

TUESDAY, JULY 17, 2018  
BOARD OF ALDERMEN MINUTES  
7:00 P.M.

Mayor Rhorer called the regular meeting to order at 7:00 p.m. on July 17, 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, Shelley Martin, Treasurer/Deputy City Clerk and Jeffrey Kays, City Attorney.

Mayor Rhorer presented the agenda of July 17, 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 19, 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 topic.

Mike McCubbin of Conservation Home Builders stated he came to support the multi-family conditional use permit for the Bauer's. He stated he felt this would be a nice addition to that part of the neighborhood. Mayor Rhorer stated he would be glad to see the area developed.

Mayor Rhorer presented Council Bill No. 2018-033 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Council Bill No. 2018-033, an ordinance to amend Chapter 14 of the Code of the City of Ashland to modify utility billing and collection procedures. First reading by title only. Mayor Rhorer called for questions or comments. Lyn Woolford explained it changed from Mayor and Board of Aldermen to City Administrator to stream line the collection of unpaid utility bills. Alderman Bronson asked that the Board be updated on this. Jeff Kays, City Attorney reported this is more aggressive collection and does not have to get Board approval every time. Mayor Rhorer called for the vote. Alderman Lewis-aye, Alderwoman Martin-aye, Alderman Sullivan-aye, Alderman Sapp-aye, Alderman Bronson-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented Council Bill No. 2018-034 for consideration. Alderman Bronson made motion and seconded by Alderman Clay take up Council Bill No. 2018-034, an ordinance adopting a write-off and collection policy for the City of Ashland, Missouri. First reading by title only. Mayor Rhorer called for questions or comments. Shelley Martin stated she took what information Lyn Woolford sent her and modified it and had the City Attorney review it. Jeff Kays, City Attorney reported this is the procedure, collection policy and write-off's and also places the authority to the City Administrator instead of the Board of Aldermen.

Shelley Martin stated this is done in two separate ordinances because it also pertains to monies owed to the city for utilities, as well as other monies to be collected, bankruptcy, etc. Alderman Lewis stated the only change in the policy is shifting responsibility. Shelley Martin stated this allows us to review these throughout the year instead of an annual basis. Mayor Rhorer called for the vote. Alderman Clay-aye, Alderwoman Martin-aye, Alderman Bronson-aye, Alderman Sullivan-aye, Alderman Lewis-aye, Alderman Sapp-aye. Motion carried.

Mayor Rhorer presented Council Bill No. 2018-035 for consideration. Alderman Sapp made motion and seconded by Alderman Lewis to take up Council Bill No. 2018-035, an ordinance authorizing the appropriation of funds to certain accounts within the fiscal year 2018/2019 budget. First reading by title only. Mayor Rhorer called for questions or comments. Mayor Rhorer stated it looked like they consolidated some of the accounts. Shelley Martin, Treasurer stated the highlighted areas are the budget adjustments. She stated she increased some fund lines, such as the park because they re-mulched the play area and re-shingled some roofs. She stated they are getting bids to remove the bathroom fixtures, power wash, repaint the bathrooms and make the female side ADA compliant. She stated that she and Lyn Woolford talked about it and the bathrooms are ugly. She stated everything would be new inside and out with the exception of the roof which does not need repaired. She stated we have not received the park sales tax yet. She gave an overview of the street fund and explained the budget adjustments because of the TEAP Grant and getting another municipalities funds. She stated they needed additional training for software in the water department so they increased the professional training account line. She stated the other changes was for the new water building. The changes in the sewer was expenses for an employee and additional lab expenses. She stated the other changes was the park/storm water tax fund. She stated she estimated \$100,000.00. She stated the auditors' recommendation was not to transfer any funds. She stated what we spend on the park we will not be reimbursed for. Mayor Rhorer expressed concern of spending the funds from general fund for the park improvements. Lyn Woolford stated we received a windfall of money from the cellular tower sales. Lyn Woolford reported that citizens want to see some improvements happen since the tax passed. Lyn Woolford presented an option of a modular concrete building for bathrooms at the park. He stated they are being used in national parks, etc. He stated the costs is approximately \$30,000.00. 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. 2018-036 for consideration. Alderman Sapp made motion and seconded by Alderman Clay to take up Council Bill No. 2018-036, an ordinance authorizing the Mayor to execute a subdivision warranty agreement with South Wind Plat 3. First reading by title only. Mayor Rhorer called for questions or comment. Lyn Woolford reported Coby Morris confirmed everything is in order. He stated this Ordinance starts the warranty period after the final reading on South Wind Plat 3. Mayor Rhorer called for the vote. Alderman Clay-aye, Alderman Bronson-aye, Alderman Lewis-aye, Alderman Sapp-aye, Alderman Sullivan-aye, Alderwoman Martin-aye. Motion carried.

Mayor Rhorer presented Council Bill No. 2018-037 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Council Bill No. 2018-037, an ordinance granting a conditional use permit to Bauer Homes, Inc. to permit a multi-family dwelling. First reading by title only. Mayor Rhorer called for questions or comments. Mayor Rhorer stated these will be similar homes as across the street that the Bauer's also built. Alderman Bronson stated he has not heard any complaints from Middleton Subdivision residents. Alderman Sapp, Board of Alderman Liaison to the Planning and Zoning stated this came before the Planning and Zoning Commission and the only opposition they heard was from Assisted Transportation and the owners of that building. He stated several people in attendance was in support of it. He stated after discussion the conditional use permit was approved by the 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. 2018-038 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Council Bill No. 2018-038, an ordinance approving the final major plat for South Wind Plat 4. First reading by title only. Mayor Rhorer called for questions or comments. Lyn Woolford stated that all the comments from the engineer have been met and it is ready to go. Jeff Sapp, Board of Alderman Liaison to the Planning and Zoning Commission stated the Planning and Zoning Commission voted in favor of the South Wind Plat 4 and recommended approval. Mayor Rhorer called for the vote. Alderwoman Martin-aye, Alderman Clay-aye, Alderman Sullivan-aye, Alderman Bronson-aye, Alderman Sapp-aye, Alderman Lewis-aye. Motion carried.

Mayor Rhorer presented an annexation request from the YMCA and asked to set a public hearing for 8-07-2018. Alderman Bronson made motion and seconded by Alderman Clay to set the public hearing on the annexation request for 8-07-2018. 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 for discussion Perry Avenue Extension. He stated he talked with Nancy Richardson and she is willing to work with the City on an easement. He stated that he has talked with Corey Myers as well and he knows he has to put the roadway in front of his property. He informed the Board that he has talked with MoDot and has asked them to close the entrance off the Highway and Liberty Lane once the roadway is built. Mayor Rhorer reported with the additional development in the area there would be several options of entrances and exits on Route Y.

Mayor Rhorer presented for discussion "Games of Chance". Mayor Rhorer reported he received a call from Vee Fasciotti that since she could not do a Texas Hold'Em fund raiser legally she questioned how there was two slot machine looking devices in Fastlane. He informed the Board that they talked with them and they unplugged these machines until we got an answer from the gaming commission. Jeff Kays and Lyn Woolford explained how the machines at Fastlane worked and they were not considered a game of chance. He stated since then the machines have been plugged back in. Jeff Kays and Mayor Rhorer explained they have researched this but have not gotten a clear answer if they are legal or not. The Board discussed this at length. Mayor Rhorer polled the Board to see if they were interested in an ordinance to prohibit gambling in the City of Ashland. He stated that he would be in favor of crafting a specified ordinance to prohibit these types of machines. Lyn Woolford, City Administrator stated he would be in favor of an ordinance to prohibit these types of machines and overall gambling. The Board members gave their feelings on the machines and asked that an ordinance be crafted on these types of machines and general gambling inside the city limits of Ashland.

#### Mayor's Report:

Mayor Rhorer stated he has been working with the Richardson's on Perry Avenue extension and games of chance or no chance games with Jeff Kays and Lyn Woolford. He stated he attended the 4th of July parade and it was the biggest he had ever seen in Ashland. He stated the parade was well attended.

#### City Administrator/Police Chief Report:

Lyn Woolford reported the sales tax report was in the packet and the first quarter is at 26%.

He stated that he would be working on getting bids for a comprehensive plan for the Planning and Zoning Commission. He stated the last time this was done it cost \$20,000.00 and was done by the Regional Planning Commission.

Lyn Woolford reported Centurylink is putting in high-speed internet along Broadway and west of Ashland. He stated Creek Enterprises is one of the subcontractors on this. He stated that Ridenhour was doing work

for Socket. He stated they broke part of a sidewalk near Renee and would be keeping track of the damage and will come back and fix them.

Lyn Woolford reported that Liberty Lane closure was delayed a week but is now closed. He stated the detour goes through Middleton Subdivision and the police department will be monitoring this area for speed and stop sign violations.

Lyn Woolford reported the rodeo parade would be taking a different route this year.

City Attorney report:

Jeffrey Kays did not have a report.

Board of Aldermen's Reports:

Alderman Bronson reported he received a call from Ms. McCord on a smashed bush from a contractor on South Henry Clay Blvd. He stated he believed it has been resolved. He stated Helping Hands had a good turnout and many school supplies had been collected.

Alderman Lewis stated he had a discussion with the superintendent of the school after the 4<sup>th</sup> of July parade and he was impressed with the small community spirit. He suggested that next year the city sponsor a fireworks show and hold it at the football field. He stated we could get donations. He stated he brought it up tonight and put on the table. He stated this would probably be a parks and recreation event. Alderman Bronson stated that Ronnie Basinger would like annexed into the city. Mayor Rhorer stated he would follow up on this. Shelley Martin, Treasurer reported a fireworks display would have to be discussed with our insurance company.

Alderman Sullivan questioned if the car he called the police department on in his neighborhood had been stolen. Lyn Woolford stated he did not know.

Alderman Sapp commended the fire department, Ameren and Ashland Police Department on their efforts of taking care of the ruptured gas main in a timely fashion on West Broadway. He reminded everyone to vote on August 7<sup>th</sup>.

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

Darla Sapp, City Clerk

Gene Rhorer, Mayor