

CITY COUNCIL
PALMYRA, MISSOURI

November 15, 2007

The Palmyra City Council met on the above date in City Hall at 7:00 p.m. with Mayor Loren Graham presiding. The following council members answered roll call: Tim Wright, Gary Coleman, Carolyn Andresen, Jeff Merkel, Emmett Garner and Jim Bross. Also present were Harold Lee, Raymond Houston, Chase Hickman, Mark Cheffey, Jamie Tallman, Dottie Morgan, Robert Fohey, Marcia Fohey and Jeff Orr.

A motion was made by Councilman Garner and seconded by Council member Andresen to approve the consent agenda as presented. The roll call vote was as follows: Ayes; Wright, Coleman, Andresen, Merkel, Garner and Bross. Nays; none. The motion carried. The consent agenda included the following:

- a. Approval of the November 1st minutest
- b. Resolution 2007-04; Election filing

Jamie Tallman approached the council regarding a letter and a ticket received from the police department. Mr. Tallman owns property on W. Hamilton that the city council had asked be cleaned up. He stated that he will eventually level the lot out and for now he will remove the trash on it. Mr. Tallman left the meeting.

Ms. Morgan stated that she was there because of the proposed dog ordinance. She stated that she has a pit bull and that he has never caused a problem.

Marcia Fohey gave the council information regarding the number of deaths caused by Rottweilers and other breeds of dogs. She asked the council to reconsider the muzzle portion of the proposed ordinance because a muzzled dog, if attacked by another dog would not be able to defend itself or its owner. Fohey also gave the council information about an attack by the Rottweiler discussed at the previous council meeting. The Fohey's, Ms. Morgan and Mr. Orr left the meeting.

The second reading of Bill #1460 was not given. Following a lengthy discussion regarding the proposed dog ordinance, a motion was made by Garner and seconded by Bross to take the ordinance back to committee with input from the entire council. On a call for ayes and nays, the motion carried. They then scheduled a work session for November 29th.

City Attorney Hickman gave the second reading of Bill #1461: AN ORDINANCE APPROVING A SETTLEMENT AGREEMENT WITH VERIZON WIRELESS AND ASSIGNING A PERCENTAGE OF THE SETTLEMENT PROCEEDS TO THE MISSOURI MUNICIPAL LEAGUE. A motion was made by Councilman Garner and seconded by Council Merkel to approve the bill and accept it as an ordinance. The roll call vote was as follows: Ayes; Wright, Coleman, Andresen, Merkel, Garner and Bross. Nays; none. The motion carried and Bill #1461 becomes Ordinance #1101-07-10.

A motion was made by Councilman Garner and seconded by Councilman Merkel authorizing the mayor to sign the promissory note, loan number NPDELPA3, between the city and the State of Missouri, DNR, for funds received through the Energy Efficiency Loan Program in the amount of \$57, 570.00. The roll call vote was as follows: Ayes; Wright, Coleman, Andresen, Merkel, Garner and Bross. Nays; none. The motion carried.

The council was presented with a request from the Board of Public Works to approve a contract in the amount of \$20,600 from Utility Services Co., Inc. to remove the S. Dickerson Street water tower. A motion was made by Councilman Bross and seconded by Council member Andresen to allow the BPW to proceed as long as prevailing wage is complied with. The roll call vote was as follows: Ayes; Wright, Coleman, Andresen and Bross. Nays; Merkel and Garner. The motion carried.

The Relay for Life team would like to purchase banners to hang from the light poles and Councilmember Andresen asked permission to hang them the week of the event. The council approved the request.

Councilman Bross reported that the personnel committee met to review the next section of the revised personnel code.

Street Commissioner Houston asked if a letter had been sent to the Heads regarding the completion of the projects per the agreement with them. Hickman stated that he had sent a letter stating that the projects are completed.

Mayor Graham reported that MECO Engineering had presented a proposal to engineer the water drainage project on Oakview Drive. Councilman Garner made a motion, seconded by Councilman Merkel to allow the mayor to enter into a contract with MECO Engineering, not to exceed \$3,000, to engineer the storm water drainage for Oakview Drive. The roll call vote was as follows: Ayes; Wright, Coleman, Andresen, Merkel, Garner and Bross. Nays; none. The motion carried.

A motion was made by Councilman Garner and seconded by Councilman Merkel to adjourn to closed session for real estate. The roll call vote was as follows: Ayes; Wright-Real Estate, Coleman-Real Estate, Andresen-Real Estate, Merkel-Real Estate, Garner-Real Estate and Bross-Real Estate. Nays; none. The motion carried, the guests left the meeting and council entered into closed session at 8:30 p.m.

Loren L. Graham, Mayor

Rhonda J. Dodd, CMC, MRCC
City Clerk