

**City of Hawk Point**  
**Minutes of Regular Meeting**  
**Monday, October 1, 2018**

The Board of Aldermen of the City of Hawk Point held a regular meeting on Monday, October 1, 2018, at the Hawk Point Civic Center, pursuant to the agenda posted Thursday, September 27, 2018.

Mayor Robert Henebry called the meeting to order at approximately 6:00 p.m. Present were Aldermen Jennifer Crigger, Brenda Bryant, Tom Boling, and Johnnie Baker. Mayor Henebry determined a quorum was present.

Staff present: City Clerk Samantha Shelton, City Attorney Cindy Davenport, Police Chief Bob Bone, Public Works Terry Stuck and Public Works Shawn Ellis.

Guests in Attendance: Dennis Stith (MEC)

**APPROVAL OF AGENDA**

*Alderman Bryant moved and Alderman Baker seconded the motion to approve the agenda.*

*Roll Call Vote:*

|                        |               |                         |            |
|------------------------|---------------|-------------------------|------------|
| <i>Alderman Baker</i>  | <i>AYE</i>    | <i>Alderman Crigger</i> | <i>AYE</i> |
| <i>Alderman Bryant</i> | <i>AYE</i>    | <i>Alderman Boling</i>  | <i>AYE</i> |
| <b>AYES 4</b>          | <b>NAYS 0</b> | <b>ABSENT 0</b>         |            |

***MOTION PASSED 4 TO 0.***

**APPROVAL OF THE MINUTES**

*Alderman Crigger moved and Alderman Boling seconded the motion to approve the minutes for the previous Regular Meeting.*

*Roll Call Vote:*

|                        |               |                         |            |
|------------------------|---------------|-------------------------|------------|
| <i>Alderman Baker</i>  | <i>AYE</i>    | <i>Alderman Crigger</i> | <i>AYE</i> |
| <i>Alderman Bryant</i> | <i>AYE</i>    | <i>Alderman Boling</i>  | <i>AYE</i> |
| <b>AYES 4</b>          | <b>NAYS 0</b> | <b>ABSENT 0</b>         |            |

***MOTION PASSED 4 TO 0.***

**PUBLIC HEARING**

**Item 4.A. Setting of Tax Rates**

*Motion to open the Public Hearing for the Setting of the 2018 Tax Rates was made by Alderman Bryant and seconded by Alderman Baker.*

*Roll Call Vote:*

|                        |               |                         |            |
|------------------------|---------------|-------------------------|------------|
| <i>Alderman Baker</i>  | <i>AYE</i>    | <i>Alderman Crigger</i> | <i>AYE</i> |
| <i>Alderman Bryant</i> | <i>AYE</i>    | <i>Alderman Boling</i>  | <i>AYE</i> |
| <b>AYES 4</b>          | <b>NAYS 0</b> | <b>ABSENT 0</b>         |            |

***MOTION PASSED 4 TO 0.***

The public had nothing to say at this time.

*Motion to close the Public Hearing for the Setting of the 2018 Tax Rates was made by Alderman Bryant and seconded by Alderman Baker.*

*Roll Call Vote:*

|                        |               |                         |            |
|------------------------|---------------|-------------------------|------------|
| <i>Alderman Baker</i>  | <i>AYE</i>    | <i>Alderman Crigger</i> | <i>AYE</i> |
| <i>Alderman Bryant</i> | <i>AYE</i>    | <i>Alderman Boling</i>  | <i>AYE</i> |
| <b>AYES 4</b>          | <b>NAYS 0</b> | <b>ABSENT 0</b>         |            |

***MOTION PASSED 4 TO 0.***

## **PETITIONS & BUSINESS BROUGHT BEFORE THE COUNCIL BY THE PUBLIC**

The public had nothing to discuss at this time.

### **ORDINANCES & RESOLUTIONS**

#### **Item 6.A. Ordinance No. 91.00.01: An Ordinance Regarding Animals**

Alderman Baker requested to discuss Ordinance No. 91.00.01 as he was absent when the Ordinance was discussed last.

*Motion to change the previously updated ordinance regarding animals to state that residents are allowed to have a maximum of two (2) dogs and (2) cats per property was made by Alderman Baker and seconded by Alderman Bryant*

Roll Call Vote:

|                 |        |                  |     |
|-----------------|--------|------------------|-----|
| Alderman Baker  | AYE    | Alderman Crigger | NAY |
| Alderman Bryant | AYE    | Alderman Boling  | AYE |
| AYES 3          | NAYS 1 | ABSENT 0         |     |

**MOTION PASSED 3 TO 1.**

### **NEW BUSINESS**

#### **Item 7.A Cuivre River Right-of-Way Easement**

Mayor Robert Henebry explained the Right-of-Way Easement and stated that Keith Witt has agreed to it as well. City Attorney Cindy Davenport recommended to approve the Right-of-Way Easement for Cuivre River.

*Motion to approve the Cuivre River Right-of-Way Easement was made by Alderman Crigger and Seconded by Alderman Bryant.*

Roll Call Vote:

|                 |        |                  |     |
|-----------------|--------|------------------|-----|
| Alderman Baker  | AYE    | Alderman Crigger | AYE |
| Alderman Bryant | AYE    | Alderman Boling  | AYE |
| AYES 4          | NAYS 0 | ABSENT 0         |     |

**MOTION PASSED 4 TO 0.**

### **UNFINISHED BUSINESS**

#### **Item 8.A. Wastewater Project**

Change Orders

Dennis Stith (McClure Engineering aka MEC and fka SKW) explained the Change Order present by Cannon Contractors, Inc. City Attorney Cindy Davenport and the board presented questions to Mr. Stith. Discussion was had.

*Motion to approve Change Order No. 1 for Cannon Contractor, Inc., for the increase of \$24,365.53, was made by Alderman Baker and seconded by Alderman Bryant.*

Roll Call Vote:

|                 |        |                  |     |
|-----------------|--------|------------------|-----|
| Alderman Baker  | AYE    | Alderman Crigger | AYE |
| Alderman Bryant | AYE    | Alderman Boling  | AYE |
| AYES 4          | NAYS 0 | ABSENT 0         |     |

**MOTION PASSED 4 TO 0.**

Utility Invoices/Extension Guarantee Agreement  
Cuivre River

Dennis Stith explained the Invoice from Cuivre River.

*Motion to approve Mayor Robert Henebry to negotiate with Cuivre River the option to pay the amount over the budgeted amount, after the project is completed and to pay the requested amount of \$19,610.00 if negotiation is not possible, was made by Alderman Bryant and seconded by Alderman Crigger.*

Roll Call Vote:

|                 |        |                  |     |
|-----------------|--------|------------------|-----|
| Alderman Baker  | AYE    | Alderman Crigger | AYE |
| Alderman Bryant | AYE    | Alderman Boling  | AYE |
| AYES 4          | NAYS 0 | ABSENT 0         |     |

**MOTION PASSED 4 TO 0.**

Ameren Missouri

Dennis Stith explained the Invoice/Extension Guarantee Agreement and the city’s options. *Motion to approve Mayor Robert Henebry to negotiate with Ameren Missouri and to pay the requested amount of \$1,865.78 per month for twelve (12) months if negotiation is not possible, was made by Alderman Crigger and seconded by Alderman Baker.*

*Roll Call Vote:*

*Alderman Baker AYE Alderman Crigger AYE*  
*Alderman Bryant AYE Alderman Boling AYE*  
AYES 4 NAYS 0 ABSENT 0

**MOTION PASSED 4 TO 0.**

Engineering Amendment

Dennis Stith explained the Engineering Amendment. City Attorney Cindy Davenport presented questions to Mr. Stith and discussion was had at this time. It was recommended to put all changes for easement cost under the line item of Land and Rights in the Budget.

*Motion to approve the Engineering Agreement No. 2, with the changes for costs related to easements to be put under the line item of Land and Rights in the Budget was made by Alderman Bryant and seconded by Alderman Baker.*

*Roll Call Vote:*

*Alderman Baker AYE Alderman Crigger AYE*  
*Alderman Bryant AYE Alderman Boling AYE*  
AYES 4 NAYS 0 ABSENT 0

**MOTION PASSED 4 TO 0.**

Pay Requests/Request for Funds (RFF)

Dennis Stith Explained the pay requests and request for funds. City Attorney Cindy Davenport recommended approving the Request for Funds: Option B.

*Motion to approve the Request for Funds (RFF): Option B was made by Alderman Crigger and seconded by Alderman Bryant.*

*Roll Call Vote:*

*Alderman Baker AYE Alderman Crigger AYE*  
*Alderman Bryant AYE Alderman Boling AYE*  
AYES 4 NAYS 0 ABSENT 0

**MOTION PASSED 4 TO 0.**

**REPORT OF OFFICERS, BOARDS AND COMMITTEES**

**Item 9.A. Police Report – Bob Bone**

Annexing in Prairie Road

TABLED to the November 2018 Meeting.

State Highway – Overtime Policy for Police Grants

Chief Bob Bone explained that the Police Department needed a Written Overtime Policy for Police Officers for Police Grants.

*Motion to approve to have City Attorney Cindy Davenport spend time of a Written Overtime Policy for Police Officers was made by Alderman Bryant and seconded by Alderman Crigger.*

*Roll Call Vote:*

*Alderman Baker AYE Alderman Crigger AYE*  
*Alderman Bryant AYE Alderman Boling AYE*  
AYES 4 NAYS 0 ABSENT 0

**MOTION PASSED 4 TO 0.**

Ordinance: Speed Limit on Highway D

Chief Bob Bone discussed changing the ordinance for the speed limit on Highway D. City Attorney Cindy Davenport explained the expected location of the speed limit signs.

Nuisance Violations  
Did not go into closed session at this time.  
Chief Bob Bone reported that the nuisance violations were ongoing.

**Item 9.B. Public Works Report – Terry Stuck**  
Public Works Terry Stuck gave his Monthly Report

**Item 9.C City Clerks Report – Samantha Shelton**  
City Clerk Samantha Shelton reported on the verbal complains received at City Hall.

Monthly Financial Reports  
*Alderman Bryant moved and Alderman Crigger seconded the motion to approve the August 2018 Financial Reports.*

Roll Call Vote:  
Alderman Baker            AYE                    Alderman Crigger        AYE  
Alderman Bryant        AYE                    Alderman Boling        AYE  
AYES 4        NAYS 0        ABSENT 0  
**MOTION PASSED 4 TO 0.**

Monthly Utility Revenue Transfer  
*Motion to approve the Monthly Utility Revenue Transfer from the Water Account into the Sewer Account in the amount of \$12,299.37 was made by Alderman Bryant and Seconded by Alderman Crigger.*

Roll Call Vote:  
Alderman Baker            AYE                    Alderman Crigger        AYE  
Alderman Bryant        AYE                    Alderman Boling        AYE  
AYES 4        NAYS 0        ABSENT 0  
**MOTION PASSED 4 TO 0.**

*Motion to approve the Monthly Utility Revenue Transfer from the Water Account into the Trash Account in the amount of \$2,493.42 was made by Alderman Bryant and Seconded by Alderman Crigger.*

Roll Call Vote:  
Alderman Baker            AYE                    Alderman Crigger        AYE  
Alderman Bryant        AYE                    Alderman Boling        AYE  
AYES 4        NAYS 0        ABSENT 0  
**MOTION PASSED 4 TO 0.**

**Item 9.D Mayor and Aldermen’s Report**  
Mayor Henebry stated that the Board will begin the 2019 Budget Planning at the November 2018 Board Meeting.

**Item 9.E. City Attorneys Report**  
City Attorney Cindy Davenport discussed the Wastewater Project further.  
*Motion to approve Ms. Davenport to send a letter to McClure Engineering (fka Shafer Kline & Warren) was made by Alderman Bryant and seconded by Alderman Crigger.*

Roll Call Vote:  
Alderman Baker            AYE                    Alderman Crigger        AYE  
Alderman Bryant        AYE                    Alderman Boling        AYE  
AYES 4        NAYS 0        ABSENT 0  
**MOTION PASSED 4 TO 0.**

**Item 9.F. Cemetery Board**  
Nothing to report at this time.

*Motion to pay bills was made by Alderman Crigger and seconded by Alderman Baker.*

*Roll Call Vote:*

*Alderman Baker            AYE                    Alderman Crigger        AYE*

*Alderman Bryant        AYE                    Alderman Boling        AYE*

*AYES 4            NAYS 0            ABSENT 0*

***MOTION PASSED 4 TO 0.***

*Motion to Adjourn was made by Alderman Crigger and Seconded by Alderman Boling.*

*Roll Call Vote:*

*Alderman Baker            AYE                    Alderman Crigger        AYE*

*Alderman Bryant        AYE                    Alderman Boling        AYE*

*AYES 4            NAYS 0            ABSENT 0*

***MOTION PASSED 4 TO 0.***

Meeting Adjourned.

Next regular meeting scheduled Monday, November 5, 2018 at 6:00 p.m.

Respectfully Submitted: Samantha Shelton, City Clerk

APPROVED: \_\_\_\_\_ ATTESTED: \_\_\_\_\_ DATE: \_\_\_\_\_