

**City of Elsberry
Regular Session
April 9th, 2024
Elsberry City Hall**

The Board of Aldermen of the City of Elsberry met on the evening of the above date at Elsberry City Hall, 6:30pm. Mayor Wilch presided over the meeting. Present were Alderman Harper, Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman Davis, City Attorney Rob Guinness, City Clerk Rachel Reed, City Collector Tashua Chiodini, City Treasurer Lisa Grumich and Police Chief Randy Davis. Also present were Taylor Burnett and Brian Pieper of Alliance Water Resources.

Mayor Short called the meeting to order. The pledge of Allegiance was said and roll call deemed a quorum present.

Reading and acting are unapproved minutes from previous meetings

Alderman Meyer made motion to approve the unapproved minutes.

Alderman Harper seconded the motion.

AYES- Alderman Harper, Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman Davis

NAYES-0

Motion Carried.

Reading of unpaid bills approval to pay report

Alderman Rockwell made a motion to pay unpaid bills.

Alderman Harper seconded the motion.

AYES- Alderman Harper, Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman Davis

NAYES-0

Motion Carried.

Presentation of Certified Election Results

City Clerk Rachel Reed read the election results.

Mayor

Steve Wilch-142 votes

Alderman Ward One

Terrie Harper- 8 votes

Alderman Ward Two

Crystal Meyer- 83 votes

Alderman Ward Three

Terri Davis-47 votes

Swearing in of new officials/oath of office

City Clerk Rachel Reed swore in Mayor Wilch, Alderman Harper, Alderman Meyer and Alderman Davis

Appointment of City Clerk

Alderman Rockwell made a motion to appoint Rachel Reed as city clerk for one year. Alderman Meyer seconded the motion.

AYES- Alderman Harper, Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman Davis

NAYES-0

Motion Carried.

Appointment of City Attorney

Mayor Wilch would like to appoint Robert Guinness as city attorney for one year.

Alderman Meyer made a motion to approve this appointment.

Alderman Rockwell seconded the motion.

AYES- Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman Davis, Alderman, Alderman Harper

NAYES-0

Motion Carried.

Appointment of City Collector, City Treasurer, and Court Clerk

Mayor Wilch would like to appoint Tashua Chiodini as city collector for one year.

Alderman Harper made a motion to approve this appointment.

Alderman Rockwell seconded the motion.

AYES- Alderman Rockwell, Alderman Meyer, Alderman Davis, Alderman Harper, Alderman Hale

NAYES-0

Motion Carried.

Mayor Wilch would like to appoint Lisa Grumich as City Treasurer for one year.

Alderman Harper made a motion to approve this appointment.

Alderman Meyer seconded the motion.

AYES- Alderman Harper, Alderman Meyer, Alderman Davis, Alderman Hale, Alderman Rockwell

NAYES-0

Motion Carried.

Mayor Short would like to appoint Joan Cherry as Court Clerk for one year.

Alderman Davis made a motion to approve this appointment.

Alderman Rockwell seconded the motion.

AYES- Alderman Davis, Alderman Harper, Alderman Hale, Alderman Rockwell, Alderman Meyer

NAYES-0

Motion Carried.

Appointment of Judge

Mayor Wilch would like to appoint Steve Hilleman as the Municipal Court Judge for one year.

Alderman Rockwell made a motion to approve this appointment.

Alderman Meyer seconded the motion.

AYES- Alderman Harper, Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman Davis

NAYES-0

Motion Carried.

Building Inspector

Mayor Wilch would like to appoint Phillip Orth

Alderman Rockwell made a motion to approve this appointment,

Alderman Meyer seconded the motion.

AYES- Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman Davis, Alderman Harper

Nayes-0

Motion carried.

Appointment of Police Chief

Mayor Wilch is not going to appoint a police chief at this time.

Appointment of Mayor Pro Tem

Alderman Rockwell made a motion to appoint Alderman Hale as Mayor Pro Tem.

Alderman Hale seconded the motion.

AYES- Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman Davis, Alderman Harper

NAYES-0

Motion Carried.

Appointment for Ward One vacancy

There is no appointment at this time.

Committee Appointments

Emergency Services

Mayor Wilch would like Alderman Rockwell, Alderman Hale, and Alderman Davis to be on the emergency services committee.

Alderman Rockwell made a motion to approve.

Alderman Meyer seconded the motion.

AYES- Alderman Rockwell, Alderman Meyer, Alderman Davis, Alderman Harper, Alderman Hale

NAYES-0

Motion Carried.

Infrastructure

Mayor Wilch would like Alderman Meyer, Alderman Rockwell, Alderman Hale to be on the infrastructure committee.

Alderman Rockwell made a motion to approve.

Alderman Harper seconded the motion.

AYES- Alderman Davis, Alderman Harper, Alderman Hale, Alderman Rockwell, Alderman Meyer

NAYES-0

Motion Carried.

Cemetery/Parks

Mayor Wilch would like Alderman Davis, Alderman Meyer, and Alderman Harper to be on the Cemetery/Parks committee.

Alderman Meyer made a motion to approve.

Alderman Davis seconded the motion.

AYES- Alderman Harper, Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman Davis

NAYES-0

Motion Carried.

Economic Development

Mayor Wilch would like Alderman Davis, Alderman Hale, and Alderman Rockwell on the Economic Development committee.

Alderman Rockwell made a motion to approve.

Alderman Harper seconded the motion.

AYES- Alderman Rockwell, Alderman Meyer, Alderman Davis, Alderman Harper, Alderman Hale

NAYES-0

Motion Carried.

Planning and Zoning

Mayor Wilch would like to have Conrad Cheatham, Lucas Drullinger, Adam Dreisward, Alderman Hale, Alderman Davis, and Glenn Matter on the Planning and Zoning committee.

Alderman Rockwell made a motion to approve.

Alderman Meyer seconded the motion.

AYES- Alderman Rockwell, Alderman Meyer, Alderman Davis, Alderman Harper, Alderman Hale

NAYES-0

Motion Carried

Library Representative

Mayor Wilch would like Alderman Harper to be the library representative.

Alderman Rockwell made a motion to approve.

Alderman Meyer seconded the motion.

AYES- Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman Davis, Alderman Harper

NAYES-0

Motion Carried

Board of Adjustments

Mayor Wilch would like to have Dawn Mooney, Susan Miller, Brian Gnade, and Brant Heitgard on the Board of Adjustments.

Alderman Rockwell made a motion to approve.

Alderman Meyer seconded the motion.

AYES- Alderman Davis, Alderman Meyer, Alderman Rockwell, Alderman Hale, Alderman Harper

NAYES-0

Motion Carried

Tree Board

Mayor Wilch would like Mike Talbot, Carolyn Lovelace, and Terri Harper to be on the Tree Board committee.

Alderman Davis made a motion to approve.

Alderman Rockwell seconded the motion.

AYES- Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman Davis, Alderman Harper

NAYES-0

Motion Carried

Project updates

Boonslick Regional Planning- The demo project is almost ready to get started. Just waiting on some final paperwork.

USDA- nothing new to report

Cochran- Dave Van Leer gave an update on the wastewater treatment plant. They are still on track with the timeline they set out and will be submitting to DNR for the construction permit the week of April 15th.

Mayor Wilch would like to amend the agenda to discuss an engineering report for our water/distribution system.

Alderman Meyer made a motion to approve this amendment.

Alderman Davis seconded the motion.

Roll call vote

Alderman Harper, Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman Davis

Motion carried.

Cochran Engineering would like the City to consider preparing an owner supervised program. This would be a study of the water system and making recommendations on things that can be completed over a time. This would have a plan in place when grant money becomes available and make it possible to move more quickly.

Mayor Wilch went to Jefferson City to meet with Chad Perkins and other members at the State Capital that are trying to help get the City some funding to get started on fixing the aging infrastructure.

PETITIONS, REMONSTRANCES, COMPLAINTS AND REQUESTS AND THE HEARING OF ANY PERSON OR GROUP DESIRING TO ADDRESS THE BOARD, EACH OF WHOM HAVE FILED PRIOR REQUESTS TO BE PLACED ON THE AGENDA IN COMPLIANCE WITH CITY CODE 24.105

PUBLIC HEARING A REQUIRED BY LAW OR ORDINANCE

Public Hearing for the purpose of considering the voluntary annexation of the lagoon properties.

City Attorney Robert Guinness explained that the City has petitioned the City to annex the property where the lagoon is located. This will allow the City to control the flood plan in the area.

Mayor Wilch asked if there was anyone that would like to speak for the annexation. There was none.

Mayor Wilch asked if there was anyone that would like to speak against the annexation. There was none.

Mayor Wilch closed the public hearing.

ACTING ON UNFINISHED BUSINESS

NEW BUSINESS

Taking Dodge Police Car to Rick Woods to finish install of equipment

Mayor Wilch would like to get the car finished at Rick Woods since we have had it since November and it still isn't ready to be used.

Alderman Rockwell made a motion to approve getting the car finished at Rick Woods.

Alderman Meyer seconded the motion.

Ayes-Alderman Harper, Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman Davis

Nays-0

Motion Carried.

Page Branch Park Bathrooms

City Clerk Rachel Reed said that the bathrooms need to be repaired and the doors need to be locked and secured. The best option right now is to purchase a heavy-duty dead bolt and a latch guard so they can't pry it open.

Alderman Rockwell made a motion to putting the dead bolt and the latch guard on the doors.

Alderman Meyer seconded the motion.

Ayes-Alderman Harper, Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman Davis

Nayes-0

Motion Carried.

Page Branch Park checking account

Now the Page Branch Committee is dissolved. It would be easier is that money was moved to general and put under parks.

Alderman Davis made a motion to close the Page Branch Park checking account and move the money into the general account under parks.

Alderman Meyer seconded the motion.

Roll Call vote

Alderman Harper-yes, Alderman Hale-yes, Alderman Rockwell-yes, Alderman Meyer-yes, Alderman Davis-yes

Motion carried.

Purchasing Weedeaters

The weedeaters that we have are shot so they went and got some pricing to purchase 3 new weedeaters. The best price was at Greg's Saw Shop in Troy for \$809.98.

Alderman Harper made a motion to approve purchasing the weedeaters

Alderman Rockwell seconded the motion.

Roll call vote

Alderman Hale-yes, Alderman Rockwell-yes, Alderman Meyer-yes, Alderman Davis-yes, Alderman Harper-yes

Motion carried.

Cell Phone Allowance

Mayor would like to address that cell phone that Chief Davis has. The City pays for it but they don't pay for anyone else's. We all use our phones for City business.

Alderman Haper made a motion to cancel the cell phone for Chief Davis.

Alderman Davis seconded the motion.

Ayes-Alderman Harper, Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman Davis

Nayes-0

Motion Carried.

Purchasing new cameras for the police department

Alderman Rockwell made a motion to purchase the nightowl cameras for the Police Department
Alderman Meyer seconded the motion.

Ayes-Alderman Harper, Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman
Davis

Nayes-0

Motion Carried.

Approval for Chief to attend the MO Police Chiefs Conference

Alderman Rockwell made a motion to approve.

Alderman Harper seconded the motion.

Ayes-Alderman Harper, Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman
Davis

Nayes-0

Motion Carried.

READING OF BILLS REQUIRING ONLY A FINAL READING FOR PASSAGE
INTRODUCTION AND READING OF BILLS FOR PASSAGE

AN ORDINANCE ANNEXING THE CITY LAGOON REAL ESTATE INTO THE CITY OF
ELSBERRY, MISSOURI BY VOLUNTARY PETITION

WHEREAS, the owner of the following tracts of real estate located within Lincoln County,
Missouri has requested that their real estate be annexed into the City of Elsberry, Missouri:

Address: Off of Hatfield Rd. and Mo State Hwy 79

Map I.D.: 02-80-27-000-000-002.000

Owner: City of Elsberry

Legal description:

“A tract of land lying in U.S. Survey 1760, Township 51 North, Range 2 East of the Fifth
Principal Meridian the Boundary of which is herein described: Commencing at an Old
Stone marking the Northeast corner of U.S. Survey 1760, 4834.52 feet to a Concrete
Monument. Said monument marks the Northeast corner of a tract of land conveyed to the
City of Elsberry, Missouri as recorded in Book 223, Page 234 in the office of the
Recorder of Deeds for the County of Lincoln, Missouri, said monument also being the
point of BEGINNING of the tract herein described; thence leaving said monument South
59° 57' 16" West, 800.41 feet; thence South 18° 36' 25" East, 1011.61 feet; thence North
59° 58' 37" East, 1437.72 feet; thence North 29° 54' 15" West, 992.08 feet; thence South
59° 57' 16" West, 439.15 feet to the point of BEGINNING encompassing 30.48 acres,
more or less, situated in Lincoln County. Missouri;

EXCLUDING from the above that area previously annexed into the City of Elsberry.

(“hereinafter referred to as the Property”).”

WHEREAS, a verified petition was signed by the owner of the Property and received by the City, that requested annexation of the Property into the City; and

WHEREAS, the Property is adjacent and contiguous to the present corporate limits of the City; and

WHEREAS, a public hearing concerning the annexation of the Property was held at the regular meeting place of the City Board of Aldermen at 6:30 p.m. on April 9, 2024; and

WHEREAS, notice of said Public Hearing was given by publication, on _____, _____, 2024 in the Elsberry Democrat a newspaper of general circulation in the County of Lincoln, State of Missouri; and

WHEREAS, at said Public Hearing all interested persons, corporations, or political subdivisions were afforded the opportunity to present evidence regarding the proposed annexation of the Property; and

WHEREAS, the Aldermen do find and determine that the annexation of the Property is reasonable and necessary to the proper development of the City and that the City is able to furnish normal municipal services to the Property within a reasonable time after annexation;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE City of Elsberry, MISSOURI, AS FOLLOWS:

SECTION 1. Pursuant to the provisions of RSMo.§ 71.012, the Property as listed above is hereby annexed into the City of Elsberry, Missouri.

SECTION 2. The boundaries of the City of Elsberry, Missouri are hereby altered so as to encompass the Property lying adjacent and contiguous to the present corporate limits.

SECTION 3. The City Clerk is hereby ordered to cause certified copies of this Ordinance to be filed with the following authorities after the effective date of this Ordinance:

1. Three certified copies to the Lincoln County Assessor;
2. Three certified copies to the Lincoln County Recorder of Deeds;
3. One certified copy to the Missouri Department of Revenue (Sales Tax Division)

Section 4. This ordinance shall be in full force and effect from and after the _____ day of April 24, 2024, if no objection(s) are timely filed in accordance with RSMo.§ 71.012.

Read twice and passed this ____ day of April, 2024.

The board considered Bill 2024-04-001

Alderman Rockwell made a motion to read Bill 2024-04-001 2 times by title only.

Alderman Meyer seconded the motion.

Roll call vote

Alderman Harper-yes, Alderman Hale-yes, Alderman Rockwell-yes, Alderman Meyer-yes,
Alderman Davis-yes

Motion carried.

City attorney Robert Guinness read bill 2024-04-001 twice by title only.

Alderman Harper made a motion to adopt bill 2024-04-001

Alderman Meyer seconded the motion.

Roll Call vote

Alderman Davis-yes, Alderman Meyer-yes, Alderman Rockwell-yes, Alderman Hale-yes,
Alderman Harper-yes

AN ORDINANCE TO ERECT A STOP SIGN AT THE SOUTH BOUND INTERSECTION OF
THIRD STREET AND BROADWAY AND TO REQUIRE VEHICLES TO STOP AT THAT
INTERSECTION BY AMENDING SECTION 76.060 OF THE ELSBERRY CITY CODE.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ELSBERRY,
MISSOURI, AS FOLLOWS:

SECTION 1: The Elsberry City Code is amended by adding the words “and south bound” to the
clause that states: “Stop north bound on Third at Broadway”

SECTION 2. Severability.

The provisions of this Ordinance shall be severable. In the event that any provision of this
Ordinance is found by a court of competent jurisdiction to be unconstitutional, the remaining
provisions of this Ordinance are valid unless the Court finds the valid provisions of this
ordinance are so essentially and inseparably connected with, and so dependent upon, the void
provision that it cannot be presumed that the Board of Aldermen would have enacted the valid
provisions without the void ones or unless the Court finds that the valid provisions, standing
alone, are incomplete and incapable of being executed in accordance with the legislative intent.

SECTION 3: Effective Upon Passage

This ordinance shall be in full force and effect from and after the date of its passage.

SECTION 4: Incorporation into the Municipal Code

The City Clerk shall incorporate the terms of this Ordinance into the official City of
Elsberry Municipal Code with all due dispatch.

Read two times and passed this _____ day of _____ 2024.

The board considered bill 2024-04-002.

Alderman Harper made a motion to read bill 2024-04-002 2 times by title only.

Alderman Meyer seconded the motion.

Roll call vote

Alderman Rockwell-yes, Alderman Meyer-yes, Alderman Davis-yes, Alderman Harper-yes,
Alderman Hale-yes

Motion carried.

City attorney Robert Guinness read bill 2024-04-002 twice by title only.

Alderman Meyer made a motion to adopt bill 2024-04-002

Alderman Rockwell seconded the motion.

Roll call vote

Alderman Meyer-yes, Alderman Rockwell-yes, Alderman Hale-yes, Alderman Harper-yes,
Alderman Davis-yes

Motion carried.

RESOLUTIONS WHICH REQUIRE ACTION OF THE BOARD

REPORTS OF SPECIAL BOARDS AND COMMITTEES

Library- nothing to report

Cemetery/Parks- nothing to report

Infrastructure- nothing to report

Emergency Services- nothing to report

Page Branch Park- nothing to report

Tree Board- nothing to report

REPORTS OF ALDERMAN AND MAYOR

Mayor Wilch- Would like to thank everyone for coming out to vote

Alderman Harper- nothing to report

Alderman Hale- Alderman Hale asked about a light pole at in Brownsmill Estates and who it belonged to. City Clerk Rachel Reed said it is ours and she will call and find out who needs to fix it.

Alderman Rockwell- Alderman Rockwell asked about the vandalism at the church and if there

has been any progress. Chief Davis said that he is working on it.

Alderman Meyer-nothing to report

Alderman Davis- nothing to report

REPORTS OF CITY DEPARTMENTS AND OFFICERS

City Attorney Robert Guinness- nothing to report

Alliance Manager- Lucas Drullinger went over the ops report. Mayor Wilch asked about the suggestions that Cochran made and if any of them have been done. Lucas said that are working on them but the one repair would need to be clarified to be down.

Police Chief Randy Davis- Chief Davis went over his report.

City Clerk Rachel Reed- nothing to report.

City Collector Tashua Chiodini- nothing to report

City Treasurer Lisa Grumich-nothing to report

MISCELLANEOUS BUSINESS

None

PUBLIC COMMENT BY ANY PERSON OR GROUP DESIRING TO ADDRESS THE BOARD WHO HAS NOT FILED A PRIOR REQUEST TO BE PLACED ON THE AGENDA IN COMPLIANCE WITH CITY CODE 24.105

No public comments.

Alderman Rockwell made a motion to close the meeting pursuant to RSMo Section 610.021 (1) Legal actions, causes of action, litigation, or confidential or privileged communications with its attorneys (3) Hiring, Firing, disciplining or promoting of particular employees (14) Records which are protected from disclosure by law.

Alderman Harper seconded the motion.

Alderman Harper-yes, Alderman Hale-yes, Alderman Rockwell-yes, Alderman Meyer-yes, Alderman Davis-yes

Motion carried.

Closed session began at 7:32 pm

Open session resumed at 8:42 pm

Alderman Meyer made a motion to amend the agenda to discuss going out for applications for Police Chief and officers.

Alderman Rockwell seconded the motion.

Roll Call vote.

Alderman Davis-yes, Alderman Meyer-yes, Alderman Rockwell-yes, Alderman Hale-yes,
Alderman Harper-yes

Motion carried.

Alderman Meyer made a motion to go out for applications for Police Chief and Police Officers.

Alderman Davis seconded the motion.

Alderman Harper-yes, Alderman Hale-yes, Alderman Rockwell-yes, Alderman Meyer-yes,
Alderman Davis-yes

Alderman Davis made a motion to allow the appointment of police Chief to be moved to the
May Meeting.

Alderman Meyer seconded the motion.

Roll call vote

Alderman Meyer-yes, Alderman Davis-yes, Alderman Harper-yes, Alderman Hale-yes,
Alderman Rockwell-yes

Motion carried.

ADJOURNMENT

Alderman Rockwell made a motion to adjourn.

Alderman Hale seconded that motion.

AYES- Alderman Harper, Alderman Hale, Alderman Rockwell, Alderman Meyer, Alderman
Davis

NAYES-0

Motion Carried.

Open session meeting was adjourned at 8:47 P.M.

