

**The Minutes of the Macon City Council Meeting  
May 11, 2021 – 6:30 P.M.  
106 West Bourke Street  
Macon, Missouri 63552**

Mayor James T Holman called the meeting to order with the following members in attendance: Tony Petre, Dick Schlanker, Ernie Lea, Caleb Dwiggin, Christopher Walk, and Jerold Carr.

Absent: Jerry Thompson, Ross Dutton.

**Approval of minutes from previous meeting:**

Councilman Petre moved to approve the Minutes of the April 13, 2021, regular meeting as presented. The motion was seconded by Councilman Carr and approved by all present voting in favor.

**Accounts Payable:**

Councilman Carr moved to approve accounts payable as presented. The motion was seconded by Councilman Petre and approved by all present voting in favor.

**Financial Report:**

Councilman Lea moved to approve the Financial Report as presented. The motion was seconded by Councilman Dwiggin and approved by all present voting in favor.

**Old Business:**

None.

**New Business:**

**Ordinance – OF THE CITY COUNCIL OF THE CITY OF MACON, MISSOURI AMENDING CHAPTER 4, ARTICLE I, SECTION 4-1, AND THE CREATION OF CHAPTER 4, ARTICLE III, DIVISION 1, SECTION 4-78, OF THE CODE OF THE CITY OF MACON, MISSOURI (vicious Animal Language added):**

Camille McGee spoke to Council regarding dogs running-at-large in her neighborhood and repeated attacks by her neighbor's great Dane.

Councilman Petre moved to place on the first reading, the bill approving the ordinance of the City Council of the City of Macon, Missouri amending Chapter 4, Article I, Section 4-1, and the creation of Chapter 4, Article III, Division 1, Section 4-78, of the Code of the City of Macon, Missouri. The motion was seconded by Councilman Schlanker and approved by roll call as follows:

Yea: Petre, Schlanker, Lea, Dwiggin, Walk, Carr.

Nay: None.

Absent: Thompson, Dutton.

Councilman Lea moved to place on the second reading, the bill approving the ordinance of the City Council of the City of Macon, Missouri amending Chapter 4, Article I, Section 4-1, and the creation of Chapter 4, Article III, Division 1, Section 4-78, of the Code of the City of Macon, Missouri. The motion was seconded by Councilman Carr and approved by roll call as follows:

Yea: Petre, Schlanker, Lea, Dwiggin, Walk, Carr.

Nay: None.  
Absent: Thompson, Dutton.

**Discussion – employee residency requirements:**

Residency requirements are currently dictated by the City/MMU Employee Policy Manual, Section 1400.05, 1400.10, and 1400.15 (see below in italics) with additional department head restrictions in City Code.

***1400.05. Residency - Regular Employees.***

*All regular employees shall comply with the residency requirements set forth herein within sixty (60) days of their first day of employment. The CA/GM may make exceptions to this requirement in the event of unusual situations or conditions. The City Council and Board of Public Works require that all regular employees establish their primary residence within the city limits of Macon. However, the Council and Board will consider regular employees' requests to establish a primary residency outside the city limits. In the event a new or an existing regular employee desires to establish a primary residency outside the city limits, the employee shall submit a written request for approval to the CA/GM. Each request shall indicate the location of the primary residential structure. Upon receipt of the request, the CA/GM shall determine that the location of the primary residence is no greater than ten (10) miles from the City/Utilities Office Building at 106 West Bourke Street, Macon, MO 63552, as measurement of a radius of a concentric circle where the center is the aforementioned address, and also that a 15-minute response time under normal driving conditions is achievable from the primary residence to the aforementioned address. While a 15-minute response time under normal conditions is a requirement, employees are expected to respond as soon as possible when receiving an emergency call and to implement safety practices when traveling to the requested site.*

***1400.10. Council/Board Approval - Denial.***

*Following the determination, as described in Section 1400.05, the CA/GM shall make a written report of the findings to the City Council/Board of Public Works. The Council/Board will, thereafter, decide if the employee's request will be granted. The Council/Board reserves the right to approve or deny any request, but shall provide to the employee, a written explanation of the reason(s) for any such denial. The Council's/Board's actions concerning all residency requests shall be final and may not be appealed.*

Discussion was held as to possibly expanding the radius. Council requires more information before they would support expansion, including specifically what advantages with recruitment other similarly positioned communities have experienced and how emergency response and the ISO rating would be affected.

**Award of 903 West Bourke demolition project:**

One bid was received for the demolition of the residential structure at 903 West Bourke Street. JT Holman Construction bid \$7,500.00. Mayor Pro-Tem called for a vote on the project award.

Councilman Lea moved to award the demolition of 903 W. Bourke Street to JT Holman Construction in the amount of \$7,500.00. The motion was seconded by Councilman Schlanker and approved by all present voting in favor.

**Award of the 2021 asphalt overlay project:**

Three bids were received as follows:

Company	Base Bid	Add Alternates-City	Total
Capital Paving	529,418.40	122,850.00	652,268.40
Emery Sapp & Sons	756,312.00	198,732.00	955,044.00
W.L. Miller Co.	614,463.25	141,566.95	756,030.20

Of the three bids received, Capital Paving was the most affordable with the city overlay project, including add alternatives, totaling \$652,268.40. City council approved a budget amount of \$802,435.00, which includes Street Department prep work (estimated at \$50,000.00). We will work with Capital Paving to identify additional areas that are in need and fit well with the project for the remaining approved expenditures. Capital Paving discussed that they would honor the quoted rate of \$84.00 per ton on additional project areas.

Councilman Petre moved to award the bid to lowest bidder Capital Paving and to select additional areas for paving. The motion was seconded by Councilman Lea and approved by all present voting in favor.

**Approval of Chamber of Commerce requests related to Fork & Cork Festival:**

Councilman Dwiggins moved to approve the requested street closures, waiver of the ordinance banning serving of alcohol on City Streets, waiver of the City's noise ordinance related to the annual Fork & Cork Festival, and approval of the additional arrangements for the Macon Bi-Centennial Celebration event on August 21, 2021, as outlined in the Chamber of Commerce request. The motion was seconded by Councilman Lea and approved by all present voting in favor.

**Approval of VCVC request related to Gravel Grinder event:**

This is an annual fund raiser bicycle event, 100% of the proceeds will go to the Macon County Ministries Food Pantry.

Councilman Lea moved to approve the closure of Oak Street parking lot for the June 12, 2021, Gravel Grinder event as requested. The motion was seconded by Councilman Carr and approved by all present voting in favor.

**Mayor's report:**

The mayor announced that 4<sup>th</sup> Ward Councilman Ross Dutton had resigned his position due to moving out of town.

**Council reports:**

Councilman Petre requested Council response on the bypass topic **in order to report back to the TAC Committee as requested**. The Council expressed support of the project for the good of the community.

Nothing further reported.

**City Administrator's report:**

City Administrator, Avis Marshall, reported on the following:

- Reminder that a special meeting scheduled for May 24, 2021, related to the voluntary annexation request.
- Reminder that a Board of Adjustment meeting scheduled for May 13, 2021, at 5:15pm if they are interested in attending.
- Registration for the fall MML conference is open.
- Nick Blomberg, Airport Advisory Board Member, volunteered his time to repair and repaint the airport terminal interior.
- Fire Department will begin fire hydrant maintenance. Also, the Fire Department employees have donated off-hours time to remodel the bathroom and expand the kitchen.
- Police Department received a \$1,000 grant from Gabrielson Truck Repair & Towing LLC to purchase two stop-sticks for the department. Also, officers have completed MILO firearms training.
- Applied for a State Homeland Security Program grant for five portable radios with repeaters capable of operation on the MOSWIN network.
- Wading Pools will open June 1<sup>st</sup> pending weather and work force availability.

**City Clerk's report:**

None.

**Closed Sessions:**

At 7:15 P.M. Councilman Petre moved to go into closed session pursuant to RSMo.§610.021(2) Leasing, purchasing, or sale of real estate and RSMo.§610.021(3) Personnel. The motion was seconded by Councilman Dwiggins and approved by roll call vote as follows:

Yea: Petre, Schlanker, Lea, Dwiggins, Walk, Carr.

Nay: None.

Absent: Thompson.

Closed session attendance: Petre, Schlanker, Lea, Dwiggins, Walk, Carr, Holman, Marshall, Craig, Stephanie Wilson, John Neer, Brian Terry, David Wilt, Cindy Holtz, and Sue Goulder.

Councilman Petre moved to approve RFQ for task#1. The motion was seconded by Councilman Lea and approved by roll call vote as follows:

Yea: Petre, Schlanker, Lea, Dwiggins, Walk, Carr.

Nay: None.

Absent: Thompson.

Councilman Lea moved to approve a 90-day extension for employee J. Garrison to meet the residency requirements. The motion was seconded by Councilman Carr and approved by roll call vote as follows:

Yea: Petre, Schlanker, Lea, Dwiggins, Walk, Carr.

Nay: None.

Absent: Thompson.

Councilman Lea moved to authorize a contingent offer of employment to Kevin Noyes and scheduling of all preliminary testing. The motion was seconded by Councilman Carr and approved by roll call vote as follow:

Yea: Petre, Schlanker, Lea, Dwiggins, Walk, Carr.

Nay: None.

Absent: Thompson.

At 8:50 P.M. Councilman Schlanker moved to come out of closed session. The motion was seconded by Councilman Dwiggins and approved by roll call vote as follows:

Yea: Petre, Schlanker, Lea, Dwiggins, Walk, Carr.

Nay: None.

Absent: Thompson.

**Adjournment:**

Councilman Petre moved to adjourn the meeting. The motion was seconded by Councilman Carr.

The meeting was adjourned at 8:56 P.M.

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Mary Lou Craigg, City Clerk

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James T Holman, Mayor