

REGULAR MEETING  
GERALD BOARD OF ALDERMEN  
MINUTES  
October 9, 2008

A Regular Meeting of the Board of Aldermen was held on October 9, 2008, 7:30 pm at the City Hall in Gerald, MO.

Present were: Mayor Schulte  
Alderman Landwehr  
Alderman Johnson  
Alderman Maxwell  
Alderman Luechtefeld being a quorum.  
Attorney Purschke was also in attendance.

The minutes from the September 11, 2008 two Public Hearings and from the Regular Meeting was the first item on the agenda. After reviewing the minutes, Alderman Johnson made a motion to accept all three minutes from the September 11, 2008 meeting. Alderman Maxwell seconded the motion. All Aldermen voted "aye".

Bills were the next item to be discussed. Alderman Luechtefeld made a motion to accept the bills from September to be paid. Alderman Johnson seconded the motion. All Aldermen voted "aye".

Jeff Huck with Cochran Engineering was the only guest speaker on the agenda for the evening. He presented the board with final paperwork for the grant application. He mentioned to the board that the City was going to need to raise their sewer rates in order to pay for the sewer project to meet DNR standards. Jeff showed the Board rates from other cities and mentioned we would need to come close to these rates over the next three years, to help pay for the projects, or if we expected DNR to help us with a grant. The Board discussed raising the rates and decided to do this at the next meeting. Alderman Luechtefeld made a motion to increase the rates to a \$10.00 minimum flat fee and then to raise the fee after 1,000 gallons to \$2.00 more per 1000 gallons. Alderman Johnson seconded the motion. All Aldermen voted "aye". After reviewing the application the Aldermen decided to make a couple of changes. Jeff then asked for approval to go ahead with the application once he has made changes as requested. Alderman Landwehr made a motion to accept the application with the changes, and have it submitted for grant money. Alderman Luechtefeld seconded the motion. All Aldermen voted "aye".

Next on the agenda was the department reports. Nick Grube, Public Works Director, only had two items. He showed the board paperwork on how much the sludge reduction was working and told the board they would need to keep using this until they got started on the Sewer project, in order to stay within DNR's standards. Nick also needed approval to buy salt to get ready for the winter months to come. Alderman Luechtefeld made a motion to allow Nick to purchase up to \$1600 worth of salt. Alderman Landwehr seconded the motion. All Aldermen voted "aye". Alderman Landwehr mentioned that we would need to have Attorney Purschke write up a cooperative agreement between the City of Gerald and the City of Rosebud to allow us to help them, or them to help us. Nick will get together with Attorney Purschke and have ready for the next meeting. Alderman Luechtefeld mentioned that himself and Nick had gotten together and looked at citizen Marie Wrights sewer and they did not think there

was anything they could do in order to hook her and her neighbor up to city sewer. Alderman Maxwell mentioned that he was sure it would work and asked them to check it out again. Nick and Alderman Luechtefeld will check out again when the neighbor is home so they may look inside at the lines.

Chief Zelch reviewed just a couple of things from his report, but did not have much for the board.

Clerk Wheeler, only had one item for the board. She had received a flier in the mail to set up a website for the city and told the board it looked pretty simple and asked for permission to go ahead with it. The rate was going to be \$11.99 per month. Alderman Johnson made a motion to allow Clerk Wheeler to pay \$11.99 per month so she could begin setting up the website. Alderman Landwehr seconded the motion. All Aldermen voted "aye".

Wilbur Skornia with the Planning & Zoning Board was next. He mentioned to the board briefly that they had set dates of October 29, 2008 at 7:30 pm and November 5, 2008 at 2:00 pm and 7:30 pm to hold Public Hearings to adopt the IBC Codes.

Richard Pierce, Park Board President was the final speaker under department reports. He mentioned that next Friday he would be meeting with Jeff from DNR who will walk with him and take a look at things that will need to be done to the City Lake. He invited all Board members who wanted to attend or had questions to come also.

The first item under old business was the Swinger Sanitation contract. It was decided not to renew the contract at this time, but to go ahead and make new specs and put it out for bid, and then a decision will be made.

Next Alderman Landwehr brought up the Highway grindings that had been dumped at the park. He mentioned that Jim Flannery, Park Board member had made this decision on his own without talking to the entire board. Park Board President, Richard Pierce stood and told the board that the Park did not agree with the decision and they will handle the situation at their next meeting.

Mayor Schulte talked to the board next about Streets. He thought instead of paving streets we should look into chip and seal, we would be able to get a lot more streets fixed with a less amount of money. He also mentioned that we need to make a plan on what streets we will do. Alderman Landwehr mentioned that Nick had made a plan a while back that had been overlooked. It was decided to have Nick look at the streets again, and bring his plan to the next regular meeting.

The Fall Metal clean up was the first item under new business. After some discussion Alderman Luechtefeld made a motion to hold a fall clean-up the week of November 3<sup>rd</sup> through November 7<sup>th</sup>. Alderman Landwehr seconded the motion. All Aldermen voted "aye".

The next item on the agenda was the flag contest. It was decided to let the Memorial Committee look over the entries and bring the best 3 to the Board. Alderman Johnson made the motion to allow the Memorial Committee to do this. Alderman Luechtefeld seconded the motion. All Aldermen voted "aye".

Ordinances were next on the agenda. The first Bill No. 2008-19 was read out loud title only for the first time by Clerk Wheeler. This bill was to allow the property at 109 W. Flottmann Road to be rezoned from R1 Single-Family Residential to R-2 Multi-Family Residential. Alderman Landwehr asked several questions of Alderman Maxwell concerning the rezoning. Bill No. 2008-19 was read title only for the second and final reading. No more questions were asked. Alderman Luechtefeld made a motion to accept the ordinance as read. Alderman Johnson seconded the motion. Upon roll call vote the voting was as follows: Alderman Johnson “aye”; Alderman Luechtefeld “aye”; Alderman Landwehr “no”, Alderman Maxwell “abstain”. Attorney Purschke mentioned to the Board that since a majority of the Board did not vote “aye”, the Bill does not pass.

Bill No. 2008-20 was next; Clerk Wheeler read it out loud title only for the first time. This bill was to allow all-terrain and utility vehicles to drive on City streets with a permit. Some questions were asked. Bill No. 2008-20 was read out loud title only for the second and final reading. Alderman Johnson made a motion to accept the ordinance as read. Alderman Luechtefeld seconded the motion. Upon roll call vote, the voting was as follows: Alderman Landwehr “aye”; Alderman Johnson “aye”; Alderman Maxwell “aye”; Alderman Luechtefeld “aye”. Bill No. 2008-20 will become Ordinance No. 642 and will be made part of these minutes and the Code of Ordinances of the City of Gerald.

Bill No. 2008–21, concerning raising the minimum fee Planning & Zoning Administration fee was read out loud title only for the first time by Clerk Wheeler. No questions were asked. Clerk Wheeler then read Bill No. 2008-21 title only for the second and final reading. Alderman Landwehr made a motion to accept the ordinance as read. Alderman Johnson seconded the motion. Upon roll call vote, the voting was as follows: Alderman Landwehr “aye”; Alderman Johnson “aye”; Alderman Maxwell “no”; Alderman Luechtefeld “no”. The vote ended in a tie, so Mayor Schulte then voted “aye” to break the tie. Bill No. 2008-21 will become Ordinance No. 643 and will be made part of these minutes and the Code of Ordinances of the City of Gerald.

Bill No. 2008-22 pertaining to No Parking on E. Springfield was read out loud title only for the first time. A couple of questions were asked. Bill No. 2008-22 was read title only for the second and final reading. Alderman Johnson made the motion to accept the motion as read. Alderman Luechtefeld seconded the motion. Upon roll call vote, the voting was as follows: Alderman Landwehr “aye”; Alderman Johnson “aye”; Alderman Maxwell “aye”; Alderman Luechtefeld “aye”. Bill No. 2008-22 will become Ordinance No. 644 and has been made part of these minutes and the Code of Ordinances of the City of Gerald.

Finally, Resolution No. 2008-01, concerning the Identity Theft Prevention Program was read out loud title only for the first time. Clerk Wheeler then read Resolution No. 2008-02 for the second and final reading. Alderman Landwehr made a motion to accept Resolution No. 2008-01. Alderman Johnson seconded the motion. All Aldermen voted “aye”.

The final item on the agenda for the evening was the Mayor’s report. Mayor Schulte first mentioned that he would like to see higher fines given for property damage at the parks. Attorney Purschke mentioned that the fines would be based on the Attorney and Judges decision, and suggest that the city post signs at the parks mentioning that there is up to a \$500 fines for property damage. The Board agreed and asked Park Board President, Rich Pierce to bring this up at their next meeting.

Finally, Mayor Schulte gave the Board an update on his memorial project. He mentioned that he currently had \$24,700 collected and that they had already paid out approximately \$14,905.67 of that amount.

With no further business to discuss Alderman Luechtefeld made a motion to adjourn the meeting. Alderman Landwehr seconded the motion. All Aldermen voted "aye".

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Mayor, Otis Schulte

ATTEST:

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City Clerk, Sarah Wheeler

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Date