

CITY OF LEBANON
CITY COUNCIL MEETING MINUTES
August 26, 2024

BE IT REMEMBERED that the Council of the City of Lebanon, Missouri, met in Regular Session on August 26, 2024, at 6:30 p.m. in the Council Chambers at City Hall located at 401 South Jefferson.

ROLL CALL AND DECLARATION OF A QUORUM

Upon roll call, the following Officers were present: Gib Adkins, Mike Evans, Sheila Mitchell, Dan Mizell, Jeff Mutchler, Randy Wall, Chuck Jordan, Bob Garner, and Mayor Carr. Absent: None.

A quorum was declared.

Staff members and others in attendance: City Administrator Mike Schumacher, Public Works Director Richard Shockley, Police Chief Jerry Harrison, Police Lieutenant Matt Wright, Fire Chief Sam Schneider, Human Resource Director Kathy Milliken, Interim Finance Director Jeana Woods, Code Administrator Christina Wagner, Street Superintendent Mike Moore, Electric Superintendent Travis Long, Tourism Director Rebecca Rupard, Purchasing Agent Jessica Meiners, Downtown Business District Executive Director Sarah Stewart, Director Communications Manager Derek Gean, Assistant City Administrator/City Clerk Laina Starnes and City Counselor Chris Allen.

INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Don Anderson, an Emergency Services Chaplain, followed by the pledge of allegiance.

PUBLIC COMMENTS

William and Marsha Pool- stated they lived at the corner of Main Street and Cherry Street and expressed their concern with the noise (jake brakes) of the dump trucks travelling by their home, the duration of the trucks going by during the day, and the speed at which they travelled.

DISCUSSIONS AND PRESENTATIONS

Chamber of Commerce

Chamber of Commerce Executive Director Ashley Mayhan- reported that memberships were up to 256 this year compared to 249 last year, spoke about their media outreach, resurrection of the green jacket ambassadors, presence at Ft. Leonard Wood, ribbon cuttings, and partnership with 107.09 Coyote Radio Station. Mayan closed by saying she was very proud and honored to have the City's support.

CONSENT AGENDA

Jordan moved and Mizell seconded that the Council approve the Consent Agenda as follows.

- Approval of Minutes
 - i. August 12, 2024, Work Session
 - ii. August 12, 2024, Closed Session
 - iii. August 12, 2024, Regular Session
- Approval of Warrants
- July Financials
- Parade Permit Requests
 - i. Christmas Parade- November 23, 2024
 - ii. Lighted UTV Parade- December 13, 2024

Motion carried as follows: Yea: (7) Adkins, Mitchell, Mizell, Mutchler, Wall, Jordan, and Garner; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

PUBLIC HEARINGS

Adkins moved and Mitchell seconded that the Council move out of Regular Session and into Public Hearing. Motion carried as follows: Yea: (7) Mitchell, Mizell, Mutchler, Wall, Jordan, Garner, and Adkins; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Final Plat of Flatwood Estates No. 4 being a Replat of Lots 55 and 56 of Flatwood Estates Phase 3 Subdivision (2128-2140 Kay Avenue)

Code Administrator Christina Wagner reported the property owner requested to replat two lots into four lots for development purposes.

There were no public comments.

Final Plat of Lots 10, 11, 12, Block 1 John Crew's Addition and Vacated 20' Alley (913 and 934 N Jefferson Avenue)

Code Administrator Christina Wagner reported that the owner requested to replat two lots into one lot for the purpose of building a new building repositioned on the combined parcels and demolishing the old building. She stated the replat also vacated the 20' alley behind the property.

There were no public comments.

Mitchell moved and Adkins seconded that the Council move out of Public Hearing and back into Regular Session. Motion carried as follows: Yea: (7) Mizell, Mutchler, Wall, Jordan, Garner, Adkins, and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

COUNCIL BILL NO. 6736- FINAL PLAT OF FLATWOOD ESTATES NO. 4 BEING A REPLAT OF LOTS 55 AND 56 OF FLATWOOD ESTATES PHASE 3 SUBDIVISION

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") approving and accepting the Final Plat of Flatwood Estates No. 4 being a Replat of Lots 55 and 56 of Flatwood Estates Phase 3 Subdivision to the City of Lebanon, Laclede County, Missouri, known as 2128, 2132, 2136, and 2140 Kay Avenue.

Mitchell moved and Mizell seconded that the Council approve the first reading of Council Bill No. 6736 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Mutchler, Wall, Jordan, Garner, Adkins, Mitchell, and Mizell; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Jordan moved and Wall seconded that the Council approve the second and final reading of Council Bill No. 6736 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Wall, Jordan, Garner, Adkins, Mitchell, Mizell, and Mutchler; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Mayor Jared Carr declared Council Bill No. 6739 duly passed and approved and that it be entered among City Records as Ordinance No. 6980.

COUNCIL BILL NO. 6737- FINAL PLAT OF LOTS 10, 11, 12 BLOCK 1 OF JOHN CROW'S ADDITION AND PART OF A 20' VACATED ALLEY TO THE CITY OF LEBANON

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") approving and accepting the Final Plat of Lots 10, 11, 12, Block 1 of John Crow's Addition and part of a 20' Vacated Alley to the City of Lebanon, Laclede County, Missouri, known as 914 and 934 N Jefferson.

Jordan moved and Mutchler seconded that the Council approve the first reading of Council Bill No. 6737 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Jordan, Garner, Adkins, Mitchell, Mizell, Mutchler, and Wall; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Mizell moved and Mutchler seconded that the Council approve the second and final reading of Council Bill No. 6737 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Garner, Adkins, Mitchell, Mizell, Mutchler, Wall, and Jordan; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Mayor Jared Carr declared Council Bill No. 6737 duly passed and approved and that it be entered among City Records as Ordinance No. 6981.

COUNCIL BILL NO. 6738- APPROVAL, AGREEMENT WITH MADDEN MEDIA TO PROVIDE ADVERTISEMENT SERVICES FOR THE TOURISM DEPARTMENT IN THE FY2025 MISSOURI TRAVEL GUIDE

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") authorizing and directing the Mayor and City Clerk to enter into and execute an Agreement with Madden Media to provide Advertisement Services for the Tourism Department in the FY2025 Missouri Travel Guide.

Wall moved and Mutchler seconded that the Council approve the first reading of Council Bill No. 6738 and that it be passed to the second reading. Motion carried as follows: Yea:

(7) Adkins, Mitchell, Mizell, Mutchler, Wall, Jordan, and Garner; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Jordan moved and Mizell seconded that the Council approve the second and final reading of Council Bill No. 6738 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Mitchell, Mizell, Mutchler, Wall, Jordan, Garner, and Adkins; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Mayor Jared Carr declared Council Bill No. 6738 duly passed and approved and that it be entered among City Records as Ordinance No. 6982.

COUNCIL BILL NO. 6739- MEMORANDUM OF AGREEMENT WITH COMPASS HEALTH

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") authorizing and directing the Mayor and City Clerk to enter into and execute a Memorandum of Agreement between the Lebanon Police Department and Compass Health.

Jordan moved and Garner seconded that the Council approve the first reading of Council Bill No. 6739 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Mizell, Mutchler, Wall, Jordan, Garner, Adkins, and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Adkins moved and Mizell seconded that the Council approve the second and final reading of Council Bill No. 6739 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Mutchler, Wall, Jordan, Garner, Adkins, Mitchell, and Mizell; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Mayor Jared Carr declared Council Bill No. 6739 duly passed and approved and that it be entered among City Records as Ordinance No. 6983.

COUNCIL BILL NO. 6740- PURCHASE, DE-ICING ROAD SALT, KANSAS SALT LLC AND CENTRAL SALT LLC

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") authorizing the purchase of De-Icing Road Salt from Kansas Salt LLC and Central Salt LLC for the Street Department.

Mitchell moved and Jordan seconded that the Council approve the first reading of Council Bill No. 6740 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Wall, Jordan, Garner, Adkins, Mitchell, Mizell, and Mutchler; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Mizell moved and Adkins seconded that the Council approve the second and final reading of Council Bill No. 6740 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Jordan, Garner, Adkins, Mitchell, Mizell, Mutchler, and Wall; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Mayor Jared Carr declared Council Bill No. 6740 duly passed and approved and that it be entered among City Records as Ordinance No. 6984.

COUNCIL BILL NO. 6741- PURCHASE, DIGGER DERRICK TRUCK, ALTEC

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") approving the purchase of a Digger Derrick Truck from Altec for the Electric Department.

Mitchell moved and Wall seconded that the Council approve the first reading of Council Bill No. 6741 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Garner, Adkins, Mitchell, Mizell, Mutchler, Wall, and Jordan; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Jordan moved and Mizell seconded that the Council approve the second and final reading of Council Bill No. 6741 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Adkins, Mitchell, Mizell, Mutchler, Wall, Jordan, and Garner; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Mayor Jared Carr declared Council Bill No. 6741 duly passed and approved and that it be entered among City Records as Ordinance No. 6985.

COUNCIL BILL NO. 6742- SURPLUS OF CITY FLEET FROM VARIOUS DEPARTMENTS AND PURCHASE OF NEW CITY FLEET FOR THE WATER, WASTEWATER, AND ELECTRIC DEPARTMENTS, ED MORSE FORD INC. AND GRAVEN CHRYSLER DODGE JEEP RAM

An Ordinance by the City Council of the City of Lebanon, Laclede County Missouri, (hereinafter referred to as "City") declaring as surplus from City Fleet one (1) 2001 Ford Cues Van, one (1) 2006 Chevrolet Truck, one (1) 2007 Ford Truck and one (1) 2005 Chevrolet Truck and authorizing the purchase of two (2) 2024 Ford F-150 Trucks from Ed Morse Ford Inc. for the Wastewater and Electric Department and one (1) 2024 Ram 2500 Truck for the Water Department and one (1) 2024 Ram 3500 Truck for the Electric Department from Graven Chrysler Dodge Jeep Ram.

Jordan moved and Garner seconded that the Council approve the first reading of Council Bill No. 6742 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Mitchell, Mizell, Mutchler, Wall, Jordan, Garner, and Adkins; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Mizell moved and Mitchell seconded that the Council approve the second and final reading of Council Bill No. 6742 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Mizell, Mutchler, Wall, Jordan, Garner, Adkins, and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Mayor Jared Carr declared Council Bill No. 6742 duly passed and approved and that it be entered among City Records as Ordinance No. 6986.

COUNCIL BILL NO. 6743- MUTUAL AID AGREEMENT WITH THE MISSOURI DEPARTMENT OF CONSERVATION TO PROVIDE ASSISTANCE IN THE SUPPRESSION OF WILDFIRES

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") authorizing the Mayor and City Clerk to enter into and execute a Mutual Aid Agreement between the City and the Missouri Department of Conservation (hereinafter referred to as "MDC") to provide assistance in the Suppression of Wildfires.

Mitchell moved and Mutchler seconded that the Council approve the first reading of Council Bill No. 6743 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Mutchler, Wall, Jordan, Garner, Adkins, Mitchell, and Mizell; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Jordan moved and Mizell seconded that the Council approve the second and final reading of Council Bill No. 6743 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Wall, Jordan, Garner, Adkins, Mitchell, Mizell, and Mutchler; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Mayor Jared Carr declared Council Bill No. 6743 duly passed and approved and that it be entered among City Records as Ordinance No. 6987.

COUNCIL BILL NO. 6744- PURCHASE, FITNESS EQUIPMENT FOR FIRE STATION NO. 1, GYM DEPOT

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") approving the purchase of Fitness Equipment from Gym Depot for Fire Station No. 1.

Adkins moved and Mizell seconded that the Council approve the first reading of Council Bill No. 6744 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Jordan, Garner, Adkins, Mitchell, Mizell, Mutchler, and Wall; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Wall moved and Mizell seconded that the Council approve the second and final reading of Council Bill No. 6744 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Garner, Adkins, Mitchell, Mizell, Mutchler, Wall, and Jordan; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Mayor Jared Carr declared Council Bill No. 6744 duly passed and approved and that it be entered among City Records as Ordinance No. 6988.

COUNCIL BILL NO. 6745- REPEALING ORDINANCE NO. 6684 IN ITS ENTIRETY REGARDING IMPOSING A BAN ON ALL NON-MEDICAL MICROBUSINESS DISPENSARY FACILITIES AND COMPREHENSIVE MARIJUANA DISPENSARY FACILITIES IN THE CITY OF LEBANON

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") repealing Ordinance No. 6684 in its entirety, regarding

Imposing a Ban on all Non-Medical Microbusiness Dispensary Facilities and Comprehensive Marijuana Dispensary Facilities within the City of Lebanon.

Mitchell moved and Mizell seconded that the Council approve the first reading of Council Bill No. 6745 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Adkins, Mitchell, Mizell, Mutchler, Wall, Jordan, and Garner; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Mutchler moved and Mizell seconded that the Council approve the second and final reading of Council Bill No. 6745 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Mitchell, Mizell, Mutchler, Wall, Jordan, Garner, Adkins; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Mayor Jared Carr declared Council Bill No. 6745 duly passed and approved and that it be entered among City Records as Ordinance No. 6989.

COUNCIL BILL NO. 6746- PURCHASE, 100' SMEAL AERIAL PLATFORM AND FIRE APPARATUS, LEO M. ELLEBRACHT COMPANY AND APPROVING THE SURPLUS OF A 2003 FIRE APPARATUS

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") authorizing and directing the Mayor and City Clerk to enter into and execute a Sales Contract for the purchase of a 100' Smeal Aerial Platform Fire Apparatus from Leo M. Ellebracht Company for the Fire Department and approving the surplus of a 2003 Fire Apparatus.

Mizell moved and Mutchler seconded that the Council approve the first reading of Council Bill No. 6746 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Mizell, Mutchler, Wall, Jordan, Garner, Adkins, and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Jordan moved and Garner seconded that the Council approve the second and final reading of Council Bill No. 6746 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Mutchler, Wall, Jordan, Garner, Adkins, Mitchell, and Mizell; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

Mayor Jared Carr declared Council Bill No. 6746 duly passed and approved and that it be entered among City Records as Ordinance No. 6990.

COUNCIL BILL NO. 6747- AMENDING CITY CODE OF ORDINANCES CHAPTER 38 STREETS, SIDEWALKS AND OTHER PUBLIC PLACES, ARTICLE II STREET AND SIDEWALK USE, DIVISION 2 PARADES AND PROCESSIONS SECTION 38-58 ROUTE TO ADDRESS PARADE ROUTES

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") amending the City Code of Ordinances Chapter 38 Streets, Sidewalks and other public places, Article II Street and Sidewalk Use, Division 2 Parades and Processions Section 38-58 Route to address Parade Routes.

Jordan moved and Garner seconded that the Council approve the first reading of Council Bill No. 6747 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Wall, Jordan, Garner, Adkins, Mitchell, Mizell, and Mutchler; Nay: (0) None; Abstain: (0) None; Absent: (1) Evans.

The second reading is scheduled for September 9, 2024.

COMMENTS

Fire Chief Sam Schneider- reported on the "Stop the Bleed" training that his department held for 240 members of the school district.

Councilman Garner- announced there would be a tailgate party in the parking lot of Garner and Smith Insurance located across the road from the high school prior to Lebanon's first football game of the season.

Councilman Mutchler- asked if there was an ordinance prohibiting jake brakes in the City. Staff replied that there was.

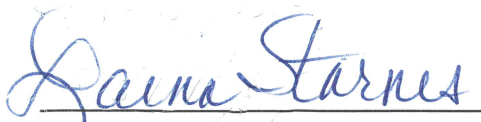
Councilman Adkins- asked about the status of the gambling machine issue. City Counselor Chris Allen said the lawsuit brought against Springfield was still pending, but he continued to watch for its progression. Adkins then shared he had attended his 50th class reunion and said the people who visited from out of town were so impressed with Lebanon and how it had changed. Lastly, Adkins announced that Bennett Spring would be soon celebrating its 100th anniversary.

Mayor Carr- provided the upcoming meeting schedule and displayed the crystal plaque the City received to acknowledge it as a Tier 1 Sustaining Member of the Sustainable Ozark Partnership for 2024. He then introduced Jeana Woods as the City's Interim Finance Director.

ADJOURNMENT

Mayor Jared Carr declared the meeting adjourned at 7:36 pm.

ATTEST:


City Clerk Laina Starnes


Mayor Jared Carr

Minutes Approved September 9, 2024