



THE CITY OF ASHLAND, MISSOURI

Date: July 17, 2015

To: Mayor Rhorer and the Ashland Board of Aldermen

From: Josh M. Hawkins

Re: City Administrator's report

Council Bill No. 2014-020

The City Attorney has a detailed memo in your packet concerning this ordinance and compliance with the state statute. The Planning & Zoning Commission will formally approve the Transportation Plan after a public hearing at their next meeting, Tuesday August 11, 2015.

Council Bill No. 2014-021

This is an agreement to transfer five water accounts to the Consolidated Public Water District No. 1. The fiscal impact to the Ashland Water Department is minimal; the staff is interested in concentrating maintenance and operations in the core area of the City. This agreement would offer relief to our Water Department concerning maintenance and operations. Currently, the City bills these customers, and then pays Consolidated Water at a contracted rate. This would allow the Water District to bill and service Hunter's Bend directly.

RFQ: Architectural Services

I am in the process of drafting and posting a request for proposals for architects interested in developing a City Hall facility plan, per the advice of the City Attorney. I would welcome a member of the Board of Aldermen to serve on the interview committee if anyone is interested. This will be a similar process to the engineering selection, as we will invite candidates in for interviews and then ask for a scope of work with pricing. Should the Board be interested in contracting with an architect for their services, we would then enter into a contract with the selected firm and proceed with the project.

Ash Street Infrastructure Improvements

The City's consultant, Bartlett & West, has met with City staff to discuss adding water line upgrades on Ash Street from Bass to Henry Clay and College Street from Ash to Broadway. Mr. Steve Schultz is preparing a formal update for the Board with details on the sidewalk project; this will likely take place at one of your August meetings.

Street Maintenance and Walking Trail Improvement

APAC is currently six weeks behind schedule due to heavy rain; they will perform their Ashland work in late August. The north wooden walking bridge in the park will be replaced by a culvert for safety reasons. MODOT will be making drainage improvements at Salinda and Broadway with either a culvert or improved ditching.

109 E. BROADWAY ~ P.O. BOX 135 ASHLAND, MO 65010 (573) 657-2091

POLICE DEPT: (573) 657-9062 FAX: (573) 657-7018 WWW.ASHLANDMO.US

Capital Improvement Planning

The staff will begin categorizing capital needs within each department which includes heavy equipment, vehicles and other needs. Large-scale capital improvements (streets and utility infrastructure) will also be evaluated and presented as a Capital Improvement Plan for the Board's adoption this fall. This will be a useful budgeting tool, along with the Transportation Plan.

Mutual Aid Agreement: Holt's Summit

The City has an informal mutual aid agreement for dog and cat catching and impounding services, I am working with the City of Holt's Summit to formalize a short term agreement. We have had no reason to use the service as of the date of this publication.

Cloud Migration: Office 365

The City's mail and documents will be migrated from an in-house server to an internet-based hosting service ("the cloud") from Microsoft. This will enable staff to access all work documents from any location or device with internet access. The migration will begin the 22nd, with staff training the following week. There should be minimal disruption to the staff during the migration.

Professional Development

I will not be present at the August 4 meeting due to attendance at professional development program. I am optimistic the cloud migration will be complete so I will have greater access to work files in my physical absence.

Growth

The developers of both Liberty Landing (2011) and Sunset Meadows (2014) have announced their intentions to begin development of their approved subdivision plats. The rapid growth will challenge the City's capacity to meet increased service demands. Fortunately, the additional residents will inevitably make our community more attractive to businesses which will elevate our tax base and better equip the City to address rapid growth. In the meantime, the staff is internally addressing capacity and striving to serve the public to the best of our ability with our available resources.

**CITY OF ASHLAND
815 E. BROADWAY
(SOUTHERN BOONE FIRE PROTECTION DISTRICT TRAINING FACILITY)
ASHLAND, MO. 65010
BOARD OF ALDERMEN AGENDA
TUESDAY, JULY 21 , 2015
7:00 P.M.**

Call meeting to order

Invocation

Pledge of Allegiance

Roll Call

CONSENT

1. Consideration of the 7-21-2015 agenda: **Action:** _____
2. Consideration of the meeting minutes from 7-07-2015: **Action:** _____

APPEARANCES

3. Anyone wishing to appear before the Board
4. Chad Sayre, Allstate Consultants-update on wastewater improvements project

APPOINTMENTS

5. None

COUNCIL BILLS

6. Council Bill No. 2014-020, an ordinance to amend Chapter 9, Planning and Zoning, of the code of the City of Ashland as it pertains to the Planning and Zoning Commission. First Reading by title only. **Action:** _____
7. Council Bill No. 2014-021, an ordinance authorizing the Mayor to enter into an agreement with Consolidated Public Water District No. 1. First Reading by title only. **Action:** _____

ORDINANCES

8. Ordinance No. 1130, 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. **Action:** _____

RESOLUTIONS

9. None

OTHER

10. Final Pay Request for Drill Tech, Inc.-waterline extension

REPORTS

11. Lyn Woolford, Police Chief monthly report
12. Mayor's Report
13. City Administrator's Report
14. City Attorney's Report
15. Board of Aldermen's Report
16. Vote to go into closed session pursuant to Chapter 610.021 (1)Legal actions, litigation; 610.021 (2) leasing, purchase or sale of real estate
17. Go into open session and report any action taken/if any
18. Vote to adjourn the meeting

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.)

Posted: 7-17-2015

City Hall and website: www.ashlandmo.us

TUESDAY, JULY 07, 2015
BOARD OF ALDERMEN MINUTES
7: 00 P.M.
DRAFT COPY NOT APPROVED BY BOARD

Mayor Rhorer called the regular meeting to order at 7:00 p.m. on July 07, 2015 at 815 East Broadway Ashland, Missouri.

Alderman Klippel gave the invocation.

Mayor Rhorer led in the pledge of allegiance.

Mayor Rhorer called the public hearing to order to hear public input on the proposed increase in the base sewer charge from \$8.90 to \$13.90 and the charge for each 1,000 gallons, or fraction thereof, used shall be increased from \$3.78 to \$4.78. Mayor Rhorer called for public input. There were no citizens comments. Mayor Rhorer closed the public hearing at 7:04 p.m.

Mayor Rhorer called the roll:

Ward One: George Campbell-here, George Elliott-here
Ward Two: Mike Calvert-absent, James Fasciotti-here
Ward Three: Jesse Bronson-here, Fred Klippel-here

Staff Present: Darla Sapp, City Clerk, Lyn Woolford, Police Chief, Jessi Kendall, Treasurer/Deputy City Clerk and Josh Hawkins, City Administrator, Travis Davidson, Public Works and Shelley Martin, Utility Clerk.

Mayor Rhorer presented the agenda for July 07, 2015 for consideration. Alderman Bronson made motion and seconded by Alderman Klippel to approve the agenda. Mayor Rhorer called for the vote. Motion carried.

Mayor Rhorer presented the minutes of June 16, 2015 for consideration. Alderman Campbell made motion and seconded by Alderman Klippel to approve the minutes as presented. Mayor Rhorer called for the vote. Motion carried.

Jessi Kendall thanked everyone that participated in the Fourth of July parade. She reported the Park Board has a meeting scheduled for July 13, 2015 at 6:00 p.m. to discuss the festival for 2016. She reported that she would be unable to attend the July 21, 2015 meeting. Ms. Kendall reported she needed a head count for the Boone County Ham Breakfast on July 21, 2015 at 7:00 p.m.

Mayor Rhorer asked if anyone wished to appear before the Board. There were no appearances.

Mayor Rhorer presented Jesse Bronson to serve on the Park Board. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Calvert-absent, Alderman Campbell-aye, Alderman Fascotti-aye, Alderman Elliott-aye, Alderman Bronson-abstained.

Mayor Rhorer presented Council Bill No. 2015-018 for consideration. Fred Boeckmann, City Attorney reported the Missouri Ethics Commission requires this to be passed every two years. Alderman Campbell made motion and seconded by Alderman Bronson to take up Council Bill No. 2015-018, an ordinance of the City of Ashland, Missouri to establish a procedure to disclose conflicts of interest and substantial

interests for certain municipal officials. First Reading by title only. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Campbell-aye, Alderman Bronson-aye, Alderman Fasciotti-aye, Alderman Elliott-aye, Alderman Calvert-absent. Motion carried.

Mayor Rhorer presented Council Bill No. 2015-019 for consideration of the animal control contract with Boone County. Alderman Fasciotti stated he was not in favor of this contract at all. Mayor Rhorer stated he felt it was too high as well, but we did not have any other option at this time. Josh Hawkins reported we had limited options on this. He stated the negative is that the deal is uncomfortably expensive but there are no cheaper options at this time. The Board discussed providing the animal control service and alternatives at length. Alderman Fasciotti reported he talked with Boonville and Sturgeon and on their animal control ordinances and services and felt the city should have reviewed what other cities are doing on this. He stated he felt there are other options.

Mayor Rhorer reported Council Bill No. 2015-019 died for lack of a motion.

Mayor Rhorer presented Ordinance No. 1028 for consideration. Alderman Elliott made motion and seconded by Alderman Klippel to take up Ordinance No. 1028, an ordinance to amend appendix C-1 of Chapter 14 of the Code of the City of Ashland to increase sewer rates. Mayor Rhorer called for questions or comments. Alderman Elliott reported the date of July 31, 2015 needed to be amended. The Board discussed the utility policy and rates should coincide. Shelley Martin, Utility Clerk reported she will notify the landlords, contractors of the policy changes. She stated they will be placing ads in the newspaper and using social media to get this information out to the public. Alderman Elliott made motion and seconded by Alderman Campbell to strike July 31, 2015 and replace with September 15, 2015. Mayor Rhorer called for the vote. Alderman Campbell-aye, Alderman Klippel-aye, Alderman Bronson-aye, Alderman Fasciotti-aye, Alderman Elliott-aye, Alderman Calvert-absent. Motion carried. Alderman Bronson made motion and seconded by Alderman Campbell to approve Ordinance No. 1028 with the amendment. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Campbell-aye, Alderman Bronson-aye, Alderman Fasciotti-aye, Alderman Elliott-aye, Alderman Calvert-absent. Motion carried.

Mayor Rhorer presented Ordinance No. 1029 for consideration. Alderman Fasciotti made motion and seconded by Alderman Bronson to take up Ordinance No. 1029, an ordinance amending Chapter 20 Traffic Code, Schedule II. Stop signs. Mayor Rhorer called for questions or comments. The Board discussed this. Chief Woolford reported the speed on South Main Street will be 20 m.p.h. as per the city code. Chief Woolford reported before the signs are taken down we will place cross street signs on Johnson. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Campbell-aye, Alderman Bronson-aye, Alderman Fasciotti-aye, Alderman Elliott-aye, Alderman Calvert-absent. Motion carried.

Mayor Rhorer presented a resolution of adopting the utility procedures of the City of Ashland, Missouri. Mayor Rhorer called for questions or comments. Alderman Elliott made motion and seconded by Alderman Klippel to approve the resolution adopting the utility procedures of the City of Ashland, Missouri with effective date of September 15, 2015. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Campbell-aye, Alderman Bronson-aye, Alderman Fasciotti-aye, Alderman Elliott-aye, Alderman Calvert-absent. Motion carried.

Mayor Rhorer presented annexation requests from Knipp Farms, LLC., Diana L. Hallett and Larry N. Hall Revocable Trust and the Baptist Home. Fred Boeckmann reported the Planning and Zoning will

hear the zoning in August on the zoning. He reported the one property of Hall and Hallett is not requesting zoning so it will come in as A-1.

Mayor Rhorer reported the next item on the agenda was discussion of moving the "Welcome to Ashland Sign." He reported he received a suggestion from Trooper Brad German on moving the welcome to Ashland sign from its current location to possibly the eve of the overpass. Mayor Rhorer reported the sign is jointly owned by the City of Ashland and the Southern Boone Chamber of Commerce. He stated this would be a shared adventure on moving this sign. He stated he talked with the permitting department at the State on this location and they stated it would be possible. He informed the Board he received a price of \$600.00 to move the sign, but this did not include the footing. The Board discussed illuminating the sign. Mayor Rhorer reported he wanted the Chamber to give input and pay for half the cost of this. The Board discussed moving it by the water tower as an option.

Travis Davidson gave his monthly report to the Board. He informed the Board that APAC started on Oak Street last week on the rough spots. He reported the overlay crew would probably be at the end of July due to the rain this year. He informed the Board that Loy Martin Road and Hunters Bend maintenance is still underway and should be sprayed within the next couple of weeks, weather permitting. The Board discussed the street work on Oak Street, Mustang, Douglas and Salinda Drive. Mr. Davidson discussed eliminating the foot bridge on the north side of the park. The Board discussed the contract with Crazy Dick's on the yard waste and the need to review this. Alderman Elliott reported on Fall Court there is a ton of paper as a result of fireworks that needs to be cleaned up in the street.

Mayor's Report:

Mayor Rhorer thanked Mayor Pro tem Fasciotti for conducting the last Board meeting.

City Administrator's Report

Josh Hawkins informed the Board the Planning and Zoning Commission meeting next week and agenda items of the transportation plan and a site plan for 101 West Broadway. He informed the Board that he was on the hiring committee for the YMCA and has been interviewing for the director. He stated he was on the committee on hiring the emergency management director in Boone County and they could not agree so they opened the position back up. Mr. Hawkins reported the TAP grant for Ash Street is ahead of schedule and they will be working the water line improvements along with this project. He stated they are waiting on APAC before we do the tennis courts and purchase a police vehicle. Mr. Hawkins informed the Board of professional economic and community development certification in Conway Arkansas he wishes to attend.

Alderman Fasciotti asked if we had any other contracts that are about to expire that we don't have any plan for. He stated these need to be discussed. Alderman Campbell expressed concern of the meetings and committees Mr. Hawkins is on. Alderman Campbell asked if Mr. Hawkins felt strong about the certification in Arkansas if he would pay for it out of his own pocket. Mr. Hawkins reported he felt the MML had issues and he does not want to renew the ICMA membership since he felt it does not pertain to smaller cities. Alderman Campbell stated he felt Mr. Hawkins was involved in a lot of different things for his own potential growth and not to the benefit of the City. Alderman Bronson also expressed concern in

Mr. Hawkins being in a lot of things. Alderman Fasciotti stated he felt this discussion should continue in closed session.

City Attorney's Report:

Fred Boeckmann had no report.

Board of Aldermen's Report:

Alderman Elliott reported he has received a complaint on the tall flowers on Broadway again in front of Casey's. It was reported this is a safety issue and is in the state right of way.

Alderman Bronson made motion and seconded by Alderman Klippel to go into closed session pursuant to Chapter 610.021 (1)Legal actions, litigation; 610.021 (2) leasing, purchase or sale of real estate; Section 610.021(3) personnel with a ten minute recess. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Calvert-absent, Alderman Campbell-aye, Alderman Bronson-aye, Alderman Fasciotti-aye, Alderman Elliott-aye. Motion carried.

The City Clerk was not in attendance at the closed meeting.

Mayor Rhorer reported we are back in open session with no reportable action taken.

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

Darla Sapp, City Clerk

Gene Rhorer, Mayor

AN ORDINANCE TO AMEND CHAPTER 9, PLANNING AND ZONING, OF THE CODE OF THE CITY OF ASHLAND AS IT PERTAINS TO THE PLANNING AND ZONING COMMISSION

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

Section 1. Chapter 9 of the Ashland City Code is hereby amended as follows:

Material to be deleted in ~~strikeout~~; material to be added underlined.

9.400. Planning and Zoning Commission

9.400.1 Pursuant to its statutory responsibilities outlined above, the Board of Aldermen is charged with creating a Planning and Zoning Commission, and appointing the members thereof, in order to prepare such studies, adopt such provisions, make such recommendations and conduct such other business as the statute contemplates.

9.400.2 The Planning and Zoning Commission, appointed as the statute instructs, then bears to the Board of Aldermen and to the residents of Ashland certain responsibilities, in the manner provided by Chapter 89, RSMo., to:

- (~~5~~1) elect its chairman and create and adopt rules for the transaction of its business;
- (~~6~~2) keep a public record of its resolutions, transactions, findings and recommendations;
- (~~7~~3) appoint such employees, contract for services and incur such expenses in the performance of its duties as the Board of Aldermen shall authorize;
- (~~8~~4) ~~prepare and recommend to the Board of Aldermen for adoption,~~ Adopt the official comprehensive plan for the city, and amendments thereto;
- (~~9~~5) prepare and recommend to the Board of Aldermen for adoption, a plan of suitable zoning districts into which the city may be divided for purposes of carrying out the comprehensive plan, a set of appropriate regulations to be enforced within said districts, and subsequent amendments thereto;
- (~~10~~6) prepare and recommend to the Board of Aldermen for adoption, regulations governing the subdivision of land and amendments thereto;

(117) review preliminary and final plats according to the requirements of said subdivision regulations and take action thereon or recommend approval, conditional approval or denial thereof by the Board of Aldermen, as the subdivision regulations contemplate;

(128) advise the Board of Aldermen on all public improvements of the types embraced by the comprehensive plan;

(139) hold hearings, conduct reviews of use or development proposal, take action or forward to the Board of Aldermen for action such matters as are contemplated or required by adopted zoning regulations; and

(1410) conduct such other and related business as statute and local laws require.

...

Section 2. This Ordinance shall be in full force and effect from and after its passage and approval.

Dated this ____ day of _____, 2015.

Gene Rhorer, Mayor

Attest:

Darla Sapp, City Clerk

Certified as to correct form:

Fred Boeckmann, City Attorney

MEMORANDUM

To: Mayor and Board of Aldermen

From: Fred Boeckmann, City Attorney

July 16, 2015

RE: Adoption of Transportation Plan

The Missouri Land Planning Statute (Sections 89.300-89.490 RSMo.) provides that any city may adopt a city plan and appoint a planning commission with the powers and duties set forth in the statute. (Section 89.340 RSMo.) Among the statutory duties of the planning commission is the responsibility to make and adopt a city plan. (Section 89.340 RSMo)

The city plan is to show the planning commission's recommendations for the physical development and uses of land including "the general location, character and extent of streets and other public ways." (Section 89.340 RSMo.) The proposed Transportation Plan is an update to the transportation and land use sections of the 2009 Ashland Comprehensive Plan and, consequently subject to the statutory requirements for adopting the city plan and plan amendments.

The statute provides that the planning commission adopt the plan by resolution after holding a public hearing. Fifteen days notice of the hearing must be published in a newspaper having general circulation in the city. The adoption of the plan requires a majority vote of the full membership of the planning commission (Section 89.360 RSMo.)

Section 10.040 of the Ashland City Code also provides that the city plan be adopted by resolution of the planning commission but Section 9.400.2(8) provides that the Planning and Zoning commission "prepare and recommend to the Board of Aldermen for adoption the official comprehensive plan for the city, and amendments thereto; . . . "

This provision of the Code is in direct conflict with state law and should be modified to provide that the commission adopt the comprehensive plan.

Recommended Action:

- (1) Amend Section 9.400 of the Code to provide that the Planning and Zoning Commission adopt the comprehensive plan and plan amendments.
- (2) The Planning Commission should consider adoption of the Transportation Plan after holding an advertised public hearing.

COUNCIL BILL NO. 2015-021

ORDINANCE NO.

AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT
WITH CONSOLIDATED PUBLIC WATER DISTRICT NO. 1

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

Section 1. The Board of Alderman authorizes the Mayor, on behalf of the City of Ashland, to enter into a agreement with Consolidated Public Water District No. 1 for the customer transfer agreement for Hunters Bend Plat 1.

Section 2. The terms of said agreement shall be as set forth in the attached agreement, which by reference is incorporated herein as if more fully and completely set out.

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

Dated this _____ day of _____, 2015.

Gene Rhorer, Mayor

Attest:

Darla Sapp, City Clerk

Certified as to correct form:

Fred Boeckmann, City Attorney

HUNTERS BEND PLAT 1 CUSTOMER TRANSFER AGREEMENT

THIS AGREEMENT is entered into this _____ day of _____, 2015, between the CITY OF ASHLAND, MISSOURI, ("City") and CONSOLIDATED PUBLIC WATER SUPPLY DISTRICT NO. 1 of Boone County, Missouri ("District").

WHEREAS, City and District entered into a Territorial Agreement on July 8, 2004 which was approved by the Missouri Public Service Commission on May 1, 2005; and

WHEREAS, under the Territorial Agreement, the water service area of the City includes the Hunters Circle also known as Hunters Bend Plat 1 which is located north Hunters Bend Road E and west of Robbie Forbis road; and

WHEREAS, the District currently provides water service to the customers located on Hunters Circle by a temporary interconnect and water purchase agreement dated June 6, 2006 with the City and those customers are listed on Exhibit "A" attached hereto; and

WHEREAS, the aforesaid customers of the City are served with water through water lines shown on Exhibit "B" attached hereto; and

WHEREAS, the parties desire to agree pursuant to the provisions of paragraph 6 of the Territorial Agreement to transfer the customers listed on Exhibit "A" attached hereto from the City to the District.

NOW, THEREFORE, the parties agree as follows:

1. That the water customers of the City listed on Exhibit "A" attached hereto shall be allowed to receive water service from the District.

2. That as soon as the District has water service available to serve the water customers listed on Exhibit "A" attached hereto the parties shall perform as follows:

City shall execute and deliver to District the original copy of the Bill of Sale attached hereto Exhibit "B"

3. That as soon as the document referred to in paragraph 2 above have been executed and delivered the District shall connect its water service to the water service facilities of the customers listed on Exhibit "A" attached hereto and the City shall discontinue serving said customers.

4. This Agreement shall be binding upon the undersigned and our successors and assigns.

IN WITNESS WHEREOF, the parties have caused this agreement to be executed on the day and year first above written.

CITY OF ASHLAND, MISSOURI, a municipal corporation

BY: _____
Gene Rhorer, Mayor

ATTEST:

Darla Sapp, Clerk

CONSOLIDATED PUBLIC WATER SUPPLY
DISTRICT NO. 1 OF BOONE COUNTY,
MISSOURI

BY: Jerome Glascock
JEROME GLASCOCK, President

ATTEST:
Janet Sears
JANET SEARS, Clerk

EXHIBIT "A"

Hunters Circle Customer as of June 18, 2015:

14000 Hunters Circle
Shannon Steelman

14100 Hunters Circle
Derek Wren

14101 Hunters Circle
Sonya Baumgartner

14200 Hunters Circle
Christopher Yeager

14201 Hunters Circle
Aaron Beckmann

EXHIBIT "B"

BILL OF SALE

KNOW ALL PERSONS BY THESE PRESENTS, that the undersigned, CITY OF ASHLAND, MISSOURI, a municipal corporation, hereinafter called "SELLER," for a valuable consideration, the receipt and sufficiency of which are hereby acknowledged, does hereby remise, release and forever quit-claim to CONSOLIDATED PUBLIC WATER SUPPLY DISTRICT NO. 1 OF BOONE COUNTY, MISSOURI, hereinafter called "BUYER," all of SELLER's right, title and interest in and to the following described property, to wit:

All waterlines, water valves, water meters and other water service appliances, facilities and accessories at the locations shown on Exhibit "1" attached hereto.

Dated this _____ day of _____, 2015

CITY OF ASHLAND, MISSOURI, a municipal corporation

BY: _____
Gene Rhorer, Mayor

ATTEST:

Darla Sapp, Clerk

STATE OF MISSOURI)
) SS
COUNTY OF BOONE)

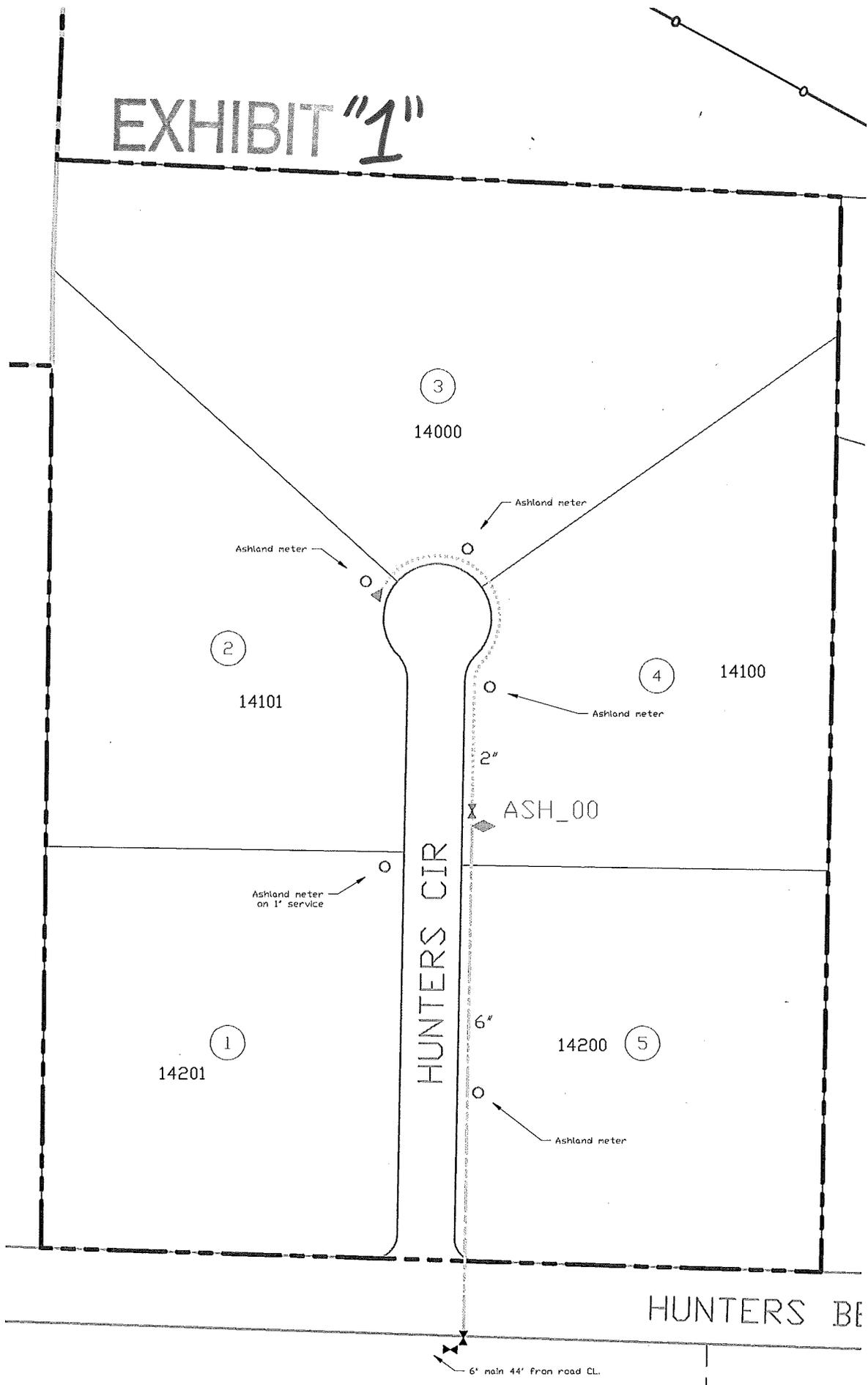
On this _____ day of _____, 2015, before me appeared Gene Rhorer, to me personally known, who being by me duly sworn, did say that he is the Mayor of the CITY of ASHLAND, MISSOURI, a municipal corporation, and that the seal affixed to the foregoing instrument is the corporate seal of said City and that said instrument was signed and sealed in behalf of said municipal corporation by authority of its governing body and the said Mayor acknowledged said instrument to be the free act and deed of said municipal corporation.

IN TESTIMONY WHEREOF, I have hereunto affixed my hand and notarial seal at my office in Columbia, Missouri on the day and year hereinabove first written.

My commission expires: _____

Notary Public

EXHIBIT "1"



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

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

Section 1. Declaration of Policy. The proper operation of municipal government requires that public officials and employees be independent, impartial and responsible to the people; that government decisions and policy be made in the proper channels of the governmental structure; that public office not be used for personal gain; and that the public have confidence in the integrity of its government. In recognition of these goals, there is hereby established a procedure for disclosure by certain officials and employees of private financial or other interests in matters affecting the city.

Section 2. Definitions: The following definitions apply to this ordinance:

Business entity. A corporation, association, firm, partnership, proprietorship, or business entity of any kind or character.

Dependent child. All children, stepchildren, foster children and wards under the age of eighteen (18) residing in the person's household and who receive in excess of fifty (50) percent of their support from the person.

Substantial interest. Ownership by the individual, the individual's spouse or the individual's dependent children, whether singularly or collectively, directly or indirectly, of ten (10) percent or more of any business entity, or of an interest having a value of ten thousand dollars (\$10,000.00) or more, or the receipt by an individual, the individual's spouse or the individual's dependent children, whether singularly or collectively, of a salary, gratuity, or other compensation or remuneration of five thousand dollars (\$5,000.00) or more per year from any individual, partnership, organization, or association within any calendar year.

Substantial personal or private interest in any measure, bill, order or ordinance. Any interest in a measure, bill, order or ordinance which results from a substantial interest in a business entity.

Section 3. Conflicts of Interest.

a. All elected and appointed officials as well as employees of a political subdivision must comply with the relevant sections of Chapter 105 of the Missouri Revised Statutes on conflicts of interest as well as any other state law governing official conduct.

b. Any member of the Board of Aldermen who has a substantial personal or private interest in any measure, bill, order or ordinance proposed or pending before the Board must disclose that interest to the City Clerk and such disclosure shall be recorded in the Board minutes.

Section 4. Disclosure Reports. Each elected official, candidate for elective office, and the City Administrator, who serves as the chief administrative officer and the chief purchasing officer, shall disclose the following information by May 1 if any such transactions were engaged in during the previous calendar year:

- a. For such person, and all persons within the first degree of consanguinity or affinity of such person, the date and the identities of the parties to each transaction with a total value in excess of five hundred dollars, if any, that such person had with the political subdivision, other than compensation received as an employee or payment of any tax, fee or penalty due to the political subdivision, and other than transfers for no consideration to the political subdivision; and
- b. The date and the identities of the parties to each transaction known to the person with a total value in excess of five hundred dollars, if any, that business entity in which such person had a substantial interest, had with the political subdivision, other than payment of any tax, fee or penalty due to the political subdivision or transactions involving payment for providing utility service to the political subdivision, and other than transfers for no consideration to the political subdivision.
- c. The City Administrator also shall disclose by May 1 for the previous calendar year the following information:
 - 1) The name and address of each of the employers of such person from whom income of one thousand dollars or more was received during the year covered by the statement;
 - 2) The name and address of each sole proprietorship that he owned; the name, address and the general nature of the business conducted of each general partnership and joint venture in which he was a partner or participant; the name and address of each partner or co-participant for each partnership or joint venture unless such names and addresses are filed by the partnership or joint venture with the Secretary of State; the name, address and general nature of the business conducted of any closely held corporation or limited partnership in which the person owned ten percent or more of any class of the outstanding stock or limited partnership units; and the name of any publicly traded corporation or limited partnership that is listed on a regulated stock exchange or automated quotation system in which the person owned two percent or more of any class of outstanding stock, limited partnership units or other equity interests;
 - 3) The name and address of each corporation for which such person served in the capacity of a director, officer or receiver.

Section 5. Filing of Reports. The reports, in the attached format, shall be filed with the City Clerk and the Ethics Commission. The reports shall be available for public inspection and copying during normal business hours.

Section 6. When Filed.

The financial interest statements shall be filed at the following times, but no person is required to file more than one financial interest statement in any calendar year:

1. Every other person required to file a financial interest statement shall file the statement annually not later than May 1 and the statement shall cover the calendar year ending the immediately preceding December 31; provided that any member of the Board of Aldermen may supplement the financial interest statement to report additional interests

acquired after December 31 of the covered year until the date of filing of the financial interest statement.

2. Each person appointed to office shall file the statement within thirty days of such appointment or employment covering the calendar year ending the previous December 31;

3. Every candidate required to file a personal financial disclosure statement shall file no later than fourteen days after the close of filing at which the candidate seeks election. The time period of this statement shall cover the twelve months prior to the closing date of filing for candidacy.

Section 7. Effective Date. This ordinance shall be in full force and effect from and after the date of its passage and approval and shall remain in effect for two years from the date of passage.

Dated this _____ day of _____, 2015.

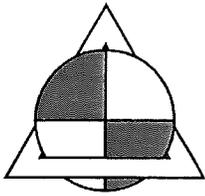
Gene Rhorer, Mayor

Attest:

Darla Sapp, City Clerk

Certified as to correct form:

Fred Boeckmann, City Attorney



ALLSTATE
CONSULTANTS

ENGINEERING • PLANNING • SURVEYING • GEOTECHNICAL • INVESTIGATIVE

July 7, 2015

Mr. Rex Combs
Drill Tech, Inc.
775 E. Morgan St.
Tipton, MO 65081

Re: Broadway From Walnut St. Past Oak St. Water System Improvements – Ashland, Missouri

Dear Mr. Combs:

On June 29th, 2015, Drill Tech, Inc. completed all work as designated in the contract documents for the water system improvements along Broadway. Mr. Curtis Bennett, with the City of Ashland, has indicated that all items and site cleanup are to the City's satisfaction and all work has been accepted. Therefore, we are recommending the one year warranty period for all materials and work performed start from the following dates.

- Water Line and Appurtenances April 1, 2015
- Grading and Seeding June 29, 2015

The City will re-inspect each part of the project prior to the conclusion of the one year warranty to determine if any corrective work is required.

Please contact us or Mr. Curtis Bennett if you have any questions or need further assistance.

Sincerely,
Allstate Consultants LLC

Stephen Lin, P.E.

Enclosure

CC: Mr. Josh Hawkins: City Administrator – Ashland, Missouri

PARTIAL PAYMENT ESTIMATE # Final

Contract Days 90
 Days Used 106
 Days Remaining 0
 Completion Date April 11, 2015
 % Complete 100%

Sheet 1 of 3

Contract \$ 95775.00
 Total Change Orders \$ 6560.00
 New Contract Amount \$ 102335.00

From April 27 2015 to June 29 2015

City of Ashland, Missouri of Boone County Waterline Extension

Drill Tech, Inc., 775 East Morgan Street, Tipton, MO 65081

Item #	Description	Bid Quantity	Quantity To Date	Unit Price	Amount
1.01	Mobilization, Insurance & Bonding	1	1	\$7500.00	<u>7500.00</u>
1.02	8" CL 200 PVC Pipe Water Main with Tracer Wire, Granular Backfill Per Plan Bury Depth Min. 48"	680 L.F.	680	\$35.00	<u>23800.00</u>
1.03	8" Bored Steel encasement with end seals	45 L.F.	0	\$150.00	<u>0</u>
1.04	4" CL 200 Restrained Joint PVC Carrier Pipe w/Skids & tracer wire	70 L.F.	0	\$20.00	<u>0</u>
1.05	2" Bored restrained Joint PVC Encasement w/ end seals	355 L.F.	355	\$30.00	<u>10650.00</u>
1.06	1" CTS Polyethylene Service Line with tracer wire	575 L.F.	575	\$12.00	<u>6900.00</u>
1.07	8" MJ Gate valves w/necessary restraints (restrained MJ retaining glands)	2 ea	3	\$1000.00	<u>3000.00</u>
1.08	4" MJ Gate valves w necessary restraints (restrained MJ retaining glands)	2 ea	1	\$750.00	<u>750.00</u>
1.09	2" MJ Gate valves w necessary restraints (restrained MJ retaining glands)	1 ea	1	\$500.00	<u>500.00</u>
1.10	8" x 8" x 8" Tee (restrained MJ retaining gland)	1 ea	2	\$1000.00	<u>2000.00</u>
1.11	8" x 8" x 4" Tee (restrained MJ retaining gland)	2 ea	1	\$750.00	<u>750.00</u>

1.12	8" Water Main Fittings (restrained MJ retaining glands) 90, 45, 22 1/2, 11 1/4, 8" x reducers	4 ea	4	\$750.00	<u>3000.00</u>
1.13	8" Cap or Plug w/2" threaded tap	1 ea	1	\$500.00	<u>500.00</u>
1.14	8" System connections: Water line tie-in complete as shown on detail to existing system, includes necessary couplings, pipe, capping abandoned lines and necessary restraints (restrained MJ retaining glands) or blocking	1 ea	1	\$2500.00	<u>2500.00</u>
1.15	4" System connections: Water line tie-in complete as shown on detail to existing system, includes necessary couplings, pipe, capping abandoned lines and necessary restraints (restrained MJ retaining glands) or blocking	2 ea	2	\$2500.00	<u>5000.00</u>
1.16	2" System connections: water line tie-in complete as shown on detail to existing system, includes necessary couplings, pipe, capping abandoned lines, and necessary restraints (restrained MJ retaining glands) or blocking	1 ea	1	\$2000.00	<u>2000.00</u>
1.17	New Fire Hydrant Set: 12'x12"x6" tee, 6" extension line, 6" gate valve, valve box, hydrant and necessary restraints (restrained MJ retaining glands)	1 ea	2	\$4000.00	<u>8000.00</u>
1.18	Relocate and replace existing water service meter appurtenanoes: includes 18" dia. A-2000 PVC truss pipe, meter well, case iron yoke service saddle, corporation stop, capping abandoned lines, compression fittings and all necessary couplings, existing meter will be reused.	6 ea	6	\$800.00	<u>4800.00</u>
1.19	Existing Water Service Line Tie-ins: tie-in from new water main to existing water meter, includes service saddle, service line, corporation stop, capping abandoned lines, compression fittings and necessary couplings	12 ea	12	\$600.00	<u>7200.00</u>
1.20	Gravel Driveway Repair	3 S.Y.	3	\$100.00	<u>300.00</u>
1.21	Concrete Street/driveway/parking lot repair	195 S.Y.	12	\$5.00	<u>600.00</u>
1.22	Finish Grading, Seeding, Mulching, Fertilizer, Etc.	1 L.S.	1	\$2000.00	<u>2000.00</u>
1.23	12" Bored Steel encasement with end seals	45 L.F.	45	\$175.00	<u>7875.00</u>
1.24	6" CL 200 restrained joint PVC carrier pipe w/skids & tracer wire	50 L.F.	50	\$30.00	<u>1500.00</u>

1.25	6" MJ gate valve w necessary restraints (restrained MJ retaining glands)	1 ea	\$875.00	<u>875.00</u>
1.26	8" x 8" x 6" Tee (restrained MJ retaining gland)	1 ea	\$875.00	<u>875.00</u>

Application is made for Payment, as shown below, in connection with the Contract.

Original Contract Sum	\$	<u>95,775.00</u>		
Net Change by Change Orders	\$	<u>8995.00</u>	6560.00	SL
Contract Sum to Date	\$	<u>104750.00</u>	102335.00	7/7/15
Total Value of Completed Work & Material on Hand	\$	<u>102335.00</u>		
Less 10% Retained	\$			
Total Amount Due to Date	\$	<u>102335.00</u>		
Less Previous Payment	\$	<u>92101.50</u>		
New Amount Due	\$	<u>10233.50</u>		

I hereby certify that the degree of completion of work, as represented by this partial payment estimate, was performed in compliance with the Contract Documents.

CONTRACTOR (Submitted): *Rex Cank* Date: 6/30/15

I, the Consultant, hereby certify that I or a delegated representative, based on on-site observation, and to the best of my knowledge, the degree of completion of the work, as represented by this partial payment estimate, conforms to the Drawings and Specifications.

CONSULTANT (Approved): *Steph L* Date: 7-7-15

OWNER (Authorized Payment): _____ Date: _____

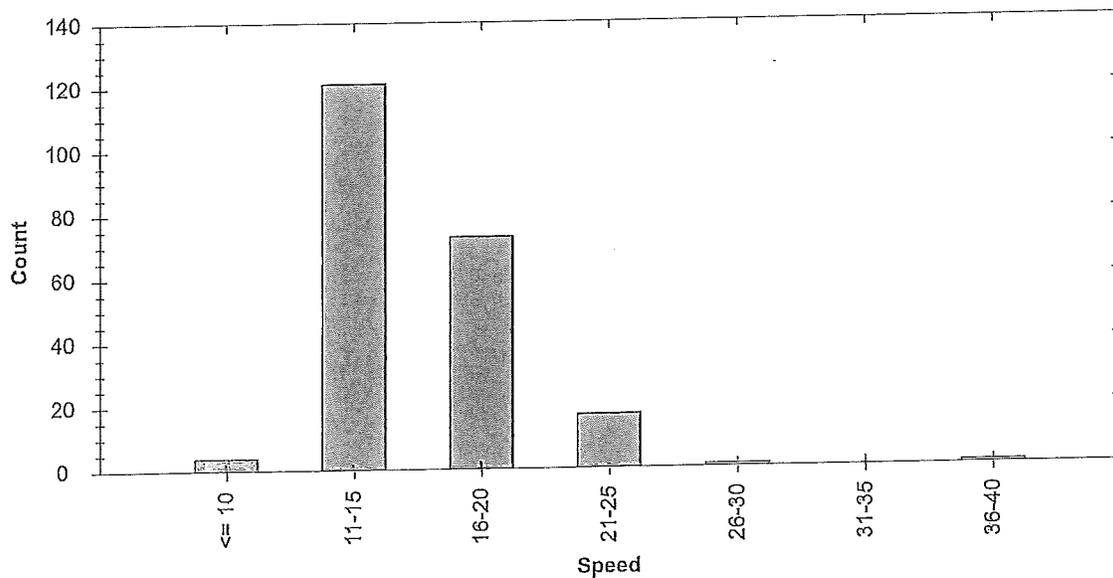
Time interval: 07/14/2015 - 07/15/2015	Report created: 07/15/2015
Location: KRISTI LAKE SB	Author: Lyn Woolford
File: VC-Prodigy 22L Ashland-201507.bvs	
Comments:	

1. Summary

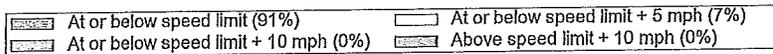
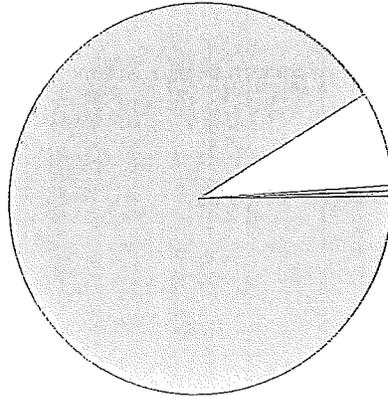
Start date: 07/14/2015
End date: 07/15/2015
Total vehicles: 217
Average speed: 15.60 mph
85th percentile: 19.00 mph
50th percentile: 15.00 mph
70th percentile: 16.00 mph
10 mph pace: 10 mph

Speed limit: 20 mph
Violations count: 22 (10%)

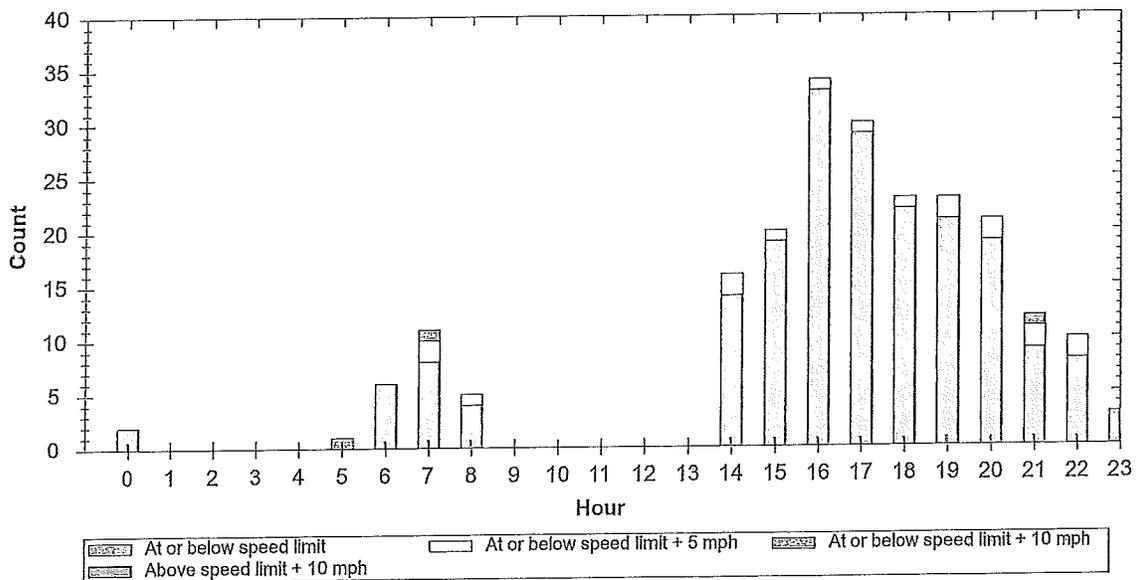
2. Speed Histogram



3. Speed Limit Compliance



4. Compliance by Hour



5. Vehicles by Speed/Hour

Monthly totals		0 - 10	11 - 15	16 - 20	21 - 25	26 - 30	31 - 35	36 - 40	41 - 45	46 - 50	51 - 55	56 - 60	61 - 65	66 - 70	71 +
Speed (mph)	Hour														
00:00 - 00:59		1													
01:00 - 01:59															
02:00 - 02:59															
03:00 - 03:59															
04:00 - 04:59															
05:00 - 05:59				1											
06:00 - 06:59		4		2											
07:00 - 07:59		4		4	2	1									
08:00 - 08:59		2		1	1										
09:00 - 09:59															
10:00 - 10:59															
11:00 - 11:59															
12:00 - 12:59															
13:00 - 13:59															
14:00 - 14:59				10	4	2									
15:00 - 15:59				12	7	1									
16:00 - 16:59				14	19	1									
17:00 - 17:59				21	8	1									
18:00 - 18:59				14	8	1									
19:00 - 19:59				15	5	2									
20:00 - 20:59				13	6	2									
21:00 - 21:59				7	1	2								1	
22:00 - 22:59				3	4	2									
23:00 - 23:59				1	2										
Percentage		1	55	33	7										
TOTAL		4	121	73	17	1									1

6. Vehicles by Hour/Day

Day Hour	Tue 07/14	Wed 07/15
00:00 - 00:59		2
01:00 - 01:59		
02:00 - 02:59		
03:00 - 03:59		
04:00 - 04:59		
05:00 - 05:59		1
06:00 - 06:59		6
07:00 - 07:59		11
08:00 - 08:59		5
09:00 - 09:59		
10:00 - 10:59		
11:00 - 11:59		
12:00 - 12:59		
13:00 - 13:59		
14:00 - 14:59	16	
15:00 - 15:59	20	
16:00 - 16:59	34	
17:00 - 17:59	30	
18:00 - 18:59	23	
19:00 - 19:59	23	
20:00 - 20:59	21	
21:00 - 21:59	12	
22:00 - 22:59	10	
23:00 - 23:59	3	
Percentage	88	11
TOTAL	192	25

7. Vehicles by Hour/Weekday

Weekday Hour	Sun	Mon	Tue	Wed	Thu	Fri	Sat
00:00 - 00:59				2			
01:00 - 01:59							
02:00 - 02:59							
03:00 - 03:59							
04:00 - 04:59							
05:00 - 05:59				1			
06:00 - 06:59				6			
07:00 - 07:59				11			
08:00 - 08:59				5			
09:00 - 09:59							
10:00 - 10:59							
11:00 - 11:59							
12:00 - 12:59							
13:00 - 13:59							
14:00 - 14:59			16				
15:00 - 15:59			20				
16:00 - 16:59			34				
17:00 - 17:59			30				
18:00 - 18:59			23				
19:00 - 19:59			23				
20:00 - 20:59			21				
21:00 - 21:59			12				
22:00 - 22:59			10				
23:00 - 23:59			3				
Percentage			88	11			
TOTAL			192	25			