

APRIL 03, 2012  
BOARD OF ALDERMEN MINUTES  
7:00 P.M.

Mayor Jackson called the regular meeting to order on April 03, 2012 at 7:00 p.m. at Ashland City Hall, 109 East Broadway.

Alderman Uhrig gave the invocation.

Mayor Jackson led in the pledge of allegiance.

Mayor Jackson called the roll:

Ward One: David Thomas-here, Barbara Henke-Christopher-here  
Ward Two: Randy Wyatt-here, Mike Calvert-here  
Ward Three: Matt Uhrig-here, Carl Long-here

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

Mayor Jackson presented the agenda for April 03, 2012 for consideration. Alderman Thomas made a motion and seconded by Alderman Wyatt to approve the agenda as presented or with the following amendments: Under appearances delete Barb Bishop and add Charles Senzee, update from Community Development Director and delete Resolution. Mayor Jackson called for the vote with the amendments. Motion carried.

Mayor Jackson presented the minutes from March 20, 2012 for consideration. Alderman Thomas made a motion and seconded by Alderman Wyatt to approve the minutes as presented. Mayor Jackson called for discussion of corrections. Mayor Jackson called for the vote. Motion carried.

Mayor Jackson presented the bills to be paid for consideration. Alderman Wyatt made motion and seconded by Alderman Thomas to pay the bills as presented. Mayor Jackson called for questions or comments. The Board questioned several bills. Mayor Jackson called for the vote. Motion carried.

Anthony Consiglio, Police Chief gave his monthly report to the Board. Officer Laforest has returned to work and Officer Lynch is no longer filling in as temporary patrol officer. He informed the Board that they have reinstated the bike patrol. He updated the Board on upcoming training for his department. He informed the Board that National Night out will be August 7, 2012. He thanked the Board members leaving office.

Charles Senzee, Community Development Director updated the Board on code revisions and rates and fee structures he will be submitting in the future. He reported the Planning and Zoning Commission discussed the infrastructure and acceptance by the City. He informed the Board that he researched this and presented the map showing what had been accepted by ordinance and what had not. He informed the Board that he is working with the developers in trying to get this

resolved. The Board discussed this at length. He reported the Planning and Zoning Commission wants the purchaser of these properties to know that the City has not accepted the infrastructure. He presented the building permit card with this information noted at the bottom warning them that this has not been done. He stated the Planning and Zoning Commission wanted signs placed in these areas notifying people of this. Kim Martin, developer expressed her concerns of the placement of signs deterring people from buying these lots. She felt the notification to the property owner/buyer was understandable but she was against the signage. The Board discussed snow removal and maintenance of areas not accepted by the City.

Mayor Jackson presented Eric Fogle (1 year term) to the Ashland Economic Development Council Board of Directors for consideration. Mayor Jackson called for the vote. Alderman Thomas-aye, Alderman Wyatt-aye, Alderman Long-aye, Alderwoman Henke-Christopher-aye, Alderman Calvert-aye, Alderman Long-aye.

Mayor Jackson presented Jody Frank (1 year term) to the Ashland Economic Development Council Board of Directors for consideration. Mayor Jackson called for the vote. Alderman Wyatt-aye, Alderman Long-aye, Alderwoman Henke-Christopher-aye, Alderman Calvert-aye, Alderman Uhrig-aye, Alderman Thomas-aye.

Mayor Jackson presented Barrett Glascock (2 year term) to the Ashland Economic Development Council Board of Directors for consideration. Mayor Jackson called for the vote. Alderman Long-aye, Alderwoman Henke-Christopher-aye, Alderman Calvert-aye, Alderman Uhrig-aye, Alderman Thomas-aye, Alderman Wyatt-aye.

Mayor Jackson presented Lonna Trammel (2 year term) to the Ashland Economic Development Council Board of Directors for consideration. Mayor Jackson called for the vote. Alderman Calvert-aye, Alderwoman Christopher-aye, Alderman Wyatt-aye, Alderman Uhrig-aye, Alderman Thomas-aye, Alderman Long-aye.

Mayor Jackson presented Kim Ponder (3 year term) to the Ashland Economic Development Council Board of Directors for consideration. Mayor Jackson called for the vote. Alderman Calvert-aye, Alderman Uhrig-aye, Alderman Thomas-aye, Alderman Wyatt-aye, Alderman Long-aye, Alderwoman Henke-Christopher-aye.

Mayor Jackson presented Kelly Henderson (3 year term) to the Ashland Economic Development Council Board of Directors for consideration. Mayor Jackson called for the vote. Alderman Uhrig-aye, Alderman Thomas-aye, Alderman Wyatt-aye, Alderman Long-aye, Alderwoman Henke-Christopher-aye, Alderman Calvert-aye. Motion Carried.

Mayor Jackson presented Matt Uhrig (3 year term) to the Ashland Economic Development Council Board of Directors for consideration. Mayor Jackson called for the vote. Alderman Thomas-aye, Alderman Wyatt-aye, Alderman Long-aye, Alderwoman Henke-Christopher-aye, Alderman Calvert-aye, Alderman Uhrig-abstained.

Mayor Jackson reported that sub-committees would be set up at a later date.

Mayor Jackson presented Ordinance No. 920 for consideration. Alderman Thomas made motion and seconded by Alderman Wyatt to take up Ordinance No. 920 an ordinance adopting the annual budget for the fiscal year beginning May 1, 2012 and appropriating funds pursuant thereto. Mayor Jackson called for discussion or comments. Mayor Jackson called for the vote. Alderman Uhrig-aye, Alderman Long-aye, Alderman Calvert-aye, Alderman Wyatt-aye, Alderwoman Henke-Christopher-aye, Alderman Thomas-aye. Motion Carried.

Mayor Jackson presented a request for Missouri Credit Union staff appreciation picnic to have alcohol at the Community Park on June 16. Alderman Wyatt made motion and seconded by Alderman Calvert to approve this request for Missouri Credit Union Appreciation picnic. Mayor Jackson informed the Board that they have asked for this for the last 4 years. Mayor Jackson called for questions or comments. Alderman Calvert asked if we had any previous problems. It was reported there have been no issues. Mayor Jackson called for the vote. Alderwoman Henke-Christopher-aye, Alderman Thomas-nay, Alderman Calvert-aye, Alderman Wyatt-aye, Alderman Uhrig-aye, Alderman Long. Motion carried.

Mayor Jackson reported part of the Economic Development Plan calls the City to be on the Board of the Regional Economic Development Committee. Alderman Wyatt made motion and seconded by Alderman Thomas to join the Regional Economic Development. He stated now that we have a plan with direction, goals and objectives it should be very beneficial to join REDI. Mayor Jackson called for questions or comments. Being none he called for the vote. Alderman Long-aye, Alderman Wyatt-aye, Alderman Thomas-aye, Alderman Uhrig-aye, Alderman Calvert-aye, Alderwoman Henke-aye. Motion Carried.

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

Dan Vandevoorde of 401 Billy Joe Sapp brought up the storm water issue running across his property. He stated the Board looked at this a couple of years back and nothing still has been done about it. The Board discussed this issue and placing this project in the FY 2014 Budget.

Mike McCubbin property owner of apartment complexes off of 503 West Broadway complained of stormwater issue they have been having for years due to development in the area. He showed pictures of the amount of water, the drainage ditch and erosion. He asked that all building permits be suspended until proper drainage is in place. He explained the work he has done and the money spent. Kelly Henderson stated this was before we had stormwater regulations in place. He stated there is a problem that needs to be fixed and they are working on getting a water shed report. Mr. McCubbin complained of a lot in Keystone being developed that does not have a silt fence up. Mr. McCubbin expressed his frustration with the issue and nothing getting done about it. Charles Senzee, Community Development Director said he has no authority to not grant a building permit. The Board discussed this at length. Richard McCubbin original owner of the apartment complexes stated this is a serious problem and has gotten much worse over the years with the developments that have taken place north of this property.

Mayor's Report:

Mayor Jackson passed out a copy of the Board of Aldermen quarterly review of the 2012. He gave an overview of the list and Kelly Henderson gave a status update on the projects. Alderman

Wyatt suggested placing this on google documents so everyone can review it and check the status of the projects. (\* amended 4-17-2012 to add quarterly review)

#### City Administrator's Report:

Kelly Henderson, City Administrator updated the Board on the wastewater treatment facility possibly having a trench cut under the baffle. He stated we would need to confirm this problem with divers. He updated the Board on the meeting with the Regional Sewer District and he is reviewing the original report. Stated no status change in the agreement for the Southern Boone County Generator with the Fire District. Mr. Henderson reported the cooperative agreement with the County on the chip and seal has been executed and should be done by fall. He informed the Board that the continuous analyzers have been installed at the water system and the April 1<sup>st</sup> deadline has been missed for Larry to acquire the DS operator license. He stated he would be taking alternative action on this in the near future. He stated the RFQ's for the owner supervised plan have been reviewed and he is recommending All State Consultants for this. He stated he would be deferring the RFQ for the water tower maintenance and he is looking at using a certified tank diver. He stated that at any point the work became so extensive that an engineer is required, we could secure one at that point. He informed them he received proposals for tank inspection and one is from Treadway and the Utility Service Co. Both have the inspection price of \$1,250.00 with Treadway having time constraints on their proposal, while Utility Services Co. has a one day limit with a \$1,500.00 per day cost for any additional day. He recommended Treadway for this service. Mr. Henderson reported we went out for request for proposals for auditors and received only one response back. He stated it was Gerding, Korte & Chitwood for 10,300.00. Mr. Henderson reported the staff feels the service we have received from Midwest Computech has not been satisfactory. He stated we have gone out for proposals and received two responses. He presented a letter from Wade Middaugh with a recommendation to go with Ashland PC. Alderman Thomas asked if this would be a conflict of interest since Mr. Rhorer would be on the council. David Bandre stated it would not be a conflict of interest since we bid out the services and he is the lowest. He advised of being careful and to make sure he abstains on issues pertaining to the computers, purchases and budgets. Mr. Henderson reported the cleaning contract with Pithwidge has been executed. Mr. Henderson reported an agreement has been signed with the Chief of Police on the command school and explained the agreement. Alderman Calvert asked what happens if he does not pass. He informed the Board of the Main Street Improvement Project and waiting on a plan review from MoDot and we are a minimum 45 days out from breaking ground.

#### City Attorney's Report:

David Bandre, City Attorney reported he worked with Kelly Henderson on the contract for the Chief for training reimbursement.

Kelly Henderson asked that action be taken on the computer maintenance contract tonight. The Board again discussed the potential conflict of interest with David Bandre. He stated that he would explain to Mr. Rhorer on items he should air on the side of caution. Alderman Long made motion and seconded by Alderman Wyatt to accept Ashland PC computer maintenance contract. Alderman Calvert stated it is good to use local vendors. Alderman Wyatt gave a brief overview of the city's past computer services. Mayor Jackson called for the vote. Alderman Thomas-aye,

Alderman Wyatt-aye, Alderman Long-aye, Alderman Uhrig-aye, Alderman Calvert-aye, Alderwoman Henke-Christopher-aye. Motion Carried.

**Aldersperson's Report:**

Alderman Uhrig questioned the status of upgrading the ball field at the park. Kelly Henderson reported he had someone that was going to do work on the field.

Alderman Long stated he still would like to see stop signs on the overpass. He stated he has seen patching holes with concrete instead of blacktop is holding a lot better. He stated he has enjoyed serving the City of Ashland for 17 years.

Alderman Wyatt reported when he had his meet and greet over the weekend a lady suggested we put our council meeting on face book where they can submit questions to us.

Alderman Thomas explained to the Board that he always votes no for alcohol in park because he feels the park is a family place.

Alderman Thomas made motion and seconded by Alderman Wyatt to go into closed session pursuant to Chapter 610.021 (2) Lease, purchase or sale of real estate and (3) personnel matters. Mayor Jackson called for the vote. Alderman Wyatt-aye, Alderwoman Henke-Christopher-aye, Alderman Long-aye, Alderman Uhrig-aye, Alderman Thomas-aye, Alderman Calvert-aye. Motion Carried.

The City Clerk was not present at the closed session.

Darla Sapp, City Clerk

Michael P. Jackson, Mayor

Mayor Jackson reported they are back in open session with reportable action of granting a pay increase of 3% to Kelly Henderson and increase his annual vacation to 4 weeks (20 days).

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

Barb Henke-Christopher, Alderwoman

Michael P. Jackson, Mayor