

**CITY COUNCIL MINUTES
FEBRUARY 28, 2023**

The Council of the City of Fulton, Missouri, met in Regular Session on Tuesday, February 28, 2023 in the Council Chambers of City Hall located at 18 E. 4th Street. Present and presiding were: Mayor Lowe Cannell; Courtney L. Doyle, Asst. Director of Administration; Kathie Ratliff, City Clerk; and William Ladwig, Police Chief. The meeting was called to order by Mayor Cannell at 6:33 p.m. Roll call was noted by the City Clerk, and members of the Council present were: Combs, Leuther, Nelson, Rehkla, Sebacher, Stone, Washington, and West. Also present were: Candy Johnson, Interim Chief Financial Officer; Kyle Bruemmer, City Engineer; Dennis Houchins, Planning & Protective Services Director; Clay Caswell, Parks & Recreation Director; Kevin Coffelt, Fire Chief; Rev. Bruce Williamson; Michael Shine and Jeremy Polston, Audio/Video; and visitors: Dan Lofe, Heather Murphy, Dustin Hollon, Neal Powers, Steve Myers, Michael Stieber, John A. Braun, Lewanda Jackson, Cedric W. Harris, Irma Brandt, Sherry Lococo, Sherry McBride Brown, Bart Korman from Lewis-Bade, and other members of the public.

INVOCATION:

Invocation was given by Rev. Williamson.

PLEDGE OF ALLEGIANCE:

The Pledge of Allegiance was led by Rev. Williamson.

PUBLIC HEARING:

There were no Public Hearings for consideration at this meeting.

PROCLAMATIONS

Mayor Cannell presented a Proclamation recognizing Black History Month to members of the N.A.A.C.P. with the City of Fulton Human Rights Commission in attendance.

COMMENTS FROM VISITORS:

Mayor Cannell asked any attendees not listed on tonight's agenda, but whom wished to address the Council, to please come to the podium, state their name, address and area of concern, and to keep comments under five (5) minutes.

There were none.

APPROVAL OF THE CONSENT AGENDA:

The following items were distributed to each member of the City Council for review and study as a part of their council packet. Mayor Cannell presented each item and stated the Council may choose to remove any item from the Consent Agenda for discussion at this time.

- a. Approval of the City Council meeting minutes of January 10, 2023.
- b. Approval of the City Council meeting minutes of January 19, 2023.
- c. Approval of the City Council meeting minutes of January 24, 2023.
- d. Approval of the City Council meeting minutes of February 14, 2023.

Motion was offered by Councilman Stone and Seconded by Councilwoman Sebacher to approve the items on the Consent Agenda, as presented. Motion carried with eight members of the Council voting in favor.

ACCEPTANCE OF THE JANUARY DIRECTOR OF ADMINISTRATION REPORT.

Motion was offered by Councilman West and Seconded by Councilwoman Rehkla to accept the Director of Administration Report for the month of January as presented. Motion carried with eight

members of the Council voting in favor.

ACCEPTANCE OF THE JANUARY FINANCIAL STATEMENT.

Interim Chief Financial Officer, Candy Johnson presented a brief overview of the January Financial Statement.

After a brief discussion, Motion was offered by Councilman West and Seconded by Councilwoman Sebacher to accept the Financial Statement for the month of January as presented. Motion carried with eight members of the Council voting in favor.

UNFINISHED BUSINESS:

There was none.

NEW BUSINESS:

- a. Approval of a request from David Beaver for the Annual Independence Day Parade on Tuesday, July 4, 2023 at 11:00 a.m. down Court Street.
 - i. This request has been reviewed and approved by Chief Ladwig and Administration. Police assistance will be needed.

Motion was offered by Councilman Stone and Seconded by Councilwoman Nelson to approve the request. Motion carried with eight members of the Council voting in favor.

- b. Representatives from the South Callaway Band Booster Club will be present to discuss a request for a donation or sponsorship for a trip to Washington D.C. where they will perform at the National Memorial Day Parade.

Council listened as the Representatives gave a review of their upcoming trip.

- c. Lewis-Bade, Inc. submitted a request for permission to deviate from a two-way parking requirement in Willow Creek Subdivision with the offer to cover all of the streets in future phases, all houses and duplexes would be placed back at least 40 feet from the back of the curb to accommodate parking for two vehicles deep in the driveways.
 - i. Requested deviation; 30' wide, two-way traffic, one-sided parking street.
 - ii. City Code Section 102.56(n)(4) Two-way both side parking is required unless the city council approves a deviation from the design standards.

Motion was offered by Councilman Stone and Seconded by Councilwoman Nelson to approve the deviation request as presented. Motion carried with eight members of the Council voting in favor.

COUNCIL CONCERNS:

Councilman West had no concerns at this time.

Councilwoman Sebacher had no concerns at this time.

Councilwoman Rehklau reviewed the topics discussed at the most recent Traffic Commission meeting. She shared no concerns.

Councilman Stone had no concerns but did want to share much appreciation to our City Street Department for all they do.

Councilman Leather has no concerns but did want to share appreciation and joy for the community connections he saw enacted through the Council tonight.

Councilman Combs had no concerns. He shared that Director of Administration, Renee Tyler, was selected to be the keynote speaker at the Fulton N.A.A.C.P.'s annual Heritage Celebration.

Councilman Washington had no concerns. He mentioned his pleasure at seeing so many familiar City of Fulton faces in attendance.

Councilwoman Nelson had no concerns to address at this time.

RESOLUTIONS:

Resolution No. 3475 was presented for adoption by Councilman Leather.

Resolution No. 3475: A Resolution authorizing the Mayor, on behalf of the City of Fulton, Missouri, to execute a Contract with Christensen Construction Company of Kingdom City, Missouri for the 2023 South Bus 54 Hwy Improvement COF 21-07, Project No. TAP-2700(510) for the following bid price of \$362,513.00 and to sign all necessary documents in relation to said contract.

Motion was offered by Councilman Leather and Seconded by Councilman Stone to adopt Resolution No. 3475 at this Council meeting.

Motion carried with eight members of the Council voting in favor.

Resolution No. 3476 was presented for adoption by Councilman Washington.

Resolution No. 3476: A Resolution authorizing the Mayor, on behalf of the City of Fulton, Missouri, to execute a Contract with Christensen Construction Company of Kingdom City, Missouri for the 2023 South Bus 54 Hwy Improvement COF 21-07, Project No. MoDOT #J5S3591 for the following bid price of \$564,618.61 and to sign all necessary documents in relation to said contract.

Motion was offered by Councilman Washington and Seconded by Councilman Stone to adopt Resolution No. 3476 at this Council meeting.

Motion carried with eight members of the Council voting in favor.

Resolution No. 3477 was presented for adoption by Councilwoman Nelson.

Resolution No. 3477: A Resolution authorizing the Mayor, on behalf of the City of Fulton, Missouri, to sign all necessary documents in relation to the Fiscal Year 2022 Staffing for Adequate Fire and Emergency Response (SAFER) Grant, Funding Opportunity Number DHS-22-GPD-083-00-99.

Motion was offered by Councilwoman Nelson and Seconded by Councilwoman Sebacher to adopt Resolution No. 3477 at tonight's Council meeting.

Fire Chief, Kevin Coffelt, stated that Fulton Fire Department received this grant in 2006 which allowed them to add three personnel to the roster. He shared that this grant is fully funded for the first three

years, but after that the City would have to absorb the cost of salary and benefits for the additional staff.

Motion carried with eight members of the Council voting in favor.

Resolution No. 3478 was presented for adoption by Councilwoman Rehkla.

Resolution No. 3478: A Resolution authorizing the Mayor, on behalf of the City of Fulton, Missouri, to designate Renee Tyler, Director of Administration, as the official Building Commissioner of the City of Fulton, in accordance with RSMo Section 67.410 and Fulton City Code Section 46-5.

Motion was offered by Councilwoman Rehkla and Seconded by Councilman Stone to adopt Resolution No. 3478 at tonight's Council meeting.

Motion carried with eight members of the Council voting in favor.

BREAK

Mayor Cannell called for a short break at 7:49. The meeting resumed at 7:55.

ORDINANCES:

FIRST READING

Bill No. 1672 was presented for First Reading by Councilman Stone.

Bill No. 1672: An Ordinance re-enacting Sec. 2-9 through 2-13 of the Fulton City Code pertaining to the Annual Financial Disclosure Requirement, and establishing an effective date.

Motion was offered by Councilman Stone and Seconded by Councilwoman Sebacher to place Bill No. 1672 for Second Reading at the next regularly scheduled Council meeting.

Motion carried with eight members of the Council voting in favor.

SECOND READING

Bill No. 1668 was presented for Second Reading by Councilwoman Nelson.

Bill No. 1668: An Ordinance amending Chapter 110 of the City Code by enacting a new paragraph (d) of Section 110.361. Overtime and unlawful parking., related to the charging process of electric vehicles.

Motion was offered by Councilwoman Nelson and Seconded by Councilman West to place Bill No. 1668 for Third Reading at tonight's Council meeting.

Motion carried with eight members of the Council voting in favor.

Bill No. 1668 was presented for Third Reading by Councilwoman Nelson.

Motion was offered by Councilwoman Nelson and Seconded by Councilwoman Rehklaup place Bill No. 1668 for Final Passage at tonight's Council meeting.

Motion carried with eight members of the Council voting in favor.

Roll call vote of the members of the Council was as follows: Leuther, YES; Nelson, YES; Rehklaup, YES; Sebacher, YES; Stone, YES; Washington, YES; West, YES; Combs, YES.

Bill No. 1668, having received the affirmative vote of eight members of the Council was declared passed by the President of the Council.

Bill No. 1669 was presented for Second Reading by Councilman Washington.

Bill No. 1669: An Ordinance repealing Chapter 110 paragraph (b) of Section 110.312. Penalties for violation. of the City Code and enacting a new paragraph (b) of Section 110.312. Penalties for violation., related to the charging process of electric vehicles.

Motion was offered by Councilman Washington and Seconded by Councilman West place Bill No. 1669 for Third Reading at tonight's Council meeting.

Motion carried with eight members of the Council voting in favor.

Bill No. 1669 was presented for Third Reading by Councilman Washington.

Motion was offered by Councilman Washington and Seconded by Councilman Stone to place Bill No. 1669 for Final Passage at tonight's Council meeting. Motion carried with eight members of the Council voting in favor.

Roll call vote of the members of the Council was as follows: Nelson, YES; Rehklaup, YES; Sebacher, YES; Stone, YES; Washington, YES; West, YES; Combs, YES; and Leuther, YES.

Bill No. 1669, having received the affirmative vote of eight members of the Council was declared passed by the President of the Council.

Bill No. 1670 was presented for Second Reading by Councilman West.

Bill No. 1670: An Ordinance authorizing the Mayor, on behalf of the City of Fulton, Missouri, to declare a city-owned tract of land located at 322 West Ninth Street, Fulton, Missouri, to be surplus property, authorizing its distribution, and establishing an effective date.

Motion was offered by Councilman West and Seconded by Councilwoman Sebacher to place Bill No. 1670 for Third Reading at tonight's Council meeting.

Motion carried with eight members of the Council voting in favor.

Bill No. 1670 was presented for Third Reading by Councilman West.

Motion was offered by Councilman West and Seconded by Councilwoman Sebacher to place Bill No. 1670 for Final Passage at tonight's Council meeting.

Motion carried with eight members of the Council voting in favor.

Roll call vote of the members of the Council was as follows: Rehklaue, YES; Sebacher, YES; Stone, YES; Washington, YES; West, YES; Combs, YES; Leuther, YES; and Nelson, YES.

Bill No. 1670, having received the affirmative vote of eight members of the Council was declared passed by the President of the Council.

Bill No. 1671 was presented for Second Reading by Councilwoman Sebacher.

Bill No. 1671: An Ordinance reclassifying, under the zoning code, a newly annexed unimproved tract of land located at 4940 County Road 304, Fulton, Missouri, and establishing an effective date.

Motion was offered by Councilwoman Sebacher and Seconded by Councilwoman Nelson to place Bill No. 1671 for Third Reading at tonight's Council meeting.

Motion carried with eight members of the Council voting in favor.

Bill No. 1671 was presented for Third Reading by Councilwoman Sebacher.

Motion was offered by Councilwoman Sebacher and Seconded by Councilman West to place Bill No. 1671 for Final Passage at tonight's Council meeting.

Motion carried with eight members of the Council voting in favor.

Roll call vote of the members of the Council was as follows: Sebacher, YES; Stone, YES; Washington, YES; West, YES; Combs, YES; Leuther, YES; Nelson, YES; and Rehklaue, YES.

Bill No. 1671, having received the affirmative vote of eight members of the Council was declared passed by the President of the Council.

ANNOUNCEMENTS:

The next City Council meeting will be held Tuesday, March 14, 2023, at 6:30 p.m.

EXECUTIVE SESSION:

Mayor Cannell said there was a need to enter Executive Session pursuant to RSMo 610.021(3), the hiring, firing, disciplining or promoting of employees by a public governmental body.

Motion was offered by Councilman Stone and seconded by Councilwoman Nelson to enter Executive Session.

Roll call vote of the members of the Council was as follows: Stone, YES; Washington, YES; West, Yes; Combs, YES; Leuther, YES; Nelson, YES; Rehklaue, YES; and Sebacher, YES.

Motion carried with eight members of the Council voting in favor.

The Council exited to the Executive Conference Room and entered Executive Session at 8:08 p.m.

The Council exited Executive Session and reentered the Council Chambers at 10:22 p.m.

ADJOURNMENT:

There being no further business to come before the Council, motion was offered by Councilman West and Seconded by Councilman Stone to adjourn this meeting. Motion carried with eight members of the Council voting in favor. The meeting adjourned at 10:23 p.m.



Lowe Cannell
Mayor



Kathie Ratliff
City Clerk