

MINUTES OF A REGULAR CITY OF MARION COUNCIL MEETING OCTOBER 10, 2011

The Regular Meeting of the Marion City Council was called to order October 10, 2011 at 6:30 P.M. by Mayor Butler. The City Clerk was advised to call the roll. Those present were:

Commissioners Rix, Rinella, Goss, and Patton and Mayor Butler.

Minutes of the September 26, 2011 Regular Meeting were approved.

Public Comments:

Stephanie Odle and Evelyn Bayles, representing Stephanie's Bargain Boutique spoke to the Council regarding a Pet Photo Contest their business sponsored at the Hub Fest. The dollars raised on the Photo Contest would go to the Williamson County Shriners' Motor Patrol. They presented, in front of the Council a check to Pat Samples representing the Shriners' Motor Patrol.

Brenda Vicker, a resident of Colonial Hills subdivision presented the Council with a petition containing 37 home owners' signatures requesting the Council act on a flashing, bright, red sign pointing to Kip and Tracy's bar, and pass an ordinance prohibiting such a sign. It was noted by Commissioner Patton that the city did not issue a sign permit for this sign. Mrs. Vicker also noted the sign obstructs the view of oncoming cars. Commissioner Rinella asked where the sign obtained its power. Commissioner Patton noted that the sign sits on city right-of-way. The Mayor commented the Council will look into it and take appropriate action.

Treasurer Steve Hale presented to the Council Ordinance 3004 entitled Cash Reserve Policy and Ordinance 3005 entitled Debt Management Policy and explained these proposed ordinances are essential to maintain our bond rating. The Cash Reserve ordinance sets 25%, which is 3 months of annual budget expenditures. Meaning the city would keep in reserve 25% of annual general fund expenditures which includes debt service. This ordinance would serve as a guideline. The Debt Management ordinance sets in place a policy to periodically review debt and if any of the debt should be refinanced. Jeff Schuppel, our bond consultant has reviewed the proposed policy.

Motion Commissioners Rinella to approve **Ordinance 3004, AN ORDINANCE ESTABLISHING A CASH RESERVE POLICY**, seconded by Commissioner Goss. ON ROLL CALL VOTE ALL COMMISSIONERS VOTED YES.

Motion Commissioner Rinella to approve **Ordinance 3005, AN ORDINANCE ESTABLISHING A DEBT MANAGEMENT POLICY** seconded by Commissioner Goss. ON A ROLL CALL VOTE ALL COMMISSIONERS VOTED YES.

Treasurer Hale also mentioned that he and City Attorney, Steve Green are rewriting proposed ordinance 2376.

Mayor Butler brought Ordinance 2378, Annexation of W. Main Bowling Alley; and Ordinance 2379, Annexation of E. Main Eastside Package Liquors, Commissioner Rix moved to adopt, no second to Rix's motion occurred. Discussion followed with the Mayor and Commissioners discussing the pros and cons of the two annexations. Following discussion, Commissioner Rix withdrew his motion. Thus Ordinance 2378 and 2379 failed for lack of motions.

Commissioner Rinella mentioned the Council should change the liquor ordinance to put Marion's businesses on a level playing field with the county liquor establishments.

Commissioner Rix proposed **Ordinance 3007, An Ordinance on Loitering**. Council discussion followed on the pros and cons on having such an ordinance. Commissioner Rix moved to approve Ordinance 3007, An Ordinance on Loitering, seconded by Commissioner Rinella. Roll Call vote: Rix - Yes, Rinella - Yes, Goss - No, Patton - No, Mayor Butler - Yes. Motion passed.

Mayor Butler presented **Ordinance 3003, An Ordinance annexing a parcel of property north of and adjoining the Parkway Assisted Living and Retirement Centers**. Motion to approve the annexation ordinance by Commissioner Rix, seconded by Commissioner Rinella. ON ROLL CALL VOTE ALL COMMISSIONERS VOTED YES.

Mayor Butler presented **Ordinance 3006, An Ordinance annexing a parcel of property north of and adjoining Liberty Village and adjacent to Skyline Drive**. Motion Commissioner Goss to approve the annexation ordinance, seconded by Commissioner Rix. ON A ROLL CALL VOTE ALL COMMISSIONERS VOTED YES.

Mayor Butler presented to the Council a request from Josh Benson, Marion Cultural & Civic Center Executive Director requesting the purchase of a popcorn machine at a cost of \$8,350.93 which includes set-up and attachments. The total cost will be paid from a donation received from Marion Cultural & Civic Center Foundation. Commissioner Rinella made a motion to approve the expenditure, seconded by Commissioner Patton. ON A ROLL CALL VOTE ALL COMMISSIONERS VOTED YES.

Mayor Butler received a request from Josh Benson, President of Marion Main Street, on behalf of Marion Main Street requesting \$5,000.00 which was allocated in the city budget for Main Street programs. Commissioner Goss moved to approve the request seconded by Commissioner Rinella. ON A ROLL CALL VOTE ALL COMMISSIONERS VOTED YES.

Commissioner Rix announced that the public needs to report street lights that are not working by contacting city hall. The Clerk will call Ameren to report the outage.

Commissioner Rix reported on the status of the city assuming responsibility of the street lights on Williamson County Parkway. We are currently awaiting the arrival of a switch cabinet which is due to be delivered on October 26.

Commissioner Rix reported 78 traffic accidents, 3 DUIs and 2,343 dispatch calls in September.

Commissioner Rinella remarked that every month someone gets their water shut off, and we have long standing procedures. He reviewed for the council the dates bills are sent out, when payments are due, late fees due and when shut-offs occur. He read a letter from a citizen thanking the water department for notifying him that his bill was higher than normal and he should check for leaks. The gentleman was thankful he was notified.

Commissioner Goss stated the Cemetery sealant has been laid on roads in the Maplewood section. He also announced that the Street Department will expand their hours on Saturdays until 4:00 p.m. for fall leaves and yard waste.

Commissioner Patton moved to go into Executive session for real estate and litigation, *seconded by Commissioner Rix*. ON A ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES, at 7:40 p.m.

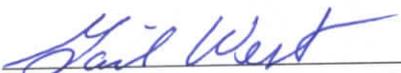
Commissioner Goss made a motion to close Executive session and reconvene Regular Session with Commissioner Rix seconding the motion. ON A ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES.

Commissioner Rix made a motion to adjourn the meeting, seconded by Commissioner Patton. ON A ROLL CALL VOTE ALL COUNCIL MEMBERS VOTED YES at 8:37 P.M.



ROBERT L. BUTLER, MAYOR

ATTEST:



GAIL WEST, CITY ADMINISTRATOR
Recorder of Minutes in absence of City Clerk