

TUESDAY, JUNE 03, 2014  
BOARD OF ALDERMEN MINUTES  
7:00 P.M.

(APPROVED BY BOARD OF ALDERMEN WITH AMENDMENT 6-17-2014)

Mayor Rhorer called the meeting to order at 7:00 p.m. on June 03, 2014 at Ashland City Hall, 109 East Broadway.

Alderman Anderson 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-here, James Fasciotti-here

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

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

Mayor Rhorer presented the agenda for June 03, 2014 for consideration. Alderman Campbell made motion and seconded by Alderman Klippel to approve the agenda as presented. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Fasciotti-aye, Alderman Campbell-aye, Alderman Taggart-aye, Alderman Anderson-aye, Alderman Elliott-aye. Motion carried.

Mayor Rhorer presented the minutes of May 20, 2014 for consideration. Alderman Anderson made motion and seconded by Alderman Taggart to consider the minutes of May 20, 2014 as presented. Mayor Rhorer called for amendments or discussion. Mayor Rhorer asked if everyone had the opportunity to review the minutes. Mayor Rhorer called for the vote. Alderman Taggart-aye, Alderman Anderson-aye, Alderman Elliott-aye, Alderman Klippel-aye, Alderman Fasciotti-aye, Alderman Campbell-aye. Motion carried.

Mayor Rhorer presented the bills to be paid for consideration. Alderman Anderson made motion and seconded by Alderman Klippel to approve the bills as presented. Mayor Rhorer called for questions or comments. The Board asked several questions. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Fasciotti-aye, Alderman Campbell-aye, Alderman Taggart-aye, Alderman Anderson-aye, Alderman Elliott-aye. Motion carried.

Karen Miller, Boone County Commissioner stated she was here for the bids for Angel Lane Pavement Reconstruction and recommendation from the County. She introduced, Boone County Chief Engineer, Derin Campbell. Mr. Campbell gave an overview of the bid tab and the recommendation from the County. He reported the base bid which is a full depth reclamation with a 2 inch overlay was read at \$374,153.75 with the low bid from APAC-Missouri. He stated this is the recommendation of the County but the City of Ashland has the final say. The Board discussed the alternate bids and scope of work with Mr. Campbell and Josh Lehmen of Engineering Surveys and Services. Alderman Campbell expressed his concern of the proposed

construction material holding up to heavy truck traffic. Derin Campbell and Josh Lehman stated they were confident the roadway would hold up to this traffic. There was discussion of budget, maintenance cost, economic development project and schedule of the work. Josh Hawkins, City Administrator explained the budget and financing of this project to the Board.

Alderman Anderson made motion to award base bid to Apac-Missouri in the amount of \$374,153.75 for Angel Lane reclamation. Alderman Elliott seconded the motion. Alderman Campbell asked if we could consider an addendum if they needed to do something on the edges. The Board discussed this. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Taggart-aye, Alderman Anderson-aye, Alderman Fasciotti-aye, Alderman Elliott-aye, Alderman Campbell-aye. Motion carried.

Lyn Woolford, Police Chief gave an update of the monthly stats. He stated he is hearing positive comments about being visible in the community. He informed the Board of a Police Clerks conference him and Megan Young attended. He stated that he has asked for the State Highway patrol to do an audit on the police department to see if we are in compliance. He informed the board of a gunshot investigation on Pacer Drive. He reported it was a suicide. He gave an update on training four of his department is going to this week. He stated he is working on revising the police policy manual. Alderman Elliott reported he has heard of vandalism in town. Lyn Woolford reported there has not been vandalism reports made to the police department. Alderman Anderson asked for a status report on all officers training. Chief Woolford stated he would provide this to the Board.

Mayor Rhorer asked if anyone wished to appear before the Board. No one came forth.

Mayor Rhorer presented Council Bill No. 2014-017 for consideration. Alderman Campbell made motion and seconded by Alderman Anderson to take up Council Bill No. 2014-017, an ordinance to amend Section 19.430 of the Code of the City of Ashland pertaining to carrying concealed firearms. First Reading by title only. Alderman Fasciotti asked why we need to have an ordinance on this when it is already the state law. Fred Boeckmann reported this is what is currently in the code and the revision is underlined; except that nothing in this section shall preclude a member of the Board of Aldermen holding a valid concealed carry permit or endorsement from carrying a concealed firearm at a meeting of the Board of Aldermen. The Board discussed this at length. Chief Woolford stated he would rather keep the city ordinance. Alderman Fasciotti expressed his concern of people knowing this is a gun free zone. Mayor Rhorer called for the vote. Alderman Elliott-aye, Alderman Anderson-aye, Alderman Taggart-aye, Alderman Klippel-aye, Alderman Fasciotti-aye, Alderman Campbell-aye. Motion carried.

Mayor Rhorer presented Ordinance No. 983 for consideration. Alderman Campbell made motion and seconded by Alderman Taggart to take up Ordinance No. 983, an ordinance to change the zoning of parcel of land from C-N, Neighborhood Commercial to R-1, Single Family Residential District for McKinney Properties. Mayor Rhorer called for questions or comments. Alderman Klippel-aye, Alderman Fasciotti-aye, Alderman Anderson-aye, Alderman Taggart-aye, Alderman Campbell-aye, Alderman Elliott-aye. Motion carried.

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Mayor Rhorer presented a resolution authorizing the Mayor to enter into a contract with APAC-Missouri, Inc. for the 2014 Street Asphalt Milling and Overlay project. Fred Boeckmann reported the following addition needs to be made to the Contract: The provisions of the agreement between Boone County and APAC Missouri, Inc., dated February 20, 2014, and all contract documents made a part of that agreement are incorporated into and made a part of this agreement as they pertain to the following: termination, insurance, work authorization, certification, e-verify program, primary specifications, technical requirements, prevailing wage, indemnity, OSHA program requirements, and payment bond. The Board discussed the bid prices and the mistake concerning the amount of asphalt that was called out for thickness on East Redbud Lane at an additional cost of \$13,489.67. There was also rounding differences on each line item which is an additional \$13,503.97. The total revised contract should be \$103,706.00. The Board expressed their displeasure on the error on the bid estimate.

Alderman Anderson made motion to approve the resolution authorizing the Mayor to enter into a contract with APAC-Missouri, Inc. for the 2014 Street Asphalt Milling and overlay project with the addendum as stated by the City Attorney to the contract. Alderman Campbell seconded the motion. Mayor Rhorer called for the vote. Alderman Klippel-aye, Alderman Taggart-aye, Alderman Fasciotti-aye, Alderman Anderson-aye, Alderman Campbell-aye, Alderman Elliott-aye. Motion carried.

Mayor Rhorer reported the next item on the agenda is review of the water and sewer rates. Alderman Taggart expressed his disagreement with the sewer rate being charged for water that is not going down the sewer system, such as when you wash your car, water your yard or garden. Alderman Fasciotti reported he checked his usage for 24 months and he used less water in the summer months. The Board discussed averaging bills, how other cities bill for sewer and the additional water meter for outside use and the proposed new sewer treatment facility. This was discussed at great length. Steve Goehl of D.A. Davidson state he is the financial advisor on the sewer project. He stated the majority of cities base the sewer charge on the gallons of water used. He stated that user rates to cover operation, maintenance and debt will be determined with the new sewer plant. He reported we have a bond election in August for this project and he suggested we do not change our current billing at this time.

Alderman Taggart made a motion to allow the city to take an average usage of their sewer bill and pay that through the summer months. Alderman Campbell seconded the motion. Mayor Rhorer called for the vote. Alderman Taggart-aye, Alderman Anderson-aye, Alderman Elliott-nay, Alderman Klippel-nay, Alderman Campbell-nay. (amended 6-17-2014-Alderman Fasciotti's vote was left out of the minutes) Alderman Fasciotti-nay. Motion failed.

Alderman Elliott made motion and seconded by Alderman Fasciotti to take a five minute recess. Motion carried.

Mayor Rhorer called the roll:

Alderman Klippel-here, Alderman Fasciotti-here, Alderman Campbell-here, Alderman Taggart-here, Alderman Anderson-here, Alderman Elliott-here.

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Mayor Rhorer reported the next item on the agenda is discussion of limiting the Aldermen report to five minutes. Alderman Campbell stated the reason he asked for this is because there are a lot of items on the agenda and the report portion of the meeting takes up a lot of time. He stated he felt this was being abused when certain people read pages when and it could have been summed up in about a sentence. The Board discussed this and decided to be more respectful to each other's time.

#### Mayor's Report:

Mayor Rhorer invited the Board to attend the 4<sup>th</sup> of July Parade. He reported he would send the reply to Mr. Goodrich's e-mail to the Board to review. He stated that there is a Sunshine Law on line class from MML.

#### Board of Aldermen's Report:

Alderman Taggart questioned the status of Ash Street and Richardson Court complaint on the yard. Josh Hawkins reported he would check on this and get back to them.

Alderman Klippel stated the Ashland Police Department is more visible and the children are out wondering around now that school is out. Alderman Klippel stated he is here to represent the people in his ward not his self.

Alderman Anderson reported that 107 Walnut has high weeds. The City Clerk reported a letter was sent and this was mowed on Monday. Alderman Anderson questioned the plan for promoting the August Ballot issue for the new sewer plant. The Board discussed having a meeting at the school, making a brochure and educating the citizens about the project and the election. Alderman Anderson reported that Mr. Boeckmann was correct in removal of non elected chief of police.

Alderman Fasciotti suggested as we educate the citizens on the bond issue we keep it simple and straight forward.

#### City Administrator's Report:

Josh Hawkins stated he would keep the Board informed of the local sales tax legislation. He reported that he applied with the RPC on an outer road project. He reported the county is looking at a sales tax. Josh Hawkins reported he is working with the Missouri Baptist Home and the airport regarding our sewer system. He reported he has received a proposal from Ed with the RPC on reviewing planning and zoning issues. He state he will probably do a rfq on this and see if a private planner might be cheaper.

Josh Hawkins reported a representative from the YMCA will be in attendance at the next meeting to make a formal presentation.

Alderman Anderson asked the status of the Avenue of Flags. It was reported the park board is reviewing this and there has not been a formal recommendation yet.

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Alderman Anderson asked when the County inspector will attend a Board meeting. Mayor Rhorer reported we would get this scheduled.

Alderman Elliott reported that Columbia has upgraded to the 2012 building code and we use the 2006 building code.

City Attorney's Report:  
Fred Boeckmann had no report.

Alderman Klippel made motion and seconded by Alderman Anderson to adjourn the meeting at 10:26 p.m. Mayor Rhorer called for the vote. Motion carried.

Darla Sapp, City Clerk

Gene Rhorer, Mayor

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