

REGULAR MEETING of the City Council of the City of Chillicothe, Missouri was held on **Monday, August 9, 2021**, at 5:30 p.m. at the Chillicothe Municipal Utilities (CMU) meeting room located at 920 Washington Street, Chillicothe, Missouri. The Prayer was given by a member of the Ministerial Alliance followed by the Pledge of Allegiance lead by Mayor Kelly. Roll call being answered as follows:

Mayor	Theresa Kelly
Councilman-At-Large	Tom Ashbrook
Councilman 1 <sup>st</sup> Ward	Reed Dupy
Councilman 2 <sup>nd</sup> Ward	Wayne Cunningham
Councilman 3 <sup>rd</sup> Ward	Josh Fosdick
Councilman 4 <sup>th</sup> Ward	Pam Jarding

AMONG THOSE PRESENT included Darin Chappell, Roze Frampton, Robert Cowherd, Hannah Fletcher, Terry Rumery, Toby Calivere, Eric Reeter, Jeff Gillespie, Josh Norris, Kevin Shira, Jon Maples. Carl Lee, Eric Turner and Cub Scout Representative, Ed and Patrice Robertson, Eric Mencoini, Members of the News Media and other concerned citizens.

MOTION BY COUNCILMAN DUPY second by Councilman Cunningham to approve the previous minutes (7/26/21). Motion passed with a vote of five yeas: Councilman Ashbrook voted yea; Councilman Dupy voted yea; Councilman Cunningham voted yea; Councilman Fosdick voted yea; Councilwoman Jarding voted yea.

MOTION BY COUNCILMAN ASHBROOK, second by Councilman Fosdick to pay invoices in the amount of \$192,014.28. Motion passed with a vote of five yeas: Councilman Ashbrook voted yea; Councilman Dupy voted yea; Councilman Cunningham voted yea; Councilman Fosdick voted yea; Councilwoman Jarding voted yea.  
(No Irvinbilt invoices)

MOTION BY COUNCILMAN ASHBROOK second by Councilman Cunningham to approve payroll for July 23<sup>rd</sup> in the amount of \$188,136.76. Motion passed with a vote of five yeas: Councilman Ashbrook voted yea; Councilman Dupy voted yea; Councilman Cunningham absent; Councilman Fosdick voted yea; Councilwoman Jarding voted yea.

MOTION BY COUNCILMAN ASHBROOK second by Councilman Dupy to approve the CMU invoices and salaries as presented. Motion passed with a vote of five yeas: Councilman Ashbrook voted yea; Councilman Dupy voted yea; Councilman Cunningham voted yea; Councilman Fosdick voted yea; Councilwoman Jarding voted yea. (No Irvinbilt invoices)

HANNAH FLETCHER, presented discussion regarding the final expenditures for the new Simpson Park Playground area. The project went over budget by \$5,354.85. Hannah recommended that the council transfer funds from capital improvement to the street fund sidewalk line item. MOTION BY COUNCILMAN ASHBROOK second by Councilman Dupy to transfer \$5,354.85 from the capital improvement fund to the Street Fund sidewalk line item. Motion passed with a vote of five yeas: Councilman Ashbrook voted yea; Councilman Dupy voted yea; Councilman Cunningham voted yea; Councilman Fosdick voted yea; Councilwoman Jarding voted yea

A PUBLIC HEARING WAS HELD to consider an ordinance setting the property tax rates for the City of Chillicothe. City Auditor, Hannah Fletcher, presented the proposed changes as recommended by the State Auditor. Rates are going down however the assessed valuations have increased which will result in an increase of approximately \$35,000 in revenues. There was no one present to speak for or against the proposed rates. MOTION BY COUNCILMAN ASHBROOK second by Councilman Cunningham to pass Bill No. 2021-57; **Ordinance No. 2021-53. AN ORDINANCE OF THE CITY OF CHILLICOTHE, MISSOURI SETTING THE 2021 LEVY FOR PROPERTY TAXES FOR GENERAL AND PARKS FUNDS.** Motion passed with a vote of five yeas: Councilman Ashbrook voted yea; Councilman Dupy voted yea; Councilman Cunningham voted yea; Councilman Fosdick voted yea; Councilwoman Jarding voted yea

ERIC TURNER and a representative from the Missouri District, presented a request to close Simpson Park on September 18<sup>th</sup> from 8am -1pm for a cub scout district leadership event, first of its kind which will also involve several service projects involving up to 300 people. MOTION BY COUNCILMAN CUNNINGHAM, second by Councilman Fosdick to approve the park closing for the Cub Scout event on September 18<sup>th</sup>. Motion passed with a vote of five yeas: Councilman Ashbrook voted yea; Councilman Dupy voted yea; Councilman Cunningham voted yea; Councilman Fosdick voted yea; Councilwoman Jarding voted yea

DARIN CHAPPELL, City Administrator, gave an informative presentation on how the City processes nuisance complaints.

ROBERT COWHERD, City Attorney, presented discussion regarding 3 nuisance properties that the City has received judgement on to demolish the structures at 615 Vine, 1016 Cherry, and 1547 Bryan. The cost of demolition will be a tax lien placed on each property. MOTION BY COUNCILMAN CUNNINGHAM second by Councilman Ashbrook to proceed with the demolition process on all three properties (615 Vine, 1016 Cherry and 1547 Bryan) Motion passed with a vote of five yeas: Councilman Ashbrook voted yea; Councilman Dupy voted yea; Councilman Cunningham voted yea; Councilman Fosdick voted yea; Councilwoman Jarding voted yea

ROZE FRAMPTON, City Clerk, presented a request from a citizen to reduce the demolition assessment fee (\$5,866.11) on 1321 Clay Street that is up for tax sale at the Courthouse steps on August 24<sup>th</sup>. MOTION BY COUNCILMAN Ashbrook, second by Councilman Cunningham to accept a minimum of 10% of the \$5,866.11 demolition fees in the sale of the property. Motion passed with a vote of five yeas: Councilman Ashbrook voted yea; Councilman Dupy voted yea; Councilman Cunningham voted yea; Councilman Fosdick voted yea; Councilwoman Jarding voted yea

MOTION BY COUNCILMAN ASHBROOK second by Councilman Dupy to pass Bill No. 2021-58; **Ordinance No. 2021-54. AN ORDINANCE ADDING CHAPTER 246 TO THE CITY CODE IN REGARD TO USE OF CARGO CONTAINERS WITHIN THE CITY.** Motion passed with a vote of five yeas: Councilman Ashbrook voted yea; Councilman Dupy voted yea; Councilman Cunningham voted yea; Councilman Fosdick voted yea; Councilwoman Jarding voted yea

DARIN CHAPPELL, City Administrator, presented discussion regarding the American Tower lease. American Tower has proposed 4 different options to the City amending the current lease agreement, It was the consensus of the Council to do nothing and continue with the current

lease agreement.

MOTION BY COUNCILMAN ASHBROOK second by Councilman Cunningham to pass Bill No. 2021-55; **Ordinance No. 2021-55.** AN ORDINANCE AMENDING CHAPTER 630 OF THE CITY CODE REGARDING VEHICLES FOR HIRE. Motion passed with a vote of five yeas: Councilman Ashbrook voted yea; Councilman Dupy voted yea; Councilman Cunningham voted yea; Councilman Fosdick voted yea; Councilwoman Jarding voted yea

MOTION BY COUNCILMAN ASHBROOK second by Councilman Dupy to pass Bill No. 2021-59; **Ordinance No 2021-56.** AN ORDINANCE AMENDING THE CITY CODE CHAPTER 210 ARTICLE XII OFFENSES CONCERNING MINORS. Motion passed with a vote of five yeas: Councilman Ashbrook voted yea; Councilman Dupy voted yea; Councilman Cunningham voted yea; Councilman Fosdick voted yea; Councilwoman Jarding voted yea

PAM JARDING, Main Street Chillicothe, presented a request for a street closing to hold a craft beer event on September 17<sup>th</sup> on Webster Street. MOTION BY COUNCILMAN ASHBROOK second by Councilman Cunningham to grant the street closing for the craft beer event hosted by Main Street to be held on Webster Street on September 17, 2021. Motion passed with a vote of four yeas: Councilman Ashbrook voted yea; Councilman Dupy voted yea; Councilman Cunningham voted yea; Councilman Fosdick voted yea; Councilwoman Jarding abstained.

COMMENTS FROM THE PUBLIC: NONE

COMMENTS FROM CITY ADMINISTRATOR:

1. Gave highlights from each department
2. Giving a presentation at the Library on The Battle of Wilson.

COMMENTS FROM THE MAYOR:

1. Thanked Darin for the Department Reports
2. Ice Cream Social to celebrate the states bicentennial will be August 10<sup>th</sup> from 4-7 at the Sliced Bread Innovation Center

COMMENTS FROM THE COUNCIL:

1. Councilwoman Jarding asked where we were in obtaining a hydrologist. Darin stated that the engineers are currently looking at past locations and studies.

COMMENTS FROM CITY AUDITOR:

1. Employee safety incentive awards have been given out.
2. Gave a brief update on the American Rescue Act Funds

At 7:55 pm a MOTION BY COUNCILMAN ASHBROOK second by Councilman Fosdick to enter into a closed meeting with closed record and closed votes to the extent permitted by law Pursuant to 610.021 (2), (3) and (13) to consider the leasing, purchase or sale of real estate; the hiring, firing, disciplining or promoting of particular employees and/or personnel. On a roll call vote: Councilman Ashbrook voted yea; Councilman Dupy voted yea; Councilman Cunningham voted yea; Councilman Fosdick voted yea; Councilwoman Jarding voted yea. (Action taken) MOTION BY COUNCILMAN ASHBROOK second by Councilman Cunningham to come out of executive session at 8:04 pm. On a roll call vote: Councilman Ashbrook voted yea;

Councilman Dupy voted yea; Councilman Cunningham voted yea; Councilman Fosdick voted yea; Councilwoman Jarding voted yea.

MOTION BY COUNCILMAN CUNNINGHAM second by Councilman Ashbrook to adjourn the meeting at 6:27 p.m. Motion passed with a vote of five yeas.

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Rozanne Frampton, City Clerk  
Approved this 13<sup>th</sup> day of September 2021.

By: \_\_\_\_\_  
Theresa Kelly, Mayor

ATTEST:

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Rozanne Frampton, City Clerk