

REGULAR SESSION
MALDEN CITY COUNCIL
TUESDAY, JANUARY 17, 2012 — 7:00 P.M.
CITY HALL—201 SOUTH MADISON

Mayor Ray Santie called the meeting to order at 7:00 p.m. with a moment of silence.

ROLL CALL:

Council Member Ron Dell	Present
Council Member Kenneth Thompson	Present
Council Member Robert House	Present
Council Member Lytyron Robinson	Present
Council Member Debra Wilkerson	Present
Council Member Dianna Rogers	Present
Council Member Charles Dierks	Absent
Council Member Larry Crain	Present

7 Council Members present.

Others Attending: City Administrator Ted Bellers, BPW & City Treasurer/Finance Director Stephen Crump, EMA Director Jim Hollingshad, CEO Danny Grant, City Attorney Mike Mowrer, Police Chief Jarrett Bullock, Street Superintendent Kurt Krepps, and City Clerk Marilyn Fiddler.

15 MINUTE OPEN FORUMS:

Mrs. Janie McLeod spoke to the Council regarding a proposal her organization gave to the City to review in at the December 2011 meeting. Mrs. McLeod asked if the Council wanted to vote on the proposal to approve the volunteer board.

MOTION: By Council Member Thompson to approve the Volunteer Board.

SECOND: By Council Member Dell.

Motion Failed 0/7.

Mayor Santie explained that Chief Bullock was in charge of the pound and he would work with the group in any way he could.

Mr. David Darnell spoke to the Council to ask that he be reinstated as a meal delivery person with back pay and a public apology from the Mayor.

APPROVAL OF THE MINUTES:

MOTION: By Council Member Dell to approve the minutes of December 19, 2011 as presented.

SECOND: By Council Member Thompson.

Motion Failed 7/0.

CITY'S FINANCIAL REPORT:

Finance Director Stephen Crump reported that the City of Malden had \$1,313,466.18 in the bank, General Fund had \$642,944.33, Cemetery Fund had \$78,885.52, Street Fund had \$61,284.89, Park Fund had \$170,893.76 and DED had \$113,763.10. Mr. Crump reported that there was \$80,020.32 in

expense revisions. Mr. Crump also reported that there is \$80,000 in reserves. Mr. Crump reported that the Golf Course as of January 17, 2012 had \$4800.

MALDEN GOLF COURSE—RICK ALLEN:

Mr. Allen, Board Chairman informed the Council that he met with Mayor Santie and Finance Director Stephen Crump to analysis the cash flow for the Golf Course. Mr. Allen reported the Golf Course has 95 cart sheds and they rent for \$225 per year; of the 95 there has been 34 rented and paid for. Mr. Allen also reported that there is always one part-time person inside and one part-time person outside. Mr. Allen asked that the Council extend/advance a line of credit of \$10,000 to the Golf Course.

MOTION: By Council Member Crain to advance \$10,000 to the Golf Course to the end of the fiscal year 6/30/2012.

SECOND: By Council Member House.

Motion Failed 0/7.

FARM LEASE AGREEMENT:

The rent period is from January 1, 2012 to November 1, 2012 and the rent is \$144.17 per acre for a total of \$55,622.23. Because the leased land will become part of a land application waste treatment system for the City and that system will be under planning and construction during the lease period special provision are added for crop year 2012. There are eight (8) provisions in the agreements.

MOTION: By Council Member Rogers to authorize the Mayor to sign a lease land agreement between the City of Malden and James Hampton dba Vinson Farms.

SECOND: By Council Member House.

Motion Carried 7/0.

PUBLIC SAFETY COMMITTEE:

Chief Jarrett Bullock reported that the Public Safety Committee recommended closing Fire Station #1 because of the many problems; the work has begun on Fire Station #2.

MOTION: By Council Member Thompson to close Fire Station #1 effective February 6, 2012.

SECOND: By Council Member Robinson.

Motion Carried 7/0.

Chief Bullock reminded the Council that the building would have to be boarded up in order to get the MIRMA points.

MOTION: By Council Member Thompson to approve the appointment of Jarrett Bullock as Interim Fire Chief.

SECOND: By Council Member Rogers.

Motion Carried 7/0.

MOTION: By Council Member Thompson to approve \$1,000 a month is added to the Fire Department's budget for the Chief's salary.

SECOND: By Council Member House.

Motion Carried 7/0.

Chief Bullock thanked the Council but turned down the \$1000 and asked that the money be put in the equipment fund.

MOTION: By Council Member Thompson to appropriate up to \$39,500 for the Malden Fire Department with \$30,000 being taken from General Fund and \$9,500 being taken from the Fire Equipment Fund.

SECOND: By Council Member House. **Motion Carried 7/0.**

Chief Bullock thanked everyone for working with him on this project. Council Member House also thanked everyone for their help on this project.

MOTION: By Council Member House to place the one-fourth of a cent (1/4) sales tax on the April 3, 2012 ballot.

SECOND: By Council Member Thompson. **Motion Carried 7/0.**

SAFETY DIRECTOR – BARBARA CRAYNE:

Safety Director Barbara Crayne spoke regarding the upcoming MIRMA evaluation on February 9, 2012. Mrs. Crayne reported 2012 is the year for the CPR and first aid courses to be refreshed and she has spoken with the instructor to schedule the training. Mrs. Crayne asked if there were any funds in the budget for the safety incentives budget. Mrs. Crayne presented the Council with a copy of the safety goals and objectives.

MOTION: By Council Member Dell to approve the “Safety Goals and Objectives”.

SECOND: By Council Member Thompson. **Motion Carried 7/0.**

CITY ADMINISTRATOR’S REPORT:

City Administrator Ted Bellers thanked the volunteers, Kurt, Jarrett and all others that helped to get Fire Station #2 ready for the firemen.

Administrator Bellers reported that the Solid Waste Committee Review Committee met at 3:00 p.m. on January 25, 2012 at the Board of Public Works. Administrator Bellers reported that there would be a wastewater treatment facility upgrade and that a contract with Smith & Co. had been executed at a cost of \$2 million. Mr. Bellers thanked Mrs. Crain for accepting the position of Safety Director.

COUNCIL REPORTS:

Council Member Dell reported that the budget looks good and he saw no need for a quarterly budget meeting.

Council Member Thompson asked if something could be done with microphones, maybe an upgrade because half of the time the audience cannot hear or see all of the Council. Mr. Crump stated New Wave Communications would be upgrading the cable system because of bandwidth problems.

Council Member Crain stated he was disappointed in the vote on the Golf Course.

Council Member Rogers reminded everyone of the function to be held at the American Legion on January 21, 2012 and the cover charge would be \$15 per person.

MAYOR’S REPORT:

Mayor Santie reported that there has been some interest in the land where the old Nutrition Center was housed. Mayor Santie asked the Council to think about the Nutrition Center being on its own in the future.

MOTION: By Council Member Thompson to adjourn the Regular Session of January 17, 2012.

SECOND: By Council Member Dell

POLL VOTE --- MOTION PASSED		7-Yes	0-No	
Councilmember Thompson	Yes		Councilmember Dierks	Absent
Councilmember Rogers	Yes		Councilmember Crain	Yes
Councilmember Wilkerson	Yes		Councilmember Dell	Yes
Councilmember House	Yes		Councilmember Robinson	Yes

RAY SANTIE, MAYOR

ATTEST:

MARILYN FIDDLER, CITY CLERK

SPECIAL CALLED SESSION
MALDEN CITY COUNCIL
MONDAY, JANUARY 23, 2012 — 5:30 P.M.
CITY HALL—201 SOUTH MADISON

Mayor Ray Santie called the meeting to order at 5:30 p.m.

ROLL CALL:

Council Member Ron Dell	Absent
Council Member Kenneth Thompson	Present
Council Member Robert House	Present
Council Member Lytyron Robinson	Absent
Council Member Debra Wilkerson	Present
Council Member Dianna Rogers	Present
Council Member Charles Dierks	Present
Council Member Larry Crain	Present

6 Council Members present.

MOTION: By Council Member Dierks to approve the first reading of Ordinance No. 3044 by heading only --- An Ordinance imposing a sales tax in the amount of one-fourth of one percent on all retail sales made in the City of Malden which is subject to taxation pursuant to the provisions of section 144.010 to 144.525 RSMo. For the purpose of providing revenues for the operation of the City of Malden Fire Department and further providing that the sales tax herein imposed shall not be effective until the matter is submitted to the voters of the City of Malden in a State general, primary or special election and a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal and providing an effective date therefor and for the repeal of any ordinances in conflict therewith.

SECOND: By Council Member House.

<u>POLL VOTE --- MOTION PASSED</u>		<u>6-Yes</u>		<u>0-No</u>	
Councilmember Thompson	Yes	Councilmember Dierks	Yes		
Councilmember Rogers	Yes	Councilmember Crain	Yes		
Councilmember Wilkerson	Yes	Councilmember Dell	Absent		
Councilmember House	Yes	Councilmember Robinson	Absent		

MOTION: By Council Member House to approve the second and final reading of Ordinance No. 3044 by heading only --- An Ordinance imposing a sales tax in the amount of one-fourth of one percent on all retail sales made in the City of Malden which is subject to taxation pursuant to the provisions of section 144.010 to 144.525 RSMo. For the purpose of providing revenues for the operation of the City of Malden Fire Department and further providing that the sales tax herein imposed shall not be effective until the matter is submitted to the voters of the City of Malden in a State general, primary or special election and a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal and providing an effective date therefor and for the repeal of any ordinances in conflict therewith.

SECOND: By Council Member Thompson.

POLL VOTE --- MOTION PASSED		6-Yes	0-No
Councilmember Dell	Absent	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Thompson	Yes
Councilmember House	Yes	Councilmember Robinson	Absent

MOTION: By Council Member Thompson to adjourn the Regular Session of January 23, 2012.

SECOND: By Council Member Dell.

POLL VOTE --- MOTION PASSED		6-Yes	0-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Absent
Councilmember House	Yes	Councilmember Robinson	Absent

RAY SANTIE, MAYOR

ATTEST:

MARILYN FIDDLER, CITY CLERK

REGULAR SESSION
MALDEN CITY COUNCIL
TUESDAY, FEBRUARY 21, 2012 — 7:00 P.M.
CITY HALL—201 SOUTH MADISON

Mayor Ray Santie called the meeting to order at 7:00 p.m. with Council Member Debra Wilkerson leading the opening prayer.

ROLL CALL:

Council Member Ron Dell	Present
Council Member Kenneth Thompson	Present
Council Member Robert House	Present
Council Member Lytyron Robinson	Present
Council Member Debra Wilkerson	Present
Council Member Dianna Rogers	Absent
Council Member Charles Dierks	Present
Council Member Larry Crain	Present

7 Council Members present.

Others Attending: *City Administrator Ted Bellers, BPW & City Treasurer/Finance Director Stephen Crump, EMA Director Jim Hollingshad, CEO Danny Grant, City Attorney Mike Mowrer, Police Officer Brad Burge, Street Superintendent Kurt Krepps, and City Clerk Marilyn Fiddler.*

GUEST:

LAGERS Rep. Jeff Pabst gave the council an overview of the LAGERS program. Mr. Pabst asked that the full evaluation be made available for 45 days. Mr. Pabst gave an example of a five (5) year plan, three (3) year plan and a plan called the Rule of 80.

MOTION: By Council Member House to table the retirement issue until the next meeting.

SECOND: By Council Member Wilkerson.

Motion Carried 7/0.

Dan Ragazio, General Manager for Allied Waste spoke to the Council regarding the fifth year clause in the contract; and asked that the Council approve a \$.50 increase per month per household.

MOTION: By Council Member Dierks to approve the \$.50 increase per household per month for one year (fifth year option).

SECOND: By Council Member Dell.

Motion Carried 7/0.

15-MINUTE OPEN FORUM:

Mr. Joe Robinson stated he thinks the Council does a good job as a whole but he does not want his tax dollars spent at the Nutrition Center, if the Nutrition Center cannot break even then they should close. Mr. Robinson stated he thinks the money can be better spent on the Police Department and Fire Department.

Mr. David Darnell stated he was present last month to ask the City to reverse his firing and to ask the Mayor to apologize. Mr. Darnell gave his version of the incident at the Nutrition Center. Mr. Darnell was not given an answer by the Council.

Malden Business owner Gustavo Marquez spoke to the Council regarding using a city owned vacant lot that is adjacent to one of his businesses on a month to month basis.

MOTION: By Council Member Thompson to allow Mr. Marquez to use the property south of the Malden Community Center.

SECOND: By Council Member Crain. **Motion Carried 7/0.**

APPROVAL OF THE MINUTES:

MOTION: By Council Member House to approve the Regular Minutes of January 17, 2012 as presented.

SECOND: By Council Member Wilkerson. **Motion Carried 7/0.**

MOTION: By Council Member House to approve the Closed Minutes of December 19, 2011 as presented.

SECOND: By Council Member Dierks. **Motion Carried 7/0.**

TREASURER’S REPORT:

Finance Director Stephen Crump gave the report on the City’s financial state. As of January 1, 2012 the City had \$1,429,185.75 in the bank. Mr. Crump reported that the funds from Vinson Farms were deposited into the wrong account; the mistake was corrected and the funds were deposited into the correct account.

MOTION: By Council Member Dierks to accept the audit for fiscal year ending June 30, 2011 performed by Hamlin & Cook.

SECOND: By Council Member Dell. **Motion Carried 7/0.**

MOTION: By Council Member Dell to notify the new auditing firm that the City of Malden will honor their contract.

SECOND: By Council Member Thompson. **Motion Carried 7/0.**

MOTION: By Council Member House to approve the payment of \$4200 for vacation and sick leave to Jerry Sills.

SECOND: By Council Member Crain.

<u>POLL VOTE --- MOTION PASSED</u>		<u>6-Yes</u>		<u>1-No</u>	
Councilmember Thompson	Yes	Councilmember Dierks	Yes		
Councilmember Rogers	Absent	Councilmember Crain	Yes		
Councilmember Wilkerson	Yes	Councilmember Dell	Yes		
Councilmember House	No	Councilmember Robinson	Yes		

RESOLUTION:

MOTION: By Council Member Dierks to approve Resolution No. 3008 – A Resolution of the governing body of the City of Malden, Missouri, determining its intent to reimburse itself for certain capital expenditures.

SECOND: By Council Member Thompson.

Motion Carried 7/0.

RAIL PROJECT:

MOTION: By Council Member Dierks to approve the additional expenditure of \$11,043 at no expense to the City of Malden.

SECOND: By Council Member Thompson.

Motion Carried 7/0.

CITY ADMINISTRATOR'S REPORT:

City Administrator Ted Bellers reported that the City scored 98% on the MIRMA evaluation thanks, to the hard work of each department.

Administrator Bellers reported that the City is in the process of signing a contract with T-Mobile for \$1100 monthly. (T-Mobile will place their antenna on the City's water tower).

City Administrator Bellers informed the Council of the progress of the Urban Homestead Program most have been signed.

MOTION: By Council Member Dierks instruct Attorney to prepare an Ordinance to waive existing tax liens.

SECOND: By Council Member House.

Motion Carried 7/0.

COUNCIL REPORTS:

Council Member Thompson thanked the Public Works Department for the work done in the alley adjacent to the VFW.

Council Member Dierks thanked the Council members for their hard work.

Council Member Wilkerson spoke to the Council about the Mid-South Production coming to the Malden Community Center and having Lee Williams & The Spiritual QC's of Tupelo MS and a number of other gospel groups singing perform on March 24, 2012 at 6:00 p.m. Council Member Wilkerson also spoke about presenting a proclamation to Lee Williams; Mayor Santie agreed to sign the proclamation.

MAYOR'S REPORT:

Mayor Santie spoke to the Council regarding the vacancy on the Park Board and the gentleman he has asked the Council to approve to fill the vacancy.

MOTION: By Council Member Thompson to approve the appointment of Stuart Hoehn of 805 W. Park Malden to the Park Board.

SECOND: By Council Member House.

Motion Carried 7/0.

MOTION: By Council Member Thompson to adjourn the Regular Session of February 21, 2012.

SECOND: By Council Member House.

POLL VOTE --- MOTION PASSED		7-Yes	0-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Absent	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

RAY SANTIE, MAYOR

ATTEST:

MARILYN FIDDLER, CITY CLERK

SPECIAL CALLED SESSION
MALDEN CITY COUNCIL
TUESDAY, MARCH 13, 2012 — 6:00 P.M.
BOARD OF PUBLIC WORKS CONFERENCE ROOM
111 EAST LACLEDE STREET

Mayor Ray Santie called the meeting to order at 6:00 p.m.

ROLL CALL:

Council Member Ron Dell	Present
Council Member Kenneth Thompson	Present
Council Member Robert House	Present
Council Member Lytyron Robinson	Present
Council Member Debra Wilkerson	Absent
Council Member Dianna Rogers	Absent
Council Member Charles Dierks	Present
Council Member Larry Crain	Absent

5 Council Members present.

Others Attending: *City Administrator Ted Bellers, EMA Director Jim Hollingshad, Chief Jarrett Bullock, and City Clerk Marilyn Fiddler.*

EMERGENCY MANAGEMENT AGENCY:

Mayor Santie opened the meeting by announcing that today is “Tornado Awareness Day”. Mayor Santie turned the meeting over to EMA Director Jim Hollingshad. Mr. Hollingshad reported that the City has five (5) sirens all which are working but not by remote control; have called a technician. Mr. Hollingshad informed the Council that the relay switches are not working properly but each siren can be operated manually. Mr. Hollingshad gave a summary of how things would work if there was a storm. Mr. Hollingshad told of text alerts and how to sign up for the text alerts. City Administrator Ted Bellers stated we should start with the city officials. Council Member Dierks stated we need to educate the public to have a designated place for the family to meet in case of a disaster. City Administrator Bellers stated we should start in the schools and the City needs to do a Table Top. Mayor Santie suggested large posters be put at the Community Center to tell where the shelters are and signs be placed at the shelters to mark them.

MOTION: By Council Member Dierks to approve the Malden Emergency Management Agency’s Plan with changes.

SECOND: By Council Member Dell.

Motion Carried 5/0.

FIRE TAX:

Mayor Santie informed the Council that if they spent \$10,000 in the City of Malden a year you will only pay \$25. Fire Chief Bullock stated he will continue to push for this tax because it will help the Fire Department and the City---it will help the City with its ISO rating and the Fire department with the equipment, building maintenance, and training of the firemen. Chief Bullock also stated the tax will help homeowner with their insurance cost.

Chief Bullock said he is working to get the pumper trucks certified and working on the maintenance of the fire hydrants. Chief Bullock informed the Council that he has had three (3) live fire trainings this year.

Chief Bullock announced that Fire Station #2 will have an open house on Saturday, March 31, 2012.

MOTION: By Council Member House to adjourn the Special Called Session of March 13, 2012.

SECOND: By Council Member Robinson.

POLL VOTE --- MOTION PASSED		5-Yes	0-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Absent	Councilmember Crain	Absent
Councilmember Wilkerson	Absent	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

RAY SANTIE, MAYOR

ATTEST:

MARILYN FIDDLER, CITY CLERK

REGULAR SESSION
MALDEN CITY COUNCIL
MONDAY, MARCH 19, 2012 — 7:00 P.M.
CITY HALL—201 SOUTH MADISON

Mayor Ray Santie called the meeting to order at 7:00 p.m. with Council Member Debra Wilkerson leading the opening prayer.

ROLL CALL:

Council Member Ron Dell	Present
Council Member Kenneth Thompson	Absent
Council Member Robert House	Present
Council Member Lytyron Robinson	Present
Council Member Debra Wilkerson	Present
Council Member Dianna Rogers	Absent
Council Member Charles Dierks	Present
Council Member Larry Crain	Absent

5 Council Members present.

Others Attending: *City Administrator Ted Bellers, Officer Brad Burge, CEO Danny Grant, and City Clerk Marilyn Fiddler.*

15-MINUTE OPEN FORUM:

Ms. Ann Walker a member of the Nutrition Center Site Council; one of her jobs is to help at the Nutrition Center and try to get problems solved before they escalate into larger problems. Ms. Walker informed the council that the Nutrition Center reimburses the City for the salaries. Ms. Walker stated she just wanted to get some of the truth out there to everyone.

Mr. David Black appealed to the Council to write a letter to the Library Board to build the new library in the downtown area of Malden and not in the new ball field. Mr. Black stated a businessman has offered to donate land in the downtown area. Mr. Black stated he is surprise the Council did not raise this issue. Mr. Black stated the Library Board made a mistake. Mayor Santie met with the Librarian in January to convey that other sites are available.

MOTION: By Council Member Dell to send a letter to the Dunklin County Library Board to inform them that the Council would prefer a more central location (downtown) for the new library.

SECOND: By Council Member House.

Motion Carried 5/0.

APPROVAL OF THE MINUTES:

MOTION: By Council Member Dierks to approve the Regular Minutes of February 21, 2012 as presented.

SECOND: By Council Member Wilkerson.

Motion Carried 5/0.

MOTION: By Council Member Dell to approve the Special Called Minutes of March 13, 2011 as presented.

SECOND: By Council Member Robinson.

Motion Carried 5/0.

TREASURER'S REPORT:

Finance Director Stephen Crump reported that the City's General Fund account has \$662,733.25, the Cemetery Fund has \$82,651.33, the Street Fund has \$64,047.77, the Park Fund has \$182,647.06 and the DED account has \$113,950.35 with a total of \$1,400,935.55. Mr. Crump also reported that Golf/Rec Park has \$2500 left in their budget. Mr. Crump reported that we are \$118,000 into reserves. Mr. Crump informed everyone that in the month of April we would begin working on the budget for fiscal year 2012/2013. Mr. Crump also inform the Council that Shelton's Business Machines is helping to install the video cameras, they have ordered components for the digital system. Council Member Dell stated we will be ¾ through the year and we will need to start setting up budget meetings. Mayor Santie reported the cost of LAGERS upgrade will be \$198,294.00; the report will be in the City Clerk's off if anyone would like to review the report.

WARD STREET ABANDONED:

The request to abandon Ward Street was withdrawn by the requester.

MEETING:

Malden Nutrition Center, Inc, @ 5:30 p.m. at City Hall March 21, 2012. (Accounts Payables).

CITY ADMINISTRATOR:

City Administrator Ted Bellers reported the Public Works Department has begun hiring part-time workers for the season so please bear with them on the mowing and clean up around the buildings. Mr. Bellers also reported that BPW Wastewater finances will come to the City Council the next two or three months. Mr. Bellers reported that some of the streets will be sealed in July and August. Mr. Bellers stated there will be an open house for Fire Station #2 on March 31, 2012 with hot dogs and refreshments being served. Mr. Bellers reminded everyone of the importance of passing the Fire tax on April 3. Mr. Bellers informed the Council that the budget work will began soon; a sewer main has collapsed and a new pump station had to be instated in that area; also a maintenance program will need to be developed for those kinds of items.

COUNCIL REPORT:

Council Member Dell spoke regarding the MIRMA evaluation stating it is the best report the City has ever received.

Council Member Dierks when the Street would be doing Francis Street. Council Member Dierks also thanked the City employees for their hard work.

MAYOR'S REPORT:

Mayor Santie asked CEO Danny Grant to report on the Urban Homestead Program. CEO Grant reported that 29 out of 48 of the properties for Urban Homestead Program have been signed.

MOTION: By Council Member Wilkerson to adjourn the Regular Session of March 19, 2012.

SECOND: By Council Member Robinson.

POLL VOTE --- MOTION PASSED		5-Yes	0-No
Councilmember Thompson	Absent	Councilmember Dierks	Yes
Councilmember Rogers	Absent	Councilmember Crain	Absent
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

Ray Santie, Mayor

ATTEST:

Marilyn Fiddler, City Clerk

REGULAR SESSION
MALDEN CITY COUNCIL
MONDAY, APRIL 16, 2012 — 7:00 P.M.
CITY HALL—201 SOUTH MADISON

Mayor Ray Santie called the meeting to order at 7:00 p.m. with Council Member Debra Wilkerson leading the opening prayer.

ROLL CALL:

Council Member Ron Dell	Present
Council Member Kenneth Thompson	Present
Council Member Robert House	Present
Council Member Lytyron Robinson	Present
Council Member Debra Wilkerson	Present
Council Member Dianna Rogers	Present
Council Member Charles Dierks	Present
Council Member Larry Crain	Present

8 Council Members present.

Others Attending: City Administrator Ted Bellers, Officer Brad Burge, CEO Danny Grant, EMA Director Jim Hollingshad, Public Works Superintendent Kurt Krepps, City Attorney Mike Mowrer, Police Chief Jarrett Bullock, Fire Chief Charlie Cooper, and City Clerk Marilyn Fiddler.

OLD BUSINESS:

APPROVAL OF MINUTES:

MOTION: By Council Member Dierks to approve the Regular Session Minutes of March 19, 2012.

SECOND: By Council Member Wilkerson.

Motion Carried 8/0.

CERTIFICATION OF ELECTION RESULTS:

MOTION: By Council Member Dell to approve the Election Results of April 3, 2012.

SECOND: By Council Member Robinson.

Motion Carried 8/0.

NEW BUSINESS:

THE CITY CLERK SHALL ADMINISTER THE OATH OF OFFICE:

The Oath of Office was Administered to:

Council Members: Debra Wilkerson
Dianna Rogers
Charles Dierks
Larry Crain

ROLL CALL:

Council Member Ron Dell	Present
Council Member Kenneth Thompson	Present
Council Member Robert House	Present
Council Member Lytyron Robinson	Present
Council Member Debra Wilkerson	Present
Council Member Dianna Rogers	Present
Council Member Charles Dierks	Present
Council Member Larry Crain	Present

8 Council Members present.

GUEST:

Malden Nutrition Center Director Betty Qualls spoke to the Council regarding sponsoring the Nutrition Center for the fiscal year 2012/2013. Mayor Santie reported that the City of Malden has sponsored the Nutrition Center since 1978 and it was not supposed to cost the City of Malden any money but it has. Mrs. Qualls informed the Council that AAA was cutting her budget \$17,000 this year.

MOTION: By Council Member Dell to authorize the Mayor to sign the contract between the City of Malden and the Area Agency on Aging for the fiscal year 2012/2013 beginning July 1, 2012.

SECOND: By Council Member Dierks.

Motion Carried 8/0.

Atty. Mowrer stated he sees no financial obligation that will tie the City to any level of funding.

Mr. Jason Thomas spoke to the Council regarding a pitching machine for the girls' softball team, after much discussion Mr. Thomas was asked to meet with City Administrator at 8:00 a.m. on Tuesday 4/17/12.

Mr. Jesse Porter III. (Trey) spoke to the Council about the difference in the amount of funds being spent between Frisco Park and MLK Park. Mayor Santie invited Mr. Porter to the next Park Board meeting and asked Mr. Porter if he would be interested in being on the Park Board. Mr. Porter stated he would be on the Park Board.

Mr. Robert Scott Wilson spoke to the Council regarding a license for his home base business. Attorney Mowrer asked Mr. Wilson if he had filled out an application and he stated he had not filled out an application but he would.

MAYOR PRO-TEMP:

MOTION: By Council Member Dell to nominate Council Member Dianna Rogers as Mayor Pro-Temp.

SECOND: By Council Member Wilkerson.

Motion Carried 8/0.

MOTION: By Council Member Crain to nominate Council Member Robert House. **No Second**

MOTION: By Council Member Thompson to nominate Council Member Charlie Dierks. **No Second**
Council Member Crain called for the vote.

TREASURER'S REPORT:

Finance Director Stephen Crump reported that the City had \$1,340,586.83 in the bank and the Cemetery has \$119,645.08, Street Fund has \$55,453.92, Park /Local Tax has \$182,809.62, DED has \$114,050.36, Capital Improvement Fund has \$56,075.89, General Fund has net cash of \$613,466.91, Capital Improvement Corporation has \$ 32,405.67 and Land Escrow has \$55,622.23. Mr. Crump also stated by the end of the fiscal year we will have used \$100,000 of the reserve. Mr. Crump reported the Park Department has spent \$22,000 on park equipment. Council Member Dell set Thursday, April 26, 2012 at 7:00 p.m. at City Hall for a Budget Committee Meeting.

RESOLUTION:

MOTION: By Council Member Dierks to approve Resolution No. 3009 --- A Resolution adopting a tax and securities compliance procedure for the City of Malden, Missouri.

SECOND: By Council Member Thompson.

Motion Carried 8/0.

ORDINANCE:

Postponed. Mayor Santie called a Special Called Meeting for Monday, April 23, 2012 @ 7:00 p.m. @ City Hall. The 10% in the first paragraph could not be explained therefore the Council decided to wait until Attorney Mowrer could reach persons from the firm of Gilmore & Bell P.C.

CITY ADMINISTRATOR'S REPORT:

City Administrator Ted Bellers informed the Council that May is clean-up period for the city we are working with Allied Waste to organize a special pick-up. Mr. Bellers thanked everyone for their support in passing the Fire Tax. Mr. Bellers also reported that in the Parks are working on plans for future development and will be spending some of the Park funds in the next year or two on those developments; the Parks will be coming before the Council to let you know what those plans are.

COUNCIL REPORTS:

Council Member Dell congratulated the Council Members that were re-elected to the Council.

Council Member Thompson welcomed the re-elected Council Members back.

City Admin. Bellers informed everyone that a Subway snack shop will be coming to Malden, the owners will be starting construction soon.

Council Member Crain stated the City is looking cleaner all the time.

Council Member Dierks thanked the Cottonhill Township for paving W. Francis Street and the parking lot by Frisco Park.

Council Member Rogers thanked all those that voted for her.

Council Member Wilkerson thanked all those that came out to vote in Ward I because although she did not have an opponent she still appreciates the votes.

MAYOR'S REPORT:

Mayor Santie presented Charlie Cooper as Fire Chief.

MOTION: By Council Member Thompson to approve the appointment of Charlie Cooper as Fire Chief effectively immediately.

SECOND: By Council Member House.

Motion Carried 8/0.

ABANDON OF ALLEY:

CEO Grant presented the Council with a request from Harold Bush to abandon an alley. Mayor Santie stated this property needed a survey at the property owner's expense. Mayor Santie thanked the Citizens of Malden for approving the sales tax for the fire department.

MOTION: By Council Member Thompson to adjourn the Regular Session of April 16, 2012.

SECOND: By Council Member House.

<u>POLL VOTE --- MOTION PASSED</u>		<u>8-Yes</u>	<u>0-No</u>
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

Ray Santie, Mayor

ATTEST:

Marilyn Fiddler, City Clerk

SPECIAL CALLED SESSION

MALDEN CITY COUNCIL

MONDAY, APRIL 23, 2012 — 7:00 P.M.

CITY HALL—201 SOUTH MADISON

MALDEN MISSOURI 63863

Mayor Ray Santie called the meeting to order at 7:00 p.m.

ROLL CALL:

Council Member Ron Dell	Present
Council Member Kenneth Thompson	Present
Council Member Robert House	Present
Council Member Lytyron Robinson	Absent
Council Member Debra Wilkerson	Present
Council Member Dianna Rogers	Present
Council Member Charles Dierks	Present
Council Member Larry Crain	Absent

6 Council Members were present.

Others Attending: *City Administrator Ted Bellers, EMA Director Jim Hollingshad, Chief Jarrett Bullock, and City Clerk Marilyn Fiddler.*

Mayor Santie presided called the meeting to order.

ORDINANCE:

MOTION: By Council Member Dierks to approve the first reading of Ordinance No. 3045 --- An Ordinance authorizing the City of Malden, Missouri, to enter into a lease-purchase transaction with Greyhawk Commercial Finance, LLC for certain public improvements for the City of Malden, Missouri; and authorizing and approving certain actions in connection with the execution and delivery of said lease-purchase transaction.

SECOND: By Council Member Rogers.

POLL VOTE --- MOTION PASSED

		<u>6-Yes</u>	<u>0-No</u>
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Absent
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Absent

Attorney Mike Mowrer explained that the payments are level over a fifteen year (15) period.

MOTION: By Council Member Thompson to approve the second and final reading of Ordinance No. 3045 - -- An Ordinance authorizing the City of Malden, Missouri, to enter into a lease-purchase transaction with Greyhawk Commercial Finance, LLC for certain public improvements for the City of Malden, Missouri; and authorizing and approving certain actions in connection with the execution and delivery of said lease-purchase transaction.

SECOND: By Council Member House.

POLL VOTE --- MOTION PASSED

6-Yes

0-No

Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Absent
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Absent

Mayor Santie thus declared Bill No. 3045 Ordinance No. 3045 and an Ordinance of the City of Malden.

RECOMMENDATIONS FROM THE PUBLIC SAFETY COMMITTEE:

City Administrator Ted Bellers informed the Mayor and Council that he had visited with Fire Chief Charlie Cooper and Asst. Fire Chief Jon Johnson to discuss the reclassification of the two positions which will be Fire Chief/Engineer and Asst. Chief/Engineer. Administrator Bellers stated the \$1000 and \$250 falls within the budget.

Council Member Thompson spoke regarding Chief Bullock needing to purchase another vehicle; the vehicle will be part of the 2013 budget. Council Member Thompson informed the Council that \$3000 of the funds for the vehicle will be paid by the Airport and the remainder would be part of the Police Department’s budget for fiscal year 2013.

Council Member Thompson reported that the driveway and parking lot for Fire Station #3 needs to be resurfaced or surfaced with concrete instead of asphalt because of the weight of the trucks.

Mayor Santie stated a gentleman spoke to him regarding property to build a retail business. The gentleman would like to know if a portion of Cedar Street could be closed. Mayor Santie stated the gentleman would be back in town on Thursday.

MOTION: By Council Member Thompson to adjourn the Regular Session of April 16, 2012.

SECOND: By Council Member House.

POLL VOTE --- MOTION PASSED

6-Yes

0-No

Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Absent
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Absent

Ray Santie, Mayor

ATTEST:

Marilyn Fiddler, City Clerk

REGULAR SESSION
MALDEN CITY COUNCIL
MONDAY, MAY 21, 2012 — 7:00 P.M.
CITY HALL—201 SOUTH MADISON

Mayor Ray Santie called the meeting to order at 7:00 p.m. with Council Member Debra Wilkerson leading the opening prayer.

ROLL CALL:

Council Member Ron Dell	Present
Council Member Kenneth Thompson	Absent
Council Member Robert House	Present
Council Member Lytyron Robinson	Present
Council Member Debra Wilkerson	Present
Council Member Dianna Rogers	Present
Council Member Charles Dierks	Present
Council Member Larry Crain	Present

7 Council Members present.

Others Attending: *City Administrator Ted Bellers, Officer Brad Burge, CEO Danny Grant, EMA Director Jim Hollingshad, Public Works Superintendent Kurt Krepps, City Attorney Mike Mowrer, Police Chief Jarrett Bullock, Fire Chief Charlie Cooper, and City Clerk Marilyn Fiddler.*

15-MINUTE OPEN FORUM:

Mrs. Carrie Fowler 510 HWY J Malden, MO spoke to the Mayor/Council regarding sponsoring a grant for a food pantry for the Church (United Voice of Zion). Mrs. Fowler stated the grant is \$300,000 max and the church has been doing this through the church but the grant would allow the church to build a building to put the food in and distribute the food from that building. Mrs. Fowler stated they already serve 375/400 monthly. Attorney Michael Mowrer asked Mrs. Fowler if she could provide the City with more details, requirements and guidelines.

MOTION: By Council Member Dell to authorize the Mayor to sign the application contingent on the City Attorney's advice.

SECOND: By Council Member House.

Motion Carried 7/0.

Council Member Wilkerson and Council Member Dierks if the City was financial obligated and Mrs. Fowler answered no.

Mr. Roger Fowler, Pastor of United Voice of Zion stated he appreciated the Council listening to the proposal and if the City is interested in the Beckwith Street property he would be interested in donating the property. Mayor Santie stated he appreciated that but the library is a County library. Mr. Fowler stated there is a great need for the food pantry. Thanks.

APPROVAL OF MINUTES:

MOTION: By Council Member Dell to approve the Regular Session Minutes of April 16, 2012.

SECOND: By Council Member Rogers.

Motion Carried 7/0.

MOTION: By Council Member House to approve the Special Called Session Minutes of April 23, 2012.
SECOND: By Council Member Dell. **Motion Carried 7/0.**

TREASURER’S REPORT:

Finance Director Stephen Crump reported that the General Fund Cash Account has \$38,333.38, the net cash in the Cemetery is \$82,408.74; DED account has \$114,066.82, the Park/Local Tax account has \$173,470.17, the Funded Liability Account has \$65,536.98 and the Capital Improvement Fund has \$62,546.85 for a total of all cash account balances \$179,590.23 and a total of cash & cash equivalents equal \$1,367,625.89. Mr. Crump reported that Golf has reported a profit of \$5,000. Council Member Dell set a Budget Meeting for Wednesday, May 23, 2012 at 6:00 p.m. at City Hall.

ORDINANCES:

MOTION: By Council Member Dell to approve the first reading of Ordinance No. 3046 --- An Ordinance imposing a local use tax in the amount of one and three quarters percent (1 ¾%) for the purpose for providing revenues for the operation of the City of Malden; and further providing that the use tax herein imposed shall not be effective until the matter is submitted to the voters of the City of Malden at a municipal, county or state general, primary or special election and a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal and providing an effective date.

SECOND: By Council Member Crain.

POLL VOTE --- MOTION PASSED		7-Yes	0-No
Councilmember Thompson	Absent	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

MOTION: By Council Member Dell to approve the second and final reading of Ordinance No. 3046 -- An Ordinance imposing a local use tax in the amount of one and three quarter’s percent (1 ¾%) for the purpose for providing revenues for the operation of the City of Malden; and further providing that the use tax herein imposed shall not be effective until the matter is submitted to the voters of the City of Malden at a municipal, county or state general, primary or special election and a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal and providing an effective date.

SECOND: By Council Member Crain.

POLL VOTE --- MOTION PASSED		7-Yes	0-No
Councilmember Dierks	Yes	Councilmember Thompson	Absent
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

HEALTH INSURANCE:

Mayor Santie reported that the City had filled out surveys and received quotes from Premier Med Plus, Anthem and United Health Care and the committee would need time to review the quotes.

THE CORNER OF DOUGLAS & HWY J:

Mayor Santie explained that Overland Group of Birmingham, AL spoke to him about purchasing the old Santie Ouik Shop property to put a Dollar General Super Store on the property. Mayor Santie stated he is opposed to closing Francis Street. Attorney Mowrer informed the Mayor that the process was the same to vacate a public street as to vacate an alley.

MOTION: By Council Member Dell to instruct Atty. Mowrer to write an Ordinance to vacate a portion of W. Frances a portion of Cedar.

SECOND: By Council Member House.

POLL VOTE --- MOTION FAILED

2-Yes

5-No

Councilmember Dierks	No	Councilmember Thompson	Absent
Councilmember Rogers	No	Councilmember Crain	No
Councilmember Wilkerson	No	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	No

FIREWORKS—AIRPORT MANAGER—BARBARA CRAYNE:

Airport Manager Barbara Crayne reported that the Airport voted not to sponsor the Fireworks Show, the cost of the show is \$6,000. Mrs. Crayne reported that do to the economy she lost the large contributors.

CITY CONTRACT ANNUAL REVIEW:

Mayor Santie reviewed the list of contracts that were in the packet.

CITY ADMINISTRATOR’S REPORT:

City Administrator Ted Bellers reported that he is working with the Budget Committee. Mr. Bellers reported that MIRMA, the City’s property and Worker’s Comp insurance has decreased by 27%. Mr. Bellers informed everyone that Public Works is busy with the water main replacement. Mr. Bellers also reported that the City will borrow \$1.5 million to help finance a \$2 million project which will begin in latter fall this year and be completed by April 2013. Mr. Bellers reported that the Board of Public Works is working to reduce the cost of electric. Mr. Bellers stated we have had a reduction in staff and we continue to look at our budget.

COUNCIL REPORTS:

Council Member Dell reminded everyone of the Budget Meeting set for Wednesday, May 23, 2012 at

6:00 p.m. at City Hall---201 S. Madison Street.

Council Member Robinson asked that a four way stop signs be placed at the corners of N. Kimball and Peck Street --- E. Davis Street and N. Kimball Street.

MOTION: By Council Member Robinson to instruct the City Attorney to write an ordinance placing a four way stop sign at the corners of N. Kimball and Peck Street ----- E. Davis Street and N. Kimball Street.

SECOND: By Council Member Wilkerson.

Motion Carried 7/0.

Council Member Dierks thanked the employees for their fine work.

Council Member Rogers spoke about the train blocking the crossing for 45 minutes or more. Attorney Mowrer informed Ms. Rogers that under the MO State Statue (Chapter 71.013) the City does not have any authority over the trains.

MAYOR’S REPORT:

MOTION: By Council Member Wilkerson to approve the appointment of Jessie Porter III (Trey) to the Malden Parks & Golf and RV Board.

SECOND: By Council Member Robinson.

Motion Carried 7/0.

Mayor Santie spoke regarding the vandalism in the parks, stating this is a police issue. City Admin. Bellers suggested videoing the parks bathrooms. Police Chief Bullock informed the Council that the wind blew the Port-a-Potties over this weekend. Mayor Santie stated the Council should ask the Park Board to operate the permanent facilities at the parks.

Public Works Superintendent Kurt Krepps spoke regarding the collapse of the sewer main at the lift station located at Peck and Francis Streets. Mr. Krepps stated he is waiting on the Department of Natural Resources to approve the lift station before he can proceed.

MOTION: By Council Member Wilkerson to adjourn the Regular Session of May 21, 2012.

SECOND: By Council Member Robinson.

<u>POLL VOTE --- MOTION PASSED</u>		<u>7-Yes</u>	<u>0-No</u>
Councilmember Thompson	Absent	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

Ray Santie, Mayor

ATTEST:

Marilyn Fiddler, City Clerk

SPECIAL CALLED SESSION

MALDEN CITY COUNCIL

MONDAY, JUNE 4, 2012 — 6:30 P.M.

CITY HALL—201 SOUTH MADISON

MALDEN MISSOURI 63863

Mayor Ray Santie called the meeting to order at 6:30 p.m.

ROLL CALL:

Council Member Ron Dell	Absent
Council Member Kenneth Thompson	Present
Council Member Robert House	Present
Council Member Lytyron Robinson	Absent
Council Member Debra Wilkerson	Absent
Council Member Dianna Rogers	Present
Council Member Charles Dierks	Present
Council Member Larry Crain	Present

5 Council Members were present.

Others Attending: *City Administrator Ted Bellers, EMA Director Jim Hollingshad, Chief Jarrett Bullock, City Attorney Mike Mowrer, Municipal Judge Phillip Santie, and City Clerk Marilyn Fiddler.*

Mayor Santie introduced Mr. Rodney Parrott a Project Manager for Overland Engineering, LLC. Mr. Parrott explained the need for Cedar Street (deliveries). Mr. Parrott stated the store would look similar to the Dollar General Store at Poplar Bluff and Qulin. Mayor Santie explained the abandonment and closing of the streets. CEO Grant informed the Council that only one home would be affected.

Council Member House and Council Member Dierks both stated that the cost of repairing the streets and utilities being moved because of the shifting of the street should and will not cost the citizens of Malden; the owners of the property and the developers will be responsible for the cost.

MOTION: By Council Member Dierks to instruct the City Attorney to prepare an Ordinance to: discontinue the public use of the north 30 feet of W. Francis Street (with utility easement provisions); vacate Cedar Street/Alley (with utility easement provisions).

SECOND: By Council Member House.

Motion Carried 5/0.

MOTION: By Council Member Thompson to adjourn the Regular Session of June 4, 2012.

SECOND: By Council Member House

POLL VOTE --- MOTION PASSED

<u>POLL VOTE --- MOTION PASSED</u>		<u>5-Yes</u>	<u>0-No</u>
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Absent	Councilmember Dell	Absent
Councilmember House	Yes	Councilmember Robinson	Absent

Ray Santie, Mayor

ATTEST:

Marilyn Fiddler, City Clerk

REGULAR SESSION
MALDEN CITY COUNCIL
MONDAY, JUNE 18, 2012 — 7:00 P.M.
CITY HALL—201 SOUTH MADISON

Mayor Ray Santie called the meeting to order at 7:00 p.m. with Council Member Debra Wilkerson leading the opening prayer.

ROLL CALL:

Council Member Ron Dell	Present
Council Member Kenneth Thompson	Present
Council Member Robert House	Present
Council Member Lytyron Robinson	Present
Council Member Debra Wilkerson	Present
Council Member Dianna Rogers	Present
Council Member Charles Dierks	Present
Council Member Larry Crain	Present

8 Council Members present.

Others Attending: *City Administrator Ted Bellers, Officer Brad Burge, CEO Danny Grant, EMA Director Jim Hollingshad, Public Works Superintendent Kurt Krepps, City Attorney Mike Mowrer, Police Chief Jarrett Bullock, Fire Chief Charlie Cooper, and City Clerk Marilyn Fiddler.*

APPROVAL OF MINUTES:

MOTION: By Council Member Dierks to approve the Regular Council Session Minutes of May 21, 2012.

SECOND: By Council Member Thompson. **Motion Carried 8/0.**

MOTION: By Council Member Thompson to change Council Members Wilkerson and Robinson from making Motions to Council Members Thompson and House respectively and change Wilkerson and Robinson from present to absent of the Special Called Session Minutes, June 4, 2012.

SECOND: By Council Member Robinson. **Motion Carried 8/0.**

MOTION: By Council Thompson to approve the Special Called Session Minutes of June 4, 2012 as amended.

SECOND: By Council Member Robinson. **Motion Carried 8/0.**

TREASURER'S REPORT:

Finance Director Stephen Crump reported that the City of Malden has around \$1,390,002.30 on hand. Mr. Crump reported that the budget would need to be amended in the amount of \$129,912.39.

MOTION: By Council Member Dell to approve the 2011/2012 Budget as amended.

SECOND: By Council Member Dierks. **Motion Carried 8/0.**

Mr. Crump presented the Council with a budget for the fiscal year 2012/2013 in the amount of \$2,632,315.68.

MOTION: By Council Member Crain to approve the budget for fiscal year 2012/2013 as presented.

SECOND: By Council Member Dell. **Motion Carried 8/0.**

ORDINANCES:

Mrs. Crayne stated the rail will be coming to an end soon.

MOTION: By Council Member Dierks to approve the first reading of Ordinance No. 3047-- An Ordinance to authorize the Mayor to execute an airport aid agreement between the City of Malden and the Missouri Highways and Transportation Commission for providing state aviation trust funds in relation to the aviation sealcoat project.

SECOND: By Council Member House.

POLL VOTE --- MOTION PASSED		8-Yes	0-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

Mrs. Crayne stated this will complete this project.

MOTION: By Council Member Crain to approve the second and final reading of Ordinance No. 3047-- An Ordinance to authorize the Mayor to execute an airport aid agreement between the City of Malden and the Missouri Highways and Transportation Commission for providing state aviation trust funds in relation to the aviation sealcoat project.

SECOND: By Council Member Dell.

POLL VOTE --- MOTION PASSED		8-Yes	0-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

Mayor Santie thus declared Bill No. 3047 and Ordinance of the City of Malden.

MOTION: By Council Member Rogers to approve the first reading of Ordinance No. 3048-- An Ordinance providing for the erection of stop signs at certain designated intersections within the City of Malden Missouri. (N. Kimball & E. Peck).

SECOND: By Council Member House.

POLL VOTE --- MOTION PASSED		8-Yes	0-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

MOTION: By Council Member Rogers to approve the second and final reading of Ordinance No. 3048-- An Ordinance providing for the erection of stop signs at certain designated intersections within the City of Malden Missouri. (N. Kimball & E. Peck).

SECOND: By Council Member House.

POLL VOTE --- MOTION PASSED		8-Yes	0-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

MOTION: By Council Member Robinson to approve the first reading of Ordinance No. 3049 --- An Ordinance providing for the erection of stop signs at certain designated intersections within the City of Malden Missouri. (N. Kimball & E. Davis)

SECOND: By Council Member Wilkerson.

<u>POLL VOTE --- MOTION PASSED</u>		<u>8-Yes</u>		<u>0-No</u>	
Councilmember Thompson	Yes	Councilmember Dierks	Yes		
Councilmember Rogers	Yes	Councilmember Crain	Yes		
Councilmember Wilkerson	Yes	Councilmember Dell	Yes		
Councilmember House	Yes	Councilmember Robinson	Yes		

MOTION: By Council Member Wilkerson to approve the second and final reading of Ordinance No. 3049 --- An Ordinance providing for the erection of stop signs at certain designated intersections within the City of Malden Missouri. (N. Kimball & E. Davis)

SECOND: By Council Member Robinson.

<u>POLL VOTE --- MOTION PASSED</u>		<u>8-Yes</u>		<u>0-No</u>	
Councilmember Thompson	Yes	Councilmember Dierks	Yes		
Councilmember Rogers	Yes	Councilmember Crain	Yes		
Councilmember Wilkerson	Yes	Councilmember Dell	Yes		
Councilmember House	Yes	Councilmember Robinson	Yes		

MOTION: By Council Member Thompson to endorse Ordinance No. 3050 subject to certain legal and engineering requirements are met.

SECOND: By Council Member Dell.

Motion Carried 8/0.

MOTION: By Council Member House to endorse Ordinance No. 3051 subject to certain legal and engineering requirements are met.

SECOND: By Council Member Crain.

Motion Carried 8/0.

CHAMBER CONTRACT:

MOTION: By Council Member Rogers to renew and authorize the Mayor to sign a contract between the Malden Chamber of Commerce and the City of Malden for one year beginning July 1, 2012 and ending June 30, 2013.

SECOND: By Council Member Dell.

Motion Carried 8/0.

CEMETERY RATES:

WILL BE PRESENTED AT NEXT MEETING –JULY 18, 2012.

COUNCIL REPORTS:

Council Member Dell thanked everyone that helped with the budget and stated that some constituents have asked why the new library is not being built downtown..

Council Member Thompson some constituents have inquired about where the new library will be built.

Council Member House stated some of his constituents want the new library built downtown.

Council Member Rogers asked that a letter be written to the library board inviting them to a public

discussion on a date that is agreeable to the library board.

MOTION: By Council Member Rogers to write a letter to the library board inviting the board to a public discussion with a date that is agreeable to the library board.

SECOND: By Council Member Thompson.

POLL VOTE --- MOTION PASSED		7-Yes	1-No
Councilmember Thompson	Yes	Councilmember Dierks	No
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

Council Member Wilkerson stated that she would the City of Malden to present something to the Singing group The Mighty Clouds of Joy, maybe a plaque or something.

CITY ADMINISTRATOR’S REPORT:

City Administrator Ted Bellers informed the Mayor/Council that the HR Committee had made recommendations; the HR Committee consists of Charles Dierks, City Council, Cecil Weeks, Airport, Clark Duckett, BPW, and Walker Culp Park Board.

MOTION: By Council Member Thompson to approve the recommendations of the HR Committee and the Budget Committee.

SECOND: By Council Member Dierks. **Motion Carried 8/0.**

Mr. Bellers stated that the deductible has increased from \$3,000 to \$5,000; if an employee reaches their deductible of \$5,000 the City will reimburse on a first come basis up to \$25,000.

MOTION: By Council Member Thompson to adopt Health Insurance Option #7 and cap the reimbursement at \$25,000.

SECOND: By Council Member Dierks. **Motion Carried 8/0.**

Mr. Bellers stated the Police Chief has in his budget to finance the lease/purchase of a vehicle.

MOTION: By Council Member Thompson to allow Police Chief Bullock to lease/purchase a vehicle through First National Bank.

SECOND: By Council Member House. **Motion Carried 8/0.**

Chief Bullock asked all Council Members to remind their constituents to lock their cars because there has been some vehicle broken into. Chief Bullock asked everyone to remember to lock their vehicles and to keep an eye out.

MAYOR’S REPORT:

Mayor Santie congratulated the Budget Committee for a job well done.

MOTION: By Council Member Dierks to approve the appointment of Mrs. Linda Blake to the Park & Golf Board.

SECOND: By Council Member Thompson. **Motion Carried 8/0.**

MOTION: By Council Member Thompson to adjourn the Regular Session of June 18, 2012.

SECOND: By Council Member Wilkerson

POLL VOTE --- MOTION PASSED		8-Yes	0-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

Ray Santie, Mayor

ATTEST:

Marilyn Fiddler, City Clerk

REGULAR SESSION
MALDEN CITY COUNCIL
MONDAY, JULY 16, 2012 — 7:00 P.M.
CITY HALL—201 SOUTH MADISON

Mayor Ray Santie called the meeting to order at 7:00 p.m. with Council Member Debra Wilkerson leading the opening prayer.

ROLL CALL:

Council Member Ron Dell	Present
Council Member Kenneth Thompson	Absent
Council Member Robert House	Present
Council Member Lytyron Robinson	Present
Council Member Debra Wilkerson	Present
Council Member Dianna Rogers	Present
Council Member Charles Dierks	Present
Council Member Larry Crain	Present

7 Council Members present.

Others Attending: *Officer Roy German, CEO Danny Grant, EMA Director Jim Hollingshad, City Attorney Mike Mowrer, Fire Chief Charlie Cooper, and City Clerk Marilyn Fiddler.*

GUEST:

Mr. Jim Kalkbrenner president of the Malden Alumni Association spoke to the Council to ask permission to receive grants and repair the old Conoco Station located across the street from City Hall. Mr. Kalkbrenner stated the Alumni Association was not looking for money from the City of Malden, the Malden Alumni Association just wanted to restore the station and use the build as an office for the Association and maybe the Chamber of Commerce. Mr. Kalkbernnner informed the Council that a couple of organizations were going to help clean up the building (SADD, BYM, and AMERICORP) along with anyone else that wanted to help. City Attorney Mike Mowrer informed the group that there would need to be a formal agreement between them to set the terms between the two groups. Mr. Kalkbrenner reported that the station was built in June 1940.

MOTION: By Council Member House to instruct Attorney Mowrer to draw up an agreement between the City of Malden and the Malden Alumni Association.

SECOND: By Council Member Rogers.

Motion Carried 7/0.

APPROVAL OF MINUTES:

MOTION: By Council Member Dell to approve the Regular Council Session Minutes of June 18, 2012.

SECOND: By Council Member Dierks.

Motion Carried 7/0.

MOTION: By Council Member Dierks to approve the Special Called Joint Session of July 2, 2012.

SECOND: By Council Member Dell.

Motion Carried 7/0.

15-MINUTE OPEN FORUM:

Ms. Courtney Luke reported that the Malden Chamber of Commerce is selling tickets for a Cardinal baseball game on Saturday, September 8, 2012 at \$45 each and that day will be designated as Malden Day at the stadium.

MOTION: By Council Member Rogers to approve the Liquor License for Liquor by the Drink for Shane Skidmore at the Downtown Bar & Grill located at 126 S. Madison Street in Malden.

SECOND: By Council Member Dierks.

Motion Carried 7/0.

MOTION: By Council Member House to approve the Dancing permit for 126 N. Madison Street.

SECOND: By Council Member Rogers.

Motion Carried 7/0.

TREASURER’S REPORT:

Finance Director Stephen Crump reported that the City of Malden has \$1,295,240.60 total cash and cash equivalents. Mr. Crump reported that the Cemetery Fund has available funds in the amount of \$76,666.67, the Street Fund has \$45,284.25, the Park/Local Tax Fund has \$159,832.34, the Dept. of Economic Development Fund has \$114,212.50, the Funded Liability account has \$65,620.49 and the Capital Improvement Fund has \$78,927.20. Mr. Crump stated the amended budget was much better than expected. Mr. Crump reported that he is getting ready for the Auditors and the Golf Course has improved.

ORDINANCES:

MOTION: By Council Member Dell to approve the first reading of Ordinance No. 3052 -- An Ordinance imposing a local use tax in the amount of one and three quarters percent (1 ¾%) for the purpose for providing revenues for the operation of the City of Malden; and further providing that the use tax herein imposed shall not be effective until the matter is submitted to the voters of the City of Malden at a municipal, county or state general, primary or special election and a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal and providing an effective date. Therefor and for the repeal of any ordinances in conflict therewith.

SECOND: By Council Member Crain.

POLL VOTE --- MOTION PASSED		7-Yes	0-No
Councilmember Thompson	Absent	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

City Attorney Mike Mowrer explained that the state could lose as much as 21% of the total tax revenue. Mayor Santie informed the public that this issue would be on the November ballot.

MOTION: By Council Member Crain to approve the second and final reading of Ordinance No. 3052 -- An Ordinance imposing a local use tax in the amount of one and three quarters percent (1 ¾%) for the purpose for providing revenues for the operation of the City of Malden; and further providing that the use tax herein imposed shall not be effective until the matter is submitted to the voters of the City of Malden at a municipal, county or state general, primary or special election and a majority of the votes cast on the proposal by the qualified voters voting thereon are in favor of the proposal and providing an effective date. Therefor and for the repeal of any ordinances in conflict therewith.

SECOND: By Council Member Dierks.

POLL VOTE --- MOTION PASSED		7-Yes	0-No	
Councilmember Thompson	Absent		Councilmember Dierks	Yes
Councilmember Rogers	Yes		Councilmember Crain	Yes
Councilmember Wilkerson	Yes		Councilmember Dell	Yes
Councilmember House	Yes		Councilmember Robinson	Yes

MOTION: By Council Member Crain to approve the first reading of Ordinance No.3053--An Ordinance to establish City of Malden Group Medical Self Insurance Fund; a method for funding the self insurance fund; providing for maximum annual funding; and for administration of the self insurance fund.

SECOND: By Council Member Dierks

POLL VOTE --- MOTION FAILED		5-Yes	1-No	
Councilmember Thompson	Absent		Councilmember Dierks	Yes
Councilmember Rogers	Yes		Councilmember Crain	Yes
Councilmember Wilkerson	No		Councilmember Dell	Yes
Councilmember House	Yes		Councilmember Robinson	Abstain

CEMETERY RATES:

MOTION: By Council Member Dierks to raise the Cemetery rates to:

<u>WEEKDAYS</u>	<u>WEEKENDS</u>	<u>GRAVES</u>	<u>HOLIDAYS</u>
\$ 450.00	\$ 550.00	\$ 400.00	\$ 550.00

SECOND: By Council Member Crain.

POLL VOTE --- MOTION FAILED		3-Yes	4-No	
Councilmember Thompson	Absent		Councilmember Dierks	Yes
Councilmember Rogers	No		Councilmember Crain	Yes
Councilmember Wilkerson	No		Councilmember Dell	Yes
Councilmember House	No		Councilmember Robinson	No

MOTION: By Council Member Dell to raise the Cemetery rates to:

<u>WEEKDAYS</u>	<u>WEEKENDS</u>	<u>GRAVES</u>	<u>HOLIDAYS</u>
\$ 325.00	\$ 425.00	\$ 400.00	\$ 425.00

SECOND: By Council Member Crain.

POLL VOTE --- MOTION PASSED		6-Yes	1-No	
Councilmember Thompson	Absent		Councilmember Dierks	Yes
Councilmember Rogers	Yes		Councilmember Crain	Yes
Councilmember Wilkerson	Yes		Councilmember Dell	Yes
Councilmember House	No		Councilmember Robinson	Yes

COUNCIL REPORTS:

MOTION: By Council Member House to ban the use and sell of fireworks within the city limits of Malden if found guilty the fine will be \$50.

SECOND: By Council Member Robinson.

POLL VOTE --- MOTION PASSED		4-Yes	3-No	Mayor Santie vetoed this vote
Councilmember Thompson	Absent		Councilmember Dierks	No

Councilmember Rogers	Yes	Councilmember Crain	No
Councilmember Wilkerson	Yes	Councilmember Dell	No
Councilmember House	Yes	Councilmember Robinson	Yes

Council Member House stated a Police Officer was shot and burned with fireworks. Mayor Santie read a summary of the fireworks that is in effect now.

Mayor Santie used his Veto power to override the vote.

MOTION: By Council Member Robinson that stop signs be erected at the intersections of North Decatur Street and E. Francis, North Decatur and E. Peck, and North Decatur and E. Davis Street.

SECOND: By Council Member Crain.

POLL VOTE --- MOTION PASSED		6-Yes	1-No
Councilmember Thompson	Absent	Councilmember Dierks	No
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

Council Member Crain asked if the City could check into a memorial garden for Urns in the cemetery.

Mayor Santie stated he would have Mr. Bellers look into the matter.

MOTION: By Council Member Rogers to send a letter to the Dunklin County Library Board asking that the Board return the Malden Library property (aka 113 N. Madison Street) that was deeded to the Library be deeded back to the City of Malden.

SECOND: By Council Member Wilkerson.

POLL VOTE --- MOTION PASSED		5-Yes	2-No
Councilmember Thompson	Absent	Councilmember Dierks	No
Councilmember Rogers	Yes	Councilmember Crain	No
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

Attorney Mowrer asked that the Council Members figure out what is best for the citizens of Malden; “you are all serving the same people”.

Council Member Rogers reported it took the ambulance thirty minutes to arrive at a call within the city.

Council Member Wilkerson asked CEO Grant what Mr. Fowler was doing with the trailer on Madison. And what Mr. Rawlings was doing on 311 E. Howard. CEO Grant informed Council Member Wilkerson that he could not discuss this because these persons are being summons to court.

MAYOR’S REPORT:

MOTION: By Council Member Dierks to approve the appointment of Michael Elder to the Malden Airport & Industrial Park.

SECOND: By Council Member House. **Motion Carried 7/0.**

MOTION: By Council Member Dierks to approve the appointment of Denton Kooyman to the Malden Parks & Golf & RV Parks Board.

SECOND: By Council Member Dell. **Motion Carried 7/0.**

Mayor Santie reported that Mr. Bellers was attending the state championship baseball tournament for eleven and twelve year old boys where his grandsons were playing.

MOTION: By Council Member House to adjourn the Regular Session of July 16, 2012.

SECOND: By Council Member Wilkerson

POLL VOTE --- MOTION PASSED		7-Yes	0-No
Councilmember Thompson	Absent	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

Ray Santie, Mayor

ATTEST:

Marilyn Fiddler, City Clerk

SPECIAL CALLED SESSION

MALDEN CITY COUNCIL

MONDAY, AUGUST 7, 2012 — 6:00 P.M.

CITY HALL—201 SOUTH MADISON

MALDEN MISSOURI 63863

Mayor Ray Santie called the meeting to order at 6:00 p.m.

RESOLUTION:

Mayor Santie read Resolution No. 3010—A Resolution to the City Council of the City of Malden, Missouri authorizing the execution of a Power Sales Contract between the United States of America acting through Southwestern Power Administration and the City of Malden.

MOTION: By Council Member Thompson to approve Resolution No. 3010 -- A Resolution to the City Council of the City of Malden, Missouri authorizing the execution of a Power Sales Contract between the United States of America acting through Southwestern Power Administration and the City of Malden.

SECOND: By Council Member Rogers.

Motion Carried 6/0.

Mayor Santie explained that the contract between the City of Malden and Southwestern Power Administration will guarantee that the City of Malden receive power from SWPA.

BUDGET AMENDMENT:

MOTION: By Council Member House to amend the Budget for the Police Department in the amount of \$9300.

SECOND: By Council Member Crain.

Motion Carried 6/0

Council Member Dell—Chairman of the budget Committee asked where the funds would come from. Council Member Dell stated the funds would have to come from somewhere, there would have to be some cuts somewhere; watch the funds. Chief Bullock stated he needs someone with experience. Council Member Dell reminded Chief Bullock that this is not a one-time thing; this will appear in the budget each year. City Administrator Ted Bellers reminded Chief Bullock that he needs to make some cuts somewhere within his budget.

MOTION: By Council Member House to adjourn the Special Called Session of August 7, 2012.

SECOND: By Council Member Wilkerson.

POLL VOTE --- MOTION PASSED

6-Yes

0-No

Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Absent	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Absent

Ray Santie, Mayor

ATTEST:

Marilyn Fiddler, City Clerk

REGULAR SESSION
MALDEN CITY COUNCIL
MONDAY, AUGUST 20, 2012 — 7:00 P.M.
CITY HALL—201 SOUTH MADISON

Mayor Ray Santie called the meeting to order at 7:00 p.m. with Council Member Debra Wilkerson leading the opening prayer.

ROLL CALL:

Council Member Ron Dell	Present
Council Member Kenneth Thompson	Present
Council Member Robert House	Present
Council Member Lytyron Robinson	Present
Council Member Debra Wilkerson	Present
Council Member Dianna Rogers	Present
Council Member Charles Dierks	Present
Council Member Larry Crain	Present

8 Council Members present.

Others Attending: *Officer Brad Burge, CEO Danny Grant, Public Works Superintendent Kurt Krepps, City Attorney Mike Mowrer, Fire Chief Charlie Cooper, and City Clerk Marilyn Fiddler.*

GUEST:

Mr. Bobby Nix purchased a house located at 408 S. Decatur from Mr. James Darnell. The property in question has been condemned and Mr. Nix has been trying to bring the property up to Code with following the Code. CEO Grant stated he put a “Stop Work Order” on Mr. Bobby Nix’s house. Mayor asked Mr. Nix to come to City Hall to set up a meeting with Code Enforcement Office Dan Grant and City Attorney Mike Mowrer.

APPROVAL OF MINUTES:

MOTION: By Council Member Rogers to correct on page 4 “Mr. Flower” to “Mr. Fowler”.

SECOND: By Council Member Dierks.

Motion Carried 8/0.

MOTION: By Council Member Dierks to approve the Regular Session Minutes as approved.

SECOND: By Council Member Dell.

Motion Carried 8/0.

MOTION: By Council Member Dell to approve the Special Called Session of August 7, 2012.

SECOND: By Council Member House.

Motion Carried 8/0.

TREASURER’S REPORT:

Finance Director Stephen Crump reported that the City had \$1,345,259.01 in total cash and cash equivalents. Mr. Crump informed the Mayor and Council that the City has \$617,142.36 net cash available in General Fund. Mr. Crump reported that the Cemetery Fund has \$75,558.90, Street Fund has \$44,906.09, Park Fund has \$155,788.45, DED has \$114,157.91, the Funded Liability has \$65,660.95, and Capital Improvement Fund has \$93,404.83. Mr. Crump confirmed that the accrued vacation and sick leave is within the ball park. Mr. Crump recommended that the zero cash balances be closed off the books by journal entry. City Administrator Ted Bellers informed the Council that the Auditors recommended the City take this action when the balances are determined.

ORDINANCE:

Mayor Santie read Ordinance No. 3053 by heading only.

MOTION: By Council Member Thompson to approve the first reading of Ordinance No. 3053 by heading only -- An Ordinance to establish City of Malden Group Medical Self Insurance Fund; a method for funding the self insurance fund; providing for maximum annual funding; and for administration of the self insurance fund.

SECOND: By Council Member Dierks.

POLL VOTE --- MOTION PASSED		7 -Yes	1-Abstention	0-No
Councilmember Thompson	Yes		Councilmember Dierks	Yes
Councilmember Rogers	Yes		Councilmember Crain	Yes
Councilmember Wilkerson	Yes		Councilmember Dell	Yes
Councilmember House	Abstained		Councilmember Robinson	Yes

MOTION: By Council Member Dierks to approve the second and final reading of Ordinance No. 3053 by heading only -- An Ordinance to establish City of Malden Group Medical Self Insurance Fund; a method for funding the self insurance fund; providing for maximum annual funding; and for administration of the self insurance fund.

SECOND: By Council Member Dell.

POLL VOTE --- MOTION PASSED		8 -Yes	0-No	
Councilmember Thompson	Yes		Councilmember Dierks	Yes
Councilmember Rogers	Yes		Councilmember Crain	Yes
Councilmember Wilkerson	Yes		Councilmember Dell	Yes
Councilmember House	Yes		Councilmember Robinson	Yes

Council Member Dell asked if these funds would roll over. Mayor Santie stated it would be up to the Council. Mayor Santie stated this will fulfill a promise we made to the employees.

MOTION: By Council Member Robinson to approve the first reading of Ordinance No. 3054 by heading only -- An Ordinance providing for the placement of stop signs at certain intersections within the City of Malden Missouri (N. Decatur Street & E. Francis Street)

SECOND: By Council Member Wilkerson.

POLL VOTE --- MOTION PASSED		8 -Yes	0-No	
Councilmember Thompson	Yes		Councilmember Dierks	Yes
Councilmember Rogers	Yes		Councilmember Crain	Yes
Councilmember Wilkerson	Yes		Councilmember Dell	Yes
Councilmember House	Yes		Councilmember Robinson	Yes

MOTION: By Council Member House to approve the second and final reading of Ordinance No. 3054 by heading only -- An Ordinance providing for the placement of stop signs at certain intersections within the City of Malden Missouri (N. Decatur Street & E. Francis Street)

SECOND: By Council Member Rogers.

POLL VOTE --- MOTION PASSED		8 -Yes	0-No	
Councilmember Thompson	Yes		Councilmember Dierks	Yes
Councilmember Rogers	Yes		Councilmember Crain	Yes
Councilmember Wilkerson	Yes		Councilmember Dell	Yes
Councilmember House	Yes		Councilmember Robinson	Yes

MOTION: By Council Member House to approve the first reading of Ordinance No. 3055 by heading only --- An Ordinance providing for the placement of stop signs at certain intersections within the City of Malden Missouri (N. Decatur Street & E. Peck Street).

SECOND: By Council Member Rogers.

POLL VOTE --- MOTION PASSED		8 -Yes	0-No	
Councilmember Thompson	Yes		Councilmember Dierks	Yes
Councilmember Rogers	Yes		Councilmember Crain	Yes
Councilmember Wilkerson	Yes		Councilmember Dell	Yes
Councilmember House	Yes		Councilmember Robinson	Yes

MOTION: By Council Member Wilkerson to approve the second and final reading of Ordinance No. 3055 by heading only --- An Ordinance providing for the placement of stop signs at certain intersections within the City of Malden Missouri (N. Decatur Street & E. Peck Street).

SECOND: By Council Member House.

POLL VOTE --- MOTION PASSED		8 -Yes	0-No	
Councilmember Thompson	Yes		Councilmember Dierks	Yes
Councilmember Rogers	Yes		Councilmember Crain	Yes
Councilmember Wilkerson	Yes		Councilmember Dell	Yes
Councilmember House	Yes		Councilmember Robinson	Yes

MOTION: By Council Member Robinson to approve the first reading of Ordinance No. 3056 by heading only ---- - -- An Ordinance providing for the placement of stop signs at certain intersections within the City of Malden Missouri (N. Decatur Street & E. Davis Street).

SECOND: By Council Member Wilkerson.

POLL VOTE --- MOTION PASSED		8 -Yes	0-No	
Councilmember Thompson	Yes		Councilmember Dierks	Yes
Councilmember Rogers	Yes		Councilmember Crain	Yes
Councilmember Wilkerson	Yes		Councilmember Dell	Yes
Councilmember House	Yes		Councilmember Robinson	Yes

MOTION: By Council Member Wilkerson to approve the second and final reading of Ordinance No. 3056 by heading only --- An Ordinance providing for the placement of stop signs at certain intersections within the City of Malden Missouri (N. Decatur Street & E. Davis Street).

SECOND: By Council Member Robinson.

POLL VOTE --- MOTION PASSED		8 -Yes	0-No	
Councilmember Thompson	Yes		Councilmember Dierks	Yes
Councilmember Rogers	Yes		Councilmember Crain	Yes
Councilmember Wilkerson	Yes		Councilmember Dell	Yes
Councilmember House	Yes		Councilmember Robinson	Yes

MOTION: By Council Member House to approve the first reading of Ordinance No. 3057 by heading only ---- An Ordinance abandoning a certain portion of an alley in the City of Malden, Missouri; providing an effective date.

SECOND: By Council Member Dell.

POLL VOTE --- MOTION PASSED		8 -Yes	0-No	
Councilmember Thompson	Yes		Councilmember Dierks	Yes
Councilmember Rogers	Yes		Councilmember Crain	Yes

Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

CEO Grant informed the Council that the property has been maintaining this property.

MOTION: By Council Member Crain to approve the second and final reading of Ordinance No. 3057 by heading only --- An Ordinance abandoning a certain portion of an alley in the City of Malden, Missouri; providing an effective date.

SECOND: By Council Member Thompson.

POLL VOTE --- MOTION PASSED **8 -Yes** **0-No**

Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

MOTION: By Council Member Crain to approve the first reading of Ordinance No. 3058 by heading only --- An Ordinance of the City of Malden, Missouri, fixing the AD Valorem property tax rate for the 2012-2013 fiscal tax year for the City of Malden, Missouri; setting out the valuation by category of property; setting forth the amount of revenue required to be provided from property tax in the annual budget; and providing an effective date.

SECOND: By Council Member Dell.

POLL VOTE --- MOTION PASSED **8 -Yes** **0-No**

Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

MOTION: By Council Member Crain to approve the second and final reading of Ordinance No. 3058 by heading only --- An Ordinance of the City of Malden, Missouri, fixing the AD Valorem property tax rate for the 2012-2013 fiscal tax year for the City of Malden, Missouri; setting out the valuation by category of property; setting forth the amount of revenue required to be provided from property tax in the annual budget; and providing an effective date.

SECOND: By Council Member House.

POLL VOTE --- MOTION PASSED **8 -Yes** **0-No**

Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

MOTION: By Council Member Dierks to approve the first reading of Ordinance No. 3059 by heading only--- An Ordinance of the City Council of the City of Malden, in the County of Dunklin, Missouri, as follows (Finance Disclosure Ordinance to comply with requirements of Section 105.485 RSMo).

SECOND: By Council Member Thompson.

POLL VOTE --- MOTION PASSED **8 -Yes** **0-No**

Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

MOTION: By Council Member Thompson to approve the second and final reading of Ordinance No. 3059 by heading only---An Ordinance of the City Council of the City of Malden, in the County of Dunklin, Missouri, as follows (Finance Disclosure Ordinance to comply with requirements of Section 105.485 RSMo).

SECOND: By Council Member Dell.

POLL VOTE --- MOTION PASSED **8 -Yes** **0-No**

Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

MOTION: By Council Member Dierks to approve the first reading of Ordinance No. 3060 by heading only--- An Ordinance of the City of Malden, Missouri to amend Section 2 “Special Capital Improvement Project” adjustment of Ordinance NO. 3013 to suspend the “Special Capital Improvement Project” adjustment for the billing months of August, September, and October, 2012 and providing an effective date therefor.

SECOND: By Council Member Dell.

POLL VOTE --- MOTION PASSED **8 -Yes** **0-No**

Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

MOTION: By Council Member House to approve the second and final reading of Ordinance No. 3060 by heading only--- An Ordinance of the City of Malden, Missouri to amend Section 2 “Special Capital Improvement Project” adjustment of Ordinance NO. 3013 to suspend the “Special Capital Improvement Project” adjustment for the billing months of August, September, and October, 2012 and providing an effective date therefor.

SECOND: By Council Member Crain.

POLL VOTE --- MOTION PASSED **8 -Yes** **0-No**

Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

DIGGER TRUCK:

MOTION: By Council Member Dell to approve the extension of the loan for the Digger Truck at First State Community Bank; authorizing the Mayor to sign the contract extension.

SECOND: By Council Member Dierks. **Motion Carried 8/0.**

COUNCIL MEETING OF SEPTEMBER 2012:

MOTION: By Council Member Dell to change the September 2012 Regular Council Meeting date to September 10, 2012 at 7:00 p.m.

SECOND: By Council Member House.

POLL VOTE --- MOTION PASSED **7 -Yes** **1-No**

Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	No

COUNCIL REPORTS:

Council Member Thompson asked Fire Chief Charlie Cooper to speak regarding getting bids for a new fire truck. Fire Chief Charlie Cooper asked the Council for permission to advertise for bids for a new pumper fire truck.

MOTION: By Council Member Dierks to allow Fire Chief Cooper to advertise for bids for a pumper fire truck.

SECOND: By Council Member Thompson.

Motion Carried 8/0.

Council Member Dierks spoke regarding the lighting at the ball park at Malden School. Council Member Dierks stated the organized ball leagues played there and it was approved three (3) years ago for the City of Malden to pay for the lights. Mayor Santie stated that the lights at the ball park is a bill of the City of Malden. Mayor Santie stated the City should pay the bill he does not think the school should have to pay this bill. Council Member Dierks recommended the City send a letter to the superintendent stating the City will take care of this bill. Council Member Dierks recommend the City continue to pay the bill for the ball field. Mayor Santie informed Council Member Dierks that he has spoken with School Board Member Dave Green regarding this matter.

MAYOR'S REPORT:

Mayor Santie reported that the Malden Alumni Association, SADD, personnel from the Bootheel Youth Museum, AmeriCorps, and other volunteers helped cleaned up the "Old Conoco Station.

MOTION: By Council Member Dierks to authorize the Mayor to sign the contract between the Malden Alumni Association and the City of Malden.

SECOND: By Council Member Thompson.

Motion Carried 8/0.

CITY ADMINISTRATOR'S REPORT:

City Administrator Ted Bellers reported that due to good fortune and the generators being backed down at Plum Point Station the electric bills will be decreased by 29% which means there will be a savings of \$100.00 on a \$323 bill.

MOTION: By Council Member Thompson to adjourn the Regular Session of August 20, 2012.

SECOND: By Council Member Wilkerson.

<u>POLL VOTE --- MOTION PASSED</u>		<u>8-Yes</u>	<u>0-No</u>
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

Ray Santie, Mayor

ATTEST:

Marilyn Fiddler, City Clerk

REGULAR SESSION
MALDEN CITY COUNCIL
MONDAY, SEPTEMBER 10, 2012 — 7:00 P.M.
CITY HALL—201 SOUTH MADISON

Mayor Ray Santie called the meeting to order at 7:00 p.m. with Council Member Debra Wilkerson leading the opening prayer.

ROLL CALL:

Council Member Ron Dell	Present
Council Member Kenneth Thompson	Present
Council Member Robert House	Present
Council Member Lytyron Robinson	Present
Council Member Debra Wilkerson	Present
Council Member Dianna Rogers	Present
Council Member Charles Dierks	Present
Council Member Larry Crain	Present

8 Council Members present.

Others Attending: *Officer Jimmy Phelps, CEO Danny Grant, Public Works Superintendent Kurt Krepps, City Attorney Mike Mowrer, Fire Chief Charlie Cooper, and City Clerk Marilyn Fiddler Members of the Arts Commission—Sally Ware, Karen Hoehn, Jackie Dierks and Jo Robertson.*

15-MINUTE OPEN FORUM:

Ms. Sally Ware President of the Malden Arts Commission spoke to the City Council to request funds to help with the completion of the Cotton Belt Park. Ms. Ware and several other members of the Commissioner spoke to the Council stating that there is \$1,522 in the checking account of the Arts Commission. Several Council Members asked about fund raisers. Ms. Ware stated the Arts Commission has tried and the donations have slowed to almost nothing as everyone else is having the same problem. Commissioner Hoehn stated the pictures that were put up on City Hall and other buildings have gotten the most comments, the Arts Commission would like to continue until the Park is finished, with the help of the Council. The Commissioners would like the City to give the Arts Commission \$8,200 as we are working on two sections of the park (a fountain and a fence).

MOTION: By Council Member Dierks to give at least \$8,000 to the Malden Arts Commission.

SECOND: By Council Member Rogers.

Council Member House asked why a fence was needed; there needs to be some jobs in Malden. Mayor Santie stated the town has to attract the business; \$8,000 will tear down one and one half house and it will make our town look good. Ms. Ware said the Arts Commission wants to put up a retro grade picket fence. Council Member House stated he does not think this will help the town. Council Member Crain stated when you ask someone to serve on a board you need to help them with the projects.

POLL VOTE --- MOTION PASSED		6-Yes	2-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	No	Councilmember Robinson	No

Malden Citizen and Manager of Platinum Blues Band Bobby Peel would like to close East Francis Street from Edwards to Garland Street between the hours of 9:00 a.m. and 6:00 p.m. on October 6, 2012 to have Oktoberfest.

MOTION: By Council Member House to approve the closing of E. Francis Street from N. Edwards to Garland Street between the hours of 9:00 a.m. and 6:00 p.m. on October 6, 2012.

SECOND: By Council Member Wilkerson.

Motion Carried 8/0.

CEO Danny Grant reported that Mr. Bobby Nix has withdrawn his permit to remodel the house on South Decatur.

APPROVAL OF THE MINUTES:

MOTION: By Council Member Rogers to approve the Regular Session Minutes of August 20, 2012.

SECOND: By Council Member Robinson.

Motion Carried 8/0.

RESOLUTIONS:

MOTION: By Council Member Dierks to approve **Resolution No. 3011** -- A Resolution of intent to participate in Natural Hazard Mitigation and to work toward becoming a safer community.

SECOND: By Council Member Crain.

Motion Carried 8/0.

MOTION: By Council Member Dierks approve **Resolution No. 3012** -- A Resolution of Fixed Asset Accounting Systems Manual Policies and Procedures.

Finance Director Stephen Crump asked that the adoption date be retroactive to July 1, 2010 and eliminate Appendix A from the document.

ACCEPT BIDS ON FIRE TRUCK:

MOTION: By Council Member Thompson to accept the bid from Deep South for the 2011 Peterbilt 337 at a cost of \$224,130.00 to be financed by First National Bank.

SECOND: By Council Member Rogers.

Motion Carried 8/0.

Fire Chief Charlie Cooper informed the Council that the delivery time would be five month.

MOTION: By Council Member House to pay 15% down and finance \$222,625.68 with First National Bank with 6 equal payments of \$31,803.67 per year on September 10 beginning September 10, 2013 and 1 final payment of \$31,803.66 to be paid by September 10, 2019.

SECOND: By Council Member Dell.

Motion Carried 8/0.

Mayor Santie thanked the Fire Department for displaying the American flag off the trucks in the parades.

Council Member House thanked the Fire Department for hanging the flags on September 11. Council

Member Dierks asked what the plans for lowering the ISO ratings were.

COUNCIL REPORTS:

Council Member House informed the council that Mr. Darnell wants to donate four pieces of property to the City.

MOTION: By Council Member House to decline the four pieces of property being offered by Mr. Darnell.

SECOND: By Council Member Crain.

Motion Carried 8/0.

Council Member Rogers thanked the Malden Alumni Association for their work on the Malden Homecoming Weekend.

Mayor Santie thanked the BPW-Electric & Sewer crews for finally getting the lift station installed -Good Job-.

MOTION: By Council Member Thompson to adjourn the Regular Session of September 10, 2012 and go into Executive Session of September for Personnel RSMo 610.021(2) and Legal Advise 610.021(1)

SECOND: By Council Member Wilkerson.

POLL VOTE --- MOTION PASSED		8-Yes	0-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

It was determined by Attorney Mowrer that the Executive Session was not needed.

MOTION: By Council Member Thompson to adjourn the Executive Session of September 10, 2012 and return to Regular Session of September 10, 2012.

SECOND: By Council Member Wilkerson.

POLL VOTE --- MOTION PASSED		8-Yes	0-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

Ray Santie, Mayor

ATTEST:

Marilyn Fiddler, City Clerk

REGULAR SESSION
MALDEN CITY COUNCIL
MONDAY, OCTOBER 15, 2012 — 7:00 P.M.
CITY HALL—201 SOUTH MADISON

Mayor Ray Santie called the meeting to order at 7:00 p.m. with Council Member Debra Wilkerson leading the opening prayer.

ROLL CALL:

Council Member Ron Dell	Present
Council Member Kenneth Thompson	Absent
Council Member Robert House	Present
Council Member Lytyron Robinson	Present
Council Member Debra Wilkerson	Present
Council Member Dianna Rogers	Absent
Council Member Charles Dierks	Present
Council Member Larry Crain	Present

6 Council Members present.

Others Attending: *City Attorney Mike Mowrer, City Clerk Marilyn Fiddler, and EMA Director Jim Hollingshad.*

15-MINUTE OPEN FORUM:

EMA Director Jim Hollingshad reported to the Mayor and Council regarding the bi-annual update of the EMA Plan, Mr. Hollingshad stated he would like to add the new 5-year Hazard Mitigation Plan and update the names of the Police officers to the EMA Basic Plan.

MOTION: By Council Member House to approve the updates to the Emergency Management Agency's Basic Plan.

SECOND: By Council Member Dierks.

Motion Carried 6/0.

APPROVAL OF MINUTES:

MOTION: By Council Member Dell to approval the Regular Session Minutes of September 10, 2012.

SECOND: By Council Member Crain.

Motion Carried 6/0.

RESOLUTION:

MOTION: By Council Member Dierks to approve Resolution No. 3012 – A Resolution authorizing the Mayor and City Clerk to execute Notice of Award to R. L. Persons Construction, Inc. for the Malden Wastewater system improvements project and to execute the contract once the requirements of the Notice of Award have been fulfilled.

SECOND: By Council Member Crain.

Motion Carried 6/0.

MOTION: By Council Member Dierks to approve Resolution No. 3014 - A Resolution Authorizing the Mayor and City Clerk to execute the payment and true-up agreement related to assignment and assumption of capacity and energy from the Plum Point Energy Station

SECOND: By Council Member Dell.

Motion Carried 6/0.

MOTION: By Council Member House to approve Resolution No. 3015 – A Resolution Authorizing the Mayor and City Clerk to execute an assignment and assumption agreement for Capacity and Energy from the Plum Point Energy Station between the City of Malden, Missouri as assignor and the City of Benton, Arkansas as assignee.

SECOND: By Council Member Dell.

Motion Carried 6/0.

ORDINANCES:

MOTION: By Council Member House to approve the first reading of Ordinance No. 3061 -- An Ordinance of the City of Malden, Missouri to amend section 2 “Special Capital Improvement Project: Adjustment of Ordinance No. 3013 to suspend the “Special Capital Improvement Project” adjustment for the billing months of November and December, 2012 and January 2013 and providing an effective date therefor.

SECOND: By Council Member Dierks.

POLL VOTE --- MOTION PASSED		6-Yes	0-No
Councilmember Thompson	Absent	Councilmember Dierks	Yes
Councilmember Rogers	Absent	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

BPW Board Member Clark Duckett informed the Council that this ordinance would lower the average customer’s bill that use 1,000 kw \$11.25 per month.

MOTION: By Council Member Dierks to approve the second and final reading of Ordinance No. 3061 -- An Ordinance of the City of Malden, Missouri to amend section 2 “Special Capital Improvement Project: Adjustment of Ordinance No. 3013 to suspend the “Special Capital Improvement Project” adjustment for the billing months of November and December, 2012 and January 2013 and providing an effective date therefor.

SECOND: By Council Member Crain.

POLL VOTE --- MOTION PASSED		6-Yes	0-No
Councilmember Thompson	Absent	Councilmember Dierks	Yes
Councilmember Rogers	Absent	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

MOTION: By Council Member Dierks to approve the first reading of Ordinance No. 3062 – An Ordinance authorizing the execution and delivery by the City of Malden, Missouri, of a First Amended Unit Power Purchase Agreement (Hereinafter “agreement”) between the Missouri Joint Municipal Electric Utility Commission and Energy from the Plum Point Energy Station.

SECOND: By Council Member Dell.

POLL VOTE --- MOTION PASSED		6-Yes	0-No
Councilmember Thompson	Absent	Councilmember Dierks	Yes
Councilmember Rogers	Absent	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

MOTION: By Council Member Crain to approve the second and final reading of Ordinance No. 3062 – An Ordinance authorizing the execution and delivery by the City of Malden, Missouri, of a First Amended Unit Power Purchase Agreement (Hereinafter “agreement”) between the Missouri Joint Municipal Electric Utility Commission and Energy from the Plum Point Energy Station.

SECOND: By Council Member Dell.

POLL VOTE --- MOTION PASSED		6-Yes	0-No
Councilmember Thompson	Absent	Councilmember Dierks	Yes
Councilmember Rogers	Absent	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

BOARD APPOINTMENTS:

MOTION: By Council Member Dierks to approve the appointment of persons listed below to the Park / Golf & RV Board: Ms. Laura Bader, Ms. Lynnette Jenkins, Mr. Brad French, Mr. David Blalock, Mr. Kevin Smith, Mr. Mason Curtis, and the reappointment of Mr. Jonce Chidister.

SECOND: By Council Member House.

Motion Carried 6/0.

MOTION: By Council Member Dierks to approve the reappointment of the following members to the Malden Arts Commission: Ms. Sally Ware, Mrs. Liz Provance, and Mr. Greg Hampton.

SECOND: By Council Member Dell.

Motion Carried 6/0.

OLD NUTRITION CENTER:

Mayor Santie reported that more details would be provided in the future.

TREASURER’S REPORT:

Finance Director Stephen Crump reported that the General Fund has \$595,153.23 Net Cash available and total cash and cash equivalents of \$1,304,721.07. Mr. Crump reported that there is a variance in the first quarter of the General Fund under the Property Tax because of the way it has been distributed throughout the year which makes it look like we are in the hole \$20,000 but we collect the majority of the property tax in November and December, Mr. Crump stated he would monitor that line item.

COUNCIL REPORTS:

Council Member Crain spoke to the Council regarding a row of vaults with at least forty eight (48) units at a cost of \$12,000 for the entire unit. Council Member Crain informed the Council that he would provide more information at a later date.

MOTION: By Council Member Dierks to adjourn the Regular Session Minutes of October 15, 2012.

SECOND: By Council Member Wilkerson.

POLL VOTE --- MOTION PASSED		6-Yes	0-No
Councilmember Thompson	Absent	Councilmember Dierks	Yes
Councilmember Rogers	Absent	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

Ray Santie, Mayor

ATTEST:

Marilyn Fiddler, City Clerk

REGULAR SESSION
MALDEN CITY COUNCIL
MONDAY, NOVEMBER 19, 2012 — 7:00 P.M.
CITY HALL—201 SOUTH MADISON

Mayor Ray Santie called the meeting to order at 7:00 p.m. with Council Member Debra Wilkerson leading the opening prayer.

ROLL CALL:

Council Member Ron Dell	Present
Council Member Kenneth Thompson	Present
Council Member Robert House	Present
Council Member Lytyron Robinson	Present
Council Member Debra Wilkerson	Present
Council Member Dianna Rogers	Present
Council Member Charles Dierks	Present
Council Member Larry Crain	Present

8 Council Members present.

Others Attending: *City Attorney Mike Mowrer, City Administrator Ted Bellers, Public Works Superintendent Kurt Krepps, CEO Danny Grant, Police Chief Jarrett Bullock, Airport Manager Barb Crayne, City Clerk Marilyn Fiddler, and EMA Director Jim Hollingshad.*

15-MINUTE OPEN FORUM:

Malden Pastor and business owner Roger Fowler spoke to the Mayor and Council regarding a problem he has had with the Code Enforcement Officer Dan Grant; Mr. Fowler stated he was told he could not use his trailer as an office, the trailer was for sale and is has been sold. Mr. Miller, the neighbor was upset because the trailer was put there and had his property surveyed. Mr. Fowler stated that the Police and CEO Grant was called and the Police asked that the fence not be moved until the land was surveyed. Council Member House asked Atty. Mowrer to address this matter. Mr. Mowrer informed Mr. Fowler that this matter should not have been discussed at this meeting this should be taken to court for the Judge to decide. Mr. Flower stated that Mr. Grant's machine was used but Mr. Grant did not drive the machine. Mr. Mowrer restated that this should be taken to court and not before the Council. Council Member Crain stated that Mr. Fowler has not been treated fair. Council Member Dell asked Mr. Fowler to send a complaint to the City if he feels he has been mistreated.

APPROVAL OF THE MINUTES:

MOTION: By Council Member Thompson to correct the minutes to show that Council Member Dierks made a motion to adjourn instead of Council Member Thompson making the motion to adjourn

SECOND: By Council Member House.

Motion Carried 8/0.

MOTION: By Council Member Dell to approval the Regular Session Minutes of October 15, 2012 as amended.

SECOND: By Council Member Thompson.

Motion Carried 8/0.

TREASURER'S REPORT:

Finance Director Stephen Crump reported that the City is \$9,000 ahead of the budget.

Mr. Crump reported that the City has total cash & cash equivalents of \$1,318,196.67 and net cash available in General Fund \$604,557.35, Cemetery Fund has \$67,313.74, Street Fund has \$30,349.92, Local Park Fund has

\$144,355.48, DED has \$114,374.07, Funded Liability Account has \$65,765.34, and the Capital Improvement Fund has \$93,319.95. Mr. Crump also reported that the server crashed lasted and the Tech Company evaluated each work station which is an average of four (4) years old; to replace the stations the cost to the City would be \$5300.

MOTION: By Council Member Thompson to amend the budget to purchase the computers for approximately \$5300 to update the computer stations and software.

SECOND: By Council Member Dell.

Motion Carried 8/0.

Council Member Dierks ask that the computers be bid with specifications. Mr. Crump stated he would bid the computer stations but would only try a few stations first to see how they would work with server.

RESOLUTIONS:

MOTION: By Council Member Dierks to approve Resolution No. 3016 – A Resolution authorizing execution of an aviation grant application with the Missouri Department of Transportation – Aviation Section for an apron improvement project.

SECOND: By Council Member Thompson.

Motion Carried 8/0.

STOP SIGN:

MOTION: By Council Member Dierks to install a four (4) way stop sign and install no parking signs on the north side of Broadwater Road from Stokelan to Alberta Street.

SECOND: By Council Member Crain.

Motion Carried 8/0.

PUBLIC SAFETY COMMITTEE:

Chief Jarrett Bullock spoke to the Council regarding annual leave and personal leave; Chief Bullock explained that he has staff on sick leave and this does not allow other staff an opportunity to use their vacation or personal days.

Chief Bullock asked that he be allowed to increase the number of hours the staff can carry over- this would be just for three to five months only. Chief Bulloch stated he did not have dollar amounts but would have the amounts by the next meeting.

MOTION: By Council Member Thompson to raise the Chief of Police’s salary from \$43,000 to \$53,000 for the next term beginning April 2, 2013.

SECOND: By Council Member Dierks.

Motion Carried 8/0.

STREET DEPARTMENT:

City Administrator Ted Bellers asked the Council to increase the budget of the Street Department to allow that department to purchase a snow plow to replace a twenty five (25) year old one on the old dump truck at a cost of up to \$6500.

MOTION: By Council Member Dierks to approve the purchase of a snow plow for the Street Department.

SECOND: By Council Member Crain.

Motion Carried 8/0.

CITY ADMINISTRATOR’S REPORT:

City Administrator Ted Bellers reported that the Boards are active. Mr. Bellers informed the council that the Park Board is working on a survey and he met with the park board last month. Mr. Bellers stated that BPW is working on wastewater rate ordinance, new bills, to break down the fees and power cost adjustments. Mr. Bellers stated the City is expecting a reimbursement from FEMA in the amount of approximately \$600,000.00.

COUNCIL REPORTS:

Council Member Thompson spoke regarding the RV Park and the tenant that is still renting the hook-up at the RV Park.

Council Member House stated he spoke with Mr. Bellers regarding the front doors and they are being investigated to be replaced or repaired.

Council Member Dell stated he would like to table this until the next meeting. Council Member House stated he thinks the City needs this equipment for this department.

EMA Director Jim Hollingshad informed the Council that the purchase would include hardhats, flashlights, and radios.

MOTION: By Council Member House to amend the EMA budget by \$4,000.00.

SECOND: By Council Member Robinson.

POLL VOTE --- MOTION PASSED		7-Yes	1-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	No
Councilmember House	Yes	Councilmember Robinson	Yes

Council Member Crain stated he does not think the City officials should be involved in things that happen to Mr. Fowler and he does not want this to happen again. Mayor Santie stated he would examine Mr. Grant's position and report back .

Council Member Dierks thanked all the City employees for their hard work and wished everyone Happy Thanksgiving.

Council Member Rogers thanked all the City employees for their hard work and wished everyone Happy Thanksgiving.

MAYOR'S REPORT:

MOTION: By Council Member House the appointment of Ms. Linda Graves to the Arts Commission.

SECOND: By Council Member Rogers. **Motion Carried 8/0.**

Mayor Santie read a thank you card from Wayne Shelton for the gift to the Holloway family.

Mayor Santie changed the Regular Council Meeting to: Monday, December 10, 2012 at 6:00 p.m.

Mayor announced that the opening filing day for the Municipal election is: December 11, 2012 at 8:00 a.m. and the closing date is January 15, 2013 at 5:00 p.m.

MOTION: By Council Member Thompson to adjourn the Regular Session Minutes of October 15, 2012.

SECOND: By Council Member Rogers.

POLL VOTE --- MOTION PASSED		8-Yes	0-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Yes
Councilmember Wilkerson	Yes	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

Ray Santie, Mayor

ATTEST:

Marilyn Fiddler, City Clerk

REGULAR SESSION
MALDEN CITY COUNCIL
MONDAY, DECEMBER 10, 2012 — 6:00 P.M.
CITY HALL—201 SOUTH MADISON

Mayor Ray Santie called the meeting to order at 6:00 p.m. with Public Works Superintendent Kurt Krepps leading the opening prayer.

ROLL CALL:

Council Member Ron Dell	Present
Council Member Kenneth Thompson	Present
Council Member Robert House	Present
Council Member Lytyron Robinson	Present
Council Member Debra Wilkerson	Absent
Council Member Dianna Rogers	Present
Council Member Charles Dierks	Present (arrived @ 6:08)
Council Member Larry Crain	Absent

6 Council Members present.

Others Attending: *City Attorney Mike Mowrer, City Administrator Ted Bellers, Public Works Superintendent Kurt Krepps, CEO Danny Grant, Police Chief Jarrett Bullock, Airport Manager Barb Crayne, City Clerk Marilyn Fiddler, EMA Director Jim Hollingshad and Park Board Members Denton Kooyman, Kevin Smith and Brad French.*

15-MINUTE OPEN FORUM:

Mr. Jerry Summers of Liberty Utilities asked to purchase the City's half (½) of the lot that is adjacent to property of the Glass Doctor (property that Liberty Utilities purchased).

MOTION: By Council Member House to sell the property located at 114 W. Laclede to Liberty Gas.

SECOND: By Council Member Dell.

Motion Carried 5/0.

MOTION: By Council Member Dell to accept the offer of \$1500 for the property located at 114 W. Laclede which will include all cost.

SECOND: By Council Member Thompson.

Motion Carried 6/0.

APPROVAL OF MINUTES:

MOTION: By Council Member Dell to approve the Regular Session Minutes of November 19, 2012.

SECOND: By Council Member Thompson.

Motion Carried 6/0.

TREASURER'S REPORT:

Finance Director Stephen reported that the cash balance is \$1,302 million and of that approximately \$600,000 is uncommitted. Mr. Crump reported there is \$144,000 in DED, Parks has \$140,000, Cemetery has \$119,836, and the Capital Improvement Fund has \$94,700.

RESOLUTION:

MOTION: By Council Member Thompson to approve Resolution No. 3017 – A Resolution authorizing execution of a contract in relation to the Malden Hanger #162 Project.

SECOND: By Council Member Dierks.

Motion Carried 6/0.

ORDINANCE:

MOTION: By Council Member Thompson to approve the first reading of Ordinance No. 3064 --- An Ordinance of the City of Malden, Missouri to amend various ordinances of the City of Malden, Missouri relating to the salary of the Chief of Police so as to increase the salary from its current level to \$53,000.00 per year; to repeal all conflicting ordinances; and to provide for an effective date.

SECOND: By Council Member Rogers.

POLL VOTE --- MOTION PASSED		6-Yes	0-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Absent
Councilmember Wilkerson	Absent	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

MOTION: By Council Member Dierks to approve the second and final reading of Ordinance No. 3064 --- An Ordinance of the City of Malden, Missouri to amend various ordinances of the City of Malden, Missouri relating to the salary of the Chief of Police so as to increase the salary from its current level to \$53,000.00 per year; to repeal all conflicting ordinances; and to provide for an effective date.

SECOND: By Council Member House.

POLL VOTE --- MOTION PASSED		6-Yes	0-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Absent
Councilmember Wilkerson	Absent	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

MOTION: By Council Member Dell to approve the first reading of Ordinance No. 3065 --- An Ordinance of the City of Malden, Missouri to provide for the installation of stop signs to stop East and West bound traffic on Broadwater Road, to stop North bound traffic on Towery Street, to stop traffic exiting the ball field parking lot at the intersection of Towery Street and Broadwater Road, and to establish a no parking zone along the North right of way of Broadwater Road from the intersection of Broadwater Road and Stokelan Drive West to the intersection of Broadwater Road and Alberta Street, to repeal all conflicting ordinances; and to provide for an effective date.

SECOND: By Council Member Thompson.

POLL VOTE --- MOTION PASSED		6-Yes	0-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Absent
Councilmember Wilkerson	Absent	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

MOTION: By Council Member Dierks to approve the second and final reading of Ordinance No. 3065 --- An Ordinance of the City of Malden, Missouri to provide for the installation of stop signs to stop East and West bound traffic on Broadwater Road, to stop North bound traffic on Towery Street, to stop traffic exiting the ball field parking lot at the intersection of Towery Street and Broadwater Road, and to establish a no parking zone along the North right of way of Broadwater Road from the intersection of Broadwater Road and Stokelan Drive West to the intersection of Broadwater Road and Alberta Street, to repeal all conflicting ordinances; and to provide for an effective date.

SECOND: By Council Member Robinson.

POLL VOTE --- MOTION PASSED		6-Yes	0-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Absent
Councilmember Wilkerson	Absent	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

MOTION: By Council Member Dell to approve the first reading of Ordinance No. 3066 --- An Ordinance of the City of Malden, Missouri, to set and establish electric rates; to set and establish and a power cost adjustment” to the electric rates; to set and establish an “annual operating cost adjustment” to the electric rates; to provide for a severance clause; to provide for the repeal of conflicting Ordinances; and to provide for an effective date.

SECOND: By Council Member Dierks.

POLL VOTE --- MOTION PASSED		6-Yes		0-No	
Councilmember Thompson	Yes	Councilmember Dierks	Yes	Councilmember Crain	Absent
Councilmember Rogers	Yes	Councilmember Dell	Yes	Councilmember Robinson	Yes
Councilmember Wilkerson	Absent				
Councilmember House	Yes				

City Administrator Ted Bellers explained that this Ordinance will reduce the rates 3.5 mills per kwh and establish a level rate.

MOTION: By Council Member Rogers to approve the second final reading of Ordinance No. 3066 --- An Ordinance of the City of Malden, Missouri, to set and establish electric rates; to set and establish and a power cost adjustment” to the electric rates; to set and establish an “annual operating cost adjustment” to the electric rates; to provide for a severance clause; to provide for the repeal of conflicting Ordinances; and to provide for an effective date.

SECOND: By Council Member Dierks.

POLL VOTE --- MOTION PASSED		6-Yes		0-No	
Councilmember Thompson	Yes	Councilmember Dierks	Yes	Councilmember Crain	Absent
Councilmember Rogers	Yes	Councilmember Dell	Yes	Councilmember Robinson	Yes
Councilmember Wilkerson	Absent				
Councilmember House	Yes				

Mayor Santie thus declared Bills 3064, 3065 and 3066 Ordinances of the City of Malden.

SAFETY COORDINATOR:

Safety Coordinator Barbara Crayne presented a list of goals and objectives to the Council for their approval; Mrs. Crayne informed the Council that the Safety Committee had approved the goals and objectives at their November 2012 meeting.

MOTION: By Council Member Dierks to accept the Safety Goals and Objectives for calendar year 2013.

SECOND: By Council Member Thompson. **Motion Carried 6/0.**

MOTION: By Council Member Dell to approve Supplement #1 to Loss Prevention Manual (2009).

SECOND: By Council Member Dierks. **Motion Carried 6/0.**

OLD NUTRITION CENTER:

MOTION: By Council Member Dell to amend the Street Department’s budget to purchase a Dump Truck for \$20,000 plus add an additional \$5,000 to the overall budget for asbestos removal.

SECOND: By Council Member Thompson. **Motion Carried 6/0.**

GOLF COURSE:

Mayor Santie informed the Council that he had instructed City Administrator Ted Bellers to terminate employment for the workers at the Malden Golf Course and temporary close the club house.

MOTION: By Council Member Dell to transfer \$5,000 from General Fund to Golf Course to pay existing accounts payables and not to incur additional debt.

SECOND: By Council Member House. **Motion Carried 6/0.**

Park Board Chairman Denton Kooyman reported that the Board discussed the Golf Course and decided to turn the Golf Course back over to the City and remove it from the responsibility of the Park Board.

CITY ADMINISTRATOR:

NO REPORT

COUNCIL REPORTS:

- Council Member Dell** wished everyone Merry Christmas.
- Council Member Thompson** wished everyone Merry Christmas.
- Council Member House** thanked the employees and wished everyone Merry Christmas.
- Council Member Dierks** wished everyone Merry Christmas.
- Council Member Rogers** wished everyone Merry Christmas.

MAYOR’S REPORT:

Mayor Santie reminded the Council that the next two (2) Council meetings would fall on a holiday therefore; Mayor Santie set the January 2013 council meeting for Monday, January 14, 2013 at 7:00 p.m. and the February 2013 council meeting for Monday, February 11, 2013.

MOTION: By Council Member Thompson to adjourn the Regular Session Minutes of December 10, 2012.

SECOND: By Council Member House.

POLL VOTE --- MOTION PASSED		6-Yes	0-No
Councilmember Thompson	Yes	Councilmember Dierks	Yes
Councilmember Rogers	Yes	Councilmember Crain	Absent
Councilmember Wilkerson	Absent	Councilmember Dell	Yes
Councilmember House	Yes	Councilmember Robinson	Yes

Ray Santie, Mayor

ATTEST:

Marilyn Fiddler, City Clerk