

TUESDAY, MAY 17, 2016
BOARD OF ALDERMEN MINUTES
7:00 P.M.

Mayor Rhorer called the Public Hearing to order on the annexation of a four acre tract located off of Route H for Hummingbird Properties, LLC. Mayor Rhorer called for anyone wishing to speak on this matter. Tim Crockett on behalf of the applicant explained the subject piece of property will be part of the Ponderosa Development but was a separate purchase than the original part. He reported this is surrounded by three sides of the Hummingbird Properties, LLC. Mayor Rhorer called for any questions, being none he adjourned the hearing at 7:04.

Mayor Rhorer called the regular meeting to order at 7:04 p.m. on May 17, 2016 at 815 East Broadway, Ashland, Missouri.

Alderman Clay gave the invocation.

Mayor Rhorer called the roll:

Ward One: George Campbell-here, Danny Clay-here
Ward Two: Jesse Bronson-here, James Fasciotti-here
Ward Three: Rick Lewis-here, Fred Klippel-here

Staff Present: Lyn Woolford, Police Chief/City Administrator, Fred Boeckmann City Attorney and Darla Sapp, City Clerk.

Mayor Rhorer presented the agenda of May 17, 2016 for consideration. Mayor Rhorer reported at the request of the property owner Council Bill No. 2016-014, an ordinance to change the zoning of two parcels of land from (I-L) Light Industrial to (R-3) High Density Residential for Conservation Home Builders, LLC be removed from the agenda. Alderman Bronson made motion and seconded by Alderman Clay to amend the agenda as presented with removing Council Bill No. 2016-014. Mayor Rhorer called for the vote. Motion carried.

Mayor Rhorer presented the minutes of May 03, 2016 for consideration. Alderman Bronson made motion and seconded by Alderman Klippel to approve the minutes as presented. Mayor Rhorer called for the vote. Motion carried.

Mayor Rhorer asked if anyone wished to appear before the Board on an item not on the agenda.

Richard Jones, 401 Douglas Drive asked that before the property in the Commerce Drive area is developed the City should request a traffic study be done. He discussed the increase in traffic on Douglas Drive and concern of speeding. Mr. Jones asked that the speed control device be turned around.

Mayor Rhorer reported that Mike McCubbin has asked for this to be removed from the agenda and he will present a new concept for development in that area. Mayor Rhorer reported the property owners would be notified of this.

Mayor Rhorer presented for reappointment to the Planning and Zoning Commission: James Branson and Brad Williamson. He called for Board confirmation. Alderman Bronson asked if they were present at the meeting tonight. It was reported they were not attendance. Alderman Bronson stated he had some questions for them relating to the last Planning and Zoning Commission meeting. Mayor Rhorer reported if we hold off on the reappointment of these two members we would not have enough citizen members to have a

quorum. Mayor Rhorer appointed James Branson to the Planning and Zoning Commission with a four year term. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye.

Mayor Rhorer presented for reappointment to the Planning and Zoning Commission Brad Williamson with a four year term. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye.

Mayor Rhorer presented for appointment George Elliott to the Board of Adjustments with Board confirmation. Alderman Campbell questioned Mr. Elliott's ability to the time commitment. Mr. Elliott reported this does not require as much time since they don't meet as often. Alderman Bronson asked if it would require more time if he would be able to do this. Mr. Elliott reported he would be willing to put as much time as it takes. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye.

Mayor Rhorer presented Council Bill No. 2016-020 for consideration. Alderman Bronson made motion and seconded by Alderman Klippel to take up Council Bill No. 2016-020, an ordinance extending the unincorporated area on the east side of Highway 63 on Route H; directing the City Clerk to give notice of the annexation; and placing API (Airport Planned Industrial) zoning on the property for Hummingbird Properties, LLC. First Reading by title only. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye, Alderman Campbell-aye, Alderman Bronson-aye, Alderman Klippel-aye. Motion carried.

Mayor Rhorer presented Council Bill No. 2016-021 for consideration. Alderman Bronson questioned this. Lyn Woolford reported the legislatures have extended the requirement to pass this for two years and due to the cost to the city to have a special election we will do it at our April 2017 Election. Alderman Bronson made motion and seconded by Alderman Klippel to take up Council Bill No. 2016-021, an ordinance to modify the municipal election date from August 2, 2016 to April 4, 2017 as set out in Ordinance No. 1054. First Reading by title only. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye, Alderman Campbell-aye, Alderman Bronson-aye, Alderman Klippel-aye. Motion carried.

Mayor Rhorer presented Council Bill No. 2016-022 for consideration. Alderman Klippel made motion and seconded by Alderman Bronson to take up Council Bill No. 2016-022, an ordinance to change the zoning of a parcel of land from (APC) Airport Planned Commercial to (API) Airport Planned Industrial for Hummingbird Properties, LLC. First reading by title only. Mayor Rhorer called for questions or comments. Alderman Clay reported this has been approved by the Planning and Zoning Commission. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Campbell-aye, Alderman Bronson-aye, Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented Council Bill No. 2016-023 for consideration. Alderman Bronson made motion and seconded by Alderman Klippel to take up Council Bill No. 2016-023, an ordinance approving the preliminary plat for Ponderosa Commerce Park for Hummingbird Properties, LLC. First Reading by title only. Mayor Rhorer called for questions or comments. Lyn Woolford reported Tim Crockett was here to answer any questions on this preliminary plat. Tim Crockett reported the preliminary plat that was included in the Board packets has had some minor revisions, such as clarification notations and street names. He reported the layout has not changed. Lyn Woolford reported our engineer recommended approval pending engineering and legal review before the second reading. Mayor Rhorer called for the vote. Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye, Alderman Klippel-aye, Alderman Bronson-aye, Alderman Campbell-aye. Motion carried.

Mayor Rhorer presented Council Bill No. 2016-025 for consideration. Alderman Bronson made motion and seconded by Alderman Clay to take up Council Bill No. 2016-025, an ordinance authorizing the Mayor to enter into a revised road relinquishment agreement with Missouri Highways and Transportation Commission. First reading by title only. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented Ordinance No. 1068, an ordinance authorizing the appropriation of funds to certain accounts within the fiscal year 2016 Budget. Lyn Woolford explained this was a transfer within the budget to close out the budget year. Alderman Bronson made motion and seconded by Alderman Klippel to approve Council Bill No. 1068, an ordinance authorizing the appropriation of funds to certain accounts within the fiscal year 2016 Budget. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented Ordinance No. 1069 for consideration. Alderman Klippel made motion and seconded by Alderman Bronson to take up Ordinance No. 1069, an ordinance to modify the municipal election date from August 2, 2016 to April 4, 2017 as set out in Ordinance No. 1054. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented Ordinance No. 1070 for consideration. Alderman Klippel made motion and seconded by Alderman Bronson to take up Ordinance No. 1070, an ordinance authorizing the Mayor to enter into a revised road relinquishment agreement with the Missouri Highways and Transportation Commission. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Clay-aye, Alderman Fasciotti-aye, Alderman Lewis-aye. Motion carried.

Mayor Rhorer presented a resolution authorizing the Mayor, on behalf of the City, to enter into a credit agreement and disclosure with The Callaway Bank; and authorizing certain City officials to conduct business for the city and to sign matter related to The Callaway Bank loan. Alderman Fasciotti made motion and seconded by Alderman Clay to consider the resolution as presented. Mayor Rhorer called for questions or comments. Mayor Rhorer reported we have Bill Lloyd, a representative from The Callaway Bank, present if there are any questions. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented a resolution authorizing the Mayor, on behalf of the City, to enter into the employment agreement for City Administrator for the City of Ashland, Missouri. Alderman Bronson made motion and seconded by Alderman Klippel to consider the resolution as presented. Mayor Rhorer called for questions or comments. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer reported the next item on the agenda is discussion of Consolidated Public Water District territorial boundary changes. Lyn Woolford stated the Consolidated Public Water District has asked us to modify the territorial agreement. The Board discussed areas north of the City where we currently do not

have service lines. The Board discussed the pros and cons of changing the territorial agreement. The consensus of the Board was to not change the territorial boundaries.

Mayor Rhorer presented a letter of resignation from Paul Beuselinck from the Planning and Zoning Commission. Alderman Bronson made motion and seconded by Alderman Klippel to accept Paul Beuselinck's resignation. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer presented a letter of resignation from Mary Logsdon from the Planning and Zoning Commission. Alderman Bronson made motion and seconded by Alderman Klippel to accept Mary Logsdon's resignation. Alderman Bronson reported that Mary has moved out of the City. Mayor Rhorer called for the vote. Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye, Alderman Klippel-aye, Alderman Bronson-aye, Alderman Campbell-aye. Motion carried.

Mayor Rhorer presented a letter to allow alcohol in the park for Missouri Credit Union. Alderman Bronson stated he was confused by this request. Mayor Rhorer reported the ordinance states you can't have alcohol in the park. Lyn Woolford reported they have gotten permission for the last seven years with no issues. Alderman Bronson made motion and seconded by Alderman Klippel to allow Missouri Credit Union to have alcohol in the park for the company picnic. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye. Motion carried.

Mayor Rhorer reported a special meeting would be needed on May 24, 2016 on the sale of the revenue bonds. Alderman Klippel made motion and seconded by Alderman Bronson to schedule a special meeting on May 24, 2016 contingent upon Mr. Goehl being able to attend, meeting to be held at City Hall at noon. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Lewis-aye, Alderman Fasciotti-aye, Alderman Clay-aye. Motion carried.

Mayor's Report:

Mayor Rhorer presented copies of the bond sale quotes and stated the best option for the City was from Pinnacle at 2.45% for 20 years. Mayor Rhorer reported that Paul Beuselinck has offered to go over the policy and procedures and the Robert's Rules of Order with the Planning and Zoning Commission.

Police Chief's Report/City Administrator:

Lyn Woolford reported the calls for service and incident report. He reported that graduation went fine but there was a lot of traffic and we should consider directing traffic at Henry Clay and Main Street next year.

He reported the speed trailer on Douglas Drive is being turned around next week for south bound traffic. He informed the Board he had the speed trailer on Peterson and Redtail after receiving complaints of speeding in these areas.

Lyn Woolford reported Ash Street sidewalk and water improvement project will start after the school ends which is at the end of this week. He informed the Board the lowest bid was from Rhad Baker and we have received clearance from MoDot to award the bid. He informed them it would be on the special meeting May 24, 2016.

He reported he is in the process of getting three quotes for sludge removal for the lagoon. He reported there is 11 feet of sludge in the lagoon that needs to be removed. Lyn Woolford reported the new trash service dates will start Monday, June 6, 2016. He informed the Board Mr. Winscott is getting ready to start Phase

2 of South Wind Subdivision; the street department will be getting their truck on Friday; they also received the new mower yesterday and with the trade in was less than \$3,000.00; auditors will be here next month to do the audit; he reported the sales tax revenue was great for April and presented a new format.

City Attorney's Report:

Fred Boeckmann had nothing to report.

Board of Aldermen's Report:

Alderman Bronson informed the Board he attended the Mid Missouri Solid Waste Management meeting last Wednesday and they are having a clean-up on June 4, 2016 in Columbia, Missouri.

Alderman Bronson updated the Board on the Lemonade Daze Committee progress and stated they could use some volunteers to help with this event. He stated he appreciated all the committee has been doing.

Alderman Fasciotti reminded the Chief to have him sign some documents.

Alderman Klippel made motion and seconded by Alderman Clay to go into closed session pursuant to Chapter 610.021 (3) personnel matters. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Bronson-aye, Alderman Campbell-aye, Alderman Clay-aye, Alderman Fasciotti-aye, Alderman Lewis-aye. Motion carried.

The City Clerk was not present at the closed meeting.

Mayor Rhorer reported we are back in open session with reportable action of approving a personnel transition agreement.

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

Darla Sapp, City Clerk

Gene Rhorer, Mayor