

REGULAR BOARD MEETING
OCTOBER 20, 2008

Mayor Clark called the meeting to order at 6:54 pm. Attending the meeting was Clark, aldermen Phillips, Dodd, Upchurch, Wolf, Crenshaw, and Alderman Janney arrived at 6:57pm. Also present included, City Clerk Kell, Public Works Director George Hausdorf, City Attorney Dennis Smith, City employees La Trisha Crist, Barb Coates and Curtis Foust, Chief Bringer, Sergeant Hudnall, Officer Mitchell; Citizens Terry Fretwell, Rick Pearl, and Lewis Zahn Jr., Leanne Pierce, Michelle Fahser; Kirk Briscoe, of Helena Chemical Company; Annette Sweet of Ameren UE; Carol Huston, Kelly Hinton, and Jim Stebor from First Federal Bank; and Brock McCardle the local State Conservation Officer

Motion was made by Upchurch and seconded by Wolf to approve the Minutes of the previous meetings of September and October 2008. Motion carried. Motion was made by Wolf and seconded by Upchurch to approve the Collector's and Treasurer's Reports of September 2008. Motion carried. Motion was made by Crenshaw and seconded by Upchurch to accept the List of Appropriations for September and October. Motion carried.

AMEREN UE REPRESENTATIVE ANNETTE SWEET

Annette Sweet reported on current Ameren UE activity and programs. Ameren had applied for a permit to build a second nuclear energy plant and has determined if and when they are ready to build it will be located next to the existing one. Ameren has also recently filed for a 12% rate increase and it usually takes 11 months to process. The increase will be in 2009 and not sure what the actual increase will be.

Sweet reported Ameren is concentrating on energy efficiency programs and conservations of energy to lower demand.

Ameren will also be back in town trimming trees. The company has determined that 70% of their outages are from trees so the company will be very aggressive in their tree trimming. The City can contact Ameren about a tree replacement program.

Ameren UE is also currently looking for good candidates to work for Ameren as they will be experiencing a loss of employees as they begin to retire.

A newsletter geared towards businesses is also available from Ameren UE by e-mail.

The newsletter can be acquired by going to

http://www.ameren.com/AEM/ADC_AEM_Newsletter.asp

WTP CHANGE ORDER REQUEST #7

Phillips motioned and Wolf seconded approval of change request order #7 to install a water system to operate the flush system. The change order is an increase of \$12,525.00 but this does not bring the total cost above the original contract amount of 1,323,663.40. Motion carried.

WTP PAY REQUEST #12

Upchurch motioned and Crenshaw seconded approval of payment request number twelve in the amount of \$64,147.80 to Bleigh Construction for work completed at the water treatment plant. Motion carried.

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U.S. ARMY CORPS OF ENGINEERS

Smith read the resolution for the Cooperation agreement between the United States of America and the City of Canton, Missouri for Rehabilitation of Federal Flood Control Work. Dodd motioned to accept the resolution as presented and Upchurch seconded the motion. Upchurch requested clarification. Clark explained the resolution allowed for the removal and replacement of the west wing wall on the north levee gate and other repairs to the levee to return it to its condition prior to the flood of 2008. The motion carried.

RED FLAG RULE

Smith read the resolution for the City of Canton's Identity Theft Prevention Program. Wolf motioned to accept the resolution for Identity Theft Prevention Program and Upchurch seconded the motion. Motion carried.

STREET ADOPTION

The Canton R-V Key Club has requested to adopt Plum and Marion Streets for litter removal. Upchurch motioned to allow the Key Club to adopt Marion and Plum Street and Crenshaw seconded the motion. Motion carried.

ORDINANCE NO. 8-10

BILL 639-C

Wolf moved to have the first reading, by title only, of Bill No. 8-10, proposed Ordinance No. 639-C, entitled An Ordinance prohibiting hunting of wild animals or game using any kind of weapon or device within City limits of the City of Canton, Missouri, and providing for penalties for violation. This ordinance died for lack of a second motion.

ORDINANCE NO. 8-11

BILL 640-C

Crenshaw moved to have the first reading, by title only, of Bill No. 8-11, proposed Ordinance No. 640-C, entitled an Ordinance amending Chapter 400 of the Canton, Missouri, City Code to change the zoning designation of the property described herein from B-2 Highway Business District to L-1 Light Industrial District. Dodd seconded the motion. Motion carried. Following its reading by Smith, Upchurch moved to have the 2nd reading, by title only, and Wolf seconded. Copies of the proposed bill have previously been made available to the public. Motion carried and the ordinance was read. Upchurch moved to adopt Bill No. 8-11, and assign it Ordinance No. 640-C and Crenshaw seconded.

Roll call vote:

Upchurch	-aye	Phillips	-aye
Crenshaw	-aye	Janney	-aye
Wolf	-aye	Dodd	-aye

Motion carried.

Hunting

Bringer requested the Board address the hunting ordinance because the City already has an ordinance under section 215.250 that prohibits the use of firearms and bows within City limits. McCardle spoke about the perfect conditions for deer to populate in Canton. The river provides a source of water and the nearby crops provide food for the deer. McCardle believes these conditions promote proliferation of the deer creating overpopulation a greater safety hazard to the citizens of Canton as the deer would become subject to disease. Phillips requested the City Attorney amend the current ordinance to allow hunting within City limits if the owner owns a minimum amount of acreage.

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ORDINANCE NO. 8-12

BILL 641-C

Phillips moved to have the first reading, by title only, of Bill No. 8-12, proposed Ordinance No. 641-C, entitled an Ordinance to renew and submit to the voters of the City of Canton, Missouri, a sales tax for Capital Improvement Purposes at the rate of 3/8 of 1% on the receipt from the sale at retail of all tangible personal property or taxable services at retail within the taxation by the state of Missouri, under the provisions of sections voters of said City the question of authorizing the Board of Aldermen of Said City to impose said tax. Crenshaw seconded the motion. Motion carried. Following its reading by Smith, Crenshaw moved to have the 2nd reading, by title only, and Wolf seconded. Copies of the proposed bill have previously been made available to the public. Motion carried and the ordinance was read. Crenshaw moved to adopt Bill No. 8-12, and assign it Ordinance No. 641-C and Phillips seconded. Coates inquired how the voters would know the tax would not sunset?

Roll call vote:

Upchurch	-aye	Phillips	-aye
Crenshaw	-aye	Janney	-aye
Wolf	-aye	Dodd	-aye

Motion carried.

ORDINANCE NO. 8-13

BILL 642-C

Crenshaw moved to have the first reading, by title only, of Bill No. 8-13, proposed Ordinance No. 642-C, entitled an ordinance imposing a Sales Tax for Transportation purposes under the provisions of sections 94.700 to 94.755 RSMo., as amended, at a rate of 1/4 of 1%; on the receipt from the sale at retail of all tangible personal property or taxable services at retail within the City of Canton, Missouri, if such property and services are subject to taxation by the state of Missouri under the provisions of Section 144.010 to 144.510 RSMo. and providing for submission to the qualified voters of said City the question of authorizing the Board of Aldermen of said City to impose said tax. Phillips seconded the motion. Motion carried. Following its reading by Smith, Wolf moved to have the 2nd reading, by title only, and Upchurch seconded. Copies of the proposed bill have previously been made available to the public. Motion carried and the ordinance was read. Upchurch moved to adopt Bill No. 8-13, and assign it Ordinance No. 642-C and Wolf seconded.

Roll call vote:

Upchurch	-aye	Phillips	-aye
Crenshaw	-aye	Janney	-aye
Wolf	-aye	Dodd	-aye

Motion carried.

ORDINANCE NO. 8-14

BILL 643-C

Crenshaw moved to have the first reading, by title only, of Bill No. 8-14, proposed Ordinance No. 643-C, entitled an ordinance prohibiting the use of any tobacco product at anytime in any enclosed space or non-enclosed equipment owned or maintained by the City of Canton, Missouri, and providing for penalties for violation Phillips seconded the motion. Motion carried. Following its reading by Smith, Wolf moved to have the 2nd reading, by title only, and Crenshaw seconded. Copies of the proposed bill have previously been made available to the public. Motion carried and the ordinance was read. Crenshaw moved to adopt Bill No. 8-14, and assign it Ordinance No. 643-C and Phillips seconded.

Roll call vote:

Upchurch	-aye	Phillips	-aye
Crenshaw	-aye	Janney	-aye
Wolf	-aye	Dodd	-aye

Motion carried.

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ORDINANCE NO. 8-15 **BILL 644-C**

Crenshaw moved to have the first reading, by title only, of Bill No. 8-15, proposed Ordinance No. 643-C, entitled an Ordinance Modifying a water purchase contract between the City of Canton, Missouri, and the Public Water Supply District #1, of Clark County, Missouri, and establishing a new schedule of charges to be charged by the City of Canton to the Public Water Supply District #1 of Clark County, Missouri. Upchurch seconded the motion. Motion carried. Following its reading by Smith, Upchurch moved to have the 2nd reading, by title only, and Wolf seconded. Copies of the proposed bill have previously been made available to the public. Motion carried and the ordinance was read. Crenshaw moved to adopt Bill No. 8-15, and assign it Ordinance No. 644-C and Upchurch seconded.

Roll call vote:

Upchurch	-aye	Phillips	-aye
Crenshaw	-aye	Janney	-aye
Wolf	-aye	Dodd	-aye

Motion carried.

REQUEST TO RAISE THE NORTH LEVEE

Clark requested permission to send his previously presented drafted letter of request for increasing the height of the north levee to State Representative Brian Munzlinger.

Upchurch motioned for Clark to finalize and submit his letter of request for increasing the height of the levee on the north end. Wolf seconded the motion and the motion carried.

WOOD BURNING STOVES

Upchurch requested the Board of Aldermen revisit the Ordinance in regards to wood burning heating stoves in the City limits. Clark agreed to revisit this ordinance at a future meeting.

PUBLIC COMMENTS & QUESTIONS

Foust requested a children at play sign on Hampton Street between 8th and 10th Street.

Hausdorf is to use his discretion at placement of Children at Play signs.

Upchurch requested information on the expected repairs to Lewis Street. Public Works is waiting to coincide City repairs with the repairs that will be made by FEMA. Repairs will probably begin in the spring.

CITY HALL REPORT

Kell reported the demolition grant through NERPC was still in the environmental impact stage. Currently they are accepting comments about the removal of the building known as the "Button Factory" on Ayers Oil property just outside the levee south of Henderson Street.

POLICE DEPARTMENT

Bringer reported the department has been very busy with investigations and reports from recent burglaries. The D.A.R.E. car died at the start of the C-SC Homecoming Parade. Bringer would like to take the 2004 Impala and turn it into a D.A.R.E. car that can also be used as a patrol car. The current D.A.R.E. car would be sold. Phillips inquired about reports from the Police Department. Bringer stated his report would be made available every two weeks.

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PUBLIC WORKS

Hausdorf reported on the bids he received in regards to a new pump for the lift station at Marks Road.

Richards Electric - \$29,500 - Wilo model

Vandevanter Engineering - \$22,506 - Flygt model

Al Williams - \$22,987 - Wilo model

Progress Environmental - \$20,845 - Wilo model

KSB Pumps - \$26,680

Hausdorf's recommendation was to go with Vandevanter Engineering with the requested options because Vandevanter services their own pumps. Upchurch requested where Hausdorf was going to spend the money from. Hausdorf stated the money would come from Bond Maintenance. Crenshaw motioned to accept the bid from Vandevanter and Janney seconded the motion. The motion carried.

Hausdorf requested \$10,000 and the hiring of PSBA to engineer the necessary improvements to the main lift station so that both pumps can be run at the same time during periods of heavy rain. The Main lift station needs to be able to pump twice the capacity it can currently pump to keep up during times of heavy rain.

Crenshaw motioned to request city engineers PSBA to proceed with the design improvements necessary for the Main lift station to keep the sewer lines from backing up. Phillips asked where the money was going to come from. Hausdorf reported the funds necessary for these improvements would also come from Bond Maintenance. Wolf seconded the motion and the motion carried.

Hausdorf reported that the neutral wire at two of the riverfront campground 50 AMP electrical boxes were disconnected or became disconnected and caused damage to two campers at the riverfront. All the electrical hookups have been checked since this incident and the boxes will be locked to avoid any future damage. The amount of damage will be less than the \$2500 deductible and will be paid for through the parks fund.

The alleys have been graded and are being rocked. Phillips reported the alley between Bland and College and between 7th and 6th is still pretty rough and the curb was clipped. Hausdorf will check on this.

Hausdorf inquired if the City wanted to pursue putting the bathrooms and bathhouse at Mississippi Park at this time while considering rebuilding the shelter house at Mississippi Park. Clark suggested Hausdorf take this up with his committee or the Parks Board.

Hausdorf continued with the update on the installation of the storm sirens. The company hired to install the sirens is in town and will begin tomorrow, and weather permitting, complete installation this week.

Clarification on the use of tobacco while operating City equipment was requested. Smith stated the ordinance carries a penalty up to \$500.

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PUBLIC WORKS cont.

Debris removal status. All the sand bags have been removed from the levee and all the sand bags fit at Brose Park. The contractor still needs to clean the face of the levee and some small repairs to the surface of the levee. Leveling of the sand bags and dirt cover still needs to be completed at Brose Park.

Hausdorf reported on Friday he will be going on vacation for two weeks. Dan is in charge while George is away, but Dennis will take most of the calls since Dan will be busy out at the Water Treatment Plant.

ADJOURNMENT

Dodd motioned to adjourn and Janney seconded. Motion carried. Meeting adjourned at 8:50 pm.