

**REGULAR MEETING OF THE BOARD OF ALDERMAN OF  
THE CITY OF FAYETTE, MISSOURI  
TUESDAY, SEPTEMBER 12, 2023 - AMENDED**

**CALL TO ORDER**

The regular meeting of the Board of Aldermen of the City of Fayette was called to order at 6:00 p.m. September 12, 2023 by Mayor Jeremy Dawson.

**PLEDGE OF ALLEGIANCE**

Everyone in the Chamber rose for the Pledge of Allegiance led by Alderwoman Michelle Ishmael.

**ROLL CALL**

Roll Call verified five Board members present for the meeting.

Responding to the Roll Call: Alderwoman Marsha Broadus, Alderwoman Michelle Ishmael, Alderwoman Peggy O’Connell, Alderwoman Stephanie Ford and Alderwoman Ronda Gerlt.

Alderwoman Bekki Galloway joined the meeting at 6:05 p.m.

**ADDITIONS TO AND APPROVAL OF AGENDA.**

Alderwoman Ford motioned to approve the September 12, 2023 agenda. Alderwoman Ishmael seconded the motion. Five voting Aye. Nays – none. Motion carried.

**PUBLIC HEARING**

A Public Hearing opened at 6:03 p.m. regarding the engineering report of McClure, consulting engineers, for the purpose of determining the economic and engineering feasibility of financing upgrades and improvements to the water supply, the water treatment plant and distribution system and appurtenant facilities for the Howard County Regional Water Commission in order to provide water at wholesale to the following entities: City of Fayette, City of New Franklin and Consolidated Public Water Supply District #1 of Howard County, Missouri.

**APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE BOARD OF ALDERMEN HELD AUGUST 22, 2023**

Alderwoman Ford motioned to approve the minutes for August 22, 2023 with a correction on page 6. Alderwoman O’Connell seconded the motion. Five voting Aye. Nays – none. Motion carried.

**APPROVAL OF THE MINUTES OF THE SPECIAL MEETING OF THE BOARD OF ALDERMEN HELD AUGUST 24, 2023**

Alderwoman Ford motioned to approve the minutes for August 24, 2023 Special Meeting. Alderwoman O’Connell seconded the motion. Five voting Aye. Nays – none. Motion carried.

**CITY STAFF REPORTS****CITY MARSHAL DAVID FORD**

No comments

**PUBLIC WORKS DIRECTOR DANNY DOUGHERTY**

Public Works Director Danny Dougherty presented a Line-Item Request for lab equipment for the Wastewater Department in the amount of \$4,461.51.

Aldерwoman Ford motioned to approve the line-item request for lab equipment for the Wastewater Department. Aldерwoman O'Connell seconded the motion. Five voting Aye. Nays – none. Motion carried.

**CITY CLERK JUDY THOMPSON**

No comments

**ASSISTANT TO THE MAYOR MIKE DIMOND**

Assistant to the Mayor, Mike Dimond introduced himself to the board and gave a brief description of his new duties at the City.

Mr. Dimond requested the board's approval to attend MPUA Training. Aldерwoman Galloway motioned to approve the MPUA training for Mr. Dimond. Aldерwoman Ford seconded the motion. Six voting Aye. Nays – none. Motion carried.

**CITY ATTORNEY NATHAN NICKOLAUS**

No comments

**VISITORS****Caleb Walker**

Caleb Walker of Heritage Insurance did not attend, but presented an updated insurance quote for renewal of the City's insurance in the amount of \$98,270.00 with Tokio Marine.

Aldерwoman O'Connell motioned to approve the insurance quote from Tokio Marine in the amount of \$98,270.00. Aldерwoman Galloway seconded the motion. Six voting Aye. Nays – none. Motion carried.

**Joey McLiney**

Joey McLiney of McLiney and Company presented information on the Howard County Regional Water Commission Clearwell Project, a Preliminary Engineering Report for Water Treatment Improvements, a Bid Tabulation report and projected new debt service (bond) information. Fayette Ordinance 2023-13

approving the issuance of revenue bonds will be discussed and or approved in New Business. Final approval of the projected repairs and water rate increase will occur after the City of New Franklin and Consolidated Public Water Supply District #1 of Howard County have their public hearings.

### **Gary & Kelly Beeler**

Gary and Kelly Beeler shared their concerns regarding the shortage of parking on their street and asked if the board would approve parking from Crib Street down, that curbs to be repainted and said parking signs were confusing. Public Works Director Danny Dougherty stated that the signs were correct and that there was no parking from Elm to Lucky Streets.

Alderman Galloway commented to remove parking on Spring Street and Alderman O'Connell commented that there should be residential parking only.

### **Dr. Elizabeth Page**

Resident of Linn Street comments were in opposition of parking from Elm to Crib Streets due to narrow streets.

Mr. Ford commented that Linn Street was too narrow for parking. Mr. Dougherty commented that snow plows couldn't plow on Linn Street if cars are parked there.

Alderman Galloway motioned to allow parking on North Spring Street from Church Street to Vine Street. Alderman O'Connell seconded the motion. Four voting Aye. Nays – Two. Motion carried.

Roll Call Vote: Ayes: Alderman O'Connell, Alderman Broadus, Alderman Galloway, Alderman Ford. Nays – Alderman Ishmael and Alderman Gerlt.

Mayor Dawson will amend the parking ordinance and bring it to the next meeting.

## **CITIZEN PARTICIPATION**

### **Denise Collins**

Denise Collins commented on her concern of Pit Bull dogs running free in her neighborhood and stated that she and a neighbor had had incidents with these dogs. She asked what recourse she had since she had filled out several police reports, and received no follow up by the police.

### **George Beford**

George Beford gave his comments on the parking on Linn Street stating he favored No Parking on Linn Street.

### **Rebecca Fenton**

Rebecca Fenton had no other comments on the parking and favored the decision made. She also agrees with the dog problem.

**OLD BUSINESS****DISCUSSION AND/OR APPROVAL OF PAYMENT OF FINAL INVOICE FOR SPLASH PAD LABOR, EQUIPMENT AND MATERIALS, PAYABLE TO IDEAL LANDSCAPE GROUP**

Aldерwoman Ishmael motioned to approve final payment of Splash Pad labor, equipment and materials to Ideal Landscape Group. Aldерwoman Ford seconded the motion. Six voted Aye. Nays – None. Motion carried.

**NEW BUSINESS****PROCLAMATION OF CITY OF FAYETTE CONSTITUTION WEEK 2023**

Mayor Dawson read the Proclamation of City of Fayette Constitution Week 2023. Barbara Alexander attended on behalf of DAR and a picture was taken of she and the mayor with the proclamation document.

**PAY RESOLUTION 2023-19 APPROVING INVOICES FOR PAYMENT**

Aldерwoman Ford motioned to approve Pay Resolution 2023-19, approving invoices and salaries for payment in the total sum of **\$387,861.84** which includes, General Fund \$61,062.45, Electric Fund \$247,060.79, Water Fund \$64,292.40, Sewer Fund \$15,446.20. Aldерwoman Ishmael seconded the motion. Six voting Aye. Nays – None. Motion carried.

**DISCUSSION AND/OR APPROVAL OF BILL NO. 2023-12, AN ORDINANCE RE-ESTABLISHING PROCEDURES FOR DISCLOSING CONFLICTS OF INTEREST.**

Aldерwoman Ford motioned to approve BILL NO. 2023-12 BY FIRST AND TITLE ONLY READING OF AN ORDINANCE RE-ESTABLISHING PROCEDURES FOR DISCLOSING CONFLICTS OF INTEREST. Aldерwoman O'Connell seconded the motion. Six voting Aye. Nays – none. Motion carried.

Roll Call Vote: Ayes: Aldерwoman Ford, Aldерwoman Gerlt, Aldерwoman Galloway, Aldерwoman O'Connell, Aldерwoman Ishmael and Aldерwoman Broadus. Nays – None.

Aldерwoman Ford motioned to approve BILL NO. 2023-12 BY SECOND AND TITLE ONLY READING OF AN ORDINANCE RE-ESTABLISHING PROCEDURES FOR DISCLOSING CONFLICTS OF INTEREST. Aldерwoman Ishmael seconded the motion. Six voting Aye. Nays – none. Motion carried.

Roll Call Vote: Ayes: Aldерwoman Broadus, Aldерwoman Ishmael, Aldерwoman O'Connell, Aldерwoman Galloway, Aldерwoman Gerlt and Aldерwoman Ford. Nays – None.

**DISCUSSION AND/OR APPROVAL OF BILL NO. 2023-13, AN ORDINANCE APPROVING AN ENGINEER'S REPORT AND APPROVING THE ISSUANCE OF REVENUE BONDS BY THE HOWARD COUNTY REGIONAL WATER COMMISSION.**

Public Hearing was closed at this time.

Alderman Ford motioned to approve Bill No. 2023-13, AN ORDINANCE APPROVING AN ENGINEER'S REPORT AND APPROVING THE ISSUANCE OF REVENUE BONDS BY THE HOWARD COUNTY REGIONAL WATER COMMISSION. Alderman Gerlt seconded the motion. Six voting Aye. Nays – 0. Motion carried.

Alderman Ford motioned to approve Bill No. 2023-13, BY FIRST AND TITLE ONLY READING OF AN ORDINANCE APPROVING AN ENGINEER'S REPORT AND APPROVING THE ISSUANCE OF REVENUE BONDS BY THE HOWARD COUNTY REGIONAL WATER COMMISSION. Alderman O'Connell seconded the motion. Six voting Aye. Nays – 0. Motion carried.

Roll Call Vote: Ayes: Alderman Broadus, Alderman Ishmael, Alderman O'Connell, Alderman Galloway, Alderman Gerlt and Alderman Ford. Nays – None.

Alderman Ford motioned to approve Bill No. 2023-13, BY SECOND AND TITLE ONLY READING OF AN ORDINANCE APPROVING AN ENGINEER'S REPORT AND APPROVING THE ISSUANCE OF REVENUE BONDS BY THE HOWARD COUNTY REGIONAL WATER COMMISSION. Alderman Ishmael seconded the motion. Six voting Aye. Nays – 0. Motion carried.

Roll Call Vote: Ayes: Alderman Ford, Alderman Gerlt Alderman Galloway, Alderman O'Connell, Alderman Ishmael and Alderman Broadus. Nays – None. Motion carried.

### **OPENING OF SEALED BIDS FOR CITY HALL REPAIRS**

There were no bids for City Hall repairs.

### **DISCUSSION AND/OR APPROVAL OF PURCHASE OF METER READER INTERFACE MODULE FROM GWORKS.**

Alderman Ford motioned to approve the purchase of the new Meter Reader Interface Module from gWorks. Alderman Broadus seconded the motion. Six voting Aye. Nays – None. Motion carried.

### **APPOINTMENT OF NEW FAYETTE HOUSING AUTHORITY MEMBERS:**

- Brenda McDonald (Board Member)
- Keith Jackmon (Tenant Board Member)

Alderman Broadus motioned to approve the appointment of two new Fayette Housing Authority members, Brenda McDonald and Keith Jackmon. Alderman Ishmael seconded the motion. Six voting Aye. Nays – None. Motion carried.

### **REVIEW OF MISSOURI STATE REPRESENTATIVE TIM TAYLOR'S LETTER OF SUPPORT FOR THE LAND AND WATER GRANT APPLICATION FOR THE RENOVATION AND UPGRADE OF THE FAYETTE SWIMMING POOL.**

A copy of the support letter from Representative Tim Taylor's letter was presented to members.

## **REVIEW OF CITIZEN NOTIFICATION LETTER OF TREE TRIMMING OR REMOVAL**

The council reviewed and accepted a citizen's letter drafted by Alderwoman Galloway to be given to citizens before tree trimming and/or removal will be done on their property, by City crews. A copy of the letter will be given to the homeowner as well as posted in the newspaper and on the City's website in the fall when tree trimming begins.

## **REVIEW OF LAUBER MUNICIPAL LAW, LLC RATE INCREASES EFFECTIVE OCTOBER 1, 2023**

Alderwoman O'Connell motioned to retain Lauber Municipal Law, LLC as the City Attorney and to approve the firm's rate increases as presented by Lauber Municipal Law, LLC. Alderwoman Ishmael seconded the motion. Six voting Aye. Nays – None. Motion carried.

## **BOARD OF ALDERMAN COMMENTS & COMMITTEE UPDATES**

### **Alderwoman Ronda Gerlt**

Alderwoman Gerlt stated that she appreciated the report that Assistant to the Mayor Mike Dimond made.

Mrs. Gerlt commented that she would like to see the visual representation of the Church Street project by Central Methodist University. Mayor Dawson stated that CMU was waiting for the approval of the grant funds.

Mrs. Gerlt reported two citizen complaints. The first, that the intersection of Morrison Street and Highway 5 was dangerous and the citizen was almost in an accident and the second citizen asked for more police presence on Shields Street due to the fast traffic and overweight trucks.

### **Alderwoman Bekki Galloway**

Alderwoman Galloway on behalf of the Parks Commission which met on 9/11/23 and agreed to support the resolution to support the Land, Water and Conservation Fund grant effort and application.

Mrs. Galloway is in the process of writing a Cost Share/TRIM grant application to include removal and replacement of fifteen diseased and or dead trees along the entrance to town and within the City Park. The Tree Board would like to treat five of the healthiest Ash Trees along the entrance to town. Nine Ash trees in the City Park were treated in 2023 with funds from the Cost Share/TRIM grant.

### **Alderwoman Michelle Ishmael**

Alderwoman Ishmael commented speeding on Church Street and the need for extra police patrol.

Mrs. Ishmael inquired about the cemetery marker that was to be done and if it had been completed. Mrs. Ishmael will research the subject and Mrs. Gerlt will talk to Scott regarding the donated marker.

Mrs. Ishmael thanked the City for the recent street dance.

**Aldерwoman Marsha Broadus**

Alderwoman Broadus commented that the fence on West Depot Street needs to be repaired.

Ms. Broadus reported there had been a man at Paige Liberty Park who was playing loud music. Mr. Ford stated that he had spoken to the man.

Ms. Broadus stated that there was a traffic problem on Hackberry and Church Streets.

**MOTION TO ADJOURN TO CLOSED SESSION PURSUANT TO RSMO CHAPTER 610.021 (2) LEASING, PURCHASE OR SALE OF REAL ESTATE BY A PUBLIC GOVERNMENT BODY WHERE PUBLIC KNOWLEDGE OF THE TRANSACTION MIGHT ADVERSELY AFFECT THE LEGAL CONSIDERATION THEREFORE; RSMO CHAPTER 610.021 (3) HIRING, FIRING, DISCIPLINING OR PROMOTING OF PARTICULAR EMPLOYEES BY A PUBLIC GOVERNMENTAL BODY WHEN PERSONAL INFORMATION ABOUT THE EMPLOYEE IS DISCUSSED OR RECORDED; RSMO CHAPTER 610.021 (13) INDIVIDUALLY IDENTIFIABLE PERSONAL RECORDS, PERFORMANCE RATING OR RECORDS PERTAINING TO EMPLOYEES OR APPLICANTS FOR EMPLOYMENT**

Alderwoman Ford motioned to move to closed session at 7:28 p.m. Alderwoman Broadus seconded the motion. Six voting Aye. Nays – 0. Motion Carried.

Responding to the Roll Call: Alderwoman Broadus, Alderwoman Ishmael, Alderwoman Gerlt, Alderwoman O’Connell, Alderwoman Galloway and Alderwoman Ford.

Alderwoman O’Connell motioned to adjourn closed session at 7:55 p.m. Alderwoman Ford seconded the motion. Six voting Aye. Nays – 0. Motion carried.

Roll call vote: Voting Aye: Alderwoman Ford, Alderwoman Gerlt, Alderwoman Galloway, Alderwoman Ishmael, Alderwoman O’Connell and Alderwoman Broadus. Nays: None. Motion Carried.

**MOTION TO RETURN TO OPEN SESSION**

Alderwoman O’Connell motioned to return to open session at 7:55 p.m. Alderwoman Ford seconded the motion. Six voting Aye. Nays – 0. Motion Carried.

Roll Call verified six Board members present to return to open session.

Responding to the Roll Call: Alderwoman Ford, Alderwoman Gerlt, Alderwoman Galloway, Alderwoman Ishmael, Alderwoman O’Connell and Alderwoman Broadus.

**DISCUSSION AND/OR APPROVAL OF APPLICATION FOR THE MDC COST SHARE/TRIM GRANT**

Aldерwoman Ford motioned to approve the application to MDC Cost Share/TRIM Grant. Aldерwoman O'Connell seconded the motion. Six voting Aye. Nays – None. Motion carried.

**ADJOURNMENT**

Aldерwoman O'Connell motioned to adjourn at 8:00 p.m. Aldерwoman Ishmael seconded the motion. Six voting Aye. Nays – 0. Motion Carried.

Respectfully submitted by:

 Judith Thompson, City Clerk

 Jeremy Dawson, Mayor