

**Board of Aldermen Meeting
December 21, 2021 at 6:00 PM**

The Mayor and Board of Aldermen will hold the regular monthly meeting in the Betty Brazelton Community Center at 707 Oak Street to consider and act upon the matters on the following tentative agenda and such other matters as may be presented at the meeting and determined to be appropriate for discussion at that time.

Tentative Agenda

1. Call to Order

Pledge of Allegiance to the American Flag

2. Roll Call

3. Approve Agenda

4. Fiscal Year 2021 Audit Presentation

Bob Conrad

5. Minutes

A. November 16, 2021 Regular Meeting

B. November 23, 2021 Special Meeting

6. November Financial Report

7. November Invoice/Check Listing

8. Reports

a. Water System Report – Jeff Jones, Decker Construction

b. Police Report – Dave Speiser

c. Public Works Report – Dennis Hudson

d. City Administrator Report – Bob Burns

9. Review/Approve Ordinance to Update the Operation of the Municipal Court

10. Review/Approve Park Playground Contract

11. Update Wastewater System Status

A. Treatment Update

B. Sewer Extension Update

C. Collection System Update

12. Approve items for sealed bids

13. Discuss ARPA Funds

14. Public Participation

15. Mayor Comments

16. Aldermen Comments

17. Adjourn

Bob Burns, City Administrator

Posted December 17, 2021

BILL _____

ORDINANCE _____

AN ORDINANCE TO UPDATE THE OPERATION OF THE LATHROP MUNICIPAL COURT SYSTEM TO COMPLY WITH SUPREME COURT STANDARDS.

Be it ordained by the Board of Aldermen of the City of Lathrop, Missouri, as follows:

1. Section 135.030 of the Lathrop Municipal Code is amended to read as follows:

If the Municipal Judge is absent, sick, or disqualified, the Mayor or City Administrator may request the presiding judge of the Circuit Court of Clinton County to designate a special municipal judge.

2. The last sentence of Section 135.150 of the Lathrop Municipal Code is stricken in its entirety.

3. Section 135.170 of the Lathrop Municipal Code is amended to read as follows:

A Defendant shall have a right of trial de novo in Circuit Court before a Circuit Court Judge or an Associate Circuit Court Judge in all cases tried before the Municipal Judge, except where there has been a plea of guilty or where the case has been tried by a jury.

4. Section 135.210 of the Lathrop Municipal Code is amended by the addition of subparts C., D., and E., to read as follows:

C. The Court Clerk appointed herein shall not serve as City Clerk, police clerk, or clerk for the city prosecutor, and shall perform no duties that would constitute an apparent or actual conflict of interest with the impartial performance of their judicial duties.

D. In addition to the Court Clerk, the Board may appoint one or more other nonjudicial personnel to assist the Court Clerk and the Municipal Judge with the operation of the Municipal Court.

E. The Court Clerk and any other nonjudicial personnel shall work solely under the direction of the Municipal Judge when performing tasks related to the Municipal Court.

5. Section 135.220 of the Lathrop Municipal Code is hereby amended by deleting it in its entirety and substituting the following in its place:

In addition to any fine that may be imposed by the municipal judge, there shall be

assessed as costs in all cases the following:

1. Costs of court in the amount of \$12.00.
 2. Costs for Crime Victims Compensation Fund in the amount of \$7.50.
 3. Costs for the Court Automation Fund in the amount of \$7.00.
 4. Costs for Peace Officer Standards and Training Commission Fund in the amount of \$1.00.
 5. Costs for the training of police officers in the amount of \$2.00.
 6. Costs for the training of municipal court personnel in the amount of \$1.00
 7. Reimbursement to law enforcement for the costs of arrest for alcohol or drug-related offenses, including the cost of chemical test, and the cost of processing, booking, charging, and holding such person in custody.
6. Section 215.060 of the Lathrop Municipal Code is hereby amended by deleting it in its entirety and substituting the following in its place:

Any person to whom the notice to abate the nuisance was served pursuant to Section 215.030 of this Article who shall fail or refuse to abate or remove the nuisance within the time limit in such notice shall be guilty of a misdemeanor. Preparation of a tax bill as authorized herein does not relieve any person of liability under this Section. Upon a person's conviction of a violation of this Chapter 215, such person may be sentenced to pay a fine and total court costs of up to \$200 for their first such violation in any 12-month period, up to \$275 for their second such violation in any 12-month period, \$350 for their third such violation in any 12-month period, and \$450 for any fourth or subsequent violation in any 12-month period.

7. Section 300.030 of the Lathrop Municipal Code is hereby amended by numbering the existing text as subpart A., and adding a subpart B. to read as follows:

B. Notwithstanding the foregoing or any other provision of this Municipal Code, upon conviction no person may be sentenced to pay fines and costs in excess of \$225 for any minor traffic violation. For these purposes, a minor traffic violation is any violation of a traffic ordinance that does not involve an accident or injury, that does not involve the operation of a commercial motor vehicle, and for which the department of revenue is authorized to assess no or no more than four points to a person's driving record upon

conviction. Minor traffic violations shall include amended charges for any minor traffic violation. Minor traffic violations shall exclude a violation for exceeding the speed limit by more than 19 miles per hour or a violation occurring within a construction or a school zone.

8. This ordinance shall be in full force and effect upon approval by the Board of Aldermen of the City of Lathrop.

Read twice and passed by a majority vote of the Board of Aldermen of the City of Lathrop, Missouri, this 21st day of December, 2021.

Mayor

ATTEST:

City Clerk