

**CARUTHERSVILLE CITY COUNCIL
JANUARY 19, 2016**

Be it remembered the Council of the City of Caruthersville met in regular session on Tuesday, January 19, 2016, at 5:00 p.m., in the Council Room of the Municipal Building, at which time and place the following were present:

Mike McGraw	Mayor
Takella Motton	City Clerk
Tony Jones	Sergeant at Arms
Lawrence Dorroh	City Counselor
Duckworth	Councilperson
Bullington	Councilperson
Cartee	Councilperson
Cheek	Councilperson
Hood	Councilperson
Merideth	Councilperson
Harmon	Councilperson
Rodgers	Councilperson

The number of members necessary to consider a quorum being present the Mayor called the meeting to order and announced the meeting was in session for the transaction of business.

The first order of business was the approval of the January 4, 2016, minutes motioned by Councilperson Harmon, seconded by Councilperson Duckworth, which resulted in the following vote:

Duckworth	Yes	Bullington	Yes
Cartee	Yes	Cheek	Yes
Hood	Yes	Merideth	Yes
Harmon	Yes	Rodgers	Yes

The next order of business was the approval of reports and bills, motioned by Councilperson Hood, seconded by Councilperson Duckworth which, resulted in the following vote:

Duckworth	Yes	Bullington	Yes
Cartee	Yes	Cheek	Yes
Hood	Yes	Merideth	Yes
Harmon	Yes	Rodgers	Yes

The Mayor introduced Debra Gorham, Coordinator for PIN, she has been meeting with several people in the community who are interested in having a community garden. Community gardens have proved to be successful in Cooter, Hayti and Steele. The next meeting will be February 11, 2016, at the PIN office at 5:00 p.m. 3rd St. and Bushey appears to be the best location for the community garden with access to water.

There have been resignations as a result of the de-annexation of South Ward. Michael Tipton and Jack Tipton are being replaced by Chris Cobb and John Ferguson on the Airport Board. Beverly Tipton is being replaced by Shaundra Isabel on the Library Board. David Madison is being replaced by John Ferguson on the Board of Adjustments. Councilpersons are also being reassigned to different committees in order to comply with the ordinance specifying having a member from each ward on each committee.

There are trees that are at the risk of falling on Adams, and a tree that has overtaken a fire hydrant on Lincoln. It will cost \$1,200 to take down the trees. Councilperson Cartee motion to take down the trees out of the Sales Tax Fund, second by Councilperson Hood, which resulted in the following vote:

Duckworth	Yes	Bullington	Yes
Cartee	Yes	Cheek	Yes
Hood	Yes	Merideth	Yes
Harmon	Yes	Rodgers	Yes

Frazier Roofing inspected some of the city buildings; The Municipal Court Building is in poor condition, it needs patching, cleaning, with estimated repairs being \$750. The Medic One Building has leaks; it needs patching along with installation of walk pads under the HVAC unit, with estimated repairs being \$350. Further inspection has to take place at the Public Safety Center in order to pinpoint leaks. The Community College roof is in bad shape. There are leaks in the welding shop, 30 linear feet of edging needs repairing, leaks are in the computer lab, and the office and electrical panel need to be patched. The estimated cost for repairs is \$5,400. Councilperson Duckworth motioned to have the Municipal Court building and the Medic One building cost of repairs to be taken out of Sales Tax Capital Improvements, seconded by Councilperson Cartee, which resulted in the following vote:

Duckworth	Yes	Bullington	Yes
Cartee	Yes	Cheek	Yes
Hood	Yes	Merideth	Yes
Harmon	Yes	Rodgers	Yes

Councilperson Bullington motion to have Counselor Dorroh consult with Three River Community College and advertise for bids for the repairs of the building, second by Councilperson Cartee, which resulted in the following vote:

Duckworth	Yes	Bullington	Yes
Cartee	Yes	Cheek	Yes
Hood	Yes	Merideth	Yes
Harmon	Yes	Rodgers	Yes

The Magnolia Project continues and has begun a preliminary design for a subdivision.

The Water Clerk application process is completed, and the successful candidate is Gina Glass. Paul Shaw asked to amend the salary schedule with the position being placed on the Administration salary schedule at \$14.90/hr. Counselor Dorroh will have to draft an ordinance for the next meeting to change the current policy. Councilperson Hood motioned for the Water Clerk position to be placed on the Administration salary schedule at \$14.90/hr., seconded by Councilperson Duckworth, which resulted in the following vote:

Duckworth	Yes	Bullington	Yes
Cartee	Yes	Cheek	No
Hood	Yes	Merideth	No
Harmon	Yes	Rodgers	Yes

Councilperson Rodgers made motion to hire Gina Glass on an interim basis for the Water Clerk position, second by Councilperson Hood, which resulted in the following vote:

Duckworth	Yes	Bullington	Yes
Cartee	Yes	Cheek	Yes
Hood	Yes	Merideth	Yes
Harmon	Yes	Rodgers	Yes

The city web site has been updated with the newer minutes under Government, and the newer ordinances have been submitted to be included under the City Code. Under City & Personnel is the audit of July 1, 2014 through June 30, 2015 and the financial statement of December 31, 2015.

Tony Jones reported a dedication ceremony will be held for Officer Evan Burns January 22, 2016, at 10:00 a.m. Starting at the radio station 1.1 miles of Highway 84 will be renamed after Burns who was killed in the line of duty on August 16, 2011. Tony asked for the Council’s approval for a mobile trailer that was budgeted for last year under the Asset Forfeiture Fund. The cost of the speed alert monitor is \$7, 240 and it has a two year warranty at no additional cost. Councilperson Cartee motion to have the mobile trailer/speed alert monitor in the amount of \$7,240 to be taken from the Asset Forfeiture Fund, second by Councilperson Harmon, which resulted in the following vote:

Duckworth	Yes	Bullington	Yes
Cartee	Yes	Cheek	Yes
Hood	Yes	Merideth	Yes
Harmon	Yes	Rodgers	Yes

Nick Cartee reported three fire calls from January 8, 2016 through January 19, 2016: 1/8/16 on I 55/412 fire call, 1/18/16 structure fire on Belle, 1/19/16 smoke scare on Ferguson. The Caruthersville Fire Department responded to 122 calls during the year of 2015. The results of the ISO Survey will be sent to the officials after review for completeness and accuracy.

Paul Shaw reported that there were three bids for the copier machine. Shelton's bid was for \$4,999, with the old copier as a trade in, and the maintenance contract would be \$38.80/month. Scheffer's bid was for \$4,492.50, no trade in, and a maintenance contract of \$306/yr. There was no quote from the other company. Councilperson Duckworth motion to take the lower bid to be taken out of the Equipment and Maintenance Budget second by Councilperson Hood, which resulted in the following vote:

Duckworth	Yes	Bullington	Yes
Cartee	Yes	Cheek	Yes
Hood	Yes	Merideth	Yes
Harmon	Yes	Rodgers	Yes

Keith Davis reported that the Recreation Center was in need of replacement and updates of the fitness equipment. Keith proposed to get two treadmills, squat rack, and machine weights. The cost would be \$34,673.57 to be taken out of the Sales Tax Fund. Councilperson Merideth motion to approve the proposal, second by Councilperson Bullington, which resulted in the following vote:

Duckworth	Yes	Bullington	Yes
Cartee	Yes	Cheek	Yes
Hood	Yes	Merideth	Yes
Harmon	Yes	Rodgers	Yes

Teresa Tidwell reported that the resignation of Beverly Tipton from the Library Board and being replaced by Shaundra Isabel. This weekend is the huge book sale.

Councilperson Cartee made mention of revenues being down, and that we needed to look at promoting business, or bringing business in town. Grants should be explored that could possibly improve the bottom line. Councilperson Cheek stated that Grizzly Jig would be having an event that would be bringing in a lot of business into town. They have mailed out 1,300 post cards and the event will occur January 28, 2016 through

January 31, 2016. Discussion was to contact DOT or MODOT about signage directing business into town.

Lawrence Dorroh introduced bill 2016-01, and ordinance submitting a proposal to voters on imposing a motor vehicle sales tax on a purchase made from a source other than a licensed Missouri dealer. The City would need to present the issue to the voters, and decide whether or not to introduce the bill and include it on the ballot; if it's not included the City will lose the tax. If it's included on the April ballot there would be not cost for it to be on the ballot, and if it's put off until August or November the cost would approximately be \$3,500. Councilperson Cartee made motion for bill to be placed on the April ballot, second by Councilperson Duckworth, followed by the first reading:

BILL NO. 2016-01

ORDINANCE NO. 2016-01

AN ORDINANCE PROVIDING FOR SUBMISSION OF A PROPOSAL TO DISCONTINUE APPLICATION AND COLLECTION OF THE LOCAL SALES TAX ON THE TITLING OF MOTOR VEHICLES, TRAILERS, BOATS, AND OUTBOARD MOTORS THAT WERE PURCHASED FROM A SOURCE OTHER THAN A LICENSED MISSOURI DEALER TO THE QUALIFIED VOTERS OF THE CITY FOR THEIR APPROVAL AT THE GENERAL MUNICIPAL ELECTION CALLED AND TO BE HELD IN THE CITY ON APRIL 5, 2016

WHEREAS, the City has not previously approved and imposed a local use tax under Section 144.757 RSMo; and

WHEREAS, the City is required under the provisions of Section 32.087 RSMo to submit to the qualified voters of the City the question of repealing the application of the local sales tax to the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer; and

WHEREAS, the City is required to submit the question to its voters no later than the general election in November 2016;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CARUTHERSVILLE, MISSOURI, AS FOLLOWS:

Section 1. Pursuant to the provisions of Sections 32.087 RSMo, the Board of Aldermen has determined that it would be appropriate to submit the determination of the issue of whether to repeal application of the local sales tax to the titling of motor

vehicles, trailers, boats, and outboard motors that are subject to state sales tax under section 144.020 and purchased from a source other than a licensed Missouri dealer to the voters.

Section 2. This proposition shall be submitted to the qualified voters of Caruthersville, Missouri, for their approval, as required by the provisions of Section 32.087 RSMo, at the election hereby called and to be held in the City on Tuesday, the 5th day of April, 2016. The ballot of submission shall contain substantially the following language:

Shall the City of Caruthersville discontinue applying and collecting the local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer?

Approval of this measure will result in a reduction of local revenue to provide for vital services for the City of Caruthersville and it will place Missouri dealers of motor vehicles, outboard motors, boats, and trailers at a competitive disadvantage to non-Missouri dealers of motor vehicles, outboard motors, boats, and trailers.

_____ YES _____

**If you are in favor of the question, place an "X" in the box opposite "YES".
If you are opposed to the question, place an "X" in the box opposite "NO".**

Section 3. If the ballot question set forth in Section (2) of this ordinance receives a majority of the votes cast in favor of the proposal, the local sales tax shall cease to apply to the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer. The effective date of the cessation shall be the first day of the second calendar quarter after the election. If a majority of the votes cast are opposed to the ballot question then the local sales tax shall continue to apply to the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer.

Section 4. Within ten (10) days after the approval or disapproval of the proposition by the qualified voters of Caruthersville, Missouri, the City Clerk shall forward to the Director of Revenue of the State of Missouri by United States registered mail or certified mail, a certified copy of this ordinance together with certifications of the election returns and accompanied by a map of the City clearly showing the boundaries thereof.

Section 5. This Ordinance shall be in full force and effect from and after the date of its passage and approval.

READ TWO TIMES, PASSED AND APPROVED this 19th day of January, 2016.

ATTEST

s/Takella Motton
City Clerk

s/Mike McGraw
Mayor

Councilperson Harmon motioned for the second reading of Bill No. 2016-01, seconded by Councilperson Duckworth. The question before the Council now is shall Bill No. 2016-01 to be known as Ordinance No. 2016-01 pass and become law, which resulted in the following vote on said question, to-wit:

Duckworth	Yes	Bullington	Yes
Cartee	Yes	Cheek	Yes
Hood	Yes	Merideth	Yes
Harmon	Yes	Rodgers	Yes

Upon the Mayor declaring that Bill No. 2016-01 to be known as Ordinance No. 2016-01 is passed and approved by the Council, the Mayor did approve the bill, and affix his signature and was attested by the City Clerk.

The next bill introduction was for a change in salary for the office of City Counselor. Councilperson motion for the first reading, second by Councilperson Rodgers, which is as follows:

BILL NO. 2016-02

ORDINANCE NO. 2016-02

AN ORDINANCE INCREASING THE SALARY FOR THE OFFICE OF CITY COUNSELOR

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CARUTHERSVILLE, MISSOURI, AS FOLLOWS

Section 1. The salary for the office of City Counselor created by § 115.330 of the Code of Ordinances of the City of Caruthersville is hereby set at the greater of \$1,500.00 per month or \$200.00 per hour billed monthly effective as of the 1st day of January, 2016. The monthly billing period shall correspond to the City Clerk’s monthly payroll processing.

Section 2. This ordinance shall be effective from and after its passage and approval.

READ TWO TIMES, PASSED AND APPROVED, this 19th day of January, 2016.

ATTEST

s/Mike McGraw
Mayor

s/Takella Motton
City Clerk

Councilperson Harmon motion for the second reading of Bill No 2016-02, second by Councilperson Duckworth. The question before the Council now is shall Bill No. 2016-02 to be known as Ordinance No. 2016-02 pass and become law, which resulted in the following vote on said question, to- wit:

Duckworth	Yes	Bullington	Yes
Cartee	Yes	Cheek	Yes
Hood	Yes	Merideth	Yes
Harmon	Yes	Rodgers	Yes

Upon the Mayor declaring that Bill No. 2016-02 to be known as Ordinance 2016-02 is passed and approved by the Council, the Mayor did approve the bill, and affix his signature and was attested by the City Clerk.

Councilperson Cartee made motion for a request for a Closed Session for the next meeting for a discussion of legal personnel issues, second by Councilperson Duckworth, which resulted in the following vote:

Duckworth	Yes	Bullington	Yes
Cartee	Yes	Cheek	Yes
Hood	Yes	Merideth	Yes
Harmon	Yes	Rodgers	Yes

Councilperson Bullington motion for Lawrence Dorroh to seek outside counsel in regards to the current allegations against the City, second by Councilperson Cartee, which resulted in the following vote:

Duckworth	Yes	Bullington	Yes
Cartee	Yes	Cheek	Yes
Hood	Yes	Merideth	Yes
Harmon	Yes	Rodgers	Yes

Councilperson Cartee motion to adjourn, second by Councilperson Rodgers, with the meeting adjourning at 6:12 p.m.

ATTEST

Mayor

Takella Motton