

## **Westphalia Board of Aldermen Meeting Minutes for September 26, 2023**

The Westphalia Board of Aldermen meeting was called to order by Mayor Tammy Massman. Roll call was taken. Aldermen present were Aldermen Delbert Wieberg, Stanley Heckman, Jake Plassmeyer and Lori Asel. Also present at the meeting were sewer operator-Curtis Wheat of Mid Mo Operations, and area resident Joyce Weber. UD reporter-Theresa Brandt was absent but did provide an audio recorder to record the meeting.

The meeting minutes from the August public hearing and the regular monthly meeting were reviewed. A motion was made by Alderman Stanley Heckman and was seconded by Alderman Delbert Wieberg, to approve the August public hearing minutes setting the 2023 tax levy rates. Aldermen votes: Delbert Wieberg-yes, Stanley Heckman-yes, Jake Plassmeyer-yes, and Lori Asel-yes. A motion was then made by Alderman Lori Asel and was seconded by Alderman Stanley Heckman, to approve the August regular monthly meeting minutes. Aldermen votes: Delbert Wieberg-yes, Stanley Heckman-yes, Jake Plassmeyer-yes, and Lori Asel-yes.

The September monthly expense report was reviewed. The city expenses note the amount of \$32,964.68, sewer system expenses in the amount of \$8,227.02, ARPA expenses in the amount of \$4,291.61, special road district expenses in the amount of \$369.40. City receipts in the amount of \$11,014.41, sewer system receipts in the amount of \$8,742.48, and special road district receipts in the amount of \$11,345.89. Total city checking account balance of \$150,355.12, total sewer system checking account balance of \$61,867.04, total special road district checking account balance of \$71,412.37, ARPA checking account balance of \$63,172.57 and total special road district savings account balance of \$5,117.83. Total city CDs in the amount of \$443,303.58, total sewer system CDs in the amount of \$526,228.88, and total special road district CDs in the amount of \$528,982.81. A motion was made by Alderman Stanley Heckman, and was seconded by Alderman Jake Plassmeyer to approve the September monthly expense report. Aldermen votes: Delbert Wieberg-yes, Stanley Heckman-yes, Jake Plassmeyer-yes, and Lori Asel-yes.

The sewer system report was next on the agenda. Mayor Massman acknowledged that a report was submitted by Mid MO Operations. Sewer operator-Curtis Wheat reported to the council that the plant and lift stations appear to all be working properly. The decant line has been installed and is working. Sludge was hauled to make room for the installation and it was noted that the city has been invoiced by Mid Mo Environmental for the hauling. The new blower is running well. Wheat noted that the motor in the other blower, the one closest to the gate has been having a lag on start-up and so operators have pulled it to be investigated further by JCI. Operators question that a bearing may be going out. Third quarter reporting samples have been collected and analyzed. All numbers look great per Wheat. Operators will collaborate with Mayor Massman to submit third quarter reports in October. Fourth quarter samples will also be collected in October to meet compliance. Wheat reported that operators will be continuing to attempt manhole inspections, hopeful for better weather in October. UV lights will be pulled November 1<sup>st</sup>. Operators will continue to assess for ongoing use of ARPA funds, looking at the replacement of the air headers and diffuser arms. Alderman Wieberg offered to continue to assist operators with contacts for parts and material.

Mayor Massman continued the meeting with the next agenda item-Business License Ordinance. The board was presented with a new Business License Ordinance with the proposed revisions to also be applied to the Business License Application. These documents were reviewed and revised with the assistance and guidance of the city's attorney, Dougg Stultz. Currently, the city does have an application form and the current business license ordinance in effect that was created in 1986, and lastly revised in April, 2020. The new Ordinance 09-23 is being proposed with the removal of the line item stating: "If the license or permit is for the operation of a business which is to be located in a structure other than the applicant's primary residence, no permit or license shall be issued without an occupancy permit issued by the appropriate Fire Protection District confirming that the previously occupied building has met the current Fire Code;" located within Section 5 – Issuance of the

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current Ordinance 02-20. Fire suppression requirements would then be considered the responsibility of the business owner to adhere to independent state regulations and individual insurance carrier requirements. Board members discussed the revisions to establish a new Business License Ordinance and application. A motion was made by Alderman Stanley Heckman and was seconded by Alderman Delbert Wieberg, to approve the proposed Ordinance 09-23 and business license application. Aldermen votes: Delbert Wieberg-yes, Stanley Heckman-yes, Jake Plassmeyer-yes, and Lori Asel-yes. Mayor Massman read Business License Ordinance 09-23 aloud. Following the first reading of the Business License Ordinance 09-23 board members rendered Aldermen votes: Delbert Wieberg-Ayes, Stanley Heckman-Ayes, Jake Plassmeyer-Ayes, and Lori Asel-Ayes for the first reading of Business License Ordinance 09-23. Mayor Massman read Business License Ordinance 09-23 for the second reading. Following the second reading of the Business License Ordinance 09-23, recorded Aldermen votes were: Delbert Wieberg-Ayes, Stanley Heckman-Ayes, Jake Plassmeyer-Ayes, and Lori Asel-Ayes for the second reading of Business License Ordinance 09-23. Mayor Massman read Business License Ordinance 09-23 for the third and final reading. Following the final reading of the Business License Ordinance 09-23 Aldermen rendered votes: Delbert Wieberg-Ayes, Stanley Heckman-Ayes, Jake Plassmeyer-Ayes, and Lori Asel-Ayes for the third and final reading of Business License Ordinance 09-23. Mayor Massman signed Business License Ordinance 09-23 and sewer operator, Curtis Wheat attested to the readings and votes by Aldermen alongside. Mayor Massman noted the Ordinance will be filed with the Osage County Recorder. When it is received back with the county's recording information, the updated version will be utilized by the city clerk moving forward and will be uploaded to the city's website.

Mayor Massman continued the meeting with discussions about the Republic Services recycling bin and Fall cleanup. The recycle bin is noted to currently sit in the Fatima parking lot. A request has been made by Superintendent Chuck Woody to have the recycle bin temporarily moved from the Fatima parking lot during the period of time that upcoming demolition and new construction for the school district is occurring. A relocation period of one year is to be anticipated. Mayor Massman noted that she has discussed relocation of the recycle bin with Republic Services and the new location site to have the bin situated is recommended to be in the lower area near the sewer treatment plant. This property is currently owned by the city and upon inspection by Republic Services, would accommodate the pickup and drop-off of the recycle bins. It was further noted that the area has an ample supply of base rock for the recycle bin to sit on. The area will be monitored for need of additional rock over time. Aldermen approved the temporary relocation of the recycle bin to the area near the sewer treatment plant.

Discussions for the Fall cleanup day followed. Dates proposed were the weekend of October 21<sup>st</sup> -22<sup>nd</sup> or October 28<sup>th</sup> -29<sup>th</sup>, if the 21<sup>st</sup> -22<sup>nd</sup> weekend was unavailable. Once dates are confirmed available by Republic Services, the city clerk will request approval from Millard Family Chapels to place the 2 dumpsters on their extra parking lot on North Maries Avenue. The city clerk will then create a flyer and produce a mailer for city residents. The flyer will also include the relocation information for the recycling bin. There is no extra cost to the city for the annual cleanup day; this service is included in the City's contract with Republic Services. A motion was made by Delbert Wieberg, seconded by Stanley Heckman, to approve the Fall Cleanup Day, anticipating it to be scheduled for the weekend of October 21<sup>st</sup> -22<sup>nd</sup>. Aldermen votes: Delbert Wieberg-yes, Stanley Heckman-yes, Jake Plassmeyer-yes, and Lori Asel-yes. Mayor Massman lastly encouraged aldermen to assist with monitoring of the dumpsters the weekend they are on-site. In years past, it was noted that signage was required to be put in place, indicating closure for the event as the dumpsters were being over-filled and contractor services were required to push in the overflow debris, which is not a practice that the city should be willing to continue to undertake for abuse of the privilege being extended. Reminders were given that this service is ONLY for RESIDENTS living within the city limits.

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In other business, Alderman Wieberg noted concerns with burnouts at the recent car show. It was noted that an individual not even participating in the car show event, came through town and was doing burnouts and spinning donuts in the streets around 9:30 p.m. while the event was ongoing and the streets were closed. Alderman Wieberg questioned if the car show event needs to happen again next year. Mayor Massman confirmed that she had received calls regarding the incident and shared also, concern for public safety given the time of the incident and the number of participants and spectators that were still in attendance. Alderman Heckman noted that there are black marks again everywhere. Alderman Wieberg and Mayor Massman noted that fault could not be placed on the organizer-Chris Stuckenschneider, as he cannot control the behaviors or others. Alderman Asel questioned if having a sheriff's deputy at the event would stop these problems. Mayor Massman noted that requesting for mutual aid by sheriff's office is a requirement for the organizer to request, but there is no guarantee that they can attend or might not be called out to respond to other law enforcement issues. Mayor Massman noted that the sheriff's department has been in attendance in the past, but have not ever been able to stay the entire time. Alderman Plassmeyer noted that a suggestion he heard was that the car show could host a burnout event alongside the car show so people could get it out of their system. Mayor Massman strongly discouraged that notion, especially on roadways the city maintains. Discussions continued. Aldermen agreed that the event is otherwise a good event, but were unsure how to prevent the burnouts lessening the concern for public safety other than just not approving it again. Mayor Massman noted one additional concern that there was a vendor that was selling items at the event without a temporary business license from the city. The vendor was noted to be an established business outside of city limits.

The next city meeting date was set for Monday, October 23, 2023 at 6:00 p.m. at City Hall.

A motion to adjourn the regular meeting was made by Alderman Stanley Heckman, and seconded by Alderman Jake Plassmeyer. Aldermen votes: Delbert Wieberg-yes, Stanley Heckman-yes, Jake Plassmeyer-yes, and Lori Asel-yes.