

TUESDAY, OCTOBER 17, 2017
BOARD OF ALDERMEN MINUTES
7:00 P.M.

Mayor Rhorer called the regular meeting to order at 7:00 p.m. on October 17, 2017 at 815 East Broadway, Ashland, Missouri.

Mayor Rhorer led in the pledge of allegiance.

Mayor Rhorer called the roll:

Ward One: George Campbell-here, Danny Clay-here
Ward Two: Jesse Bronson-here, James Fasciotti-absent
Ward Three: Rick Lewis-here, Jeff Sapp-here

Staff Present: Fred Boeckmann, City Attorney, Darla Sapp, City Clerk and Lyn Woolford, Police Chief/City Administrator.

Mayor Rhorer presented the agenda of October 17, 2017 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 October 03, 2017 for consideration. Alderman Bronson made motion and seconded by Alderman Lewis to approve the minutes as presented. Mayor Rhorer called for the vote. Motion carried.

Mayor Rhorer asked if anyone wished to appear before the Board to come forward to the podium and state their name and place of residence. No one was present.

Mayor Rhorer presented Council Bill No. 2017-040 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Council Bill No. 2017-040, an ordinance to amend Chapter 14 of the Code of the City of Ashland by repealing and replacing Sub-chapter C pertaining to Solid Waste. First reading by title only. Mayor Rhorer called for questions or comments. Lyn Woolford, City Administrator reported this is to get the ordinance in line with the solid waste contract from last year. Alderman Bronson asked if this reflects the “no outside dumpsters.” Mayor Rhorer stated this is just to get the ordinance in compliance with the contract we approved in 2016 and the outside dumpster issue is being discussed with Republic trash service. Mayor Rhorer stated this is not part of the ordinance amendment. Mayor Rhorer called for the vote. Alderman Lewis-aye, Alderman Clay-aye, Alderman Campbell-aye, Alderman Bronson-aye, Alderman Sapp-aye, Alderman Fasciotti-absent. Motion carried.

Mayor Rhorer presented the next item on the agenda is Council Bill No. 2017-041 and he asked that a motion and second be held until discussion. Mayor Rhorer reported this ordinance was to allow the use of weapons to help control the geese on Larry Potterfield’s property off of Route H. He has received correspondence from Larry Potterfield that he wants to be able to shoot a weapon all year long on this property not just during hunting season. Also, the area is for 214.59 acres not the parcel that is listed in the proposed ordinance. Mayor Rhorer reported that on the airport annexed area you used to be able to hunt but when the previous police chief did a code revision it was left out entirely. Alderman Campbell stated we should discuss this with the property owners. He stated the property owners knew, when the land they annexed and zoned commercial and developed, the hunting rights would be changed to a certain degree or restricted. Alderman Campbell reported the deer are thick and destroying property. He stated he did not want to speak for the other property owners in this area and was sure they were not aware that no firearms

are allowed to be shot inside the city limits included their property. He stated he would have them attend the next meeting. The Board discussed this a great length and did not agree on any wording amendments of the proposed ordinance.

Alderman Bronson made motion and seconded by Alderman Sapp to postpone Council Bill No. 2017-041, an ordinance amending Chapter 19 of the Code of the City of Ashland to enact a section pertaining to the discharge of firearms while lawfully hunting in designated hunting areas. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Clay-aye, Alderman Fasciotti-absent. Motion carried.

Mayor Rhorer presented Ordinance No. 1140 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Ordinance No. 1140, an ordinance approving Cartwright Business & Technology Park, Plat No. 1, a replat of Lot 3 of Ponderosa Commerce Park Plat No. 1. Mayor Rhorer called for questions or comments. Lyn Woolford, City Administrator reported Andy Green from Crockett Engineering was present to answer any questions from the Board. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Clay-aye, Alderman Fasciotti-absent. Motion carried.

Mayor Rhorer presented Ordinance No. 1141 and asked that this be postponed as the first reading was. Alderman Bronson made motion and seconded by Alderman Clay to postpone Ordinance No. 1141. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Clay-aye, Alderman Fasciotti-absent. Motion carried.

Mayor Rhorer reported the next item on the agenda was discussion of restricting bicycles from using sidewalks at Cartwright Park. Lyn Woolford stated that Larry Potterfield would like the sidewalks in Cartwright Commercial Park to be for walking/running and to not allow bicycles on it. Mr. Green from Crockett Engineering reported there is a state statute on this but each city would need to adopt the same for it to be enforced. After a lengthy discussion it was determined by Fred Boeckmann, City Attorney that we currently have this covered in our code for commercial parks and no action would be needed.

Mayor Rhorer presented a voluntary annexation petition for the YMCA and stated we need to set a public hearing for November 7, 2017 at 7:00 p.m. Alderman Bronson made motion and seconded by Alderman Sapp to set public hearing for November 7, 2017 at 7:00 p.m. Mayor Rhorer called for questions or comments. The Board discussed the fact that the application listed Consolidated Water District as the existing services provided and they should place City of Ashland there. Lyn Woolford reported he would check and see what the boundary map shows. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Clay-aye, Alderman Lewis-aye, Alderman Fasciotti-absent. Motion carried.

Mayors Report:

Mayor Rhorer had no report.

City Administrator/Police Chiefs Report:

Lyn Woolford, City Administrator reported he had a meeting with Republic on the temporary roll off carts. He stated they have come back with a better price for the roll off containers. He presented the Board with a roll off container comparison from four other companies. He stated that some of the complaints were for the response time from Republic service, but he was assured all calls for temporary containers would be directed to one person in their office. Alderman Campbell asked about other container sizes and prices. Lyn Woolford reported he only asked about one size. The Board stated they appreciated the willingness for Republic Services to work with us and adjust their rates. Alderman Campbell stated the biggest question

he would like answered is how many of the temporary roll off containers are they using in the City limits. Lyn Woolford stated they are willing to let the exclusive rights go for the temporary containers but they want to increase the overall residential fee. The Board discussed this. Mayor Rhorer asked that this be placed on the next agenda for discussion.

Lyn Woolford reported the sales tax was up but we have not received a report to see if Capital Concrete was part of the increase.

Lyn Woolford reported he still has not replaced the police officer due to budget restraints.

City Attorney's Report:
Fred Boeckmann had no report.

Board of Aldermen's Report:

Alderman Clay thanked the Chief and Police Department for taking care of the traffic from the pumpkin festival Saturday and Sunday.

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

Darla Sapp, City Clerk

Gene Rhorer, Mayor