

THE RAYMORE CHARTER REVIEW COMMISSION MET ON TUESDAY, NOVEMBER 1, 2016 IN THE EXECUTIVE CONFERENCE ROOM AT 100 MUNICIPAL CIRCLE, RAYMORE, MISSOURI. PRESENT: COMMISSIONERS ACKLIN, BURKE, III, CASTLEMAN, DAREING, HUBACH, MOORHEAD, STIDHAM, AND WIGGINS, CITY MANAGER JIM FEUERBORN, CITY CLERK JEANIE WOERNER AND CITY ATTORNEY JONATHAN ZERR.

- 1. Call To Order and Confirmation of Quorum.** Chairman Moorhead called the meeting to order at 6:00 p.m. and determined a quorum. Commissioner Wilson absent.
- 2. Pledge of Allegiance.**
- 3. Approval of Minutes-October 18, 2016.**

Commissioner Castleman noted a correction on page 4 of the minutes, to replace the word “discrepancy” with “discretion”.

MOTION: By Commissioner Castleman, second by Commissioner Hubach to approve the October 18, 2016 minutes as corrected.

DISCUSSION: None

VOTE:	Commissioner Acklin	Aye
	Commissioner Burke, III	Aye
	Commissioner Castleman	Aye
	Commissioner Dareing	Aye
	Commissioner Hubach	Aye
	Commissioner Moorhead	Aye
	Commissioner Stidham	Aye
	Commissioner Wiggins	Aye
	Commissioner Wilson	Absent

4. Unfinished Business.

A. Article III, Section 3.2(b)-Councilmember Qualifications

a. Staff Report

Mr. Zerr and Mr. Feuerborn reviewed the proposed language for the Commission’s consideration explaining this language contains City specific requirements such as 25 years of age, U.S. citizenship, residency requirements, qualified voter, and compliance with paid City taxes. Also included was reference to requirements contained in RSMo 115.306. The entirety of qualifications listed in RSMo 115.306 would be included in the appropriate section of City Code. By amending the Charter in this manner, ensures the City and statutory requirements are outlined. By having the specific qualifications outlined in City Code makes it easier to remain current and up to date with statutory changes.

b. Commission Member Discussion and Questions

Commissioner Hubach stated concerns with elected, non compensated officials serving on Council as she feels it could be concentration of power. Commission discussion ensued regarding the variances of the amount of time and duties other elected positions require and the impact the restriction could have on finding qualified individuals to serve on Council.

Chairman Moorhead noted this topic is provisional to Section 3.2(b), but it is a new topic that was not presented on the agenda. He asked staff to move this item to the November 15 agenda under New Business and provide the Cass County Policy Manual for language comparisons.

B. Article III, Section 3.2-Temporary Displacement of Residency following Redistricting

a. Staff Report

Mr. Zerr advised this topic would be more appropriately discussed with consideration of Article IX, Section 9.4-City Council Wards.

b. Commission Member Discussion and Questions

No discussion heard.

C. Article III, Quorum-continued discussion

a. Staff Report

Mr. Zerr advised “quorum” is referenced under Article III, Section 3.13(d). This topic would be more appropriately discussed with consideration of that Section.

b. Commission Member Discussion and Questions

No discussion heard.

5. New Business.

A. Article III, Section 3.3 Compensation

a. Staff report

No report provided.

b. Commission Member Discussion and Questions

Commissioner Hubach noted this section references Council compensation as being “annual” when Council is paid each month and when a new member is elected, they are

not paid for a full month. She feels with the word “annual” each member should be paid the same amount annually. Commission discussion ensued regarding when Council pay begins, ends, and the amount of pay outlined by the existing ordinance. Mr. Feuerborn explained that based on general accounting principles, the month of April after the election of a new Councilmember, the pay for that month is prorated based on when they are formally seated on the Council. Same is true in the case of a person appointed to the Council when filling a vacancy. The calculations are based on the ordinance establishing the \$350 per month pay for Councilmembers. He suggested removing the word “annual”.

Discussion ensued.

Mr. Zerr advised that the effective date of a term of office for a Councilmember is when the member is administered the oath of office and assumes their seat at the dias. Outgoing members end their term of office with the final vote or action taken. The issue with the word “annual” and method of payment as well as commencement of term can be addressed in the ordinance which established Council compensation.

Chairman Moorhead asked for discussion on defining compensation and consideration of a stipend or expense reimbursement. He stated Councilmembers are subjective when the topic of increasing the salary for themselves is brought forth. He suggested putting forth the determination of compensation to a vote of the people by Charter amendment as well as consideration of immediate implementation of increases. He further suggested consideration of Council pay increases be tied to the annual COLA increase equal to that of City employees.

Mayor Turnbow and Mr. Zerr left at 6:55 for the Planning and Zoning Commission meeting.

Mr. Feuerborn explained the current step and COLA policy increases for employees. Cost of living increases are based on the Mountain Plains Consumer Price Index as established by the United States Department of Labor, Bureau of Labor Statistics.

Discussed ensued. The Commission, by consensus, directed staff to bring suggestions at the November 15 meeting, for the compensation of Council based on an annual formula.

B. Article III, Section 3.4 Mayor Pro Tempore (“definition of absence”)

a. Staff report

No report provided.

b. Commission Member Discussion and Questions

Commissioner Hubach asked to discuss procedures when filling a vacancy or in the case of the removal of the Mayor Pro Tem and the definition of “absence” in this Section.

Chairman Moorhead suggested adding language to read, "The Council shall elect annually from among its members a Mayor Pro Tempore *"or upon a vacancy or removal of a Mayor Pro Tempore"*.

Commission discussion ensued on mirroring the vacancy language of Section 3.7, the power of including the Mayor in the selection of Mayor Pro Tem, and the definition of absence.

Mr. Feuerborn stated due to the range of the discussion, he asked for staff time to review the questions because of the impact it has on several sections of City Code. The position and selection of Mayor Pro Tem is outlined in City Code. He posed the question to the Commission as to if the City Code language should be contained in the Charter to address when a vacancy exists, and in the case of a vacant Council seat, should all eight Council seats be filled before selecting a Mayor Pro Tem to ensure the entire body votes to select a Mayor Pro Tem, and when the annual election of the Mayor Pro Tem occurs.

Commissioner Castleman stated the 2007-2008 Charter Review Commission encountered these same questions. The Commission at that time decided that these scenarios would be better addressed in City Code or Council Rules of Procedure. Certain circumstances in regard to vacancy could be under the portion of Charter and Code that addresses Judge of Qualifications.

Chairman Moorhead received consensus from Commission members to address "absence" under Section 3.7 and move the remaining agenda items to the November 15 meeting.

C. Article III, Remaining Sections

D. Article IV-Mayor

6. Other.

7. Public Comments.

8. Adjournment.

MOTION: By Commissioner Stidham, second by Commissioner Hubach to adjourn.

VOTE:	Commissioner Acklin	Aye
	Commissioner Burke, III	Aye
	Commissioner Castleman	Aye
	Commissioner Dareing	Aye
	Commissioner Hubach	Aye
	Commissioner Moorhead	Aye
	Commissioner Stidham	Aye

Commissioner Wiggins
Commissioner Wilson

Aye
Absent

The regular meeting of the Charter Review Commission adjourned at 7:52 p.m.

Respectfully submitted,

Jeanie Woerner
City Clerk