

TUESDAY, JUNE 19, 2018  
BOARD OF ALDERMEN MINUTES  
7:00 P.M.

Mayor Rhorer called the regular meeting to order at 7:00 p.m. on June 19, 2018 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-here, Jeff Sapp-here

Staff Present: Darla Sapp, City Clerk, Lyn Woolford, Police Chief/City Administrator, Jeffrey Kays, City Attorney and Coby Morris, Public Works Supervisor.

Mayor Rhorer presented the agenda of June 19, 2018 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 June 05, 2018 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 if anyone wished to appear before the Board to come to the podium and state their name and place of residence on any subject.

Ernie Wren of 601 Mustang Drive stated he came to speak on two topics. He stated as the Planning and Zoning Commission Chairman, the East Ashland Plaza Development has had a lot of discussion and there was a lot of emphasis on the extension of Perry Avenue at the Planning and Zoning Commission meeting. He stated the other topic was the park and storm water tax and in due diligence of all possibility he felt strongly the 50/50 split is a good way for the Board to decide and he felt it meets the public needs.

Chris Wynn of 111 Eastside Drive stated he and his fiancé Diane Maessen was wanting to do a community event with fireworks on the 4<sup>th</sup> of July at the Golden Windmill Mobile Home Park. The Board discussed this not being on the agenda and not being published. The City Attorney did not feel this item should be considered at the meeting tonight. Mayor Rhorer reported we would not have a meeting July 3, 2018 due to the holiday. The Board discussed possibly having a special meeting to consider this and further research is needed. They also discussed safety issues of fireworks in the mobile home park and also being next to a lumber yard.

Cecil Payne of Lakeview Estates stated he has lived in Lakeview Estates for eight years and he was told that Perry Avenue would be extended. He gave an overview of MoDot Highway 63 modifications and the traffic safety hazards. Mr. Payne discussed a meeting in 2016 with citizens, city officials and district state representative on the safety concerns of East Liberty Lane and Perry Ave. He stated that a petition with over 200 signatures was presented at that meeting. He expressed his concern if the Perry Avenue extension is not addressed at this time it would never happen. Mayor Rhorer stated there are other property owners other than this tract where Perry Avenue would need to be. He stated that the C-S Properties are developing a roadway and it will be within 1000 feet to be able to connect them.

Cynthia Wills stated she resides on Patriot Lane and spoke of the East Ashland Plaza development and the lake owned by the City. She stated this is an important area in the development of the parks system. She pointed out the access road at Perry Ave would increase the access to the park for the citizens.

Mayor Rhorer presented Council Bill No. 2018-027 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Council Bill No. 2018-027, an ordinance authorizing the Mayor to enter into an animal control enforcement cooperative agreement. First reading by title only. Mayor Rhorer called for questions or comments. Lyn Woolford stated this is an annual contract for animal control with an increase of less than a dollar. Mayor Rhorer called for the vote. Alderman Lewis-aye, Alderman Bronson-aye, Alderman Clay-aye, Alderwoman Martin-aye, Alderman Sullivan-aye, Alderman Sapp-aye. Motion carried.

Mayor Rhorer presented Council Bill No. 2018-028 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Council Bill No. 2018-028, an ordinance allotting a fifty/fifty split of the storm water control and local parks tax revenue. First reading by title only. Mayor Rhorer called for questions or comments. Mayor Rhorer stated three years ago when the idea of park tax was presented to fund the parks system he promised a 50/50 split. He stated the park is being funded by the general revenue account. He stated the police department also comes out of this fund. He stated Alderman Campbell was promoting this to the park board. Mayor Rhorer stated after checking on this, storm water was also part of the park tax ballot language. He stated we did not have a revenue source for this either. He stated that he did tell the public it would be a fifty-fifty split and he had to keep his word. Alderman Sapp apologized to the public and stated he was unaware of the fifty-fifty split promised. Alderman Lewis stated he has had communication from various people and is in favor of the fifty- fifty split. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Sullivan-aye, Alderwoman Martin-aye, Alderman Lewis-aye, Alderman Bronson-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented Council Bill No. 2018-029 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Council Bill No. 2018-029, and ordinance to change the zoning of a parcel of land from (L-I) Light Industrial to (G-C) General Commercial for Bauer Homes, Inc. First reading by title only. Mayor Rhorer called for questions or comments. Alderman Liaison Sapp stated this has come before the Planning and Zoning Commission and they have recommended approval. He stated the property owner would be seeking a conditional use permit. Mayor Rhorer reported this is for the rezoning only tonight. Mayor Rhorer called for the vote. Alderman Clay-aye, Alderman Bronson-aye, Alderwoman Martin-aye, Alderman Sullivan-aye, Alderman Sapp-aye, Alderman Lewis-aye. Motion carried.

Mayor Rhorer presented Council Bill No. 2018-030 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Council Bill No. 2018-030, an ordinance approving the final major plat for Liberty Landing 5, 6 & 7. First reading by title only. Mayor Rhorer called for questions or comments. Alderman Liaison Jeff Sapp reported that all conditions have been met and approved by the City Engineer and Planning and Zoning Commission. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Sullivan-aye, Alderwoman Martin-aye, Alderman Lewis-aye, Alderman Bronson-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented Council Bill No. 2018-031 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Council Bill No. 2018-031, an ordinance approving the final plat for East Ashland Plaza for C-S Properties-Columbia, LLC. First reading by title only. Mayor Rhorer called for questions or comments. Alderman Liaison Jeff Sapp stated the Planning and Zoning Commission held a special meeting last night on this plat. He stated the Planning and Zoning had a lot of discussion on this plat. He stated the engineering firm has reviewed it and recommended approval. He stated they appreciated the engineering firm's fast turn around on the review of this plat. Mr. Sapp stated the Planning

and Zoning Commission had extensive discussion on the Perry Ave. extension. He stated two lots are not part of this development. He stated the Planning and Zoning recommended approval of this plat with a strong recommendation for the Perry Avenue extension to be considered with the plat for safety purposes and future development for the community. Lyn Woolford, City Administrator reported there has been some minor changes in the parcel from the preliminary plat that was submitted 10 years ago. Nathan Lacy, representative for C-S Properties stated at first the plan was to develop this in two phases to offset the costs. He stated Phase 1 was closer to Route Y at the time. Mr. Lacy stated this now belongs to Nancy Richardson. He stated they did not create the issue of Lakeview Estates only have one entrance and exit off of Highway 63. He stated he understood it is a safety issue and maybe something can be worked out. Mayor Rhorer reported this is a partial road and getting closer to connecting to Perry Ave. Nathan Lacy reported Corey Meyer and Larkin Powers owns the two connecting properties off of Perry Avenue and it would be connecting to MoDot right of way as well. There was discussion of the 1000 feet being partially under water. Mayor Rhorer stated he would not pursue eminent domain on any property. The Board discussed discussing this with the property owners and to see if we could acquire a road way easement. Mayor Rhorer stated the developer is willing to put an access road to a point and we are still dealing with 1000 feet and a couple hundred thousand dollars to put Perry Ave. through. Mayor Rhorer stated we can't legally hold the approval of this plat up for that since the piece of property we are talking about is not part of this plat. Alderman Lewis stated we do not have any right of way to the property line and that part of the land has nothing to do with this plat. Mayor Rhorer called for the vote. Alderman Lewis-aye, Alderman Bronson-aye, Alderman Clay-aye, Alderwoman Martin-aye, Alderman Sullivan-aye, Alderman Sapp-aye. Motion carried.

Mayor Rhorer presented Council Bill No. 2018-032 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Council Bill No. 2018-032, an ordinance to amend Chapter 11; Subdivision Regulations. First reading by title only. Mayor Rhorer called for questions or comments. Lyn Woolford stated this is to clear up inconsistency in city code on lot sizes and the Planning and Zoning recommended this change. Alderman Liaison Jeff Sapp stated this changes the verbiage to match the chart in Section 9.295. Area regulations. Lyn Woolford reported the chart is also in the board packet. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Sullivan-aye, Alderwoman Martin-aye, Alderman Lewis-aye, Alderman Bronson-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented Ordinance No. 1184 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Ordinance No. 1184, an ordinance amending the policy on police details. Mayor Rhorer called for questions or comments. Lyn Woolford stated this was discussed at the last meeting and is an increase from \$25.00 to \$30.00 per hour. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Sullivan-aye, Alderwoman Martin-aye, Alderman Lewis-aye, Alderman Bronson-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented Ordinance No. 1185 for consideration. Alderman Sapp made motion and seconded by Alderman Bronson to take up Ordinance No. 1185, an ordinance authorizing the Mayor to enter into an animal control enforcement cooperative agreement. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Sullivan-aye, Alderwoman Martin-aye, Alderman Lewis-aye, Alderman Bronson-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented Ordinance No. 1186 for consideration. Alderman Bronson made motion and seconded by Alderman Sapp to take up Ordinance No. 1186, an ordinance allotting a fifty/fifty split of the storm water control and local parks tax revenue. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Clay-aye, Alderwoman Martin-aye, Alderman Sullivan-aye, Alderman Bronson-aye, Alderman Lewis-aye, Alderman Sapp-aye. Motion carried.

Mayor Rhorer presented Ordinance No. 1187 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Ordinance No. 1187, and ordinance to change the zoning of a parcel of land from (L-I) Light Industrial to (G-C) General Commercial for Bauer Homes, Inc. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderwoman Martin-aye, Alderman Lewis-aye, Alderman Clay-aye, Alderman Sapp-aye Alderman Sullivan-aye, Alderman Bronson-aye. Motion carried.

Mayor Rhorer presented Ordinance No. 1188 for consideration. Alderman Clay made motion and seconded by Alderman Bronson to take up Ordinance No. 1188, an ordinance approving the final major plat for Liberty Landing 5, 6 & 7. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Bronson-aye, Alderman Sullivan-aye, Alderwoman Martin-aye, Alderman Lewis-aye, Alderman Clay-aye, Alderman Sapp-aye. Motion carried.

Mayor Rhorer presented Ordinance No. 1189 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Ordinance No. 1189, an ordinance approving the final plat for East Ashland Plaza for C-S Properties-Columbia, LLC. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Clay-aye, Alderwoman Martin-aye, Alderman Lewis-aye, Alderman Bronson-aye, Alderman Sullivan-aye. Motion carried.

Mayor Rhorer presented Ordinance No. 1190 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Ordinance No. 1190, an ordinance to amend Chapter 11; Subdivision Regulations. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderwoman Martin-aye, Alderman Sullivan-aye, Alderman Sapp-aye, Alderman Lewis-aye, Alderman Bronson-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented a Resolution for the purchase of patrol vehicle for the police department. Alderman Bronson made motion and seconded by Alderman Clay to consider a resolution authorizing the purchase of a patrol vehicle for the police department. Mayor Rhorer called for questions or comments. Lyn Woolford reported this is a used 2014 all-wheel drive Dodge Charger. He stated the funds were placed in the budget. He stated the car is \$14,700.00 plus the additional cost for the equipment which would approximately \$6,000 plus installation. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Sullivan-aye, Alderwoman Martin-aye, Alderman Lewis-aye, Alderman Bronson-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented a Resolution for professional engineering services. Alderman Bronson made motion and seconded by Alderman Clay to consider a resolution authorizing the Mayor to enter into an agreement for professional engineering services for general on call engineering services with McClure Engineering Co. Mayor Rhorer called for questions or comments. Lyn Woolford reported we requested proposals for qualifications for engineering services. Mayor Rhorer called for the vote. Alderman Lewis-aye, Alderman Bronson-aye, Alderman Clay-aye, Alderwoman Martin-aye, Alderman Sullivan-aye, Alderman Sapp-abstained. Motion carried.

Mayor Rhorer presented a Resolution for professional engineering services. Alderman Bronson made motion and seconded by Alderman Clay to consider a resolution authorizing the Mayor to enter into an agreement for professional engineering services for general on call engineering services with Engineering Survey's and Services, LLC. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote Alderwoman Martin-aye, Alderman Sullivan-aye, Alderman Sapp-aye, Alderman Lewis-aye, Alderman Bronson-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented a resolution for the 2018 City streets project. Alderman Bronson made motion and seconded by Alderman Clay to consider a resolution authorizing the Mayor to enter into an agreement with

Capital Paving Company for the 2018 City Streets Project; Providing for compliance with the prevailing wage law and state-mandated construction safety training. Mayor Rhorer called for questions or comments. Coby Morris reported this is a piggy-back off the county bid. Mayor Rhorer called for the vote. Alderman Lewis-aye, Alderman Bronson-aye, Alderman Clay-aye, Alderwoman Martin-aye, Alderman Sullivan-aye, Alderman Sapp-aye. Motion carried.

Mayor Rhorer presented a resolution for the new water building. Alderman Bronson made motion and seconded by Alderman Clay to consider a resolution authorizing accepting the bid for material and labor to construct a post frame building for the water department & authorizing the Mayor to enter into a contract with Bilt-Rite Buildings. Mayor Rhorer called for questions or comments. Lyn Woolford reported we received one bid. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Sullivan-aye, Alderwoman Martin-aye, Alderman Lewis-aye, Alderman Bronson-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented a resolution accepting the bid for H.V.A.C. for the new water building. Alderman Bronson made motion and seconded by Alderman Clay to consider a resolution accepting the H.V.A.C. for the water department & authorizing the Mayor to enter into a contract with Phil Bentlage Heating and Air Conditioning, LLC. Mayor Rhorer called for questions or comments. Lyn Woolford reported we received one bid on this. Mayor Rhorer called for the vote. Alderwoman Martin-aye, Alderman Bronson-aye, Alderman Sullivan-aye, Alderman Sapp-aye, Alderman Clay-aye, Alderman Lewis-aye. Motion carried.

Mayor Rhorer presented a resolution accepting the bid for the grading and concrete work for the new water building. Alderman Bronson made motion and seconded by Alderman Clay to consider a resolution accepting the bid for the grading and concrete work for the water department & authorizing the Mayor to enter into a contract with Bauer Homes, Inc. Mayor Rhorer called for questions or comments. Lyn Woolford reported we received one bid. Mayor Rhorer called for the vote. Alderman Sullivan-aye, Alderman Bronson-aye, Alderman Sapp-aye, Alderman Clay-aye, Alderman Lewis-aye, Alderwoman Martin-aye. Motion carried.

Mayor Rhorer presented a resolution accepting the bid for the electrical work for the new water building. Alderman Bronson made motion and seconded by Alderman Clay to consider a resolution accepting the bid for the material, labor to install electrical work for the water department & authorizing the Mayor to enter into a contract with Meyer Electric Co, Inc. Mayor Rhorer called for questions or comments. Lyn Woolford reported we received one bid. Mayor Rhorer called for the vote. Alderman Clay-aye, Alderman Bronson-aye, Alderman Lewis-aye, Alderwoman Martin-aye, Alderman Sullivan-aye, Alderman Sapp-aye abstained. Motion carried.

Mayor Rhorer presented a resolution for authorizing the City Administrator to pursue participation in MoDot's 50/50 cost share program for the improvements to the Broadway and Henry Clay Blvd. intersection. Alderman Bronson made motion and seconded by Alderman Clay to authorize the City Administrator to pursue participation in MoDot's 50/50 cost share program for the improvements to the Broadway and Henry Clay Blvd. intersection. Mayor Rhorer called for questions or comments. Lyn Woolford explained the application process and reported we already did the traffic study with the TEAP grant. Mayor Rhorer called for the vote. Alderwoman Martin-aye, Alderman Lewis-aye, Alderman Clay-aye, Alderman Sapp-aye, Alderman Bronson-aye, Alderman Sullivan-aye. Motion carried.

Mayor Rhorer presented a request for fireworks for Bluegrass Terrace. Alderman Bronson made motion and seconded by Alderman Clay to approve the firework permit for Bluegrass Terrace. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Sullivan-aye, Alderwoman Martin-aye, Alderman Lewis-aye, Alderman Bronson-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented a request for fireworks for Ashland Villa. Alderman Bronson made motion and seconded by Alderman Clay to approve the firework permit for Ashland Villa. Mayor Rhorer called for the vote. Alderwoman Martin-aye, Alderman Sullivan-aye, Alderman Sapp-aye, Alderman Lewis-aye, Alderman Bronson-aye, Alderman Clay-aye. Motion carried.

Mayor's Report:

Mayor Rhorer had no report.

City Administrator Report:

Lyn Woolford gave an overview of the sales tax we received in June. He stated he has added two categories, one for the park tax and the other for storm water tax. He stated we would probably start seeing that in October.

City Attorney report.

Jeffrey Kays did not have a report.

Board of Aldermen's Reports:

Alderman Sapp stated he abstained from the vote from McClure Engineering because his brother in law is employed there and Meyer Electric because of potential employment.

Alderman Lewis stated he received correspondence from Jane Armer on the recycling containers being poorly labeled. He stated if they were labeled it could help reduce the litter. Lyn Woolford stated there has been some improvement at the recycling lot. Alderman Lewis suggested talking with the County and Republic on better labeling. Coby Morris, Public Works Director stated we have a lot of trouble in the Spring.

Alderman Bronson stated he received a letter taped to his garage door reference the extension of Perry Avenue. He stated there is no debate that the entrance/exit to the Lakeview Subdivision is a safety issue. He stated that with the 1000 feet difference with the acceptance of the East Ashland Plaza plat it makes it more affordable to fix the issue. He stated that we are a step closer and should be able to work through this with Nancy Richardson.

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

Darla Sapp, City Clerk

Gene Rhorer, Mayor