

MAY 18, 2021
BOARD OF ALDERMEN MINUTES
7:00 P.M.

Mayor Sullivan called the regular meeting to order at 7:00 p.m. on May 18, 2021 at 101 West Broadway, Ashland, Mo.

Mayor Sullivan gave the invocation.

Mayor Sullivan led in the pledge of allegiance.

Mayor Sullivan called the roll:

Ward One: Nathan Volkart-here, Vacant Seat
Ward Two: Melissa Old-here, Stephanie Bell-here
Ward Three: Rick Lewis-here, Dorise Slinker-here

Staff Present: Darla Sapp, City Clerk, Nathan Nickolaus, City Attorney, Dan VandeVoorde, Building Inspector, Lelande Rehard, Assistant City Administrator, Tony St. Romaine, City Administrator, and Gabe Edwards, Police Chief.

Mayor Sullivan presented the minutes of the May 04, 2021 Board meeting for consideration. Alderman Volkart made motion to approve the minutes as presented. Alderwoman Bell seconded the motion. Mayor Sullivan called for the vote. Motion carried.

Mayor Sullivan presented the agenda for adjustments. Being none, he called for the motion to approve the agenda. Alderman Slinker made motion and seconded by Alderman Volkart to approve the agenda as presented. Mayor Sullivan called for the vote. Motion carried.

Mayor Sullivan stated under scheduled comments Mr. David Hewitt asked to be removed and would reschedule at a later time if needed. He reminded those that would like to speak needs to contact the City Clerk the Wednesday prior to the meeting. He stated there will be time given after each item to allow for public comments.

Mayor Sullivan presented Council Bill No. 2021-026, an ordinance to amend Chapter 20: Traffic Code Schedule III. Parking Restrictions of the Ashland City Code. Alderman Slinker made motion and seconded by Alderman Volkart to take up Council Bill No. 2021-026, an ordinance to amend Chapter 20: Traffic Code Schedule III. Parking Restrictions of the Ashland City Code. Mayor Sullivan called for the staff report. Tony St. Romaine, City Administrator reported Alderman Slinker asked that an ordinance be drawn up for a revision to chapter 20 limiting the parking to 2 hours on the north side of Broadway, from Main Street to Bass Street. Mayor Sullivan called for comments from the public. Mayor Sullivan called for comments or questions from the Board. Alderwoman Bell questioned if we talked to the business owners on this matter. Alderman Slinker stated he talked with Charlie from Blue Rooster and Brenda at Skyline and they believe it is the people across the street that live in the apartments that are leaving their cars parked all day. Alderwoman Bell asked how this would be enforced. She also asked where those people are expected to park. Tony St. Romaine, City Administrator stated this is for the north side of Broadway only. Mayor Sullivan stated they could still park on the south side in the parallel parking. There was discussion of the parking issue being moved to the south side. Alderwoman Bell stated they did this in Jefferson City and the property owners/renter were given a tag per unit for parking. She stated the parking is very limited and was concerned about where they would park. Alderman Volkart made motion and seconded by Alderwoman Old to table this. Chief Edwards stated there is a supreme court ruling you can't chalk the

tires of vehicle. He stated he has never worked for a municipality that does that. He stated they could be metered spots and enforced that way. Mayor Sullivan called for the vote to table this Council Bill. Alderwoman Bell-aye, Alderman Lewis-aye, Alderman Volkart-aye, Alderwoman Old-aye, Alderman Slinker-aye. Motion carried.

Mayor Sullivan presented Council Bill No. 2021-027, an ordinance authorizing the Mayor to execute a contract with Republic Services for the collection and disposal of residential and commercial solid waste from the City Limits of Ashland, Mo. Alderman Volkart made motion and seconded by Alderman Lewis to take up Council Bill No. 2021-027, an ordinance authorizing the Mayor to execute a contract with Republic Services for the collection and disposal of residential and commercial solid waste from the City Limits of Ashland, Mo. Mayor Sullivan called for the staff report. Lelande Reharde stated they did a request for proposals and received one proposal from Republic Services that has several different levels and optional services. He stated the base proposal is for an exclusive contract for residential solid waste services and service for the recycling drop-off. Commercial and roll-off services would become an open market. This is the only proposal required for the response to be evaluated by City staff. He stated the alternate proposal 1 is for an exclusive contract for residential, commercial, and recycling drop-off services. Roll-off services would become an open market. Alternate proposal 2 for an exclusive contract for residential, commercial, recycling drop-off, and roll-off services. He stated optional services include, curbside recycling, glass drop-off recycling, and contributions to street repairs. He stated this would be every other week 65 gallon cart for curb side recycling for residential customers. Lelande Rehard stated to assist with the cost of the new service to residents staff was proposing that the City continue to charge residents the \$1.00 fee for the recycling drop-off and offset the additional cost for the curbside recycling service with reserve funds from the Solid Waste fund. He stated after the first year of the agreement the City will drop the \$1.00 charge and the entire cost of the curbside recycling service will be billed to the customers. He stated this would be \$13.95 for trash and recycling for the first year. He stated after the first year the cost would be \$15.97 per month at the 3 percent maximum increase. Mayor Sullivan stated he has heard questions on what is going to happen to the recycling center once we go to curb side recycling. Lelande Rehard stated the county bin would remain but the Republic would be removed. He stated we could also look at adding glass recycling as there are companies that specialize in this. He stated approximately \$33,480.00 of solid waste fund reserves to subsidize the first year of recycling service for residential customers. The Board discussed this at great length. Mayor Sullivan called for public comment and state if they are for or against curbside recycling. Mike Frese of 5775 Charlotte Drive stated he thought the system we had was working really well and did not feel the bins were full. He stated he did not see anything of the excess solid waste fund mentioned in the budget and fund balances. He stated he felt there was other things that could be fixed with the money such as streets and the staff is overworked and underfunded. He stated the main reason he was against this is we just spent a lot of money on recycling center. Elisabeth Sobczak of 807 West Wind Court spoke in favor of the curb side recycling. She stated people would still be dumping junk at the recycling center. She stated it would move it to people's front lawns. She stated she felt it would make residents be more responsible. She stated she felt they would still dump at the recycling center. Jeff Sapp 407 West Broadway stated he was not opposed or in favor of curbside recycling. He stated that he doesn't use the recycling lot and if it was curb side he might use it. Mayor Sullivan called for questions or comments from the Board. Lelande Rehard reported this is every other week for curb side recycling and helps break down on the cost. He gave an overview of Columbia recycling program. He stated the scholarship program and annual contribution to street fund in the amount of \$15,000.00 is in the agreement. Mayor Sullivan thought at the start of this process when we did the request for proposals we were not going to consider an exclusive contract for construction dumpsters. Lelande Rehard stated he checked different solid waste providers and they are very consistent in fees for this service. Alderman Lewis stated we are getting back half of what we are putting in for street repairs and felt we should give recycling a try. Alderman Volkart questioned the contaminated recycling and what would happen. Lelande stated they usually place an educational sticker on the can letting residents know. He stated in extreme cases they may fine someone. He stated they can come in and audit if there is an issue and increase the rates

in extreme cases. Alderman Volkart stated he has heard comment so this is waste of city of funds to subsidize the cost that the funds could be used elsewhere. He stated we could elect to not subsidize and let the residents pay the higher rate. He stated he has heard concerns of the container for residents without garages and residents leaving these out at the street all year long. Alderwoman Bell echoed some of previous Aldermen's comments. She stated the responses she has heard is about fifty/ fifty and has heard positive and negative on spending the money. She was in favor of curbside recycling and that it would be convenient to have at home. She also asked how many tickets have we issued for violations on illegal dumping at the recycling center. She stated we are currently receiving no funds for street repairs under the old contract. Andrew Worrall stated they have issued 12 citations. She stated she did not see the problems decreasing at the recycling center if we did go to curbside recycling. Alderman Slinker questioned if the recycling was not optional. Lelande Rehard, Assistant City Administrator stated because they have to purchase the carts and possibly another vehicle the cost needs to offset the revenues. Tony St. Romaine, City Administrator stated the capital cost is the same to run the route. They are still running the same route regardless. Alderman Slinker questioned why we could not add another recycling bin at the recycling lot. Lelande Rehard stated the way the lot is set up it would not work. Mayor Sullivan stated the contract ends at the end of month and we need to make a decision. Nathan Nickolaus stated the second reading will be on June 1 and we will need to sign the contract that night. Mayor Sullivan asked for a motion to remove curb side recycling from consideration. He stated if you vote yes to remove curb side recycling it is approved. He stated this would be \$13.95 per month. He stated if the Board voted no you don't want to remove. Mayor Sullivan stated the staff recommendation the alternate #2 that includes every other week curbside recycling service for residential customers. Alderman Slinker made motion and seconded by Alderman Volkart to remove the curbside recycling option. Mayor Sullivan stated if they vote yes the recycling is dead for now. He stated if you vote no then it moves the recycling forward. Mayor Sullivan called for the vote. Alderwoman Bell-no, Alderman Lewis-no, Alderman Volkart-yes, Alderwoman Old-yes. Alderman Slinker-yes. Mayor Sullivan stated they voted to remove curb side recycle. Mayor Sullivan called for comments or questions about the base proposal from the Board or staff. Alderwoman Old questioned if the roll off was open market. It was reported it was not. Alderwoman Old stated she is not in favor of that. Alderwoman Bell questioned if the offer of money for street repair still in with the trash. It was reported it was. Mayor Sullivan called for the vote on the original motion. Alderman Volkart-yes, Alderwoman Old-no, Alderman Slinker-yes, Alderwoman Bell-yes, Alderman Lewis-no. Motion carried.

Mayor Sullivan presented Council Bill No. 2021-028, an ordinance authorizing the Mayor to enter into an animal control enforcement cooperative agreement for consideration. Alderwoman Old made motion and seconded by Alderwoman Bell to take up for consideration Council Bill No. 2021-028, an ordinance authorizing the Mayor to enter into an animal control enforcement cooperative agreement Mayor Sullivan called for the staff report. Tony St. Romaine, City Administrator stated this is an annual agreement the City has had for several years and has the same fee of not to exceed \$6,000.00 and is a one year contract. He stated they are recommending approval. Mayor Sullivan called for public comments. Gabe Edwards, Police Chief, stated when the police department contacts the animal control it is after hours and they do not provide services. He stated the police department does not have the training, equipment or facilities to take care of animal complaints or issues. Tony St. Romaine stated this is the first he has heard of any issues and stated a meeting should be scheduled with Animal Control to work through some of these issues. Alderman Slinker made motion and seconded by Alderman Volkart to table this. Mayor Sullivan called for comments from the public. Mayor Sullivan called for questions or comments from the Board. Mayor Sullivan called for the vote. Alderwoman Bell-aye, Alderman Lewis-aye, Alderman Volkart-aye, Alderwoman Old-aye, Alderman Slinker-aye. Motion carried.

Mayor Sullivan presented Council Bill No. 2021-029, an ordinance approving the final plat for Liberty Landing North Plat 1 for consideration. Alderwoman Old made motion and seconded by Alderman Lewis to take up for consideration Council Bill No. 2021-029, an ordinance approving the final plat for Liberty Landing North Plat 1. Mayor Sullivan called for the staff report. Dan Vandevoorde stated this contains 28

lots, 3 lots will be walkout basements and the rest slab lots. He stated the detention basin will be maintained under the home owner association. He stated at the Planning and Zoning Commission last night it passed four to one. He stated staff recommends the approval of Liberty Landing North Plat 1. Mayor Sullivan called for public comments. Jeff Sapp, Planning and Zoning Commission stated there was discussion of the detention basin on Lot 117 and asked for clarification on homeowners association monitored enforced and implementation. He stated if the homeowner association did not maintain it would revert back to the city of Ashland to maintain. Cody Murphy resident at 4870 W. Red Tail Drive in Liberty Landing Subdivision stated the detention basin in his subdivision has 10's of thousands of gallons of water going on his property. He stated his concern is he would hate to have someone else dealing with the issue He stated he did know how the plat got approved. Chris Sander, McClure Engineering explained a detention basin serves and process the drainage and natural drainage course in accordance with city requirements. He stated it is figured at a 25 year storm. He stated water runs down hill into an existing creek. He stated a detention basin helps with the rate of runoff. The Board discussed drainage easements. Mayor Sullivan stated since Mr. Murphy has legal action against Mr. Martin we don't want to misstep and discuss his particular situation. Alderman Volkart stated possible oversight was lacking in the last development and they have put inspections in place that would prevent that from happening in the future. There was discussion of individual builders could grade their yards and no one on staff checked it. Dan Vandevor, Building Inspector stated the maintenance is under their ownership of the association and yearly inspections would be done. Mayor Sullivan called for comments or questions from the Board. Mayor Sullivan called for the vote. Alderwoman Bell-aye, Alderman Lewis-aye, Alderman Volkart-aye, Alderman Slinker-aye, Alderwoman Old-aye. Motion carried.

Mayor Sullivan presented Council Bill No. 2021-030, an ordinance authorizing the Mayor to execute a purchase agreement with James and Barbara Wilson to purchase certain real property in the City of Ashland. Alderwoman Old made motion and seconded by Alderman Volkart to take up for consideration Council Bill No. 2021-030, an ordinance authorizing the Mayor to execute a purchase agreement with James and Barbara Wilson to purchase certain real property in the City of Ashland. Mayor Sullivan called for the staff report. Tony St. Romaine, City Administrator stated they have been working on the Lakeview Estates Lake for the last two years. He stated the Park Board is wanting to purchase the water portion owned by the Wilsons. He stated this will give the City of Ashland complete ownership of the Lakeview Lake. He stated they have been negotiating with the Wilson's and they want to keep the land portion for future development. He stated the Parks and Recreation Board is developing a master plan for this Lake area. He stated that we have an opportunity to get Missouri Department of Conservation funds, grants, and technical assistance for developing the lake as public fishing amenity. He stated the Park Board ask that we pay for the purchase in two annual payments of \$21,964.50 at 3% percent interest. He stated this would be paid from the Parks fund. Mayor Sullivan called for comments from the public. Mayor Sullivan called for questions or comments from the Board. Alderman Lewis stated he was unsure how you buy the water portion of a lake. Tony St. Romaine, stated we could not get grants because we did not own the full lake and we would be trespassing. He stated they wanted to acquire an easement from the Wilsons to make a walking trail around the lake but they declined. He stated that would be nice to have but he felt there is still ways to make a pier system to bypass their land. Mayor Sullivan called for the vote. Alderman Volkart-aye, Alderwoman Old-aye, Alderman Slinker-aye, Alderman Lewis-aye, Alderwoman Bell-aye. Motion carried.

Mayor Sullivan presented Ordinance No. 1350, an ordinance adopting the City's Classification and Pay Plan for FY 2022 for consideration. Alderman Volkart made motion and seconded by Alderman Slinker to take up Ordinance No. 1350, an ordinance adopting the City's Classification and Pay Plan FY 2022. Mayor Sullivan called for the staff report. Tony St. Romaine stated this is tied to the 2022 Budget and has the ranges of pay, cost of living for current city employees and three new positions added. Mayor Sullivan called for comments from the public. Mayor Sullivan called for questions or comments from the Board. Mayor Sullivan called for the vote. Alderwoman Bell-aye, Alderman Slinker-aye, Alderwoman Old-aye, Alderman Lewis-aye, Alderman Volkart-aye. Motion carried.

Mayor Sullivan presented a resolution authorizing the City Administrator to list for sale surplus property at 601 East Broadway. Alderwoman Old made motion and seconded by Alderman Volkart to take up a Resolution authorizing the City Administrator to list for sale surplus property at 601 East Broadway. Mayor Sullivan called for the staff report. Mayor Sullivan stated he wanted this brought up for official vote to allow for us to list the property. He suggested that we put this up for sale by owner. He stated he has been contacted by at least two investors and two realtors on the piece of property. He stated they could present us an offer. He stated he would like to see we openly put it on the market for \$500,000.00 and see where we go. Tony St. Romaine stated we could save 3 percent by not listing this. He stated he felt we should have property appraised. Mayor Sullivan called for comments from the public. Mayor Sullivan called for questions or comments from the Board. Alderwoman Bell questioned about auctioning it. Nathan Nickolaus, City Attorney stated that typically you do not get a good price for property by auctioning. The Board discussed this at length and the property would not be available until the end of the year when we move to our location. Mayor Sullivan called for comments from the public. Mike Frese stated putting this up for sale was a good idea. He stated a couple of years ago when the city sold off excess property he was unaware of it. He stated he did not see a sign or notice of any kind. Mayor Sullivan stated the Board would have to vote and approve any offers we get. Chief Edwards expressed legal concerns of people coming through the building. Mayor Sullivan called for the vote. Alderwoman Bell-aye, Alderman Lewis-aye, Alderman Volkart-aye, Alderman Slinker-aye, Alderwoman Old-aye. Motion carried.

Nathan Nickolaus, City Attorney advised any further discussion on the sale of this property should be done in closed session.

Mayor's Report:

Mayor Sullivan stated we have also had complaints on speeding Broadway and one business owner having his mirror knocked off of his truck. He also reported a dog jumping a fence and in Liberty Landing Subdivision after someone walking and chased her and also another animal complaint on Norma Lane. He also stated a stormwater issue on Meadowmere View. Mayor Sullivan discussed the storm water issues and stated water has to go somewhere. He stated we need to continue to be aware of this when reviewing plans. He stated this does not solve problems from the past. Mayor Sullivan clarified Board members abstaining from votes should have significant financial investment that would prevent them from voting. He stated it is their duty to vote. Nathan Nickolaus stated if you have a financial investment you should abstain come. If there is a question then you need to talk with him or Tony prior to the meeting. He stated if there is a conflict of interest they need to leave the room before the discussion ever happens.

City Administrator's Report:

Tony St. Romaine, thanked the public works for the remodeling on this meeting room and the Gabe and Andrew for getting the television up and running. He thanked the administrative staff and Mayor Sullivan for the use of the temporary table and chairs until ours come in.

Tony St. Romaine stated the issue Alderwoman Bell had on speeding and use of stop signs to control speed Chief Edwards has looked at traffic counters at a cost of lower part of \$4,000.00. He stated this would allow us to utilize the data to determine these issues and determine the traffic volume and have a valid reason to place stop signs to slow traffic. He informed the Board they had an interview for the part time civil engineering position tomorrow. He stated the traffic counter was not in the budget but if we are interested in purchasing it we would need to appropriate some funds to acquire that equipment. Alderwoman Bell stated she is in favor of this purchase.

City Attorney's Report:

Nathan Nickolaus, City Attorney encouraged the City to put up a sign for new meeting room to make it easier to locate. He gave an update on the Wayfair legislation and the American Rescue Plan Act funds.

Public Works monthly Report:

Lelande Rehard, Assistant City Administrator gave the monthly Public Works report in James Creel absence tonight due to vacation. He reported weather permitting they have made several asphalt patches and Russian Setter Circle developer Bill Martin will work together to make repairs in June, after the ground as dried up. He gave an overview of the mill and overlay projects repairs and estimated cost of repairs at \$300,000 and the streets are broken out into wards. He gave an update on the Billy Joe Sapp Drive stormwater. He stated a preliminary engineering report is currently being completed by Allstate for Oak Street stormwater. Lelande Rehard discussed in instances of heavy stormwater runoff and poor drainage system design have standing water in yards and intersections at Meadowmere acres, Nickman Road and Martha Crump Drive. Lelande Rehard gave an overview of the park improvements and annual maintenance. He stated the bathrooms have been vandalized at the park. He informed the Board the tennis courts will be resurfaced in late June or early July. He stated the veteran's memorial dedication would be on Veterans Day. He reported the light has been installed at the recycling center. He stated the Alliance Water Resource report regarding recent operations was attached on the Waste Water Treatment Facility. He stated under miscellaneous was painting, drywall repairs, rekeying 101 West Broadway. He stated the police department installed the monitors.

Mayor Sullivan questioned if our contracted mowing company was mowing 101 West Broadway. It was reported we added this property to the contract.

Board of Aldermen's Reports:

Alderman Slinker questioned if a cross walk could be added to the South of Allegiance and Patriot where they have the mailbox station.

Alderman Slinker questioned the amount of handicap spots on Broadway being three out of the 25. He asked if this could be made into two handicapped spots.

Alderman Slinker discussed the socket construction, stormwater on Allegiance and Liberty Landing south.

Alderwoman Old gave an update on the Fall Festival and reported they have already booked a band. She stated they also have a business commitment to serve adult beverages that will need to be approved by the Board of Aldermen in the near future. She stated they are also working on the car show. She stated they are still accepting vendor applications. Alderwoman Old stated they are working on getting murals painted on the bathroom at the park to make it look nicer.

Alderwoman Bell stated she has had several e-mails and contacts regarding the trash issue and appreciates hearing from her constituents. She stated she supported the purchase of traffic counter to help them make decisions. She also discussed drainage issues on Sue Drive. She discussed cleaning up the city core and beautifying it and working together as a community. Alderwoman Bell discussed issues of dogs being without their leash. She stated this is the city ordinance. She stated there are unleashed dogs in the park.

Alderman Volkart asked for the potential trail sight by Season's Ridge be looked into.

Alderman Volkart discussed water bubbling from the concrete in the street at 14732 Red Setter Circle. He stated there is still no power to the emergency warning siren by River City Construction.

Alderman Lewis stated he attended his first Planning and Zoning Commission last night. He stated that Jeff Sapp was elected as chairman. He also thanked Jeff Sapp in getting him up to date on the Planning and Zoning Commission. He stated that Lelande Rehard, Assistant City Administrator presented them with

a format on training and a policy manual for them to consider. He stated that Jerrod Bryan was elected as Co-Chairman.

Mayor Sullivan stated in the future we may require a permitting process for utility companies doing work in subdivisions so we know who and what work they are doing.

Mayor Sullivan informed the Board a young lady in Eagle Lake was collecting bubbles to donate to the Women's and Children's Hospital and also wanting to clean up trash in Ashland.

Mayor Sullivan informed the Board the Balloon Glow starts at 7:30 p.m. at Cartwright Industrial Park on Friday night.

Alderwoman Bell asked that we add events that happening around Ashland on an events calendar on our website.

Mayor Sullivan questioned what was being built on the lot between Moser's and Dollar General on Eastside Drive. Dan Vandevoorde stated they are placing bins to store mulch and rock in.

Mayor Sullivan called for additional comments by the public or staff comments.

Mayor Sullivan called for the adjournment.

Alderwoman Bell made motion and seconded by Alderman Volkart to adjourn. Mayor Sullivan called for the vote. Motion carried.

Darla Sapp, City Clerk

Richard Sullivan, Mayor