

SEPTEMBER 06, 2022  
BOARD OF ALDERMEN MINUTES  
7:00 P.M.

Mayor Slinker called the regular meeting to order at 7:00 p.m. on September 06, 2022 at 101 West Broadway.

Mayor Slinker led in the pledge of allegiance.

Mayor Slinker called the roll:

Ward One: Nathan Volkart-here, Bryan Bradford-absent  
Ward Two: Melissa Old-here, Stephanie Bell-here  
Ward Three: Rick Lewis-here, David Wilson -here

Staff Present: Darla Sapp, City Clerk, Kyle Michel, City Administrator, Todd Smith, City Attorney, Darin Ratermann, Community Development Director and Gabe Edwards, Police Chief

Mayor Slinker presented the minutes of the August 16, 2022 meeting for consideration. Alderman Volkart 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 approval or adjustment. Alderman Volkart made motion and seconded by Alderman Wilson to approve the agenda as presented. Mayor Slinker called for the vote. Motion carried.

Mayor Slinker informed the Board that Rob Jackson was under scheduled public comment and he asked to be removed from the agenda for tonight. Mayor Slinker stated just as a reminder a written request must be received on Wednesday before the date of the meeting.

Mayor Slinker presented Council Bill No. 2022-022, an ordinance extending the corporate limits of the City of Ashland, Missouri by annexing unincorporated area, directing the City Clerk to give notice of the annexation. Mayor Slinker called for the staff report. Kyle Michel, City Administrator, stated the report was included in packet and both parties are present for questions. He informed them they could move forward with this if the Board desired. Mayor Slinker called for questions or comments from the Board. Alderman Lewis and Alderwoman Old questioned if the property line dispute was resolved. Mayor Slinker called for comments from the public. Brian Welch, 5055 Wilson Turner Drive, informed the Board that the boundary issue is not resolved but is written out of the legal description of the annexation. He reported a couple of offers have been made but there is no signed agreement. He informed the Board his brother had a heart attack today in Kansas City and would like address the Board and asked this be tabled until he can be in attendance. Todd Smith, City Attorney, questioned if his was conservatory over this. Brian Welch commented that he and his brother are conservatory over this piece of land. Caleb Colbert, attorney for the Smarr's informed the Board he was under the impression it was tabled until the plat issue is worked out and it would be presented at one time. He stated there is a law suit pending, issues with the plat of compatibility with surrounding subdivisions, stormwater and tree protection. They requested this be tabled. Steve Jefferies, Tebbets, Missouri, said his mother owns the property on the west side of this tract. He questioned if we annex do we also annex MoDot right of way. He stated their legal description states this. He stated that MoDot has a certain procedure you follow for this had not been followed. Todd Smith, City Attorney stated they would research this. The Board asked various questions on the procedure of annexation, zoning and plat process. The Board discussed the issues being brought forward, impact on traffic, municipal services and the best way to move forward with this. The Board debated if it should be

tabled or voted on. Alderman Lewis stated the person asking for the annexation is requesting this be tabled and he suggested we table this for three months to give them time to attempt to settle the dispute. Mayor Slinker called for the motion. Alderman Lewis made motion and seconded by Alderman Wilson to table for three months Council Bill No. 2022-022, an ordinance extending the corporate limits of the City of Ashland, Missouri by annexing unincorporated area, directing the City Clerk to give notice of the annexation. Alderwoman Bell stated if this is not settled in the three month time her vote will be no. Mayor Slinker called for the vote. Alderman Lewis-aye, Alderman Wilson-aye, Alderwoman Bell-aye, Alderwoman Old-aye, Alderman Bradford-absent, Alderman Volkart-nay. Motion carried.

Mayor Slinker presented Ordinance No. 1413, an ordinance to amend Chapter 6, Board and Commission, of the City of Ashland Code. Mayor Slinker called for the staff report. Kyle Michel, City Administrator, reported this is the second reading and has been amended as discussed at the last meeting. Mayor Slinker called for Board comments or questions. Mayor Slinker called for a motion. Alderman Wilson made motion and seconded by Alderman Lewis to approve Ordinance No. 1413, an ordinance to amend Chapter 6, Board and Commission, of the City of Ashland Code. Mayor Slinker called for the vote. Alderman Lewis-aye, Alderman Wilson-aye, Alderwoman Bell-aye, Alderwoman Old-aye, Alderman Bradford-absent, Alderman Volkart-aye. Motion carried.

Mayor Slinker presented Ordinance No. 1414, an ordinance authorizing the Mayor to enter a Missouri Highways & Transportation Commission Funds Program Agreement. Mayor Slinker called for the staff report. Kyle Michel, City Administrator asked the Board to table this so we can get some clarity on the financial partnership of the School and the YMCA. Alderwoman Old stated the description was still not correct. Alderwoman Old made motion second by Alderman Wilson to table Ordinance No. 1414, an ordinance authorizing the Mayor to enter into a Missouri Highways & Transportation Commission Funds Program Agreement. Mayor Slinker called for the vote. Alderman Lewis-aye, Alderman Wilson-aye, Alderwoman Bell-aye, Alderwoman Old-aye, Alderman Bradford-absent, Alderman Volkart-aye. Motion carried.

Mayor Slinker presented Ordinance No. 1415, an ordinance of the City of Ashland, Missouri amending the City Code by adding one new Section regarding Jake Brakes. Mayor Slinker called for the staff report. Kyle Michel, City Administrator informed the Board this is the second reading. He stated there was two versions in the packet since MoDot requested certain language. Mayor Slinker called for questions from the Board. Mayor Slinker called for a motion. Alderwoman Bell made motion and seconded by Alderman Lewis to approve Ordinance No. 1415, an ordinance of the City of Ashland, Missouri amending the City Code by adding one new Section regarding Jake Brakes. Mayor Slinker called for the vote. Alderwoman Bell-aye, Alderwoman Old-aye, Alderman Volkart-aye, Alderman Lewis-aye, Alderman Wilson-aye, Alderman Bradford-absent. Motion carried.

Mayor Slinker presented a Resolution approving the site plan for Taco Bell. Mayor Slinker called for the staff report. Darin Ratermann, Community Development Director gave an overview of the site plan for Taco Bell and informed them the staff and the Planning and Zoning Commission recommended approval. He stated the conditions the Planning and Zoning had on the storm water was corrected. Mayor Slinker called for questions or comments from the Board. Mayor Slinker called for the motion. Alderman Wilson made motion and seconded by Alderman Lewis to approve the site plan for Taco Bell. Mayor Slinker called for the vote. Alderman Lewis-aye, Alderman Wilson-aye, Alderwoman Bell-aye, Alderwoman Old-aye, Alderman Volkart-aye, Alderman Bradford-absent. Motion carried.

#### Mayor's Report:

Mayor Slinker reported he spoke to Kyle about the FFA group doing clean up at the park and would be supervised by staff. He reminded everyone of the Fall Festival and fireworks this Saturday.

City Administrator Report:

Kyle Michel, City Administrator, reported a transfer switch would be installed next week at City Hall and will have the power down for one day. He stated we would need to close City Hall one day if they cannot do it over the weekend. He reported the City Clerk will be on vacation during the next meeting and hopes to keep the agenda short with the possibility of a workshop to discuss impact fees.

City Attorney's Report:

Todd Smith, City Attorney, had no report but informed the Board he would have a closed session at the next meeting for legal advice.

Police Chief's Monthly Report.

Chief Edwards stated his report was in the packet. He reported a couple of things has popped up since he completed his report. He stated he has received two parade permit requests and informed them he reviewed the parade ordinance and permit and he would like to make some revisions. He stated he would submit a policy change for their consideration. He informed the Board of an overcharge of \$12,000 from a contract company they would be getting a refund from to go back in the budget.

Board of Aldermen's Reports:

The Board members had no report.

Mayor Slinker called for additional comments from the public.

Mayor Slinker called for the vote to adjourn the meeting. Alderman Wilson made motion and seconded by Alderwoman Bell to adjourn the meeting. Mayor Slinker called for the vote. Motion carried. The meeting adjourned at 7:38 p.m.

Darla Sapp, City Clerk

Dorise Slinker, Mayor