

TUESDAY, JULY 18, 2017
BOARD OF ALDERMEN MINUTES
7:00 P.M.

Mayor Rhorer called the regular meeting to order at 7:00 p.m. on July 18, 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-here
Ward Three: Rick Lewis-here, Jeff Sapp-here

Staff Present: Fred Boeckmann, City Attorney, Darla Sapp, City Clerk, Shelley Martin, Treasurer/Deputy City Clerk, Coby Morris, Public Works Department and Lyn Woolford, Police Chief/City Administrator.

Mayor Rhorer presented the agenda of July 18, 2017 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to approve the agenda as amended. Mayor Rhorer called for the vote. Motion carried.

Mayor Rhorer presented the minutes of June 20, 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 presented the minutes of the special meeting on June 27, 2017 for consideration. Alderman Bronson made motion and seconded by Alderman Lewis to approve the minutes as presented. 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.

Carolyn Lott of Bluegrass Subdivision reported there is a lot of parking on the street on Red Tail Drive and she is afraid emergency vehicles can't get through. She asked that there be no parking placed on the west side of the street. She reported a gray government car parks right where the speed hump is on the west side and a sport utility vehicle parks on the east side. She stated they keep the driveway clear for party space, bbq and they park on the roadway. She expressed concern of the children playing in the street.

Anne Summers resident at 506 Redbud Lane spoke out against the proposed garage that's being planned on Broadway next to the Trading Post. She opposed the wrecked cars that would be parked behind the building and would be next to their backyards on Redbud Lane. She asked that at least a privacy fence be installed to cover this up. Mayor Rhorer reported the site plan has been postponed. He recommended that Ms. Summers attend the Planning and Zoning meeting and express her concerns.

Vee Fasciotti resident at 508 Redwing Drive questioned why the neighbors were not notified about the speed bump. She also commented on a residence on Red Tail, by the speed bump, parking in the street and using their driveway as a party place. She expressed concern of one lane and emergency vehicles not getting through. Lyn Woolford reported approximately 15 residents came requesting the speed bump and the Board agreed to install this as a pilot program and see how well it works. Alderman Campbell stated that no one has given us any objection on this speed bump.

Mayor Rhorer stated this is a pilot program for the speed hump and Lyn Woolford will be weighing the opposition and positive remarks on this. Lyn Woolford said this creates visual friction and reported there is different ways in and out of the subdivision. Alderman Campbell stated he felt the neighborhood needed to get together as a group and come to an agreement.

Adam Middaugh resident at 503 Woodland Court stated he did not have an issue with the speed hump necessarily, but with the parking on the inside curb that blocks the view from people coming around the curve. He expressed concern of the children's safety on this blind corner. He asked that no parking be placed through the radius of the corner on Red Tail Drive.

Darren Wood resident at 501 Woodland Court expressed his disappointment with the pilot program speed hump and questioned why this area was selected with all the other areas and school zones. He expressed concern of the feasibility, type of speed hump, restricting parking on the west side of the curb and the safety of the children that play in the street. He stated he felt there was lack of communication on this pilot program and the rest of the neighborhood not being informed. Mr. Wood expressed concern of possible damage to vehicles.

Lyn Woolford, City Administrator/Police Chief reported he did not see how the speed hump and parking had anything to do with each other. This was debated among the residents.

Mayor Rhorer presented Council Bill No. 2017-024 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Ordinance No. 2017-024, an ordinance authorizing the escrow of funds sufficient to defease and redeem certain bonds of the City of Ashland, Missouri, and authorizing certain documents and actions in connection therewith. First reading by title only. Mayor Rhorer called for questions or comments. Lyn Woolford reported there is a presentation on bonds in the board packets. Lyn Woolford, Shelley Martin and Steve Goehl explained the bonds and redemption. The recommendation was for the City to consent to redeem Series 2002 and Series 2013 on September 1, 2017; consent to redeem Series 2007 on December 1, 2017; revisit redeeming Series 2008 prior to December 2018 and reducing the percentage of water income currently filtering into water cash debt. The bonds were discussed at great length. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented Council Bill No. 2017-025 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Ordinance No. 2017-025, an ordinance to change the zoning of a parcel of land from Moderate Density Residential District (R-2) to General Commercial (C-G) for Margaret Wright at 114 Oak Street. First reading by title only. Mayor Rhorer called for questions or comments. Alderman Sapp, Planning and Zoning Liaison, reported the Planning and Zoning Commission recommended approval and explained the existing zoning on this tract is partial R-2 and Commercial and they wanted to make it consistent. Alderman Lewis asked if he could get more information on this. Cecil Payne, realtor, passed out sketches of the area. He stated 85 percent of the property was zoned commercial and the owner would like to make all the area commercial. He explained the survey and platting of this large tract. The Board discussed this. Mayor Rhorer called for the vote. Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye, Alderman Sapp-aye, Alderman Bronson-aye, Alderman Campbell-aye. Motion carried.

Mayor Rhorer presented Council Bill No. 2017-026 for consideration. Alderman Bronson made motion and seconded by Alderman Sapp to take up Ordinance No. 2017-026, an ordinance granting a Conditional Use permit for Planned Residential Development. First reading by title only. Mayor Rhorer called for questions or comments. Alderman Sapp, Planning and Zoning Liaison, reported the Planning and Zoning Commission approved the Conditional Use permit for Planned Residential Development. He stated during the plat portion of Nichols Automotive Subdivision they added three conditions to the plat. 1) ingress/egress

easement meets the fire marshal's approval on the PRD plat, 2) the area calculations of the city engineer are verified, and 3) the name of the Planning and Zoning Chairman needed to be corrected on the plat of the detailed plan of the Planned Residential Development, Nichols Court. Lyn Woolford reported the only outstanding item is the fire marshals approval. The Board discussed this at length. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented Council Bill No. 2017-027 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Ordinance No. 2017-027, an ordinance approving the final plat for Nichols Automotive Subdivision. First reading by title only. Mayor Rhorer called for questions or comments. Alderman Sapp, Planning and Zoning liaison, reported this is dividing the two lots into three dedicated lots and cleaning up lot lines. He stated the Planning and Zoning Commission recommended the approval. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented Council Bill No. 2017-028 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Ordinance No. 2017-028, an ordinance approving the detailed plat of the Planned Residential Development of Nichols Court. First reading by title only. Mayor Rhorer called for questions or comments. Lyn Woolford stated this is making two plats out of one plat and has designated new lots. Mayor Rhorer called for the vote. Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye, Alderman Campbell-aye, Alderman Bronson-aye, Alderman Sapp-aye. Motion carried.

Mayor Rhorer presented Council Bill No. 2017-029 for consideration. Alderman Bronson made motion and seconded by Alderman Sapp to take up Council Bill No. 2017-029, an ordinance authorizing the Mayor to enter into a joint agreement for use of the Hartsburg bucket truck. First reading by title only. Mayor Rhorer called for questions or comments. Coby Morris, Public Works Department, reported they use this to trim trees and put up Holiday decorations. He estimated they use the truck four to five times a year. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented Ordinance No. 1121 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Ordinance No. 1121, an ordinance to amend Chapter 14 & Appendix C-1 of the Code of the City pertaining to sewer rates. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Clay-aye, Alderman Fasciotti-aye, Alderman Lewis-aye. Motion carried.

Mayor Rhorer presented Ordinance No. 1122 for consideration. Alderman Bronson made motion and seconded by Alderman Sapp to take up Ordinance No. 1122, 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 Fasciotti-aye, Alderman Lewis-aye, Alderman Campbell-aye, Alderman Bronson-aye, Alderman Sapp-aye. Motion carried.

Mayor Rhorer presented Ordinance No. 1123 for consideration. Alderman Bronson made motion and seconded by Alderman Sapp to take up Ordinance No. 1123, an ordinance to amend Chapter 19 of the Code of the City of Ashland to conform offenses concerning weapons and firearms to state law. Mayor Rhorer called for questions or comments. Fred Boeckmann, City Attorney reported this is to conform to the State Statute change. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Lewis-aye, Alderman Bronson-aye, Alderman Fasciotti-aye, Alderman Campbell-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented Ordinance No. 1124 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Ordinance No. 1124, an ordinance to amend Chapter 27 of the Code of the City of Ashland to allow and place limitations on keeping pygmy goats. Mayor Rhorer called for questions or comments. Mayor Rhorer reported there are stipulations added in the ordinance that the Board discussed at the last meeting. Mayor Rhorer called for the vote. Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye, Alderman Sapp-aye, Alderman Bronson-aye, Alderman Campbell-aye. Motion carried.

Mayor Rhorer presented Ordinance No. 1125 for consideration. Alderman Bronson made motion and seconded by Alderman Sapp to take up Ordinance No. 1125, an ordinance to authorize the Police Department to participate in Major case squad operations. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Sapp-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Clay-aye, Alderman Fasciotti-aye, Alderman Lewis-aye. Motion carried.

Mayor Rhorer presented Ordinance No. 1126 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Ordinance No. 1126, an ordinance authorizing the Mayor to enter into a joint agreement for use of the Hartsburg bucket truck. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote Alderman Sapp-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Clay-aye, Alderman Fasciotti-aye, Alderman Lewis-aye. Motion carried.

Mayor Rhorer presented a resolution for concrete street repair for consideration. Alderman Bronson made motion and seconded by Alderman Sapp to authorize the Mayor to enter into an agreement with Watson Concrete, Inc. for concrete street repair on Appaloosa Drive; providing for compliance with the prevailing wage law and state-mandated construction safety training. Mayor Rhorer called for questions or comments. Coby Morris, Streets Supervisor, informed the Board this is 655 feet of curb that needs fixed. Mayor Rhorer called for the vote. Alderman Campbell-aye, Alderman Bronson-aye, Alderman Sapp-aye, Alderman Clay-aye, Alderman Fasciotti-aye, Alderman Lewis-aye. Motion carried.

Mayor Rhorer presented a resolution for the Ashland 2017 street overlays. Alderman Bronson made motion and seconded by Alderman Sapp to authorize the Mayor to enter into an agreement with Christensen Construction Co. for the 2017 Ashland Streets Project; providing for compliance with the prevailing law and state-mandated construction safety training. 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 Fasciotti-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented a resolution for manhole lining. Alderman Bronson made motion and seconded by Alderman Clay to authorize the Mayor to enter into an agreement with Ace Pipe Cleaning, Inc.; providing for compliance with prevailing wage law and state-mandated construction safety training. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye, Alderman Sapp-aye, Alderman Bronson-aye, Alderman Campbell-aye. Motion carried.

Mayors Report:

Mayor Rhorer gave an overview of Boone County proposition 1, road and bridge tax. He reported the county collects this tax and the City of Ashland gets approximately \$150,000.00 per year of this money for roads in our city. He stated at the next meeting we would have a resolution supporting this Proposition. He reported he has a sign in his yard supporting this and additional signs in the car if any board members wished to place any in their yards.

City Administrator/Police Chiefs Report:

Lyn Woolford reported Keith Winscott has purchased the Universal Campers building and has extended an offer of \$2800.00 per month rental with a two-year lease to City for use by the water department. The Board discussed this and felt we should build our own building by the south water tower.

Mayor Rhorer presented the Board with a copy of a letter from Mr. McCubbin's attorney. He stated he had no comment and wished to let our legal counsel comment.

Lyn Woolford reported the sludge removal is completed and he included a copy of the bill in the packet. He reported we did remove an additional 25 loads of sludge.

He reported the Dodge Charger is on the road and he updated them on the fleet.

Lyn Woolford reported the park tax educational brochure was complete and they are getting cost estimates on having it professionally printed. He said they plan to send it out in the water bills and have town educational meetings. He informed the Board this would be on the April ballot. The Board discussed the proposed park tax would be ¼ of a percent and generate approximately 80 thousand dollars a year. Mayor Rhorer reported it would sunset at five years. He thanked the staff for taking the lead on this.

Lyn Woolford gave an overview of the calls for service and incident reports. He gave an overview on the utility adjustments made in June. Lyn Woolford gave an overview of the positive sales tax report.

City Attorney's Report:

Fred Boeckmann reported there was a letter from Mr. McCubbin's attorney that was rather lengthy and a response letter from him. He stated Mr. McCubbin asked for a response from the Board. He asked if they had a chance to review it. Mayor Rhorer reported he just gave it to them. He asked the Board to communicate to him or bring it up at the next meeting.

Lyn Woolford reported we have had no workers compensation claims since 2014.

Board of Aldermen's Report:

Alderman Bronson reported he was the only Alderman on the 4th of July float. He stated he was out of town and missed the Park Board meeting.

Alderman Campbell reported that he got a good report on his health issues today.

Alderman Fasciotti thanked the Chief for getting the yellow roll-off container removed from Peterson Lane. He stated we need to get the Bluegrass Subdivision residents together to talk about issues on Red Tail Drive.

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

Darla Sapp, City Clerk

Gene Rhorer, Mayor