

The Minutes of the Macon City Council Meeting
May 10, 2022 – 6:30 P.M.
106 West Bourke Street
Macon, Missouri 63552

Mayor Scott Bigham called the meeting to order with the following members in attendance: Tony Petre, Dick Schlanker, Ernie Lea, Caleb Dwiggins, Cheryl Blaise, Greg Wiggans, Chris Walk, and Jerold Carr.

Absent: None.

Approval of the Agenda:

Councilman Lea moved to approve the amended agenda adding authorization execution of a grant agreement with MoDOT related to the airport beacon replacement and relocation project. The motion was seconded by Councilman Dwiggins and approved by all voting in favor.

Approval of minutes from previous meeting:

Councilman Schlanker moved to approve the Minutes of the April 12, 2022 regular meeting as presented. The motion was seconded by Councilman Carr and approved by all present voting in favor.

Accounts Payable:

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

Financial Report:

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

Old Business:

West Winery outdoor seating request – Kayla Hartung:

Additional input was given regarding a proposed “parklet” outdoor seating area expansion for West Winery. Hartung presented the Council with signatures representing twenty-six businesses. Twenty-two were in support of the proposed parklet in addition to the Downtown Association and the Chamber of Commerce. Two were against the proposal and two were hesitant. Contact had not been made with five businesses and no residential occupants were surveyed.

Police Chief Adam Dawdy expressed safety concerns about proximity of the proposed seating to the road. Public use, injury/property loss liability, additional-insured requirements, trash clean-up, loss of parking space, development of rules and standards to make option uniformly available to all/each downtown business, noise control, retail displays, permanent or temporary use issues, interference with other annual events common to the space, conversion of public property to private commercial use, reduction of pedestrian sidewalk use, complications with snow removal, and interference with stormwater runoff were also discussed.

Sue Medlock (113 Vine), Dan & Mary West (105 Vine), and Daniel West (112 Vine) spoke in opposition to the proposal parklet stating many of reasons discussed above.

No final determination was made at this time.

New Business:

Presentation of Macon County Economic Development Partner in Growth Certificate – Sue Goulder:

Macon County Economic Development Director, Sue Goulder, presented the City of Macon with a Partner in Growth certificate for their support in 2022. Without members and donors, the entity would be financially incapable of providing services that encourage expansion of local businesses and industry as well as new jobs for the area. Mayor Bigham accepted the certificate on behalf of the City.

Ordinance – OF THE CITY COUNCIL OF THE CITY OF MACON, MISSOURI WHICH VACATES THE NORTH-SOUTH UTILITY EASEMENTS BETWEEN LOTS #12 AND #13 IN HEARTLAND ENTERPRISE PARK:

Due to planned construction Agri-Genesis LLC, owners of both lot #12 and #13, requested that the City vacate the originally platted utility easements between the lots. Municipal Utilities General Manager, Stephanie Wilson, advised that the Board of Public Works has reviewed the request and recommended vacating all utility easements platted between the two lots.

Councilman Lea moved to place on the first reading, the ordinance which vacates the North-South utility easements between lots #12 and #13 in Heartland Enterprise Park. The motion was seconded by Councilman Petre and approved by roll call as follows:

Yea: Petre, Schlanker, Lea, Dwiggins, Blaise, Wiggans, Walk, Carr.
Nay: None.
Absent: None.

Councilman Carr moved to place on the second and final reading, the ordinance which vacates the North-South utility easements between lots #12 and #13 in Heartland Enterprise Park. The motion was seconded by Councilman Dwiggins and approved by roll call vote as follows:

Yea: Petre, Schlanker, Lea, Dwiggins, Blaise, Wiggans, Walk, Carr.
Nay: None.
Absent: None.

Ordinance – OF THE CITY COUNCIL OF THE CITY OF MACON, MISSOURI AUTHORIZING EXECUTION OF THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION INSTALLATION OF ROADSIDE FLASHERS AGREEMENT NO.2022-02-68219:

City Administrator, Avis Marshall, advised that for many months the City has been working with MoDOT to facilitate installation of roadside manual-activation flashers at the pedestrian crosswalk on East Briggs Drive (Hwy Route Business 36) between the Macon Senior Housing complex and Walmart/C&R Market. The City will incur the cost of the equipment (\$9,969.65) and installation materials/labor and MoDOT will assume ownership and maintenance once installation is complete. Approval of the ordinance would also approve the equipment and materials purchase and work order.

Councilman Lea moved to place on the first reading, the ordinance authorizing execution of the Missouri Highways and Transportation Commission Installation of Roadside Flashers Agreement number 2022-02-68219. The motion was seconded by Councilman Schlanker and approved by roll call as follows:

Yea: Petre, Schlanker, Lea, Dwiggins, Blaise, Wiggans, Walk, Carr.
Nay: None.

Absent: None.

Councilman Wiggins moved to place on the second and final reading, the ordinance authorizing execution of the Missouri Highways and Transportation Commission Installation of Roadside Flashers Agreement number 2022-02-68219. The motion was seconded by Councilman Carr and approved by roll call vote as follows:

Yea: Petre, Schlanker, Lea, Dwiggins, Blaise, Wiggins, Walk, Carr.
Nay: None.
Absent: None.

Ordinance – OF THE CITY COUNCIL OF THE CITY OF MACON, MISSOURI AMENDING ORDINANCE NO. 204-H, RECORDED IN PLAT BOOK 3 PAGE 75 (ZONING ORDINANCE OF THE CITY OF MACON, MISSOURI) IN RELATION TO USE DISTRICT, REZONING PROPERTY LOCATED IN THE CITY OF MACON, MISSOURI:

The Planning & Zoning Commission held a hearing on April 28th at which they voted unanimously to recommend that Council approve Holman Holding LLC’s request to rezone 609 N. Rubey from R-2 Single Family Dwelling District to R-4 Multiple Family Dwelling District.

Councilman Schlanker moved to place on the first reading, the ordinance amending Ordinance No. 204-H, recorded in Plat Book 3 Page 75 (zoning ordinance of the City of Macon, Missouri) in relation to Use District, Rezoning property located in the City of Macon Missouri. The motion was seconded by Councilman Wiggins and approved by roll call as follows:

Yea: Petre, Schlanker, Lea, Dwiggins, Blaise, Wiggins, Walk, Carr.
Nay: None.
Absent: None.

Councilman Carr moved to place on the second and final reading, the ordinance amending Ordinance No. 204-H, recorded in Plat Book 3 Page 75 (zoning ordinance of the City of Macon, Missouri) in relation to Use District, Rezoning property located in the City of Macon Missouri. The motion was seconded by Councilman Lea and approved by roll call vote as follows:

Yea: Petre, Schlanker, Lea, Dwiggins, Blaise, Wiggins, Walk, Carr.
Nay: None.
Absent: None.

Ordinance – OF THE CITY COUNCIL OF THE CITY OF MACON, MISSOURI AUTHORIZING EXECUTION OF THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION STATE BLOCK GRANT AVIATION AGREEMENT:

This ordinance authorizes execution of an agreement accepting \$36,090 grant funds, a 90% reimbursement of the engineering costs, associated with the replacement and relocation of the airport navigation beacon.

Councilman Lea moved to place on the first reading, the ordinance authorizing execution of the Missouri Highways and Transportation Commission State Block Grant Aviation Agreement. The motion was seconded by Councilman Dwiggins and approved by roll call as follows:

Yea: Petre, Schlanker, Lea, Dwiggins, Blaise, Wiggins, Walk, Carr.
Nay: None.

Absent: None.

Councilman Petre moved to place on the second and final reading, the ordinance authorizing execution of the Missouri Highways and Transportation Commission State Block Grant Aviation Agreement. The motion was seconded by Councilman Schlanker and approved by roll call vote as follows:

Yea: Petre, Schlanker, Lea, Dwiggins, Blaise, Wiggans, Walk, Carr.
Nay: None.
Absent: None.

Resolution – authorizing a change of designated official authorized to act on behalf of the City of Macon, Missouri with regards to the Missouri Department of Natural Resources, State Revolving Fund Program for loans under the Missouri Clean Water Law (Chapter 644, RSMo):

At the General Municipal Election held April 5, 2022 a new Mayor was elected thus necessitating a name change of the designated official authorized to execute documents related to the loan and/or grant aid related to Project Number S-524-20.

Councilman Dwiggins moved to approve the resolution authorizing a change of designated official authorized to act on behalf of the City of Macon, Missouri with regards to the Missouri Department of Natural Resources, State Revolving Fund Program for loans under the Missouri Clean Water Law (Chapter 644, RSMo). The motion was seconded by Councilman Lea and approved by all present voting in favor.

Resolution – recognizing and implementing solid waste collection rate increase:

The City of Macon has contracted with Waste Management Inc., successors of Advanced Disposal, for the collection and disposal of residential solid waste. In compliance with the contract provisions, Waste Management Inc. has exercised its inflation cost recovery option. This resolution provides for the modification of the billing to pass the charge increases on to each resident. The monthly rate will increase from \$8.08 to \$10.27.

Councilman Lea moved to approve the resolution providing for the modification of the billing to pass the solid waste charge increases on to each resident. The motion was seconded by Councilman Petre and approved by majority present voting in favor as follows: Yea- Petre, Schlanker, Lea, Dwiggins, Blaise, Wiggans, Walk, Carr; Nay- Dwiggins.

Appointment to Macon Enhanced Enterprise Zone Board of Directors:

Mayor Bigham recommended the re-appointment of Eric Knowles to the Macon Enhanced Enterprise Zone Board of Directors to serve through May 2027.

Councilman Carr moved to approve the re-appointment of Eric Knowles to the Macon Enhanced Enterprise Zone Board of Directors to serve through May 2027. The motion was seconded by Councilman Petre and approved by all present voting in favor.

Appointment to the Industrial Development Authority Board:

Mayor Bigham recommended the appointment of Jennifer McVicker to the Industrial Development Authority Board to complete the term vacated by Bill Gaines to serve through October 2024.

Councilman Petre moved to approve the appointment of Jennifer McVicker to the Industrial Development Authority Board to complete the term vacated by Bill Gaines to

serve through October 2024. The motion was seconded by Councilwoman Blaise and approved by all present voting in favor.

Appointment to the Industrial Development Authority Board:

Mayor Bigham recommended the appointment of Vince Winn to the Industrial Development Authority Board to serve through October 2025.

Councilman Dwiggins moved to approve the appointment of Vince Winn to the Industrial Development Authority Board to serve through October 2025. The motion was seconded by Councilman Lea and approved by all present voting in favor.

Approval of request related to Maple Repertory Theater's Boots & Black-Tie event:

The Boots & Black-Tie event is the annual fund raiser event for the Maples Repertory Theater. The group has requested the usual closure of Rubey Street (between Vine and Bourke) for the event and a waiver of the City's ordinance banning serving of alcohol on City Streets within the event area for Saturday June 4, 2022.

Councilman Dwiggins moved to approve the event request. The motion was seconded by Councilman Lea and approved by all present voting in favor.

Approval to make purchases related to citizen donation for Police Department:

The Police Department received a \$12,000 donation. The donor stipulated that the funds should be used to purchase safety communication equipment for the department. The department submitted a request for approval to purchase two MOSWIN capable portable radios at a cost of \$11,251.

Councilman Lea moved to approve the purchase of the two portable radios as requested. The motion was seconded by Councilman Walk and approved by all present voting in favor.

Discussion related to personnel workstations:

Councilman Dwiggins addressed personnel workstations, stating that Council had become aware that Mayor Bigham had instructed the City Administrator to trade offices. Dwiggins expressed that Council made the decision a few years ago to move the Administrator to the current location and would like to see it continue to serve as the Administrator's office as the larger office serves that function best. Mayor Bigham expressed that he was aware that the current office used by the Administrator had formerly been the Mayors and that it was not his intent to deprive others use of the space which he fully intended to keep unlocked when he was absent so that it remained available. He was not aware that there would be any objection to returning the offices to their former uses. Dwiggins expressed that they (Council) would like to work with Bigham on rolls within the city together but felt like this was a topic for group discussion and felt it would have been inappropriate for him to express his opinion independently since the Council has one voice as a unit. Multiple Council members stated the same opinion regarding the current personnel workstation/office space assignment expressing no change to the current assignments.

Mayor's report:

Mayor Bigham reported that April 22nd he attended the ribbon cutting ceremony for FosterAdopt Connect (support services for neglected and abandoned children). FosterAdopt Connect's advocates listen to, educate, and plan with foster and adoptive parents to help them find answers and solutions needed to give the best possible care to

the children in their homes . This new office will serve foster, adoptive, and guardianship families by connecting them with resources such as problem-solving advocacy, kinship navigator services, training, and more.

Bigham expressed that he has been spending time meeting with staff and also met with Sue Goulder, Macon County Economic Development Director, to understand the projects currently being administered by the Board.

Bigham extended condolences to Code Enforcement Director Kevin Myers over the death of his sister.

Council reports:

Councilman Lea congratulated the boys' varsity baseball team on their win tonight.

Councilman Dwiggins commented that the recently constructed baseball field at Macon R-1 School is AMAZING! Dwiggins further reported that he has received call regarding the street pothole issues and folks are very happy with the patching progress.

Councilwoman Blaise inquired about the planned completion date of the pickleball courts.

Councilman Wiggans thanked the Police Department for their assistance at Jackson Street Park. And extended condolence to the family of Ed Knowles over his recent passing.

Councilman Walk expressed belief that the truck route signs are working well at reducing the number of semi-trucks that stray into cramped residential streets.

City Administrator's report:

The following was reported:

- Annual financial audit fieldwork is complete, presentation to Council for approval will be at June meeting.
- RFQ responses are due May 20th related to engineering for repairs to the Fire Department garage by floor.
- Chamber of Commerce Annual Banquet is scheduled for June 13, RSVP to City Hall staff for tickets.
- MML Elected Officials Training Conference is scheduled for June 9-June 10.
- Rustic Drive repair is completed. Thank you to Councilman Walk for the assistance.

City Clerk's report:

NECAC's annual Community Action Reception is scheduled for May 19th at 12:30 PM.

Talt Holman advised that EmrySapp will be setting up an asphalt plant briefly this summer.

Closed Session:

At 8:11 P.M. Councilman Petre moved to go into closed session pursuant to §610.021(2) Leasing, purchasing, or sale of real estate and §610.021(3) Personnel. The motion was seconded by Councilman Dwiggins and approved by roll call vote as follows:

Yea: Petre, Schlanker, Lea, Dwiggins, Blaise, Wiggans, Walk, Carr.
Nay: None.
Absent: None.

Closed session attendance: Petre, Schlanker, Lea, Dwiggins, Blaise, Wiggans, Walk, Carr, Bigham, Marshall, and Craig.

Ordinance – OF THE CITY COUNCIL OF THE CITY OF MACON, MISSOURI TO SELL AND CONVEY ALL OF LOTS 59 AND 60 OF MACON LAKE ESTATES TO THE CITY OF MACON, MACON COUNTY, MISSOURI:

Councilman Lea moved to place on the first reading, the ordinance to sell and convey all of Lots 59 and 60 of Macon Lake Estates to the City of Macon, Macon County, Missouri to Gregory N. Duffey and Elvira G. Duffey, husband and wife for the sum of \$25,000. The motion was seconded by Councilman Schlanker and approved by roll call as follows:

Yea: Petre, Schlanker, Lea, Dwiggins, Blaise, Wiggans, Walk, Carr.
Nay: None.
Absent: None

Councilman Carr moved to place on the second and final reading, the ordinance to sell and convey all of Lots 59 and 60 of Macon Lake Estates to the City of Macon, Macon County, Missouri to Gregory N. Duffey and Elvira G. Duffey, husband and wife for the sum of \$25,000. The motion was seconded by Councilman Petre and approved by roll call vote as follows:

Yea: Petre, Schlanker, Lea, Dwiggins, Blaise, Wiggans, Walk, Carr.
Nay: None.
Absent: None.

Councilman Lea moved to approve M.Craig’s request to establish a primary residence outside of the city limits. The motion was seconded by Councilman Dwiggins and approved by roll call vote as follows:

Yea: Petre, Schlanker, Lea, Dwiggins, Blaise, Wiggans, Walk, Carr.
Nay: None.
Absent: None.

At 8:40 P.M. Councilman Dwiggins moved to come out of closed session. The motion was seconded by Councilman Schlanker and approved by roll call vote as follows:

Yea: Petre, Schlanker, Lea, Dwiggins, Blaise, Wiggans, Walk, Carr.
Nay: None.
Absent: None.

City Clerk announced that the ordinance approving the sale of Macon Lake Estates Lots 59 and 60 was approved and passed.

Adjournment:

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

The meeting was adjourned at 8:42 P.M.

Mary Lou Craig, City Clerk

Anthony E. Petre, Mayor