

City of Battlefield  
Board of Aldermen Meeting  
Regular Session Minutes  
May 15, 2012

**Item 1 Call to order**

Mayor Kruse called the meeting to order at 7:01 p.m. in Battlefield City Hall. The following Board members were present: Shawn Billings, Charles Yates, Mike Goldenberg, Carolyn Poole, Stephen Esterline, and Debra Hickey. Alderman Absent: None. Also present were City Administrator Rick Hess, City Clerk Beth Anne West, City Attorney Jim Kelly, and Police Officer Gary Dove.

**Item 2 Ceremonial matters**

The invocation was led by Gordon Barnett. Alderman Shawn Billings led the pledge of Allegiance.

**Item 3 Announcements**

Mayor Kruse mentioned the Wal-Mart Neighborhood Market Opening that would be held on Wednesday, May 16, 2012, that he, Alderman Goldenberg and City Administrator Rick Hess planned to attend. Mayor Kruse invited any of the Aldermen to attend this opening.

**Item 4 Mayor updates**

Mayor Kruse noted the 4<sup>th</sup> of July event planning was moving along quite well and that Chairman Robert Groves is doing a good job. Mayor Kruse noted he had to be out of town for this year's festivities. Mayor Kruse explained Representative Long may attend the event.

**Item 5 City Administrator updates**

City Administrator Rick Hess stated he invited Representative Long to the 7<sup>th</sup> annual 4<sup>th</sup> of July event, but he has not received a confirmation yet. Mr. Hess noted the March figures have been added to the draft of the budget and the April figures will be added soon, so by the first of June the figures should be more stable to provide the Board with a draft to begin reviewing. Mr. Hess noted the new Police Sales Tax that would be added along with the 1/3 cent Park Sales tax that would sunset which would need to be figured into the budget process. Mr. Hess explained it would take one or two budget meetings to review the whole budget before approval which would need to take place by June 30<sup>th</sup> and if necessary a special meeting can be held so the budget is in place before July 1<sup>st</sup>, which is the beginning of the new fiscal year. Mr. Hess commented that Ms. Sara Fields (Edwards) would be at the next Board meeting to provide a short presentation on what the Ozarks Transportation Organization (OTO) is all about and she will update the Board on the future plans of OTO.

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**Item 6 Police Chief updates**

Police Chief Vallely was absent from the meeting.

**Item 7 Adoption and approval of Consent Agenda**

Motion was made by Alderman Debra Hickey to adopt and approve the consent agenda items a-j including the following items: May 1, 2012 regular session meeting minutes; May 1, 2012 executive session meeting minutes; May 1, 2012 public hearing minutes-subdivision variance case No. 12-01A SV; May 1, 2012 public hearing minutes-Vacation of Portions of Wilderness Street; Bills to pay in the amount of \$16,109.62, Bills paid in the amount of \$3,735.74; March 2012 Financials; March 2012 Bank Reconciliations; Committee and employee reports; Sewer billing adjustments for month of April 2012 in amount of \$1,804.70. Motion was seconded by Shawn Billings. A roll call vote was taken and the vote was 6 Ayes-Shawn Billings, Charles Yates, Mike Goldenberg, Carolyn Poole, Stephen Esterline and Debra Hickey. 0 Nays. All Board members were present for the vote. Motion approved.

**Item 8a Bob Monday of 4129 W. Gardenia Dr., Battlefield, MO 65619 -4<sup>th</sup> of July Entertainment.**

Mr. Monday was not in attendance. Mayor Kruse noted Mr. Monday wanted to perform at the 4<sup>th</sup> of July event. Robert Groves, Chairman of the Parks Advisory Board entered the meeting at 7:10 p.m. Mayor Kruse explained that neither he nor Mr. Hess made the decision on the band for this event and this would be up to the Parks Advisory Board.

**Item 9a Discussion and Possible Vote to Approve External Complaint Process.**

Discussion followed on this issue specifically the tone of the introduction, reference to the other type of complaint processes already in place, and the need to reduce the amount of pages to explain the process as a whole for the citizens and public to utilize. Alderman Debra Hickey suggested that on page 3 under Action #1 it would better to list "take no official action," instead of "Do nothing." Alderman Shawn Billings felt it was necessary to let the person who is complaining know the status of when the issue would be resolved. Mr. Hess stated he would confer with Alderman Billings and Hickey then make the corrections and e-mail them out to the Board for further review before the next meeting. No action or vote was taken.

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**Item 10a Discussion and Possible Vote to approve Liquor Licenses for the following businesses: Dollar General, Eagle Stop South, Kum & Go, and Rapid Roberts.**

Mayor Kruse noted after speaking with the City Clerk and City Attorney one motion to provide approval for all of the businesses would suffice. Motion was made by Alderman Goldenberg to approve the renewal of the following liquor licenses contingent upon approval from the State of Missouri: Dollar General, Eagle Stop South, Kum & Go, and Rapid Roberts. Motion was seconded by Alderman Stephen Esterline. A roll call vote was taken and the vote was 6 Ayes-Debra Hickey, Stephen Esterline, Carolyn Poole, Mike Goldenberg, Charles Yates, and Shawn Billings. 0 Nays. All Board members were present for the vote. Motion approved.

**Item 10b Discussion and Possible Vote to Approve Intergovernmental Pre-Disaster Emergency Management Services.**

Mayor Kruse asked City Attorney Jim Kelly if the document was ready to sign after the previous changes were made and the other entities had reviewed those changes. City Attorney noted there was a cancellation clause of 180 days and the payment is paid quarterly, so the Board could review and possibly approve the agreement, if they so choose. Motion was made by Alderman Shawn Billings to Approve Intergovernmental Pre-Disaster Emergency Management Services at a rate of \$16,770 per year and a term of 5 years. Motion was seconded by Alderman Debra Hickey. A roll call vote was taken and the vote was 5 Ayes-Shawn Billings, Charles Yates, Mike Goldenberg, Carolyn Poole, and Debra Hickey. 1 Nay-Stephen Esterline. All Board members were present for the vote. Motion approved.

**Item 10c Discussion and Possible Vote to Approve Investment Policy.**

City Administrator Rick Hess explained he wrote the Reserve Policy first and then upon suggestion of our City Auditor Marshall Decker he put together an Investment Policy from examples obtained from other cities. City Attorney Jim Kelly mentioned the section regarding delegation of authority on page 2, which would take the Board out of the decision making process. Mr. Kelly also mentioned the Conflict of Interest section with regard to the wording as far as local banking institutions, especially in a small town and the potential for conflict. Further discussion followed on the potential revisions to the document. Mr. Kelly suggested that Mr. Hess provide him with a copy of the document so

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the discussed revisions could be made and a clean copy could be provided to the Board of Aldermen at their next meeting. No vote was taken on this item.

**Item 10d Discussion and Possible Vote to Approve Reserve Fund Policy.**

Mr. Hess gave an overview of the Reserve Fund Policy. Mr. Kelly stated that this policy could be approved if the investment policy was not ready at the same time. Mr. Kelly stated this policy basically mirrors the state statues on what Cities can do with their reserve funds. Motion was made by Shawn Billings to approve the Reserve Fund Policy. Motion was seconded by Stephen Esterline. A roll call vote was taken and the vote was 6 ayes-Debra Hickey, Stephen Esterline, Carolyn Poole, Mike Goldenberg, Charles Yates, and Shawn Billings. 0 Nays. All Board members were present for the vote. Motion approved.

**Item 10e Discussion and Possible Vote to make 3<sup>rd</sup> Street from FF to Cloverdale (No Parking for both sides of Street), Possible Ordinance or just for July 4<sup>th</sup> event.**

City Administrator Rick Hess noted that every year during the 4<sup>th</sup> of July event People Park along Third Street making it nearly impossible for emergency vehicles or other traffic to get through to FF or down Elm Street. Mr. Hess noted that people are bused in from three different sites because there is not enough parking near the park. Mr. Hess suggested creating a no parking zone either permanently or just for the July 4<sup>th</sup> event for Third, Fourth, and Clarborne. Mr. Hess stated the offenders would be subject to ticketing, fines and/or towing. Mr. Hess stated the Shuttle Buses need a minimum of 12 feet in width to get through. Mr. Hess stated if the areas were marked with signs this would be quite costly. Mr. Hess did not believe the streets could be shut down and the manpower need to patrol them would also be quite costly. Alderman Mike Goldenberg stated two officers could be put at Cloverdale and FF to hold off traffic. Mr. Hess stated that both City Police and Greene County officers will be manning the July 4<sup>th</sup> event to try to ease traffic concerns. A representative from the Fire Department was at the meeting and also voiced concerns about trying to access this area during the event since this is a major route they utilize to respond to fire and emergency calls. Mayor Kruse suggested the Board allow the Parks Advisory Board to meet on the 21<sup>st</sup> of May and then they could suggest what would work best for them and this would give the Board ample time to enact an ordinance, if necessary. Consensus from the Board was to obtain a recommendation from the Parks Advisory Board on the issue.

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**Item 11a Executive Session-Discussion and possible vote concerning RSMo 610.021. (1), Potential Litigation. Closed session. Closed record. Closed vote.**

Motion was made by Alderman Shawn Billings to go into executive session under RSMO 610.021.1 at 8:29 p.m. Motion was seconded by Alderman Mike Goldenberg. A roll call vote was taken and the vote was 6 Ayes- Debra Hickey, Stephen Esterline, Carolyn Poole, Mike Goldenberg, Charles Yates, and Shawn Billings. 0 Nays. All Board members were present for the vote. Motion approved.

Motion was made by Alderman Shawn Billings to go into open session at 9:02 p.m. Motion was seconded by Alderman Stephen Esterline. A roll call vote was taken and the vote was 6 Ayes- Debra Hickey, Stephen Esterline, Carolyn Poole, Mike Goldenberg, Charles Yates, and Shawn Billings. 0 Nays. All Board members were present for the vote. Motion approved. Mayor Kruse noted no votes were taken during executive session.

**Item 12 Adjournment**

Motion was made by Alderman Carolyn Poole to adjourn the meeting. The motion was seconded by Alderman Charles Yates. A roll call vote was taken and the vote was 6 ayes- Shawn Billings, Charles Yates, Mike Goldenberg, Carolyn Poole, Stephen Esterline, and Debra Hickey. 0 Nays. All Board Members were present for the vote. Motion approved. The meeting adjourned at 9:05 p.m.

\_\_\_\_\_ Mayor Aaron Kruse \_\_\_\_\_ Date

ATTEST:

\_\_\_\_\_ City Clerk \_\_\_\_\_ Date

Reading and Vote to Approve Minutes:

Minutes Approved: