

CITY OF LEBANON
CITY COUNCIL MEETING MINUTES
September 25, 2023

BE IT REMEMBERED that the Council of the City of Lebanon, Missouri, met in Regular Session on September 25, 2023, at 6:00 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, Randy Wall, Chuck Jordan, and Mayor Carr. Absent: Jeff Mutchler and Bob Garner.

A quorum was declared.

Councilman Garner joined the meeting at 6:02 pm.

Staff members and others in attendance: City Administrator Mike Schumacher, Public Works Administrator Richard Shockley, Detective Sergeant Kacie Springer, Fire Chief Sam Schneider, Code Administrator Joe Berkich, Planning and Zoning Manager Christina Wagner, Street Superintendent Mike Moore, Tourism Director Rebecca Rupard, Communications Director Derek Gean, Assistant City Administrator/City Clerk Laina Starnes, and City Counselor Chris Allen.

Fire Chief Sam Schneider and Detective Sergeant Kacie Springer exited the meeting at 6:17 pm to respond to an emergency call and never returned. City Administrator Mike Schumacher left shortly thereafter for the same reason; however, he returned to attend Closed Session.

INVOCATION AND PLEDGE OF ALLEGIANCE

The invocation was given by Rev. Don Anderson of Union Mission Church, followed by the pledge of allegiance.

PUBLIC COMMENTS

None.

DISCUSSIONS AND PRESENTATIONS

Constitution Week Proclamation

Mayor Carr read the following proclamation aloud and declared September 17 through 23 to be "Constitution Week." He then presented the proclamation to Sarah Stewart who was representing the Daughters of the American Revolution.

WHEREAS: The Constitution of the United States of America, the guardian of our liberties, embodies the principles of limited government in a Republic dedicated to rule by law; *and*

WHEREAS: September 17, 2023, marks the two hundred and thirty-sixth anniversary of the framing of the Constitution of the United States of America by the Constitutional Convention; *and*

WHEREAS: It is fitting and proper to accord official recognition to this magnificent document and its memorable anniversary, and to the patriotic celebrations which will commemorate it; *and*

WHEREAS: Public Law 915 guarantees the issuing of a proclamation each year by the President of the United States of America designating September 17 through 23 as Constitution Week; *and*

NOW, THEREFORE I, Jared Carr, by virtue of the authority vested in me as Mayor of the City of Lebanon in the State of Missouri, do hereby proclaim the week of September 17 through 23 as

CONSTITUTION WEEK

and ask our citizens to reaffirm the ideals that the Framers of the Constitution had in 1787 by vigilantly protecting the freedoms guaranteed to us through this guardian of our liberties.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the City to be affixed this 25TH day of September of the year of our Lord two thousand twenty-three.

SPARK MANAGEMENT CONSULTANTS- ROBERT HEACOCK

Mayor Carr asked Robert Heacock of Spark Management Consultants to provide Council an update. Heacock reported he had met with staff in preparation for the Council Retreat and spoke about that process. He also complimented the City on receiving the Leading the Way Award and for the positive changes in the community over the past five years.

CONSENT AGENDA

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

- Approval of Minutes
 - i. August 28, 2023, Council Meeting
 - ii. September 7, 2023, Work Session
- August Financials
- Approval of Warrants
- Board Appointments
 - i. Lebanon Tourism and Marketing Advisory Committee- Gib Adkins, reappointment to a term expiring May 2025; Randy Palilla, reappointment to a term expiring August 2025; Michelle Cochran, reappointment to a term expiring August 2025.

- ii. Airport Advisory Board- Tommy Files, reappointment to a term expiring June 2026; David Simmons, reappointment to a term expiring June 2026.
- Lebanon High School Football Homecoming Parade Permit

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

PUBLIC HEARINGS

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

Final Plat of Young Subdivision

Code Administrator Joe Berkich reported the property owner wished to plat Lebanon Acreage located next to Steve's Barber Shop for the purpose of dividing one lot into two lots.

There were no public comments.

Final Plat of Replat of Nine Oaks Place (1944 DONNA CIRCLE)

Code Administrator Joe Berkich reported the property owner requested to replat property for the purpose of combining two lots into one lot.

There were no public comments.

Final Plat of Replat of Legacy Trails Phase 1 Subdivision

Code Administrator Joe Berkich reported that the property owner requested to replat property for the purpose of combining two lots into one as their buyer desired a larger lot.

There were no public comments.

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

COUNCIL BILL NO. 6564- FINAL PLAT OF YOUNG 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 Young Subdivision to the City of Lebanon, Laclede County, Missouri, currently known as 406 West Commercial Street.

Wall moved and Garner seconded that the Council approve the first reading of Council Bill No. 6564 and that it be passed to the second reading. Motion carried as follows: Yea:

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

Adkins moved and Mizell seconded that the Council approve the second and final reading of Council Bill No. 6564 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Wall, Jordan, Garner, Adkins, Evans, Mitchell, and Mizell; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Mayor Carr declared Council Bill No. 6564 duly passed and approved and that it be entered among City Records as Ordinance No. 6810.

COUNCIL BILL NO. 6565- FINAL PLAT OF REPLAT OF NINE OAKS PLACE

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 Replat of Part of Lot 9 and all of Lot 18, Block 4, Nine Oaks Place to the City of Lebanon, Laclede County, Missouri, currently known as 1944 Donna Circle.

Jordan moved and Mizell seconded that the Council approve the first reading of Council Bill No. 6565 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Jordan, Garner, Adkins, Evans, Mitchell, Mizell, and Wall; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Mitchell moved and Evans seconded that the Council approve the second and final reading of Council Bill No. 6565 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Garner, Adkins, Evans, Mitchell, Mizell, Wall, and Jordan; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Mayor Carr declared Council Bill No. 6565 duly passed and approved and that it be entered among City Records as Ordinance No. 6811.

COUNCIL BILL NO. 6566- FINAL PLAT OF REPLAT OF LEGACY TRAILS PHASE 1 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 Replat of Lots 3 and 4 of Legacy Trails Phase 1 Subdivision to the City of Lebanon, Laclede County, Missouri, currently known as 433 Cobb Street.

Wall moved and Adkins seconded that the Council approve the first reading of Council Bill No. 6566 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Adkins, Evans, Mitchell, Mizell, Wall, Jordan, and Garner; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Mizell moved and Mitchell seconded that the Council approve the second and final reading of Council Bill No. 6566 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Evans, Mitchell, Mizell, Wall, Jordan, Garner, and Adkins; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Mayor Carr declared Council Bill No. 6566 duly passed and approved and that it be entered among City Records as Ordinance No. 6812.

COUNCIL BILL NO. 6567- AGREEMENT, FY2024 MISSOURI TRAVEL GUIDE ADVERTISEMENT, MADDEN MEDIA

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 FY2024 Missouri Travel Guide.

Jordan moved and Garner seconded that the Council approve the first reading of Council Bill No. 6567 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Mitchell, Mizell, Wall, Jordan, Garner, Adkins, and Evans; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Mizell moved and Garner seconded that the Council approve the second and final reading of Council Bill No. 6567 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Mizell, Wall, Jordan, Garner, Adkins, and Evans Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Mayor Carr declared Council Bill No. 6567 duly passed and approved and that it be entered among City Records as Ordinance No. 6813.

COUNCIL BILL NO. 6568- PURCHASE, HYDRAULIC DOCK LEVELER FOR CITY OWNED BUILDING AT 1900 EVERGREEN PARKWAY, ROBERTS LOADING DOCK

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") approving the purchase of a Hydraulic Dock Leveler from Roberts Loading Dock for the City owned building located at 1900 Evergreen Parkway.

Wall moved and Jordan seconded that the Council approve the first reading of Council Bill No. 6568 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Wall, Jordan, Garner, Adkins, Evans, Mitchell, and Mizell; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Mizell moved and Adkins seconded that the Council approve the second and final reading of Council Bill No. 6568 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Jordan, Garner, Adkins, Evans, Mitchell, Mizell, and Wall; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Mayor Carr declared Council Bill No. 6568 duly passed and approved and that it be entered among City Records as Ordinance No. 6814.

COUNCIL BILL NO. 6569- APPROVAL, TASK ORDER NO. 015CE, TOTH AND ASSOCIATES, INC.

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 Task Order No. 015CE with Toth and Associates, Inc. for Jefferson Avenue and Highway 32 Water Line Improvements.

Jordan moved and Wall seconded that the Council approve the first reading of Council Bill No. 6569 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Garner, Adkins, Evans, Mitchell, Mizell, Wall, and Jordan; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Adkins moved and Evans seconded that the Council approve the second and final reading of Council Bill No. 6569 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Adkins, Evans, Mitchell, Mizell, Wall, Jordan, and Garner; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Mayor Carr declared Council Bill No. 6569 duly passed and approved and that it be entered among City Records as Ordinance No. 6815.

COUNCIL BILL NO. 6570- APPROVAL, DRILLING AND BLASTING SERVICES FOR LEBANON INDUSTRIAL PARK, SUPERIOR DRILLING AND BLASTING INC.

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") approving the recommendation from City Staff and authorizing the execution of all necessary documents for Superior Drilling and Blasting Inc. to perform Drilling and Blasting Services to make way for utility and street extensions in the Lebanon Industrial Park.

Mitchell moved and Mizell seconded that the Council approve the first reading of Council Bill No. 6570 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Evans, Mitchell, Mizell, Wall, Jordan, Garner, and Adkins; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Adkins moved and Wall seconded that the Council approve the second and final reading of Council Bill No. 6570 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Mitchell, Mizell, Wall, Jordan, Garner, Adkins, and Evans; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Mayor Carr declared Council Bill No. 6570 duly passed and approved and that it be entered among City Records as Ordinance No. 6816.

COUNCIL BILL NO. 6571- APPROVAL, CONSTRUCTION OF STREET, CURB, AND GUTTER FOR LEBANON INDUSTRIAL PARK

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") approving the recommendation from City Staff and

authorizing the execution of all necessary documents to complete the construction of 1,190 L.F. of New Street, Curb, and Gutter for Lebanon Industrial Park.

Jordan moved and Mizell seconded that the Council approve the first reading of Council Bill No. 6571 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Mizell, Wall, Jordan, Garner, Adkins, Evans, and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Mizell moved and Adkins seconded that the Council approve the second and final reading of Council Bill No. 6571 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Wall, Jordan, Garner, Adkins, Evans, Mitchell, and Mizell; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Mayor Carr declared Council Bill No. 6571 duly passed and approved and that it be entered among City Records as Ordinance No. 6817.

COUNCIL BILL NO. 6572- APPROVAL, TASK ORDER NO. 40, OLSSON, INC.

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 Task Order No. 40 with Olsson, Inc. for the East Bland Road Sidewalk Project.

Mitchell moved and Mizell seconded that the Council approve the first reading of Council Bill No. 6572 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Jordan, Garner, Adkins, Evans, Mitchell, Mizell, and Wall; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Jordan moved and Mizell seconded that the Council approve the second and final reading of Council Bill No. 6572 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Garner, Adkins, Evans, Mitchell, Mizell, Wall, and Jordan; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Mayor Carr declared Council Bill No. 6572 duly passed and approved and that it be entered among City Records as Ordinance No. 6818.

COUNCIL BILL NO. 6573- PURCHASE, TWO BATTER POWERED POSITIVE PRESSURE FANS, LEO M. ELLEBRACHT

An Ordinance by the City Council of the City of Lebanon, Laclede County, Missouri, (hereinafter referred to as "City") approving the purchase of two (2) Battery Powered Positive Pressure (PPV) Fans from Leo M. Ellebracht Company for the Fire Department.

Wall moved and Jordan seconded that the Council approve the first reading of Council Bill No. 6573 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Adkins, Evans, Mitchell, Mizell, Wall, Jordan, and Garner; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Mitchell moved and Evans seconded that the Council approve the second and final reading of Council Bill No. 6573 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Evans, Mitchell, Mizell, Wall, Jordan, Garner, and Adkins; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Mayor Carr declared Council Bill No. 6573 duly passed and approved and that it be entered among City Records as Ordinance No. 6819.

COUNCIL BILL NO. 6574- MEMBERSHIP APPLICATION FOR LEBANON AREA CHAMBER OF COMMERCE

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 Membership Application for the Lebanon Area Chamber of Commerce.

Jordan moved and Wall seconded that the Council approve the first reading of Council Bill No. 6574 and that it be passed to the second reading. Motion carried as follows: Yea: (7) Mitchell, Mizell, Wall, Jordan, Garner, Adkins, and Evans; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Adkins moved and Mizell seconded that the Council approve the second and final reading of Council Bill No. 6574 and that the roll be called for the approval and passage of said bill. Motion carried as follows: Yea: (7) Mizell, Wall, Jordan, Garner, Adkins, Evans, and Mitchell; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.

Mayor Carr declared Council Bill No. 6574 duly passed and approved and that it be entered among City Records as Ordinance No. 6820.

COMMENTS

Public Works Director Richard Shockley- said he felt like everyone who went on the tour to Prairie State Energy Campus walked away impressed.

Councilman Garner- reported he stood in for Mayor Carr and judged a car show event that was well attended.

Councilwoman Mitchell- asked about where the City at was with mobile home inspections. Code Administrator Joe Berkich stated that City Administrator Mike Schumacher was reviewing what had been drafted and it would be coming forward for the Council's consideration soon.

Mayor Carr- announced the upcoming meeting schedule.

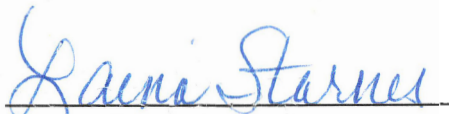
CLOSED SESSION PURSUANT TO RSMo 610.021 (2) REAL ESTATE

Jordan moved and Garner seconded that the Council move out of Regular and into Closed Session pursuant to RSMo 610.021 (2) to discuss real estate matters. Motion carried as follows: Yea: (7) Wall, Jordan, Garner, Adkins, Evans, Mitchell, and Mizell; Nay: (0) None; Abstain: (0) None; Absent: (1) Mutchler.


ADJOURNMENT

Mayor Carr declared the meeting adjourned at 6:41 pm.

ATTEST:



City Clerk Laina Starnes



Mayor Pro Tem Garner

Minutes Approved October 10, 2023