

**BOARD OF ALDERMEN
REGULAR MEETING
127 OSAGE EXECUTIVE CIRCLE
CITY OF BYRNES MILL, MISSOURI
FEBRUARY 5, 2014 7:00 P.M.**

The meeting was called to order at 7:00 p.m. A Roll call of Board members showed the following present: Sharon Ippolito, Jim McBroom, Sam Pierceall, Mary Scheble, Bob Prado and Jerry Klipsch. Mayor Gibson excused. A quorum is present. Mayor Pro Tem Jim McBroom presiding.

Approval of Agenda

Mary Scheble motioned, seconded by Sam Pierceall to approve the **Agenda** as amended. A voice vote showed unanimous approval.

Approval of Minutes:

Sharon Ippolito motioned to **accept the Minutes** of January 15, 2014 as written, seconded by Mary Scheble. A roll call vote showed the following:

Sharon Ippolito	aye	Jim McBroom	aye
Sam Pierceall	aye	Jerry Klipsch	abstain
Mary Scheble	aye	Bob Prado	aye

City Warrants were reviewed. Mary Scheble motioned, to approve the **City Warrants**, dated February 4, 2014, as submitted for \$23,397.65 seconded by Jerry Klipsch. A roll call showed unanimous approval.

Sharon Ippolito	aye	Jim McBroom	aye
Sam Pierceall	aye	Jerry Klipsch	aye
Mary Scheble	aye	Bob Prado	aye

Sewer Warrants were reviewed. Mary Scheble motioned, seconded by Jerry Klipsch to approve the **Sewer Warrants** dated February 4, 2014, in the amount of \$2,735.01 as submitted. A roll call showed unanimous approval.

Sharon Ippolito	aye	Jim McBroom	aye
Sam Pierceall	aye	Jerry Klipsch	aye
Mary Scheble	aye	Bob Prado	aye

Financial and Payroll Reports were reviewed.

Public Forum portion of the meeting was opened. There were no comments. The Public portion of the meeting was closed.

Legislation – Unfinished Business

BILL NO 824.14—Administrator Perney and Attorney Sweeney clarified the Missouri State Statute for State Highway's. Sharon Ippolito motioned, seconded by Bob Prado to vote on **BILL NO. 824.14**.

A roll call vote showed the following:

Sharon Ippolito	nay	Jim McBroom	nay
Sam Pierceall	nay	Jerry Klipsch	nay
Mary Scheble	nay	Bob Prado	nay

BILL NO. 824.14 was posted and available to the public 24 hours prior to meeting.

Mary Scheble requested the record to reflect the following: It was the consensus of the Board of Aldermen to remain with the standard of the State of Missouri with this issue.

Legislation

- 1. Bill NO. 825-14** Mary Scheble motioned to read **Bill NO. 825-14**, seconded by Jerry Klipsch. Mary Scheble read **Bill NO. 825-14** and after discussion, motioned to table **Bill NO. 825-14** until the next meeting to allow Attorney Sweeney to review and rewrite **Bill NO. 825-14**. A roll call vote showed all in favor.

Sharon Ippolito	aye	Jim McBroom	aye
Sam Pierceall	aye	Jerry Klipsch	aye
Mary Scheble	aye	Bob Prado	aye

Bill NO. 825-14 was posted and available to the public 24 hours prior to meeting.

- 2. Resolution NO. 269.14** Mary Scheble requested Agreement for Lake Montowese Silt Removal Project be amended as follows:

Page 3 – NO. 2. b. pay to the City, within six (6) months after notification by the City, an amount sufficient to reimburse the City for the expense of restoring the streets, sidewalks and/or curbs to their original condition. This repayment may be in installments. Failure to reimburse within this stated time will result in interest on balances at statutory rate.

Mary Scheble motioned to read as amended in Lake Montowese Silt Removal Project Agreement, **Resolution NO. 269-14**, seconded by Jerry Klipsch. Mary Scheble read **Resolution NO. 269-14** and motioned to approve **Resolution NO. 269-14** as amended - A Resolution Authorizing the City Administrator of the City of Byrnes Mill, Missouri, to enter into and execute an agreement with Lake Montowese Association for Silt Removal Project. A roll call vote showed the following:

Sharon Ippolito	aye	Jim McBroom	aye
Sam Pierceall	aye	Jerry Klipsch	aye
Mary Scheble	aye	Bob Prado	abstain

Resolution NO. 269-14 was posted and available to the public 24 hours prior to meeting.

- 3. Resolution NO. 270-14**

Mary Scheble motioned, seconded by Jerry Klipsch to read **Resolution 270-14**. Mary Scheble read **Resolution 270-14**. After discussion Mary Scheble motioned, seconded by Jerry Klipsch to approve **Resolution NO. 270-14** - A Resolution establishing and providing for the annual municipal election of the City of Byrnes Mill, Jefferson County, Missouri, for 2014. A roll call vote showed all in favor.

Sharon Ippolito	aye	Jim McBroom	aye
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Sam Pierceall	aye	Jerry Klipsch	aye
Mary Scheble	aye	Bob Prado	aye

Resolution NO. 270-14 was posted and available to the public 24 hours prior to meeting.

4. Resolution NO. 271-14

Mary Scheble motioned, seconded by Jerry Klipsch to read **Resolution 271-14**. Mary Scheble read **Resolution 271-14**. After discussion Mary Scheble motioned, seconded by Sharon Ippolito to approve **Resolution NO. 271-14** - A Resolution authorizing the Mayor to execute a Hold Harmless Agreement regarding a certain log cabin. A roll call vote showed all in favor.

Sharon Ippolito	aye	Jim McBroom	aye
Sam Pierceall	aye	Jerry Klipsch	aye
Mary Scheble	aye	Bob Prado	aye

Resolution NO. 271-14 was posted and available to the public 24 hours prior to meeting.

5. Resolution NO. 272-14

Mary Scheble motioned to read **Resolution 272-14**, seconded by Jerry Klipsch. Mary Scheble read **Resolution 272-14**. After discussion Mary Scheble motioned, seconded by Sharon Ippolito to approve **Resolution NO. 272-14** - A Resolution authorizing the City Administrator to execute a Performance Bond for construction of the New Municipal Complex with Layneco Construction Services, LLC. A roll call vote showed all in favor.

Sharon Ippolito	aye	Jim McBroom	aye
Sam Pierceall	aye	Jerry Klipsch	aye
Mary Scheble	aye	Bob Prado	aye

Resolution NO. 272-14 was posted and available to the public 24 hours prior to meeting.

6. Resolution NO. 273-14

Mary Scheble motioned to read **Resolution 273-14**, seconded by Jerry Klipsch. Mary Scheble read **Resolution 272-14** and motioned, seconded by Jerry Klipsch to approve **Resolution NO. 273-14** - A Resolution authorizing the City Administrator to execute a Payment Bond for construction of the New Municipal Complex with Layneco Construction Services, LLC. A roll call vote showed all in favor.

Sharon Ippolito	aye	Jim McBroom	aye
Sam Pierceall	aye	Jerry Klipsch	aye
Mary Scheble	aye	Bob Prado	aye

Resolution NO. 272-14 was posted and available to the public 24 hours prior to meeting.

7. Resolution NO. 274-14

Mary Scheble motioned to read **Resolution 274-14**, seconded by Jerry Klipsch. Mary Scheble read **Resolution 274-14** and motioned, seconded by Jerry Klipsch to approve **Resolution NO. 274-14** - A Resolution authorizing the City Administrator to execute a Dual Obligee Rider on Performance Bond and Payment Bond adding Clayton Holdings, LLC for

Construction of the New Municipal Complex with Layneco Construction Services, LLC. A roll call vote showed all in favor.

Sharon Ippolito	aye	Jim McBroom	aye
Sam Pierceall	aye	Jerry Klipsch	aye
Mary Scheble	aye	Bob Prado	aye

Resolution NO. 242-14 was posted and available to the public 24 hours prior to meeting.

City Administrator's Report

Administrator Perney reported the following:

- Groundbreaking Ceremony for the New Municipal Complex article was on front page of Leader
- Thanked Tracy Bruce of Leader for attending events and writing stories on our City.
- The City received a Recycle grant for \$20,000.00.
- Results from EPA Lead Testing was distributed and discussed.
- Jim McBroom, Cynthia Davies and Sharon Ippolito were certified for Aldermen Candidates in the April 8, 2014 Election.
- High Ridge Firefighters Station 1 sent a letter thanking the Police Department for participating in the Halloween Fun Night in October.
- The Adjustment to City Budget will be in resolution form next meeting.

Police Report

Chief Mike Smith reported the following:

- A Crime Prevention class will be held at Spring Hills Presbyterian Church on Tuesday, February 18, 2014.
- Commended Public Works Department for the great job taking care of roads during snow.

Public Works

- Director Whitby was excused from the meeting as he has been working overtime plowing snow.

Commission Reports

Planning and Zoning made the recommendation to approve the wall and monument sign permit request for **Spring Hills Presbyterian Church**.

Old Business

- A. The City has begun the **New Municipal Complex**.
- B. **Building Code Amendments:** A workshop will be scheduled to review the Building and Zoning Codes.
- C. **Amnesty Day** information will be completed by next meeting.

New Business

- A. **Statutory additions** to codification were reviewed.
It was the consensus of the Board to not modify our ordinance on State Statute **340.110**.

