

The City of Bates City

Regular Board of Alderman Meeting

Tuesday, September 11, 2018
7:00 p.m.
City Council Chambers
City Hall
203 2nd Street
Bates City, MO 64011

CALL TO ORDER:

The meeting was called to order by Mayor Pro-Tem Don White at 7:00 p.m.

ROLL CALL: City Clerk, Andrea Whitehead called the roll. A QUORUM WAS PRESENT:

Present: 4- Don White, Alderman, Mayor Pro-Tem
Roy Trussel, Alderman
Sherry Gaverth, Alderman
Kathleen Palmer, Alderman
Julie White, Alderman

CITY EMPLOYEES PRESENT: City Clerk, Andrea Whitehead, City Collector, Sandi Beauchamp, and Police Chief, Danny Long.

OTHERS PRESENT: Forrest Jeffery, Diana Rickey, Chris Lentz, Rod Walter, Darren Hilbrenner, Ed Hylton, Pat Trussel, Jesse & Lillian Sanders, Debbie Pack, Ronnie Pack, Kellie Wullf, Ruth Beamer

PUBLIC HEARING:

Mayor Don White announced that this time has been set aside to hear comments and concerns from the public regarding the proposed rights of way annexation. **Diana Rickey** asked if it was going to include the same rights of way as a previous proposal from 2008. Mayor White told her that it would not be the same. He explained that the rights of way annexation proposed includes the westbound lane of 40 Hwy from McDaniel Rd to the west point of the city limits and both lanes of D Hwy from 40 Hwy extending across the overpass and ending at the intersection of D Hwy and Texas Prairie Rd. **Rod Walter** wanted to know why this proposed annexation was not brought before the Planning and Zoning Commission. **Andrea Whitehead, City Clerk** advised him that it had and was approved by the Planning and Zoning Commission on February 2, 2018 and approved by the Board of Alderman on February 9, 2018. **Darren Hilbrenner** spoke up from the audience and confirmed that these votes had taken place. Mayor White asked if there were any other questions or concerns related to the proposed rights of way annexation. There were none.

PUBLIC COMMENTS:

Mayor White asked if there were any public comments on other concerns. **Chris Lentz** asked if the rumors he was hearing that a city employee illegally turned on water service to an abandoned trailer against our ordinances. Mayor White responded, "No. That's not true. There's no truth to that." Mayor White asked if there were any other questions. There were none.

CONSENT AGENDA:

Alderman Kathleen Palmer motioned with **Alderman Roy Trussel** seconding to approve the consent agenda. The vote was unanimous.

NEW BUSINESS:

City Appointments:

Mayor White announced his appointment of Kelli Wullf to the position of City Attorney. Alderman Trussel made a motion to approve the appointment. Alderman Palmer seconded. The motion passed 4-0.

Danny Long, Police Chief introduced **Deborah Pack and Stanley the Bulldog** and announced his appointment of Stanley to the position of Honorary Police K9 Officer. Pack explained that her non-profit, Stand up for Stanley, is an anti-bullying campaign. She uses Stanley, who was born with several deformities, to teach young children acceptance of differences. Stanley has 51 proclamations and honors from municipalities in Missouri and Nevada. Their goal is to get acknowledged by the White House. Chief Long presented Stanley with a certificate signed by himself and Mayor White.

Bill No. 2018-09: AN ORDINANCE THE CITY OF BATES CITY, MISSOURI AMENDING CHAPTER 205 OF THE MUNICIPAL CODE TO DEFINE KENNELS AND ALLOW NON-BREEDING ANIMAL CARE FACILITIES

Alderman Palmer motioned to approved and was seconded by Alderman Gaverth. The vote was unanimous. Bill No 2018-09 becomes Ordinance 5079.

OTHER BUSINESS:

Alderman Trussel brought up the need to repair our leaking water lines around town. The Board discussed using the funds set aside in the maintenance account. Mayor White advised the Board that MECO Engineering could create a 5 year plan that would save us money on repairs. Alderman Trussell seconded by Alderman Palmer motioned to approve contracting MECO Engineering to create a 5 year plan for water projects. The motion passed unanimously.

Darren Hilbrenner asked for clarification on the answer to Lentz earlier regarding the reconnection of water services. Whitehead responded by explaining that the Bates City Unified Development Ordinances (UDO) give the authority over housing codes only to the Zoning Administrator. The UDO specifically state that the Board of Adjustments only acts after the Zoning Administrator has issued a decision on an issue. In the section pertaining to the enforcement of the UDO, it mandates that the Zoning Administrator must first issue notice and grant ten days for the property owner to correct the situation before any enforcement action can proceed. Whitehead explained that none of this was ever done. Whitehead also explained that the UDO says abandonment of non-conforming structures must be voluntary and accompanied by the intent not to re-inhabit as a residence in the future. The Zoning Administrator, Curt Skoog with IBTS, and he advised that he would not classify this property as abandoned because the owners can clearly demonstrate that it was neither voluntary nor accompanied by the intent not to re-inhabit in the future. Because it was never declared abandoned by the Zoning Administrator or proper notice and 10 window period to correct given to the property owners, there is no abandonment ruling for the Board of Adjustments to decide on.

STAFF REPORTS:

CITY CLERK: **Andrea Whitehead** suggested to the Board that they conduct a budget workshop for next years budget. The Board voted to hold the budget workshop at 6 p.m. on October 9, 2018

CITY COLLECTOR: **None**

POLICE CHIEF: **Danny Long** reported to the Board his activity for the month.

ADJOURNMENT:

Alderman Palmer moved, with Alderman Trussel seconding, to adjourn. **Motion passed 4-0.**

The regular meeting of the Bates City Board of Aldermen adjourned at 7:29 p.m.

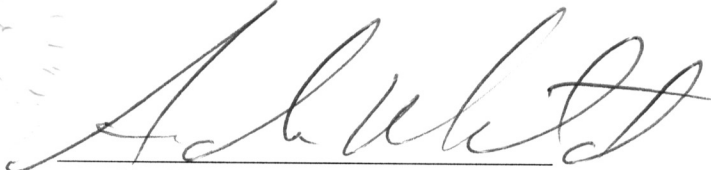




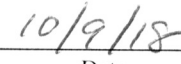
Mayor, Don White



Date



City Clerk, Andrea Whitehead



Date