

**REGULAR MEETING OF THE BOARD OF ALDERMAN OF
THE CITY OF FAYETTE, MISSOURI
TUESDAY, NOVEMBER 14, 2023**

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. November 14, 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 six Board members present for the meeting.

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

ADDITIONS TO AND APPROVAL OF AGENDA.

Alderwoman Ford motioned to approve the November 14, 2023 agenda. Alderwoman Ishmael seconded the motion. Six voting Aye. Nays – none. Motion carried.

APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE BOARD OF ALDERMEN HELD OCTOBER 24, 2023 AND SPECIAL MEETING OF THE BOARD OF ALDERMEN HELD ON NOVEMBER 7, 2023

Alderwoman O'Connell motioned to approve the minutes of the Regular Meeting of the Board of Aldermen held October 24, 2023 and Special Meeting of the Board of Aldermen held on November 7, 2023. Alderwoman Broadus seconded the motion. Six voting Aye. Nays – none. Motion carried.

CITY STAFF REPORTS

CITY MARSHAL DAVID FORD

City Marshal David Ford reported that the fundraiser the police department had to raise funds for the Holiday House raised \$3,000.00.

Mr. Ford stated that the new police truck will be receiving the finishing touches.

Mr. Ford asked the Board if the old police vehicle would be needed for employees that go to training.

Mr. Ford's final words were regarding his desire as an Elected Official to be respected and not dressed down by an alderman in front of other employees when in the Administration office. He asked for people to see him in his office if they wanted to talk about a problem.

PUBLIC WORKS DIRECTOR DANNY DOUGHERTY

Public Works Director Dougherty was absent. Assistant to the Mayor Mike Dimond presented two items for Mr. Dougherty in his section below.

In Mr. Dougherty's absence, Electric Supervisor Sonny Conrow presented two Line-Item Request Forms for line materials and operating supplies. The first request was in the amount of \$10,922.17 and the other \$2,620.00 plus \$180.00. All items were budgeted. Alderwoman Ford motioned to approve both requests. Alderwoman O'Connell seconded the motion. Six voting Aye. Nays – none. Motion carried.

CITY CLERK JUDY THOMPSON

City Clerk Judy Thompson stated that Election Filing begins on 12/05/23 and will end on 12/26/23. Candidate packets can be picked up at City Hall during that period.

Mrs. Thompson stated that a rebate check in the amount of \$7,498.82 was received from D.A. Davidson on 11/13/23.

Mrs. Thompson presented copies of the gWorks renewal for 2024 in the amount of \$16,343.00. Alderwoman Galloway motioned to approve the gWorks renewal invoice. Alderwoman Ford seconded the motion. Six voting Aye. Nays – none. Motion carried.

Mrs. Thompson reported that an employee insurance review was planned for all employees on November 29th & 30th. Caleb Walker from Heritage Insurance and Greg Jackson from Aflac would be available for changes or additions to insurance.

CITY ATTORNEY NATHAN NICKOLAUS

Attorney Todd Smith attended the meeting due to the absence of Attorney Nathan Nickolaus. Mr. Smith had no comments.

ASSISTANT TO THE MAYOR MIKE DIMOND

Mike Dimond, Assistant to the Mayor reported that it had been requested that the horse shoe pits at the park be taken out due to their poor condition. Alderwoman Galloway asked to take the request to the upcoming Parks Committee meeting before removing them.

Mr. Dimond presented an email from Jim Bensman with MECO Engineering with an update on the D.C. Rogers project.

VISITORS

Gary Kunze & Bryan Kunze of Fayette Volunteer Fire Department

Gary Kunze & Bryan Kunze of the Fayette Volunteer Fire Department reported that Engine 2 failed the pump test and asked the Board if they should fix it or use the Ladder Truck as a backup when it is fixed. Mayor Jeremy Lawson asked that quotes be obtained for the fixing of the truck.

Bryan Kunze presented a grant request for a radio and the application was due at the end of the month. The need would be \$4,658.77 for the 50 percent matching portion. Mayor Dawson stated that the Board would look at the budget and bring an answer to the next Board meeting. Aldermen voted to go with proposal 2 that had been presented by Mr. Kunze. Alderwoman Ford motioned to accept the \$4,658.77 match for the grant. Alderwoman O'Connell seconded the motion. Six voting Aye. Nays – none. Motion carried.

CITIZEN PARTICIPATION

Allen Rogers

Allen Rogers attended to share his concern for the health and welfare of his wife, Mati Salazar regarding her dog attack last week and wanted more information regarding the quarantine. Mr. Ford stated that the dogs were checked at the owner's house and stated he felt the woman was fulfilling her obligations. Mati Salazar asked if the dogs were being observed by a veterinarian. Attorney Smith replied that if the dogs develop symptoms, she would be informed.

Grafton Cook

Grafton Cook of the Fayette CID reported on the parking study and stated that they were looking at only the square would be one way, counter-clockwise and that North Main and the block of Main Street in front of the City Hall would remain two-way.

Mr. Cook reported that the CID was considering providing the shortfall of funds needed for the overlay project for parking spaces on Church Street. He will report the decision of the CID Board at the next Board of Aldermen meeting.

Regina Powell

Regina Powell stated that a big white dog chased her grandson at the City Park and scared him.

Ms. Powell suggested that a red light be installed at Church and Depot Street.

OLD BUSINESS

None

NEW BUSINESS**PAY RESOLUTION 2023-25 APPROVING INVOICES FOR PAYMENT**

Alderwoman Ford motioned to approve Pay Resolution 2023-25, approving invoices and salaries for payment in the total sum of **\$467,824.75** which includes, General Fund \$139,394.47, Electric Fund \$190,338.21, Water Fund \$42,363.06, Sewer Fund \$95,729.01. Alderwoman Ishmael seconded the motion. Six voting Aye. Nays – None. Motion carried.

DISCUSSION AND/OR APPROVAL OF REBATE FROM ANTHEM INSURANCE

A vote to override the vote taken at the October 10, 2023 Board of Alderman meeting was taken regarding the distribution of the 2022 Anthem Insurance Rebate. Alderwoman Galloway motioned to approve Option 2 of spreadsheets presented which reveal the rebate based on employee contributions only. Alderwoman O'Connell seconded the motion. Four voting Aye. Nays – two. Motion carried.

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

DISCUSSION AND/OR APPROVAL OF EXTRA FUNDING NEEDED DUE TO MODOT INCREASE FOR THE OVERLAY PROJECT ON CHURCH STREET

Alderwoman Ford motioned to table the decision for extra funding for the Church Street overlay project until after the CID meeting on 11/20/23. Alderwoman Gerlt seconded the motion. Six voting Aye. Nays – None. Motion carried.

DISCUSSION AND/OR APPROVAL OF REQUEST FOR WAIVER OF EXCESS SEWER CHARGE FOR 146 HIGHWAY 5 & 240

Alderwoman Ford motioned to deny the Request for Waiver of Excess Sewer Charge at 146 Highway 5 & 240. Alderwoman Ishmael seconded the motion. Six voting Aye. Nays – None. Motion carried.

BOARD OF ALDERMAN COMMENTS & COMMITTEE UPDATES**Alderwoman Michelle Ishmael**

Alderwoman Ishmael reported several complaints regarding RTS, the trash service in Fayette were throwing cans in the street when emptied. Attorney Smith stated that it was a problem everywhere and wasn't aware of a solution. The Utility office will be asked to call RTS.

Mrs. Ishmael thanked the many people that attended the memorial at the City Cemetery and thanked Justin Addison for such a nice article in the newspaper about the event.

Mrs. Ishmael thanked the Police and Utility departments for their excellent service last week when an electrical emergency caused those who worked in the offices on that block to evacuate.

Alderwoman Peggy O'Connell

Alderwoman O'Connell thanked the office staff for posting the certificate of recognition from the Missouri State Historic Preservation Office for twenty years of successful participation in the Missouri Certified Local Government program received on October 20, 2023.

Mrs. O'Connell reported a complaint that the street was too narrow at Elm and West Davis streets.

Alderwoman Bekki Galloway

Alderwoman Galloway reported on the following topics:

1. Question that constituents ask Mrs. Galloway every week is, What do the Fayette Police do? Mrs. Galloway suggests the City Marshal present a monthly report on police activity.
2. Can Lauber Law firm provide some information on pros and cons of elected vs. non-elected City Marshals in Missouri.
3. Constituent reported that there was lots of speeding on Spring Street.
4. Constituent reports that she would like to fill out a dog complaint and asks for the complaint form to be added to the City's website.
5. Resident Daman Gaines reports two dead trees in city domain on his property on the corner of Knaus and Lake. He also wanted to complain that the damaged sidewalk from trenching by the City has not yet been fixed.
6. Play equipment at Paige Liberty Park has warped in the sun and a bench needs repair. Mrs. Galloway asked what was the warranty on the equipment.
7. Constituent complained about old geodome that has sharp edges and needs to be repaired at the City Park.
8. Soft surface at the Universal Playground at the City Park is completed.
9. Arbor Day goals set by Tree Board on 11/11/23, including K-12 book donation and reading, K-12 community tree giveaway and possible tree planting and labeling with students.
10. Fayette has been chosen by MDC for a free design of a comprehensive tree planting plan for the City Park with the help of a Landscape Architect who is willing to work with Fayette Disc Golf Association and the Public Works Department.
11. Nelson Tree Service will begin removing trees on November 20, 2023.
12. Mrs. Galloway distributed fliers throughout town as a part of the Cost Share grant outreach.
13. Animal Control Ordinance enforcement issue. Why is paying to impound biting dogs elsewhere when necessary, a problem? Is the City liable for not enforcing the ordinance and leaving the public at risk? Attorney Todd Smith replied that the City is not liable to pay for impoundment of dogs.
14. The need for an information sheet for citizens when they move into town such as trash and dog ordinances and important phone numbers.

Alderwoman Ronda Gerlt

Alderwoman Gerlt commented that bad dogs are an irresponsible owner's problem and that the veterinarian doesn't like to take them for quarantine. Mrs. Gerlt suggested that a separate isolation kennel

be built at the dog pound for special situations. Alderwoman Galloway suggested that donations could be sought from the community.

Attorney Smith commented that Fayette was fortunate to have a dog pound as many cities do not.

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 O'Connell motioned to move to closed session at 7:20 p.m. Alderwoman Broadus seconded the motion. Six voting Aye. Nays – 0. Motion Carried.

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

Alderwoman Ford motioned to adjourn closed session at 7:36 p.m. Alderwoman Broadus seconded the motion. Six voting Aye. Nays – 0. Motion carried.

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

ADJOURNMENT

Alderwoman Ford motioned to adjourn at 7:36 p.m. Alderwoman O'Connell seconded the motion. Six voting Aye. Nays – 0. Motion Carried.

Respectfully submitted by:

 Judith Thompson, City Clerk

 Jeremy Dawson, Mayor