

AGENDA
REGULAR COUNCIL MEETING
WEST PLAINS CITY HALL COUNCIL CHAMBERS

Monday, November 20, 2017

Closed Session 5:00 P.M.

Regular Meeting 5:30 P.M.

The West Plains City Council met for closed session at 5 p.m. and regular session at 5:30 p.m. on Monday, November 20, 2017 at West Plains City Hall Council Chambers, 1910 Holiday Lane with the following members present: Mayor Jack Pahlmann, Councilwoman/Mayor Pro-Tem Brenda Smith, Councilman Mike Topliff and Councilman Josh Cotter. City Attorney Charles Cantrell, City Clerk Mallory Prewett, Finance Director Allen Brinkman, and City Administrator/Engineer Tom Stehn were also present. City Councilman Cary Stewart was absent.

ADJOURN TO CLOSED SESSION RSMO 610.021, PERSONNEL (3)

The motion was made by Councilman Topliff and seconded by Councilwoman Smith to adjourn to closed session. Motion passed unanimously.

	<u>Aye</u>	<u>Nay</u>	<u>Not Voting</u>	<u>Not Present</u>
Councilman Topliff	x			
Councilwoman Smith	x			
Mayor Pahlmann	x			
Councilman Cotter	x			
Councilman Stewart				x
Motion passed.				

ADJOURN TO OPEN SESSION

The motion was made by Councilman Topliff and seconded by Councilman Cotter to adjourn to open session. Motion passed unanimously.

	<u>Aye</u>	<u>Nay</u>	<u>Not Voting</u>	<u>Not Present</u>
Councilman Topliff	x			
Councilwoman Smith	x			
Mayor Pahlmann	x			
Councilman Cotter	x			
Councilman Stewart				x
Motion passed.				

PRELIMINARIES

Mayor Pahlmann established a quorum and called the meeting to order. Dustin Harrison said the invocation and Mayor Pro-Tem Smith the Pledge of Allegiance.

APPROVAL OF CONSENT AGENDA:

The motion was made by Councilman Topliff and seconded by Councilman Cotter to approve the Consent Agenda. Motion passed unanimously.

RECOGNITION OF GUESTS

- A. Johnny Murrell, Update on Friends of Parkside Fundraising & Renovation Plans
 - a. Mr. Murrell gave an update on fundraising and future plans for the Parkside House that sits in Butler Children’s Park.

READING OF BILLS

- A. **Bill 4529** to become Ordinance 4529. First and Second Reading. An Ordinance vacating a portion of Kentucky Avenue between West Sixth and West Eighth Streets in West Plains, Missouri. The motion was made by Councilman Cotter and seconded by Councilman Topliff to accept Bill 4529, which becomes Ordinance 4529. Motion passed unanimously.

	<u>Aye</u>	<u>Nay</u>	<u>Not Voting</u>	<u>Not Present</u>
Councilman Topliff	x			
Councilwoman Smith	x			
Mayor Pahlmann	x			
Councilman Cotter	x			
Councilman Stewart				x
Motion passed.				

- B. **Bill 4530** to become Ordinance 4530. First and Second Reading. An Ordinance vacating a portion of an unused alley behind Columbus Street and an undeveloped street, Lois Street in West Plains, Missouri. The motion was made by Councilman Topliff and seconded by Councilman Cotter to accept Bill 4530, which becomes Ordinance 4530. Motion passed unanimously.

	<u>Aye</u>	<u>Nay</u>	<u>Not Voting</u>	<u>Not Present</u>
Councilman Topliff	x			
Councilwoman Smith	x			
Mayor Pahlmann	x			
Councilman Cotter	x			
Councilman Stewart				x
Motion passed.				

C. Bill 4531 to become Ordinance 4531. First and Second Reading. An Ordinance of the City of West Plains, Missouri, imposing a Use Tax for General Revenue purposes at the rate of two percent (2%) pursuant to the authority granted by and subject to the provisions of Section 144.600 through 144.761 RSMO; providing for the Use Tax to be repealed, reduced or raised in the same amount as any city sales tax is repealed, reduced or raised; and providing for submission of the proposal to the qualified voters of the City for their approval at the election called and to be held in the City on Tuesday, April 3, 2018. The motion was made by Councilman Cotter and seconded by Councilman Topliff to accept Bill 4531, which becomes Ordinance 4531. Motion passed unanimously.

	<u>Aye</u>	<u>Nay</u>	<u>Not Voting</u>	<u>Not Present</u>
Councilman Topliff	x			
Councilwoman Smith	x			
Mayor Pahlmann	x			
Councilman Cotter	x			
Councilman Stewart				x
Motion passed.				

D. Bill 4532 to become Ordinance 4532. First and Second Reading. An Ordinance amending Chapter 36, Solid Waste, of the code of Ordinances of the City of West Plains, Missouri by amending Section 36-3, Prohibited Practices and 36-4, Storage. The motion was made by Councilman Topliff and seconded by Councilwoman Smith to accept Bill 4532, which becomes Ordinance 4532. Motion passed unanimously.

	<u>Aye</u>	<u>Nay</u>	<u>Not Voting</u>	<u>Not Present</u>
Councilman Topliff	x			
Councilwoman Smith	x			
Mayor Pahlmann	x			
Councilman Cotter	x			
Councilman Stewart				x
Motion passed.				

E. Bill 4533 to become Ordinance 4532. First and Second Reading. An Ordinance to authorize the Mayor to execute a lease agreement with Heart of the Ozarks Alcoholic Anonymous for the use of the building and grounds for group meetings for a period of twenty years. The motion was made by Councilman Cotter and seconded by Councilman Topliff to accept Bill 4533, which becomes Ordinance 4533. Motion passed unanimously.

	<u>Aye</u>	<u>Nay</u>	<u>Not Voting</u>	<u>Not Present</u>
Councilman Topliff	x			
Councilwoman Smith	x			
Mayor Pahlmann	x			
Councilman Cotter	x			
Councilman Stewart				x

Motion passed.

- F. Bill 4534** to become Ordinance 4534. First and Second Reading. An Ordinance amending Chapter 46, Utilities, of the Code of Ordinances of the city of West Plains, Missouri by amending Section 46-3, Service application; service agreement required; connection charges, Section 46-98, Procedures for handling delinquent accounts, Section 46-100, Procedure for paying bills, by removing Section 46-99, authority to delay billing during customer’s vacation and by increasing the current residential deposit rate for residential accounts. The motion was made by Councilwoman Smith and seconded by Councilman Cotter to accept Bill 4534, which becomes Ordinance 4534. Motion passed unanimously.

	<u>Aye</u>	<u>Nay</u>	<u>Not Voting</u>	<u>Not Present</u>
Councilman Topliff		x		
Councilwoman Smith	x			
Mayor Pahlmann	x			
Councilman Cotter	x			
Councilman Stewart				x
Motion passed.				

- G. Bill 4535** to become Ordinance 4535. First and Second Reading. An Ordinance declaring a parcel of land to be excess right-of-way located at the corner of Independence Drive and Amy Street. The motion was made by Councilman Cotter and seconded by Councilwoman Topliff to accept Bill 4535, which becomes Ordinance 4535. Motion passed unanimously.

	<u>Aye</u>	<u>Nay</u>	<u>Not Voting</u>	<u>Not Present</u>
Councilman Topliff	x			
Councilwoman Smith	x			
Mayor Pahlmann	x			
Councilman Cotter	x			
Councilman Stewart				x
Motion passed.				

- H. Bill 1055** to become Resolution 1055. A Resolution of the City of West Plains, Missouri, authorizing the City Administrator to execute an agreement with the SpyGlass Group, LLC for auditing services. The motion was made by Councilman Cotter and seconded by Councilman Topliff to accept Bill 1055, which becomes Resolution 1055. Motion passed unanimously.

- I. Bill 1056** to become Resolution 1056. A Resolution authorizing execution of a pole attachment agreement with Fidelity Communications. The motion was made by Councilman Topliff and seconded by Councilman Cotter to accept Bill 1056, which becomes Resolution 1056. Motion passed unanimously.

II. COUNCIL ACTION

A. Bid—Lease of Golf Carts and Utility Vehicle for Municipal Golf Course

The motion was made by Councilman Cotter and seconded by Councilman Topliff to

accept the bid from Clear Creek Vehicles of Springfield, MO for \$800.25/month for 15 gas carts for 72 months. The bid also included a 72 month lease on a utility vehicle for \$118 a month. Motion passed unanimously.

B. Bid—Micro Trencher for Fiber Optic Department

The motion was made by Councilman Topliff and seconded by Councilman Cotter to accept the bid from Vermeer of Brookline, MO for \$127,200.00. Motion passed unanimously.

C. Bid—Used Patrol Cars for Police Department

The motion was made by Councilman Cotter and seconded by Councilman Topliff to accept the bid from Missouri State Highway Patrol for 2, 2013 Dodge Chargers for \$24,000 total. Motion passed unanimously.

D. Planning and Zoning Recommendations

The motion was made by Councilman Cotter and seconded by Councilwoman Smith to approve the Planning and Zoning recommendations. (Approval of Site Development Plan for Current, Inc.) Motion passed unanimously.

III. DEPARTMENT PRESENTATION—Brian Mitchell, Street Department

Brian Mitchell gave an update on city streets and the recovery of streets being fixed from the April 2017 flood.

IV. ADMINISTRATOR'S REPORT

- For the month of October, 2017, 1051 Cut off Notices were sent out with a potential revenue impact of \$214,993.13.
- We have salvaged everything out of the Downtown Fire Station. Asbestos has been removed. Plan to start demolition next week.
- The South Central Solid Waste Management District will be sponsoring a Recycling Collection Event of scrap electronics and document shredding on Saturday, December 9, 2017 from 9 am to 11am at the Howell County Fairgrounds parking lot on North Route 63 in West Plains.
- Our Electric Crews will be putting up Christmas Lights this week.
- In next couple of week, we will be finishing laying conduit for our fiber pilot project to each residential household in project area.

V. ADJOURNED

CITY OF WEST PLAINS, MISSOURI

BY: _____
MAYOR JACK PAHLMANN

ATTEST:

CITY CLERK MALLORY PREWETT