – Welcome to Perry. Looking forward to a great working relationship. Mayor Hammock thanked Councilman Cordry for her comments. He has been Mayor for 8 years He is happy that we can all work together and keep a common vision.**

EXECUTIVE SESSION: At 7:40 p.m., Councilman Hardman made the motion to go into Executive Session for the purpose of legal and real estate. She asked that the Mayor, City Council, City Counselor, City Administrator, Deputy Clerk, Executive Assistant, City Collector, and Attorney Smith remain. Councilman Cordry seconded the motion.

YEAS: 8 – Stanford, O'Riley, Hardman, Mann, Conley, Cordry, Roberts, France

NAYS: 0

At 8:45 p.m., Councilman Cordry made the motion to come out of Executive Session and Councilman Mann seconded the motion.

**YEAS: 8 – Stanford, O’Riley, Hardman, Mann, Conley, Cordry, Roberts, France
NAYS: 0**

Mayor Hammock called a brief recess at 8:45 p.m. before reconvening the Open Session meeting.

At 9:00 p.m. Mayor Hammock called the Open Session to order. Mayor Hammock stated that after discussion of the ongoing issues with the Pulaski County Sewer District, the City was resolved to move forward as quickly as possible to take legal action. A motion was made by Councilman France to direct special counsel, Smith & Turley, to file a declaratory judgment action to resolve the issue of lack of an intergovernmental agreement with the Pulaski County Sewer District to provide sewer treatment to present areas and to make certain that it is communicated to the Pulaski County Sewer District that any settlement will include a territorial agreement. Councilman Cordry seconded the motion.

**YEAS: 8 – Stanford, O’Riley, Hardman, Mann, Conley, Cordry, Roberts, France
NAYS: 0**

Proposed Ordinance No. 1444 approving and authorizing the appointment of Tyce S. Smith and Smith & Turley as Special Counsel was presented as a bill and introduced to the City Council in writing. It was noted that copies of the proposed ordinance had been made available to public inspection prior to the time of this meeting of the City Council. The proposed ordinance was read by title two times and its final passage and adoption was moved by Councilman France and seconded by Councilman Conley.

**YEAS: 8 – Stanford, O’Riley, Hardman, Mann, Conley, Cordry, Roberts, France
NAYS: 0**

ADJOURNMENT: There being no further business to come before the City Council, Mayor Hammock adjourned the meeting at 9:15 p.m.

Respectfully submitted,

**Carol Welch
Deputy City Clerk**