

TUESDAY, AUGUST 06, 2019
BOARD OF ALDERMEN MINUTES
7:00 P.M.

Mayor Rhorer called the regular meeting to order at 7:00 p.m. on August 6, 2019 at 815 East Broadway, Ashland, Missouri.

Mayor Rhorer led in the pledge of allegiance.

Mayor Rhorer called the roll:

Ward One: Leslie Martin-here, Danny Clay-here
Ward Two: Jesse Bronson-here, Richard Sullivan-here
Ward Three: Rick Lewis-absent, Jeff Sapp-here

Staff Present: Darla Sapp, City Clerk, Lyn Woolford, Police Chief, Shelley Martin, Treasurer/Deputy City Clerk and James Creel, Public Works Supervisor.

Mayor Rhorer presented the agenda of August 06, 2019 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to approve the agenda as presented. Mayor Rhorer called for the vote. Motion carried.

Mayor Rhorer presented the minutes of July 02, 2019 Board meeting for consideration. Alderman Bronson made motion and seconded by Alderman Clay to approve the minutes as presented. Mayor Rhorer called for the vote. Motion carried.

Mayor Rhorer asked anyone wishing to appear before the Board to come to the podium and state their name and place of residence on any subject. He stated this is the only public speaking portion of the meeting.

Mayor Rhorer presented for appointment Richard Huse to serve on the Planning and Zoning Commission. Mr. Huse gave a brief overview of his experience. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Bronson-aye, Alderman Clay-aye, Alderwoman Martin-aye, Alderman Sullivan-aye, Alderman Sapp-aye, Alderman Lewis-absent. Motion carried. Mayor Rhorer welcomed Mr. Huse to the Planning and Zoning Commission.

Mayor Rhorer presented Council Bill No. 2019-028 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Council Bill No. 2019-028, an ordinance of the City of Ashland, Missouri to establish a procedure to disclose potential conflicts of interest and substantial interests for certain municipal officials. First reading by title only. Mayor Rhorer called for questions or comments. Mayor Rhorer reported that we adopt this ordinance every two years. Mayor Rhorer called for the vote. Alderman Bronson-aye, Alderman Clay-aye, Alderman Sapp-aye, Alderman Sullivan-aye, Alderwoman Martin-aye, Alderman Lewis-absent. Motion carried.

Mayor Rhorer presented Council Bill No. 2019-029 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Council Bill No. 2019-029, an ordinance authorizing the appropriation of funds of certain accounts within the fiscal year budget. First reading by title only. Mayor Rhorer called for questions or comments. Shelley Martin, Treasurer reported this is the first budget amendment for the fiscal year. She gave an overview of the amendments with an explanation of increase or decrease of funds. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Sullivan-aye,

Alderman Bronson-aye, Alderman Clay-aye, Alderman Lewis-absent. Motion carried.

Mayor Rhorer presented Council Bill No. 2019-030 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Council Bill No. 2019-030, an ordinance to amend Chapter 3; Municipal Court of the Code of the City of Ashland. First reading by title only. Mayor Rhorer called for questions or comments. Mayor Rhorer reported this is amendments in the fine schedule. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Sullivan-aye, Alderman Martin-aye, Alderman Bronson-aye, Alderman Clay-aye, Alderman Lewis-absent. Motion carried.

Mayor Rhorer presented Council Bill No. 2019-031 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Council Bill No. 2019-031, an ordinance to amend chapter 9; Planning and Zoning. First reading by title only. Mayor Rhorer called for questions or comments. Mayor Rhorer reported this is clarifying the reimbursement of review fees. Mayor Rhorer called for the vote. Alderman Clay-aye, Alderman Martin-aye, Alderman Bronson-aye, Alderman Sullivan-aye, Alderman Sapp-aye, Alderman Lewis-absent. Motion carried.

Mayor Rhorer presented Ordinance No. 1260 for consideration. Alderman Bronson made motion and seconded by Alderman Sapp to take up Ordinance No. 1260, an ordinance to amend Chapter 20, Article XV and Schedule III. Parking Restrictions of the code of the City of Ashland. Mayor Rhorer called for questions or comments. Mayor Rhorer reported the information is in the packet. Mayor Rhorer called for the vote. Alderman Bronson-aye, Alderman Clay-aye, Alderman Martin-aye, Alderman Sullivan-aye, Alderman Sapp-aye, Alderman Lewis-absent. Motion carried.

Mayor Rhorer presented Ordinance No. 1261 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Ordinance No. 1261, an ordinance of the City of Ashland, Missouri to establish a procedure to disclose potential conflicts of interest and substantial interests for certain municipal officials. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Clay-aye, Alderman Martin-aye, Alderman Sapp-aye, Alderman Sullivan-aye, Alderman Bronson-aye, Alderman Lewis-absent. Motion carried.

Mayor Rhorer presented a Resolution authorizing the repair of Salinda Drive lift station pump #1 and pump #2. Alderman Sapp made motion and seconded by Alderman Clay to approve the Resolution authorizing the repair of Salinda Drive lift station pump #1 and pump #2. Mayor Rhorer called for questions or comments. Russell Gerling of Alliance Water Resource reported that this is for repairs to the Salinda Drive pump station. He informed the Board the pumps are worn out and running at maximum capacity. Shelley Martin, Treasurer reported Alliance Water Resources had this in their budget but it is higher than initially budgeted due to an installation fee with boom truck at an increase of \$3,060.00. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Sullivan-aye, Alderman Martin-aye, Alderman Bronson-aye, Alderman Clay-aye, Alderman Lewis-absent, Motion carried.

Mayor Rhorer presented a Resolution authorizing the Mayor, on behalf of the City, to enter into the employment contract for a part-time, Interim City Administrator. Alderman Bronson made motion and seconded by Alderman Clay to approve the Resolution authorizing the Mayor, on behalf of the City, to enter into the employment contract for a part-time, Interim City Administrator. Mayor Rhorer called for questions or comments. Tony St Romaine stated he was looking forward to working with the City. He stated he has been reviewing the policy, procedure and budgets. He stated he has a staff meeting scheduled for next week. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Sullivan-aye, Alderman Martin-aye, Alderman Clay-aye, Alderman Bronson-aye, Alderman Lewis-absent. Motion carried.

Mayor Rhorer presented a Resolution authorizing the Mayor to execute a property damage release for Angel Lane. Alderman Bronson made motion and seconded by Alderman Clay to approve the Resolution authorizing the Mayor to execute a property damage release for Angel Lane. Mayor Rhorer called for questions or comments. Shelley Martin, Treasurer gave an overview of this incident and time line to the Board. She stated that the insurance coverage does not cover roadways. She stated the City had two options, one being to take what their insurance company offered or sue them and incur legal fees and take a chance. She stated she has written a policy for these kind of incidents such as damage to roadway or right of way for future use. She stated that she has sent this to the City Attorney to review. She explained with this particular incident the damage was done several years ago and then the damage deteriorated due to it not being addressed. Mayor Rhorer stated this incident was when a mail truck had run off the roadway near George Campbell's lake nearly tipping over. He stated it took two semi wreckers to get the mail truck out. He stated he asked City staff to follow up and for some reason this did not happen. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Sullivan-aye, Alderwoman Martin-aye, Alderman Bronson-aye, Alderman Clay-aye, Alderman Lewis-absent. Motion carried.

Mayor Rhorer presented a Resolution authorizing the emergency repair/replacement of a culvert on Angel Lane. Alderman Bronson made motion and seconded by Alderman Clay to approve the Resolution authorizing the emergency repair/replacement of a culvert on Angel Lane. Mayor Rhorer called for questions or comments. Mayor Rhorer reported that after the culvert extension work started they discovered that the bottom of the culvert was rusted out. He stated he erred on the safe side and felt it was an emergency and they closed Angel Lane. He stated they were able to reroute traffic to Route H and Hardwick Lane. James Creel reported they are to start the culvert replacement on the 12th of August weather dependent. He stated it should take 4 to 5 days to repair. Mayor Rhorer called for the vote. Alderman Bronson-aye, Alderman Clay-aye, Alderwoman Martin-abstained, Alderman Sullivan-aye, Alderman Sapp-aye, Alderman Lewis-absent. Motion carried.

Mayor Rhorer presented a Park Board recommendation to move the bench and tables from the pocket park on North Henry Clay and reinstall them in the new dog park portion of the City Park on North College Street. Mayor Rhorer called for questions or comments. Alderman Bronson stated the Parks and Recreation Board wants to move the benches and tables from the North Henry Clay Blvd. pocket park to the dog park. Alderman Bronson made motion to accept the Park Board recommendation. Alderman Clay seconded the motion. Mayor Rhorer reported we need to check with our City Attorney and see if we can do this since the improvements are on land paid for by the water department. Shelley Martin, Treasurer asked if they remove the benches and concrete who is paying for that repair. The Board discussed this at length. Alderman Bronson made motion and seconded by Alderman Clay to retract the motion and second.

Alderman Bronson made motion to table the Park Board recommendation. Alderman Clay seconded the motion. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Sullivan-aye, Alderwoman Martin-aye, Alderman Clay-aye, Alderman Bronson-aye, Alderman Lewis-absent. Motion carried.

Mayor Rhorer presented for discussion the fireworks ordinance and use thereof Section B.) Exceptions. Chief Woolford stated he thought we were discussing to remove the ordinance on not allowing the discharge of fireworks without obtaining a special permit from the Mayor. The Board discussed safety issue of fireworks, setting a specific time frame when fireworks can legally be shot off with a permit or without a permit. Mayor Rhorer stated he felt we should remove the Mayor being authorized to issue permits for special one-day fireworks displays and it should be the Board of Aldermen. After much discussion the Board decided to get an opinion from the insurance company on the City's liability. Mayor Rhorer stated we would amend the ordinance for the Board's consideration.

Mayor Rhorer presented for discussion the city ordinance to regulate and reduce excessive noise and preserve peace and quiet Section 2.) Construction hours. Mayor Rhorer reported this came about after the contractors starting getting complaints for starting construction prior to 7:00 a.m. Mayor Rhorer reported that the contactors asked if this could be changed during the summer months when it is so hot out. Alderman Sapp suggested during June, July and August we shift the time to 6:00 a.m.

Mayor Rhorer presented for discussion the ordinance designating one-way streets for a portion of Redbud Lane and Johnson Ave. The City Clerk reported this is already an ordinance and if we do not wish to make these one-way we would need to repeal the ordinance. Alderman Sullivan stated he knows the reason was because of the Broadway overlay project but he would like to see it even though the Broadway project got delayed. The Board discussed this and agreed to proceed with posting the signs. James Creel, Public Works Supervisor reported he would call in locates and get the signs installed.

Mayor Rhorer presented for discussion speed limits in Cartwright Business Technology Park. Lyn Woolford stated he felt it should be 30 m.p.h. The Board was in agreement to this.

Mayor's Report:

Mayor Rhorer reported they interviewed a couple of people for the Treasurer's position and they had some really good applicants that are well qualified.

He reported the YMCA asked for a letter of intent for the City's future participation in the YMCA. He reported the Board committed \$10,000.00 a year for the last five years and that obligation has been fulfilled. Alderman Bronson questioned where we would pay this from? Shelley Martin, Treasurer reported the last time it came out of Community Development but we do not have the funds to support it now.

Mayor Rhorer reported the Southern Boone Economic Development Committee is wanting to hire a part time employee and is asking the City to participate in the salary.

Police Chief's monthly report.

Lyn Woolford reported he has two positions open and he has hired one person but he is still in the police academy at this time. He stated he is doing interviews for the other position.

He discussed the emergency phone he received from the City of Columbia. He reported that Public Works Department is sprucing it up and he needs to get a phone line installed.

Chief Woolford reported he is applying for a 100% grant for a new radar through MoDot.

Alderman Sullivan questioned if a call box was being installed in the park as well. Chief Woolford reported he thought there was discussion but nothing was decided on.

Treasurer's Report:

Shelley Martin, Treasurer reported we received our audit back and there was one comment that we over spent in General Fund and said it was because we did not do the capital budget amendments before the fiscal year began. She stated we also should have shown the trade value as expense and receipt on the property transaction with Dave Westhoff.

Public Works Director Report:

James Creel, Public Works Director reported he has been in his position for 4 weeks. He stated he has been dealing with curb replacements from blown out curbs.

He stated on the horizon he is been giving attention to Angel Lane culvert replacement. He stated that 800 South Henry Clay Blvd. needs road repair due to erosion and it is a big project. He stated the area would reduce the work schedule from 9:00 a.m. to 3:00 p.m. due to the school being in session. He stated he plans on getting bids for that area. He stated street repairs were needed in Sunset Meadows. He has other issues in Seasons Ridge and the 200 block of Amanda Drive, West Oaks, Marinas and East Salem Road.

Board of Aldermen's Reports:

Alderman Bronson asked that the speed radar be placed at Peterson Lane. He stated the Park Board will be meeting every other week until the Fall Festival. He encouraged the Board to attend and stated it is at Connections Bank at 6:00 p.m.

Alderman Sapp stated he would let Mr. Creel finish his report in lieu of his report. James Creel, Public Works Director stated he is planning on improving the Maintenance Facility with fencing and a gate to help protect the City equipment and materials. He stated he has most of the equipment under roof now. He informed the Board of an electrical issue at the park that happened on Friday and he was able to get it repaired. He discussed the walking bridge needing attention due to erosion. He stated he thinks possibly concrete abutments to tie into the existing sidewalk and rip rap. He stated they had to do emergency repair on the play structure at the park due to a four year old getting her head stuck in the roof. He stated that the departments summer help, Adam Tutt's last day is the 12th. He stated he has been dealing with storm water issues. He reported they have the new mower and have had issues with the belt on it.

Alderman Bronson made motion and seconded by Alderman Clay to adjourn the meeting. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Sullivan-aye, Alderwoman Martin-aye, Alderman Bronson-aye, Alderman Clay-aye, Alderman Lewis-absent. Motion carried.

Darla Sapp, City Clerk

Gene Rhorer, Mayor