

BOARD OF ALDERMAN: Work Session
CITY HALL, 345 S. MAIN, BOLIVAR, MO 65613
TUESDAY, JULY 12th, 2022 AT 6:30 P.M.

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Facebook

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CALL TO ORDER

Mayor Warwick called the Work Session to order at 6:30 pm.

PRESENT ALDERMEN

Alexis Neal, Steve Sagaser, Charles Keith, Dusty Ross, Justin Ballard, Steve Skopec, Ethel Mae Tennis. Alderman Dan Wohnoutka arrives at 7:00 pm.

OTHERS ATTENDING

City Administrator Tracy Slagle, City Attorney Don Brown, Public Information Officer Jill Way, Finance Director/Deputy City Clerk Natalie Scrivner, Public Works Director Jerry Hamby, Police Lieutenant Roger Barron, Fire Chief Watkins & citizens from the public.

PLEDGE OF ALLEGIANCE

Mayor Warwick

MOTION TO ADOPT AGENDA

Alderman Sagaser motioned to approve the agenda. Alderman Neal seconded and the motion was unanimously approved.

MAYORAL APPOINTMENTS

Introductions, presentations, resolutions, proclamations, and citizen requests:

1. **Ditch behind Sho-Me Muffler.** Alderman Ballard made a motion to engage the city engineer to develop a plan to mitigate flood or storm water drainage from golf course area to physical therapy office. Alderman Neal seconded the motion, which was unanimously approved.
2. **Bidding of Clay** discussed for the property at Killingsworth and Aldrich Rd. There is an estimated amount of 2,767 truckloads present. Alderman would like an estimate for installation of a concrete culvert on the property and a future direction of the property for the city before a decision is made.
3. **Bill No. 2022-46:** An ordinance approving an interfund and interagency loan policy for the city of Bolivar. Alderman Sagaser made a motion for the first reading of Bill No.

2022-46. Alderman Ballard seconded the motion. The City Attorney, Don Brown, read Bill No. 2022-46. **Ordinance 3751.**

i. Ord. 3751: "AN ORDINANCE APPROVING AN INTERFUND AND INTERAGENCY LOAN POLICY FOR THE CITY OF BOLIVAR"

Alderman Ballard made a motion for the second reading of Bill No. 2022-46. Alderman Ross seconded the motion. The City Attorney, Don Brown, read Bill No. 2022-46. **Ordinance 3751.**

ii. Ord. 3751: "AN ORDINANCE APPROVING AN INTERFUND AND INTERAGENCY LOAN POLICY FOR THE CITY OF BOLIVAR"

Roll Call

Ayes: Keith, Neal, Wohnoutka, Sagaser, Ross, Ballard, Skopec, Tennis.

Nays: None

Absent: None

4. **Bill No. 2022-47:** An ordinance authorizing an interfund loan within the city of Bolivar, Missouri for the purchase of fire department apparatus. Alderman Sagaser made a motion for the first reading of Bill No. 2022-47. Alderman Neal seconded the motion. The City Attorney, Don Brown, read Bill No. 2022-47. **Ordinance 3745.**

i. Ord. 3745: "AN ORDINANCE AUTHORIZING AN INTERFUND LOAN WITHIN THE CITY OF BOLIVAR, MISSOURI FOR THE PURCHASE OF FIRE DEPARTMENT APPARATUS"

Alderman Keith made a motion for the second reading of Bill No. 2022-47. Alderman Ross seconded the motion. The City Attorney, Don Brown, read Bill No. 2022-47. **Ordinance 3745.**

ii. Ord. 3745: "AN ORDINANCE AUTHORIZING AN INTERFUND LOAN WITHIN THE CITY OF BOLIVAR, MISSOURI FOR THE PURCHASE OF FIRE DEPARTMENT APPARATUS"

Roll Call

Ayes: Keith, Neal, Wohnoutka, Sagaser, Ross, Ballard, Skopec, Tennis.

Nays: None

Absent: None

5. **Windstream Enterprise** IP Office Phone services has offered a credit of \$16,076.52, if the city will extend the contract 2 additional years. If approved the agreement will then expire in 2026. Alderman Skopec made a motion to accept the extension with

the contingency that the city attorney approves the agreement as presented. Alderman Sagaser seconded the motion. Unanimously approved, with the exception of Alderman Ross.

EXECUTIVE SESSION pertinent to RSMo 610.021(1) Legal Action, Cause of Action, or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorney...; RSMo 610.021 (2) Leasing, Purchase, or Sale of Real Estate by a public governmental body where Public knowledge of the transaction might adversely affect the legal consideration therefor...; RSMo 610.021 (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded...; RSMo 610.021(13) Individually Identifiable Personnel Records, performance rating or records pertaining to employees or applicants for employment..., was motioned by Alderman Neal at 7:58 pm. Alderman Sagaser seconded the motion.

Roll Call

Ayes: Keith, Neal, Wahnoutka, Sagaser, Ross, Ballard, Skopec, Tennis.

Nays: None

Absent: None

A short break was requested after roll call, back in session at 8:06 pm.

OTHERS PRESENT for Executive Session:

City Administrator Tracy Slagle, City Attorney Don Brown, City Clerk Paula Henderson, Fire Chief Brent Watkins.

NO MOTIONS MADE

MOTION FOR OPEN SESSION was proposed by Alderman Neal, seconded by Alderman Sagaser at 8:28 pm.

MOTION TO ADJOURN was made by Alderman Sagaser at 8:29 pm. Alderman Neal seconded the motion, which was unanimously approved.



Paula Henderson, City Clerk

Christopher D. Warwick, Mayor

BOARD OF ALDERMAN: Regular Session
CITY HALL, 345 S. MAIN, BOLIVAR, MO 65613
TUESDAY, JULY 26th, 2022 AT 6:30 P.M.

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CALL TO ORDER

President of the Board, Alderman Justin Ballard called the Regular Session to order at 6:30 pm.

PRESENT ALDERMEN

Alexis Neal, Dan Wohnoutka, Steve Sagaser, Dusty Ross, Justin Ballard, Steve Skopec, Ethel Mae Tennis, Charles Keith

OTHERS ATTENDING

City Administrator Tracy Slagle, Public Information Officer Jill Way, Executive Director of the Economic Development Alliance Gail Noggle, Fire Chief Brent Watkins, Attorney Don Brown, Police Lieutenant Roger Barron, Finance Director/Deputy City Clerk Natalie Scrivner, Public Works Director Jerry Hamby, Community Development Director Kyle Lee, and other citizens due to request to address council.

PLEDGE OF ALLEGIANCE

Alderman Ballard

MOTION TO ADOPT AGENDA

Alderman Sagaser motioned to approve the agenda and to move item 6.a Micah Titterington – Homeless Task Force to just after the Administrators report. Alderman Ross seconded, which was unanimously approved.

- 1. Approval of Minutes:** June 7th, 2022 Work and Executive Session; June 16th, 2022 Special Executive Session; June 28th, 2022 Regular and Executive Session. Alderman Keith motioned to approve, and Alderman Ross seconded, the motion passed unanimously.
- 2. Bill and Financial Reports:** Alderman Keith motioned to approve the reports. Alderman Sagaser seconded, and the motion passed unanimously.
- 3. Administrator's Report: Public Works Department** Quarterly update, **Jerry Hamby** discussed the many tasks the department is undergoing including patching potholes, painting crosswalks, ballfield #6 run off issues, Kifer park trail and bridge, replaced storm drain around Lillian and Madison, cleaning out airport maintenance shed and repairs. Jerry also mentioned that the Park and Cemetery ½ ton Ford truck transmission went out this weekend. Local dealer Bill Grant Ford, Inc does have a 2022 Regular Cab ½ ton Pickup, 4wd, with hail damage. This is a state bid truck, with additional discounts total cost is

\$30,266.00. Funds would be from Capital Improvement funds and would require a budget amendment in the future. Alderman Skopec made a motion to purchase the 2022 Ford pickup from Bill Grant Ford, Inc. Alderman Sagaser seconded the motion, which was unanimously approved. Other items which were mentioned were road improvements for the Boston, Aldrich Rd and San Martin area. Street overlays, previously approved should be completed by October 2022. Currently a rebid is in process for the Curb and Gutter needed on North Mc Colm Ave. Street crews will be starting sidewalk improvements next week. City Administrator Tracy Slagle updated the board that former projects approved will soon be out to bid: building security upgrades, mobile message boards, HVAC system, fire safety, annual propane bid. The Park and recreation citizen portal and training is approaching this fall, with anticipated go-live in October 2022. Alderman Neal made a motion to approve the administrators report. Alderman Ross seconded the motion, which was unanimously approved.

Alderman Ross motioned to move item 6.b Morelock Builders – Letter of Support to just after Micah Titterington – Homeless Task Force. Alderman Neal seconded, which was unanimously approved.

Moved Item **6.A Micah Titterington – Homeless Task Force** discussed the need for the homeless in the Bolivar community. Many members of the task force presented information to the Board of Alderman. It is normal for the local hospital to see 3 to 4 individuals each week. They are thinking there are around 100 homeless in our community. The task force is asking for help from the city in this endeavor.

Moved Item **6.B Morelock Builders – Letter of Support**, Crystal Webster asked for a letter of support for Frisco Highlands at Edgewater. This would be for 2-bedroom and 3-bedroom rentals at 4100 S. Pike Ave. Alderman Ross made a motion to approve letter of support. Alderman Neal seconded the motion, which was unanimously approved.

4. Mayoral Appointments

Introductions, presentations, resolutions, proclamations, & citizen requests:

5. Old Business

- A. Bill No. 2022-41:** An ordinance amending the Bolivar municipal code by amending chapters 225 and 600 to revise and add new sections regarding limited instances where permits may be obtained for public consumption of alcohol at special events. Alderman Skopec made a motion for the first reading of Bill No. 2022-41. Alderman Neal seconded the motion. The City Attorney, Don Brown read Bill No. 2022-41.
Ordinance 3746.

- i. Ord. 3746: “AN ORDINANCE AMENDING THE BOLIVAR MUNICIPAL CODE BY AMENDING CHAPTERS 225 AND 600 TO REVISE AND ADD**

**NEW SECTIONS REGARDING LIMITED INSTANCES WHERE PERMITS
MAY BE OBTAINED FOR PUBLIC CONSUMPTION OF ALCOHOL AT
SPECIAL EVENTS."**

Alderman Sagaser motioned for a second reading of Bill No. 2022-41. Alderman Skopec seconded the motion. The City Attorney, Don Brown read Bill No. 2022-41.

- ii. **Ord. 3746: "AN ORDINANCE AMENDING THE BOLIVAR MUNICIPAL CODE BY AMENDING CHAPTERS 225 AND 600 TO REVISE AND ADD NEW SECTIONS REGARDING LIMITED INSTANCES WHERE PERMITS MAY BE OBTAINED FOR PUBLIC CONSUMPTION OF ALCOHOL AT SPECIAL EVENTS."**

Roll Call

Ayes: Alderman Ballard, Neal, Wohnoutka, Sagaser, Keith, Tennis, Ross, Skopec
Nays: None

- B. **Bill No. 2022-48:** An ordinance amending the Bolivar Municipal code by amending subsection (E) of Section 250.010, regarding the date for removal of Memorial date flowers at Greenwood Cemetery. Alderman Sagaser made a motion for the first reading of Bill No. 2022-48. Alderman Neal seconded the motion. The City Attorney, Don Brown, read Bill No. 2022-48. **Ordinance 3753.**

- i. **Ord. 3753: "AN ORDINANCE AMENDING THE BOLIVAR MUNICIPAL CODE BY AMENDING SUBSECTION (E) OF SECTION 250.010 REGARDING THE DATE FOR REMOVAL OF MEMORIAL DATE FLOWERS AT GREENWOOD CEMETERY.**

Alderman Ballard motioned for a second reading of Bill No. 2022-48. Alderman Wohnoutka seconded the motion. The City Attorney, Don Brown, read Bill No. 2022-48. **Ordinance 3753.**

- ii. **Ord. 3753: "AN ORDINANCE AMENDING THE BOLIVAR MUNICIPAL CODE BY AMENDING SUBSECTION (E) OF SECTION 250.010 REGARDING THE DATE FOR REMOVAL OF MEMORIAL DATE FLOWERS AT GREENWOOD CEMETERY.**

Roll Call

Ayes: Alderman Ballard, Neal, Wohnoutka, Sagaser, Keith, Tennis, Ross, Skopec
Nays: None

C. Bill No. 2022-49: An ordinance authorizing the city's renewal of insurance through EMC Insurance with Ollis, Akers, Arney Insurance and Business Advisors. Alderman Neal made a motion for the first reading of Bill No. 2022-49. Alderman Ross seconded the motion. The City Attorney, Don Brown read Bill No. 2022-49. **Ordinance 3754.**

- i. **Ord. 3754: "AN ORDINANCE AUTHORIZING THE CITY'S RENEWAL OF INSURANCE THROUGH EMC INSURANCE WITH OLLIS, AKERS, ARNEY INSURANCE AND BUSINESS ADVISORS."**

Alderman Sagaser motioned for a second reading of Bill No. 2022-49. Alderman Ballard seconded the motion. The City Attorney, Don Brown read Bill No. 2022-49.

- ii. **Ord. 3754: "AN ORDINANCE AUTHORIZING THE CITY'S RENEWAL OF INSURANCE THROUGH EMC INSURANCE WITH OLLIS, AKERS, ARNEY INSURANCE AND BUSINESS ADVISORS."**

Roll Call

Ayes: Alderman Ballard, Neal, Wohnoutka, Sagaser, Keith, Tennis, Ross, Skopec

Nays: None

D. Bill No. 2022-50: An ordinance authorizing an agreement addendum to existing agreement with Windstream Communications for cost savings on early renewal. Alderman Ross made a motion for the first reading of Bill No. 2022-50. Alderman Neal seconded the motion. The City Attorney, Don Brown read Bill No. 2022-50. **Ordinance 3755.**

- i. **Ord. 3755: "AN ORDINANCE AUTHORIZING AN AGREEMENT ADDENDUM TO EXISTING AGREEMENT WITH WINDSTREAM COMMUNICATIONS FOR COST SAVINGS ON EARLY RENEWAL"**

Alderman Neal motioned for a second reading of Bill No. 2022-50. Alderman Wohnoutka seconded the motion. The City Attorney, Don Brown read Bill No. 2022-50.

- ii. **Ord. 3755: "AN ORDINANCE AUTHORIZING AN AGREEMENT ADDENDUM TO EXISTING AGREEMENT WITH WINDSTREAM COMMUNICATIONS FOR COST SAVINGS ON EARLY RENEWAL."**

Roll Call

Ayes: Alderman Ballard, Neal, Wohnoutka, Sagaser, Keith, Tennis, Ross, Skopec

Nays: None

E. Bill No. 2022-51: An ordinance authorizing an agreement with Quarles Supply Co, Inc for purchase of two (2) Kubota L4060HST-LE tractors, each with a front end loader, one (1) for golf course and one (1) for airport. Alderman Ross made a motion for the first reading of Bill No. 2022-51. Alderman Neal seconded the motion. The City Attorney, Don Brown read Bill No. 2022-51. **Ordinance 3756.**

- i. **Ord. 3756: "AN ORDINANCE AUTHORIZING AN AGREEMENT WITH QUARLES SUPPLY CO, INC FOR PURCHASE OF TWO (2) KUBOTA L4060HST-LE TRACTORS, EACH WITH A FRONT-END LOADER, ONE (1) FOR GOLF COURSE AND ONE (1) FOR AIRPORT."**

Alderman Sagaser motioned for a second reading of Bill No. 2022-51. Alderman Neal seconded the motion. The City Attorney, Don Brown read Bill No. 2022-51.

- ii. **Ord. 3756: "AN ORDINANCE AUTHORIZING AN AGREEMENT WITH QUARLES SUPPLY CO, INC FOR PURCHASE OF TWO (2) KUBOTA L4060HST-LE TRACTORS, EACH WITH A FRONT-END LOADER, ONE (1) FOR GOLF COURSE AND ONE (1) FOR AIRPORT."**

Roll Call

Ayes: Alderman Ballard, Neal, Wahnoutka, Sagaser, Keith, Tennis, Ross, Skopec

Nays: None

F. City Engineer John Forrester with Allgeier, Martin and Associates Inc discussed the Show Me Muffler area storm water area. The city could consider a raised water detention basin on the west side of the Bolivar Municipal Golf Course to potentially reduce the flow of water downstream. Alderman Sagaser made a motion to approve up to \$13,000 in engineering expenses out of the street reserve fund to engineer the storm water basin. Alderman Keith seconded the motion, which was unanimously approved.

G. City Engineer John Forrester with Allgeier, Martin and Associates Inc discussed the Bidding of Clay from the city property at Aldrich Rd and Killingsworth. The board decided to leave the property as is.

H. Roof Sliders for the Aquatic Center previously approved from ARPA funds on 6/28/2022. The sole source bid from OpenAire is \$18,820.00 to upgrade sliders 13, 14, 16, 18, 19. Additional charges for motors may come later once they are examined. Alderman Neal made a motion to approve the OpenAire estimate of \$18,820.00. Alderman Ross seconded the motion, which was unanimously approved.

6. NEW BUSINESS

- C. Bill No. 2022-52:** An ordinance authorizing an amendment to the Hay Cultivation agreement with Jeremy McCarthy for Adjustment of fees for cultivation at airport property. Alderman Sagaser made a motion for the first reading of Bill No. 2022-52. Alderman Ross seconded the motion. The City Attorney, Don Brown read Bill No. 2022-52. **Ordinance 3757.**

- i. **Ord. 3757: "AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE HAY CULTIVATION AGREEMENT WITH JEREMY MCCARTHY FOR ADJUSTMENT OF FEES FOR CULTIVATION AT AIRPORT PROPERTY."**

Alderman Ballard motioned for a second reading of Bill No. 2022-52. Alderman Neal seconded the motion. The City Attorney, Don Brown read Bill No. 2022-52.

- ii. **Ord. 3757: "AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE HAY CULTIVATION AGREEMENT WITH JEREMY MCCARTHY FOR ADJUSTMENT OF FEES FOR CULTIVATION AT AIRPORT PROPERTY."**

Roll Call

Ayes: Alderman Ballard, Neal, Wohnoutka, Sagaser, Keith, Tennis, Ross, Skopec
Nays: None

- D. Bill No. 2022-53:** An ordinance of the city of Bolivar, Missouri, reaffirming the gross receipts tax to be imposed upon electric corporations conducting business within the city. Alderman Sagaser made a motion for the first reading of Bill No. 2022-53. Alderman Neal seconded the motion. The City Attorney, Don Brown read Bill No. 2022-53. **Ordinance 3758.**

- i. **Ord. 3758: "AN ORDINANCE OF THE CITY OF BOLIVAR, MISSOURI, REAFFIRMING THE GROSS RECEIPTS TAX TO BE IMPOSED UPON ELECTRIC CORPORATIONS CONDUCTING BUSINESS WITHIN THE CITY."**

Alderman Ross motioned for a second reading of Bill No. 2022-53. Alderman Neal seconded the motion. The City Attorney, Don Brown read Bill No. 2022-53.

- ii. **Ord. 3758: "AN ORDINANCE OF THE CITY OF BOLIVAR, MISSOURI, REAFFIRMING THE GROSS RECEIPTS TAX TO BE IMPOSED UPON ELECTRIC CORPORATIONS CONDUCTING BUSINESS WITHIN THE CITY."**

Roll Call

Ayes: Alderman Ballard, Neal, Wohnoutka, Sagaser, Keith, Tennis, Ross, Skopec
Nays: None

7. **Calendar of Events:** August 9th, 2022 Work Session; August 23rd, 2022 Regular Session; September 10th, 2022 Country Days; September 11th-14th, 2022 MML Annual Conference in Osage Beach
8. **EXECUTIVE SESSION** pertinent to RSMo 610.021(1): Legal actions, cause of action, or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorney...; RSMo 610.021(3): Hiring, firing, disciplining, or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded...; RSMo 610.021(13): Individually Identifiable Personnel Records, performance rating or records pertaining to employees or applicants for employment..., RSMo 610.021(18): Operational guidelines, policies and specific response plans developed, adopted, maintained by any public agency responsible for law enforcement... was motioned by Alderman Neal at 8:41 pm. Alderman Sagaser seconded the motion.

Roll Call

Ayes: Keith, Neal, Wohnoutka, Sagaser, Ross, Ballard, Skopec, Tennis
Nays: None
Absent: None

MOTION FOR OPEN SESSION was proposed by Alderman Ross at 9:34 pm. Alderman Sagaser seconded the motion.

Roll Call

Ayes: Tennis, Skopec, Ballard, Ross, Sagaser, Wohnoutka, Neal, Keith
Nays: None
Absent: None

9. **MOTION TO ADJOURN** was made by Alderman Sagaser at 9:35 pm. Alderman Neal seconded the motion, which was unanimously approved.



Paula Henderson, City Clerk

Justin Ballard, President of the Board