

REGULAR CITY COUNCIL SESSION

MALDEN CITY COUNCIL
MONDAY, MAY 22, 2023 — 6:00 P.M.
CITY HALL—201 SOUTH MADISON

Mayor Denton Kooyman called the meeting to order at 6:00 p.m. with Mark Thrasher with First Assembly of God Church conducting the opening prayer.

| <u>ROLL CALL:</u> | <u>PRESENT</u> | <u>ABSENT</u> |
|--|----------------|---------------|
| Council Member Wilkerson | X | |
| Council Member Jenkins (President Pro Tem) | X | |
| Council Member Lefler | X | |
| Council Member House | X | |
| Council Member Joyce | X | |
| Council Member Jones | X | |
| Council Member Beckett | X | |
| Council Member Coleman | | X |
| Members Present | | <u>7</u> |

Others Attending: City Clerk Mandy Lewis, Water/Wastewater Operator Logan Nichols, Water/Wastewater Supervisor Jason Burge, Public Works Superintendent Kurt Krepps, Airport Office Administrator Patty Smith, DED/Airport Director David Blalock, Public Safety Department Director/Chief of Police Jeff Mitchell, Finance Officer Angela Earnheart, City Attorney Jonce Chidister and City Administrator Ivone Smith.

15 MINUTE OPEN FORUM

Delilah Loyd (301 South Taylor, Malden, MO) addresses the Council regarding dogs running loose around the city. She stated, recently a dog came up on her porch and attacked a kitten. She spoke to Officer Dooley who spoke to the dog's owners. However, the next day the dog was back on her porch. Ms. Loyd stated the dog would not leave her property the next time. Mayor Kooyman warned Ms. Loyd to be careful as she was threatening to kill a dog in front of the Council and Director of Public Safety/Chief of Police. Director of Public Safety/Chief of Police Mitchell states there is limited space at the dog pound, however, additional kennels have been purchased. Director Mitchell further states tickets are being written and fines assessed. City Attorney Chidister states the current ordinance states the fine could range anywhere from \$50 - \$500, however, with recent court reform he is unsure of the municipality's limits. Mayor Kooyman states he will speak with Municipal Judge Welch regarding fines for such offenses and get back to Ms. Loyd regarding his conversation.

Damien Campbell (511 East Cypress) addresses the Council regarding an issue he was having with a sewer line that required repair. Mr. Campbell states when a sewer line was dug up it was determined the City of Malden damaged the line when installing new water lines. He spoke to a City employee regarding the repairs and was informed the repairs would be approximately \$500 or a boot could be placed on the pipe. Mr. Campbell stated that because the new water pipe was in the way the sewer pipe had to be raised and the boot would only be a temporary fix. Mr. Campbell stated he did not have the funds to pay the \$500 and did not feel that a boot would be sufficient so he hired Daniel Cooper to replace a section of pipe. Mr. Cooper charged him \$1,000 and he feels the city should be responsible for half the bill. City Administrator Smith states the current practice is to replace the damaged section. She stated she has offered Mr. Campbell the cost of repairs to the damaged section in the amount of \$25, however, he did not accept. Water/Wastewater Supervisor Burge stated he spoke to Mr. Campbell regarding the repairs and if he wanted it replaced to the main, a street cut would need to be done and it would cost him approximately \$500. Supervisor Burge further stated Mr. Campbell's line leading to 511 East Cypress had deteriorated and would have cause continued issues with or without the boot. Mr. Campbell disagrees that his existing line was deteriorated and again stated he did not feel a boot would work in this situation and it would end up being clogged. Public Works Superintendent Krepps stated since the new water line replacement project has started there have

been multiple lines that have had to be fixed due to damage. He further states a section of the damaged line is removed and new line attached with a boot. He has yet to have an issue with any of those boots causing backups. City Attorney Chidister states that because there is not an item regarding this matter on the May 22, 2023 Agenda it cannot be voted upon. Mayor Kooyman gives Mr. Campbell a choice regarding his request. He can wait until the June 26, 2023 Council Meeting so the item can be placed on the Agenda or he can attend the Board of Public Works Board Meeting on May 30, 2023 to request compensation. If he disagrees with the BPW Board's decision, he can again come to the Council as an appeal. Mr. Campbell states he would like to come to the BPW Board Meeting and have his complaint decided. City Administrator Smith states she will have an item regarding this situation on the agenda.

APPROVAL OF THE MINUTES

MOTION: By Council Member Jenkins to approve the Regular Session Minutes of April 17, 2023 with the correction of listing Drew Joyce as the winner for Ward Two Council Member.

SECOND: By Council Member Wilkerson.

Motion Passed 7/0

MOTION: By Council Member Jenkins to approve the Closed Session Minutes of April 17, 2023.

SECOND: By Council Member Jones.

Motion Passed 7/0

TREASURERS REPORT

a. Financial Report

City Treasurer Earnheart reported for the 10th Month of the Fiscal Year April 2023, the General Fund had \$888,414.30, COVID Federal Funding has \$548,809.54, Cemetery Fund has \$163,785.25, Park Fund \$54,877.15, DED has \$40,526.96, Street Capital Projects Fund \$333,088.47, Solid Waste Management Fund \$5,653.11, Capital Improvement Fund has \$219,675.55. Total cash and cash equivalents \$2,317,073.32 and long-term loan obligations is \$2,167,382.94. She states the cash on hand has decreased due to the demolition of 100 S. Madison. Treasurer Earnheart informs the Council the Final Audit for Fiscal Year 2021-2022 has been received. She reminds the draft was approved by the Council at the April meeting.

b. City of Malden Bank Accounts Authorized Check Signers

City Administrator Smith informs the Council there are typically four authorized check signers made up from the City Council plus herself and Mayor Kooyman. Because Kevin Moore, Karen Haley and Dianna Rogers are no longer on the Council, new authorized check signers must be appointed. Mayor Kooyman requests volunteers. Council Members Jones, Lefler and House volunteer to be authorized check signers for City of Malden accounts.

MOTION: By Council Member Jenkins to authorize Council Member Harold Jones, Council Member Terri Lefler and Council Member Robert House as check signers for the City of Malden accounts.

SECOND: By Council Member Beckett.

Motion Carried 7/0.

RESOLUTION(S):

Resolution No. 3277 (Lead Service Line Grant): Resolution authorizing the filing of an application with the Missouri Department of Natural Resources, State Revolving Fund Program for loans under the Missouri Clean Water Law (Chapter 640, RSMO).

City Administrator Smith explains to the Council the recent Environmental Protection Agency requirement for all water service lines to be inventoried for lead by October 2024. She states this is a large undertaking and the Department of Natural Resources has offered funding to assist municipalities with the costs.

MOTION: By Council Member Joyce to approve Resolution No. 3277 and authorize Mayor Kooyman to execute document(s) in connection to filing an Application with the Department of Natural Resources for Lead Service Line Funding on behalf of the City of Malden.

SECOND: By Council Member Beckett.

Motion Carried 7/0.

DED/AIRPORT INDUSTRIAL PARK**b. Lease with Missouri State Highway Patrol**

DED/Airport Director David Blalock requests the Council authorize Mayor Kooyman execute a Lease with the State of Missouri Office of Administration. He states this lease is for the Missouri Highway Patrol to continue to perform CDL Drivers Exams on the Air Base.

MOTION: By Council Member Jenkins to authorize Mayor Kooyman to execute a Lease of Real Property with the State of Missouri Office of Administration on behalf of the City of Malden.

SECOND: By Council Member House.

Motion Passed 7/0

APPROVAL OF FRISCO PARK PARKING OVERLAY

City Administrator Smith reminds the Council of the expansion of the parking lot at the north end of Frisco Park. The Park Board has budgeted for the expansion; however, it was not budgeted for any improvements to the existing parking lot. She is requesting the City Council approve the bid from ASSA Asphalt in the amount of \$15,272.50 to come out of the Street Capital Tax fund. Administrator Smith further states this will make for a smooth transition from the existing parking lot to the expansion. Council Member Lefler inquires about street paving. City Administrator Smith informs that because the price of materials is high, the Budget & Finance Committee decided to hold the funds until there is a reduction in the price. Mayor Kooyman states a loan was received a few years ago to pave 14 streets. Those same streets would cost double the amount of money to pave today.

MOTION: By Council Member Jenkins to approve the overlay on existing parking lot at the north section of Frisco Park in the amount of \$15,272.50 to be paid out of the Capital Improvement Street Tax fund.

SECOND: By Council Member Jones.

Motion Passed 7/0

LIEN WAIVER REQUEST – Valerie Hinkle & Vivian Stone

Valerie Hinkle addresses the Council regarding 921 Garland Street, Malden, Missouri. Ms. Hinkle states she purchased the property from the Dunklin County Collector's Office for back taxes. However, she was informed there were \$2,100 in City of Malden liens filed upon the property prior to her ownership. In June 2022, she made a written request for the liens to be waived; however, the Council denied her request. Ms. Hinkle states she and her husband have maintained the property since it was purchased and is again requesting the 2013, 2014 and 2015 liens totaling \$2,100 be waived by the Council. Mayor Kooyman states Vivian Stone was unable to be present at the meeting, however, has submitted a request in writing to have liens and taxes waived on 624 Goldsmith, 628 Goldsmith and 709 Tom Streets, Malden, Missouri. He further states Ms. Stone purchased the three properties from the Dunklin County Collector's Office and was not aware of City of Malden liens or taxes when she received a Collector's Deed. Mayor Kooyman states the Dunklin County Collector is not informing residents of the need to pay City of Malden taxes and liens prior to receiving a Collector's Deed and this is causing a lot of the issues. Council Member House states he feels the taxes need to be paid on the properties. Council Member Lefler asks how the information could be given to Dunklin County. Mayor Kooyman states the liens are filed with the Dunklin County Records Office and the County Collector should be aware.

MOTION: By Council Member Jenkins to forgive City of Malden liens and taxes for 624 Goldsmith Street, 628 Goldsmith Street, 709 Tom Street, and 921 Garland Street in the name of previous owners of said properties.

SECOND: By Council Member Beckett.

Motion Passed 6/1

BOARD APPOINTMENTS & COMMITTEE APPOINTMENTS

Mayor Kooyman appoints the followings individuals to the following Boards and Committees:

DED/Airport Advisory Committee – Carrie Fowler and Dianna Rogers

Building Code Committee – Drew Joyce

Finance & Budget Committee – Bo Beckett

Human Resource Committee – Clark Duckett, Casen Coleman, Drew Joyce

Public Safety Committee – Bo Beckett, Robert House

Annexation, Zoning & Redistricting – Terri Lefler

Arts Commission – Chris Hrabik

Board of Public Works – Clark Duckett

EEZ Board – Don Collins, Carrie Fowler

Planning & Zoning Board – Jerry Smith, Drew Joyce – Council Liaison

Industrial Development Authority – Harold Jones, Pam White, Ron Huber, Leah Rose, David Blalock, Penny Loughary

Park Board – Ian Casto, Brenda Harris-Crumbie, Walker Culp, Tomorro Antwine, Bo Beckett – Council Liaison

MOTION: By Council Member Jenkins to approve the nominations made by Mayor Kooyman to the DED/Airport Advisory Committee; Building Code Committee; Finance & Budget Committee; Human Resource Committee; Public Safety Committee; Annexation, Zoning & Redistricting Committee; Arts Commission; Board of Public Works; EEZ Board Members; Planning & Zoning Board; Industrial Development Authority; Park Board; Trim Board; and Board of Adjustments.

SECOND: By Council Member Jones.

Motion Passed 7/0

CITY ADMINISTRATOR'S REPORT

City Administrator Smith updates the Council on the Community Center grant. She has not received a Notice to Proceed due to a publication error on the part of Bootheel Regional Planning Commission and Department of Economic Development. Once the Notice to Proceed is received, the architects are ready to start the bidding process. She hopes to have more information at the June Council Meeting. Administrator Smith informs the Council, the asphalt for the walking trail will be completed soon.

COUNCIL LIAISON REPORTS

Council Member Beckett – None.

Council Member Coleman – Absent.

Council Member Joyce – Expresses appreciation to the individuals who worked so hard in landscaping around City Hall and downtown. Inquires about publishing minutes of meetings for residents. Mayor Kooyman states minutes will be regularly published when the new website goes live.

Council Member Jones – None.

Council Member Lefler – None.

Council Member House – None.

Council Member Jenkins – Request maintenance on the gravel parking areas in the Martin Luther King Jr Park.

Council Member Wilkerson – None.

MAYOR REPORT

Mayor Kooyman informs the June Council Meeting will be on June 26, 2023 at 6 pm at City Hall. This meeting will be one week late due to the Juneteenth holiday. The Building Code Committee Meeting and Planning & Zoning Board Meeting will not be held in May. Park Board Meeting is scheduled for May 24, 2023 at 5:30 p.m. at City Hall. The Board of Public Works Board Meeting is scheduled for May 30, 2023 at 5:00 p.m. at the BPW Conference Room. Human Resource Committee Meeting is set for June 7, 2023 at 3:30 p.m. at City Hall. Budget & Finance Committee Meeting is scheduled for June 9, 2023 at 3 p.m. at City Hall.

Mayor Kooyman thanks Dianna Rogers for planting flowers at the Community Center and he thanks Harold and Brenda Jones for their work in landscaping around City Hall and downtown. He congratulates the Malden High School Softball Team on winning districts and the Malden High Track Team who won districts, sectionals and brought home a few awards at the state competition. A Thank You note is read from Eric Hays for the flowers received for condolences at the passing of his mother. Mayor Kooyman reminds everyone, school will be out of session on Friday, May 26th and to be sure and look for children playing this summer.

Mayor Kooyman states Council Member House has been working a Veteran’s Wall to be placed at the Malden Community Center. Originally, the idea was to add to the existing the plaque with names of any residents who were killed in action in conflicts after Vietnam, however, there was a misunderstanding and the proposed monuments are of all Veteran’s from the City of Malden. The current number of names stands at 144. There will be further discussion about the Veteran’s wall in the future.

OTHER BUSINESS DEEMED NECESSARY

With no other business deemed necessary, a Motion to Adjourn was entertained.

MOTION: By Council Member Wilkerson to adjourn the Regular Council Session of March 20, 2023 at 7:36 p.m.

SECOND: By Council Member House.

POLL VOTE ----- MOTION PASSED

7 - YES

0 - NO

| | | | |
|--------------------------|-----|------------------------|--------|
| Council Member Joyce | YES | Council Member Jones | YES |
| Council Member House | YES | Council Member Coleman | ABSENT |
| Council Member Wilkerson | YES | Council Member Beckett | YES |
| Council Member Lefler | YES | Council Member Jenkins | YES |

ATTEST:

Denton Kooyman – Mayor

Mandy Lewis – City Clerk/City Collector