

MAY 17, 2011
BOARD OF ALDERMEN MINUTES
7:00 P.M.

Mayor Jackson called the meeting to order on May 17, 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, Charles Senzee, Community Development Director, David Bandre, City Attorney, and Darla Sapp, City Clerk.

Mayor Jackson presented the agenda for May 17, 2011 for consideration. Alderman Thomas made motion and seconded by Alderman Wyatt to approve the agenda with the following changes under other: remove rental occupancy permit and add administrative process for approving business license. Mayor Jackson called for the vote. Motion Carried.

Mayor Jackson presented the minutes of May 03, 2011 for consideration. Alderman Thomas made motion and seconded by Alderwoman Henke-Christopher to approve the minutes as presented. Mayor Jackson called for corrections or questions. Mayor Jackson reported that on page two second paragraph, "Mayor Jackson called for questions or comments" was listed twice and one needed to be deleted. Mayor Jackson called for the vote with the amendment. Motion Carried.

Mayor Jackson presented the bills to be paid for consideration. Alderman Wyatt made motion and seconded by Alderman Long 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.

Charles Senzee, Community Development Director gave an overview on projects he is working on; code revisions, code violation enforcement. He informed the Board that the Pinto Pony parking signage will be put in this week and he will send out letters of notification to the residents in that area. He stated that they are also placing signs and painting curbs on Kimberly Drive and Ashley Drive. Charles Senzee reported that the storm drainage improvements have begun at 402 Amanda Drive. He also updated the Board on park improvements and discussed the condition of the walkway/bridge in the center of the City Park connecting the two play areas. The Board discussed this and felt it should be repaired or replaced. Mayor Jackson asked the status of Loy Martin Road and Hunters Bend. The Board discussed the maintenance needed for

the roads and a cost estimate. Alderman Calvert questioned when the “Children at Play” signs would be placed in Eagle Lakes and Redwing Drive. It was reported the public works department has this work order. Alderwoman Henke-Christopher asked the status of the street assessment. Charles Senzee reported there is a number of streets that need attention. He stated he is still in the process of assessing the streets.

Mayor Jackson reported the next item on the agenda is the annual appointments of City Officials.

Mayor Jackson appointed Jessica Wenger to serve as City Treasurer/Deputy City Clerk. Alderman Thomas made motion and seconded by Alderman Calvert to approve this appointment. Mayor Jackson called for the vote. Alderman Thomas-aye, Alderwoman Henke-Christopher-aye, Alderman Calvert-aye, Alderman Wyatt-aye, Alderman Uhrig-aye, Alderman Long-aye. Motion Carried.

Mayor Jackson appointed Darla Sapp to serve as City Clerk. Alderman Thomas made motion and seconded by Alderman Long to approve this appointment. Mayor Jackson called for the vote. Alderman Uhrig-aye, Alderman Calvert-aye, Alderwoman Henke-Christopher-aye, Alderman Long-aye, Alderman Wyatt-aye, Alderman Thomas-aye. Motion Carried.

Mayor Jackson appointed Anthony Consiglio to serve as Police Chief. Alderman Thomas made motion and seconded by Alderman Wyatt to approve this appointment. Mayor Jackson called for the vote. Alderman Wyatt-aye, Alderman Calvert-aye, Alderman Thomas-aye, Alderwoman Henke-Christopher-aye, Alderman Long-aye, Alderman Uhrig-aye. Motion Carried.

Mayor Jackson appointed David Bandre to serve as City Attorney. Alderman Wyatt made motion and seconded by Alderman Thomas to approve this appointment. 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 appointed Mick Wilson to serve as City Prosecutor. Alderman Thomas made motion and seconded by Alderman Long to approve this appointment. Mayor Jackson called for the vote. Alderman Uhrig-aye, Alderman Long-aye, Alderman Calvert-aye, Alderman Wyatt-aye, Alderwoman Henke-Christopher-aye, Alderman Uhrig-aye. Motion Carried.

Mayor Jackson appointed Matt Uhrig to serve as Mayor Pro-Tem. Alderman Thomas made motion and seconded by Alderman Long to approve this appointment. Mayor Jackson called for the vote. Alderman Calvert-aye, Alderman Wyatt-aye, Alderman Long-aye, Alderman Thomas-aye, Alderwoman Henke-Christopher-aye, Alderman Uhrig-aye. Motion Carried.

Mayor Jackson presented a special events beverage license for the Cattleman Day’s Rodeo for consideration. Alderman Wyatt made motion and seconded by Alderman Long to take up the special events beverage license application for the Cattleman Day’s Rodeo for consideration. Mayor Jackson called for questions or comments. Alderman Thomas asked various questions. Mayor Jackson called for the vote. Alderman Long-aye, Alderman Wyatt-aye, Alderman

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

Mayor Jackson presented Council Bill No. 2011-015 for consideration. Alderman Thomas made motion and seconded by Alderman Wyatt to take up Council Bill No. 2011-015, an ordinance authorizing the Mayor to extend into an agreement with the Boone County Commission for Animal Control Services for Fiscal Year 2012. First Reading by title only. The Board discussed this. Mayor Jackson called for the vote. Alderwoman Henke-Christopher-aye, Alderman Thomas-aye, Alderman Calvert-aye, Alderman Wyatt-aye, Alderman Uhrig-aye, Alderman Long-aye. Motion Carried.

Mayor Jackson presented a letter from Mike Collins regarding remarks from area residents expressing their thoughts on the property For Sale at 108 E. Broadway. He read the ideas that the letter shared with the Board. There was discussion of off street parking, small park like setting, adopt a spot or a memory garden. Alderman Thomas questioned the purchase price and the cost of tearing the house and garage down plus the cost of for improvements to the site. Alderman Uhrig reported that the Chamber of Commerce has discussed the different proposals for the City to purchase this and the possible uses. The Board discussed the property the City already owns and is not being utilized and this purchase is not in the Comprehensive Plan of the City and the fact there is no money in the budget.

Alderman Wyatt discussed moving the No Parking signs on Main Street by the school. Alderman Long suggested the business owner's park in the city's vacant lot in order to leave the parking spaces open for customers. The Board discussed this letter and agreed they were not interested in purchasing this property.

Mayor Jackson presented a letter from Missouri Credit Union to allow alcohol in the park for their company picnic on July 16, 2011. Mayor Jackson reported they have asked for permission for several years and they have not had any problems. Alderman Wyatt made motion and seconded by Alderwoman Henke-Christopher to consider this request. Mayor Jackson called for questions or comments. The board discussed this. Mayor Jackson called for the vote. Alderman Uhrig-aye, Alderman Long-aye, Alderman Wyatt-aye, Alderman Calvert-aye, Alderwoman Henke-Christopher-aye, Alderman Thomas-aye. Motion Carried.

Mayor Jackson reported the next item for discussion was administrative approval or Board of Aldermen approval for business licenses. Mayor Jackson reported that the economic development committee and the Chamber of Commerce suggested we change this code requirement in order to simplify the process. The Board discussed this and gave Mr. Henderson direction to present an ordinance at the next meeting amending this process.

Mayor Jackson asked if anyone wished to appear before the Board. Mike McCubbin presented the Board with information from the Attorney General's Office on Landlord-Tenant Law. He stated he felt the City already had Chapter 29 in place that addresses this without passing a new ordinance. This matter was discussed at length. David Bandre, City Attorney reported that under Chapter 29 it does not allow for the City to enter into the residence to inspect it. Alderman

Uhrig reported the reason this was taken off the agenda tonight was for us to be able to look at the other ordinances we have and see what would work best for Ashland. The Board discussed the condition of some rental properties having black mold and holes in the floor.

Kim Martin addressed the Board on the proposed rental occupancy ordinance. She stated she was not against the inspection but felt they built their homes up to code and paid the permit fee at that time and did not think it was fair. She asked that they consider exempting property that is under 20 years old. She said she felt the fee would be unfair. Alderman Uhrig stated they would consider this.

Mayor's Report:

Mayor Jackson talked about the winter storm and reported that we have filled out the paperwork with SEMA to get reimbursed for some of the costs for the storm. The City Clerk reported that the application we sent in was for \$9,773.00.

City Attorney's Report:

David Bandre, City Attorney reported he has reviewed the rental occupancy permit and sent in suggestions and his comments. He also discussed issues other cities have had in applying for reimbursement through SEMA. He updated the Board on municipal bills passed into law. The board discussed Chapter 29 and the proposed rental occupancy ordinance at length.

City Administrator's Report:

Kelly Henderson reported he has been approached by Bill Harper with the Ashland Industrial Park being interested in creating a CID at the industrial park. The Board was open to seeing a plan. He stated that Mr. Harper inquired about Angel Lane being used as an alternate route during construction of the overpass on U.S. Hwy 63. Mr. Henderson stated he is meeting with MODOT on Wednesday and will report his findings to Mr. Harper on the proposed plan.

Mr. Henderson reported he is gathering information and trying to figure out the issues on the wastewater system. He stated we have received a letter of warning. He stated we will need to do some smoke testing to see where the storm water is entering into the wastewater system. He stated that he would proceed in getting this system working and in compliance. He stated with the new water meter installation he suggests getting some seasonal help. He asked that we advertise and give everyone a fair chance to apply.

Mr. Henderson reported an upcoming meeting with Jeff Meadows with C.M. Archer and a representative from MODOT on Wednesday May 18 on the Main Street Improvement Project.

Mr. Henderson informed the Board that he has reviewed Chapter 12 of the Municipal Code with Charles and feels there are immediate and future changes which need to be executed relating to subdivision development, inspection and specifications. He expressed concern and felt we did not have quality control on storm water and streets. He stated the developers are going to have to pay for the testing and inspections possibly putting up a performance bond on street improvements. He asked the Board what route they would like to go. The Board discussed this and the costs to the developers or possible costs to the City in the future.

Mr. Henderson stated he has a proposal to restructure the Community Development Director position currently held by Charles Senzee and felt it should be discussed in open session. He stated that he has been evaluating that position and recommended a change in job description(s). He stated that he felt that Charles has been somewhat miscast and has been put in the position that does not allow for his strengths to best serve the City. He proposed to relocate his office into City Hall. He suggested splitting the Police Clerk's office in half and locating him there. He stated that the Police Chief and Clerk are agreeable to this. He informed the Board that Charles will no longer serve any role in the Public Works Department, but would continue his duties as Community Development Director with additional responsibilities. He stated that he would be overseeing the Public Works Department with Curtis Bennett taking over the duties of Supervisor of Maintenance. The Board discussed this at length and was agreeable to try this.

Alderman Wyatt reported there was confusion from the hiring committee on the Community Development Director position. The Board discussed reassigning duties. Charles Senzee stated there was confusion over his job duties and felt that Mr. Henderson is coming in with a lot more experience in the Public Works than he has. The Board agreed to move Charles Senzee to City Hall.

Board of Aldermen's Report:
No one had any reports.

Alderman Thomas made motion and seconded by Alderman Wyatt to close the regular meeting and go into closed session pursuant to Chapter 610.021 (3) personnel matters. Mayor Jackson called for the vote. Motion Carried.

Darla Sapp, City Clerk

Michael P. Jackson, Mayor