

Board of Alderman Minutes
81 S. Orchard Blvd.
February 22, 2022
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OPEN MEETING

Roll Call taken by Mayor Stephen Short
Richard Avery, Dennis Roe, Jeffrey Danderson, Steve Mallard, Richard Icenhower

Call to order at: 6:30

Approve Agenda. Motion by Roe to approve agenda. Second Mallard
Avery Aye, Roe Aye, Danderson Aye, Mallard Aye, Icenhower Aye

Public Forum

Austyn Goodman (139 W. Saddle Club)

Stated C-1 Commercial District should not be next to R1.

States Legacy Learning Academy is not adhering to setbacks, invasion of privacy. Would like for it to be addressed. Questioning definitions in code. No true definition of back yard, side yard, etc.

Danderson states the setback is from the property line.

Goodman plans on getting survey done. His issue is that the gravel for temp parking lot is close to property line and not 6-foot setback. He is aware that his fence is on Legacy property and has no problem moving his fence.

Danderson says its proper to get survey. Once survey is done and Stillings will make final call.

Mayor introduces Allen Stillings as new building code inspector.

Allen says he is from Ava, grew up there, in construction by 16. Left MO when he was 26 to go into the Navy.

When it comes to this job, he looks at the building code and he does it right every time. If there is something that needs a compromise, then there needs to be a meeting. Bottom line is code will be enforced.

Old Business

ACCEPT REGINA COOK'S APPLICATION TO PARK BOARD

Motion by Danderson to accept Regina Cook's application to the Park Board, Second Icenhower
Avery Aye, Roe Aye, Danderson Aye, Mallard Aye, Icenhower Aye

DISCUSS CITY INSPECTOR PAY RATE.

Mayor, in our research there may have been an error in judgment by a former employee and the current rate is \$25 per hour as opposed to the prior schedule of fees that the inspector performed. Agreed it best to discuss pay rate at a later date.

New Business

**APPOINT MARLENE FAHERTY TO BOARD OF ALDERMAN WARD I FOR
REMAINDER OF CURRENT TERM.**

Motion by Danderson to appoint Marlene Faherty to Board of Alderman Ward I for remainder of current term, Second Roe

Avery Aye, Roe Aye, Danderson Aye, Mallard Aye, Icenhower Aye

Faherty sworn in and sits on Board for remainder of meeting.

**FIRST AND SECOND READING OF BILL NO. 22-03, AN ORDINANCE REPEALING
ORDINANCE NO. 205 AND ADOPTING AND ENACTING A NEW ORDINANCE;
CHAPTER 117, PERSONNEL RULES AND REGULATIONS, OF THE CODE OF
ORDINANCES OF THE CITY OF FAIR GROVE, MISSOURI, PROVIDING FOR THE
REPEAL OF EXISTING SECTION 117.010 THROUGH 117.350 OF CHAPTER 117
FROM THE CODE OF ORDINANCES AND REPLACING CHAPTER 117 WITHIN
THE PERSONNEL RULES AND REGULATIONS HANDBOOK WITH THE
FOLLOWING; AND PROVIDING WHEN THE ORDINANCE SHALL BECOME
EFFECTIVE.**

MAYOR READS BILL NO. 22-03 BY TITLE ONLY

Motion by Mallard to approve first reading of Bill No. 22-03 by title only, Second Faherty
Avery Aye, Roe Aye, Danderson Aye, Mallard Aye, Icenhower Aye, Faherty Aye

MAYOR READS BILL NO. 22-03 BY TITLE ONLY

Motion by Danderson to approve second reading of Bill No. 22-03 by title only and assign it
Ordinance No. 229. Second Avery
Avery Aye, Roe Aye, Danderson Aye, Mallard Aye, Icenhower Aye, Faherty Aye

**APPROVE DARRA JUSTICE AND WILLIAM WORSHAM AS SIGNERS ON
MUNICIPAL COURT CHECKING ACCOUNT AND REMOVE DANA AULT,
RICHARD ICENHOWER, STEPHEN SHORT AND DANA LOUDERBAUGH IN
ACCORDANCE WITH SUPREME COURT RULE 37.04A.**

Motion by Icenhower to approve Darra Justice and William Worsham as signers on Municipal
Court Checking Account and remove Dana Ault, Richard Icenhower, Stephen Short and Dana
Louderbaugh in accordance with Supreme Court Rule 37.04A, Second Mallard
Avery Aye, Roe Aye, Danderson Aye, Mallard Aye, Icenhower Aye, Faherty Aye

**DISCUSS REMOVING NO. 11 “SHORT TERM RENTALS” FROM CHAPTER 405,
ZONING REGULATION, ORDINANCE NO. 176.**

Darra explains reason for change.

Motion by Danderson to initiate an amendment to remove short term rentals Ordinance 405.320 Section 405.330A number 11 "Short Term Rentals". Seconded by Faherty
Avery Aye, Roe Aye, Danderson Aye, Mallard Aye, Icenhower Aye, Faherty Aye

Business Meeting

SEWER AND PUBLIC WORKS REPORT

FINANCIAL STATEMENT

Motion by Danderson to Approve Financial Reports. Second Icenhower
Avery Aye, Roe Aye, Danderson Aye, Mallard Aye, Icenhower Aye, Faherty Aye

PARK BOARD

Krystal ordered a mailbox. Spoke with MML today regarding last meeting. MIRMA will not insure the park by itself because they are an entity with Fair Grove. After talking with MML there are areas they can be on their own and areas they can't because of how they are Chaptered. Park Board wrote a check to City in the amount of \$15,000 for amounts owed to the City and has not received a bill for months. Park Board would like to propose that the City hold a retainer to keep the Park Board on positive account on a quarterly basis.

Danderson said we feel that the Park Board is in the position to do their own payroll, carry their own insurance, etc.

Icenhower felt that was the consensus of the Board of Alderman was to separate.

Danderson wants to take it under consideration and have a meeting with other people.

Mayor appreciates the money. Oversight in transaction to the new treasurer. Assures the Park Board that it will be corrected.

Krystal said she wanted to fix the issues that were brought up at the last meeting. Proposes a meeting with Board of Alderman.

Soccer getting ready to start. When it rains really hard, it will flood in the ball field, and they are putting in a trench.

EMERGENCY MANAGEMENT

POLICE DEPARTMENT

Officer Haas has been injured and will be on light duty for 3 more weeks. She has been riding to a few calls and will be back at it soon.

Officer Bridges stopped someone from breaking into a storage unit at A-Abundant.
Working on a GRANT through MoDot. All officers want to do it. It will give them all overtime and allow more officer coverage for the City. Salaries all paid by MoDot. Nothing out of pocket from the City. The deadline is Tuesday. Asks the BOA to sign the form to support the officers.

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Chief apologizes for the short notices.

BOA sign the letter for the PD.

Mayor updates Marline on PD for letter received by Storage Unit Owner. Our officers contacted the owner to make sure he was aware the gates were open. Chief keeps up with all business owners.

CITY CLERK

COMMITTEE REPORTS

Sewer- 2 panels ordered. Small changes made that caused delivery to be pushed into March. Should know soon the new date. Pumps scheduled to be delivered early March.

APPROVE BOARD OF ALDERMAN MINUTES

Motion by Mallard to approve Board of Alderman Minutes for January 25, 2022, Second Avery
Avery, Roe, Danderson, Mallard, Icenhower, Faherty
ALL AYES

Mayor Report

Park Board wrote the City a \$15,000 check. We failed to invoice for City services for 2-3 months.

Suggest we have a special meeting with John Housley to discuss Park Board moving forward.

BOA agrees to meet with John Housley.

CLOSE SESSION

The tentative agenda of this meeting includes a vote to close part of the meeting pursuant to RSMO 610.021 (3) Hiring, Firing, Disciplining.

Motion by Danderson to go into closed session pursuant to RSMO 610.021(3) Hiring, Firing, Disciplining, at 7:21 p.m. Second Mallard
Avery Aye, Roe Aye, Danderson Aye, Mallard Aye, Icenhower Aye, Faherty Aye


Motion by Mallard to return to open session at 7:49 p.m. Second Roe
Avery Aye, Roe Aye, Danderson Aye, Mallard Aye, Icenhower Aye, Faherty Aye

Icenhower makes Motion to terminate employment with Rebekah Sanders effective February 22, 2022. Seconded by Mallard
Avery Aye, Roe Aye, Danderson Aye, Mallard Aye, Icenhower Aye, Faherty Aye

Adjournment

Motion by Faherty to Adjourn at 7:54 p.m. Seconded by Danderson.
Avery Aye, Roe Aye, Danderson Aye, Mallard Aye, Icenhower Aye, Faherty Aye

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Sara Davis, City Clerk