

JUNE 07, 2011  
BOARD OF ALDERMEN MINUTES  
7:00 P.M.

Mayor Jackson called the meeting to order on June 07, 2011 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, Anthony Consiglio, Police Chief, David Bandre, City Attorney, and Darla Sapp, City Clerk.

Mayor Jackson presented the agenda for June 07, 2011 for consideration. Alderman Thomas made motion and seconded by Alderman Wyatt to approve the agenda with the following changes: Mayor Jackson reported David Bandre, City Attorney has asked for a closed session for potential litigation pursuant to Chapter 610.021 (1). Mayor Jackson called for the vote with the addition. Motion Carried.

Mayor Jackson presented the minutes of May 17, 2011 for consideration. Alderman Thomas made motion and seconded by Alderman Wyatt to approve the minutes as presented. Mayor Jackson called for corrections or questions. 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 approve the bills to be paid as presented. Mayor Jackson called for questions or comments. The board asked various questions. Mayor Jackson called for the vote. Motion Carried.

Anthony Consiglio, Police Chief gave his monthly report to the Board. He thanked the police hiring Board. He stated they have several good candidates. He stated he hoped to be up and running with a full staff in July. Alderman Wyatt discussed the candidates and the process. Anthony Consiglio reported there was vandalism in the park. He informed the Board he has been working on curfew issues in the south end of the town. He updated the Board on the county wide records management system and no status on the mobile data terminal grant. Chief Consiglio reported the patrol car should be delivered in July sometime. He reported he is continuously looking for grants for his department.

Mayor Jackson asked the status of the car lot by Dollar General. Chief Consiglio reported that the Highway Patrol was working on this and he would follow up with them.

Mayor Jackson expressed the need to conduct an exercise for emergency response for the City of Ashland. Kelly Henderson suggested Ashland appointing a local emergency management administrator. He stated this would be a volunteer position. The Board discussed the process for taking applications and position duties of setting up an emergency plan such as shelters, warning sirens, written plan on response and cleanup efforts. Alderman Uhrig reported that Rich Ward and several Church's were also working on a plan. Alderman Wyatt stated he would be interested in serving in this position.

Mayor Jackson presented Fredrick Sage to serve on the Planning and Zoning Commission. Alderman Wyatt made motion and seconded by Alderman Calvert to appoint Fredrick Sage to serve on the Planning and Zoning Commission. Mayor Jackson called for the vote. Alderwoman Henke-Christopher-aye, Alderman Calvert-aye, Alderman Uhrig-aye, Alderman Thomas-aye, Alderman Wyatt-aye, Alderman Long-aye. Motion Carried.

Mayor Jackson presented Council Bill No. 2011-016 for consideration. Alderman Thomas made motion and seconded by Alderman Wyatt to take up Council Bill No. 2011-016, an ordinance amending Chapter 21, Business Licenses, Section 21.004 Investigation and Issuance and Section 21.015 Revocation of the Ashland Municipal Code. First Reading by title only. Kelly Henderson, City Administrator reported this was a revision to the code that allows the Mayor or his designee to approve the business license. Mayor Jackson called for questions or comments. Mayor Jackson reported there was error in the code revision and suggested we table this until the next meeting. Alderman Uhrig made motion and seconded by Alderwoman Henke-Christopher to table Council Bill No. 2011-016 until the June 21, 2011 Board of Aldermen meeting. Mayor Jackson called for the vote to table Council Bill No. 2011-16. Motion Carried.

Mayor Jackson presented Council Bill No. 2011-017 for consideration. Alderman Thomas made motion and seconded by Alderwoman Henke- Christopher to take up Council Bill No. 2011-017, an ordinance of the City of Ashland, Missouri authorizing the City Administrator to enter into a supplemental agreement between the City of Ashland and Missouri Highways and Transportation Commission Federal Aid Program. First Reading by title only. Mayor Jackson called for questions or comments. Kelly Henderson, City Administrator reported we need to enter into this supplemental agreement since the project funds will only cover 1/3 of the costs. Mayor Jackson called for the vote. Alderman Wyatt-aye, Alderman Calvert-aye, Alderman Long-aye, Alderman Uhrig-aye, Alderman Thomas-aye, Alderwoman Henke-Christopher-aye. Motion Carried.

Mayor Jackson presented Council Bill No. 2011-018 for consideration. Alderman Thomas made motion and seconded by Alderman Wyatt to take up Council Bill No. 2011-018, an ordinance of the City of Ashland, Missouri, relating to the current code, amending Section 14.205 "Billing and Collection Procedures" of the City Code, City of Ashland. First Reading by title only. Mayor Jackson called for questions or comments. Mayor Jackson reported this was not a change from the current code from what he has reviewed. Alderman Calvert made motion and seconded by Alderman Wyatt to table Council Bill No. 2011-018 until the June 21, 2011 Board of Aldermen meeting. Mayor Jackson called for the vote. Motion Carried.

Mayor Jackson presented Council Bill No. 2011-019 for consideration. Alderwoman Henke-Christopher made motion and seconded by Alderman Wyatt to take up Council Bill No. 2011-019, an ordinance of the City of Ashland, relating to the annual adjustment of water and sewer rates, causing the addition of 14.211 “Annual Inflation Adjustment; of the City Code, City of Ashland. First Reading by title only. Mayor Jackson called for questions or comments. The board discussed this. 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 Council Bill No. 2011-020 for consideration. Alderman Wyatt made motion and seconded by Alderwoman Henke-Christopher to take up Council Bill No. 2011-019, an ordinance of the City of Ashland, Missouri, relating to the customer responsibility of water service lines and apparatuses causing the addition of 14.185 “Responsibility of Water Service Customers” of the City Code, City of Ashland. First Reading by title only. Mayor Jackson called for questions or comments. The Board discussed the placement of water meters in subdivisions. Mayor Jackson called for the vote. Alderwoman Henke-Christopher-aye, Alderman Calvert-aye,\* amended 6-21-2011 Alderman Calvert-nay, Alderman Uhrig-aye, Alderman Thomas-aye, Alderman Wyatt-aye, Alderman Long-aye. Motion Carried.\* amended 6-21-2011\*

Mayor Jackson presented Council Bill No. 2011-021 for consideration. Alderman Wyatt made motion and seconded by Alderwoman Henke-Christopher to take up Council Bill No. 2011-021, an ordinance of the City of Ashland, Missouri, relating to the customers responsibility of sewer service lines and apparatuses causing the addition of 14.116 “Responsibility of Sewer Service Customers” of the City Code, City of Ashland. First Reading by title only. Mayor Jackson called for questions or comments. The Board discussed this and David Bandre gave an overview of the case law on sewer backups. Mayor Jackson called for the vote. Alderman Long-aye, Alderman Uhrig-aye, Alderman Thomas-aye, Alderwoman Henke-Christopher-aye, Alderman Wyatt-aye, Alderman Calvert-aye. Motion Carried.

Kelly Henderson, City Administrator suggested we look into offering an insurance that sewer customers can purchase and be billed on their monthly utility bill. The Board was in agreement to Mr. Henderson investigating this and to report back to the Board.

Mayor Jackson presented Ordinance No. 885 for consideration. Alderman Thomas made motion and seconded by Alderman Wyatt to take up Ordinance No. 885, an ordinance authorizing the Mayor to extend into an agreement with the Boone County Commission for Animal Control Services for Fiscal Year 2012. Mayor Jackson called for questions or comments. The Board discussed the animal control. Mayor Jackson called for the vote. Alderman Uhrig-aye, Alderman Long-aye, Alderman Thomas-aye, Alderman Calvert-aye, Alderman Wyatt-aye, Alderwoman Henke-Christopher-aye. Motion Carried.

Mayor Jackson presented Ordinance No. 886 for consideration. Alderman Thomas made motion and seconded by Alderwoman Henke-Christopher to take up Ordinance No. 886, an ordinance of

the City of Ashland, Missouri authorizing the City Administrator to enter into a supplemental agreement between the City of Ashland and Missouri Highways and Transportation Commission Federal Aid Program. Mayor Jackson called for questions or comments. Mayor Jackson called for the vote. Alderman Uhrig-aye, Alderman Thomas-aye, Alderman Long-aye, Alderwoman Henke-Christopher-aye, Alderman Calvert-aye, Alderman Wyatt-aye. Motion Carried.

Mayor Jackson reported the next item on the agenda was discussion of the proposed rental occupancy permit. Alderman Uhrig reported he has not had time to put any new information together. The Board and Bill and Kim Martin had a group discussion of the proposed ordinance, inspections and renewals required at length.

Alderman Uhrig reported he hoped to have something close to final form soon. He stated we could have a public meeting to talk about the proposed ordinance and hear comments from the public and rental property owners.

Mayor Jackson presented a letter from Ashland Villa requesting permission to set off fireworks on July 4, 2011. Alderman Thomas made motion and seconded by Alderman Wyatt to grant permission for Ashland Villa to set off fireworks on July 4, 2011 with the stipulation they notify the fire department. Mayor Jackson called for the vote. Alderman Long-aye, Alderman Wyatt-aye, Alderman Thomas-aye, Alderwoman Henke-Christopher-aye, Alderman Calvert-aye, Alderman Uhrig-aye. Motion Carried.

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

#### Mayor's Report:

Mayor Jackson reminded the Board of the Missouri Municipal League legislative wrap-up dinner meeting on June 22. He also stated the MML conference for elected officials is on June 16 and 17. Alderman Calvert reported he has registered for this conference.

Mayor Jackson asked the Board's thoughts on the e-mail the City Administrator sent out on increasing the business license fee. The Board discussed this and agreed to leave the business license fee at \$15.00.

Mayor Jackson asked the status of the park baseball field improvements. It was reported that Charles Senzee was working on this. Mr. Henderson was going to find out the status of this project.

Mayor Jackson proposed a work session an hour prior to Board meetings to discuss several issues. The first being what economic development means to the Board of Aldermen and what direction the City wants to go in. He suggested work sessions on the wastewater system, street projects and storm water. The Board felt this was a good idea.

Mayor Jackson asked the Board if we would have a quorum for the July 5, 2011 Board meeting due to the holiday. The meeting was cancelled since they would not have a quorum.

Alderman Uhrig and Alderman Wyatt reported they would not be in attendance at the June 21<sup>st</sup> meeting.

City Administrator's Report:

Kelly Henderson reported that Bill Harper stated he had an economic development study done and the CID for the Ashland Industrial Park doesn't work out for him at this time. He reported that Angel Lane is not being used as an alternate route during construction on the overpass on the U.S. Highway 63.

He updated the Board that E.D.I. has performed an evaluation and testing at the wastewater treatment facility. He stated that we would be working on their operation suggestions.

Kelly Henderson updated the Board on the Main Street Improvement Project and gave a time frame of construction on Phase 1 should start late March of 2012.

Mr. Henderson reported that subdivision development ordinances are being drafted.

Kelly Henderson asked if the Board had any questions on the rebalancing of the current staff. The Board discussed projects and the reassignment of projects.

Alderman Wyatt reported that Jon Street is buckled again and needs to be repaired. Kelly Henderson discussed the part time seasonal employees and priority being to install the radio read water meters.

He informed the Board that the surplus property in house at 200 North Main Street has been removed and he asked the Board for direction of the house. The Board discussed this and Kelly Henderson suggested the City purchase a thumb for the backhoe and we tear down the house in the winter.

Kelly Henderson gave his assessment of the city park bridge replacement with cost estimates for the Board to review. The Board was in agreement with replacing the bridge with composite lumber for a cost estimate of \$644.15 with City employees doing the work.

City Attorney's Report:

David Bandre stated he had nothing to report in the open meeting.

Board of Aldermen's Report:

Alderman Wyatt updated the Board of the Chamber of Commerce Economic Development meeting. Alderman Wyatt informed the Mayor he would not be in attendance at the next Board meeting.

Alderman Thomas made motion and seconded by Alderman Wyatt to go into closed session pursuant to Chapter 610.021 (1) possible litigation with a five minute recess. Mayor Jackson called for the vote. Motion Carried.

The City Clerk was not in attendance at the closed session.

The reportable action is the Board of Aldermen took a vote on a potential litigation matter and authorized the City Attorney to negotiate on behalf of the City of Ashland. Upon completion of successful negotiations, the results will be reported within 72 hours.

Dave Thomas made motion to adjourn; Barb Henke-Christopher seconded. All aldermen voted aye. Meeting adjourned.

Darla Sapp, City Clerk

Michael P. Jackson, Mayor