

Because of the State of Emergency declared by Missouri Governor Parson and the need to keep the public safe during the Coronavirus Pandemic, the City Council will meet via a virtual meeting using Zoom. The meeting will be live-streamed in real-time on Lexington’s Facebook page. A limited number of people can join the Zoom meeting by pre-registering at the following link:

[https://us02web.zoom.us/meeting/register/tZApuqtqD4iHtNROg6hU3V6_RZrT0LFAqXY](https://us02web.zoom.us/join/zoom-join?join_url=join_url&meeting_id=96153258397&meeting_password=86994553428)

After registering, you will receive a confirmation email containing information about joining the meeting.

In addition, the meeting will be live-streamed on Facebook at the following link: <https://www.facebook.com/City-of-Lexington-MO-112243290184555/>

Mayor Joe Aull gave the invocation.

The City Council of the City of Lexington, Missouri met in Regular Session on Zoom on Tuesday, April 28, 2020 with Mayor Aull presiding.

The Mayor called the meeting to order and roll being called, the following members of the council answered as follows: Present: Donna Sims, Steve Terry, Rodney Wolken, Frank Ashinhurst, Earl Parris, Jim Pohle, Scott Lynn and Carolyn Houseworth came on at 7:30 pm. Absent: none. Also present: Carla Ghisalberti, City Clerk and Mark O’Dell, City Administrator. Whereupon the Mayor declared a quorum present.

The Mayor added #3 Appointment of Fred Alkire and #4 Appointment of Glenn Wyse to Consent Agenda Items. Motion by Sims seconded by Parris to approve the agenda as amended. Motion carried.

Citizen’s Participation: none.

New Employee Introductions & Recognitions: none.

Consent Agenda Items:

1. To approve the minutes of the Regular Meeting on March 24, 2020 and Special Meeting of March 27, 2020 .
2. To approve the resignation of Robert Ganson from Historic Preservation effective immediately.
3. To approve the promotion of Fred Alkire as the Police Captain.
4. To approve the appointment of Glenn Wyse as the Police Sergeant.

Motion by Parris seconded by Ashinhurst to approve the consent agenda items as presented. Motion carried.

Financial Items:

Approve the financial reports for March 2020: City Collector’s Report - \$494,531.32, City Treasurer’s Report - \$5,652,523.62, City treasurer’s 6-month Report and Municipal Court Fine Report - \$965.37.

Approve the payment of the bills:

General Fund	Mar. 11-31, 2020	\$147,768.33	Council approval required for \$101,980.10 for checks written on 4/14/2020.
	Apr. 1-14, 2020	<u>\$175,341.81</u> \$323,110.14	
Sewer Fund	Mar. 11-31, 2020	\$ 17,351.82	Council approval required for \$20,039.19 for checks written on 4/14/2020.
	Apr. 1-14, 2020	<u>\$ 28,085.13</u> \$ 45,436.95	
Water Fund	Mar. 11-31 2020	\$ 30,108.27	Council approval required for \$39,723.96 for check written on 4/14/2020.
	Apr. 1-14, 2020	<u>\$ 51,325.79</u> \$ 81,434.06	

Motion by Sims seconded by Pohle to approve the monthly financial reports and payment of the bills as presented. Motion carried. ROLL CALL VOTE was answered as follows: Aye: Sims, Terry, Wolken, Ashinhurst, Parris, Pohle and Lynn. Nay: none. Absent: Houseworth.

Discussion Items:

FY2020 Budget Adjustments: Council was presented a list of revenues and expenditures to be adjusted for the end of Fiscal Year 2020. As a requirement by the auditors the budget is brought in line with the actuals. Motion by Sims seconded by Parris to approve the FY2020 budget adjustments as presented. Motion carried. ROLL CALL VOTE was answered as follows: Aye: Sims, Terry, Wolken, Ashinhurst, Parris, Pohle and Lynn. Nay: none. Absent: Houseworth.

Purchase 2 Dump Trucks: Proposals were received from Summit Truck and Scheppers International for a single axle and tandem axle. The purchase of 2 trucks were approved in the FY2021 budget. The proposals are for 2 new trucks and both companies bid on Internationals. Bank Midwest offered 2.89% for \$260,000. Supervisor Pence stated the old trucks would be sold on Purple Wave and if there are extra monies it could go towards the repairs to existing trucks. The trucks will be purchased from International through MoDot Contract #1FB605CO19001978 and then to Viking Cives Midwest for the install of the dump bed/hydraulic package. Motion by Lynn seconded by Wolken to approve proceeding with the purchase of the 2 dump trucks and to approve the financing through Bank Midwest. Motion carried. ROLL CALL VOTE was answered as follows: Aye: Sims, Terry, Wolken, Ashinhurst, Parris, Pohle and Lynn. Nay: none. Absent: Houseworth.

Trespassing: First Degree is when a person commits an offense by entering a building or structure and Second Degree is when a person commits an offense by entering upon real property. Lauber Law has given an opinion on what goes before P&Z. The maximum fine through municipal court is \$500. Sims presented Ordinance No. 2020-15 AN ORDINANCE TO AMEND SECTION 18-19 (TRESPASSING) AND CHAPTER 6, SECTION 6-6.2 (POSTING NOTICE ON BUILDING; REMOVAL OF NOTICE; ENTRY) OF THE CODE OF ORDINANCES OF THE CITY OF LEXINGTON. Motion by Parris seconded by Lynn to read the ordinance the first time. Motion carried. Ordinance read the first time. Motion by Parris seconded by Lynn to read the ordinance the second time. Motion carried. Ordinance read the second time. Motion by Parris seconded by Lynn to place the ordinance on its final passage. Motion carried. ROLL CALL VOTE was answered as follows: Aye: Sims, Terry, Wolken, Ashinhurst, Parris, Pohle and Lynn. Nay: none. Absent: Houseworth. Whereupon the Mayor declared the ordinance duly passed.

Purchase Ambulance: A proposal was received from AEV to remount with a Ford 550 chassis and include a bariatric cot for Rescue 3. The purchase of ambulance was approved in FY2021 budget. Bank Midwest offered 2.93% for \$143,661 for a 3-year lease. The ambulance will be purchased through HGAC purchasing agreement. Motion by Lynn seconded by Ashinhurst to approve proceeding with the purchase of the ambulance chassis and bariatric cot and to approve the financing through Bank Midwest. Motion carried. ROLL CALL VOTE was answered as follows: Aye: Lynn, Pohle, Parris, Ashinhurst, Wolken, Terry and Sims. Nay: none. Absent: Houseworth.

COVID-19 Recovery Phase: The Stay at Home Order expired April 24th. The Governor is re-opening the State under Phase 1 which continues social distancing and limits the number of people who can gather. Bars, restaurants, gyms can open if they can meet the social distancing requirements. Continue sanitizing, wearing protective gear and use alternative methods for getting curbside products. Schools remain closed, organized sports will remain prohibited, no visits to nursing homes/retirement homes/long-term care facilities. The Mayor asked if the City wanted to add additional requirements, make specific recommendations based on the type of business. Chief Weber commented on the Fire Code vs President Order for the number of people allowed in a business- the Fire Code allows only about half the number of people. The Mayor and Administrator have met with barbers/beauticians and a few restaurant owners regarding safety requirements. Churches and funerals can have more than 10 people if they practice social distancing. Terry asked how the Fitness Center would be monitored since it is open 24 hours. Justin/Roya Carter, owners of Ultimate Fitness, stated that they have a series of procedures already in place. Council agreed to follow the State guidelines and it is to be enforced by the Lafayette County Health Office. Lauber Law to finalize the City regulations suited for Lexington and re-meet on Friday to approve the ordinance. Following the City Fire Codes would hurt the smaller businesses, if the building is under 10,000 sq. ft it is 25% and if over 10,000 sq. ft it is 10%. Chris Fritsche, State Battlefield Site stated that they will follow the City's model. If restaurants can handle the social distancing requirement then it is ok for them to open.

2504 Main Street: On September 11, 2018 Tom Drake approached the City Council requesting waiving of the lien fees if the house is demolished and the lot is cleaned up. Council approved waiving the \$314 mowing lien and \$254.83 sewer/water lien. Drake has sold the property to Chad Thompson; he is requesting approval of the same waiver of the liens for cleaning the property. Motion by Lynn seconded by Sims to approve waiving the liens in the amount of 568.83 for Chad Thompson.

Motion carried. ROLL CALL VOTE was answered as follows: Aye: Sims, Terry, Houseworth, Wolken, Ashinhurst, Parris, Pohle and Lynn. Nay: none. Absent: none. Whereupon the Mayor declared the ordinance duly passed.

16th Storm Drain: Bids were received for the repair of the storm drain east of Dr. Morgan's office. The drain has 15' of brick interior. Triple E Concrete LLC - \$1850 and Superior Flatwork LLC - \$3656. Ashinhurst asked about the OSHA factor with the liability for brick. The difference in costs could be the type of repair or the work availability of the contractor. Pohle asked about the size of the drain when the curbing project is completed – can it handle the flow. Supervisor Pence stated that it should be ok. Some of the causes for damages are the weight of vehicles parking on it and natural wear. Motion by Parris seconded by Sims to approve the bid from Triple E in the amount of \$1850.00. Motion carried. ROLL CALL VOTE was answered as follows: Aye: Lynn, Pohle, Parris, Wolken, Houseworth, Terry and Sims. Nay: Ashinhurst. Absent: none.

Ambulance Billing Service: Chief Weber, Administrator O'Dell, Rodney Wolken and Earl Parris reviewed the ambulance billing service proposals. Three proposals were received: the current provider, National Billing – 6% of collected amount, Emergency Ambulance Billing Service – 4.25% of dollars collected and Ambulance Medical Billing – 3.95% on net collections. AMB is fully automated, electronic runs, compliance and online reporting. Sims presented Ordinance No. 2020-16 AN ORDINANCE AUTHORIZING THE MAYOR AND THE CITY CLERK TO EXECUTE THE AGREEMENT FOR EMERGENCY MEDICAL BILLING SERVICES BETWEEN THE CITY OF LEXINGTON AND AMBULANCE MEDICAL BILLING (AMB). Motion by Parris seconded by Lynn to read the ordinance the first time. Motion carried. Ordinance read the first time. Motion by Parris seconded by Houseworth to read the ordinance the second time. Motion carried. Ordinance read the second time. Motion by Parris seconded by Houseworth to place the ordinance on its final passage. Motion carried. ROLL CALL VOTE was answered as follows: Aye: Lynn, Pohle, Parris, Ashinhurst, Wolken, Houseworth, Terry and Sims. Nay: none. Absent: none. Whereupon the Mayor declared the ordinance duly passed.

Mayview EMS Agreement: Mayview Fire District approached Chief Weber about covering part of the district. Odessa will no longer cover the district. Lexington and Higginsville will provide ambulance service for the next 18 months to allow them time to either set up their own ambulance district or contract with the City. A Fire District cannot pay for ambulance services however the patients will pay the out of the area rates for calls. Terry had a question about #2 failure to respond. Chief Weber stated it's a case of the number of vehicles and personnel available for the calls – the calls to this area are very few. The citizens of Lexington come first. Sims presented Ordinance No. 2020-17 AN ORDINANCE AUTHORIZING THE MAYOR AND THE CITY CLERK TO EXECUTE THE AGREEMENT FOR EMERGENCY MEDICAL SERVICES BETWEEN THE CITY OF LEXINGTON AND MAYVIEW FIRE PROTECTION DISTRICT. Motion by Parris seconded by Lynn to read the ordinance the first time. Motion carried. Ordinance read the first time. Motion by Parris seconded by Houseworth to read the ordinance the second time. Motion carried. Ordinance read the second time. Motion by Parris seconded by Wolken to place the ordinance on its final passage. Motion carried. ROLL CALL VOTE was answered as follows: Aye: Sims, Terry, Wolken, Ashinhurst, Parris, Pohle and Lynn. Nay: none. Absent: Houseworth. Whereupon the Mayor declared the ordinance duly passed.

Reports:

Committee Reports:

Administration- None. Next meeting May 26, 2020 at 6:00 pm.

Municipal Services- None. Next meeting May 12, 2020 at 6:00 pm.

Liaisons: no reports. The intent is to have meetings as normal as possible in normal locations.

Budget Committee- Meeting on May 6th at 8:30 am in council chambers.

Department Heads:

Fire- Chief Weber informed council that the calls are down, under the CARE Act the City received \$17,992.36 from Medicare for the purchase personal protection equipment and another payment of about half that amount should be coming, their supply of PPE is in good shape and Truck #8 passed the aerial certification.

Police- Chief Sims informed council that we are asking the Officers to do things out of the norm, they are doing community policing, helping with Harvester's, they have been doing kid birthday drive-by's, they had an Easter parade, working on nuisances, patrolling businesses more often, met with the COVID board and there has been no increase in calls but the seriousness of the calls has increased.

Street- Supervisor Pence informed council that they have been painting curbs/parking spaces and filling pot holes.

Water/WWTP- Joe Clifford informed council that there is an issue with the old water tower, in the process of hiring a new employee, the sewer digester has been cleaned out (300,000 gallons of sludge), doing lift station repairs and working on getting water lines to the Welch property. Delinquent bills are not being shut off – as of April 13th there were 123 delinquent vs 40-60 normally. The river level is good at 14.43’.

Bldg. Inspector- Petray informed council that as of April he is at permit #76, last year #34, the contract position is being advertised, the demolition bids for the 2 trailers are due May 1st, the condemnation on 24th – they are developing a rehab plan, he is getting more help from the office staff and they are working on trash pickup starting on main streets working inward.

City Administrator Report:

- a. Website Update- Updated the staffing, added economic development, added a video tour of the City, added Wikipedia and added a permit/form tab.
- b. Old Water Tower- Maybe doing away with it.

Grants: none

Items from Prior Council: none

Council Concerns/Comments:

Pohle- Asked if the attorney fees had decreased. The Clerk stated that the fee this month it was up due to drafting the ordinance and information for the Covid 19 issue, but the prior 2 months were down to about \$1500 - \$1800.

Sims- Asked about garage sales – they would be fine as long as social distancing is followed.

Ashinhurst- A citizen had a complaint about permit fees. BI Petray stated that the are fee based on the valuation of the project, the chart is in Chapter 6. If the project is being done by the property owner then the fee is based on the materials.

Parris- Asked about the negative balance on the budget for the Fair Board – there were donations/large purchases made.

Terry- Asked about high speed internet. Pioneer Trails has grants that can be looked in to – look at commercial first then residential.

Mayor’s Comments:

- a. Recovery Plan- Met with businesses, Zoom Ministerial Alliance, there is 5 weeks of videos on Facebook and there will be a Zoom meeting on May 1st at 1:00 pm to approve the Recovery Plan.

Motion by Parris seconded by Sims to adjourn. Motion carried. Council adjourned at 9:07 pm.

Carla Ghisalberti
City Clerk
04/28/2020

Joseph M. Aull
Mayor

Upcoming Events

- ▶ Council Meeting Dates- May 12, 2020 and May 26, 2020 at 7:00 pm. Moose
- ▶ Lodge Bingo- Every Friday night at 6:00 pm.
- ▶ Budget Committee- May 6, 2020 at 8:30 am.
- ▶ General Election- June 2, 2020.
- ▶ MML Elected Official Training- August 6-7, 2020 in Columbia