

The Seymour Board of Alderman met for a regular meeting at 6:00 pm on Thursday, March 26, 2015 at Seymour City Hall Board Room, 123 West Market Street.

Meeting called to order by Mayor Dale Bailey.

Roll call: William Pogue, Dean Rowe, Jim Ashley, Absent-Grady Bennett.

Also present was City Administrator Sam Burt, Supervisor Mitch Plummer, City Attorney Dani Padgett, Police Chief Ron Wright, City Clerk Leslie Houk.

#### Approval of Minutes

A motion was made by Rowe/Ashley to approve the minutes as written. Ayes: All. Nays: None.

#### Supervisor's Report-Mitch Plummer

The new light was installed on the West side of City Hall.

The steps on the West side of City Hall have been painted red for safety.

The ruts at the cemetery have been fixed and filled in.

The plastic fencing at the cemetery has been repaired.

City employees have been picking up brush around town.

#### City Administrator Report-Sam Burt

See Report

A motion was made by Rowe/Ashley to remove the stop sign at Rhodes and Division and have City Attorney Dani Padgett prepare an amended ordinance for the removal of the stop sign. Ayes: All. Nays: None.

A motion was made by Pogue/Ashley to purchase the out building from JAMCO for the South Park. Ayes: All. Nays: None.

#### Mayor Report-Dale Bailey

Nothing to report.

### Alderman's Report

Alderman William Pogue asked if burning the ditches would help open them up.

Alderman William Pogue would like to see street patching started once the weather gets better.

Alderman Jim Ashley has received complaints on dogs running loose at the Steel Street apartments.

### City Attorney Report-Dani Padgett

Dani gave an update on the 911 MOU. The 911 board has tabled the MOU until September 2015.

A motion was made by Pogue/Ashley to adjourn. Ayes: All. Nays: None.

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Mayor Dale Bailey

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City Clerk Leslie Houk

## **ADMINISTRATOR'S REPORT**

MARCH 26, 2015

### **Steph's Cakes and The Gathering Hall**

Called and set up viewing of building

Helped negotiate lease with owner

### **Jamco Building for Softball Field**

8 X 12 with double door building

Cost \$1636 delivered and set up

### **Inquiry into HD Lee Building**

Is it on city electric or other

Cost in KW hour

### **Horner & Shifrin – GIS System**

Presentation made to staff

Cost - \$5000 to move us into the future

Will the people use it

### **Ottmar & Associates, Inc**

Called and requested that the UV system proceed as planned

Ask that system not be reduced

Will develop the retention pond at a later date

Met with Duane – wants to talk with council

**MPUA / St. Roberts meeting at City Hall**

TEA as possible wholesale supplier

Cost of approx. \$8000 to began the process – Attorney and Engineering fees – not due till next budget cycle

Mutual Aid Program Agreement – signed by council

Ordinance to authorize agreement

**New Light for City Hall**

The new 75 watt LED light has been ordered and installed

Painting of sidewalk complete under light

Safer entry for public and board members

**City Park and Safety**

City Park Training complete

Safety meetings scheduled

Slide for West Park put on hold

**Budget Posting in Paper**

Call from concerned citizen

Did not feel the published budget report was proper

**Softball Academy**

Joe Drew – will not return calls

**GlennStone Roofing**

Guttering on schedule for next month



**April - City Wide Cleanup**

Set date and place notice in paper

**Caboose Painted**

Hand paint – possibly a group from school

Place ad in paper asking for help

**Stop Signs**

Rhodes and South Division – right turn only

Steel at North Division – add "Right Turn Traffic Keep Moving"

**Update on SB 266, SB481 & SB 222** – Attachment 1

Committee votes "Do Pass" – Attachment 2

Repercussions of bill 266 – Attachment 3

Letters written this week – Attachment 4

Notes:

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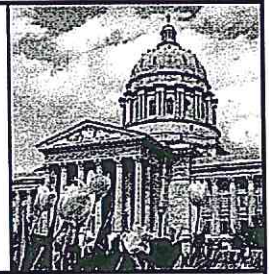
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# ALLIANCE INSIDE

Keeping you informed on municipal issues from inside the Capitol



An MPOA Publication



Volume 4, Issue 9  
March 24, 2015

## LEGISLATORS TAKE A "SPRING BREAK" FROM JEFFERSON CITY

With Legislative Spring Break upon us, now is a great time to contact your legislators while they have time in the district to discuss bills of importance to municipal utilities:

**SB 266 - Anti-Municipal Broadband/Utility Services** - This bill came out of committee last week and is set to head to the Senate floor for debate. Promoted by CenturyLink and other telecommunication providers, the bill limits efforts by city governments in out-state areas to increase broadband connectivity, foster public private partnerships, and increase consumer-friendly services. \*Three of the state's largest cities are exempt making this clearly a rural/out-state anti-

economic development bill. What's worse is that the bill includes water, sewer, electric, and natural gas. MPOA put out a press release on Friday opposing the bill- see it here. Talking points found here.

replacing the 100kW capacity cap. However, we don't expect the changes to stay. Emails to the House Utilities chairman and your legislator are warranted. You can find a sample email here.

**HB 481 - Net Metering** - This proposal make changes to the state's net metering laws by eliminating the size of units - currently 100 kW - that customers of any class can connect to the local distribution system and expect payment for generation at retail rates. The House Energy and Environment committee voted the bill out of committee after several meeting of testimony. MPOA and the coops were successful in amending the bill to exempt utilities with 10,000 meters or less and

**SB 222 - Right-of-Way** - This measure has not been reported out of the Senate Commerce, Consumer Protection, Energy and Environment Committee. However, Senator Kehoe, the Committee Chair, indicated he did want to act on the bill. MML and CenturyLink are expected to work out the differences and bring a substitute bill to the Committee when the Senate returns from Spring Recess. League staff is currently in negotiations with CenturyLink. See MML's latest talking points here.

## IN THE NEWS THIS WEEK...

FCC ruling forestalls state efforts to block city-owned broadband: Columbia Daily Tribune  
Missouri House sends \$26.1 billion state budget to Senate: St. Louis Public Radio  
Ameren's NE Missouri project could impact state's say in high-voltage lines: Post-Dispatch  
Grain Belt Express is a new kind of transmission developer: Post-Dispatch

## MEET YOUR LEGISLATOR

**Senator Mike Cunningham**  
R - District 33

Elected to Senate:  
2012



### Committees:

Commerce, Consumer Protection,  
Energy & the Environment

Lives in: Rogersville

MPUA Cities: Ava, Cabool,  
Houston, Mansfield, Mountain  
View, Rogersville, Seymour,  
Thayer, West Plains, and Willow  
Springs,

Tidbit: Served for five years as  
Marshfield City Administrator,  
1974-1979.

## BILL BITES: A quick look at bills being tracked by MPOA

Find the complete Bill Report online here.

### HB 481

Berry(R)

Changes the Net Metering and Easy Connection Act. NOTE: Hearing at 8am on March 3 in Hearing Room 7.

### HB 1175

Remole (R)

Prevents use of electronic records from a smart meter as evidence in criminal prosecution and imposes civil penalty on utility for transferring these records for any other purpose.

### SB 142

Romine(R)

Requires the DNR to prepare a regulatory impact report when submitting a state implementation plan to the Environmental Protection Agency.

### SB 266

Schaefer(R)

Prohibits municipalities from providing a service that is being provided by at least one private business within the boundaries of the municipality without a vote of the people.

### SB 222

Schatz(R)

Relating to infrastructure owned by a communication service provider

## LINKS

Find Your Legislator  
House Session Dates  
Senate Session Dates  
MPUA Website

## MPUA CALENDAR

3/03 Legislative Committee Meeting  
10am  
315 Governor's Office Building & Conf. Call

4/14 Legislative Committee Meeting  
10am  
315 Governor's Office Building & Conf. Call

## MPUA TRAINING

Spring Tech  
April 7th - Warrensburg



MPUA

1808 I-70 Dr. SW  
Columbia, MO 65203  
573-445-3279  
[www.mpoa.org](http://www.mpoa.org)

\* ST LOUIS, SPRINGFIELD, KANSAS CITY

ATTACHMENT 1



<b>SB 266</b>	Prohibits municipalities from providing a service that is being provided by at least one private business within the boundaries of the municipality without a vote of the people	
<b>Sponsor:</b>	<u>Schaefer</u>	
<b>LR Number:</b>	1241S.01I	<u>Fiscal Notes</u>
<b>Committee:</b>	<u>Jobs, Economic Development and Local Government</u>	
<b>Last Action:</b>	3/18/2015 - SCS Voted <u>Do Pass</u> S Jobs, Economic Development and Local Government Committee (1241S.05C)	<b>Journal Page:</b>
<b>Title:</b>		<b>Calendar Position:</b>
<b>Effective Date:</b>	August 28, 2015	

[Full Bill Text](#) | 
 [All Actions](#) | 
 [Amendments/CCRs/CCSs](#) | 
 [Available Summaries](#) | 
 [Senate Home Page](#) | 
 [List of 2015 Senate Bills](#)

### Current Bill Summary

SCS/SB 266 - Under this act, beginning August, 28, 2015, no municipality may begin to offer a service that is being offered by at least one provider of solid waste collection, wireless service, broadband or other internet protocol enabled service, video service, telecommunications, gas, electricity, water, or sewer service within the boundaries of the municipality without a vote of the people.

This act does not apply to services that a municipality is prohibited to offer by law or services that have an annual fiscal impact of less than \$100,000.

In order to pose the question to voters of whether to authorize the municipality to provide a service otherwise prohibited under this act, the municipality must publicly release a study of the feasibility of offering the service and the financial implications at least 90 days before the election and determine the total estimated cost of the project for the next five years.

If the question fails to receive a majority vote, it cannot be resubmitted to voters for two years.

If the service is provided by the municipality, this act prohibits financial subsidization of the service from revenue collected from other services offered by the municipality and municipal funds being used to support the service unless the voters approve a specific revenue stream for it.

This act does not apply to Kansas City, Springfield, or the City of St. Louis.

MEGHAN LUECKE

March 24, 2015

**ACTION ALERT – Your Assistance is Needed!**

The \*Senate Jobs, Economic Development and Local Government Committee voted out with a “Do Pass” recommendation Senate Committee Substitute for SB 266 (SCS/SB 266) introduced by Senator Kurt Schaefer.

This bill provides that **no municipality** may, from the effective date of this legislation, begin to offer a service that is being offered by at least one provider in your municipality, such as:

- solid waste collection,
- water or sewer service, gas, electricity, or
- wireless service and broadband

within the boundaries of the municipality without a vote of the people. This could affect current municipal contracts as they come due and future annexations.

Please contact **\*\*your Senator**, as well as, Senate President Pro-Tem Tom Dempsey and Majority Leader Senator Ron Richard to tell them of your opposition to this needless legislation that could affect numerous city services.

**\*JOBS, ECONOMIC DEVELOPMENT  
AND LOCAL GOVERNMENT COMMITTEE**

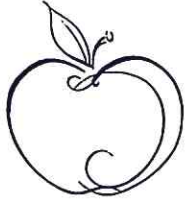
**MEMBERS:**

- Eric Schmitt, 15th, Chairman
- Dan Hegeman, 12th, Vice-Chairman
- Bob Dixon, 30th
- Will Kraus, 8th
- Gary Romine, 3rd
- Dave Schatz, 26th
- Jay Wasson, 20th
- Paul Wieland, 22nd
- S. Kiki Curls, 9th
- Jason Holsman, 7th
- Jamilah Nasheed, 5th

**\*\*Mike Cunningham**

ATTACHMENT 3



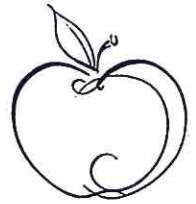


# CITY OF SEYMOUR

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Sam Burt  
City Administrator, Seymour MO

March 24, 2015

The Honorable Mike Cunningham  
201 W. Capital Avenue  
Jefferson City, MO 65101

Dear Senator Cunningham:

My name is Sam Burt and I am the City Administrator for the City of Seymour MO.

I am writing today to voice my opposition to SB 266.

Here are the reasons for my opposition:

This bill impacts more than just broadband networks. It would limit tree trimming, sewer lateral programs, trash service, public-private partnerships, and street maintenance – in essence it limits our town for economic development and competitiveness in all areas.

This bill denies private local companies access to advanced broadband networks and ever advancing technological and commercial needs. Therefore, it prevents local investment to attract high-tech industries.

Furthermore, the bill states that our city may not provide a competitive service that is being provided by at least one private service without a vote of the people. A vote of the people requires a study of the feasibility of the service and financial implications of the service ninety days prior to the vote. Also, a total cost of the project for the next five years must be provided prior to the vote. I see no advantage to this city in the passing of this bill.

Respectfully, I request that you do not support this bill.

Thank you for your time and considering my request.

Sincerely,

Sam Burt

ATTACHMENT 4