

CITY OF HERCULANEUM
BOARD OF ALDERMEN MEETING
AUGUST 15, 2016
7:00 P.M.

Meeting called to order by the Mayor.

Roll call: Alderman Edwards – Present, Alderman Baker – Present, Alderman Tesreau – Present, Alderman Burlage – Present, Alderman Seithel – Present, Alderman Burke – Present.

Pledge of Allegiance.

Citizen of the Month

Bill Jamison was presented with a proclamation for Citizen of the Month for July 2016.

Public Forum

None

Visitor

Leah Vogt – Trilogy Dance and Tumbling Center, LLC – Business License

Leah Vogt – I co-owned the dance studio with another person until June. My husband and I want to keep the business. We have been located at Herky Hilltop Plaza for the last four years. We will have evening hours and start with small classes at first.

Alderman Seithel – Is there enough parking. Leah Vogt – Yes, have not had a problem with that.

Motion to approve business license for Trilogy Dance and Tumbling Center, LLC pending passing all City inspections by Alderman Baker, second Alderman Edwards. Roll call: Alderman Baker – Aye, Alderman Tesreau – Aye, Alderman Burlage – Aye, Alderman Seithel – Aye, Alderman Burke – Aye, Alderman Edwards – Aye.

Approval of Minutes

Motion to approve the minutes of the August 1, 2016 open session by Alderman Burlage, second Alderman Seithel. Ayes – Alderman Tesreau, Burlage, Seithel, Burke, Edwards and Baker.

Approval of Ordinances

BILL NO. 2209, ORDINANCE NO. 1233-2016 – AN ORDINANCE APPROPRIATING AND AUTHORIZING THE PAYMENT BY THE CITY OF HERCULANEUM, MISSOURI SUCH CLAIMS AND DEMANDS AS ASSERTED AGAINST IT BY PAYEES SPECIFICALLY NAMED HEREIN AND PROVIDING AN EFFECTIVE DATE THEREFOR.

Motion to accept the first reading by Alderman Burlage, second Alderman Seithel.

Discussion – None

Bill No. 2209, Ordinance No. 1233-2016 was read for the second time and passed by the following vote:

Roll call: Alderman Tesreau – Aye, Alderman Burlage – Aye, Alderman Seithel – Aye, Alderman Burke – Aye, Alderman Edwards – Aye, Alderman Baker – Aye.

BILL NO. 2210, ORDINANCE NO. 25-2016 – AN ORDINANCE OF THE CITY OF HERCULANEUM PROVIDING THAT THE CODE OF ORDINANCES OF THE CITY OF HERCULANEUM, MISSOURI BE AMENDED BY AMENDING SECTION 205.020 CERTAIN NUISANCES DEFINED, SECTION 205.150 NOTICE TO ABATE NUISANCE, SECTION 205.180 VIOLATIONS AND PENALTIES AND SECTION 205.190 DEPOSITING EMPTY BOXES, GLASS, FILTH, ETC., ON SIDEWALK ETC. TO COMPLY WITH SENATE BILL 572, AMENDMENTS TO SECTION 67-398 RSMO., WITH THE PROVISIONS HEREOF TO BECOME EFFECTIVE AUGUST 28, 2016.

Discussion: Alderman Burke – Section 1, Debris – It reads noxious weeds which are **seen** inches or more. It should read noxious weeds which are **seven** inches or more.

Motion to accept the first reading with correction by Alderman Burke, second Alderman Seithel.

Bill No. 2210, Ordinance No. 25-2016 was read for the second time and passed by the following vote:

Roll call: Alderman Seithel – Aye, Alderman Burke – Aye, Alderman Edwards – Aye, Alderman Baker – Aye, Alderman Tesreau – Aye, Alderman Burlage – Aye.

BILL NO. 2211, ORDINANCE NO. 26-2016 – AN ORDINANCE ADOPTING SECTION 310.315 OF THE MUNICIPAL CODE OF THE CITY OF HERCULANEUM.

Motion to accept the first reading by Alderman Tesreau, second Alderman Burke.

Discussion – Alderman Tesreau – Refusing to give a police report, does this mean that if I see a fight I am required to give a police report? Jessica Mikale – No, this has been in the state statutes since 1979. This is to just bring the City ordinances in compliance with the state statutes.

Bill No. 2211, Ordinance No. 26-2016 was read for the second time and passed by the following vote:

Roll call: Alderman Burke – Aye, Alderman Edwards – Aye, Alderman Baker – Aye, Alderman Tesreau – Aye, Alderman Burlage – Aye, Alderman Seithel – Aye.

BILL NO. 2212, ORDINANCE NO. 27-2016 – AN ORDINANCE AMENDING SECTION 205.410 OF THE MUNICIPAL CODE OF THE CITY OF HERCULANEUM.

Discussion – None

Motion to accept the first reading by Alderman Burke, second Alderman Seithel.

Bill No. 2212, Ordinance No. 27-2016 was read for the second time and passed by the following vote:

Roll call: Alderman Edwards – Aye, Alderman Baker – Aye, Alderman Tesreau – Aye, Alderman Burlage – Aye, Alderman Seithel – Aye, Alderman Burke – Aye.

BILL NO. 2213, ORDINANCE NO. 28-2016 – AN ORDINANCE AMENDING SECTION 205.290 OF THE MUNICIPAL CODE OF THE CITY OF HERCULANEUM

Motion to accept the first reading by Alderman Seithel, second Alderman Burlage.

Discussion: None

Bill No. 2213, Ordinance No. 28-2016 was read for the second time and passed by the following vote:

Roll call: Alderman Baker – Aye, Alderman Tesreau – Aye, Alderman Burlage – Aye, Alderman Seithel – Aye, Alderman Burke – Aye, Alderman Edwards – Aye.

BILL NO. 2214, ORDINANCE NO. 29-2016 – AN ORDINANCE AMENDING SECTION 215.040 OF THE MUNICIPAL CODE OF THE CITY OF HERCULANEUM.

Motion to accept the first reading by Alderman Tesreau, second Alderman Edwards.

Discussion – Alderman Tesreau – Subsection C, do we need the last sentence?

Jessica Mikale – Section 1 should say Private property not Probate property. No we do not need the last sentence, it should be omitted.

Bill No. 2214, Ordinance No. 29-2016 was read for the second time and passed by the following vote:

Roll call: Alderman Tesreau – Aye, Alderman Burlage – Aye, Alderman Seithel – Aye, Alderman Burke – Aye, Alderman Edwards – Aye, Alderman Baker – Aye.

BILL NO. 2215, ORDINANCE NO. 30-2016 – AN ORDINANCE AMENDING SECTION 210.270 OF THE MUNICIPAL CODE OF THE CITY OF HERCULANEUM.

Motion to accept the first reading by Alderman Seithel, second Alderman Burlage.

Discussion – None

Bill No. 2215, Ordinance No. 30-2016 was read for the second time and passed by the following vote:

Alderman Burlage – Aye, Alderman Seithel – Aye, Alderman Burke – Aye, Alderman Edwards – Aye, Alderman Baker – Aye, Alderman Tesreau – Aye.

BILL NO. 2216, ORDINANCE NO. 31-2016 – AN ORDINANCE ADOPTING SECTION 205.295 OF THE MUNICIPAL CODE OF THE CITY OF HERCULANEUM.

Motion to accept the first reading by Alderman Edwards, second Alderman Burke.

Discussion – None

Bill No. 2216, Ordinance No. 31-2016 was read for the second time and passed by the following vote:

Roll call: Alderman Seithel – Aye, Alderman Burke – Aye, Alderman Edwards – Aye, Alderman Baker – Aye, Alderman Tesreau – Aye, Alderman Burlage – Aye.

BILL NO. 2217, ORDINANCE NO. 32-2016 – AN ORDINANCE AMENDING SECTION 340.190 OF THE MUNICIPAL CODE OF THE CITY OF HERCULANEUM

Discussion – Alderman Tesreau – Under subsection C, what is under the influence of? If you are taking prescription drugs is that considered under the influence? I think we need to define what under the influence is. Jessica Mikale – This language mirrors the state statutes. This is already in our existing ordinance.

Motion to table Bill No. 2217, Ordinance No. 32-2016 by Alderman Tesreau, second Alderman Burke. Ayes – Alderman Edwards, Baker, Tesreau, Burlage, Seithel, Burke.

BILL NO. 2218, ORDINANCE NO. 33-2016 – AN ORDINANCE AMENDING SECTION 210.120 OF THE MUNICIPAL CODE OF THE CITY OF HERCULANEUM.

Motion to accept the first reading by Alderman Burke, second Alderman Seithel.

Discussion – None

Bill No. 2218, Ordinance No. 33-2016 was read for the second time and passed by the following vote:

Roll call: Alderman Edwards – Aye, Alderman Baker – Aye, Alderman Tesreau – Aye, Alderman Burlage – Aye, Alderman Seithel – Aye, Alderman Burke – Aye.

BILL NO. 2219, ORDINANCE NO. 34-2016 – AN ORDINANCE AMENDING SECTION 205.250 OF THE MUNICIPAL CODE OF THE CITY OF HERCULANEUM

Motion to accept the first reading by Alderman Burlage, second Alderman Seithel.

Discussion – None

Bill No. 2219, Ordinance No. 34-2016 was read for the second time and passed by the following vote:

Roll call: Alderman Baker – Aye, Alderman Tesreau – Aye, Alderman Burlage – Aye, Alderman Seithel – Aye, Alderman Burke – Aye, Alderman Edwards – Aye.

BILL NO. 2220, ORDINANCE NO. 35-2016 – AN ORDINANCE AMENDING SECTION 210.330 OF THE MUNICIPAL CODE OF THE CITY OF HERCULANEUM

Motion to accept the first reading by Alderman Burlage, second Alderman Seithel.

Discussion – None

Bill No. 2220, Ordinance No. 35-2016 was read for the second time and passed by the following vote:

Roll call: Alderman Tesreau – Aye, Alderman Burlage – Aye, Alderman Seithel – Aye, Alderman Burke – Aye, Alderman Edwards – Aye, Alderman Baker – Aye.

BILL NO. 2221, ORDINANCE NO. 36-2016 – AN ORDINANCE AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF HERCULANEUM TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF HERCULANEUM, MISSOURI AND CDW GOVERNMENT LLC FOR INSTALLATION OF EQUIPMENT IN CITY POLICE VEHICLES.

Motion to accept the first reading by Alderman Baker, second Alderman Burke.

Discussion – Kevin Baker – This is the same proposal that was tabled before. We could not get any bids from any local companies. Jessica Mikale – They have emailed me their terms and conditions and they seem to be willing to work with the City with changes in the future.

Bill No. 2221, Ordinance No. 36-2016 was read for the second time and passed by the following vote:

Roll call: Alderman Burlage – Aye, Alderman Seithel – Aye, Alderman Burke – Aye, Alderman Edwards – Aye, Alderman Baker – Aye, Alderman Tesreau – Aye.

Kevin Baker presented the following quotes for board approval.

Quote from CDW-G for BROTHER CAR ADAPTR HARD WIRED 14 FT for police vehicles in the amount of \$813.74.

Motion to accept quote from CDW-G in the amount of \$813.74 by Alderman Burke, second Alderman Tesreau. Roll call: Alderman Seithel – Aye, Alderman Edwards – Aye, Alderman Baker – Aye, Alderman Tesreau – Aye, Alderman Burlage – Aye, Alderman Baker – Aye.

Quote from Information Technologies, Inc. for Hosted Services – Mobile Workstation in the amount of \$729.00.

Motion to accept the quote from Information Technologies, Inc. for Hosted Services – Mobile Workstation in the amount of \$729.00 by Alderman Baker, second Alderman Burlage. Roll call: Alderman Edwards – Aye, Alderman Baker – Aye, Alderman Tesreau – Aye, Alderman Burlage – Aye, Alderman Seithel – Aye, Alderman Burke – Aye.

Quote from Team Viewer – License in the amount of \$809.00.

Motion to accept the quote from Team Viewer for license in the amount of \$809.00 by Alderman Burke, second Alderman Edwards. Roll call: Alderman Baker – Aye, Alderman Tesreau – Aye, Alderman Burlage – Aye, Alderman Seithel – Aye, Alderman Burke – Aye, Alderman Edwards – Aye.

Change Order – Prairies of Friedberg Storm Sewer Project.

Jim Kasten – This is the change order that I spoke with everyone about. When the project was finished and the sod was put down in was in the extreme heat. I asked the contractor to water the sod to keep it from dying. The amount is more than I am authorized to spend.

Motion to approve the change order from Above and Below Contracting in the amount of \$1,750.00 by Alderman Burlage, second Alderman Burke. Roll call: Alderman Tesreau – Aye, Alderman Burlage – Aye, Alderman Seithel – Aye, Alderman Burke – Aye, Alderman Edwards – Aye, Alderman Baker – Aye.

Highway Safety Grant

Chief Tulgetske – We are asking approval to participate in the Highway Safety Grant Program again this year.

Motion to approve participation in the Highway Safety Grant Program by Alderman Burke, second Alderman Burlage. Roll call: Alderman Burlage – Aye, Alderman Seithel – Aye, Alderman Burke – Aye, Alderman Edwards – Aye, Alderman Baker – Aye, Alderman Tesreau – Aye.

Board of Aldermen/Department Head Reports

Chief Tulgetske

- The water has been coming up and they are calling for more rain. There is a lot of water coming from up north.
- We have been doing heat control checks for the elderly.
- We have been asked assist with the meals on wheels program. This will give us a chance to meet some more of the elderly residents.
- We are about ready to equip our patrol cars.

Mark Johnson

- Five of the City roads went under water but they are not covered now.
- We will be doing concrete and asphalt work this week.
- Our summer help has left for the year.

Alderman Seithel

- Are we going to have any questions for Terry concerning the street creep? Jim Kasten – That will be in closed session.
- I have got complaints from neighbors concerning the water rates. I would like to bring up the ordinance about the wells and dealerships. We need to have a work session to discuss this. We need to have a work session at least quarterly.
- Thanked the public works department for the concrete work done on Wilshire.

Alderman Baker

- This Saturday will be the last movie in the park.
- I will have a bid from the Splash Zone tomorrow.
- We do need to have a work session and prioritize the work.

Alderman Edwards

- I think the Aldermen need to be made aware of any issues that happen in our ward even if they are taken care off.
- Asked Alderman Baker with all the rain is the drainage issue at Mr. Bakers home was fixed. Mark Johnson – I am getting a bid to take care of this.

Jim Kasten

- Bill Mooney will be presenting a contract on the property and I would like to request that he be allowed to go first in closed session.

Mayor Haggard

- We will have a 9-11 memorial service Sunday September 11th at 7:00 p.m.
- There will be a master plan meeting on the 29th. We are starting to get a few surveys back.
- We are going to have a birthday party for the playground.

Motion to enter into closed session with closed record and closed vote pursuant to the personnel provisions of RSMo 610.021 (3), the real estate provisions of RSMo 610.021 (2) and the litigation provisions of 610.021 (1) by Alderman Seithel, second Alderman Edwards. Roll call: Alderman Edwards – Aye, Alderman Baker – Aye, Alderman Tesreau – Aye, Alderman Burlage – Aye, Alderman Seithel – Aye, Alderman Burke – Aye.

Motion to adjourn by Alderman Seithel, second Alderman Burke. Roll call: Alderman Edwards – Aye, Alderman Baker – Aye, Alderman Tesreau – Aye, Alderman Burlage – Aye, Alderman Seithel – Aye, Alderman Burke – Aye.

These minutes were approved this 19th day of September, 2016.

WILLIAM C. HAGGARD, MAYOR

ATTEST:

Stephanie Noce, City Clerk