

**Board of Aldermen Regular Meeting Minutes
Monday September 16, 2013**

A regular meeting and public hearing of the Board of Aldermen of the City of Peculiar, Missouri, was held in the Council Chambers in City Hall at 6:30 p.m. on Monday September 16, 2013. Mayor Ernest Jungmeyer called the meeting to order and all who were present joined in reciting the Pledge of Allegiance.

The following aldermen responded to roll call: Michael Gallagher, Holly Stark, Bob Fines, Donald Turner, and Homer Dunsworth with Veronika Ray being absent.

City Staff present for the meeting were City Administrator Brad Ratliff, City Attorney Reid Holbrook, City Engineer Carl Brooks, Chief of Police Harry Gurin, City Clerk Nick Jacobs, Parks and Recreation Director Nathan Musteen, Business Office Manager Trudy Prickett.

Consent Agenda

- A. Approval of the Agenda
- B. Approval of the Draft Minutes of August 19, 2013 BOA Meeting
- C. Approval of the Draft Minutes of September 3, 2013 Work Session Meeting

Alderman Stark made the correction that she was not in attendance for the September 3rd Worksession meeting and the minutes need to be amended to correct this.

On a motion made by Alderman Stark and seconded by Alderman Dunsworth the amended consent agenda was approved by a unanimous voice vote.

Unfinished Business

- A. Bill No. 2013-15 - AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI RE-DECLARING ITS INTENTION TO APPLY A TRANSPORTATION TAX AND A PARKS TAX ON ALL SALES OF METERED WATER SERVICE, ELECTRICITY, ELECTRICAL CURRENT, AND NATURAL, ARTIFICIAL, OR PROPANE GAS, WOOD, COAL, OR HOME HEATING OIL FOR DOMESTIC USE; AND ESTABLISHING SECTION 720.020 B AND SECTION 720.015 TITLED "LOCAL PARKS TAX".**

**2nd Reading*

City Clerk Nick Jacobs addressed the Board regarding the 2nd reading of the bill to apply a 1% tax to domestic utilities. The 1% would 1/2% for transportation and 1/2% for local parks purposes. He stated that there were no changes since the first reading and that staff recommends approval.

Alderman Turner made a motion to have the second reading of the Bill by title only. The motion was seconded by Alderman Dunsworth was accepted by a 5-0 voice vote. Alderman Turner made a motion to accept the second reading of Bill 2013-15 and place on final passage as Ordinance number 09162013. Seconded by Alderman Fines and accepted by the following 4-1 roll call vote with Alderman Ray being absent.

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| Alderman Gallagher | Aye | Alderman Ray | Absent |
| Alderman Dunsworth | Aye | Alderman Stark | Nay |
| Alderman Fines | Aye | Alderman Turner | Aye |

- B. Bill No. 2013-17 - AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI EXTENDING ENFORCEMENT OF APPLICABLE ORDINANCES TO PUBLIC PROPERTY WITHIN CITY LIMITS, INCLUDING (BUT NOT LIMITED TO) THE RAYMORE-PECULIAR SCHOOL DISTRICT.**

**2nd Reading*

Police Chief Harry Gurin addressed the Board regarding the 2nd reading of the bill. He stated that this would allow Peculiar Police Officers to enforce applicable ordinances on public property. This stems from an accident which occurred last year in which a student flipped their car on school property and the police officers were unable to issue any citations.

Alderman Gallagher asked if the school campus was considered private property. Staff commented that it is paid for tax payers dollars therefore it is public property.

Alderman Stark made a motion to have the second reading of the Bill by title only. The motion was seconded by Alderman Turner was accepted by a 5-0 voice vote. Alderman Stark made a motion to accept the second reading of Bill 2013-17 and place on final passage as Ordinance number 09162013A. Seconded by Alderman Turner and accepted by the following 6-0 roll call vote with Alderman Ray being absent.

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| Alderman Gallagher | Aye | Alderman Ray | Absent |
| Alderman Dunsworth | Aye | Alderman Stark | Aye |
| Alderman Fines | Aye | Alderman Turner | Aye |

C. **Bill No. 2013-18 - AN ORDINANCE APPROVING AN ASSIGNMENT OF THE FRANCHISE AGREEMENT BETWEEN THE CITY OF PECULIAR, MISSOURI AND SOUTHERN UNION COMPANY, D/B/A MISSOURI GAS ENERGY, TO LACLEDE GAS COMPANY**

**2nd Reading*

City Attorney Reid Holbrook addressed the Board regarding the 2nd reading of the bill. He stated that this Bill was simply because Laclede Gas Company would like an Ordinance with their name on it instead of Missouri Gas Energy. He recommended that the Board approve the Bill so there was no interruption in service or interruption in receiving tax dollars.

Alderman Stark made a motion to have the second reading of the Bill by title only. The motion was seconded by Alderman Turner was accepted by a 5-0 voice vote with Alderman Ray being absent. Alderman Stark made a motion to accept the second reading of Bill 2013-18 and place on final passage as Ordinance number 09162013B. Seconded by Alderman Turner and accepted by the following 5-0 roll call vote with Alderman Ray being absent.

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| Alderman Gallagher | Aye | Alderman Ray | Absent |
| Alderman Dunsworth | Aye | Alderman Stark | Aye |
| Alderman Fines | Aye | Alderman Turner | Aye |

New Business

A. RESOLUTION 2013-38 - A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI ADOPTING THE FISCAL YEAR 2013-2014 OPERATING BUDGET FOR THE CITY OF PECULIAR AND AMENDING THE FISCAL YEAR 2012-2013 OPERATING BUDGET.

The Mayor commented that the budget looks a little different than last time with the addition of flow charts and mission statements and goals for each department.

City Administrator Brad Ratliff addressed the Board pertaining to the proposed budget. He gave credit to the hard work of staff for the time and effort that was put into developing it. He highlighted some of the challenges of the upcoming year as well as some of the projects that will occur this coming fiscal year. He commented that with all funds combined it is a seven million dollar budget but that is heavily skewed by the 1.2 million in FBI funds.

Alderman Stark asked why when comparing the proposed budget by revenues and expenditures, there is a difference of \$1,343,000. She commented that she knows 1.2 million is FBI funds, but what is the other.

Staff commented that it is a portion of the Sanitary Sewer Project that will be carried over from this fiscal year. Staff commented that they will amend the budget summary to reflect this.

Alderman Stark made a motion to adopt Resolution 2013-38 with the amendment to the budget summary to reflect the differences in revenues and expenditures. The motion was seconded by Alderman Turner and was accepted by a 5-0 roll call vote.

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| Alderman Gallagher | Aye | Alderman Ray | Absent |
| Alderman Dunsworth | Aye | Alderman Stark | Aye |
| Alderman Fines | Aye | Alderman Turner | Aye |

B. RESOLUTION 2013-39 - A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH LARKIN ENGINEERS FOR PROFESSIONAL SERVICES FOR A PROPOSED PRELIMINARY ENGINEERING/FACILITY PLAN REPORT PREPARATION THE CITY OF PECULIAR, MO

City Engineer Carl Brooks spoke about a grant which city staff had applied for had been approved. The grant is an 85/15 split between the State and the City to update the City's water map, hydraulic model and have a 5 year supervised plan with the State. The grant will study four sources of water, a new transmission main, and many upgrades to the current distribution system.

Alderman Stark asked if the grant points out needed improvements and the City does not act on these, will the City be in a liability situation.

Staff commented that the 5 year supervised program allows the City to lay out the plan and route it wants to take to get there.

Alderman Stark made a motion to adopt Resolution 2013-39. The motion was seconded by Alderman Turner and was accepted by a 5-0 roll call vote.

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| Alderman Gallagher | Aye | Alderman Ray | Absent |
| Alderman Dunsworth | Aye | Alderman Stark | Aye |
| Alderman Fines | Aye | Alderman Turner | Aye |

City Administrator Report

Brad Ratliff addressed the Board with an update he just received pertaining to the difference in the revenue and expenditures that it is actually the Park Capital and not the Sewer that caused the discrepancy. The planning Commission is moving forward with the land use matrix and hope to have a draft to the Board next month. The judgment hearing on the annexation is on October 8th. The City has its first sponsored girls volleyball team this year and will have basketball signups next month. The Quail Run lift station is off line and is now just a manhole. Public Works had a rough week with the Sludge Truck breaking down due to a scorched cylinder. A citizen stopped by City Hall and alerted staff to the water tower overflowing and it turned out to be a software issue. Staff thinks the loss is between 50,000 and 100,000 gallons. Water loss was at 8% this last month and will continue to try and make it lower. The sidewalk scope was submitted to MoDOT to get a sidewalk from City Hall to the J/C Interchange. There will be some Ordinances coming pertaining to the MS4 Permit.

Alderman Directives

- Sign Bill 2013-15 and Send to Department of Revenue
- Update Ordinance for enforcing Ordinances on public property
- Update Ordinance with agreement with Laclede Gas Company
- Upload Budget
- Have mayor sign agreement with Gary Mallory and vehicle lease program
- Sign contract with Larkin for water study

Executive Session

The City Administrator has requested a 20-minute Executive Session to discuss Real Estate Matters, per RSMo. §610.021(2)

Alderman Stark made a motion to enter into executive session to discuss real estate matters at 7:35pm not to exceed 20 minutes. Seconded by Alderman Turner and was approved by a 5-0 roll call vote

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| Alderman Gallagher | Aye | Alderman Ray | Absent |
| Alderman Dunsworth | Aye | Alderman Stark | Aye |
| Alderman Fines | Aye | Alderman Turner | Aye |

Regular session reconvened at 7:55pm.

Adjournment

On a motion from Alderman Stark, second from Alderman Turner, the meeting was adjourned at 7:55pm with a 5-0 voice vote with Aldermen Ray being absent.

Regular session minutes were taken and transcribed by Nick Jacobs, City Clerk.

Nick Jacobs, City Clerk

Approved by the Board of Aldermen: 10/21/2013