

**CITY OF WILLARD
BOARD OF ALDERMEN
REGULAR MEETING
October 12, 2010
7:00 pm**

Board present: Aldermen Richard Simpson, Aldermen David Hemphill, Mayor Jamie Schoolcraft, Aldermen Pat Lloyd, Aldermen Tim Magee and Aldermen Bryan Vincent. Aldermen Doug Johnson was not present.

Staff present: CFO, Karen Robson; City Clerk, Dale Duvall; Emergency Management Director, Stacy Winters; Parks and Recreation Director, Kevin McDonald; Public Works Director, Justin Reaves; Chief of Police, Tom McClain; Willard Reserve Officer, Bill Lingenfielser; and City Attorney, Paul Link.

Also in attendance: Kurt Hamilton and Mrs. Hamilton, David Gardner, Valorie Simpson, Nancy Simpson, Bill Rekus, Don Johnson, Lucille Murray and Paul Hood.

Kate Gould with the Cross Country Times was also present.

Mayor Schoolcraft led the Pledge of Allegiance.

Call to Order

Mayor Schoolcraft called the meeting to order.
Attorney Paul Link conducted the following two public hearings:

Public Hearing to consider the request for annexation for the Willard School District for the land for the transition house.

There was no citizen input.
There was no Board input.
The public Hearing was closed.

Public Hearing to consider the proposed annual budget for year 2011.

There was no citizen input.
There was no Board input.
The public Hearing was closed.

Roll Call

City Clerk, Dale Duvall called the roll call. Aldermen Simpson-present, Aldermen Hemphill-present, Aldermen Lloyd-present, Mayor Schoolcraft-present, Aldermen Johnson-----, Aldermen Magee-present, Aldermen Vincent-present.

Kurt Hamilton, an Eagle Scout candidate who had done some landscaping for the memorial told the Board that he thinks that the memorial is a great addition to the City and that he is proud to be involved.

Agenda Amendments/Approval of Agenda

Aldermen Lloyd asked for a line item to discuss changing the current ordinance # 100412A, item #16 dealing with closed session. Aldermen Lloyd would like to discuss when and by whom closed session is added to the agenda. Mayor Schoolcraft stated that the line item would be the new #14. **Motion** made by Aldermen Lloyd and seconded by Aldermen Hemphill to approve the agenda with the above amendment. Aldermen Simpson-Aye, Aldermen Hemphill-Aye, Aldermen Lloyd-Aye, Aldermen Johnson---, Aldermen Magee-Aye, Aldermen Vincent-Aye. All votes aye. Motion carried.

Approve the Minutes of the Regular Meeting on September 27, 2010

City Clerk, Dale Duvall explained to the Board that there was no audio from the meeting on September 13, 2010 or September 27, 2010. She stated that there was a problem with the audio disk. **Motion** made by Aldermen Vincent and seconded by Aldermen Lloyd to approve the minutes of the meeting on September 27, 2010 Aldermen Simpson-Nay, Aldermen Hemphill-Nay, Aldermen Lloyd-Aye, Aldermen Johnson---, Aldermen Magee-Nay, Aldermen Vincent-Aye. Two votes aye. Three votes nay. Motion does not carry.

Citizen Input-None

Financial Report-CFO Karen Robson

August Financials- **Motion** made by Aldermen Vincent and seconded by Aldermen Hemphill to approve the August financials. Aldermen Simpson-Aye, Aldermen Hemphill-Aye, Aldermen Lloyd-Aye, Aldermen Johnson---, Aldermen Magee-Aye, Aldermen Vincent-Aye. All votes aye. Motion carried.

September Invoices- **Motion** made by Aldermen Vincent and seconded by Aldermen Hemphill to pay the unpaid invoices. Aldermen Simpson-Aye, Aldermen Hemphill-Aye, Aldermen Lloyd-Aye, Aldermen Johnson---, Aldermen Magee-Aye, Aldermen Vincent-Aye. All votes aye. Motion carried.

September Utility Adjustment Report- **Motion** made by Aldermen Lloyd and seconded by Aldermen Magee to approve the adjustments. . Aldermen Simpson-Aye, Aldermen Hemphill-Aye, Aldermen Lloyd-Aye, Aldermen Johnson---, Aldermen Magee-Aye, Aldermen Vincent-Aye. All votes aye. Motion carried.

Police Department Report-Chief Tom McClain

Police Chief Tom McClain gave his monthly report to the Board.

Emergency Management Report-Stacy Winters

Stacy Winters gave his monthly report to the Board.

Public Works Report-Justin Reaves

Justin Reaves gave his monthly report.

Justin spoke to the Board about the request from Mr. Rekus that had been brought to the Board previously. Justin stated that Mr. Rekus was requesting that the City pay for a portion of his water/sewer connection fee. Mr. Rekus told the Board that the Meadows would have paid for it if they still owned the system. The Board made no motion to vote on the request and so the request was denied.

Development Report-Randy Brown

Randy Brown was not present and so no report was given.

Parks and Recreation Report-Kevin McDonald

Kevin McDonald gave his monthly report to the Board.

Building and Constuction Fee Changes Ordinance 2nd Reading

BILL NO. 10-25

ORDINANCE NO. 101012

AN ORDINANCE APPROVING THE BUILDING AND CONSTRUCTION FEES CHANGE AMENDMENT.

Citizen Input for Bill NO. 10-25

There was no citizen input.

Discussion/Approval for Bill NO 10-25

Aldermen Hemphill asked the City Attorney if the fee changes had been looked over to verify that the fees were acceptable. Paul Link stated that Doug Harpool had looked at them and that they look fine.

Second reading by title was conducted by City Clerk, Dale Duvall. **Motion** by Aldermen Vincent and seconded by Aldermen Lloyd to accept the second reading. Aldermen Simpson-Nay, Aldermen Hemphill-Aye, Aldermen Lloyd-Aye, Aldermen

Johnson---, Aldermen Magee-Aye, Aldermen Vincent-Aye. Four votes aye. One vote nay. Motion carried.

2011 Proposed Budget Ordinance 1st Reading

BILL NO. 10-26

ORDINANCE NO. 101025

AN ORDINANCE APPROVING THE 2011 PROPOSED BUDGET.

Citizen Input for Bill NO. 10-26

There was no citizen input.

Discussion/Approval for Bill NO 10-26

Aldermen Lloyd asked about the 5% raise that is on the proposed 2011 budget. Karen Robson explained that it would be a 3% cost of living increase and that 2% would be on a merit basis.

First reading by title was conducted by City Clerk, Dale Duvall. **Motion** by Aldermen Vincent and seconded by Aldermen Lloyd to accept the first reading. Aldermen Simpson-Aye, Aldermen Hemphill-Aye, Aldermen Lloyd-Aye, Aldermen Johnson--, Aldermen Magee-Aye, Aldermen Vincent-Aye. All votes aye. Motion carried.

Nuisance Violation Ordinance 1st Reading

BILL NO. 10-27

ORDINANCE NO. 101025A

AN ORDINANCE AMENDING THE NUISANCE VIOLATION ORDINANCE.

Citizen Input for Bill NO. 10-27

There was no citizen input.

Discussion/Approval for Bill NO 10-27

First reading by title was conducted by City Clerk, Dale Duvall. **Motion** by Aldermen Hemphill and seconded by Aldermen Magee to accept the first reading. Aldermen Simpson-Aye, Aldermen Hemphill-Aye, Aldermen Lloyd-Aye, Aldermen Johnson--, Aldermen Magee-Aye, Aldermen Vincent-Aye. All votes aye. Motion carried.

Order of Business

Aldermen Lloyd stated that he does not believe that closed session needs to be a item that is on every agenda. He believes that the Mayor should be the one that determines if closed session is to be included on the agenda on a case by case situation. Aldermen Lloyd stated that it is not his intent to make it difficult for

Aldermen to bring items to closed session. His intent is to make sure that all of the Aldermen have access to the information that will be discussed in closed session. Aldermen Hemphill asked for clarification and asked if Aldermen Lloyd was recommending that the Mayor be the one that determines if a closed session is needed and take it off of the agenda as a consistent line item. Aldermen Lloyd stated that yes that is what he was asking for. Aldermen Vincent stated that he does not have a problem having the three item listed on the agenda. He is also fine with the Aldermen getting approval prior to closed session being added. Paul Link stated that there is not a law regulating whether the line item is included on a regular basis. The City Attorney will bring back options to be discussed.

Old Business

Aldermen Hemphill made a motion to remove Aldermen Vincent from the position of Board President. **Motion** by Aldermen Hemphill and seconded by Aldermen Simpson. Aldermen Simpson-Aye, Aldermen Hemphill-Aye, Aldermen Lloyd-Nay, Aldermen Johnson--, Aldermen Magee-Aye, Aldermen Vincent-Aye. Four votes aye. One vote nay. Motion carried.

Aldermen Hemphill made a motion to nominate Aldermen Magee to the position of Board President. **Motion** by Aldermen Hemphill and seconded by Aldermen Simpson. Aldermen Simpson-Aye, Aldermen Hemphill-Aye, Aldermen Lloyd-Aye, Aldermen Johnson--, Aldermen Magee-Aye, Aldermen Vincent-Aye. All votes aye. Motion carried.

Adjourn

Motion made by Aldermen Lloyd and seconded by Aldermen Hemphill to adjourn the open session and go into executive session pursuant to Chapter 610.021, (1) Legal. Aldermen Simpson-Aye, Aldermen Hemphill-Aye, Aldermen Lloyd-Aye, Aldermen Johnson---, Aldermen Magee-Aye, Aldermen Vincent-Aye. All votes aye. Motion carried.

Adjourn the Executive Session

Motion made by Aldermen Lloyd and seconded by Aldermen Hemphill to adjourn the executive session and go into open session and adjourn. Aldermen Simpson-Aye, Aldermen Hemphill-Aye, Aldermen Lloyd-Aye, Aldermen Johnson---, Aldermen Magee-Aye, Aldermen Vincent-Aye. All votes aye. Motion carried.

Meeting adjourned.

Dale Duvall, City Clerk

Mayor Jamie Schoolcraft