

TUESDAY, NOVEMBER 18, 2014  
BOARD OF ALDERMEN MINUTES  
7:00 P.M.

Mayor Rhorer called the regular meeting to order at 7:00 p.m. on November 18, 2014 at 815 East Broadway.

Alderman Elliott gave the invocation.

Mayor Rhorer led in the pledge of allegiance.

Mayor Rhorer called the roll:

Ward One: George Campbell-here, George Elliott-here

Ward Two: Jeff Anderson-absent, James Fasciotti-here

Ward Three: Anthony Taggart-absent, Fred Klippel-here

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

Mayor Rhorer presented the agenda for November 18, 2014 for consideration. Alderman Campbell made motion and seconded by Alderman Klippel to approve the agenda as presented. Mayor Rhorer called for the vote. Motion carried.

Mayor Rhorer presented the minutes for November 04, 2014 for consideration. Alderman Fasciotti made motion and seconded by Alderman Campbell to approve the minutes as presented. Mayor Rhorer called for the vote. Motion carried.

Alderman Taggart joined the meeting at 7:03 p.m.

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

Mayor Rhorer presented Council Bill No. 2014-042 for consideration. Mayor Rhorer reported this Council Bill was drafted by Alderman Klippel and Alderman Anderson. He called for questions or comments. Alderman Elliott asked if Mr. Boeckmann had reviewed this. Mr. Boeckmann, City Attorney reported he has reviewed this and made a few edits. Mayor Rhorer explained that we would have to hire a qualified building inspector to look at the structures. Alderman Elliott questioned who would pay for this cost. Fred Boeckmann, reported the City would pay then it would be passed on to the owner of the property as a lien. The Board discussed this ordinance. Alderman Campbell made motion and seconded by Alderman Klippel to take up Council Bill No. 2014-042, an ordinance to amend the code of the City of Ashland by adding a new article which shall be designated as article VIII of Chapter 28 of the Code pertaining to dangerous structures; and directing the City Clerk to notify the Director of Insurance of the passage of this ordinance. First Reading by title only. Mayor Rhorer called for

the vote. Alderman Taggart-aye, Alderman Fasciotti-aye, Alderman Elliott-aye, Alderman Campbell-aye, Alderman Klippel-aye, Alderman Anderson-absent. Motion carried.

Mayor Rhorer presented Council Bill No. 2014-043 for consideration. Mayor Rhorer reported this would increase the purchase by the City Administrator from \$2,500.00 to \$5,000.00 in the open market without taking bids. Josh Hawkins, City Administrator reported this also allows for reimbursement of any authorized purchase over \$50.00 to employees, City officials or Officers. Alderman Fasciotti questioned the procedure for this. Josh Hawkins explained the procedure. Alderman Fasciotti made motion and seconded by Alderman Campbell to take up Council Bill No. 2014-043, an ordinance to amend Chapter 7 of the Code of the City of Ashland as it pertains to purchasing policy. First Reading by title only. Mayor Rhorer called for the vote. Alderman Taggart-aye, Alderman Fasciotti-aye, Alderman Elliott-aye, Alderman Campbell-aye, Alderman Klippel-aye, Alderman Anderson-absent. Motion carried.

Mayor Rhorer presented Council Bill No. 2014-044 for consideration. Mayor Rhorer reported this Council Bill was entertained by Alderman Fasciotti. He called for comments or questions. Alderman Campbell reported he has been reading about Fulton also addressing the possession, or sale of products containing synthetic cannabinoids. The Board discussed the alterations of this product and what they are infused with at length. Alderman Taggart reported he watched a video online on this and it is very scary. Alderman Fasciotti stated what bothers him is the retailers know exactly what they are selling. Josh Hawkins, City Administrator reported in his previous job if they found a store in violation of the ordinance they would revoke the business license. Fred Boeckmann, City Attorney reported you would have to get a chemical analysis done on this. Alderman Campbell suggested we look at what the State Representatives are working on and compare it. Alderman Fasciotti made motion and seconded by Alderman Klippel to take up Council Bill No. 2014-044, an ordinance to amend Chapter 19 of the code of the City of Ashland by adding a new section 19.935 on synthetic cannabinoids. First Reading by title only. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Campbell-aye, Alderman Elliott-aye, Alderman Fasciotti-aye, Alderman Taggart-aye, Alderman Anderson-absent. Motion carried.

Mayor Rhorer presented Council Bill No. 2014-045 for consideration. Mayor Rhorer informed the Board that this is a revision of only allowing regular Board of Aldermen meetings at the Southern Boone Fire Protection District Training Facility. He reported the agreement was in the packet. Mayor Rhorer called for questions or comments. The Board discussed this. Alderman Klippel made motion and seconded by Alderman Campbell to take up Council Bill No. 2014-045, an ordinance authorizing the Mayor to enter into an agreement with the Southern Boone County Fire Protection District for City use of the meeting room in the district's training facility. First Reading by title only. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Campbell-aye, Alderman Elliott-aye, Alderman Fasciotti-aye, Alderman Taggart-aye, Alderman Anderson-absent. Motion carried.

Mayor Rhorer presented Council Bill No. 2014-046 for consideration. Mayor Rhorer reported this is authorizing the purchase of the body cameras as discussed in the previous meeting. Mayor Rhorer called for questions or comments. Alderman Fasciotti made motion and seconded by Alderman Klippel to take up Council Bill No. 2014-046, an ordinance authorizing the Mayor to enter into an agreement with Taser International for the purchase of four body cameras. First Reading by title only. Mayor Rhorer called for the vote. Alderman Taggart-aye, Alderman Fasciotti-aye, Alderman Elliott-aye, Alderman Campbell-aye, Alderman Klippel-aye, Alderman Anderson-absent. Motion carried.

Mayor Rhorer presented Ordinance No. 1004 for consideration. Mayor Rhorer reported this is the second reading and called for questions or comments. Alderman Klippel made motion and seconded by Alderman Taggart to take up Ordinance No. 1004, an ordinance to amend Chapter 19 of the Code of the City of Ashland by adding a new section 19.326 on panhandling. Mayor Rhorer called for the vote. Alderman Taggart-aye, Alderman Fasciotti-aye, Alderman Elliott-aye, Alderman Campbell-aye, Alderman Klippel-aye, Alderman Anderson-absent. Motion carried.

Mayor Rhorer presented Ordinance No. 1005 for consideration. Mayor Rhorer reported the background of this Ordinance came at a request from a resident due to basketball courts and children playing in the roadway. Chief Woolford presented a video of the location of the complaint. Alderman Elliott reported the basketball goal is placed there because the driveway is at an angle and they need a flat surface to play on. Alderman Campbell made motion and seconded by Alderman Fasciotti to take up Ordinance No. 1005, an ordinance to amend Chapter 19 of the Code of the City of Ashland by adding a new section 19.220 on impeding the use of streets, sidewalks or alleys. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Campbell-aye, Alderman Elliott-aye, Alderman Fasciotti-aye, Alderman Taggart-aye, Alderman Anderson-absent. Motion carried.

Mayor Rhorer presented Ordinance No. 1006 for consideration. Mayor Rhorer reported the memo on the clarification for the hydraulic Design Considerations from Wes Bolton, Allstate Consultants was in the packet. Alderman Klippel made motion and seconded by Alderman Elliott to take up Ordinance No. 1006, an ordinance to amend Chapter 12, Article VI, Stormwater Management Regulations. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Campbell-aye, Alderman Elliott-aye, Alderman Fasciotti-aye, Alderman Taggart-aye, Alderman Anderson-absent. Motion carried.

Mayor Rhorer presented Ordinance No. 1007 for consideration. Alderman Klippel made motion and seconded by Alderman Elliott to take up Ordinance No. 1007, an ordinance authorizing the Mayor to enter into an agreement with Taser International for the purchase of four body cameras. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Campbell-aye, Alderman Elliott-aye, Alderman Fasciotti-aye, Alderman Taggart-aye, Alderman Anderson-absent. Motion carried.

Mayor Rhorer presented a Resolution authorizing the Mayor to execute a notice of award to Drill Tech, Incorporated. Josh Hawkins, City Administrator reported this is the Broadway project that was on hold due to easement issues but it has been resolved. Alderman Klippel made motion and seconded by Alderman Elliott to approve the Resolution authorizing the Mayor to execute a notice of award to Drill Tech, Incorporated. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Campbell-aye, Alderman Elliott-aye, Alderman Fasciotti-aye, Alderman Taggart-aye, Alderman Anderson-absent. Motion carried.

Travis Davidson, Public Work's Report:

Travis Davidson reported the Mustang and Justin street project will be opened on Friday to allow for a longer cure time due to cold weather. He updated the Board on replacement of street signs and the procedure, the lift station maintenance and future street projects for the Spring. Travis Davidson discussed they are compiling a list of sewer issues to begin repairs in the spring

Mayor's Report:

Mayor Rhorer reported they did the walk through with APAC and MoDot on the round-a-bouts and have voiced their concerns on the workmanship from Steve and Associates. Alderman Fasciotti reported they left a mess and did not feel this was completed. Mayor Rhorer reported this is a MoDot project and they are aware of our concerns.

Board of Aldermen's Report:

Alderman Klippel reported the holidays and winter is coming and asked everyone to pay attention and drive safe.

Alderman Campbell asked the thoughts on Angel Lane. Josh Hawkins, City Administrator reported it is complete. Alderman Campbell expressed concern of placing gravel in the high areas where the ditches are. He felt this was flushing money down the toilet because gravel would not stay there.

Alderman Elliott reported he has looked at Angel Lane as well and felt people might get a false impression that the gravel would support their vehicle on the shoulders.

Alderman Elliott reported he appreciated all of what the city employees do. He reported he would not be able to attend the Employee appreciation dinner. He encouraged everyone to attend the Ashland Parks and Recreation Board tree lighting on December 6.

Alderman Fasciotti expressed his concern of Powers Construction trucks and equipment lining both sides of Peterson Lane making it one lane. He also reported a mess on the roadway and two lots piled with dirt getting in the roadway when it rains. Mayor Rhorer reported he would follow up on this complaint.

Alderman Taggart asked the status of the signs promoting the school. Josh Hawkins, City Administrator reported he is waiting on the school for wording. Alderman Taggart suggested Welcome to Ashland home of the Eagles for the sign on the highway then in town mileage signs to the schools. The City Administrator was to follow up on this.

#### City Administrator's Report:

Josh Hawkins, City Administrator reported the internal water tower maintenance on North Henry Clay has been completed with painting the external surface in the spring. He reported we are reviewing city utility customer accounts and returning overpayments and deposits, billing procedures, landlord accounts and rental account deposits. He reported the staff is doing internal reviews and cleaning up some issues. Mr. Hawkins informed them we are also working on building permits and process and trying to improve applications and process. He stated he would be presenting an annual report in January to the Board. Mr. Hawkins reported they are updating our snow removal plan with the County and personnel manual. He informed the Board he would be taking vacation during the Christmas Holiday.

Alderman Campbell suggested a joint meeting between the Board of Aldermen and the Planning and Zoning Commission and property owners along Hwy 63 and the Baptist Home developers. He stated this would allow everyone to get familiar with the project and what easements for sewer and roadway will be needed. Mayor Rhorer suggested a separate meeting instead of with the Planning and Zoning Commission work session. The Board felt this was a good idea.

#### City Attorney's Report:

Fred Boeckmann reported it would be easier to not open a bid submitted by a contractor/subcontractor if we do not approve of their workmanship. He reported the city reserves the right to reject any and all bids. He reported the City of Columbia and a number of cities have pulled out of the settlement agreement with Centurylink. He stated he would follow up on what this means to the City of Ashland settlement agreement with them.

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

Darla Sapp, City Clerk

Gene Rhorer, Mayor