CITY OF ASHLAND
109 EAST BROADWAY
BOARD OF ALDERMEN AGENDA
TUESDAY, JUNE 04, 2013
7:00 P.M.

Posted: May 31-2013 at 2:10 p.m.

Notice is hereby given that the City of Ashland Board of Aldermen will conduct a meeting at **6:00 p.m. on Tuesday, June 4, 2013** at Ashland City Hall Chamber Room at 109 East Broadway, Ashland, Mo.

The tentative agenda of this meeting includes:
Vote to go into closed session pursuant to Chapter 610.021 (1) legal actions/litigation (3) personnel matters

Open meeting/ report any action taken.

Vote to adjourn meeting

Call to Order-regular meeting at 7:00 p.m.

Invocation

Pledge of Allegiance

Roll Call

CONSENT

1. Consideration of the 6-04-13 agenda: **Action:** _____
2. Consideration of the 5-15-13 minutes: **Action:** _____
3. Consideration of the 5-21-13 minutes: **Action:**_____
4. Consideration of the 5-24-13 minutes: **Action:**_____
5. Bills to be paid: **Action:** _____

APPEARANCES

6. Corey Myers-discussion of lot on Red Tail
7. Bill Friedrich-Lakeview Estates- discussion of infrastructure, streets, sewer and water line acceptance
8. Anyone wishing to appear before the Board

APPOINTMENTS

9. Alderman Ward Two
10. Acting Police Chief

COUNCIL BILLS

11. Council Bill No. 2013-015, an ordinance amending the City's Code of Ordinances, Chapter 12 Public Infrastructure to add Section 12.557 "Silt fences and inlet protection" and modify existing Section 12.515(B) "Exemptions" to require silt fencing and inlet protection for all construction projects within City limits. First Reading by title only. **Action:**_____

ORDINANCES

12. Ordinance No. 950, an ordinance accepting public infrastructure of Middleton Crossing Plat 3 (Lots 11, 14-18), Middleton Crossing Plat 4 (Lots 19-25, 31-34, 42- 44,53) and Middleton Estates (Lots 45-52) for Winscott Construction. **Action:**_____

13. Ordinance No. 951, an ordinance approving Southwoods Commercial Park, Plat 3 for March Properties, LLC. **Action:**_____

RESOLUTIONS

14. None

OTHER

15. Discussion and interpretation of the "No" vote on vacancies.
16. Board approval to do an investigation of the allegations regarding the Chief of Police.
17. Discussion of May 8th Memo regarding that all requests for documents to be channeled through the Mayor or City Administrator 's Office.
18. Discuss Hiring Committee's for open positions

REPORTS

19. Mayor's Report
20. City Administrator's Report
21. Interim City Attorney's Report
22. Board of Alderperson's Report
23. Vote to adjourn meeting

If you would like to add an item on the agenda, please do so in writing 7 days prior to the meeting date.

The City of Ashland wants to make certain our meeting is accessible to all citizens. If you require any accommodations (signing, interpreter, translator, etc.) that we do not normally have at our meetings, please let Darla Sapp, City Clerk know of your needs. (if possible 48 hours in advance of the meeting.)

The City of Ashland Board of Aldermen may have a study session, or special meeting or hold a closed meeting pursuant to Chapter 610.021 (1) thru 610.021 (21).

Posted: 5-31-2013 City Hall and Web site www.ashlandmo.us

CITY	BALANCE	ACCOUNT #	TYPE
UNRESTRICTED FUNDS			
General Reserve Fund-Edward Jones	83,000.00	26711690	CD
General Reserve Fund-Mainstreet	82,000.00	90	CD
General Reserve Fund- Mainstreet	80,000.00	11968	CD
Checking	400,580.84		
TOTAL CITY UNRESTRICTED FUNDS	**645,580.84**		
RESTRICTED RESERVES			
Capital Fund Current	85,560.84		
Capital Fund Previous Years Received	127,949.82		
Street Reserve Fund	100,000.00	76093	CD
TOTAL CITY RESTRICTED FUNDS	**313,510.66**		

UTILITIES			
UNRESTRICTED FUNDS			
Checking	1,629,436.72	1129651	
TOTAL UTILITIES UNRESTRICTED FUNDS	**1,629,436.72**		
RESTRICTED RESERVES			
Combined Debt Service	124,975.20		
Sewer Debt Service Investments-Mainstreet	30,000.00	11818	CD
Water Reserve Fund	65,000.00	6220598046	CD
Sewer reserve Fund	65,000.00	89399013	CD
TOTAL UTILITIES RESTRICTED FUNDS	**284,975.20**		

April 30, 2013

GL ACCT #	VENDOR NAME	REFERENCE	INVOICE AMOUNT	VENDOR TOTAL	CHECK#	CHECK DATE
	ACCOUNTS PAYABLE CLAIMS					
10-02-2001	United States Treasure	FED/FICA TAX	1,530.28		9126496	5/17/13
10-02-2002	United States Treasure	FED/FICA TAX	2,085.26	3,615.54	9126496	5/17/13
10-02-2012	ANTHEM BLUE CROSS BLUE SHIELD	HEALTH INS PREMIUM	95.40	95.40	2406	5/30/13
10-02-2014	ANTHONY CONSIGLIO	HSA	95.08	95.08	9126498	5/17/13
10-02-2014	KELLY HENDERSON	HSA	47.54	47.54	9126499	5/17/13
10-02-2016	LEGALSHIELD	LEGALSHIELD	17.95	17.95	2425	5/30/13
10-10-5240	COLUMBIA/BOONE CO.HEALTH DEPT.	HEPATITIS B IMMUNIZATION	80.00	80.00	2418	5/30/13
10-10-5305	AMERENUE	UTILITIES	212.88	212.88	2405	5/30/13
10-10-5380	FRANCOTYP-POSTALIA, INC	POSTAGE METER AGREEMENT	28.87	28.87	2422	5/30/13
10-10-5380	PITHWIDGET	OFFICE/CHAMBER CLEANING	75.00	75.00	2428	5/30/13
10-10-5670	QUILL CORPORATION	PAPER CLIPS	2.74	2.74	2429	5/30/13
10-10-5680	CMRS-FP	POSTAGE FOR METER	700.00	700.00	2416	5/30/13
10-10-5790	AMERENUE	UTILITIES	20.21	20.21	2405	5/30/13
10-10-5816	DELL MARKETING L.P.	CITY CLERKS COMPUTER	923.06	923.06	2420	5/30/13
10-10-5835	ASHLAND PC TECH, LLC	NEW COMP INSTALL	235.71	235.71	2408	5/30/13
10-11-5135	ARCHER-ELGIN	GREAT REFLECTIONS	245.00	245.00	2411	5/30/13
10-11-5380	FRANCOTYP-POSTALIA, INC	POSTAGE METER AGREEMENT	28.87	28.87	2422	5/30/13
10-11-5380	PITHWIDGET	OFFICE/CHAMBER CLEANING	75.00	75.00	2428	5/30/13
10-11-5670	QUILL CORPORATION	PAPER CLIPS	2.74	2.74	2429	5/30/13
10-11-5680	CMRS-FP	POSTAGE FOR METER	160.00	160.00	2416	5/30/13
10-11-5835	ASHLAND PC TECH, LLC	MAINTENANCE	10.71	10.71	2408	5/30/13
10-15-5110	CHIEF SUPPLY/LAW ENFORCEMENT	UNIFORM ITEMS	100.94	100.94	2414	5/30/13
10-15-5115	ANTHONY CONSIGLIO	MILEAGE FOR TRAINING	104.53	104.53	2407	5/30/13
10-15-5240	PERRY TOWING, INC	POLICE TOW	107.00	107.00	2427	5/30/13
10-15-5305	AMERENUE	UTILITIES	254.53	254.53	2405	5/30/13
10-15-5360	AT&T MOBILITY	CELL PHONES	221.32	221.32	2409	5/30/13
10-15-5380	FRANCOTYP-POSTALIA, INC	POSTAGE METER AGREEMENT	28.88	28.88	2422	5/30/13
10-15-5380	PITHWIDGET	OFFICE/CHAMBER CLEANING	75.00	75.00	2428	5/30/13
10-15-5415	RANDY'S AUTO REPAIR	LABOR	70.00		2430	5/30/13
10-15-5415	RANDY'S AUTO REPAIR	MAINTENANCE PARTS	27.93		2430	5/30/13
10-15-5420	RANDY'S AUTO REPAIR	SOCKETS	155.98		2430	5/30/13
10-15-5420	RANDY'S AUTO REPAIR	LABOR	15.00	268.91	2430	5/30/13
10-15-5670	QUILL CORPORATION	PAPER CLIPS	2.75	2.75	2429	5/30/13
10-15-5680	CMRS-FP	POSTAGE FOR METER	240.00	240.00	2416	5/30/13
10-15-5835	ASHLAND PC TECH, LLC	MAINTENANCE	10.71	10.71	2408	5/30/13
10-18-5305	AMERENUE	UTILITIES	52.11		2405	5/30/13
10-18-5366	AMERENUE	UTILITIES	11.04		2405	5/30/13
10-18-5367	AMERENUE	UTILITIES	9.79		2405	5/30/13
10-18-5368	AMERENUE	UTILITIES	16.40		2405	5/30/13
10-18-5369	AMERENUE	UTILITIES	9.79		2405	5/30/13
10-18-5371	AMERENUE	UTILITIES	15.06		2405	5/30/13
10-18-5372	AMERENUE	UTILITIES	9.79		2405	5/30/13
10-18-5373	AMERENUE	UTILITIES	9.79	133.77	2405	5/30/13
10-18-5410	Farm Power Lawn & Leisure, Inc	FRONT DECK	101.47	101.47	2421	5/30/13
10-18-5410	WREN'S AUTOMOTIVE	2006 CHEVY PICK UP 2-TIRES	364.69	364.69	2432	5/30/13
10-18-5605	MFA Agri Services	5 GALLON GLYSTAR	47.75	47.75	2426	5/30/13
10-18-5610	CRAZY DICK'S LAWN & GARDEN	MULCH FOR PARK	60.00	60.00	2419	5/30/13
10-18-5610	Westlake Hardware	PAINT FOR PARK TRASH CANS	89.97	89.97	2431	5/30/13
15-16-5448	JEFFREY R. KAYS	CITY PROSECUTOR FEES	833.33	833.33	2424	5/30/13
20-02-2001	United States Treasure	FED/FICA TAX	218.19		9126496	5/17/13
20-02-2002	United States Treasure	FED/FICA TAX	401.42	619.61	9126496	5/17/13

GL ACCT #	VENDOR NAME	REFERENCE	INVOICE AMOUNT	VENDOR TOTAL	CHECK#	CHECK DATE
20-02-2012	AFLAC	HEALTH INSURANCE	42.90	42.90	2404	5/30/13
20-02-2012	ANTHEM BLUE CROSS BLUE SHIELD	HEALTH INS PREMIUM	21.20	21.20	2406	5/30/13
20-20-5240	COLUMBIA/BOONE CO.HEALTH DEPT.	HEPATITIS B IMMUNIZATION	40.00	40.00	2418	5/30/13
20-20-5305	AMERENUE	UTILITIES	100.45	100.45	2405	5/30/13
20-20-5360	AT&T MOBILITY	CELL PHONES	38.58	38.58	2409	5/30/13
20-20-5603	BOONE QUARRIES	CLEAN ROCK	276.26	276.26	2410	5/30/13
20-20-5603	Carter Waters	STREET PINS AND FIBER EXPANSIO	582.11	582.11	2412	5/30/13
20-20-5603	CENTRAL CONCRETE COMPANY	MUSTANG DRIVE	1,306.50		2413	5/30/13
20-20-5603	CENTRAL CONCRETE COMPANY	FOXTAIL COURT	552.75	1,859.25	2413	5/30/13
20-20-5605	COLUMBIA WELDING & MACHINE CO.	WIRE BRUSH, TAPE, ACETLENE	22.96	22.96	2417	5/30/13
20-20-5621	CITY OF COLUMBIA	CLEAN UP SALINDA	31.16	31.16	2415	5/30/13
20-20-5835	ASHLAND PC TECH, LLC	MAINTENANCE	10.71	10.71	2408	5/30/13
45-02-2001	United States Treasure	FED/FICA TAX	685.36		9126496	5/17/13
45-02-2002	United States Treasure	FED/FICA TAX	1,271.04	1,956.40	9126496	5/17/13
45-02-2012	AFLAC	HEALTH INSURANCE	85.11	85.11	23985	5/30/13
45-02-2012	ANTHEM BLUE CROSS BLUE SHIELD	HEALTH INS PREMIUM	53.00	53.00	23988	5/30/13
45-02-2014	KELLY HENDERSON	HSA	47.54	47.54	9126499	5/17/13
45-02-2014	WADE MIDDAUGH	HSA	95.08	95.08	9126497	5/17/13
45-02-2016	LEGALSHIELD	LEGALSHIELD	17.95	17.95	23997	5/30/13
45-30-5315	AMERENUE	UTILITIES	1,324.39	1,324.39	23987	5/30/13
45-30-5360	AT&T MOBILITY	CELL PHONES	100.73	100.73	23990	5/30/13
45-30-5613	Engineering Surveys & Services	WASTEWATER TESTING	100.00	100.00	23994	5/30/13
45-30-5816	J.C. INDUSTRIES	PAYMENT #4 MAIN & ASH	94,662.00	94,662.00	23977	5/21/13
45-30-5835	ASHLAND PC TECH, LLC	MAINTENANCE	10.72	10.72	23989	5/30/13
45-35-5900	ALLIED WASTE SERVICES #035	MONTHLY RECYCLING	433.00	433.00	23986	5/30/13
45-40-5125	MFA Agri Services	5 GALLON GLYSTAR	9.90	9.90	23998	5/30/13
45-40-5240	COLUMBIA/BOONE CO.HEALTH DEPT.	HEPATITIS B IMMUNIZATION	80.00	80.00	23993	5/30/13
45-40-5315	AMERENUE	UTILITIES	52.11		23987	5/30/13
45-40-5325	AMERENUE	UTILITIES	2,222.04		23987	5/30/13
45-40-5330	AMERENUE	UTILITIES	47.39		23987	5/30/13
45-40-5335	AMERENUE	UTILITIES	219.19		23987	5/30/13
45-40-5340	AMERENUE	UTILITIES	67.76		23987	5/30/13
45-40-5345	AMERENUE	UTILITIES	34.01		23987	5/30/13
45-40-5350	AMERENUE	UTILITIES	53.67	2,696.17	23987	5/30/13
45-40-5356	HYDRO-KINETICS	LEVEL RAT TRANSDUCER WITH 20	532.00	532.00	23996	5/30/13
45-40-5605	CHEMSEARCH	WHIP IT WIPES	90.24	90.24	23991	5/30/13
45-40-5605	COLUMBIA WELDING & MACHINE CO.	WIRE BRUSH, TAPE, ACETLENE	22.96	22.96	23992	5/30/13
45-40-5605	MFA Agri Services	5 GALLON GLYSTAR	47.75	47.75	23998	5/30/13
45-40-5835	ASHLAND PC TECH, LLC	MAINTENANCE	10.72	10.72	23989	5/30/13
45-45-5315	AMERENUE	UTILITIES	52.12	52.12	23987	5/30/13
45-45-5360	AT&T MOBILITY	CELL PHONES	19.47	19.47	23990	5/30/13
45-45-5605	COLUMBIA WELDING & MACHINE CO.	WIRE BRUSH, TAPE, ACETLENE	22.95	22.95	23992	5/30/13
45-45-5605	MFA Agri Services	5 GALLON GLYSTAR	47.75	47.75	23998	5/30/13
45-45-5625	SCHULTE SUPPLY, INC	NEPTUNE METER WITH RADIO	2,382.00	2,382.00	24002	5/30/13
45-45-5628	WATER & SEWER SUPPLY, INC.	RISERS	1,158.25	1,158.25	24003	5/30/13
45-50-5380	FRANCOTYP-POSTALIA, INC	POSTAGE METER AGREEMENT	28.88	28.88	23995	5/30/13
45-50-5380	PITHWIDGET	OFFICE/CHAMBER CLEANING	75.00	75.00	23999	5/30/13
45-50-5380	SCHULTE SUPPLY, INC	NEPTUNE MAINT. CONTRACT	2,261.03	2,261.03	24002	5/30/13
45-50-5670	QUILL CORPORATION	PAPER CLIPS	2.75	2.75	24001	5/30/13
45-50-5680	POSTMASTER	FY14 POSTAGE	4,800.00	4,800.00	24000	5/30/13
45-50-5835	ASHLAND PC TECH, LLC	MAINTENANCE	63.22	63.22	23989	5/30/13
45-55-5205	Winter Dent & Company	GENERAL LIABILITY	75.00	75.00	24004	5/30/13
50-51-5881	J.C.C. LOT STRIPING	PAINTING OVERLAY STREETS	1,533.00	1,533.00	2423	5/30/13
73-73-5753	SOUTHERN BOONE LEARNING GARDEN	LEARNING GARDEN MAY2013	9,818.05	9,818.05	1006	5/23/13

GL ACCT #	VENDOR NAME	REFERENCE	INVOICE AMOUNT	VENDOR TOTAL	CHECK#	CHECK DATE
				==========		
		TOTAL ACCOUNTS PAYABLE CHECKS		138,078.17		
	PAYROLL CHECKS					
		10 GENERAL		10,137.77		
		20 STREET		2,026.49		
		45 UTILITIES		6,396.47		
				==========		
		PAYROLL CHECKS ON 5/17/2013		18,560.73		
				==========		
		TOTAL PAYROLL CHECKS		18,560.73		
				==========		
	***** REPORT TOTAL *****			156,638.90		
				==========		

FUND	FUND NAME	AMOUNT	TOTAL	CHECK#	DATE
	GENERAL		19,022.29		
	COURT FUND		833.33		
	STREET		5,671.68		
	UTILITIES		119,760.55		
	CAPITAL		1,533.00		
	LEARNING GARDEN		9,818.05		

MAY 15, 2013
BOARD OF ALDERMEN MINUTES
7:00 P.M.
DRAFT COPY NOT APPROVED BY BOARD

Mayor Jackson called the special meeting to order on May 15, 2013 at 7:00 p.m. at Ashland City Hall, 109 East Broadway.

Alderman Wyatt gave the invocation.

Mayor Jackson led in the pledge of allegiance.

Mayor Jackson called the roll:

Ward One: David Thomas-here, Gene Rhorer-here
Ward Two: Randy Wyatt-here, Jeff Anderson-here
Ward Three: Tony Taggart-here, vacant seat

Mayor Jackson presented the agenda for consideration. Alderman Thomas made motion and seconded by Alderman Wyatt to approve the agenda as presented. Alderman Anderson questioned the amended agenda that was sent out. He stated Alderman Taggart requested a change in the agenda and was told by the City Clerk that the agenda had been set and sent out and could not be changed. David Bandre, City Attorney reported that the Mayor sets the agenda. Alderman Taggart and Alderman Anderson did not agree with this and felt things should be on an even playing field and would like to see where it says the Mayor sets the agenda. Alderman Anderson made a sub-motion to change the agenda to the original agenda that was posted. Alderman Taggart seconded the motion. Mayor Jackson called for the vote. There was a debate on the how the vacant seat vote is being counted. Mayor Jackson reported that David Bandre is our legal counsel for the City and we are going to proceed with his legal opinion on the vacant seat being a "No" vote.

Mayor Jackson called for a vote on the agenda of 5-15. Alderman Thomas-aye, Alderman Wyatt-nay, Alderman Rhorer-nay, Alderman Anderson-nay, Alderman Taggart-nay, vacant seat.

The meeting closed due to not being able to approve an agenda for the meeting.

Darla Sapp, City Clerk

Michael P. Jackson, Mayor

MAY 21, 2013
BOARD OF ALDERMEN MINUTES
7:00 P.M.
DRAFT MINUTES NOT APPROVED BY BOARD

Mayor Jackson called the regular meeting to order on May 21, 2013 at 7:00 p.m. at Ashland City Hall, 109 East Broadway.

Alderman Anderson gave the invocation.

Mayor Jackson led in the pledge of allegiance.

Mayor Jackson called the roll.

Ward One: David Thomas-here, Gene Rhorer-here
Ward Two: Jeff Anderson-here, vacant seat
Ward Three: Anthony Taggart-here, vacant seat

Staff Present: Kelly Henderson, City Administrator, David Bandre, City Attorney, Charles Senzee, Community Development Director and Darla Sapp, City Clerk.

Mayor Jackson presented the agenda of May 21, 2013 for consideration. Alderman Thomas made motion and seconded by Alderman Rhorer to approve the agenda as presented. Alderman Anderson called for question of order. He stated that it is essential in anything they do to get this set out in the beginning of the meeting. He expressed concern about how the vacant seats were being counted as no votes. He questioned the case law David Bandre provided to them on this matter. He gave an overview of his findings and advice on the matter from the Missouri Municipal League, Attorney General's office and Roberts Rules of Order. Mayor Jackson called for the vote. Alderman Thomas-aye, Alderman Anderson-aye, Alderman Taggart-aye, Alderman Rhorer-aye. Motion carried.

Mayor Jackson presented the minutes of April 16, 2013 for consideration. Alderman Thomas made motion and seconded by Alderman Rhorer to approve the minutes as presented. Mayor Jackson called for corrections. Mayor Jackson called for the vote. Motion carried.

Mayor Jackson presented the bills to be paid for consideration. Alderman Thomas made motion and seconded by Alderman Rhorer to approve the bills as presented. Mayor Jackson called for questions or comments. Alderman Anderson asked about the bill for Winter Dent. Kelly Henderson reported it was the premium for liability and property insurance. Alderman Thomas questioned the bill from Randy's Automotive that states it is a brake light for $400.00. Jessi Kendall, City Treasurer reported that the computer system pulls the top invoice and only posts that. She reported it was also tires. The Board asked various questions. Mayor Jackson called for the vote. Motion carried. Alderman

Rhorer-abstained, Alderman Thomas-aye, Alderman Anderson-aye, Alderman Taggart-aye. Motion carried.

Charles Senzee, Community Development Director gave his monthly report to Board of Aldermen. He updated the Board on the May 14 Planning and Zoning Meeting on approval of the plat which is on the agenda tonight. He stated there was a lengthy discussion on the possible improvements to Chapter 9 Article III, Definitions and Article IV Districts and District Use Regulations and they will continue at the June 11 Planning and Zoning Commission meeting. Charles Senzee reported he attended the Community Survey Research class at the University of Missouri and they presented a draft presentation of their findings from the nearly 1200 survey's distributed in the Southern Boone area earlier in the year. He stated that the University will present the final results to the Board. Charles Senzee updated the Board on the fence code enforcement. Mr. Senzee reported he included a copy of the application for fence permit as well as the easement statement. He reported that on the last page at the suggestion of Alderman Rhorer he presented information on the code enforcement so the Board would know the violation and the status of the violation. Alderman Anderson discussed several areas of retention basins and having trouble with top soil filling these up. He asked that we adopt an ordinance requiring silt fences. The Board discussed this and felt a code change should be presented at the next meeting. Alderman Anderson questioned if we have searched and applied for grants for the City. Charles Senzee reported that community development and is not economic development that this is not a revenue generator. He discussed grants such as the trim grant and transportation type grants. He stated this is something he could start pursuing if the Board wished. Kelly Henderson, City Administrator reported on the various grants the City has received. Mr. Henderson suggested having the Mid Missouri Regional Planning Commission come to speak on possible grants and criteria that must be met.

Mayor Jackson asked if anyone wished to appear before the Board.

Barb Bishop of 302 Salinda Drive reported she was going to address the Board at the last meeting but we did not get very far in the meeting. She stated that there were two women that were interested in the Alderman Ward Three position and she felt it was a good idea to go to one or both of them to offer the vacant seat.

Mike Fulca, Chairman of the Ashland Parks and Recreation Board stated he was here in regards to the park board granting permission to move the beer garden into the park for the fall festival. He stated they wanted to bring the fall festival back together instead of being spread out. He stated the volunteers never get to both locations. He stated that it would be a lot easier for the volunteers and people attending the fall festival. He thanked the Board for their time and consideration.

Mayor Jackson reported the next item on the agenda is the appointment of the Ward Three vacant seat and Ward Two vacant seat. He reported that Alderman Wyatt has notified him that he has a job offer from City of Columbia and he must resign his position

on the Board of Aldermen. Alderman Anderson questioned if this should be under the completion of old business. The Board discussed this and felt the wards deserved representation. Alderman Taggart suggested in the future we move all appoints other than vacant seats before we certify the election results. Alderman Anderson questioned how lose our policy and procedures were. David Bandre, City Attorney explained how we have done this in the past.

Mayor Jackson reported that he has talked with candidates for Ward Three for April Election Christine Kiefer and Heather Rice for consideration of appointment of the vacant seat in Ward Three. He reported that Mrs. Rice has taken a different job that requires travel so she declined to be considered. Mayor Jackson put Christine Kiefer's name before the Board for appointment. Mayor Jackson called for the vote. Alderman Thomas-aye, Alderman Taggart-aye, Alderman Anderson-nay, Alderman Rhorer-nay, two vacant seats. Confirmation did not pass.

Mayor Jackson asked if anyone had a name to put forward for the vacant Ward Three seat. Alderman Anderson stated he would be willing to meet in special session to discuss this in accordance to city code.

Mayor Jackson presented John Hills to fill the vacant seat in Ward two. Mayor Jackson called for the vote. Alderman Rhorer-aye, Alderman Taggart-aye, Alderman Anderson-nay, Alderman Thomas-nay, two vacant seats. Confirmation did not pass.

Mayor Jackson presented the appointment of Jessi Kendall as the Deputy City Clerk/Treasurer. Mayor Jackson called for the vote. Alderman Anderson-aye, Alderman Taggart-aye, Alderman Thomas-aye, Alderman Rhorer-aye.

Mayor Jackson presented the appointment of Darla Sapp as City Clerk. Mayor Jackson called for the vote. Alderman Rhorer-aye, Alderman Thomas-aye, Alderman Taggart-aye, Alderman Anderson-aye.

Mayor Jackson presented the appointment of Anthony Consiglio as Chief of Police. Mayor Jackson called for the vote. Alderman Thomas-aye, Alderman Taggart-nay, Alderman Anderson-nay, Alderman Rhorer-nay, two vacant seats. Confirmation did not pass.

Alderman Anderson reported he would consider the reappointment of the Chief but he could not because of his concerns regarding the allegations and the chief himself needs to be more investigated by someone other than by the City Administrator. He asked that the Board do an investigation and have all witnesses available and once it is proven that the chief is innocent of all allegations. He stated that the concerns are serious enough.

Mayor Jackson stated this investigation has been done and it is time to move on.

Mayor Jackson presented the appointment of Dave Bandre as City Attorney. Mayor Jackson called for the vote. Alderman Rhorer-nay, Alderman Taggart-nay, Alderman Anderson-nay, Alderman Thomas-aye. Dave Bandre stated the city attorney does not continue to serve if not appointed. He then removed himself from the meeting.

Mayor Jackson presented the appointment of Kelly Henderson as City Administrator. Mayor Jackson called for the vote. Alderman Thomas-aye, Alderman Rhorer-nay, Alderman Anderson-nay, Alderman Taggart-nay, two vacant seats. Confirmation did not pass. Alderman Anderson stated this did not bear on the city administrator's competency that he would be willing to reconsider if the investigation proves no allegations.

Mayor Jackson presented Jeff Anderson to serve as Mayor Pro-tem. Alderman Anderson stated he would prefer someone with more experience. Mayor Jackson presented Gene Rhorer to serve as Mayor Pro-tem. Mayor Jackson called for the vote. Alderman Thomas-aye, Alderman Anderson-aye, Alderman Taggart-aye, Alderman Rhorer-abstained, two vacant seats. Mayor Jackson vote aye to break the tie.

Mayor Jackson presented Council Bill No. 2013-013 for consideration. Alderman Thomas made motion and seconded by Alderman Rhorer to take up Council Bill No. 2013-013, an ordinance accepting public infrastructure of Middleton Crossing Plat 3 (Lots 11,14-18), Middleton Crossing Plat 4 (Lots 19-25, 31-34, 42-44,53) and Middleton Estates Lots 45-52) for Winscott Construction. First Reading by title only. Mayor Jackson called for questions or comments. Alderman Anderson questioned is this was acceptable. Kelly Henderson, City Administrator reported they felt this was structurally sound and the sewer issue has been fixed. Mayor Jackson called for the vote. Alderman Taggart-aye, Alderman Thomas-aye, Alderman Rhorer-aye, Alderman Anderson-aye, two vacant seats. Motion carried.

Mayor Jackson presented Council Bill No. 2013-014 for consideration. Alderman Thomas made motion and seconded by Alderman Rhorer to take up Council Bill No. 2013-014, an ordinance approving Southwoods Commercial Park, Plat 3 for March Properties, LLC. First reading by title only. Mayor Jackson called for questions or comments. Alderman Anderson questioned where this is at. Alderman Thomas explained the location. Charles Senzee, Community Development Director reported that this is a lot split. He stated that the outstanding issue of approval from the fire district is pending. Mayor Jackson called for the vote Alderman Rhorer-aye, Alderman Thomas-aye, Alderman Anderson-aye, Alderman Taggart-aye, two vacant seats. Motion carried.

Mayor Jackson reported the next item on the agenda is discussion of vacant Alderman seat "no" vote. Alderman Rhorer asked that we forgo this tonight since we do not have an attorney present. Alderman Thomas made motion and seconded by Alderman Rhorer to table this discussion. Mayor Jackson called for the vote. Motion carried.

Mayor Jackson reported the next item on the agenda is discussion on setting a spending moratorium of purchases over $10,000.00. Alderman Taggart stated he requested this and

it is specifically for new vehicles, equipments and such. He presented his cost analysis on purchasing a used highway patrol car versus new patrol cars. Mayor Jackson reported that the Board decided it was more cost effective to purchase one new patrol car yearly and that is the route they have chosen to take. It was decided that we could get quotes both ways for future purchases. Kelly Henderson, City Administrator reported the patrol car and maintenance truck that were budgeted for this year have already been ordered. The Board discussed if we could possibly cancel the purchases. Kelly Henderson, City Administrator reported he would check with the company and see but he thought it was too late. Alderman Anderson stated he also shared in the concern of spending and suggested the $10,000.00 moratorium be put in place. If it is over this then it requires Board approval. The Board discussed the items that are on lease purchase and agreed to those be retained as well as the new patrol car and maintenance truck as ordered. The Board agreed to setting a spending moratorium on purchases of up to $10,000.00 without Board approval.

Mayor Jackson reported the next item on the agenda was relocating the fall festival beer garden into the city park. Alderman Rhorer reported he supported this and there has been no incidents at the beer garden previously. Alderman Thomas stated the park board does not get anything out of this that it strictly goes to the vendor. The Board discussed the boundary be fenced off and Woody's would pay special attention and monitor the area. Mayor Jackson stated they have done a good job in the past. Alderman Thomas stated it was his understanding that the lot next to the park had offered the use of for the beer garden. Wade Middaugh reported that this was correct and we have checked with the insurance company and they would do a liability waiver on this. The Board discussed this.

Alderman Taggart made motion and seconded by Alderman Rhorer to allow the beer garden in the city park. Mayor Jackson called for the vote. Alderman Thomas-nay, Alderman Taggart-aye, Alderman Anderson-aye, Alderman Rhorer-aye, two vacant seats. Mayor Jackson voted aye to break the tie. Motion carried.

Mayor Jackson presented a request for permission to allow alcohol in the park on June 22 for Missouri Credit Union. He stated this is their annual staff appreciation picnic and there was never been any issues. Alderman Taggart made motion and seconded by Alderman Rhorer to grant permission for Missouri Credit Union to have alcohol in the park on June 22, 2013 as requested. Mayor Jackson called for the vote. Alderman Anderson-aye, Alderman Taggart-aye, Alderman Rhorer-aye, Alderman Thomas-nay, two vacant seats. Mayor Jackson voted aye to break the tie. Motion carried.

Discussion of City Hall roof repairs and mold mitigation/relocating city hall. Kelly Henderson, City Administrator reported the he has presented the Board a packet for mold remediation at City Hall. He presented cost estimates range from $8,088.00 to $24,245.00 depending on options. The restoration is fairly constant, with the options for roof repair varying the greatest. He gave the Board a copy of the estimates. The Board discussed this at length. The Board discussed getting an appraisal on the building so they can better

determine what option to take. Alderman Taggart asked for documentation on what money we have spent on repairs to the building in the last ten years. The Board hoped to get this information back by the next Board meeting.

Mayor Jackson presented for discussion infrastructure in Ashland Keystone Subdivision. Charles Senzee, Community Development Director gave an overview on the history and ownership changes of this subdivision. The Board reviewed an infrastructure inspection from the engineer and the response from Larkin Powers, current owner/developer. There was a lengthy discussion of the detention basin not meeting specifications now and future modifications. Charles Senzee, Community Development Director reported that Mr. Powers had this on the first meeting agenda for discussion but was unable to attend this meeting. Mike McCubbin discussed the stormwater issues from this subdivision. This was discussed at length.

Mayor's Report:
Mayor Jackson reminded the Board of the elected officials conference in June.

Mayor Jackson reported he has accepted an early retirement package from Kraft Foods at the end of May. He stated that his family will be relocating back to Texas in the near future.

City Administrator's Report:
Kelly Henderson, City Administrator reported in the packet there is a narrative concerning the area at the end of Salinda Drive. Alderman Anderson asked how this happened. Kelly Henderson stated it has been used as a fill area and when the Main Street Construction project was being done they hauled dirt there. Mr. Henderson reported that this matter has been cleared up. Mike McCubbin asked for a berm to be put on the back of Salinda Drive running on the back side. The Board discussed this area and possible improvements to it. There was also a complaint of stagnant water pooling up around this area. Mr. Henderson discussed the new waste water treatment facility and bond retirement. He updated the Board on the water distribution system/owner supervised program and emergency power for pumps, towers and wells. Kelly Henderson reported that the Highway 63 J-turns and round-a-bouts will be considered in 2015 due to MoDot budget restraints and Henry Clay will be considered for 2016. Mr. Henderson informed the Board they are still working with JCI for remedy on the asphalt areas on Main Street and a schedule. Mr. Henderson reported that the 200 Ash Street stormwater project completed.

Kelly Henderson, City Administrator reported they have viewed this area for potential improvements to the storm water issue. He stated they cannot find a good outlet in the area needed to outfall this stormwater. He stated he would classify this as a major project due to the length and size of storm apparatuses required to alleviate the problem. Barb Bishop stated she has been dealing with this since 2010. She explained the stormwater issue on her property and the damage the drainage is causing to her property. The Board

discussed this is due to the chip and seal on the road way and leaving no curb. The Board discussed having an engineer give us a report on this situation.

Board of Aldermen Report:
Alderman Thomas stated everything should go to the Board before it goes to the media.

Alderman Anderson stated we have a lot of business to take care of and we are limited to four votes for a majority. He asked that a special meeting be set. Mayor Jackson reported that he needs to check his calendar first.

Alderman Taggart discussed the storm water issue at Bob Simpson's house on Pacer. It was reported that the storm water comes out in a massive area and shoots out. It was reported they are trying to sell their house and have had contracts that fell through because of this issue. Kelly Henderson reported that this was built on specs of a 10 year event. He stated that the rain we have had far exceed that. Kelly Henderson stated that people need to look at the elevations and easements on property before they purchase it. He stated that this is not a tax payers problem. Alderman Anderson questioned the pipe being extended to the back of the house.

Alderman Thomas made motion and seconded by Alderman Rhorer to adjourn the meeting. Mayor Jackson called for the vote. Motion carried.

Darla Sapp, City Clerk

Michael P. Jackson, Mayor

MAY 24, 2013
BOARD OF ALDERMEN MINUTES
7:00 P.M.
DRAFT MINUTES NOT APPROVED BY BOARD

Mayor Pro-Tem Rhorer called the special meeting to order on May 24, 2013 at 7:00 p.m. at Ashland City Hall, 109 East Broadway.

Alderman Anderson gave the invocation.

Mayor Pro-Tem Rhorer led in the pledge of allegiance.

Mayor Pro-Tem Rhorer called the roll.

Mayor Jackson- absent
Ward One: David Thomas-here
Ward Two: Jeff Anderson-here, vacant seat
Ward Three: Anthony Taggart-here, vacant seat

Staff Present: Jessica Kendall, Deputy City Clerk

Mayor Pro-Tem Rhorer presented the agenda of May 24, 2013 for consideration. Alderman Thomas made a motion and seconded by Alderman Taggart to approve the agenda as presented. Mayor Pro-Tem Rhorer called for the vote. Motion carried.

Mayor Pro-Tem Rhorer discussed the appointment of City Attorney. Joy Ahern's (Ahern & Bach, LLC) was nominated as the Interim City Attorney. Alderman Anderson discussed the financial rate of pay for the interim city attorney. Alderman Anderson made a motion to approve the financial rate the same as the previous City Attorney. Alderman Taggart seconded the motion. Mayor Pro-Tem Rhorer called for the vote. Alderman Taggart-aye, Alderman Thomas-aye, Alderman Anderson-aye, Alderman Rhorer-aye. Motion carried.

Attorney Joy Ahern was present to answer any questions from the Board of Aldermen. Mayor Pro-Tem Rhorer called for a vote to appoint Attorney Joy Ahern for Interim City Attorney. Alderman Taggart-aye, Alderman Thomas-aye, Alderman Anderson-aye, Alderman Rhorer-aye.

Mayor Pro-Tem Rhorer discussed the presence of cell phones at the Board's table & felt they needed to be turned off.

Mayor Pro-Tem Rhorer discussed the appointment of Ward Two Alderman. Alderman Thomas made a motion to table appointment of Ward Two Alderman until the next Board of Aldermen's meeting. Seconded by Alderman Taggart. Motion carried.

Mayor Pro-Tem Rhorer discussed of appointment of Ward Three Alderman. Carl Long was nominated as Ward Three Alderman. Mayor Pro-Tem Rhorer called for a vote.

Alderman Thomas-aye, Alderman Taggart-aye, Alderman Anderson-aye, Alderman Rhorer-aye. Carl Long will be sworn in as Ward Three Alderman if it's certified.

Alderman Business:
Alderman Anderson brought the discussion of the Memo that City Staff received on May 8, 2013. Regarding that all requests for documents to be channeled through the Mayor or City Administrator's Office. After a discussion the Aldermen would like to discuss the memo at the next Board of Alderman's meeting.

Alderman Anderson discussed the uncertainty and wanted to know if someone should address the city staff. Mayor Pro-Tem Rhorer wants to address the staff to keep up the good work.

Alderman Rhorer and Alderman Taggart wanted it to be known that this Special Meeting was scheduled for the main purpose of the appointment of a City Attorney. To help advise the city staff with the sunshine law requests.

Alderman Anderson ask for interpretation of the "No" vote vacancies. City Attorney Joy Ahern will supply the Aldermen a report explaining the "No" vote vacancy. Also the difference between vacancies, absent and an abstain vote at the next Board Meeting.

Resident Louise Martin was present and expressed her concern to the Board of Aldermen to schedule special meeting as soon as possible and get the information out so the residents of the city can attend if so desire.

Mayor's Report:
None
City Attorney's Report:
None
Board of Alderperson's Report:
Alderman Thomas informed the Board that through a reliable source that Chief Consiglio's children are being bullied by another Aldermen's children. Will hold comments until the next meeting.

Alderman Taggart addressed the Board about receiving a phone call from Centralia Police Department about used patrol cars and Centralia Police Department issued their support if anything is needed. Alderman Taggart expressed appreciation to city staff.

Alderman Rhorer also wanted to express appreciation to city employees.

Alderman Thomas made a motion to adjourn the May 24, 2013 Board of Aldermen Meeting. Seconded by Alderman Taggart. Motion carried.

Jessica Kendall, Deputy City Clerk Gene Rhorer, Mayor Pro-Tem

COUNCIL BILL NO. 2013-015 ORDINANCE NO.

AN ORDINANCE AMENDING THE CITY'S CODE OF ORDINANCES, CHAPTER 12 PUBLIC INFRASTRUCTURE TO ADD SECTION 12.557 "SILT FENCES & INLET PROTECTION" AND MODIFY EXISTING SECTION 12.515(B) "EXEMPTIONS" TO REQUIRE SILT FENCING AND INLET PROTECTION FOR ALL CONSTRUCTION PROJECTS WITHIN CITY LIMITS.

WHEREAS, excessive sediment and silt runoff from construction projects have a detrimental impact upon the City's existing infrastructure; and

WHEREAS, residents of the City have recently been confronted with excessive sediments and silt runoff on their properties from nearby construction projects; and

WHEREAS, the City has determined that improvements to the existing Stormwater Management Regulations are necessary to address the concerns listed above regarding sediment and silt runoff; and

WHEREAS, words with double underlined type shall constitute additions to the original text; and

NOW THEREFORE, be it ordained by the Board of Aldermen of the City of Ashland, Missouri as follows:

Section 1. Chapter 12; Public Infrastructure shall be amended to add *Section 12.557. Silt Fences and Inlet Protection* and a modification shall be made to *Section 12.515(B). Exemptions* to require silt fencing and inlet protection for all construction projects within City limits.

Section 2. Section 12.557 shall read as follows:

12.557 Silt Fencing & Inlet Protection

In order to intercept and detain sediment generated from construction activities silt fencing shall be installed around the borders of all properties under construction. Such fencing shall extend the length of the property line on all sides with the exception of a 40' space along a frontage roadway for use as a construction entrance. Projects which disturb only a portion of a property may request that the fencing be limited to the affected area. Such requests shall be considered by the City on a case-by-case basis.

In addition, appropriate protections shall be installed at any nearby stormwater inlet boxes to ensure that any silt or debris is intercepted before entering the stormwater system. As a variety of stormwater inlet protections are available, the City will allow developers to select the method best suited for their project.

However, the selected inlet protection must be inspected and approved by the City prior to project commencement.

Silt fencing & inlet protection shall be installed and inspected prior to the commencement of construction activities on the site and shall remain in place without interruption until a Certificate of Occupancy is issued for the structure.

Section 3. Section 12.515(B) shall be amended as follows:

12.515 Exemptions

B. Development on isolated lots of record for single-family and two-family dwelling purposes shall not require approval of a stormwater management plan nor a grading permit, unless the development involves altering, rerouting, deepening, widening, obstructing or changing in any way existing drainage facilities, degrades the quality of water, adversely affects any wetland or adversely affects any sinkhole, watercourse or water body; or unless said lot is one (1) acre or more in size as State law now requires a land disturbance permit for any construction that disturbs more than one (1) acre. However, this exemption does not relieve such developments from meeting the requirements of Section 12.557 as specified within this Article.

Section 4. This ordinance shall be in full force and effect after its passage and approval.

Dated this _____day of _____, 2013.

_____
Michael P. Jackson, Mayor

Attest:

_____
Darla Sapp, City Clerk

COUNCIL BILL NO. 2013-013 ORDINANCE NO. 950

AN ORDINANCE ACCEPTING PUBLIC INFRASTRUCTURE OF MIDDLETON CROSSING PLAT 3 (LOTS 11, 14-18), MIDDLETON CROSSING PLAT 4 (LOTS 19-25, 31-34, 42-44, 53) AND MIDDLETON ESTATES (LOTS 45-52) FOR WINSCOTT CONSTRUCTION

WHEREAS, the developer petitions the City of Ashland that 1,330 feet of Middleton Drive and 560 feet of Sarah Drive be accepted as public streets; and

WHEREAS, in addition to the streets listed above the developer has petitioned the City of Ashland that all infrastructure improvements within Middleton Crossing Plats 3 & 4 and Middleton Estates be accepted as public infrastructure; and

WHEREAS, the developer represents the public improvements listed above as being completed to the City specifications; and

NOW THEREFORE, be it ordained by the Board of Aldermen of the City of Ashland, Missouri as follows:

Section 1. The Board of Aldermen accepts all streets and infrastructure improvements within Middleton Crossing Plats 3 & 4 and Middleton Estates.

Section 2. The Board of Aldermen instructs the Treasurer of the City to add to the inventory of the City of Ashland:

Streets: 1,330 linear feet of Middleton Drive as depicted in the recorded plats of Middleton Crossing Plats 3 & 4 and Middleton Estates.

560 linear feet of Sarah Drive as depicted in the recorded plat of Middleton Crossing Plat 4.

Infrastructure: All infrastructure contained within Middleton Crossing Plats 3 & 4 and Middleton Estates.

Section 3. This ordinance shall be in full force and effect after its passage and approval.

Dated this _____day of _____, 2013.

_____
Michael P. Jackson, Mayor

Attest:

_____
Darla Sapp, City Clerk

COUNCIL BILL NO. 2013-014 ORDINANCE NO. 951

AN ORDINANCE APPROVING SOUTHWOODS COMMERCIAL PARK, PLAT 3 FOR MARCH PROPERTIES, LLC.

WHEREAS, the City has enacted a Subdivision Ordinance; and

WHEREAS, in accordance with the Subdivision Regulations, The Planning and Zoning Commission has recommended the approval of the Southwoods Commercial Park, Plat 3 a replat of lot 6 of Southwoods Commercial Park, Plat No. 1 at their meeting on May 14, 2013; and

WHEREAS, the Board of Aldermen accepts the recommendation of the Planning and Zoning Commission.

THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ASHLAND, MISSOURI AS FOLLOWS:

Section 1. The minor subdivision record plat of Southwoods Commercial Park, Plat 3, dated April 02, 2013 meets the requirements of Chapter 11, Subdivision Regulations, of the City of Ashland Municipal Code and is approved for filing.

Section 2. The legal description of said subdivision is as follows:

A tract located in the Northeast quarter of Section 15, township 46 north, Range 12 West, City of Ashland, Boone County, Missouri being lot 6 of Southwoods Commercial Park, Plat No. 1,as shown in Plat book 37, Page 49 of Boone County records and being 1.33 acres.

Section 3. The City Clerk is hereby instructed to have said plat recorded.

Section 4. This ordinance shall be in full force and effect after its passage and approval.

Dated this _____day of _____, 2013.

_____
Michael P. Jackson, Mayor

Attest:

_____
Darla Sapp, City Clerk

City of Ashland

Memo

To: City Clerk, City Treasurer, Police Clerk and Utility Clerk

From: Kelly Henderson

CC: Mayor Jackson & Ashland Board of Aldermen

Date: May 8, 2013

Re: Documents Requested by Alderpersons

Due to questions and concerns by the Mayor, Aldermen, and some city staff, and to help ensure the protection of privacy rights, I have instructed city staff to direct all requests for documents to be channeled through the Mayor or this office. If either the Mayor or I would not be in the office, staff has been instructed to first contact me by phone, if I am not available, the Mayor is to be contacted. This does not include everyday documents normally provided to the general public without a "Sunshine" request.

Please be assured all document requests will be honored in their entirety and provided in a timely manner.

I would also request staff to refrain from commenting on other city employees to non-administrative officials not acting as a whole body.

If you have any questions or concerns, please contact me.

Kelly Henderson

Kelly Henderson

City Administrator/Director Board of Public Works