

FEBRUARY 19, 2013
BOARD OF ALDERMEN MINUTES
7:00 P.M.

Mayor Jackson called the regular meeting to order on February 19, 2013 at 7:00 p.m. at Ashland City Hall, 109 East Broadway.

Alderman Wyatt gave the invocation.

Mayor Jackson led in the pledge of allegiance.

Mayor Jackson called the roll.

Ward One: David Thomas-absent, Gene Rhorer-here

Ward Two: Randy Wyatt-here, Mike Calvert-absent

Ward Three: Matt Uhrig-here, Charles Calvin Crandall-here

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

Mayor Jackson presented the agenda of February 19, 2013 for consideration. Alderman Wyatt made motion and seconded by Alderman Uhrig to approve the agenda as presented. Mayor Jackson called for the vote. Motion carried.

Mayor Jackson presented the minutes of February 05, 2013 for consideration. Alderman Wyatt made motion and seconded by Alderman Uhrig to approve the minutes as presented. Mayor Jackson called for corrections or changes. Alderman Calvert noted a correction in the police chief's monthly report referencing the grant for PBT (personal breath test) should be PBT (preliminary breath test). Mayor Jackson called for the vote with the minor correction. Alderman Rhorer-abstained, Alderman Uhrig-abstained. Motion carried.

Mayor Jackson presented the bills to be paid for consideration. Alderman Wyatt made motion and seconded by Alderman Uhrig to approve the bills as presented. Mayor Jackson called for questions or comments. The Board asked various questions. Mayor Jackson called for the vote. Motion carried.

Charles Senzee, Community Development Director gave a monthly report to the Board. He updated the Board on the Planning and Zoning Commission having a scheduled work session prior to their last meeting. He stated the Commission expressed their support of the 1st draft document and encouraged staff to seek public input. He stated he is working with an intern provided by the Missouri ExCEED program. Charles Senzee reported the public outreach activities will begin in March. He reported that staff is working with a group of University of Missouri students on conducting a community survey that will focus on Economic Development and Community Development. Charles Senzee reported on the site permits issued for the fire station and Great Reflections and upcoming minor residential plats for the Planning and Zoning Commission review. He presented the building permit numbers to the Board.

Mayor Jackson reported the next item on the agenda under appearances is a request from Keith Winscott for acceptance of streets in Middleton Subdivision. The Board discussed this and felt the streets could be accepted once the rerouting of a sewer line which is built under a home in Middleton was completed. David Bandre, City Attorney reported that the property owner would

have to be involved relocating a sewer line. Kelly Henderson, City Administrator reported we need to get an engineering study to see if it will carry the flow and have them recommend a remedy.

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

Darrin Woods reported he was following up on the discussion of last fall on the status irrigation systems and the sewer charge. The Board stated this is a line item on the agenda later in the meeting. Mr. Woods also expressed his concern of the rough shape of City roads. He asked if we have a schedule of roads and a plan if the transportation tax gets approved. They reported they had a first phase. There was discussion of Henry Clay Blvd. being in bad shape and being on the list of repairs.

Christine Kiefer introduced herself as a candidate for ward three alderperson.

Jeff Anderson questioned the Board on the proposed tax. He stated he agreed we need work on the city roads. He stated he firmly believed the Board is a steward of money spent and he was unsure if we had spent it wisely. He stated he was unsure by looking at the last three years budgets. He felt it was hard to tell where the money has gone. He stated he was not convinced the city spent the money as best as it could of. Mr. Anderson asked if the money would be earmarked for road repair only. David Bandre, City Attorney reported that the transportation tax would be used on road repair. Mr. Anderson questioned if there would be a sunset on this tax? It was reported that there would not be a sunset. Kelly Henderson, City Administrator reported this would bring in \$120,000 in additional revenue to be used for street repair. There was discussion about the clarity of the ballot language being the best chance of passage.

Mayor Jackson presented the appointment of Fred Klippel to the Planning and Zoning Commission. Mayor Jackson called for the vote. Alderman Wyatt-aye, Alderman Crandall-aye, Alderman Uhrig-aye, Alderman Rhorer-aye, Alderman Calvert-absent, Alderman Thomas-absent.

Mayor Jackson presented Council Bill No. 2013-004 for consideration. Alderman Crandall made motion and seconded by Alderman Rhorer to take up Council Bill No. 2013-004, an ordinance approving the minor plat for Bluegrass South Estates Plat 1-B. First Reading by title only. Charles Senzee, Community Development Director explained this was three lots that were made into 6 residential lots in Bluegrass South Estates. He reported it meets all specifications and has been approved by the Planning and Zoning Commission. Mayor Jackson called for the vote. Alderman Uhrig-aye, Alderman Crandall-aye, Alderman Rhorer-aye, Alderman Wyatt-aye, Alderman Calvert-absent, Alderman Thomas-absent. Motion carried.

Mayor Jackson presented Ordinance No. 939 for consideration. Alderman Wyatt made motion and seconded by Alderman Crandall to take up Ordinance No. 939, an ordinance providing for the imposition of a sales tax of one-half of one percent for the purpose of providing funding for the purpose of transportation, and calling an election on August 6, 2013. Mayor Jackson stated this has been rewritten from the first reading. David Bandre, City Attorney stated we talked about changing the parks and stormwater tax to public safety tax and after research he found we have a cap on the sales tax and capital sales tax for the City. He stated the new ballot language defines transportation. He reported the first part of the ballot language is set by state statute but we can add the definition. The Board discussed this at length. The Board discussed the stormwater projects that used the streets monies in last year's budget. There was discussion of this money being restricted funds. The Board discussed educating the voters on this ballot issue. Mayor

Jackson called for the vote. Alderman Wyatt-aye, Alderman Rhorer-aye, Alderman Uhrig-aye, Alderman Crandall-aye, Alderman Thomas-absent, Alderman Calvert-absent. Motion carried.

Mayor Jackson presented Ordinance No. 940 for consideration. Alderman Wyatt made motion and seconded by Alderman Crandall to take up Ordinance No. 940, an ordinance repealing Section 14.220. Use of hydrant meter for swimming pools of Chapter 14; Sewer, Water and Solid Waste in the City of Ashland, Missouri Code. The Board asked several questions. Mayor Jackson called for the vote. Alderman Rhorer-aye, Alderman Uhrig-abstained, Alderman Crandall-aye, Alderman Wyatt-aye, Alderman Calvert-absent, Alderman Thomas-absent. Mayor Jackson voted aye to break the tie.

Mayor Jackson presented Ordinance No. 941 for consideration. Alderman Wyatt made motion and seconded by Alderman Crandall to enter a Missouri Highways and Transportation Commission blueprint for safer roadways program agreement. Mayor Jackson called for the vote. Alderman Crandall-aye, Alderman Wyatt-aye, Alderman Uhrig-aye, Alderman Rhorer-aye, Alderman Calvert-absent, Alderman Thomas-absent. Motion carried.

Mayor Jackson presented for discussion changes to the sewer billing for lawn watering; and discussion of water conservation policies. Alderman Crandall reported he asked for the water conservation policy to be adopted by the city. He felt it was necessary to conserve water when we are in emergency situations or a drought. There was a proposed ordinance for future consideration on water conservation. There was discussion of the sewer charge being assessed on people that have irrigation systems. The Board discussed this at length. It was decided that placing a second water meter would be needed for irrigation use and there would not be a sewer charge on this meter. The Board also agreed that people that used irrigation systems last year could get a credit towards an additional water meter based on their monthly average sewer bill. Kelly Henderson, City Administrator discussed backflow prevention and testing requirements to ensure safe drinking water. It was discussed the meter charge would be the standard meter charge. The Board suggested informing the citizens of this policy change.

The Board discussed this being a policy code change for the water and sewer billing.

Charles Senzee, Community Development Director asked how this proposed ordinance would be enforced. The Board discussed this and felt it could be worked into the proposed ordinance. David Bandre, City Attorney was to work on this with Mr. Senzee.

Mayor Jackson presented a letter from Jefferson Bank of Missouri in reference to acceptance of streets, sewer and water in Lakeview Estates; proposed donation of "Tract A". Charles Senzee, Community Development Director reported we have a punch list of items that need to be corrected prior to accepting these improvements. Alderman Wyatt stated he felt when these issues are resolved we can look at adopting the improvements. The Board agreed the punch list should be completed before acceptance of the streets.

City Administrator's Report:

Kelly Henderson reported he sent out the inspection report for well number five water tower to the Board members. Mr. Henderson reported he was in agreement with all the work proposed with a cost estimate of \$193,000.00 He stated that there will be a full report at the next meeting.

City Attorney's Report:

David Bandre updated the Board on the AT & T litigation being turned over to our insurance carrier. He addressed some concerns from employees some Alderman telling them how to do their job. He stated under the city code Section 2.103 the City Administrator shall act as the Personnel Officer of the City. He stated that no member of the Board of Aldermen shall directly interfere with the conduct of any department or duties of employees subordinate to the City Administrator.

Kelly Henderson, City Administrator reported on a meeting he had with C.L. Richardson and MoDot on the East Ashland Plaza Development plan.

Board of Aldermen Report:

Alderman Crandall reported he received the information from Monty from Allied Waste on the voluntary curbside recycling for a cost of an additional \$8.25 per month with a minimum participation of 400 households. The Board discussed this.

Alderman Crandall made motion and seconded by Alderman Wyatt to adjourn the meeting. Mayor Jackson called for the vote. Motion carried.

Darla Sapp, City Clerk

Michael P. Jackson, Mayor