

REGULAR COUNCIL MEETING
OCTOBER 13, 2015
TIME 6:00 P. M.

- The Piedmont City Council met in regular session on October 13, 2015 at Piedmont City Hall. Those in attendance were as follows: Aldermen Tracey Bennett, Brian Tutterrow, Alderwoman Karin Townsend, City Attorney Robert Ramshur, and City Clerk Tammy Thurman. Mayor William H. Kirkpatrick presided over the meeting.

- Mayor Kirkpatrick listed the following items for consideration:
 1. Call to order and welcome guest
 2. Approve minutes of previous meeting
 3. Amend budget if necessary
 4. Approve accounts payable for October
 5. Discuss and or approve ordinance #2015-05 for the purpose of repealing and re-enacting section 210.240 and enacting a new section 210.240.1 of the piedmont city code regulating the carrying of concealed and unconcealed weapons
 6. Discuss and approve/disapprove Ordinance #2015-06 for the purpose of encouraging the development, considering general welfare of citizens and control of costs to city by establishing standards for installation of infrastructure and public services for subdivisions
 7. Select city web page design and maintenance contractor
 8. Discuss and approve naming ball field by youth center-Bob Webb Field
 9. Miscellaneous
 10. Adjourn meeting

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1. Mayor Kirkpatrick called the meeting to order and welcomed guests: Fire Chief Beau Gooch, Chief of Police Richard Sanders, Michael Sisson, Austin, City Secretary Georgia Woods, Steve Johnson, and City Treasurer Dennis Ross.

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2. Mayor Kirkpatrick called for a motion to approve the minutes of the September 8th, 2015 regular and executive meetings .

Alderman Bennett made the motion to approve the regular and executive minutes of September 8th, 2015. Alderwoman Townsend seconds the motion and it carried.

Alderman Tucker	Absent	Alderman Tutterrow	Aye
Alderwoman Townsend	Aye	Alderman Bennett	Aye

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3. At this time there is no need to amend the budget.
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4. Mayor Kirkpatrick called for a motion to approve the accounts payable for October.

Alderman Bennett made the motion, second by Alderwoman Townsend to approve the accounts payable for October posting journals 1072-1084. The motion carried.

Alderwoman Townsend	Aye	Alderman Tucker	Absent
Alderman Tutterrow	Aye	Alderman Bennett	Aye

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5. Mayor Kirkpatrick presented Bill #05-2015 for consideration:

BILL NO. _____ **ORDINANCE NO.** _____

**AN ORDINANCE REPEALING AND RE-ENACTING
SECTION 210.240 AND ENACTING A NEW SECTION 210.240.1
OF THE PIEDMONT CITY CODE REGULATING
THE CARRYING OF CONCEALED AND UNCONCEALED WEAPONS.**

WHEREAS, the Missouri legislature has enacted Senate Bill No. 656, which imposes restrictions on the ability of local governments to regulate the open carry of firearms within their jurisdictions and which implements other changes to Missouri’s concealed carry laws; and

WHEREAS, such changes in state law require parallel revisions to the City’s Municipal Code; and

WHEREAS, the City council desires to adopt additional regulations on the carrying of concealed weapons, which such regulations are consistent with corresponding Missouri state law;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF PIEDMONT, MISSOURI, AS FOLLOWS:

Section One. Section 210.240 of the Municipal Code of the City of Piedmont is hereby amended, to read as follows:

Section 210.240 - Unlawful use of weapons.

(a) Definitions. The following words, when used in this section, shall have the meanings set out herein:

Blackjack: Any instrument that is designed or adapted for the purpose of stunning or inflicting physical injury by striking a person, and which is readily capable of lethal use.

Concealable firearm: Any firearm with a barrel less than sixteen (16) inches in length, measured from the face of the bolt or standing breech.

Firearm: Any weapon that is designed or adapted to expel a projectile by the action of an explosive.

Knife: Any dagger, dirk, stiletto, or bladed hand instrument that is readily capable of inflicting serious physical injury or death by cutting or stabbing a person. For purposes of this article, "knife" does not include any ordinary pocketknife with a blade up to four (4) inches in length.

Projectile weapon: Any bow, crossbow, pellet gun, slingshot or other weapon that is not a firearm, which is capable of expelling a projectile that could inflict serious physical injury or death by striking or piercing a person.

Spring gun: Any fused, timed or non-manually controlled trap or device designed or adapted to set off an explosion for the purpose of inflicting serious physical injury or death.

- (b) A person commits the offense of unlawful use of weapons if he/she knowingly:
- (1) Carries concealed upon or about his/her person a knife, a firearm, a blackjack or any other weapon readily capable of lethal use;
 - (2) Sets a spring gun;
 - (3) Discharges or shoots a firearm within the city limits; [1]
 - (4) Exhibits, in the presence of one (1) or more persons, any weapon readily capable of lethal use in an angry or threatening manner;
 - (5) Has a firearm or projectile weapon readily capable of lethal use on his or her person while intoxicated and handles or uses such firearm or projectile weapon in either a negligent or unlawful manner or discharges it other than in self-defense;
 - (6) Openly carries a firearm or any other weapon readily capable of lethal use within the city limits;
 - (7) Carries a firearm, whether loaded or unloaded, or any other weapon readily capable of lethal use, into any church or place where people have assembled for worship, any election precinct on any election day, into any building owned or occupied by any agency of the federal government, the state government, or any political subdivision thereof, into any school, or onto any school bus or onto the premises of any function or activity sponsored or sanctioned by school officials or the district school board-; **or**
 - (8) Possesses a firearm while also knowingly in possession of a controlled substance that is sufficient for a felony conviction of Section 195.202 RSMo.
- (c) Subsections (b)(1), (6), and (7) of this Section shall not apply to the persons described in this Subsection (c), regardless of whether such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties except as otherwise provided in this Subsection. Subsections (b)(3) and (4) of this Section shall not apply to or affect any of the following persons when such uses are reasonably associated with or necessary to the fulfillment of such person's official duties, except as otherwise provided in this Subsection (c).
- (1) All state, county and municipal peace officers who have completed the training required by the Police Officer Standards and Training Commission pursuant to RSMo 590.030 to 590.050, and possessing the duty and power of arrest for violation of the general criminal laws of the state or for violation of ordinances of counties or municipalities of the state, whether such officers are on or off duty and whether such officers are within or outside of the law enforcement agency's jurisdiction or all qualified retired peace officers, as defined in RSMo 571.030(10), and who carry the identification defined in RSMo 571.030(11), or any person summoned by such officers to assist in making arrests or preserving the peace while actually engaged in assisting such officer;
 - (2) Wardens, superintendents and keepers of prisons, penitentiaries, jails and other institutions for the detention of persons accused or convicted of crime;
 - (3) Members of the Armed Forces or National Guard while performing their official duty;
 - (4) Those persons vested by Article V, Section 1 of the Constitution of Missouri with the judicial power of the state and those persons vested by Article III of the Constitution of the United States with the judicial power of the United States, the members of the federal judiciary;
 - (5) Any person whose bona fide duty is to execute process, civil or criminal;
 - (6) Any federal probation officer or federal flight deck officer as defined under the Federal Flight Deck Officer Program, 49 U.S.C. Section 44921;

- (7) Any state probation or parole officer, including supervisors and members of the board of probation and parole;
 - (8) Any corporate security advisor meeting the definition and fulfilling the requirements of the regulations established by the Department of Public Safety under Section 590.750;
 - (9) Any coroner, deputy coroner, medical examiner or assistant medical examiner;
 - (10) Any prosecuting attorney or assistant prosecuting attorney or any circuit attorney or assistant circuit attorney or any person appointed by a court to be a special prosecutor who has completed the firearms safety training course required under Subsection 571.111(2) RSMo.;
 - (11) Any member of a fire department or fire protection district, who is employed on a full-time basis as a fire investigator and who has a valid concealed carry endorsement issued prior to August 28, 2013 or a valid concealed carry permit under Section 571.111, RSMo., when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties; and
 - (12) Upon the written approval of the governing body of a fire department or fire protection district, any paid fire department or fire protection district chief who is employed on a full-time basis and who has a valid concealed carry endorsement issued prior to August 28, 2013, or a valid concealed carry permit under Section 571.111 RSMo., when such uses are reasonably associated with or are necessary to the fulfillment of such person's official duties.
- (d) Subsections (b)(1), (5), (6) and (7) of this section do not apply when the actor is transporting such weapons in a non-functioning state or in an unloaded state when ammunition is not readily accessible or when such weapons are not readily accessible. Subsection (a)(1) of this section does not apply to any person nineteen (19) years of age or older transporting a concealable firearm in the passenger compartment of a motor vehicle, so long as such concealable firearm is otherwise lawfully possessed, nor when the actor is also in possession of an exposed firearm or projectile weapon for the lawful pursuit of game or is in his/her dwelling unit or upon premises over which the actor has possession, authority or control or is traveling in a continuous journey peaceably through this state. Subsection (a)(7) of this section does not apply if the firearm is otherwise lawfully possessed by a person while traversing school premises for the purposes of transporting a student to or from school or possessed by an adult for the purposes of facilitation of a school-sanctioned firearm-related event.
- (e) Subsection(b)(1) and (7) of this section, as it applies to the carrying of a firearm, shall not apply to any person who has a valid concealed carry endorsement issued pursuant to RSMo 571.101 to 571.121 or a valid permit or endorsement to carry concealed firearms issued by another state or political subdivision of another state.
- (f) Subsection (b)(6) of this Section shall not apply to any person who has on his or her person a valid concealed carry permit issued pursuant to Sections 571.101 to 571.121 RSMo., or a valid concealed carry endorsement issued before August 28, 2013, or a valid permit or endorsement to carry concealed firearms issued by another state, or a political subdivision of another state, that is recognized in this state. Any person open carrying a firearm in the City shall display his or her concealed carry endorsement or permit upon demand of a law enforcement officer.

- (g) Subsections (b)(3), (4), (5), (6) and (7) of this section shall not apply to persons who are engaged in a lawful act of defense of person or property, subject to the provisions of Chapter 563 RSMo.
- (h) Nothing in this section shall make it unlawful for a student to actually participate in school-sanctioned gun safety courses, student military or ROTC courses or other school-sponsored firearm-related events, provided the student does not carry a firearm or other weapon readily capable of lethal use into any school, onto any school bus or onto the premises of any other function or activity sponsored or sanctioned by school officials or the district school board.
- (i) Any person convicted of violating this Section shall be punished as provided in Section 100.220 of this Code of Ordinances, provided that any person issued a concealed carry permit or endorsement pursuant to or permitted by state law who fails to carry the same at all times the person is carrying a firearm, or who fails to display the concealed carry permit or endorsement upon the request of any peace officer, shall be punished by a fine not to exceed thirty-five dollars (\$35.00).

Section Two. A new Section 210.240.1 of the Municipal Code of the City of Piedmont is hereby enacted, to read as follows:

Section 210.240.1 Carrying concealed firearms, when prohibited—penalty for violation.

- a. It shall be a violation of this Section, punishable as hereinafter provided, for any person to carry any concealed firearm into:
 - 1. Any police, sheriff or highway patrol office or station without the consent of the chief law enforcement officer in charge of that office or station;
 - 2. Within twenty-five (25) feet of any polling place on any election day;
 - 3. The facility of any adult or juvenile detention or correctional institution, prison or jail;
 - 4. Any courthouse, or any courtrooms, administrative offices, libraries or other rooms of any such court whether or not such court solely occupies the building in question. This paragraph shall also include, but not be limited to, any juvenile, family, drug or other court offices, any room or office wherein any of the courts or offices listed in this paragraph are temporarily conducting any business within the jurisdiction of such courts or offices, and such other locations in such manner as may be specified by supreme court rule pursuant. Nothing in this paragraph shall preclude those persons listed in Section 14-12(c)(1) hereof while within their jurisdiction and on duty, those persons listed in Subsections 14-12(c)(2) and (3) hereof, or such other persons who serve in a law enforcement capacity for a court as may be specified by supreme court rule from carrying a concealed firearm within any of the areas described in this subsection.
 - 5. Any establishment licensed to dispense intoxicating liquor for consumption on the premises, which portion is primarily devoted to that purpose, without the consent of the owner or manager. The provisions of this subsection shall not apply to the licensee of said establishment. The provisions of this paragraph shall not apply to any bona fide restaurant open to the general public having dining facilities for not less than fifty (50) persons and that receives at least

fifty-one percent (51%) of its gross annual income from the dining facilities by the sale of food. Nothing in this paragraph authorizes any individual who has been issued a concealed carry permit or endorsement to possess any firearm while intoxicated.

6. Any area of an airport to which access is controlled by the inspection of persons and property.
 7. Any place where the carrying of a firearm is prohibited by federal law.
 8. Any higher education institution or elementary or secondary school facility without the consent of the governing body of the higher education institution or a school official or the district school board, unless the person with the concealed carry permit or endorsement is a teacher or administrator of an elementary or secondary school who has been designated by his or her school district as a school protection officer and is carrying a firearm in a school within that district, in which case no consent is required.
 9. Any portion of a building used as a child care facility without the consent of the manager. Nothing in this Subsection shall prevent the operator of a child care facility in a family home from owning or possessing a firearm or a concealed carry permit or endorsement.
Any gated area of an amusement park.
 11. Any church or other place of religious worship without the consent of the minister or person or persons representing the religious organization that exercises control over the place of religious worship.
 12. Any private property whose owner has posted the premises as being off-limits to concealed firearms by means of one (1) or more signs displayed in a conspicuous place of a minimum size of eleven (11) inches by fourteen (14) inches with the writing thereon in letters of not less than one (1) inch. The owner, business or commercial lessee, manager of a private business enterprise, or any other organization, entity or person may prohibit persons holding a concealed carry permit or endorsement from carrying concealed firearms on the premises and may prohibit employees, not authorized by the employer, holding a concealed carry permit or endorsement from carrying concealed firearms on the property of the employer. If the building or the premises are open to the public, the employer of the business enterprise shall post signs on or about the premises if carrying a concealed firearm is prohibited. An employer may prohibit employees or other persons holding a concealed carry permit or endorsement from carrying a concealed firearm in vehicles owned by the employer.
- b. Possession of a firearm in a vehicle on the premises of any of the areas listed in this section shall not be an offense so long as the firearm is not removed from the vehicle or brandished while the vehicle is on the premises.

- c. Any person violating any of the provisions of this Section shall be punished as follows:
1. If the violator holds a concealed carry endorsement issued pursuant to or permitted by state law, the violator may be subject to denial to the premises or removal from the premises. If such person refuses to leave the premises and a peace officer is summoned, such person may be issued a citation for an amount not to exceed one hundred dollars (\$100.00) for the first (1st) offense. If a second (2nd) citation for a similar violation occurs within a six (6) month period, such person shall be fined an amount not to exceed two hundred dollars (\$200.00). If a third (3rd) citation for a similar violation is issued within one (1) year of the first (1st) citation, such person shall be fined an amount not to exceed five hundred dollars (\$500.00). Upon conviction of charges arising from a citation issued pursuant to this section, the court shall notify the sheriff of the county which issued the concealed carry permit, or if the person is a holder of a concealed carry endorsement issued prior to August 28, 2013, the court shall notify the sheriff of the county which issued the certificate of qualification for a concealed carry endorsement and the Department of Revenue.
 2. If the violator does not hold a current valid concealed carry endorsement issued pursuant to or permitted by state law, upon conviction of a charge of violating this section the defendant shall be punished as provided in Section 100.220 of this Code of Ordinances.
 3. Employees of the City of Piedmont may, in addition to any other punishment hereby, be subject to disciplinary action.
- d. It shall be a violation of this Section, punishable by a citation for an amount not to exceed thirty-five dollars (\$35.00), for any person issued a concealed carry permit or endorsement pursuant to or permitted by state law to fail to carry the concealed carry permit or endorsement at all times the person is carrying a firearm, or to fail to display the concealed carry permit or endorsement upon the request of any peace officer.

Section Three. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

PASSED BY THE CITY COUNCIL THIS ___ DAY OF _____ 2015.

MAYOR/PRESIDING OFFICE

ATTEST:
CITY CLERK

After being read three times a motion was made by Alderman Bennett and second by Alderwoman Townsend to pass Bill# 05-2015 to Ordinance #2015-05. The motion carried.

Alderwoman Townsend	Aye	Alderman Tucker	Absent
Alderman Tutterrow	Aye	Alderman Bennett	Aye

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6. Mayor Kirkpatrick presented Bill #06-2015 for consideration:

Bill No. 06-2015

Ordinance No. 2015-06

**AN ORDINANCE FOR THE PURPOSE OF
ENCOURAGING THE DEVELOPMENT, CONSIDERING GENERAL
WELFARE OF CITIZENS AND CONTROL OF COSTS TO CITY
BY ESTABLISHING STANDARDS FOR INSTALLATION
OF INFRASTRUTURE AND PUBLIC SERVICES**

WHEREAS, the City of Piedmont has no regulations as to development of lands into platted subdivisions containing lots, streets and infrastructure; and

WHEREAS, regulation is needed to protect and provide for the public health safety and general welfare of the City of Piedmont and to provide for adequate light, air, open spaces and to protect from flooding and other dangers. To provide for adequate transportation and circulation throughout the city and to ensure the provision of adequate public infrastructure and improvements, to prevent the pollution of water resources and the ensure the adequacy of drainage facilities and to encourage the orderly and beneficial development of the city by good planning and land development practices.

THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF PIEDMONT, MISSOURI this Ordinance which shall be known as the City of Piedmont Subdivision Regulations.

Section 1:

SUBDIVISION DEFINITION: Division of any tract of land within the City into two or more parcels; and

Section 2:

PROHIBITION: No lands within the City may be platted or developed except in conformance with this Ordinance. No plans or part of a subdivision may be used for purposes of sale, transfer or negotiations for sale or transfer unless previously approved by the City Council. No changes, alterations or modifications may be made to an approved subdivision plat after final approval has been given by the City Council; and

Section 3:

PERMITS: No Development Permit shall be issued for any proposed subdivision which is not in conformance with the provisions of this Ordinance.

Section 4:

APPLICATION: Any person, individual, corporation association or similar entities shall submit an application for approval of and planned subdivision to the City Clerk no less than fifteen (15) days prior to the next scheduled city council meeting. The final plat shall be prepared in accordance with the requirements of this Ordinance.

To minimize development planning costs and to ensure compliance with the requirements of this Ordinance, the developer may submit a sketch plan of the proposed subdivision prior to formal application, fifteen (15) days prior to the next city council meeting. Developers are encouraged to meet with the city council and informally discuss the subdivision proposal prior to submission of the sketch plan. The sketch plan is conceptual in nature and does not require detailed finished plans. This Ordinance shall be in full force and effect from and after passage.

Section 5:

SKETCH PLAN REQUIREMENTS:

- A. A sketch plan may be submitted. The sketch plan is to be conceptual in nature and, while accuracy and legibility are essential, the submission of detailed plans is discouraged. Materials submitted should provide sufficient information to determine general compliance with these Regulations.
- B. The sketch plan shall be drawn to an approximate scale (1" = 100 feet). Seven (7) copies of the sketch plan shall be submitted.
- C. The sketch plan shall contain:

1. Name and address of developer.
 2. Tract boundary and principal features within 1000 feet.
 3. The proposed name of the subdivision and location by section, township and range.
 4. Approximate north point and scale.
 5. The approximate total acreage of the proposed subdivision.
 6. Existing streets on and adjacent to the tract, including the width of rights-of-way.
 7. The tentative street and lot arrangement.
 8. Existing utilities.
 9. Existing drainage ways.
 10. Unique topographical and physical features.
 11. Any proposed parks, school sites or any other community facilities.
- D. The sketch plan shall be reviewed by the city council to determine:
1. General compliance with the requirements of this Subdivision Ordinance.
 2. General design of the subdivision.
 3. Compatibility of the subdivision with surrounding development.
- E. The City Council shall approve the sketch plan within thirty (30) working days of the meeting when the plan was considered or notify applicant with ten (10) working days of changes or additions, if any are pre-requisites for council approval of the sketch plan. If no action is taken by the council within thirty (30) working days, the sketch plan is deemed approved. Approval of the sketch plan constitutes approval of the general character of the subdivision and authorizes preparation and submission of a preliminary plat in accordance with the requirements of this Ordinance.

Section 6:

PRELIMINARY PLAT:

- A. Shall be in substantial conformance with the approved sketch plan if one was submitted and approved.
- B. Shall contain the following information:
1. The preliminary plan shall be drawn to an approximate scale (1" = 100 feet). Seven (7) copies of the preliminary plan shall be submitted.
 2. **Storm Water Drainage, sanitary sewers and water supply.** The storm water drainage report, sanitary sewer report on capacity and needs and water supply plan sheets for water improvements shall be conducted in accordance with and shall include all applicable information, maps, calculations and other materials as specified in accordance with the requirements of the State Department of Natural Resources.
 3. **Traffic Analysis and Street Capacity:**
 - a. Descriptions of the types of traffic expected and the effects on existing roads.
 - b. Traffic counts for each outlet from the proposed subdivision in vehicles per day. Traffic counts available from the Missouri Department of Transportation (MoDOT) may be used if said traffic counts are less than one year old and are considered reasonable reliable by the City and MoDOT.
 - c. The traffic analysis must extend from the proposed subdivision to the nearest arterial. Existing traffic counts may be estimated from a study of the area served by the subject road or by counting vehicles consistent with good engineering practice.
 - d. Evaluation of the capacity of the existing and proposed road system.
 - e. A listing of each proposed street by name and functional classification. Proposed right-of-way and design specifications must be indicated.
 - f. If the proposed development is within 1,000 feet of a school or park, the traffic analysis shall include evaluation of need for pedestrian ways through the development.
 4. **General Information:**
 - a. Area of development utilized by road right-of-way.
 - b. Area of development dedicated to open space.
 - c. Area of smallest lot.
 - d. Area of largest lot.
 - e. Schematic diagram showing significant natural features such as stands of

trees, sinkholes, wetlands, rock outcroppings, etc.

5. **City Council Approval of Preliminary Plat:** The City Council shall approve, approve with modification, or disapprove the preliminary plat within sixty (60) working days after the meeting at which the plat was considered. The City Council will notify the applicant or his agent within ten (10) days, in writing, of the action taken by the City Council, specifying what changes or additions, if any, will be required prior to review of the final plat. If no action is taken by the City Council within the sixty (60) day period, the preliminary plat shall be deemed to be approved by the City Council. The sixty (60) day period for City Council action may be extended upon the request of the applicant.

Any changes or modifications required by the City Council shall be noted on four (4) copies of the plat. One (1) copy shall be returned to the applicant, three (3) copies shall be retained by the City, including the one to be given to the City's Engineer.

Approval of the Preliminary Plat authorizes the applicant to submit a final plat and plans for required improvements. Approval of the Preliminary Plat shall not authorize the sale of lots or construction of buildings or public improvements, nor acceptance by the City of any dedicated improvements.

Approval of the Preliminary Plat shall be effective for twelve (12) unless an extension of time is granted for an additional twelve (12) months. Failure to apply for approval of a Final Plat within the time frame shall nullify the approval requiring a new submission of a Preliminary Plat.

6. **Required Engineering Report**

Four (4) copies of a report signed and sealed by a registered engineer shall be submitted with the preliminary plat that shall provide a study of the following items as pertaining to the proposed subdivision:

7. **Storm Water Drainage, Sanitary Sewers and Water Supply.** The storm water drainage report, sanitary sewer report on capacity and needs and water supply plan sheets for water improvements shall be conducted in accordance with and shall include all applicable information, maps, calculations and other materials as specified in accordance with the requirements of the State Department of Natural Resources.

8. **Traffic Analysis and Street Capacity**

- a. Description of the types of traffic expected and the effects on existing roads.
- b. Traffic counts for each outlet from the proposed subdivision in vehicles per day. Traffic counts available from the Missouri Department of Transportation (MoDOT) may be used if said traffic counts are less than one year old and are considered reasonable reliable by the City and MoDOT.
- c. The traffic analysis must extend from the proposed subdivision to the nearest arterial. Existing traffic counts may be estimated from a study of the area served by the subject road or by counting vehicles consistent with good engineering practice.
- d. Evaluation of the capacity of the existing and proposed road system.
- e. A listing of each proposed street by name and functional classification. Proposed right-of-way and design specifications must be indicated.
- f. If the proposed development is within 1,000 feet of a school or park, the traffic analysis shall include evaluation of need for pedestrian ways through the development.

9. **General Information**

- a. Area of development utilized by road right-of-way.
- b. Area of development dedicated to open space.
- c. Area of smallest lot.
- d. Area of largest lot.

- e. Schematic diagram showing significant natural features such as stands of trees, sinkholes, wetlands, rock outcroppings, etc.

10. Required Construction Plans: Upon approval of the preliminary plat by the City Council, the applicant shall prepare the required construction plans. All plans shall meet the requirements of the applicable design standards for the improvement. Seven (7) copies of each of the following plans shall be submitted for City Council review prior to or concurrent with the final plat application:

- a. Street/road plans
- b. Grading plan
- c. Sediment and erosion control plan
- d. Sewer plans, and water plan sheets, including fire hydrants
- e. Storm water drainage plan
- f. Improvements plans for any common areas

The application for preliminary plat and supporting materials shall be submitted to the City Clerk no less than fifteen (15) working days prior to the city council meeting.

Section 7:

THE FINAL PLAT

Application shall be submitted at least fifteen (15) working days prior to the City Council meeting.

The Final Plat and supporting documentation shall contain the following information:

- A. The Final Plat application shall be accompanied by one (1) Mylar and seven (7) black line or blue line print copies of the final plat. The final plat sheet size shall be 24" x 36". When more than one sheet is used for any plat, each sheet shall be numbered consecutively and shall contain a notation giving the total number of sheets. There shall be a binding margin of 1 ½ inches on the left side of the 36 inch length, and a one (1) inch margin on all other sides. The plat shall be drawn at a scale of 100 feet or less to the inch. The applicant shall also submit a digital copy of the final plat in a format acceptable to the City, if requested.
- B. The final plat shall contain the following information:
 - 1. The name of the subdivision, which name shall not duplicate the name of any existing subdivision as recorded in the Wayne County Registry.
 - 2. The name(s) and addresses(s) of the subdivision owner(s).
 - 3. Date of final plat submittal.
 - 4. The township, county and state where the subdivision is located.
 - 5. The name of the surveyor, the surveyor's registration number and survey date.
 - 6. Scale in which the plat is drawn in feet per inch or scale ratio, and bar graph.
 - 7. True north arrow.
 - 8. All boundary lines with lengths and courses to hundredths of a foot and bearings to half minutes (to be determined by survey with an error of not less than 1:5000).
 - 9. The exact location and the width along the property line of all existing recorded streets intersecting or paralleling the boundaries of the tract.
 - 10. Monuments shall be located and accurately described on the plat. Control stations should be based on State Plane Coordinates for the Missouri Central System of 1983.
 - 11. Accurate location and material of all permanent reference monuments, complying with the latest Missouri Minimum Standards for Property Boundary Surveys.
 - 12. The length of all arc-radii points of curvature and tangent bearings.
 - 13. Street and alley lines (their names, bearings, angles of intersection and widths, including the widths along the line of any obliquely intersecting street).
 - 14. All lot lines with dimensions in feet and hundredths, and with bearings and angles to minutes if other than right angles to the street and alley lines.
 - 15. All easements and rights-of-way, with the limitations of the easement rights stated on the plat.
 - 16. For any required off-site easements, evidence of signed and recorded easement and signed verification from the property owner from whom the off-site easement was obtained that all conditions of installation of improvements have been met.
 - 17. Lots numbered in consecutive order. Plats with more than one block shall also be numbered in consecutive order. In the case of resubdivision of lots in any block, the

_____ L.S. No. _____ and that the monuments and lot corner pins shown herein were placed under the personal supervision of _____ L.S. No. _____ in accordance with the Missouri Minimum Standards for Property Boundary Surveys, and the Subdivision Regulations of Battlefield, Wayne County, Missouri.

Signature L.S. No. Date

Certificate of Approval-Board of Aldermen

I, _____, City Clerk of Piedmont, Wayne County, Missouri, hereby certify that this plat of (Subdivision name) Was approved by the Board of Aldermen of the City of Piedmont, Missouri, by Ordinance No. _____, on the _____ day of _____ 201_____.

The city council shall approve the Final Plat unless it finds that the plat on the proposed subdivision fails to comply with one or more of the requirements of this Ordinance or that it substantially differs from the Preliminary Plat. If disapproved by the city council, the applicant shall be provided with a letter statement of the reasons for disapproval and recommended changes, if any. At the end of sixty (60) days the final plat shall be deemed approved if not previously approved or disapproved.

Final Plat Recording: Approval of the Final Plat is contingent upon compliance with Section D, "Required Public Improvement" and the plat being recorded within thirty (30) days after all approval certificates have been properly executed. Three (3) copies shall be executed. The city shall record the Final Plat and return one (1) copy to the applicant. Upon recording the sale of lots and construction may commence.

D. Required public improvements

1. **General Requirements:** Improvements shall be installed only in accordance with a final plat that has been approved under the provisions of this Ordinance. Such improvements must be in accordance with construction plans approved by the city.

2. **Assurances for Improvements**

Methods of Assurances: Completion of required public improvements shall be assured by the methods prescribed in this Section. The installation of such improvements shall be at no cost to the City.

- a. **Improvements Installed before Plat Recording.** Before the final plat of any subdivision shall be recorded, the subdivider shall provide for the installation of all improvements described in this Article.
- b. **Sidewalk Installation.** In lieu of installation of required sidewalks before the final plat is recorded, the subdivider may post a surety bond with a corporate surety engaged in the business of signing surety bonds in the State of Missouri, an escrow agreement, or other appropriate security agreement, approved by the City Attorney and the Board of Aldermen, which will insure to the City that such sidewalks will be completed by the subdivider.
- c. **Time of Completion.** All sidewalk improvements must be completed within one (1) year of final plat recording. Upon proof of hardship, the Commission may recommend and the Board of Aldermen may extend the completion date set forth in said bonds or security agreements for a maximum period of one (1) additional year, provided that a request for extension is made prior to the end of the year following recordation and provided that said security amount is revised pursuant to a revised cost estimate from the City Engineer. If the sidewalk improvements are not completed within the specified time, the Board of Aldermen may use the funds from said security, or any necessary portion thereof, to complete the improvements.
- d. **Release of Corporate Surety.** Where required sidewalk improvements are guaranteed under the provisions of Subsection "b" above, the Board of Aldermen may release said bond or agreements posted by the subdivider when the City Engineer has determined that all required sidewalks have been satisfactorily completed and "as-built plans" have been certified to the City in accordance with the provisions of Subsection "3" below.

3. **As-Built Plans.** Before the Board of Aldermen will approve the final plat under provisions of Subsection 6.2.1, the applicant's Engineer shall certify to the City through the submission of detailed "as-built" plans, that the improvements have been

constructed substantially in conformance with the approved plans and specifications and that the improvements are free and clear of any and all liens and encumbrances and are ready for dedication to the City.

- a. The “as-built” plans shall show actual elevations of all elevation points shown on the approved improvement plans, computation of all actual grades, computations of actual detention volume, actual dimensions and locations of all structures and locations of all improvements relative to all easements or rights-of-way. All sewer laterals shall be located by giving a distance from the upstream manhole down to the lateral connector.
 - b. The information to be included in the “as-built” plans may be provided on the approved construction plans; but, if for any reason, placing said notations on the construction plans is inappropriate or difficult, then this information shall be presented on a separate drawing or drawings.
 - c. The “as-built” survey shall be sealed by a land surveyor registered in the State of Missouri, with the design engineer’s seal and supplied and paid for by the subdivider, along with any additional engineering fees incurred by the City in connection with review of the “as-built” survey.
4. **Final Plat in Phases.** Where subdivision plats are approved in phases, no phase of a final plat shall be recorded unless all required improvements for said phase are installed or guaranteed in accordance with the provisions of this Section.
5. The following provisions and standards shall be required to assure completion of Public Improvements.

Section 8:

PROTECTION AGAINST DEFECTS

- A. **Surety Required.** The developer shall post a performance bond or other sufficient surety, acceptable to the Board of Aldermen, to guarantee that the developer will correct all defects in such improvements or facilities that occur within two (2) years after the offer of dedication of such facilities or improvements is accepted by the City.
- B. **Defects Defined.** The term “defects” refers to any condition in facilities or improvements dedicated to the public that requires the City to make repairs in such facilities or improvements over and above the amount of maintenance that normally would be required as determined by the City. If such defects appear, the guaranty may be enforced regardless of whether the facilities or improvements were constructed in accordance with the requirements of this ordinance.

Section 9:

MONUMENTS AND MARKERS

Markers and monuments shall conform to the Missouri Minimum Standards for Property Boundary Surveys promulgated by the Division of Geology and Land Survey, Missouri Department of Natural Resources.

Section 10:

BLOCKS

- A. **Block Size:** Block length and width or acreage within bounding streets shall be such as to accommodate the size of lot required by the zoning district and to provide for convenient access, circulation and safety of street traffic.
- B. **Block Lengths.** Block lengths shall not exceed 1,500 feet or be less than 300 feet, except under unusual conditions or in the case where the average size of lots is greater than two (2) acres.
- C. **Block Arrangements.** A block should be arranged to provide two tiers of lots and to allow for adequate pedestrian access through the subdivision and to adjoining properties.

Section 11:

LOTS

- A. **Street Frontage.** All lots shall abut by their full frontage on a publicly dedicated street.
- B. **Side Lot Lines.** Side lot lines shall be at approximate right angles to straight street lines or radial to curved street lines.
- C. **Corner Lots.** In conformance with the requirements of the zoning district, corner lots for residential use shall have extra width to permit appropriate building setback from and orientation to both streets.
- D. **Double Frontage and Reverse Frontage Lots.** Double frontage and reverse frontage lots shall be avoided except where essential to provide separation of residential development from arterial streets or to overcome site specific difficulties of topography or orientation. Where double frontage lots are permitted, access from the “rear” or arterial street is prohibit.
- E. **Lots Abutting State Highways.**
 - 1. In platting lands abutting a limited access highway, every effort shall be taken to minimize the adverse impact of heavy or high-speed highway traffic on the land being platted and to minimize interference with through traffic.
 - 2. Lots abutting highways shall be platted at generous depth. Unless not otherwise possible, vehicular access to such lots shall be provided by minor streets or by frontage roads paralleling the highway. Access to such frontage road or minor street shall be set back at a sufficient distance from the highway intersection so as not to impede the flow of traffic on the highway.
 - 3. The frontage of such lots may be reversed and access provided via means of a minor street.
- F. **Access to Single Family and Duplex Lots.** Whenever a subdivision involving the reaction of one or more new streets borders on or contains an existing or proposed arterial street, no direct driveway access shall be provided from the lots within the subdivision to the arterial street.
- G. **Lots Subject to Flooding.** Lots subject to flooding and deemed uninhabitable by the City shall not be platted for residential occupancy nor for any other use that may increase danger to health, life or property or aggravate flood hazards. Such land within the plat shall be set aside for such uses that shall not be endangered by periodic or occasional inundation or shall not result in unsatisfactory living conditions.
- H. **Lot Remnants Prohibited.** All land area with the plat shall be designated as a lot, dedicated to and accepted by the City or designated for particular use with adequate provisions for continued maintenance. Remnants of land not designated for private use, utilities, or other public purpose are not permitted.
- I. **Building Lines.** Building lines shall be shown on all lots intended for residential use and in some cases may be required on lots intended for business use.
- J. **Lot Dimensions.** Minimum lot size, width, depth and minimum building setback lines shall conform to requirements of the zoning district.

Section 12:

STREETS

- A. **General Requirements:**
 - 1. The classification, extent, and location of all streets shall conform to the City of Piedmont Comprehensive Plan and the Major Street Plan. Where not shown, the arrangement and design standards of street shall conform to the provisions herein.
 - 2. All streets, curbs and gutters shall be designed and constructed in accordance with the provisions of this Regulation and the City of Piedmont Design Standards for Public Improvements. The City shall not approve streets that will be subject to frequent or repeated inundation or flooding.
 - 3. Street Classification:
- B. In all new subdivisions, streets that are dedicated to public use shall be classified as provided

herein.

1. The classification shall be based upon the projected volume of traffic to be carried by the street, stated in terms of the number of trips per day.
2. The number of dwelling units to be served by the street may be used as a good indicator of the number of trips but is not conclusive.
3. Whenever a subdivision street continues an existing street that formerly terminated outside the subdivision or it is expected that a subdivision street will be continued beyond the subdivision at some future time, the classification of the street will be based upon the street in its entirety, both within and outside of the subdivision.
4. The classification of streets shall be as follows:
 - a. Local Streets: Streets which are intended to provide access to individual properties abutting the street and are designed for low-volume, low speed traffic.
 - b. Collectors: Streets which collect and distribute traffic to and from local streets and arterial streets and are designed for low to moderate volume, low speed traffic. The functions of traffic movement and access to abutting properties are to be balanced.
 - c. Parkways: Scenic open spaces which combine the functions of aesthetics and movement of traffic along an arterial.
 - d. Secondary Arterials: Streets of considerable continuity which are intended to provide for moderate volume, moderate speed traffic movement between major activity centers and between neighborhood areas within the city. Access to abutting property is subordinate to the follow of traffic and entrances and exits to the arterial are subject to control.
 - e. Primary Arterials: Streets of considerable continuity which are intended to provide for high volume, moderate speed traffic movement through the community and between major activity centers. Access to abutting property is subordinate to the follow of traffic and entrances and exits to the arterial are subject to control.
 - f. Highways: Streets that connect the city to other areas and the primary function is to move traffic through the city. Highways carry large volumes of traffic at moderate to high speeds and access may be limited.
5. Coordination with Surrounding Streets
 - a. The street system of a subdivision shall be coordinated with existing, proposed, and anticipated streets outside the subdivision or outside the portion of a single tract that is being divided into lots.
 - b. Collector streets shall intersect with surrounding collector or arterial streets at safe and convenient locations.
 - c. Local streets shall connect with surrounding streets where necessary to permit the convenient movement of traffic between residential neighborhoods or to facilitate access by emergency vehicles, but connections shall not be permitted where the effect would be to encourage the use of such local streets by substantial through traffic.
 - d. When a new subdivision adjoins un-subdivided land susceptible to being subdivided, the new streets shall be developed to the boundaries of such tract. Temporary turnarounds shall be constructed at the end of such streets pending their extension to facilitate the flow of traffic or to accommodate emergency vehicles. Notwithstanding the other provisions of this subsection, no temporary dead-end street in excess of 1,000 feet may be created unless no other practicable alternative is available.
6. Rights-of-Way and Pavement Widths. All street rights-of-way and pavement widths shall be in accordance with the provisions in the following table and the City of Piedmont Design Standards for Public Improvements:

Street Type	Minimum Right-of-Way Width (ft.)	Minimum Pavement Width* (ft.)
Alleys and Service Drives	24	20
Local		
Single Family or Duplex Residential	50	32
Multi-Family Residential	60	36
Collector		
Single Family Residential	60	36
All Other Development	80	44
Arterial	80	68
Parkway		
Divided	120	68
Undivided	100	68

* Minimum pavement width shall be from back to back of curb.

7. Entrances to Streets. All driveway entrances and other openings onto streets within the city's jurisdiction shall be constructed so that:
 - a. Vehicles can enter and exit from the lot in question without posing any substantial danger to themselves, pedestrians, or vehicles traveling on abutting streets.
 - b. Interference with the free and convenient flow of traffic in abutting or surrounding streets is minimized.
 - c. All driveway entrances are required to comply with the City of Piedmont Design Stands for Public Improvements.
 - d. Driveway access to collector streets shall be minimized to facilitate the freeflow of traffic and to avoid traffic hazards.
8. Street Intersections.
 - a. Streets shall intersect as nearly as possible at right angles, and no two streets may intersect at less than 60 degrees. Not more than two streets shall intersect at any one point unless it can be shown that such an intersection can be constructed with no extraordinary danger to public safety.
 - b. Street jogs with centerline offsets of less than 150 feet shall be prohibited.
 - c. Except when no other alternative is practicable or legally possible, no two streets may intersect with any other street on the same side at a distance of less than 400 feet measured from centerline to centerline of the intersecting street. When the intersected street is an arterial, the distance between intersecting streets shall be at least 1,000 feet.
9. Cul-de-Sac. Culs-de-sac shall not exceed 500 feet in length, and the closed end shall have a turn around encompassing a minimum right-of-way diameter of 100 feet.
10. Half Streets. Half width streets are prohibited unless otherwise necessary to complete a half-street already developed in an adjoining subdivision.
11. Dead-End Streets are prohibited.
12. Street Grades and Curves
 - a. **Street Grades.** Street and street grade shall be appropriately related to the topography and shall be designed to facilitate drainage and storm water runoff. The grades of streets shall not exceed the following except that, where unusual conditions exist, the City may approve a modification to these requirements.

All changes in street grades in excess of one percent shall be connected by vertical curves of a minimum length equal to fifteen (15) times the algebraic difference in the rate of grade for highways, thoroughfares and parkways; and one-half of this minimum for all other streets.

Street Type	Maximum Grade (in percent)
Alleys and Service Drives	10.0
Local Streets	10.0
Collector Streets	7.0
Arterial Streets	5.0
Parkways	5.0
Minimum Street Grade	0.5

13. Radii of Curvature. The radii of curvature on the centerline shall not be less than the following:
 - a. For highways, thoroughfares, and parkways: 400 feet.
 - b. For local streets, minor streets, and service drives: 100 feet.

14. Street Names
 - a. Street names shall be assigned by the developer with the approval of the Commission. Names of new streets shall not duplicate existing or platted street names unless the new street is a continuation of an existing or platted street. Building numbers shall be assigned by the City. The City shall coordinate street names and numbers with Wayne County Emergency Services.
 - b. Street name signs shall be placed at all intersections. Signs shall be constructed by the developer to meet the standards by the City of Piedmont Design Standards for Public Improvements.

15. Private Streets. Private streets shall not be approved within the corporate limits of the City of Piedmont.

16. Sidewalks. Sidewalks shall be required along one side of all streets. If the Commission finds that unusual or peculiar conditions prevail with respect to traffic and/or safety of pedestrians, the Commission may require different standards of walkway improvements to ensure safe pedestrian access to schools, parks, other public use areas or adjoining streets.

Sidewalks shall be constructed of Portland concrete, shall be six (6) inches thick, and shall be installed in conformance with the provisions of the City of Piedmont Design Standards for Public Improvements. Sidewalks may be constructed of other suitable materials if the Commission determines that:

 - a. Such sidewalks will serve residents of the development as adequately as concrete walks; and
 - b. Such sidewalks would be more environmentally desirable or more in keeping with the overall design of the development; and
 - c. The City will not incur greater than normal expense in maintaining such sidewalks dedicated for public use.

17. Handicap Accessibility: Wherever curb and gutter construction is used on public streets, wheelchair ramps for the handicapped shall be provided at intersections and other major points of pedestrian flow. Wheelchair ramps and depressed curbs shall be constructed in accordance with published standards of the most recent BOCA codes.

18. Bridges: All bridges shall be constructed in accordance with the standards and specifications of the Missouri Highway and Transportation Department, except those bridges on roads not intended for public dedication may be approved by the City at the recommendation of the City Engineer.

19. Easements: Easements may be required for the installation of utilities and storm water improvements. Easements shall be located along rear or side lot lines and minimum easement width shall be ten (10) feet, except that a wider easement may

be required by the City as determined appropriate by the City Engineer. The size and location of drainage easements shall be approved by the City Engineer. All easements shall be of sufficient width to enable the access and movement of equipment necessary for maintenance and/or repair.

20. **Utilities:** All utilities, including electric, telephone, gas, and cable television shall be installed according to the specifications and minimum standards of the controlling utility company. Where practicable, easements for poles or underground conduits for electric light, telephone line and cable television shall be provided along rear and side lot lines. No installation of such utilities shall commence until the entity responsible for installation has obtained a Utility Installation Permit from the City.
21. **Lighting:** All public streets, Sidewalks, and other common areas or facilities in subdivisions shall be sufficiently illuminated to ensure the safety of persons using such streets, Sidewalks and other common areas. Street lights should be no greater than three hundred (300) feet in spacing, and should be located at intersections. Street lights shall be installed in accordance with the requirements of the controlling utility company. The number and placement of street lights shall be shown on the preliminary and final plats.

Section 13:

WASTEWATER DISPOSAL

Wastewater Disposal: All development shall be provided with an approved system for wastewater disposal in accordance with this Regulation.

All sanitary sewer extensions, pump stations, appurtenances, and all collection and treatment systems shall be designed and constructed in accordance with the provisions of the most current regulation of the Missouri Department of Natural Resources' rules and regulations, and the statutes of the State of Missouri.

Section 14:

WATER SUPPLY

Water Supply: All development shall be provided with an approved system of potable water in accordance with this Regulation.

All water main extensions and appurtenances thereto shall be designed and constructed in accordance with the most current regulation of the Missouri Department of Natural Resources' rules and regulations, the statutes of the State of Missouri.

Section 15:

FIRE HYDRANTS

Every development that is served by a public water system shall include a system for fire hydrants sufficient to provide adequate fire protection for the buildings located or intended to be located within such development. Fire hydrants shall be located and installed in accordance with the Standards of the Insurance Services Office (ISO) and Fire Department Regulations.

Section 16:

STORM WATER MANAGEMENT

- A. **Storm Water Management Required.** All development shall be provided for proper disposal of storm water affecting the development. Storm water drainage facilities shall be designed and installed in accordance with the requirement of the State Department of Natural Resources.
- B. **Improvement on Road Right-of-Way.** Storm drainage improvements installed on public road rights-of-way shall, upon acceptance of the improvements by the Board of Aldermen, become the property of and shall be maintained by the City.
- C. **Improvements on Private Property.** Storm drainage improvements on private property shall be maintained by the owner of the property on which the improvements are located, or by the homeowners' association for improvements located in common areas. Maintenance responsibility for such improvements shall be noted on the final plat, in the subdivision covenants, and in the homeowners' association bylaws.

Section 17:

VIOLATIONS

Any person in violation of any provision of this Subdivision Ordinance shall be served with written notice, stating the nature of the violation and the offender shall upon receipt of such Notice immediately cease such violations. A person who shall continue any violation after being provided with written notice shall be guilty of a misdemeanor and upon conviction thereof shall be fined an amount not exceeding Five Hundred Dollars (\$500.00) for each violation. Each 24-hour period in which such violation shall continue shall be deemed a separate offense.

Any person violating any provision of this Subdivision Ordinance shall become liable to the city for any expense, loss or damage occasioned by the city by reason of such violation.

The provisions of this Ordinance may be enforced in a court of appropriate jurisdiction to restrain continued violations after the receipt of notice of such violation.

READ TWO TIMES, ADOPTED AND PASSED THIS _____ DAY OF _____, 2015.

William H. "Bill" Kirkpatrick, Mayor

ATTEST:

Tammy Thurman, City Clerk

Adopted and passed by the Board of Aldermen and Alderwoman of the City of Piedmont, Missouri this __, day of _____, 2015.

Karin Townsend

Brian Tutterrow

Tracey Bennett

Scot Tucker

City of Piedmont, Missouri

William H. "Bill" Kirkpatrick,
Mayor

ATTEST:
Tammy Thurman
City Clerk

After being read three times a motion was made by Alderman Bennett and second by Alderwoman Townsend to pass Bill# 06-2015 to Ordinance #2015-06. The motion carried.

Alderwoman Townsend	Aye	Alderman Tucker	Absent
Alderman Tutterrow	Aye	Alderman Bennett	Aye
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7. Mayor Kirkpatrick informed the council that the matter of awarding a contractor for the city's new web page design, would need to be tabled until next month due to the need of having a full board present.

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8. Mayor Kirkpatrick informed the council that he had been approached by the Piedmont Park Board with the recommendation of naming the softball field by the youth center, the Bob Webb Field in honor of Bob's dedication to the park program during his tenure. Bob had been the Piedmont Park Director from September 1996 till his retirement in December of 2011.

Alderman Tutterrow made the motion to name the softball field by the youth center the Bob Webb Field in Bob's honor. Alderman Bennett second the motion and it carried.

Alderwoman Townsend Aye Alderman Tucker Absent
Alderman Tutterrow Aye Alderman Bennett Aye
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9. Mayor Kirkpatrick asked if there was any other business before the council:

- Fire Chief Beau Gooch requested that the council consider repairing the ladder truck. The estimated cost is \$15,000. The ladder has a hydraulic part not working properly.

Alderman Tutterrow made the motion to repair the ladder truck. Alderman Bennett seconds the motion and it carried.

Alderwoman Townsend Aye Alderman Tucker Absent
Alderman Tutterrow Aye Alderman Bennett Aye
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- Fire Chief Beau Gooch requested that the council consider matching a \$20,000 Rural Development Grant, which would require a \$5,000 match from the city for wild fire gear.

Alderman Bennett made the motion for the fire department to see grant funding from Rural Development for wildfire gear. Alderman Tutterrow seconds the motion and it carried.

Alderwoman Townsend Aye Alderman Tucker Absent
Alderman Tutterrow Aye Alderman Bennett Aye
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- Fire Chief Beau Gooch presented a proposal to the council for consideration regarding paying the volunteer firefighters. Mr. Gooch presented an email from John Clark with the Fredericktown Fire Department explain their city ordinance.

The email dated April 2,, 2015 from John Clark to Beau Gooch:

We are payed per city ordinance which I don't have in electronic form, but basically here is how it goes.

15.00 per call

Firefighter base. 350.00 Captain base 450.00 , Lt – 450.00, Assistant Chief 700.00, Chief 3000.00

Training 350.00 split among those who train for supplies.

We have Chief, Assistant Chief, 2 Captains and lieutenant

We get paid 15.00 per call or training meeting attended.

So , we break down the training officer spot. I divide it out by who does the training, Our Captain is our training officer but can't teach all the classes.

To be paid for a call, I only pay those who either attend the actual call or those that come late but actually get in and help with cleanup after the call. I do not pay those who show up because they couldn't get here but come through the door as we are going home. I do pay those who come and miss truck but stay on standby at station.

I pay them to attend out of town training. 15.00 per day. If they are doing Public Relations such as a program at school they get 15.00

For 20 guys my average pay at end of year is around 34,000.00. Average per firefighter is 900.00 based on an average of 135 calls.Excluding officers the range was 500.00 to 2500.00 per firefighter.

One thing that drives mine up is I have a guy it seems every year attending fire school at MAC. He gets paid for every class he attends there . Usually 3 trips a week for 20 weeks. basically we are paying his gas to go.

The reasoning behind being paid we feel, is to help offset the cost of clothing that may get destroyed at a call, To purchase their lights and sirens that are required to be a member and to help off set those who may miss some work at calls.

We get paid in December most guys use to pay their taxes. I'm fortunate that none of them rely upon that money as a necessity, most would do for nothing. St Francois County has mainly all volunteer. One department pays by the hour. I believe 7.75. One is at 3.00 per call and one is 20.00 per call. I don't remember any of them getting a base pay.

One last thing . I figured up my pay one year as what I made an hour. roughly .28 an hour. We don't do it for the money and as our ex Assistant Chief says where can you make a call and get 20 guys to come and bust their butt for a 4 hour call at 15.00 a person.

We also provide a 5,000.00 accidental insurance policy per man, we purchase from FFAM every year.

We also provide their Class A uniform, with the exception of ties and shows. I provide radios and pagers also.

T shirts we usually pay for out of pocket though on occasion I will get the city to purchase if I have any budget money left.

City Attorney, Bob Ramshur, requested a copy of the Fredericktown Ordinance for review. This matter was tabled until a copy of the ordinance can be provided. No votes or motions were made on this issue

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- Fire Chief Beau Gooch informed the council that the department had received a letter from the ISO Rating, and the city’s new ISO number is a 5. Citizens and local businesses should expect a decrease in the insurance policies.

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- Alderman Bennett made the motion, second by Karin Townsend to pay \$12,322.00 toward flood insurance premiums which include a 10% increase. The motion carried.

Alderman Bennett	Aye	Alderman Tucker	Absent
Alderman Townsend	Aye	Alderman Bennett	Aye

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10. Mayor Kirkpatrick requested a motion to retire into executive session.

Alderman Tutterrow made the motion, second by Alderwoman Townsend to retire into executive session. The motion carried.

Alderwoman Townsend	Aye	Alderman Tucker	Absent
Alderman Tutterrow	Aye	Alderman Bennett	Aye

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11. With no further business before the council, Alderman Tutterrow made the motion to adjourn the October 13th, 2015 regular and executive meetings. Alderman Bennett seconds the motion and it carried.

Alderwoman Townsend	Aye	Alderman Tucker	Absent
Alderman Tutterrow	Aye	Alderman Bennett	Aye

William H. Kirkpatrick, Mayor

Tammy Thurman, City Clerk
(SEAL)

