



**CITY OF FULTON, MISSOURI**

STEVE MEYERS  
Mayor

18 EAST 4<sup>TH</sup> STREET,  
P.O. BOX 130, FULTON, MISSOURI 65251-0130  
Telephone: (573) 592-3111 Fax: (573) 592-3119

April 19, 2023

TO: Public Utility Board Members

RE: April Meeting

..... NOTICE..... NOTICE..... NOTICE..... NOTICE..... NOTICE.....

The Public Utility Board meeting has been scheduled for **MONDAY, APRIL 24, 2023 AT 1:00PM** in the **EXECUTIVE CONFERENCE ROOM**.

Thank you.

Trisha L. Reno

Utility Administrative Assistant/ OM Coordinator

**The City of Fulton is committed to open and responsive government. If you are disabled or believe barriers exist to prevent your full participation in the meeting described above, please contact the Utility Administrative Assistant at 573-592-3170 to address your needs. We will provide hearing interpreters, access through barriers, special sound amplifications, or otherwise address your needs to the best of our ability. Please contact the Utility Administrative Assistant (if possible, 48hr prior to the meeting) to advise of your requirements.**

**CITY OF FULTON  
PUBLIC UTILITY BOARD**

**Executive Conference Room, City Hall (upper level)  
18 E. 4<sup>th</sup> Street**

**Monday, April 24, 2023 at 1:00 p.m.**

**AGENDA:**

1. Call to Order.
2. Roll Call.
3. Comments from Visitors.
4. Presentation and Approval of the January 23, 2023 Board meeting minutes and March 10, 2023 special Board meeting minutes (attached).
5. Presentation and Acceptance of the Financial Report for January/February/March 2023.
6. Subjects of Discussion:
  - a. Lineman Appreciation Legislative Day Update
  - b. Gas Update
  - c. Power Update
  - d. Water Update
7. Any Other Business to come before the Board.
8. Executive Session (If needed).
9. Adjournment.

**PUBLIC UTILITY BOARD MINUTES**  
**January 23, 2023**

The Public Utility Board met in regular session on Monday, January 23, 2023, at 1:02 p.m. in the Executive Conference Room located on the Upper Level of City Hall. Roll call was taken, and members of the Board present were: John Bell, Whit McCoskrie, Richard Vaughn, and Charles Williams. Also present were: Darrell Dunlap, Superintendent of Utilities; Candy Johnson, Interim Chief Financial Officer; Lauren EH Nelson, Council Liaison; and Trisha Reno, Utility Administrative Assistant/OM Coordinator. Absent were Lowe Cannell, Mayor; and Renee Tyler, Director of Administration.

**APPROVAL OF MINUTES:**

The minutes of the December 12, 2022 Board meeting were presented for approval.

Motion was offered by Whit McCoskrie and seconded by Charles Williams to approve the minutes of December 12, 2022, as presented. Motion carried with four members of the Board voting in favor.

**SUBJECTS OF DISCUSSION:**

a. Panhandle Lawsuit

Superintendent of Utilities Darrell Dunlap updated the Board on the Panhandle lawsuit win in December. Mr. Dunlap noted that an appeal had been filed on December 16<sup>th</sup> stating that its basis was due to fees on rates and that the rate of return was incorrect. Darrell stated that further updates will be provided as they become available.

b. Purchase of Gas

Darrell Dunlap discussed with the Board the cost of heating fuel during extreme weather would be approximately \$500,000 and that there is currently no grant funding available for such. Superintendent Dunlap noted that the plan of buying short term gas did work. Darrell has informed IMGGA that as of January 23, 2023 the City would be locking in on the first of the month instead of daily.

John Bell reminded the Board of Candy Johnson, Interim Chief Financial Officer's presence to present the financial report for December 2022. The Utility Financial Report for December 2022 was presented to the Board for review and discussion. Candy noted that the figures were not final numbers and were subject to change due to finalizing outstanding entries.

Interim Chief Financial Officer stated that Gas was down \$246,000, Water was down \$2,000, Sewer was up \$75,000, Electric was down \$149,000, and Solid Waste is up \$12,000. She also noted that the annual audit is scheduled for May 2023.

After some review and discussion, motion was offered by Charles Williams and seconded by Whit McCoskrie to accept the Financial Report for December 2022, as presented. Motion carried with four members of the Board voting in favor.

c. Appointment of Robert Algieri

Council Liaison Lauren EH Nelson discussed how she believed the Board should look into each candidate more thoroughly before accepting nominations. John Bell questioned what the City of Fulton Charter stated about the Board nomination process.

Renee Tyler, Director of Administration entered the room at 1:23pm.

Lauren EH Nelson asked that the nomination of Algieri to the Utility Board be discussed during a City Council work session. She also suggested that a method to review Board applicants be created so that all Boards can utilize the process.

John Bell questioned if the method to review a candidate could be located in the City of Fulton Charter. Renee Tyler, Director of Administration retrieved a City of Fulton Charter book and noted Article VI, Section 6.1 located on page 9, number (i) was the only section pertaining to the UBoard:

*A Board of Public Utilities. Such Board shall have the authority as provided in RSMo 91.540, with regard to rate setting, and said Board shall sit in advisement with the Mayor and Director of Administration in selection of a Superintendent of the Utility Department. The Board shall act to set all technical policy and review all technical operational activity not inconsistent with this charter or the ordinances of the City. It shall also have such other duties and responsibilities as assigned from time to time by the City Council, Mayor, or Director of Administration.*

A motion was offered by Charles Williams and seconded by Whit McCoskrie to recommend the City Council add the following verbiage to the City of Fulton Charter: "Before the Mayor confirms an appointment of an applicant to a Board/ Commission that Board/ Commission may reserve the right to interview or question the applicant as needed". Motion passed with four members of the Board voting in favor.

d. Christopher 2 Sewer

Darrell Dunlap, Superintendent of Utilities updated the board on the pending sewer issue with the Christopher 2 Subdivision, which is outside the City limits of Fulton. He noted that there is a grant through DNR that the City is applying for to cover the costs of a study that would determine what would be in the best interests of the City. He then stated that the 2<sup>nd</sup> grant application would cover construction cost. Darrell also noted estimated costs the City would incur without the grant would be \$200,000 for pump station/ force main and 2,000 ft of pipe to connect to the City.

A motion was offered by Whit McCoskrie and seconded by Richard Vaughn to move forward with the feasibility study grant application for the sewer of Christopher 2 subdivision. Motion passed with four members of the Board voting in favor.

**EXECUTIVE SESSION:**

There was no need for an executive session at this Board meeting.

**ADJOURNMENT:**

There being no further business to come before the Public Utility Board, motion was offered by John Bell and seconded by Charles Williams to adjourn the meeting. Motion carried with four members of the Board voting in favor. The meeting adjourned at 2:10 p.m.

Respectfully submitted,



Trisha Reno,  
Utility Administrative Assistant/ OM Coordinator

**PUBLIC UTILITY BOARD MINUTES**  
**March 10, 2023**

The Public Utility Board met in special session on Friday, March 10, 2023, at 1:10 p.m. in the Executive Conference Room located on the Upper Level of City Hall. Roll call was taken, and members of the Board present were: John Bell, Whit McCoskrie, Richard Vaughn, and Charles Williams. Also present were: Renee Tyler, Director of Administration; Darrell Dunlap, Superintendent of Utilities; Lauren EH Nelson, Council Liaison; and Trisha Reno, Utility Administrative Assistant/OM Coordinator. Absent were Candy Johnson; Interim Chief Financial Officer and Lowe Cannell, Mayor.

**SUBJECTS OF DISCUSSION:**

- a. Water Tower Rehab (bid)

Superintendent of Utilities Darrell Dunlap informed the Board that well 5 which was constructed in 1932 needs repairs. The 1-million-gallon ground storage tank and 500,000 elevated pedestal tank have been out of service for one year. Three bids were received with Viking Painting coming in with the lowest at \$1,159,450.00. He noted there is \$700,000 budget in 2023 for this project. Darrell would like to use the sales tax money collected from water and sewer for this repair project and use the budgeted amount for following three projects: Well 3 ground storage tank repairs, electrical RAS basement at the Wastewater Plant, and Bear Creek Holler water line work.

Renee Tyler, Director of Administration entered the room at 1:20pm

A motion was offered by Whit McCoskrie and seconded by Charles Williams to recommend the City Council accept the Viking Painting bid to repair well 5 ground storage tank for \$533,800.00, pedestal tank for \$620,900.00 and 4 alternates including Fulton logo for a total bid of \$1,159,450.00. Motion passed with four members of the Board voting in favor.

Darrell Dunlap brought up for discussion sewer rate increases.

Courtney Doyle, Assistant Director of Administration entered the room at 1:30pm.

A motion was offered by Whit McCoskrie and seconded by Charles Williams to recommend the City Council move forward with by ordinance 1382-15 establishing sewer rates, placing the rate for January 2018 be placed into effect, raising the minimum charge to \$14.35 and user charge per 100 cubic feet to \$04.5779. Motion passed with four members of the Board voting in favor.

Renee Tyler discussed highlights from the APPA Legislative Rally held in Washington DC earlier this month and urged members of the Board as well as Council Members to attend future meetings. She stated the importance of the trip and valued the information received.

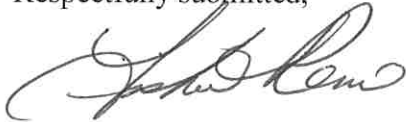
**EXECUTIVE SESSION:**

There was no need for an executive session at this Board meeting.

**ADJOURNMENT:**

There being no further business to come before the Public Utility Board, motion was offered by Charles Williams and seconded by Richard Vaughn to adjourn the meeting. Motion carried with four members of the Board voting in favor. The meeting adjourned at 1:52 p.m.

Respectfully submitted,



Trisha Reno,  
Utility Administrative Assistant/ OM Coordinator

AN ORDINANCE REPEALING ORDINANCE 1379-14, ESTABLISHING SEWER RATES OF THE CITY OF FULTON IN ITS ENTIRETY AND ENACTING A NEW ORDINANCE ESTABLISHING SEWER RATES OF THE CITY OF FULTON IN LIEU THEREOF, AND ESTABLISHING AN EFFECTIVE DATE.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FULTON, MISSOURI AS FOLLOWS:

That Ordinance 1379-14, establishing sewer rates of the City of Fulton is hereby repealed and a New Ordinance Establishing Sewer Rates of the City of Fulton, in lieu thereof is enacted as follows:

ARTICLE IV.

DEFINITIONS:

RESIDENTIAL user shall mean a contributor to the city's treatment works whose lot, parcel, real estate, or building is used for domestic dwelling purposes and has individual meters.

COMMERCIAL user shall mean all rooming houses, boarding houses, retail stores, restaurants, office buildings, laundries, and other private businesses of a non-residential nature, including multi-unit buildings served by a master meter.

SECTION ONE: For residential contributors, monthly user charges will be based on current monthly water usage, however, no residential contributors will be billed in excess of 1600 cubic feet of water usage for the purpose of computing a sewer use charge from April 15th through October 15<sup>th</sup> (billing due May 1<sup>st</sup> through billing due November 1<sup>st</sup>). The residential flow cap is an allowance for water use which is not returned to the wastewater collection system, such as swimming pools and lawn and garden irrigation.

For industrial and commercial contributors, user charges shall be based on water used during the current month. If a commercial or industrial contributor has a consumptive use of water, or in some other manner uses water which is not returned to the wastewater collection system, the user charge for that contributor may be based on a wastewater meter or separate water meter installed and maintained at the contributor's expense, and in a manner acceptable to the City.

SECTION TWO: Each contributor shall pay a monthly minimum charge. In addition, each contributor shall pay a user charge rate per 100 cubic feet, or any 10 cubic feet thereof, of water as determined in the preceding section for system operation and maintenance including replacement.


The following rates and charges shall apply:

<u>Effective date</u>	<u>Minimum Charge</u>	<u>User Charge Per 100 Cubic feet</u>
January 2015	\$11.55	\$03.6850
January 2016	\$12.42	\$03.9614
January 2017	\$13.35	\$04.2585
January 2018	\$14.35	\$04.5779

SECTION THREE: That all ordinances or parts of ordinances therefore enacted which are in conflict herewith are hereby repealed.

SECTION FOUR: This ordinance shall be in full force and effect after its passage by the Council and approval by the Mayor.

READ THREE TIMES AND PASSED THIS 10<sup>th</sup> DAY OF March, 2015.

  
LeRoy D. Henton  
President of the Council