

Date:14-May-2002

MINUTES
PARK HILLS CITY COUNCIL
REGULAR MEETING
MAY 14, 2002

The Park Hills City Council met in regular session Tuesday, May 14, 2002, at the Park Hills Depot Conference Room. Roll call was as follows: Present; Councilwomen Dickerson and House, Councilmen Glore, Kennedy, McFarland, Holloway and Easter and Mayor Clark. Councilman Kelly was absent.

ADJOURNMENT

A motion was made by Councilman Glore, seconded by Councilman Easter, to adjourn to executive session to discuss matters related to legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys as authorized by Section 610.021 (1) RSMo., leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor as authorized by Section 610.021 (2) RSMo., and hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded as authorized by Section 610.021 (3) RSMo. Roll call vote was as follows: Ayes; Councilmen Holloway, McFarland, Easter, Glore and Kennedy and Councilwomen House and Dickerson. Nays; None. *The motion carried and the meeting adjourned at 6:03 p.m.*

RECONVENING

The council reconvened in regular session at the Park Hills Council Chambers. Mayor Clark opened the meeting at 7:07 p.m. and the invocation was given by Councilman Kennedy. All were present on roll call except Councilman Kelly.

PUBLIC HEARINGS AND ACTION THEREON

- **A public hearing concerning a request to vacate a portion of a public alley. Submitted by Charles and Rebecca Lee and Robert and Donetta Jones.**

Brian McNamara, attorney for Mr. and Mrs. Keith Wilkinson, spoke to the council concerning his clients objection to the vacation of the alley. He said that the Wilkinsons would be willing to have the alley vacated, or blocked, up far enough to allow them to pull their truck and trailer into their yard. Charlie Lee and Donetta Jones spoke in favor of vacating the alley, but also agreed that if the alley was blocked that the situation might be resolved. A motion was made by Councilman McFarland, seconded by Councilwoman Dickerson, to remove the posts now in place at Fite Street and place three posts ½ way between Fite and

Langdon Streets. Roll call vote was as follows: Ayes; Councilwomen House and Dickerson and Councilmen Gore, Holloway, Kennedy and McFarland. Nays; Councilman Easter. *The motion carried.*

Bill #426 - An Ordinance vacating a portion of a public alley

The bill was read but no action was taken due to the lack of a motion.

- **A public hearing concerning the Community Unit Plan for Black Oak Condominiums. Submitted by Don Bess and Charles Bequette.**

Dale Thomure explained that Mr. Bess and Mr. Bequette wanted to subdivide the land into an attached single family development and this would be done with the Community Unit Plan. The council would need to approve the Community Unit Plan before they could proceed. The planning and zoning commission recommends approval of the plan

A motion was made by Councilman Gore, seconded by Councilwoman House, to approve the plan as presented. *The motion carried* on the following roll call vote: Ayes; Councilwomen Dickerson and House and Councilmen Easter, Gore, Holloway, House, Kennedy and McFarland. Nays; None.

- **A public hearing concerning a request for a Special Use Permit to allow an antique shop at 414 West Main Street. Submitted by Jerry Wills and Loretta Bolius.**

This public hearing was pulled from the agenda.

MAYOR'S PRIDE AWARD

No award was presented.

VISITORS AND DELEGATIONS

Jim Sisk who resides at 530 Olive Rd. spoke to the council concerning a water tap. His house is on a line and meter with 7 other citizens, some whose property lies outside the city limits. He had asked to have his own meter installed and the water department had explained that it would cost him \$300.00 for a water tap. He seemed upset, but it was explained that the \$300.00 was the fee for a meter set and he would be required to pay if he wished to have his own meter.

MINUTES OF PREVIOUS MEETING(S)

A motion was made by Councilwoman House, seconded by Councilman McFarland, to approve the minutes of the meetings held April 9 and April 22, 2002. Roll call vote was as follows: Ayes; Councilmen McFarland, Kennedy, Holloway, Gore and Easter and Councilwomen House and Dickerson. Nays; None. *The motion carried.*

UNFINISHED BUSINESS

1. Bill #425 - Report and Recommendations of the Planning and Zoning Commission - Set date for public hearing on Bill #425.

After some discussion, a motion was made by Councilman McFarland to set a public hearing on Bill #425 for June 11th. *The motion* was seconded by Councilwoman Dickerson and *carried* with the following roll call vote. Ayes; Councilwomen House and Dickerson and Councilmen Glore, Kennedy, Easter, McFarland and Holloway. Nays; None.

Mayor Clark asked if the council wished to call a special meeting to handle Mr. Blake's carport issue. Councilman Kennedy moved to set the date for June 11th and not call a special meeting. *The motion* was seconded by Councilman McFarland and *carried with a vote of 6-1 in favor*.

Councilman McFarland asked if the Code Enforcement Committee could look into a grandfather clause allowing existing buildings to be replaced in their current location. The council agreed to refer the matter to committee.

NEW BUSINESS

- Bill #427 - An Ordinance amending Section 1.705.120 User Fees by adding Paragraph I

After some discussion, a motion was made by Councilman Kennedy, seconded by Councilwoman House, to table Bill #427 for further clarification. *The motion carried*.

- COPs Grant Supplemental Award

Carla Johnson explained that in 1999 the U.S. Department of Justice Universal Office of COPs awarded the police department a supplement of \$98,176.00 to hire one full-time and one part-time police officer. No one was hired at the time and the grant expired on March 31, 2002. After contacting COPs, it was discovered that staff could apply for an extension and, if granted, the city match would be a total of \$32,725.00 over a three year period. Johnson asked the council if they would want her to apply for the extension. Councilman McFarland made a motion that staff apply for an extension on the COPs supplemental award. *The motion* was seconded by Councilman Easter and *carried unanimously* with the following roll call vote: Ayes; Councilwomen Dickerson and House and Councilmen Glore, Easter, Holloway, Kennedy and McFarland. Nays; None.

- Bill #429 - An Ordinance dealing with bulk trash collection

Mayor Clark read Bill #429 two times. A motion was made by Councilwoman House, seconded by Councilwoman Dickerson, to approve the bill as read. Roll call vote was as follows: Ayes; Councilmen Easter, Glore, Holloway, Kennedy and McFarland and Councilwomen House and Dickerson. Nays; None. *The motion carried*.

- Bill #430 - An Ordinance concerning open meetings, records and votes and the closing of certain records and the allowance of certain meetings and votes to be closed

Bill #430 was read two times by Mayor Clark. A motion was made by Councilwoman Dickerson, seconded by Councilman Glore, to approve the bill as read. *The motion carried* on the following roll call vote: Ayes;

Councilmen McFarland, Kennedy, Easter, Holloway and Glore and Councilwomen Dickerson and House. Nays; None.

- **Nutrition Center Grant Agreement**

Norman Lucas explained that the nutrition Center grant agreement with Southeast Missouri Area Agency on Aging comes due for biennial extension in June. Jeanette Carter has requested approval to continue receiving the necessary operating funds for program year 2002-2003, beginning July 1st. He said that staff had explored the possibility of a more autonomous operation for the center and he asked how the council felt about that. Although the council would like for the center to become more autonomous, they also did not want the center to close if there were budget cuts, so they said that they were willing to help financially if needed. A motion was made by Councilwoman Dickerson, seconded by Councilman Easter, to extend the current contract with the Senior Center. *The motion carried unanimously.*

CITY ADMINISTRATOR'S REPORT

- **Park Hills TIF Payments**
- **Mowing Equipment**
- **Columbia Park sign**

Norman Lucas said that Tammi had completed the base year comparisons for the TIF District and the report had been sent to the County Treasurer. He explained that Dooley Politte had found a way to save money on mowing equipment by replacing decks instead of buying new mowers. He also said that the MCB had decided to donate \$4342.62 towards a lighted sign to be installed at the entrance to Columbia Park.

MAYOR'S DISCUSSION

Mayor Clark had nothing to discuss.

CITY ATTORNEY'S REPORT

City Attorney Ed Pultz said that he interpreted the city's current position as employees having no right to see their records. He said that if the council wanted a different policy, they would need to draft an ordinance or policy other than what was currently in place. After some discussion, a motion was made by Councilwoman Dickerson, seconded by Councilman Easter, to refer the issue to the Personnel Committee for recommendation. *The motion carried unanimously.*

Pultz also asked the council if they would be willing to pay \$229.00 for attorney, Don Hager, to attend a seminar. A motion was made by Councilman Glore, seconded by Councilwoman Dickerson, to pay for Mr. Hager's seminar. *The council voted unanimously in favor of the motion* on the following roll call vote: Ayes; Councilmen Glore, Easter, Holloway, Kennedy and McFarland and Councilwomen House and Dickerson. Mr. Pultz also asked the council and several staff members evaluate his performance.

COUNCIL DISCUSSION

Councilman Easter said he just wanted to express his gratitude for the firemen, telephone and electric crews who worked so hard during the recent storms.

Councilman Kennedy suggested that the newspaper, radio stations and cable television be informed that the city would collect limbs for property owners and agreed with Easter that all crews did a fine job during the storm.

Councilman Gore concurred with the other two councilmen.

ADJOURNMENT

A motion was made by Councilwoman Dickerson, seconded by Councilman Kennedy, to adjourn to executive session to discuss matters related to legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys as authorized by Section 610.021 (1) RSMo., leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor as authorized by Section 610.021 (2) RSMo., and hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded as authorized by Section 610.021 (3) RSMo. Roll call vote was as follows: Ayes; Councilmen Holloway, Kennedy, McFarland, Easter and Gore and Councilwomen House and Dickerson. Nays; None. ***The motion carried and the meeting adjourned at 9:00 p.m.***