

City of Wright City
Board of Aldermen Meeting
January 14, 2010, 6:30 pm

Signed in Attendance: Timothy Reynolds, Danny Campbell, Nancy Huster, Michael Smith, Tim Schmidt, James Toothman, Tony Midiri, Bill Stinson, Thomas Foster, Cindy Graham, Cathy Mozee, Florence Hoerber, Patsy Jones and Antonia Quintanar.

Others present not signed in: Joe Iannicola and Michael Smith

City Official attendance: Mayor White, Alderman Schuchmann, Alderman Abercrombie, Alderman Black, and Alderman Reynolds were present.

Staff and Others: Superintendent Larry Janish, Economic Developer Karen Gironde, City Clerk Christine Martin, Police Chief Henry Matthews, Police Officer Jeffery Scanlon and City Attorney Leslie Tolliver-Rogers.

Roll Call

City Clerk Christine Martin called roll with Mayor White, Aldermen Schuchmann, Black, Abercrombie and Reynolds present. The City Clerk reported the Mayor and four Board Members present.

Mayor White called the meeting to order at 6:30 pm.

Meeting Minutes

Minutes from Board Meeting of December 30, 2009 – Alderman Schuchmann made a motion to approve the minutes from the Board of Alderman Meeting of December 30, 2009. Alderman Abercrombie seconded it and the motion unanimously carried.

Responses to previous comments/concerns - None

Open meeting to public comments/concerns - None

Public Hearing - None

Recommendations from Planning & Zoning

Conditional Use Permit Application – Thomas Foster for a home based Ecommerce Business at 20 Twin Pines - Mr. Foster was present and stated he is in the process of getting the title transferred to his name. Alderman Schuchmann made a motion to approve the Conditional Use Permit pending the transferred title being verified with the City Clerk. Alderman Abercrombie seconded it and the motion unanimously carried.

Ordinance/Resolutions

Bill #01-10 was presented to the Board. Bill 01-10 was read for the first time by title. AN ORDINANCE FOR THE PURPOSE OF ANNEXING UNINCORPORATED AREAS OWNED BY MISSOURI DEPARTMENT OF TRANSPORTATION (MODOT) AND BEING KNOWN AS STATE HIGHWAY I-70 INTO THE CITY OF WRIGHT CITY, MISSOURI, WITHOUT FURTHER ACTION. Alderman Schuchmann made a motion to read Bill #01-10 a second time by title. Alderman Abercrombie seconded it and the motion unanimously carried. After the second reading, Alderman Schuchmann moved that Bill #01-10 be placed upon final passage. Alderman Abercrombie seconded it and the motion unanimously carried. Mayor White then put the question “Shall Bill #01-10 be passed and become an ordinance?” Roll call was taken with the following vote:

Alderman Abercrombie	Yea	Alderman Schuchmann	Yea
Alderman Black	Yea	Alderman Reynolds	Yea

The Bill having the majority vote of the members present was adopted. Said Bill was thereupon presented to the Mayor and President of the Board for their signatures and approval. It was then duly signed and becomes Ordinance #701 of the City of Wright City, Missouri.

Bill #02-10 was presented to the Board. Bill 02-10 was read for the first time by title. AN ORDINANCE FOR THE PURPOSE OF DEANNEXING INCORPORATED AREAS OWNED BY WAYNE AND SUE PITCHFORD IN WARREN COUNTY, MISSOURI, OUT OF THE CITY OF WRIGHT CITY, MISSOURI, WITHOUT FURTHER ACTION. Alderman Schuchmann made a motion to read Bill #02-10 a second time by title. Alderman Reynolds seconded it and the motion unanimously carried. After the second reading, Alderman Schuchmann moved that Bill #02-10 be placed upon final passage. Alderman Abercrombie seconded it and the motion unanimously carried. Mayor White then put the question “Shall Bill #02-10 be passed and become an ordinance?” Roll call was taken with the following vote:

Alderman Abercrombie	Yea	Alderman Schuchmann	Yea
Alderman Black	Yea	Alderman Reynolds	Yea

The Bill having the majority vote of the members present was adopted. Said Bill was thereupon presented to the Mayor and President of the Board for their signatures and approval. It was then duly signed and becomes Ordinance #702 of the City of Wright City, Missouri.

Bill #03-10 was presented to the Board. Bill 03-10 was read for the first time by title. AN ORDINANCE FOR THE PURPOSE OF AMENDING ORDINANCE NO. 640 ADOPTING THE 2003 EDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE OF THE CITY OF WRIGHT CITY. Alderman Schuchmann made a motion to read Bill #03-10 a second time by title. Alderman Reynolds seconded it and the motion unanimously carried. After the second reading, Alderman Schuchmann moved that Bill #03-10 be placed upon final passage. Alderman Abercrombie seconded it and the motion unanimously carried. Mayor White then put the question “Shall Bill #03-10 be passed and become an ordinance?” Roll call was taken with the following vote:

Alderman Abercrombie	Yea	Alderman Schuchmann	Yea
Alderman Black	Yea	Alderman Reynolds	Yea

The Bill having the majority vote of the members present was adopted. Said Bill was thereupon presented to the Mayor and President of the Board for their signatures and approval. It was then duly signed and becomes Ordinance #703 of the City of Wright City, Missouri.

Bill #04-10 was presented to the Board. Bill 04-10 was read for the first time by title. AN ORDINANCE FOR THE PURPOSE OF AMENDING ORDINANCE NO. 625 ADDING A NEW SECTION TO CHAPTER 215 OF TITLE II OF THE WRIGHT CITY, MISSOURI, CITY CODE OF THE CITY OF WRIGHT CITY. Alderman Schuchmann made a motion to read Bill #04-10 a second time by title. Alderman Reynolds seconded it and the motion unanimously carried. After the second reading, Alderman Schuchmann moved that Bill #04-10 be placed upon final passage. Alderman Reynolds seconded it and the motion unanimously carried. Mayor White then put the question “Shall Bill #04-10 be passed and become an ordinance?” Roll call was taken with the following vote:

Alderman Abercrombie	Yea	Alderman Schuchmann	Yea
Alderman Black	Yea	Alderman Reynolds	Yea

The Bill having the majority vote of the members present was adopted. Said Bill was thereupon presented to the Mayor and President of the Board for their signatures and approval. It was then duly signed and becomes Ordinance #704 of the City of Wright City, Missouri.

Bill #05-10 was presented to the Board. Bill 05-10 was read for the first time by title. AN ORDINANCE FOR THE PURPOSE OF AMENDING SECTION 215.370 OF CHAPTER 215 OF TITLE II OF THE WRIGHT CITY, MISSOURI, CITY CODE RELATING TO YARD SALES. Alderman Schuchmann made a motion to read Bill #05-10 a second time by title. Alderman Reynolds seconded it and the motion unanimously carried. After the second reading, Alderman Schuchmann moved that Bill #05-10 be placed upon final passage. Alderman Reynolds seconded it and the motion unanimously carried. Mayor White then put the question “Shall Bill #05-10 be passed and become an ordinance?” Roll call was taken with the following vote:

Alderman Abercrombie	Yea	Alderman Schuchmann	Yea
Alderman Black	Yea	Alderman Reynolds	Yea

The Bill having the majority vote of the members present was adopted. Said Bill was thereupon presented to the Mayor and President of the Board for their signatures and approval. It was then duly signed and becomes Ordinance #705 of the City of Wright City, Missouri.

Resolution #06-10 was presented to the Board. Bill #06-10 was read by title. A RESOLUTION ADOPTING POLICY PROVIDING FOR PRODUCING COPIES OF PUBLIC RECORDS PURSUANT TO SECTION 610.026.1(1) OF CHAPTER 610 GOVERNMENTAL BODIES AND RECORDS OF THE MISSOURI SUNSHINE LAW OF THE STATE OF MISSOURI. Alderman

Schuchmann made a motion to approve Resolution #06-10. Alderman Abercrombie seconded it and the motion unanimously carried. Roll call was taken with the following vote:

Alderman Abercrombie	Yea	Alderman Schuchmann	Yea
Alderman Black	Yea	Alderman Reynolds	Yea

The Resolution having the majority vote of the members present was adopted. Said Resolution was thereupon presented to the Mayor and President of the Board for their signatures and approval. It was then duly signed and becomes Resolution #06-10 of the City of Wright City, Missouri.

Old Business

Business License - Thomas E. Foster – WC Computer & Electronics - Alderman Schuchmann made a motion to approve the Business License to Thomas E. Foster for WC Computer & Electronics pending the transferred title being brought in and verified with the City Clerk. Alderman Abercrombie seconded it and the motion unanimously carried.

Hickory Trails “PDA Phase 1 Plat 1 - Larry Janish said he spoke to Jeff McMillin about the roadway and they will see what they can do. Alderman Abercrombie made a motion to approve the PDA Phase 1, Plate 1. Alderman Schuchmann seconded it and the motion unanimously carried.

Tree at 115 S. Locust – Joe Iannicola – Joe Iannicola was present and explained to Mayor White and the Board that when they put all the water lines in across his yard this summer they cut all of the roots from the tree and now he is concerned about nothing holding the tree and is worried about it falling on his house. Mayor White asked the City Clerk Christine Martin to read the minutes from the last meeting. She asked Mayor White if she should just read the motion or entire minutes. He said the motion would be fine. City Clerk Christine Martin read, “Alderman Schuchman made a motion to accept Mayor White’s recommendation to not remove the tree. Alderman Black seconded it and the motion unanimously carried”. Mayor White asked if we remove one tree, are we going to have to remove them for everyone. Mayor White brought up the time where a tree fell on Mr. Mueller’s building and the City refused to remove it or take responsibility for it. Mayor White said this is the first time it has been brought to the Board regarding the roots being cut on the tree by the water line construction. Mayor White asked City Attorney Leslie Tollivers-Rogers her opinion. She explained what had transpired since the last meeting with her just talking to Larry briefly about it. Alderman Abercrombie made a motion to have the City Attorney Leslie Tolliver-Rogers look into the legal aspect of the tree. Alderman Schuchmann seconded it and the motion unanimously carried. Mr. Iannicola thanked the Board for considering his request.

New Business

Police Officer Appointment - Police Chief Henry Matthews asked the Board to consider hiring Ronald McBride to a full-time position from a part-time reserve position. Mayor White recommended hiring Ronald McBride as full time. Alderman Schuchmann made a motion to

accept Mayor White's recommendation based on Chief Matthew's recommendation to hire Ronald McBride as full time. Alderman Reynolds seconded it and the motion unanimously carried.

KEB 2009 Engagement Letter - Karen said there is a letter in every packet and it is just to authorize them to do the 2009 Audit. The price is \$500 more than last year's fee but is close to \$3,000 less than the closest bid we had last year. Alderman Schuchmann made a motion to approve the hiring of KEB for the 2009 Audit. Alderman Abercrombie seconded it and the motion unanimously carried.

Building Codes – Occupancy Permit Clarification - Discussion on this subject was not held due to it being taken care of with the passage of the Ordinance on Bill #03-10.

Utility Billing Adjustment Report for December 2009 – The Board accepted the report. Alderman Schuchmann made a motion to approve the Utility Billing Adjustment Report for December 2009. Alderman Abercrombie seconded it and the motion unanimously carried.

Utility Billing - Payment Agreement Extension – Acct #400075002 - Alderman Schuchmann made a motion to approve the payment extension. Alderman Abercrombie seconded it and the motion unanimously carried.

Utility Billing – Request for Reimbursement for overpayment – Acct#100007005 - City Clerk Christine Martin explained to the Board that this account went to collections and was collected on and then the customer also paid it in the meantime, making it an overpayment of \$81.47. Alderman Schuchmann made a motion to approve the reimbursement of \$81.47. Alderman Abercrombie seconded it and the motion unanimously carried.

Liquor License – San Jose Mexican Grocery LLC – Alderman Schuchmann made a motion to approve the Liquor License to San Jose Mexican Grocery LLC at 200 Veterans Memorial Parkway. Alderman Black seconded it and the motion unanimously carried. There was discussion and question of how close a church or school could be and Karen stated it is 100 feet.

Wright City Lions Club – Picnic Liquor License for Chili Cook-off - Michael Smith was present on behalf of the Lions Club. Alderman Schuchmann made a motion to approve the Wright City Lions Club Picnic Liquor License for their Chili Cook-off. Alderman Abercrombie seconded it and the motion unanimously carried. Mr. Smith also asked the Board if it was possible to have Turkey Shoots at the Lions Club. Alderman Abercrombie said it would need to be reviewed before he could be given an answer and said the City will contact him.

WWTF – Huey Construction Co. - Larry said his main concern is the blowers. Alderman Schuchmann said we have a letter prepared by Holly to go to Mr. Huey identifying a third item being the clarifiers. Mr. Huey somewhat addressed it in his letter but not to any satisfaction. He stated since the deadline of January 22, 2010, is fast approaching we need to send that letter to Mr. Huey from Holly regarding the clarifiers and tell him we need an immediate response. Alderman Schuchmann said to email the letter to Huey Construction from Holly requesting an immediate response with an answer by noon on Wednesday, January 20, 2010 and for Larry to attach a letter with his concern over the blowers as Mr. Huey is incorrect in his letter, because we have two 60 hp

and one 20 hp. The 20 hp did need repairs. He said to also state we need clarification on the clarifiers per Holly's letter. Larry said he will attach the letters regarding the blowers. The Board explained to the City Attorney the meeting with Mr. Huey was changed to Tuesday from Wednesday due to the snow storm. Alderman Schuchmann made a motion that if the City does not get a favorable response on all three issues, the City will be filing a claim with his Warranty Bond. Alderman Abercrombie seconded it and the motion unanimously carried. City Attorney Leslie Tolliver-Rogers stated to fax, email and to also send the letter certified.

Data Technologies – Court Management Software Release - City Clerk Christine Martin asked the Board for permission for Laura Brown and Robin Polston to go to one of the training sessions on the new software release on the Summit Court Module. Data Technologies will also be here for Summit Training Laura and Robin on January 20 and 21st. Alderman Schuchmann made a motion to approve the training by Data Technologies to be held at Desloge, Missouri. Alderman Abercrombie seconded it and the motion unanimously carried.

Reports

Engineering – None

Park - Patsy Jones was present to give a report to the Board. She said they just completed mailing the Park Newsletter out and it explains all park activities for the year. The new signs are done for the new activity building. Ball league signups will begin January 30th.

Public Works - Superintendent Larry Janish gave report to the Board. He said he used 15 tons of cinders and only two pallets of salt during the January 6th snow storm. Larry said he talked to Bart Korman on the Kerland Water Line Project and he asked if the City wanted to go out on bids for the next phase of the project or if the City wanted Lewis and Bade to finish their engineering portion so the City can go out for bid. Larry said the advertising should only cost about \$100. Alderman Schuchmann said he thinks we should go out on bids. He said now is a good time to bid.

Larry said they had about five (5) water breaks. He said they had one (1) six inch main on West Avenue broken, one (1) six inch main on SW First Street and another one on Cherry Street. Next to the one on Cherry Street they had a service line broken and a service line broken on SW Second Street. They had frozen meter pits which had to be thawed. Larry said all of the blowers are back in operation which all have new belts and have been serviced. Alderman Schuchmann asked how the effluent levels were at the WWTF and Larry said ammonia is about 3.5 which is good.

Alderman Abercrombie asked about infiltration problems and Larry said they will get back on it soon and do some more smoke testing. Alderman Schuchmann also asked Larry if he got the tree out of the creek and Larry said he will be over there working on it next week.

Building Official - Larry Janish stated there were ten (10) new home permits issued for Falcons Crest for RHB Inc.

Police Department - Chief Matthews gave report and said they've had 179 calls in the last two weeks. He said it is down from previous calls and thinks it is due to the cold weather. They worked about 26 accident/assist motorist calls on the interstate and in town. Most of the calls were on the interstate. About 15 of them were actual accidents with damage done. He said they are now trying to get caught up on the accident reports. He said the cable on the highway saved a lot of lives. He said MODOT has a lot of cable and fence to repair. He said next week they plan on going to Jefferson City to look at some cars.

City Hall – City Clerk Christine Martin gave report to the Board. She said since payroll is closed out she will be getting W2-s out the next week and the other item she had was the Court Clerk training that was already discussed.

Treasurer Report – Karen Girondo gave Report and said the only financial report they should have is the Bank Reconciliation for the month of December. Karen said she will have all the other reports at the end of the month because she has to wait for the December check to come in from the County for Real Estate and Personal Property tax payments. She has been closing out the year so she could roll Summit so everyone can work on 2010. The Auditors were here the last two days for prep work and they will be back in March for two weeks for the actual Audit. She has all the adjusting entries to make for 2009, but can't start until all of the invoices come in that were for December 2009. The six month financial report by State Statute has to be in the paper by the end of the month and said she will be working on it.

Economic Development – Karen Girondo reported to the Board and said in with the A/P listing are the checks for the various taxing districts for the Pilots for the Chapter 100 payouts. They are ready to send out. She said she would be attending a MODOT TAC meeting next week which is the Transportation Advisory Committee. MODOT will be coming in with their plans for the area for the future and will give a presentation. Karen reminded everyone there is a ribbon cutting at 11:00 am on Saturday, January 16th at Interstate Subs. Karen said Jackie wanted to thank everyone for helping them get their business open and also wanted to thank Bob with BrickKicker because he caught a couple of things in the inspection that otherwise would not have been caught if he hadn't been there to help her get open on time. Jackie Stewart said Bob was a big help along with everyone else involved.

Review/Approval of Bills

Alderman Schuchmann made a motion to approve the Bills. Alderman Reynolds seconded it and the motion unanimously carried.

Final Questions - Ms. Florence Hoeber asked if something will be done to the people that do not remove their yard sales signs. Larry said yes there will be. Ms. Hoeber said they should be fined. Cathy Mozee asked if signs are allowed for parties, weddings, etc. She said she needs to know because her son is getting married in April and for the purpose of putting up directional signs for the wedding. Larry Janish said he usually takes the signs down after the event is over. Larry said he will research it and asked her to get back with him in the next day or two. Cathy Mozee complained that people put cups or signs inside the fence on the bridge and it looks bad. Larry said that it is State Right of Way and no signs are allowed in the State Right of Way within the city limits. Alderman Abercrombie told Ms. Mozee if she has a complaint, she needs to call when it is there and Larry Janish can go out to check it out and he will send a letter and then Chief can write a ticket.

Cindy Graham said she doesn't think the City is putting enough cinders out. She said the roads were really slippery at the stop sign at the bridge and on the North Service Road. Larry said it belonged to State so she should call them. Larry then said he will talk to the State. Ms. Hoeber said the City did a good job on plowing. Larry asked Cathy Mozee to contact him.

Bill Stinson asked about the sign ordinance and mentioned the signs that are up are supposed to be for active businesses in town. He said one of the biggest things here in town is Big Boys. He asked about a sign being up for an inactive business without a sign permit and stated the City could possibly look into forcing Mr. King to knock it down. Alderman Abercrombie said it goes back a long time and may be grandfathered. Mayor White said we will probably have to turn it over to the City Attorney and let her handle it. He said there are more complaints about Big Boys than any other place in the City. He said Alderman Black met with Larry at Big Boys and looked at the building. Larry said they are working with Mr. King, the owner of the building.

Adjournment - Alderman Schuchmann made a motion to adjourn the meeting at 7:35 pm. Alderman Black seconded it and the motion unanimously carried

Approved _____

Attested _____