

**CITY OF BATTLEFIELD
BOARD OF ALDERMEN
REGULAR SESSION MEETING MINUTES
JULY 5, 2011**

Item 1 Call to order

Mayor Kruse called the meeting to order at 7:02 p.m. in Battlefield City Hall. The following Board members were present: Scott Anderson, Michael Goldenberg, Shawn Billings, and Stephen Esterline. Alderman Poole was absent for the vote. Alderman Hickey entered the meeting at 7:05 p.m.

Item 2 Ceremonial Matters

The invocation was led by Shane Dirk. Michael Daughtery of Boy Scout Troop 216 from the First Baptist Church led the pledge of allegiance.

Item 3 Announcements

None.

Item 4 Mayor Updates

Mayor Kruse stated he met with Mr. Larino about the Wilson's Creek Marketplace and stated Mr. Larino is working with other vendors to fill the lots and is still in contact with Price Cutter. Mayor Kruse noted the Fireworks event went well last night and the City's Facebook page had 200 hits with positive comments. Mayor Kruse mentioned that with all the items on the agenda the Board may want to consider discussing some of the items like the inflow and infiltration report and the Fireworks issue at the August meeting.

Item 5 City Administrator Updates

City Administrator Rick Hess noted he received an e-mail from someone outside the City who attended the fireworks event and was very impressed, and so far he has not received any negative feedback. Mr. Hess mentioned the municipal training workshop that will be held the end of the month that the Board of Aldermen can attend if they are interested. Mr. Hess stated he was checking into the issue of holding the Public Hearing since the next Board meeting is scheduled for the 19th of July and the public hearing is also scheduled for this date and there is the potential a quorum will not be present. Mr. Hess noted the Chairman for the Parks Committee Bob Ranney had handed in his resignation to be effective their last meeting in July.

Item 6 Police Chief Update

Chief Valley referenced the written summary he provided the Mayor and Board of Aldermen. Alderman Hickey stated she appreciated Chief Valley and Officer Sweeney's presence at the Fireworks event last night and knows it is not easy to be in uniform in such hot conditions and she appreciated the fact the Police Officers took their own money and handed out bags to the kids.

Item 7 Adoption and Approval of Consent Agenda

Motion was made by Alderman Hickey to adopt and approve the Consent Agenda including: June 21, 2011 regular minutes (Note: Meeting Resumed on June 28, 2011),

Bills paid in the amount of \$16,962.68, and Committee and employee reports. The motion was seconded by Alderman Goldenberg. A roll call vote was taken and the vote was 5 Ayes-Scott Anderson aye, Mike Goldenberg aye, Shawn Billings aye, Debra Hickey aye, and Stephen Esterline aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed.

Item 8 Public Input

None.

Item 9a Discuss and Possible Vote to Approve Bill #11-09, an Ordinance Confirming the Appointment of the Municipal Judge and Setting Forth the Duties and Rate of Pay. Motion was made by Alderman Goldenberg to have the first reading of Bill #11-09 by title only. The motion was seconded by Alderman Billings. A roll call vote was taken and the vote was 5 Ayes-Stephen Esterline aye, Debra Hickey aye, Shawn Billings aye, Mike Goldenberg aye, and Scott Anderson aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed. Motion was made by Alderman Goldenberg to approve the first reading of Bill #11-09 by title only. The motion was seconded by Alderman Billings. A roll call vote was taken and the vote was 5 Ayes- Scott Anderson aye, Mike Goldenberg aye, Shawn Billings aye, Debra Hickey aye, and Stephen Esterline aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed. Motion was made by Alderman Hickey to have the second reading of Bill #11-09 by title only. The motion was seconded by Alderman Goldenberg. A roll call vote was taken and the vote was 5 Ayes- Stephen Esterline aye, Debra Hickey aye, Shawn Billings aye, Mike Goldenberg aye, and Scott Anderson aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed. Motion was made by Alderman Billings to approve the second reading of Bill #11-09 by title only. The motion was seconded by Alderman Goldenberg. A roll call vote was taken and the vote was 5 Ayes-Stephen Esterline aye, Debra Hickey aye, Shawn Billings aye, Mike Goldenberg aye, and Scott Anderson aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed.

Item 9b Discussion of Inflow and Infiltration Report from Anderson Engineering.

Mayor Kruse noted the report was provided to the Board in their packet. City Administrator Rick Hess noted on Page 14 Table 6 referred to the Technical Background of the preliminary opinion of the probable cost to make the repairs to the Sewer System to reduce Inflow and Infiltration of the Sewer System. Mr. Hess stated the report is an overview to provide the City ideas and the program is a six-year process. Mr. Hess noted he would start on articles in the City newsletter to explain the City prohibits the use of connecting directly to the City's sewer system for example citizen's personal drains and sump pumps. Mr. Hess noted citizens would be give a specific number of days to correct the issue and then the status would escalate to fines. Mr. Hess noted it costs Battlefield and Springfield to treat rainwater that is dumping into the Sewer Collection System because it is being processed as wastewater. Mr. Hess stated the plan is adjustable, if needed and that a representative from Anderson Engineering could come in to provide the Board with a presentation in August, if this is agreeable to the Board. No action was taken on this item at this time.

Item 10a Discussion and Possible Vote to Approve Bill #11-10, an Ordinance Creating the Appointive Office of Utility Billing Clerk and Establishing Duties and a Job Description with Respect Thereto.

Motion was made by Alderman Billings to have the first reading of Bill #11-10 by title only. The motion was seconded by Alderman Hickey. A roll call vote was taken and the vote was 5 Ayes- Scott Anderson aye, Mike Goldenberg aye, Shawn Billings aye, Debra Hickey aye, and Stephen Esterline aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed. Motion was made by Alderman Billings to approve the first reading of Bill #11-10 by title only. The motion was seconded by Alderman Goldenberg. A roll call vote was taken and the vote was 5 Ayes-Stephen Esterline aye, Debra Hickey aye, Shawn Billings aye, Mike Goldenberg aye, and Scott Anderson aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed. Motion was made by Alderman Goldenberg to have the second reading of Bill #11-10 by title only. The motion was seconded by Alderman Billings. A roll call vote was taken and the vote was 5 Ayes-Scott Anderson, Mike Goldenberg aye, Shawn Billings aye, Debra Hickey aye, and Stephen Esterline aye. 0 Nays. All Board members were present for the vote. Motion passed. Alderman Hickey asked Mr. Hess if under the Supervision Line she felt it ought to say City Clerk for both the Utility Billing Clerk and the Finance Officer instead of City Administrator. City Administrator Rick Hess stated he felt the change could be made to the job description where the line could be altered and also add a coma with the following language of, “who is under the direct supervision of the City Administrator. Motion was made by Alderman Billings to approve the second reading of Bill #11-10 by title only. The motion was seconded by Alderman Goldenberg. A roll call vote was taken and the vote was 5 Ayes-Stephen Esterline aye, Debra Hickey aye, Shawn Billings aye, Mike Goldenberg aye, and Scott Anderson aye. 0 Nays. Alderman Poole was present for the vote. Motion passed.

Item 10b Discussion and Possible Vote to Approve Bill #11-11, an Ordinance Creating the Appointive Office of Finance Officer and Establishing Duties and a Job Description with Respect Thereto.

Motion was made by Alderman Hickey to have the first reading of Bill #11-11 by title only. The motion was seconded by Alderman Goldenberg. A roll call vote was taken and the vote was 5 Ayes-Scott Anderson aye, Mike Goldenberg aye, Shawn Billings aye, Debra Hickey aye, and Stephen Esterline aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed. Motion was made by Alderman Billings to approve the first reading of Bill #11-11 by title only. The motion was seconded by Alderman Hickey. A roll call vote was taken and the vote was 5 Ayes-Stephen Esterline aye, Debra Hickey aye, Shawn Billings aye, Mike Goldenberg aye, and Scott Anderson aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed. Motion was made by Alderman Goldenberg to have the second reading of Bill #11-11 by title only. The motion was seconded by Alderman Billings. A roll call vote was taken and the vote was 5 Ayes-Scott Anderson aye, Mike Goldenberg aye, Shawn Billings aye, Debra Hickey aye, and Stephen Esterline aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed. Motion was made by Alderman Goldenberg to approve the second reading of Bill #11-11 by title only. The motion was seconded by Alderman Billings. A roll call vote was taken and the vote was 5 Ayes-Scott Anderson aye, Mike Goldenberg aye, Shawn

Billings aye, Debra Hickey aye, and Stephen Esterline aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed.

Item 10c Discussion and Possible Vote to Approve Bill #11-12, an Ordinance Setting Forth the Manner of Appointment and Duties of the Utility Billing Clerk.

Motion was made by Alderman Billings to have the first reading of Bill #11-12 by title only. The motion was seconded by Alderman Hickey. A roll call vote was taken and the vote was 5 Ayes-Stephen Esterline aye, Debra Hickey aye, Shawn Billings aye, Mike Goldenberg aye, and Scott Anderson aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed. Motion was made by Alderman Billings to approve the first reading of Bill #11-12 by title only. The motion was seconded by Alderman Goldenberg. A roll call vote was taken and the vote was 5 Ayes-Stephen Esterline aye, Debra Hickey aye, Shawn Billings aye, Mike Goldenberg aye, and Scott Anderson aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed. Motion was made by Alderman Goldenberg to have the second reading of Bill #11-12 by title only. The motion was seconded by Alderman Billings. A roll call vote was taken and the vote was 5 Ayes-Scott Anderson aye, Mike Goldenberg aye, Shawn Billings aye, Debra Hickey aye, and Stephen Esterline aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed. Motion was made by Alderman Goldenberg to approve the second reading of Bill #11-12 by title only. The motion was seconded by Alderman Billings. A roll call vote was taken and the vote was 5 Ayes-Stephen Esterline aye, Debra Hickey aye, Shawn Billings aye, Mike Goldenberg aye, and Scott Anderson aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed.

Item 10d Discussion and Possible Vote to Approve Bill #11-13, an Ordinance Setting Forth the Manner of Appointment and Duties of the Finance Officer.

Motion was made by Alderman Hickey to have the first reading of Bill #11-13 by title only. The motion was seconded by Alderman Billings. A roll call vote was taken and the vote was 5 Ayes-Stephen Esterline aye, Debra Hickey aye, Shawn Billings aye, Mike Goldenberg aye, and Scott Anderson aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed. Motion was made by Alderman Billings to approve the first reading of Bill #11-13 by title only. The motion was seconded by Alderman Goldenberg. A roll call vote was taken and the vote was 5 Ayes-Scott Anderson aye, Mike Goldenberg aye, Shawn Billings aye, Debra Hickey aye, and Stephen Esterline aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed. Motion was made by Alderman Goldenberg to have the second reading of Bill #11-13 by title only. The motion was seconded by Alderman Billings. A roll call vote was taken and the vote was 5 Ayes-Scott Anderson aye, Mike Goldenberg aye, Shawn Billings aye, Debra Hickey aye, and Stephen Esterline aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed. Motion was made by Alderman Goldenberg to approve the second reading of Bill #11-13 by title only. The motion was seconded by Alderman Billings. A roll call vote was taken and the vote was 5 Ayes-Stephen Esterline aye, Debra Hickey aye, Shawn Billings aye, Mike Goldenberg aye, and Scott Anderson aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed.

Item 10g Discussion and Possible Vote to Appoint Utility Billing Clerk.

Mayor Kruse appointed Samantha Wagner to the Utility Billing Clerk position. Motion was made by Alderman Hickey to affirm the Mayor's appointment of Samantha Wagner as the Utility Billing Clerk. The motion was seconded by Alderman Esterline. A roll call vote was taken and the vote was 5 Ayes-Scott Anderson aye, Mike Goldenberg aye, Shawn Billings aye, Debra Hickey aye, and Stephen Esterline aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed.

Item 10h Discussion and Possible Vote to Appoint Finance Officer.

Mayor Kruse appointed Patricia Zimdars to the Finance officer position. Motion was made by Alderman Billings to affirm the Mayor's appointment of Patricia Zimdars as the Finance Officer Clerk. The motion was seconded by Alderman Hickey. A roll call vote was taken and the vote was 5 Ayes-Stephen Esterline aye, Debra Hickey aye, Shawn Billings aye, Mike Goldenberg aye, and Scott Anderson aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed.

Item 10 Proclamation for the 150th Anniversary of the Civil War Battle of Wilson's Creek to be held in August of 2011.

Mayor Kruse stated the City had asked by the Battlefield to have him present the Proclamation for the 150th Anniversary of the Civil War Battle of Wilson's Creek in August of 2011 as part of the festivities for the Anniversary Celebration. Motion was made by Alderman Esterline to allow the Mayor to affirm the proclamation for the 150th Anniversary of the Civil War Battle of Wilson's Creek to be held in August of 2011. The motion was seconded by Alderman Billings. A roll call vote was taken and the vote was 5 Ayes-Scott Anderson aye, Mike Goldenberg aye, Shawn Billings aye, Debra Hickey aye, and Stephen Esterline aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed.

Item 10 Discussion of Ordinance 210.680 Fireworks and Possible Change to Current Ordinance.

Discussion followed on the inability to enforce the ordinance regarding fireworks and the possible need to make changes to the current ordinance. Police Chief Vallely noted he had received about a dozen complaints about fireworks and he would have to catch the person in the act to issue a ticket. Mayor Kruse noted that additional discussion could occur prior to next year's Firework event, if necessary. No action taken on this item at this time.

Item 10 Discussion of City Professional Services for the following positions: City Engineer, City Attorney, City Auditor, City Prosecutor and City Cleaning Services and Possible Vote to Appoint each position for a two-year term.

Mayor Kruse noted he would like to appoint Jim Kelly as the City Attorney for a two year term. Motion was made by Alderman Hickey to confirm the Mayor's appointment of Jim Kelly as the City's Attorney for a two year term. The motion was seconded by Alderman Esterline. A roll call vote was taken and the vote was 5 Ayes-Scott Anderson aye, Mike Goldenberg aye, Shawn Billings aye, Debra Hickey aye, and Stephen Esterline aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed.

Mayor Kruse stated he would like to appoint Decker & DeGood, P. C. as the City Auditor for a two year term. Motion was made by Alderman Esterline to confirm the Mayor's appointment of Decker and DeGood, P. C. as the City's Auditor for a two year term. The motion was seconded by Alderman Hickey. A roll call vote was taken and the vote was 5 Ayes-Stephen Esterline aye, Debra Hickey aye, Shawn Billings aye, Mike Goldenberg aye, and Scott Anderson aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed.

Mayor Kruse stated he would like to appoint Anderson Engineering as the City's Engineer for a two year term. Motion was made by Alderman Hickey to confirm the Mayor's appointment of Anderson Engineering as the City's Engineer for a two year term. The motion was seconded by Alderman Esterline. A roll call vote was taken and the vote was 5 Ayes-Scott Anderson aye, Mike Goldenberg aye, Shawn Billings aye, Debra Hickey aye, and Stephen Esterline aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed.

Mayor Kruse stated he would like to appoint Jim Kelly as the City's Prosecutor for a two year term. Motion was made by Alderman Billings to confirm the Mayor's appointment of Jim Kelly as the City's Prosecutor for a two year term. The motion was seconded by Alderman Hickey. A roll call vote was taken and the vote was 5 Ayes-Stephen Esterline aye, Debra Hickey aye, Shawn Billings aye, Mike Goldenberg aye, and Scott Anderson aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed.

Mayor Kruse stated he would like to appoint Tammy Youngmon as the City's Cleaning Service for a two year term. Motion was made by Alderman Billings to confirm the Mayor's appointment of Tammy Youngman as the City's Cleaning Service for a two year term. The motion was seconded by Alderman Hickey. A roll call vote was taken and the vote was 5 Ayes-Stephen Esterline aye, Debra Hickey aye, Shawn Billings aye, Mike Goldenberg aye, and Scott Anderson aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed.

Item 10 Discussion and Possible Vote to Purchase and Install an Audio Visual System upgrade for the Board of Aldermen Chambers.

City Administrator Rick Hess gave an overview of the bids received to install an upgrade to the current Audio Visual System so both the audience and the Board could view the material at the same time instead of using the current dry erase board located on the West wall. Mr. Hess explained the option of using a digital audio recorder would also be possible and the microphones would be utilized to record the meetings. Mr. Hess noted our current provider AV Man was one of the companies contacted and that SW Audio had the lowest bid at \$3,936.00. Mr. Hess stated he could not in good faith recommend the higher bid to keep the current provider and that after speaking with AV Man the system would be compatible with the upgrade. Motion was made by Alderman Goldenberg to purchase and install an AV system upgrade for the Board of Aldermen Chambers from SW Audio not to exceed \$4,000.00. The motion was seconded by Alderman Billings. A roll call vote was taken and the vote was 5 Ayes-Stephen Esterline

aye, Debra Hickey aye, Shawn Billings aye, Mike Goldenberg aye, and Scott Anderson aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed.

Item 10 Discussion of Replacing ATS (Automatic Transfer Switch) for the Generator located at Lift Station in Gettysburg Subdivision.

City Administrator Rick Hess noted the current lift station in Gettysburg Subdivision has a switch that has a panel that over time has been damaged by sunlight and this new switch is sealed from the elements so it will be protected and work properly to let staff know when the generator has kicked on for the lift station. Motion was made by Alderman Hickey to accept the bid from Norton Power System for the replacement of the ATS for the Generator located at the lift station in Gettysburg Subdivision in the amount of \$3,028.00 for one Generac Model GTS015W-3K2LDNCY. The motion was seconded by Alderman Billings. A roll call vote was taken and the vote was 5 Ayes-Scott Anderson aye, Mike Goldenberg aye, Shawn Billings aye, Debra Hickey aye, and Stephen Esterline aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed.

Item 11 Adjournment

Motion was made by Alderman Hickey to adjourn the meeting. The motion was seconded by Alderman Goldenberg. A roll call vote was taken and the vote was 5 Ayes-Scott Anderson aye, Mike Goldenberg aye, Shawn Billings aye, Debra Hickey aye, and Stephen Esterline aye. 0 Nays. Alderman Poole was absent for the vote. Motion passed. The meeting adjourned at 8:16 p.m.

_____ Mayor Aaron Kruse _____ Date

ATTEST:

_____ City Clerk _____ Date

Reading and Vote to Approve Minutes:

Minutes Approved: