

MINUTES

City of Concordia Board of Alderpersons Regular Meeting

Location: Concordia Community Center, Room 202
802 S. Gordon Street
Date: Monday, October 4, 2021
Time: 5:00 P.M.

The October 4, 2021 regular meeting of the Board of Aldermen of the City of Concordia was called to order at 5:00 P.M. with Mayor Michael Brown presiding. The Aldermen present were Kaleb Nierman, Beth Kruse, Wayne Lindemann and Mary Beth Scherer.

Also in attendance were Kathleen Powers of the Concordian, Jesse Stevens, PE., Crockett Engineering & Consulting, Alan Riesterer, Superintendent of Concordia's Maintenance Department, Jim Mills, Emergency Management Director, Noah Dierker, Carol Mueller, Assistant Clerk and Dale Klussman, City Administrator. **Note: City Attorney Robert Schnieders joined the meeting during discussion of "Old Business from Previous Meetings".**

Mayor Brown requested a roll call to establish a quorum of the Board:

Alderman Nierman:	Present
Alderman Kruse:	Present
Alderman Lindemann:	Present
Alderman Scherer:	Present

Mayor Brown declared a quorum present and led the room in the Pledge of Allegiance.

Mayor Brown recognized that Assistant Clerk Mueller was present to take the Minutes of this meeting.

The Minutes of the September 20, 2021 regular meeting of the Board of Aldermen was presented for discussion. There being no discussion concerning the proposed Minutes of the September 20, 2021 meeting, Alderman Nierman made the motion to accept the Minutes of the September 20, 2021 Board of Aldermen regular meeting as presented. Alderman Kruse seconded this motion. Mayor Brown requested votes recorded by the Yeas and Nays, with 4 Aldermen

voting in the affirmative and 0 Aldermen voting Nay. Mayor Brown declared the motion duly passed and declared the Minutes of the September 20, 2021 regular meeting **accepted and approved.**

The Minutes of the September 28, 2021 special meeting of the Board of Aldermen was presented for discussion. There being no discussion concerning the proposed Minutes of the September 28, 2021 meeting, Alderman Kruse made the motion to accept the Minutes of the September 28, 2021 Board of Aldermen special meeting as presented. Alderman Scherer seconded this motion. Mayor Brown requested votes recorded by the Yeas and Nays, with 4 Aldermen voting in the affirmative and 0 Aldermen voting Nay. Mayor Brown declared the motion duly passed and declared the Minutes of the September 28, 2021 special meeting **accepted and approved.**

The Aldermen reviewed the proposed amendments to the FY 2020-2021 Budget. Administrator Klussman specifically cited the handout replacing Page 3 of the Budget Amendments to include a \$12,735.00 increase in Fund 24 Principle Retirement. This Amendment is required because the FY 2020-21 year-end closing has occurred prior to the required corrective clerical actions necessary to demonstrate the double payment of \$12,735.00 charged from the Fund for line item 5605-Principle Retirement, these monies being paid from the Concordia Bank assets to cover the check written to State Bank for Principle & Interest from the State Bank assets. There were no further comments or questions related to this replacement of Page 3 of the Budget Amendments.

With no questions concerning any of the presented Amendments, Alderman Kruse made the motion to introduce Bill No. 2021-48 by title only for the first reading. Alderman Lindemann seconded this motion. There being no discussion, Mayor Brown requested votes be recorded by the Yeas and Nays, with the vote recorded 4 voting in the affirmative and 0 voting Nay. Mayor Brown declared the motion passed and read:

"AN ORDINANCE TO AMEND CERTAIN FUNDS OF THE CITY OF CONCORDIA FOR THE FISCAL YEAR 2020-2021 BUDGET AND APPROVE EXPENDITURE BUDGETS AND ADJUST REVENUE BUDGETS FOR THESE FUNDS AS REQUIRED."

Alderman Kruse made the motion to read Bill No. 2021-48 by title only for the second reading. Alderman Nierman seconded this motion. There being no

discussion, Mayor Brown requested votes be recorded by the Yeas and Nays, with the vote recorded 4 voting in the affirmative and 0 voting Nay. Mayor Brown declared the motion passed and read:

"AN ORDINANCE TO AMEND CERTAIN FUNDS OF THE CITY OF CONCORDIA FOR THE FISCAL YEAR 2020-2021 BUDGET AND APPROVE EXPENDITURE BUDGETS AND ADJUST REVENUE BUDGETS FOR THESE FUNDS AS REQUIRED."

Alderman Kruse made the motion to request a Roll Call vote on Bill 2021-48, with the Acting Clerk recording the vote. Alderman Scherer seconded this motion. There being no discussion, Mayor Brown requested votes be recorded by the Yeas and Nays, with the vote recorded 4 voting in the affirmative and 0 voting Nay. Mayor Brown declared the motion passed and request Clerk Mueller to conduct and record the Roll Call vote:

Alderman Nierman:	<u>Yea</u>
Alderman Kruse:	<u>Yea</u>
Alderman Lindemann:	<u>Yea</u>
Alderman Scherer:	<u>Yea</u>

The results of the roll call vote being 4 in the affirmative and 0 Nays, **Mayor Brown declared Bill 2021-48 duly passed as an Ordinance of the City of Concordia and assigned the Ordinance Number 1623.**

The Claims Register was reviewed for consideration. City Administrator Klussman stated that the invoiced total of \$3,420.00 from Alliance Pump represented the charges for Materials and Labor for the repair of the lift station on Old 40 Highway. The D&F Service invoice, in the amount of \$1,258.25 was for the ammonia used in the Chloramine treatment of the drinking water. The Administrator shared that, with the higher volume of finished water being produced in the Summer months, this Ammonia was last purchased in the late June/early July time frame. This Office Depot invoice included expenditures for printing of the FY 2021-22 Budget including paper, sectional dividers, binders, and replacement toners for the Canon copiers used by the Administrator's and the Police's multi-function machines. Finally, the Staples invoice, totaling \$343.13 was for two Lexmark toners, varying in print capacities, for the printer used in printing water bills, thus being partially charged out to 02-Water Operations.

Alderman Kruse made the motion to adopt Resolution No. 2021-R-26, **A RESOLUTION OF THE CITY OF CONCORDIA, MISSOURI AUTHORIZING PAYMENT OF BILLS PRESENTED ON OCTOBER 4, 2021.**

Alderman Scherer seconded this motion.

With no discussion concerning the question, Mayor Brown requested votes recorded by the Ayes and Nays, with 4 Alderpersons voting in the affirmative and 0 Aldermen voting Nay. Mayor Brown requested a roll call on Resolution 2021-R-26, the votes recorded as follows:

Alderman Nierman:	<u>Yea</u>
Alderman Kruse:	<u>Yea</u>
Alderman Lindemann:	<u>Yea</u>
Alderman Scherer:	<u>Yea</u>

Mayor Brown declared Resolution 2021-R-26 duly passed 4/0.

Under "Business from the Audience" Mayor Brown recognized Jim Mills, Emergency Management Director. Mr. Mills provided information presented to him by the Lafayette County Health Department concerning the COVID-19 status. Mr. Mills reported that on September 28-29, there were 4 active cases in the City of Concordia and Lafayette County's Positivity Rate was 8.47%. As of today, October 4, 2021, there were still 4 Positive cases in the City of Concordia, but the County's Positivity Rate has reduced to 6.1%

Mayor Brown recognized Noah Dierker. The Administrator presented background information related to Mr. Dierker's appearance before the Board of Aldermen. Mr. Dierker's water service was turned off for nonpayment. However, following the termination, City records indicated that there was use at the residence, indicating that service was restored without City authorization. The Administrator had Chief Mapes investigate, and the Chief established that the service had been reactivated.

Mr. Dierker then addressed the Board of Aldermen, stating that he normally pays his water bill on-line, and, upon review when notified that his service had been shut off, discovered that his payment had not gone through the final process.

He then made the on-line payment and attempted to contact City Hall to give the confirmation. Without being able to contact City Hall, and needing to reestablish water service, Mr. Dierker restored the service to his residence, under the assumption that he had paid his bill and all water usage would be billed on this next bill. He stated that he did not know that this action was in violation of any Ordinance of the City of Concordia.

Alderman Scherer asked if any damage had been done to the meter. Administrator Klussman stated that no damage has been reported.

The Board of Aldermen took no formal action and Mayor Brown thanked Mr. Dierker for appearing before the Board of Aldermen.

Under "Old Business of the Board of Aldermen from Previous Meetings", Mayor Brown requested Administrator Klussman to review details related to the Public Hearing for the Voluntary Annexation of the CFM tract of land, located south of Old Highway 40.

The Administrator stated that he has interpreted that, under the provisions of RSMo. 71.014, there may be no need for the Public Hearings for the annexation, eliminating the 14-day period for objections to the annexation.

Concordia is a city located in Lafayette County. Lafayette County is bordered by Jackson County, a County of the 1st Class with a population greater than 650,000 people.

Klussman has submitted his question of qualifications for the use of abbreviated voluntary to Attorney Schnieders. Attorney Schnieders has responded by e-mail that he agrees that this voluntary annexation qualifies under RSMo. 71.014.

At this time, Attorney Schnieders joined the meeting. Attorney Schnieders stated that while the annexation in question falls under the abbreviated format as outlined in RSMo. 71.014, he was unsure if the Public Hearing requirement was not necessary, as outlined in RSMo. 71.015.

Administrator Klussman stated that it was his understanding in discussion with Stuart Haynes of the Missouri Municipal League that the Public Hearing and the

14-day period for objection to the annexation would not be required, but he will verify this with the Municipal League.

Mayor Brown turned to the letter from the Consolidated Public Water District #2 stating their intent to continue providing water service to the property proposed for annexation following such annexation, as provided under Federal laws. This action will require coordination in the billing for City sewer usage, as the "User Charges" are calculated at the rate of \$0.84 per 1,000 gallons of water used.

Attorney Schnieders is currently working on an agreement like the one we would be creating and has agreed to review any proposed solutions to the City charging for sewer and the District charging for water. The Board has authorized the City Administrator to negotiate with Public Water #2 to include a common time for billing of both PWSD #2 Water Service and City of Concordia Sewer Service.

Also in the negotiations, we should establish methods for termination of service should there be a failure to pay either bill by the other party. Once completed, the Board wants Attorney Schnieders to review the proposed agreement prior to Board of Aldermen consideration.

Under "New Business Before the Board of Aldermen", Mayor Brown recognized Jesse Stevens, PE for Crockett Engineering to review the status of the SE 7th Street Improvement Plan.

Mr. Stevens stated that, in his opinion, the work should be awarded by phases. Phase One would address the area from Orange Street west to the alley entrance, providing parking for the Post Office throughout this phase. Once completed, the second phase would consist of sidewalk improvements, curbing and street preparation from the alley west.

Finally, the street improvements will be made. At this time, Stevens stated that the intersection is being proposed as asphalt, however, he is open to the idea of concrete in this area to reduce wear as trucks turn at this intersection.

The configuration of the Post Office Parking is proposed change, including installation of an island, bollards protecting the fire hydrant and relocated Postal box.

Final details, such as a traffic closing procedures, costs estimates will be finished with placement of bid still expected to be this winter.

Discussion then began concerning improvements to St. Louis Street at and around the ditch at the trailer park. There is currently a settling of St. Louis St. that is cause street water run-off to cut the ditch by the existing mailbox.

Approximately two years ago, Crockett Engineering was commissioned by the City to create plans to address installing a piped drainage system in this area. Engineer Stevens reviewed the area prior to meeting and discussed the proposed pipe.

The plans call for a 29" x 42" arch pipe to be installed at the approximate depth of the ditch bottom. This pipe will be the least intrusive installation allowing for coverage of the pipe with the least amount of hauling.

The lone concern Engineer Stevens has is the availability of this metal arched pipe, and the potential lead time if the City is in a hurry to install.

Alan Riesterer stated that he felt we should look at the existing metal pipe to the North of the proposed work area, as he is sure that there is rusting of the bottom occurring.

Alderman Kruse made the motion to authorize the Administrator and Engineer Stevens to secure budgetary pricing of the pipe. Alderman Scherer seconded this motion. Mayor Brown requested votes recorded by the Yeas and Nays, with 4 Aldermen voting in the affirmative and 0 Aldermen voting Nay. Mayor Brown declared the motion duly passed and declared the motion approved.

Administrator Klussman informed the Board of Aldermen that a citizen had requested additional consideration to action taken at the September 20, 2021 Board of Aldermen meeting in authorizing the creation of a letter of support to the Missouri Division of Liquor in consideration of a Missouri State Liquor license for St. Paul Lutheran High School for their annual Christkindlemarkt.

The citizen was concerned that granting a liquor license in a Residentially zoned area could increase liability risk to the City. The Administrator questioned Glenn

Price of MIRMA, the City's Risk Group. Mr. Price stated that, as this temporary permit granted by the City was contingent on a State Liquor License that was granted by Jefferson City, the City would not be increasing its liability. Attorney Schnieders agreed with the determination by Mr. Price.

The Board took no formal action on the matter.

The City Administrator shared with the Board of Aldermen his concerns related to recycling. To date, approximately 70 of the citizens enrolled in the curbside recycling program have withdrawn from the program.

This decrease in the curbside recycling will lead to higher usage of the City's Recycling Center, located west of the Community Center. The contract that went into effect on October 1, 2021 guaranteed placement of a bin in the Center, emptied twice a week for the cost of \$300.00 per month.

The additional accumulation of recycled products that will be brought to the Center will require additional care to maintain the surrounding grounds. The Administrator has contacted Tyler Riordon of Republic Waste with requests for pricing on the following solutions:

1. An additional emptying of the Center's container per week to keep up with the additional recycling. Cost: \$300.00 honoring Contract Price for Container, emptied twice weekly plus \$324.75 for the additional emptying of the Container, for a total monthly cost of \$624.75.
2. Placement of an additional container emptied on alternative days of the existing container. Cost: \$300.00 honoring Contract Price for Container, emptied twice weekly plus \$649.50 for the additional container, emptied 2 times per week, creating a total monthly cost of \$949.50.
3. Suspend the current operations at the Center and the curbside recycling program, as the issues related to the collections of the recycle products is that Republic is having difficulty in getting rid of the collected items.

Alderman Scherer expressed her opinion that it was critical that, if we suspend the services, we do it in a manner and with proper notification to the public, that people not leave their recycling at the Center.

The Aldermen unanimously instructed Administrator Klussman to develop a plan for suspension of Recycling Services for the City. This is to include a suspension of services at the present Recycle Center as well as the curbside recycling program, to allow Republic Trash adequate time to ensure that once the service is reestablished, it can be continued in an efficient manner. The Board will review status of this suspended service after the first of the year with representatives from Republic prior to reinstating the programs. Klussman requested that he be allowed to develop notifications with a representative of the Board of Aldermen. The Board requested that Alderman Nierman work with the Administrator in notifying the public.

The Board then considered having City personnel work on Columbus Day (October 11, 2021) and granting Holiday benefits for November 26, 2021 in lieu of the Holiday benefits for Columbus Day.

Traditionally, the day after Thanksgiving Day presents a series of challenges in the fact that many of the City's vendors are closed. Secondly, there are very few customers at City Hall. Finally, by giving the employees this day in lieu of Columbus Day, the employees would be receiving a 4-day weekend.

Alderman Nierman made the motion introducing Resolution 2021-R-27, **"A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF CONCORDIA, MISSOURI ALLOWING FOR REGULAR CITY BUSINESS TO BE CONDUCTED BY CITY EMPLOYEES ON OCTOBER 11, 2021 AND PROVIDING FOR CITY STAFF TO BE GIVEN THE HOLIDAY THAT WOULD BE OBSERVED ON OCTOBER 11, 2021 (COLUMBUS DAY) TO BE OBSERVED ON NOVEMBER 26, 2021, THIS BEING THE DAY FOLLOWING THE THANKSGIVING HOLIDAY"** for consideration.

Alderman Scherer seconded this motion. Mayor Brown requested votes recorded by the Yeas and Nays, with 4 Aldermen voting in the affirmative and 0 Aldermen voting Nay. Mayor Brown declared Resolution 2021-R-27 duly passed and declared the resolution approved.

Administrator Klussman reported that he has been contacted by Doxo, a payment company requesting Direct Deposit of payments for their clients. Doxo offers many of the services like Forte. It is the opinion of the Administrator that the "doxoDIRECT Order Form" constitutes an agreement that he feels must be presented for Board of Aldermen consideration.

Alderman Nierman stated his opposition to entering this agreement, as the purpose of previous Board of Aldermen action was to eliminate many steps included in the receipt process for Doxo.

Alderman Nierman made the motion to deny the authorization to enter into agreement with Doxo for Direct Deposit Authorization. Alderman Lindemann seconded this motion.

With no discussion concerning the question, Mayor Brown requested votes recorded by the Ayes and Nays, with 4 Alderpersons voting in the affirmative and 0 Aldermen voting Nay. Mayor Brown declared the motion duly passed and the request denied.

Mayor Brown reported that he, Sgt. Rucker, and Emergency Management Director Mills met with the Cub Scouts on Sunday, October 3, dealing with Citizenship and Community.

Alderman Scherer had no report.

Alderman Lindemann had no report.

Alderman Kruse asked if the City has had a response from Roselind Richter, accepting the position of City Clerk? Mayor Brown confirmed that Roselind has accepted the position and will be formally appointed at the October 18, 2021 Board of Aldermen meeting.

Alderman Kruse had nothing further to report.

Alderman Nierman had no report.

Administrator Klussman requested that Mayor Brown, Alderman Kruse, and he meet at their convenience to grade the five Engineering RFQ's received for the City's CDBG Project.

The time for this rating was set for 4:00 P.M., in the Council Chambers on Thursday, October 7, 2021.

There being no further business before the Board of Aldermen, Alderman Nierman made the motion to adjourn. Alderman Scherer seconded this motion.

Mayor Brown requested votes recorded by the Ayes and Nays, with 4 Alderpersons voting in the affirmative and 0 Aldermen voting Nay. Mayor Brown declared the motion duly passed and adjourned this meeting of the Board of Alderman at 6:37 P.M.

Respectfully Submitted

Carol Mueller

Carol Mueller
Acting Clerk

18th DEK
Approved this 4th day of October 2021.

Michael T. Brown
Michael T. Brown, Mayor

Carol Mueller

Carol Mueller, Acting City Clerk

