

CITY OF WILLARD  
BOARD OF ALDERMEN

July 13, 2009  
7:00 P.M.

Board present: Mayor, Jamie Schoolcraft; Aldermen Richard Simpson; Aldermen Doug Johnson; Aldermen Pat Lloyd; Aldermen Paul Hood; Aldermen Louie Amodeo; Aldermen Bryan Vincent.

Staff in attendance: City Clerk, Dale Duvall; Deputy City Clerk, Kate Gould; CFO, Karen Robson; Director of Development, Randy Brown; Director of Public Works, Charlie Jones; Director of Parks and Recreation, Kevin Mc Donald; Chief of Police, Tom McClain; City Attorney, Doug Harpool; Officer Bill Lingenfiesler.

Guests: Dave Hemphill, Ronnie Creighton, Raymond Hopper, Krista Woods, Alice Counts, Mark Hultgren, and Doug Thomas.

Lin Schneider with the Cross Country Times newspaper.

Mayor Jamie Schoolcraft led the Pledge of Allegiance.  
Mayor Schoolcraft called the meeting to order.

**Roll Call**

City Clerk, Dale Duvall called roll call-Aldermen Richard Simpson-present; Aldermen Doug Johnson-present; Aldermen Pat Lloyd-present; Mayor Schoolcraft-present; Aldermen Paul Hood-present; Aldermen Louie Amodeo-present; Aldermen Bryan Vincent-present.

**Agenda Amendments/Approval of Agenda**

**Motion** made by Aldermen Hood with second by Aldermen Vincent to approve the agenda. Aldermen Simpson-I; Aldermen Johnson –I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-I. All voted aye. Motion carried.

**Minutes 06/22/09**

**Motion** made by Aldermen Vincent with second by Aldermen Johnson to approve the minutes of the regular meeting on June 22, 2009. Aldermen Simpson-I; Aldermen Johnson –I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-I. Motion carried.

**Minutes 06/18/09**

**Motion** made by Aldermen Hood with second by Aldermen Lloyd to approve the minutes of the special meeting on June 18, 2009. Aldermen Simpson-I; Aldermen Johnson-I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-abstained.  
Motion carried.

**Citizens Input**

There was no citizen input.

## **Financial Report**

Financial Statements: **Motion** made by Aldermen Simpson with second by Aldermen Amodeo to pay the outstanding bills. Aldermen Simpson-I; Aldermen Johnson-I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-I. All votes aye. Motion carried.

## **Interconnect/Chlorination Project-Substantial Completion:**

**Motion** made by Aldermen Johnson with second by Aldermen Vincent to approve the substantial completion agreement. Aldermen Simpson-I; Aldermen Johnson-I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-I. All votes aye. Motion carried. Mayor Schoolcraft stated that when the project is complete we can retain 10% for clean-up. Mayor Schoolcraft asked that the retainage amount be changed to 4% instead. This will cover all remaining costs for re-seeding and clean up if we had to do the work ourselves. **Motion** made by Aldermen Johnson with second by Aldermen Simpson to approve the change. Aldermen Simpson-I; Aldermen Johnson-I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-I. All votes aye. Motion carried.

Memorandum of Understanding Springfield –Greene County Health Dept: **Motion** made by Alderman Simpson with second by Aldermen Amodeo to approve the Memorandum. Aldermen Simpson-I; Aldermen Johnson-I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-I. All votes aye. Motion carried.

Sidewalk Project Pay Request: **Motion** made by Aldermen Vincent with second by Aldermen Hood to approve the payment request. Aldermen Simpson-I; Aldermen Johnson-I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-I. All votes aye. Motion carried.

## **Police Department Report**

Chief McClain gave the police report. He stated that the report showed a comparison of the offenses that occurred during the first 6 months of this month and the first 6 months of last year. The numbers were up slightly but he did not see this as much of a concern due to the low numbers. A bomb squad expert came in and did a training with various staff and officers. He also stated that there is a Church in Crisis seminar being held at Evergreen Church on 7/25/09. Aldermen Lloyd asked about the group presenting that and thanked the Chief for presenting the offenses comparison.

## **Emergency Management Report**

There was no report given. Stacy Winters had to work but a report was placed in the packets.

## **Development Report**

T-Mobile Tower: Randy Brown stated that the Park Board has approved the site for the tower at the recreation center. The FAA will probably go with 150 feet or less for the tower height and that T-Mobile is going to be alright with that. He also stated that T-Mobile has agreed to \$985.00 a month per Richard Pierron, consultant for Selective Site. According to Randy, the extra carriers could bring in an extra \$400-500 a month each with the ability to have 4 or 5 carriers. What T-Mobile has proposed is that they will build and retain ownership of the tower, and any future co locators would lease tower space from T-Mobile and ground space from the city. Aldermen

Lloyd asked where the monies would be allocated. The Mayor stated that all monies would go to the Parks Department. Karen Robsen stated that she would set it up so that all monies received by the city for the lease would go the Parks Department. Aldermen Lloyd stated that he had hesitations about the tower being at the recreation center but that since the park board had approved the proposal he will vote yes.

**Motion** made by Aldermen Johnson with a second by Aldermen Hood to accept the contract for not less than \$985.00 a month upon approval of the contract by the city attorney. Aldermen Simpson-I; Aldermen Johnson-I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-I. All votes aye. Motion carried.

Idle Reduction Policy: Randy asked that the Board pass this policy Last year we became partners with the Ozark Clean Air Alliance. The purpose is to reduce ozone and improve air quality. It is a voluntary policy and it has been adopted by Greene County and Christian County. Aldermen Lloyd asked if the other department heads had looked at the policy. Randy stated that they had not yet. Aldermen Lloyd also stated that he thought it was a wonderful program. The Mayor offered that it be approved pending implementation for a week so that the department heads can look at the policy. **Motion** made by Aldermen Lloyd with a second by Aldermen Vincent with the above conditions. Aldermen Simpson-I; Aldermen Johnson-I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-I. All votes aye. Motion carried.

Aldermen Simpson asked if the owners of the property that is being worked on at AB and 160 have requested a permit yet. Randy informed him that they have not done much actual work yet, just a lot of dirt moving. Randy stated that no permit has been requested yet.

### **Public Works Report**

Charlie Jones stated that there has been a lot of work being done on the manhole covers in the Meadows trying to uncover them from the pavement that is covering them. The small cell at the lagoons has been emptied out per DNR request. The waterline extension from Jackson Street to the St. Johns Clinic is finished. Everything in Willard that is South of 160 is now getting water from the Meadows. There has been a problem lately with street signs being stolen and Charlie is looking at placing them higher up like Springfield does.

#### **Ace Pipe Cleaning Meadows Re-Lining Project:**

Aldermen Vincent asked what exactly Ace would be doing. Charlie stated that Ace would inspect and run the camera up the lines, do the cleaning, find any deficiencies in the pipes or manholes, and make a video to show what needs to be done and then do the relining.

Aldermen Hood asked if Public Works could do that with the equipment that they have. Charlie stated that they could but they cannot see all the deficiencies and that if there was work that needed to be done that Ace would have to re-camera the lines before any work could be done.

Aldermen Simpson stated that although he did not like having to spend the funds he saw that it was necessary. He stated that the chances were that there would be work that needed to be done.

Lloyd asked about the ages of the pipes and Charlie stated that they were looking at only the oldest of the pipes. Charlie stated that the pipes are a minimum of 30 years old or so. The city would be piggybacking on Springfield and Carterville's contract. The Mayor also stated that some of the funds used would be from the Meadows purchase. Aldermen Amodeo stated that he saw this as the core of our responsibility and that this will help with securing the system as a whole for INI. **Motion** made by Aldermen Amodeo with a second by Aldermen Simpson with the above conditions. Aldermen Simpson-I; Aldermen Johnson-abstained; Aldermen Lloyd-I;

Aldermen Hood-Nay; Aldermen Amodeo-I; Aldermen Vincent-I. 4 votes aye. 2 vote nay.  
Motion carried.

### **Parks and Recreation Report**

Kevin stated that the 4<sup>th</sup> of July was the biggest crowd year. They are estimating between 2000-3000 people. Kevin thanked Pat Lloyd and Lucille Murray for all of the work that they did at the festival. He also thanked Lucille for her work on the parade. All of the park and aquatic programs are doing great with high numbers of attendance. The Jackson Street Park sign that was built by Dale Hamilton has been finished. New program guides will be out soon.

Cox Contract: Kevin stated that the Cox contract for the fitness center at the recreation center was altered to be a 3 year contract with a step up in payments each year. They are now a open 24 hours facility. **Motion** made by Aldermen Lloyd with a second by Aldermen Amodeo. Aldermen Simpson-I; Aldermen Johnson-I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-I. All votes aye. Motion carried.

### **Community Relations Report**

Kate stated that there was a proclamation the city did for Dennis Keene who retired from Empire Electric. Kate stated that she had placed the citizens' survey in the packets for the Aldermen, sent it to the Chamber of Commerce and forwarded to the staff. Kate told the Board that overall the survey was very positive and that she would like to do a survey every couple of years.

### **Internal Control Ordinance (1<sup>st</sup> reading)**

The Mayor stated that this is a basic checks and balance system. Some of the procedures were suggested by the auditor when they were in the office a couple of months ago. Most of the procedures have been in place for years. The changes are due to the growth of the city and the needed changes.

First read was conducted by city clerk, Dale Duvall.

**Motion** made by Aldermen Lloyd with second by Aldermen Hood to approve the first read. Aldermen Simpson-I; Aldermen Johnson-I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-I. All votes aye. Motion carried.

### **Ordinance-Nuisance Pertaining to Weeds, High Grass and Vegetation.**

#### **BILL NO.09-15**

#### **ORDINANCE NO. 090713**

AN ORDINANCE APPROVING A MUNICIPAL CODE AMENDMENT TO SECTION 215080, SECTION 215.090, SECTION 215.110, SECTION 215.120, OF THE MUNICIPAL CODE OF THE CITY OF WILLARD PERTAINING TO WEEDS, HIGH GRASS AND OTHER VEGETATION.

Doug Harpool and Mayor Schoolcraft stated that after much discussion and looking at other town's ordinances, the ordinance has been changed so that the process does not take as long to be able to be enforced. Doug Harpool stated that it can be a penalty or a crime and handled in municipal court and we can also handle it ourselves and attach it to the tax bill. The Director of Development or the city appointed designee will be in charge of assigning the violations.

Aldermen Johnson asked how the information regarding the new ordinance would get out to the public. The Mayor stated that it would be placed in the newsletter and on the website. There will also be a letter from the Mayor's desk to the editor of the Cross Country Times. Aldermen

Vincent asked about wildflowers. The Mayor stated that this is mostly to combat high grass, weeds, and such in residential neighborhoods, not necessarily rural roads where wildflowers would be growing.

First read was conducted by city clerk, Dale Duvall.

**Motion** made by Aldermen Johnson with second by Aldermen Simpson to approve the first read. Aldermen Simpson-I; Aldermen Johnson-I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-I. All votes aye. Motion carried.

Second read was conducted by city clerk, Dale Duvall.

**Motion** made by Aldermen Vincent with second by Aldermen Lloyd to approve the second read. Aldermen Simpson-I; Aldermen Johnson-I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-I. All votes aye. Motion carried.

**Ordinance adopting the Property Maintenance Code (1<sup>st</sup> reading)**

Randy Brown stated to the Board that this ordinance deals with the process and act of condemnation of structures that have been deemed unsafe and uninhabitable. Doug Harpool stated that this deals with property that has not been maintained and gives the city authority to preserve and assure safety.

First read was conducted by city clerk, Dale Duvall.

**Motion** made by Aldermen Simpson with second by Aldermen Vincent to approve the first read. Aldermen Simpson-I; Aldermen Johnson-I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-I. All votes aye. Motion carried.

**Department of Insurance Ordinance**

**BILL NO. 09-16**

**ORDINANCE NO. 090713A**

AN ORDINANCE RE-ADOPTING MUNICIPAL CODE SECTION 505.050 OF THE MUNICIPAL CODE OF THE CITY OF WILLARD PERTAINING TO FAILURE TO ABATE--HEARING--ISSUANCE OF ORDER--SPECIAL TAX BILL. Doug Harpool stated that this ordinance was adopted in November of 2008. It was required that it be sent to the Director of Insurance within 14 days of adoption and was not.

First read was conducted by city clerk, Dale Duvall.

**Motion** made by Aldermen Simpson with second by Aldermen Vincent to approve the first read. Aldermen Simpson-I; Aldermen Johnson-I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-I. All votes aye. Motion carried

Second read was conducted by city clerk, Dale Duvall.

**Motion** made by Aldermen Amodeo with second by Aldermen Hood to approve the second read. Aldermen Simpson-I; Aldermen Johnson-I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-I. All votes aye. Motion carried.

**Old Business**

No old business.

**Adjourn Meeting: Motion** made by Aldermen Vincent with second by Aldermen Lloyd to close the open session and open the executive session. Aldermen Simpson-I; Aldermen Johnson-I; Aldermen Lloyd-I; Aldermen Hood-I; Aldermen Vincent-I. All votes aye. Motion carried.

Mayor Jamie Schoolcraft stated that the board would be going into closed session to discuss Chapter 610.021 #1-Legal and #2-Real Estate .

**Motion** made by Aldermen Johnson and seconded by Aldermen Amodeo to close the executive session, open the open session, and adjourn. Aldermen Simpson-I; Aldermen Lloyd-I; Aldermen Johnson-I; Aldermen Hood-I; Aldermen Amodeo-I; Aldermen Vincent-I. All votes aye. Motion carried. Meeting Adjourned.

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Dale Duvall, City Clerk