

CITY OF WILLARD
BOARD OF ALDERMAN
REGULAR MEETING
March 12, 2012

Board present: Alderman Trapp-present, Alderman Roggensees-present, Alderman Hemphill-present, Mayor Keltner-present, Alderman Vincent-present and Alderman Simmons-present. Alderman Magee- not present.

Staff present: City Clerk, Dale Duvall; CFO, Karen Robson; City Administrator; Nicholas Heatherly; Parks Director, Kevin McDonald and Willard Reserve Officer, Bill Lingenfielser.

City Attorney Ken Reynolds was also present.

Citizens in attendance: Lucille Murray, Carl Montgomery, Mindy Latham, Robert Latham, Sam Baird, Doug Johnson and Kevin Spaulding from the Greene County Sheriff's office.

Mayor Tom Keltner led the Pledge of Allegiance.

Call to Order

Mayor Tom Keltner called the meeting to order at 7:00 pm.

Attorney Ken Reynolds opened the **PUBLIC HEARING TO CONSIDER AND RECOMMEND TO THE BOARD OF ALDERMEN, CHANGES TO THE CITY OF WILLARD MUNICIPAL CODE BOOK, TITLE IV. LAND USE, CHAPTER 400: LAND DEVELOPMENT REGULATIONS.**

There was no citizen input and so the public hearing was closed.

Roll Call

The City Clerk called the roll call. Alderman Trapp-present, Alderman Roggensees-present, Alderman Hemphill-present, Mayor Keltner-present, Alderman Magee---, Alderman Vincent-present and Alderman Simmons-present.

Agenda Amendments/Approval of Agenda

Motion made by Alderman Simmons and seconded by Alderman Hemphill to approve the agenda. Alderman Vincent-Aye, Alderman Magee--, Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye and Alderman Hemphill-Aye. All votes aye. Motion carried.

Approve the Minutes of the Regular Meeting on February 13, 2012

Alderman Hemphill asked that a change be made to read "non-residents" replacing "non-citizens", regarding the Tree Board membership. **Motion** made by Alderman Simmons and seconded by Alderman Roggensees. Alderman Vincent-Aye, Alderman Magee--, Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye and Alderman Hemphill-Aye. All votes aye. Motion carried.

Ceremonial Matters

None

Citizen Input

None

Presentation of public safety initiative ballot issue by the Greene County Sheriff's office

Major Kevin Spaulding of the Greene County Sheriff's office Ryan presented information explaining why Greene County is asking for the public safety initiative tax to pass in April.

Financial Report

February Outstanding Invoices- Motion made by Alderman Simmons and seconded by Alderman Vincent to approve the invoices. Alderman Vincent-Aye, Alderman Magee-----, Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye and Alderman Hemphill-Aye. All votes aye. Motion carried.

February Utility Adjustment Report- Motion made by Alderman Vincent and seconded by Alderman Trapp to approve the adjustment report. Alderman Vincent-Aye, Alderman Magee---, Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye and Alderman Hemphill-Aye. All votes aye. Motion carried.

Report from the City Administrator The City Administrator spoke to the Board about various projects that City staff is currently working on. Alderman Roggensees asked about and the topic was discussed regarding the sign for the entrance at Fox Creek Subdivision that the homeowners want to install. There will be a license agreement drawn up for the homeowners association to sign so that the sign may be put into the City right of way. **Motion** made by Alderman Simmons and seconded by Alderman Vincent to approve staff to bring proposals for changes regarding signs and the right of way's. Alderman Vincent-Aye, Alderman Magee---, Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye and Alderman Hemphill-Aye. All votes aye. Motion carried.

Land O' Frost/City of Willard Ordinance (2nd Reading)

AUTHORIZING the Mayor on behalf of the City of Willard, to execute an agreement between the City of Willard and Land O' Frost, Inc. to accept Land O' Frost as the exclusive jersey sponsor for the Willard Parks and Recreation 2012 sports programs

Second read was conducted by the City Clerk.

Citizens Input –None

Discussion/Vote- None

Motion made by Alderman Roggensees and seconded by Alderman Vincent to approve the second read. Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye, Alderman Hemphill-Aye, Alderman Vincent-Aye and Alderman Magee----. All votes aye. Motion carried.

Commerce Bank/Willard Sports Complex Ordinance (2nd Reading)

AUTHORIZING the City of Willard to renew the Lease Agreement between Commerce Bank, as trustee, and the City of Willard, Missouri, originally dated April 1, 2001 and renewed thereafter, annually, and as now renewed for one (1) year period as specified in Section otherwise known as the Recreation Center.

Second read was conducted by the City Clerk.

Citizens Input –None

Discussion/Vote- None/**Motion** made by Alderman Simmons and seconded by Alderman Hemphill to approve the second read. Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye, Alderman Hemphill-Aye, Alderman Vincent-Aye and Alderman Magee---. All votes aye. Motion carried.

Ordinance to transfer surplus equipment to Willard R-II school district from the City of Willard (2nd Reading)

AUTHORIZING the disposal of a 2004 Dodge Intrepid, VIN 2B3HD46V74H70Z210, from the inventory of vehicles owned by the City of Willard (hereinafter referred to as “City”, and selling said vehicle to the Willard R-II School District, hereinafter referred to as “District”.

Second read was conducted by the City Clerk.

Citizens Input –None

Discussion/Vote-None/**Motion** was made by Alderman Vincent and seconded by Alderman Roggensees to approve the second read. Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye, Alderman Hemphill-Aye, Alderman Vincent-Aye and Alderman Magee----. All votes aye. Motion carried.

HDR Engineering and the City of Willard Ordinance (1st and 2nd Reading)

AUTHORIZING the Mayor, on behalf of the City of Willard, to execute an agreement between the City of Willard and HDR Engineering, Inc. to provide technical and professional services, and declaring an emergency.

First read was conducted by the City Clerk.

Citizens Input-None

Discussion/Vote- The City Administrator explained that HDR Engineering would be providing services to the City in regard to the lift stations in order to evaluate options to prevent future sanitary sewer overflows at Lift Station “D” and the Regional Lift Station. **Motion** was made by Alderman Roggensees and seconded by Alderman Simmons to approve the first read. Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye, Alderman Hemphill-Aye, Alderman Vincent-Nay and Alderman Magee----. Four votes aye. One vote nay. Motion carried.

Second read was conducted by the City Clerk.

Citizens Input-None

Discussion/Vote-None/**Motion** was made by Alderman Simmons and seconded by Alderman Hemphill to approve the second read. Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye, Alderman Hemphill-Aye, Alderman Vincent-Nay and Alderman Magee----. Four votes aye. One vote nay. Motion carried.

Ordinance Amending the City of Willard Employee Manual Ordinance (1st Reading)
ADOPTING amendments to the City of Willard Employee Manual.

First read was conducted by the City Clerk.

Citizens Input-None.

Discussion/Vote-The City Administrator informed the Board that these changes were to the uniform allowance payout procedure and unpaid leave/ **Motion** made by Alderman Simmons and seconded by Alderman Vincent to accept first reading. Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye, Alderman Hemphill-Aye, Alderman Vincent-Aye and Alderman Magee----. All votes aye. Motion carried.

Ordinance declaring the 2012 February Election results (1st Reading)

DECLARING the results of a Special Election held on the 7th day of February 2012, in the City of Willard, Missouri

First read was conducted by the City Clerk.

Citizens Input-None.

Discussion/Vote-None/ **Motion** made by Alderman Hemphill and seconded by Alderman Vincent to accept first reading. Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye, Alderman Hemphill-Aye, Alderman Vincent-Aye and Alderman Magee----. All votes aye. Motion carried.

Ordinance Amending Section 400.170 (Guarantees for Lift Stations and Force Mains) (1st Reading)

AN ORDINANCE approving municipal code amendments to Title IV, Land Use Regulations, Article XVI, Guarantees for Public Improvements, Section 400.1470, Guarantees for Lift Stations and Force Mains, by adding a new paragraph H, of the Municipal Code of the City of Willard.

First read was conducted by the City Clerk.

Citizens Input-None.

Discussion/Vote-The City Administrator informed the Board that these changes were to the uniform allowance payout procedure and unpaid leave./**Motion** made by Alderman Vincent and seconded by Alderman Simmons to accept first reading. Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye, Alderman Hemphill-Aye, Alderman Vincent-Aye and Alderman Magee----. All votes aye. Motion carried.

Ordinance amending Section 400.720 (Landscaping) (1st Reading)

AN ORDINANCE approving municipal code amendments to Title IV, Land Use Regulations, Article VIII, Landscaping, Screening and Buffering Requirements, Section 400.720, Landscape Planting Standards, of the Municipal Code of the City of Willard.

First read was conducted by the City Clerk.

Citizens Input-None.

Discussion/Vote-**Motion** made by Alderman Vincent and seconded by Alderman Roggensees to accept first reading. Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye, Alderman Hemphill-Aye, Alderman Vincent-Aye and Alderman Magee----. All votes aye. Motion carried.

Ordinance adding Section 400.705(Landscaping) (1st Reading)

AN ORDINANCE approving municipal code amendments to Title IV, Land Use Regulations, Article VIII, Landscaping, Screening and Buffering Requirements, by adding a new Section 400.705, Enforcement, to the Municipal Code of the City of Willard.

First read was conducted by the City Clerk.

Citizens Input-None.

Discussion/Vote-Motion made by Alderman Simmons and seconded by Alderman Hemphill to accept first reading. Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye, Alderman Hemphill-Aye, Alderman Vincent-Aye and Alderman Magee----. All votes aye. Motion carried.

Ordinance amending Section 400.120 (Definitions) (1st Reading)

AN ORDINANCE approving municipal code amendments to Title IV, Land Use Regulations, Article II, Definitions and Interpretations, Section 400.120, Definitions, by adding new definitions to the Municipal Code of the City of Willard.

First read was conducted by the City Clerk.

Citizens Input-None.

Discussion/Vote-Motion made by Alderman Simmons and seconded by Alderman Hemphill to accept the first reading. Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye, Alderman Hemphill-Aye, Alderman Vincent-Aye and Alderman Magee----. All votes aye. Motion carried.

Ordinance amending Section 400.780 (Commercial Vehicles) (1st Reading)

AN ORDINANCE approving municipal code amendments to Title IV, Land Use Regulations, Article IX, Parking and Loading Area Requirements, Section 400.780, Off-Street Parking General Requirements, by adding amending paragraph F. Commercial Vehicle Parking in Residence Districts, of the Municipal Code of the City of Willard.

First read was conducted by the City Clerk.

Citizens Input-None.

Discussion/Vote-Motion made by Alderman Simmons and seconded by Alderman Vincent to accept the first reading. Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye, Alderman Hemphill-Aye, Alderman Vincent-Aye and Alderman Magee----. All votes aye. Motion carried.

Ordinance amending Section 410.080 (General Regulations-Zoning) (1st Reading)

AN ORDINANCE approving municipal code amendments to Title IV, Land Use Regulations, Article I, General Provisions, Section 400.080, General Regulations - Zoning, by

adding amending paragraph H., Accessory Structures And Uses, of the Municipal Code of the City of Willard.

First read was conducted by the City Clerk.

Citizens Input-None.

Discussion/Vote-Motion made by Alderman Trapp and seconded by Alderman Simmons to accept the first reading. Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye, Alderman Hemphill-Aye, Alderman Vincent-Aye and Alderman Magee----. All votes aye. Motion carried.

Ordinance amending Section 400.1440 (Escrow) (1st Reading)

AN ORDINANCE approving municipal code amendments to Title IV, Land Use, Chapter 400, Land Development Regulations Article XVI, Guarantees for Public Improvements, Section 400.1440, of the municipal code of the City of Willard pertaining to escrow agreements and Land Use Regulations.

First read was conducted by the City Clerk.

Citizens Input-None.

Discussion/Vote-Motion made by Alderman Vincent and seconded by Alderman Roggensees to accept first reading. Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye, Alderman Hemphill-Aye, Alderman Vincent-Aye and Alderman Magee----. All votes aye. Motion carried.

Ordinance amending Section 365.080 (Traffic Code) (1st Reading)

AN ORDINANCE approving municipal code amendments to Title III, Traffic Code, Chapter 300, General Provisions, Section 300.010, Definitions, by amending the definition of Commercial Vehicle, and Chapter 365, Stopping, Standing or Parking restricted or Prohibited on Certain Streets, and Section 365.080 Operation of Commercial Vehicles and Trucks Prohibited on Certain Streets, of the Municipal Code of the City of Willard.

First read was conducted by the City Clerk.

Citizens Input-None.

Discussion/Vote-Motion made by Alderman Simmons and seconded by Alderman Roggensees to accept first reading. Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye, Alderman Hemphill-Aye, Alderman Vincent-Aye and Alderman Magee----. All votes aye. Motion carried.

Ordinance repealing Section 400.1420(Park in Lieu of fee) (1st Reading)

AN ORDINANCE approving municipal code amendments to Title IV, Land Use Regulations, Article XV, Required Public Improvements, Section 400.1420, Park/Recreational Development, Dedication or Fee in Lieu Of, by repealing Section 400.1420 in its entirety and reserving the Section for future amendments, additions and modifications, of the Municipal Code of the City of Willard.

First read was conducted by the City Clerk.

Citizens Input-None.

Discussion/Vote-Motion made by Alderman Hemphill and seconded by Alderman Trapp to accept the first reading. Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye, Alderman Hemphill-Aye, Alderman Vincent-Aye and Alderman Magee----. All votes aye. Motion carried.

Old Business- Alderman Hemphill asked to discuss the verbiage of the ordinance that deals with the number of dogs and cats allowed in an R-1 zoning district. Motion by Alderman Hemphill with a second by Alderman Simmons to present the Board with a new ordinance at the next meeting. Alderman also asked to discuss the tree board membership ordinance and the sign ordinance at the next Board meeting. The Mayor asked for the enforcement of the recently passed fowl ordinance to be discussed at the next Board meeting. After discussion it was decided to hold the public meetings on projects for the Capital Improvement tax money, prior to the May, June and July Board meetings.

Adjourn - Motion made by Alderman Vincent and seconded by Alderman Simmons to adjourn the open session. Alderman Simmons-Aye, Alderman Trapp-Aye, Alderman Roggensees-Aye, Alderman Hemphill-Aye, Alderman Vincent-Aye and Alderman Magee--Aye. All votes aye. Motion carried.

Meeting adjourned at 8:50 p.m.

Dale Duvall, City Clerk

Tom Keltner, Mayor of Willard