

AUGUST 01, 2023  
BOARD OF ALDERMEN MINUTES  
7:00 P.M.

Mayor Slinker called the regular meeting to order at 7:00 p.m. on August 01, 2023 at 101 West Broadway.

Mayor Slinker led in the pledge of allegiance.

Mayor Slinker called the roll:

Ward One: Nathan Volkart-absent, Loren Plank-absent  
Ward Two: Melissa Old-present, Stephanie Bell-present  
Ward Three: Rick Lewis-present, David Wilson-present

Staff Present: Darla Sapp, City Clerk, Kyle Michel, City Administrator, Todd Smith, City Attorney, James Creel, Public Works Supervisor and Curtis Bennett, Water Superintendent.

Mayor Slinker presented the minutes of the July 18<sup>th</sup> and July 25<sup>th</sup> special meeting for consideration. Alderwoman Old made motion to approve the minutes as presented. Alderman Wilson seconded the motion. Mayor Slinker called for the vote. Motion carried.

Mayor Slinker presented the agenda for adjustment or approval. Alderwoman Bell made motion and seconded by Alderwoman Old to approve the agenda as amended. Mayor Slinker called for the vote. Motion carried.

Mayor Slinker reported there were no appearances scheduled but reminded everyone a written request must be made the Wednesday prior to the meeting with the City Clerk.

Mayor Slinker presented a resolution authorizing the purchase of a backhoe. Mayor Slinker called for the staff report. Curtis Bennett, Water Superintendent stated this is a resolution for a proposal for a new backhoe. He stated they received three bids on they recommend the purchase of the 2023 Case 580SV Backhoe loader from Crown Power & Equipment in the amount of \$114,950. He stated the budgeted amount was \$115,000.00. Mayor Slinker called for questions or comments from the Board. Mayor Slinker called for a motion. Alderman Lewis made motion and seconded by Alderwoman Bell to approve the resolution authorizing the purchase of a backhoe. Mayor Slinker called for the vote. Alderwoman Old-aye, Alderwoman Bell-aye, Alderman Lewis-aye, Alderman Wilson-aye, Alderman Volkart-absent, Alderman Plank-absent. Motion carried.

Mayor Slinker presented a resolution authorizing the purchase of a portable shed. Mayor Slinker called for the staff report. Curtis Bennett, Water Superintendent stated they sent out proposals for a 12' X 24" portable building. He stated they received three bids and the low bid was from Governor Motor Company (5-Star Buildings) for \$8,362.00. He stated this in under the budgeted amount. Mayor Slinker called for questions or comments from the Board. Alderman Lewis questioned where this building was going. Curtis Bennett reported it was for the water department and would be placed by his shop. Mayor Slinker called for a motion. Alderman Lewis made motion and seconded by Alderman Bell to approve the resolution authorizing the purchase of a portable shed. Mayor Slinker called for the vote. Alderman Lewis-aye, Alderman Wilson-aye, Alderwoman Old-aye, Alderwoman Bell-aye, Alderman Plank-absent, Alderman Volkart-absent. Motion carried.

Mayor Slinker presented a resolution authorizing the Mayor to execute the contract for services with McGuire, Iron, Inc for the water tower inspection and maintenance. Mayor Slinker called for the staff report. Curtis Bennett Water Superintendent stated they received two bids for this service. He informed the

Board the low bid was from McGuire, Iron, Inc in the amount of \$10,180.00. Mayor Slinker called for questions or comments from the Board. Alderwoman Old questioned the large price difference in the two bids. Curtis Bennett stated the company has been trying to get the City business for a long time. Mayor Slinker called for a motion. Alderman Lewis made motion and seconded by Alderwoman Old to approve the resolution authorizing the Mayor to execute the contract for services with McGuire, Iron, Inc for the water tower inspection and maintenance. Mayor Slinker called for the vote. Alderman Lewis-aye, Alderman Wilson-aye, Alderwoman Old-aye, Alderwoman Bell-aye, Alderman Volkart-absent, Alderman Plank-absent. Motion carried.

Mayor Slinker presented a resolution authorizing of the Board of Aldermen of Ashland, Missouri, authorizing the Mayor to execute the contract documents with Missouri Petroleum products Co, LLC for chip and seal street resurfacing of South Henry Clay Blvd. Mayor Slinker called for the staff report. James Creel, Public Works Director stated this is a resolution approving the contract for chip and seal for South Henry Clay Blvd. He stated staff and Boone County Road and Bridge assisted in prepping the street for the chip and seal resurfacing. He stated staff recently held a competitive bid process for proposals but they only received one bid. The bid was from Bailey Asphalt of Carl Junction and the bid came in at \$61,152.00 but was disqualified because of not having the required bid bond documentation, incomplete bid documentation and failure to abide by bid specification. He stated staff reached out to Missouri Petroleum Products Co LLC to inquire if they would provide a quote for project and they submitted a quote of \$53,360.19. He stated they are reputable contractor and competed this type of work in the past for the City as well as other counties. Mayor Slinker questioned when the work would start. James Creel stated the tentative plan is to have this completed in August pending weather. He stated they are currently finishing Boone County then will move to Cole County and then come back and do the City of Ashland. Mayor Slinker called for questions or comments from the Board. Alderman Lewis questioned if this would be a problem since we are using Henry Clay as a detour for South Main Street. James Creel stated he did not think it would create an issue and should not take but a day or two to complete. This project was discussed and Kyle Michel stated one lane would be open at all times. Mayor Slinker called for a motion. Alderman Wilson made motion and seconded by Alderman Lewis to approve the resolution authorizing of the Board of Aldermen of Ashland, Missouri, authorizing the Mayor to execute the contract documents with Missouri Petroleum products Co, LLC for chip and seal street resurfacing of South Henry Clay Blvd. Alderwoman Bell-aye, Alderwoman Old-aye, Alderman Wilson-aye, Alderman Lewis-aye, Alderman Plank-absent, Alderman Volkart-absent. Motion carried.

Mayor Slinker presented a resolution authorizing the Mayor to execute a supplemental agreement No. 1 with Great River Engineering relating to the Perry Ave extension. Mayor Slinker called for the staff report. James Creel, Public Works Supervisor stated this is the first change order for the Perry Avenue and is regarding the increase in engineering because the bid the project into different options. He stated the change is for increase in roadway width, waterline and sidewalk design as well of temporary easement that did not get obtained that had to be worked around. He stated this is an increase of \$10,000.00 and is not reimbursable under the grant. Mayor Slinker called for questions or comments from the Board. Mayor Slinker called for a motion. Alderman Wilson made motion and seconded by Alderwoman Bell to approve the resolution authorizing the Mayor to execute a supplemental agreement No. 1 with Great River Engineering relating to the Perry Ave extension. Mayor Slinker called for the vote. Alderman Lewis-aye, Alderman Wilson-aye, Alderwoman Old-aye, Alderwoman Bell-aye, Alderman Volkart-absent, Alderman Plank-absent. Motion carried.

#### Mayor's Report:

Mayor Slinker questioned if we received any updates from Nextsite? Kyle Michel reported they did update the statistics but he has not had a time to review them. Mayor Slinker reported this is the last year of the contract.

City Administrators Report:

Kyle Michel stated we received a grant for lead service water lines from DNR. He informed the Board staff met with Justin Aldridge, Boone County Commissioner on the ARPA grant application and expressed infrastructure was not a priority. He stated they would revisit the grant application again for the next round of funding. He reported the school and the Optimist Club did receive ARPA funding. He stated he is doing a building security audit and has completed Callaway Bank staff and will move on the City staff. Kyle Michel reminded the Board of the MML Conference and asked them to let us know if they plan to attend and we would get them signed up. He reported we are participating in the school teacher appreciation luncheon. Kyle Michel informed the Board of Senate Bill 190 that provides a freeze in property taxes for Senior citizens. He reported the property tax public hearing would be on the next agenda with the decrease in taxes to .18 cents per \$100.00 assessed. He stated the audit presentation will also be on the next agenda.

City Attorney's report:

Todd Smith stated he would be doing a presentation at the MML conference. He stated the rest of his report would be in closed session.

Board of Aldermen report:

The Board members had no reports.

Mayor Slinker called for comments by the public, Aldermen or staff.

Rebecca Hunolt stated Kirstin Colbert attended the last Board meeting but was not able to attend the meeting tonight. She stated Ms. Colbert asked about the enforcement of Chapter 23 City Code during the Pride Fest in July. She stated she was instructed the Board would need to speak to the City Attorney on this matter and it was her acknowledge she has not been given a response. She stated she is asking again for a response.

Todd Smith, City Attorney gave his legal opinion on Chapter 23, Adult Entertainment. The three issues he stated was the definition as nudity and that was not the case at the Pride Fest. He stated the second issue was this was not a commercial enterprise where people paid money to see. Todd Smith stated the third issue is political speech. He stated this was not the complaint was not based on these issues. He stated the complaint was they did not approve of the conduct at the Pride Fest in the City park.

Alderwomen Bell stated she did not accept criticism from citizens on the time of response on e-mails since they were dealing with public safety issues that required them to immediately address and she hoped people would understand that. She also informed the citizens every time someone has an issue with something we have to get a legal opinion and that cost tax payers money and takes away from the city budget to provide other services. She stated a solution might be if someone does not like an event that they compete with the event.

Mayor Slinker called for a motion to adjourn into closed session pursuant to Chapter 610.021 (3) hiring, firing, disciplining or promoting of particular employees at 7:33 p.m. Alderwoman Old made motion and seconded by Alderman Lewis to adjourn into closed session pursuant to Chapter 610.021 (3) hiring, firing, disciplining or promoting of particular employees. Mayor Slinker called for the roll call vote. Alderman Lewis-aye, Alderman Wilson-aye, Alderwoman Old-aye, Alderwoman Bell-aye, Alderman Volkart-absent, Alderman Plank-absent. Motion carried.

The City Clerk was not present at the closed session.

Mayor Slinker reported we are back in open session at 7:52 p.m. with reportable action taken of/if any.

Mayor Slinker called for a motion to adjourn the meeting. Alderman Lewis made motion and seconded by Alderman Wilson to adjourn the meeting at 7:53 p.m. Motion carried.

Darla Sapp, City Clerk

Dorise Slinker, Mayor