

TUESDAY, OCTOBER 21, 2014  
BOARD OF ALDERMEN MINUTES  
7:10 P.M.  
(approved as amended 11-04-2014)

Mayor Pro-tem Taggart called the regular meeting to order at 7:10 p.m. on October 21, 2014 at 815 East Broadway.

Alderman Anderson gave the invocation.

Mayor Pro-tem Taggart led in the pledge of allegiance.

Mayor Pro-tem Taggart 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

Mayor Rhorer was absent.

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

Mayor Pro-tem Taggart presented the agenda for October 21, 2014 for consideration. Alderman Fasciotti made motion and seconded by Alderman Anderson to approve the agenda as presented. Alderman Fasciotti asked if he could address the Board on K-2 for ten or fifteen minutes under appearances. Alderman Fasciotti made motion to amend the agenda to include his request to address the Board. Alderman Anderson seconded the motion. Mayor Pro-Tem Taggart called for the vote. Alderman Campbell-aye, Alderman Elliott-aye, Alderman Anderson-aye, Alderman Fasciotti-aye, Alderman Klippel-aye. Motion carried.

Mayor Pro-tem Taggart presented the minutes for October 07, 2014 for consideration. Alderman Anderson reported that page six was missing from the packet. The City Clerk passed around page 6 to the Board members. Alderman Anderson made motion and seconded by Alderman Klippel to approve the minutes as presented. Mayor Pro-tem Taggart called for the vote. Alderman Campbell-aye, Alderman Elliott-aye, Alderman Anderson-aye, Alderman Fasciotti-aye, Alderman Klippel-aye. Motion carried.

Mayor Pro-tem Taggart presented the bills to be paid for consideration. Alderman Campbell made motion and seconded by Alderman Anderson to approve the bills as presented. Mayor Pro-tem Taggart called for questions or comments. The Board asked various questions. Josh Hawkins, City Administrator reported the approval of the bills has been a ceremonial tradition but not required. He suggested in the future we remove the bills to be paid as a voting item from the agenda. Josh Hawkins, City Administrator reported we have review process through the staff

level. The Board discussed this and agreed to not have it as an action item but they still wanted a copy for informational purposes. Mayor Pro-tem Taggart called for the vote to pay the bills. Alderman Campbell-aye, Alderman Elliott-aye, Alderman Anderson-abstained since the vote was meaningless, Alderman Fasciotti-aye, Alderman Klippel-aye. Motion carried.

Mayor Pro-tem Taggart reported under appearances we have Travis Davidson, Public Works Department. Travis Davidson presented a short video of sewer camera work and discussed some of the issues they have found. He explained the process of lining pipes. The Board discussed how the homeowners would be informed of issues that are their responsibility to fix. Travis Davidson reported we would be reviewing our ordinances and setting up a procedure on addressing this hopefully by the end of the year. He updated the Board on street patches and ongoing sewer jetting on the sewer mains. He stated they are reviewing the sewer and water maps that Allstate Consulting has been working on. Alderman Campbell suggested placing six inches of gravel on the edge of the roadway instead on seeding or mulching on Angel Lane. The Board discussed this. Travis Davidson reported they are going to come back and make gradual slopes along the roadway. There was discussion of the dark road needing white lines on the outside of the roadway. It was reported the striping is already completed per the bid specifications.

Charlotte Bueselinck of 305 South Main Street thanked the Board for addressing the derelict property at 102 Burnam Avenue.

Alderman Fasciotti addressed the Board and audience on K-2 a synthetic marijuana. He explained how this was made, used and how it does not show up in drug test. He stated this is sold over the counter and is ~~legal~~ illegal. He explained the danger in using K-2. He stated he felt that marijuana would be more safe.

Mayor Pro-tem Taggart presented Jessi Kendall to serve on the Parks and Recreational Board. Josh Hawkins, City Administrator reported Jessi will be the staff liaison. Alderman Klippel made motion and seconded by Alderman Campbell to appoint Jessi Kendall to the Parks and Recreational Board. Mayor Pro-tem Taggart called for the vote. Alderman Fasciotti-aye, Alderman Anderson-aye, Alderman Campbell-aye, Alderman Elliott-aye, Alderman Klippel-aye. Motion carried.

Mayor Pro-tem Taggart presented Council Bill No. 2014-034 for consideration. Alderman Campbell made motion and seconded by Alderman Klippel to take up Council Bill No. 2014-034, an ordinance authorizing the Mayor to enter into an agreement with C.L. Richardson Construction Co., Inc. for the Henry Clay Blvd. and Peterson Lane water system improvement project; providing for compliance with the prevailing wage law and state mandated construction safety training. First Reading by title only. Mayor Pro-tem Taggart called for questions or comments. Alderman Fasciotti questioned the statement of providing for compliance with the

prevailing wage law and state mandated construction safety training in the title of the ordinance. Fred Boeckmann, City Attorney reported it is a statute requirement when entering into a contract. Josh Hawkins, City Administrator reported the bid came in under budget. He reported the project should only take a couple of days to complete. Mayor Pro-tem Taggart called for the vote. Alderman Anderson-aye, Alderman Fasciotti-aye, Alderman Campbell-aye, Alderman Elliott-aye, Alderman Klippel-aye. Motion carried.

Mayor Pro-tem Taggart presented Council Bill No. 2014-035 for consideration. Alderman Anderson made motion and seconded by Alderman Klippel to take up Council Bill No. 2014-035, an ordinance approving a settlement agreement with CenturyLink. First Reading by title only. Mayor Pro-tem Taggart called for questions or comments. Alderman Fasciotti questioned if this was money to us? It was reported this is money from a class action suit that should have been paid to us. Mayor Pro-tem Taggart called for the vote. Alderman Elliott-aye, Alderman Fasciotti-aye, Alderman Klippel-aye, Alderman Campbell-aye, Alderman Anderson-aye. Motion carried.

Mayor Pro-tem Taggart presented Council Bill No. 2014-036 for consideration. Mayor Pro-tem Taggart called for questions or comments about the budget. Mayor Pro-tem Taggart reported there was a budget work session at 6:00 p.m. that most of the Board did not attend. The Board discussed sending out a reminder of the early meetings. Josh Hawkins, City Administrator reported the budget looks good and he felt they were conservative on the revenues and asked for adoption of the ordinance on the six month budget revision. Alderman Anderson made motion and seconded by Alderman Klippel to take up Council Bill No. 2014-036 an ordinance to approve the six month budget revision for fiscal year 2014-2015. Mayor Pro-tem Taggart called for the vote. Alderman Klippel-aye, Alderman Anderson-aye, Alderman Campbell-aye, Alderman Elliott-aye, Alderman Fasciotti-aye. Motion carried.

Mayor Pro-tem Taggart presented Council Bill No. 2014-037 for consideration. Alderman Campbell made motion and seconded by Alderman Klippel to take up Council Bill No. 2014-37, an ordinance approving the final plat for South Wind, Plat 1. First Reading by title only. Mayor Pro-tem Taggart called for questions or comments. Alderman Campbell asked if there was plenty of room to allocate for livable streets? Chris Sanders, engineer for the Civil Group stated there are some areas they are developing along Hwy 63 that has adequate space for sidewalks. Alderman Anderson stated the memo from the Mid-Mo Regional Planning Commission and the Planning and Zoning Commission and Allstate Consultant's report was good to see with this Council Bill. Mayor Pro-tem Taggart called for the vote. Alderman Campbell-aye, Alderman Elliott-aye, Alderman Anderson-aye, Alderman Fasciotti-aye, Alderman Klippel-aye. Motion carried.

Mayor Pro-tem Taggart presented Ordinance No. 1000 for consideration. Alderman Anderson made motion and seconded by Alderman Campbell to take up Ordinance No. 1000, an ordinance

authorizing the Mayor to enter into an agreement with C.L. Richardson Construction Co. Inc. for the Henry Clay Blvd. and Peterson Lane water system improvement project; providing for compliance with the prevailing wage law and state mandated construction safety training. Mayor Pro-tem Taggart called for questions or comments. Mayor Pro-tem Taggart called for the vote. Alderman Campbell-aye, Alderman Elliott-aye, Alderman Anderson-aye, Alderman Fasciotti-aye, Alderman Klippel-aye. Motion carried.

Mayor Pro-tem Taggart presented Ordinance No. 1001 for consideration. Alderman Anderson made motion and seconded by Alderman Klippel to take up Ordinance No. 1001, an ordinance approving the settlement agreement with Centurylink. Mayor Pro-tem Taggart called for questions or comments. Mayor Pro-tem Taggart called for the vote. Alderman Campbell-aye, Alderman Elliott-aye, Alderman Anderson-aye, Alderman Fasciotti-aye, Alderman Klippel-aye. Motion carried.

#### Mayors Report:

Mayor Pro-tem Taggart stated the mobile home has been removed on Burnam Avenue over the past week. He stated the gas prices in Columbia and Ashland has matched this week. He also presented a copy of information on a hose water meter for approximately \$100.00 for residents to use so we can see how much water being used does not go down the sewer. He stated he would like to revisit this again before his departure in April. Mayor Pro-tem Taggart suggested we look at signage along the highway that shows some kind of accomplishment of our schools. He also suggested signage to the schools to help visitors to locate the school. He stated the school system attracts residents to our community. Josh Hawkins, City Administrator reported he would look into costs on this.

#### Board of Alderperson's Report:

Alderman Klippel reported the trailer at 102 Burnam Avenue has been cleaned up and the dumpster is still there due to weather.

Alderman Anderson reported that the trailer on Walnut Street behind the old car wash has also been removed.

Alderman Anderson reported that Alderman Klippel and himself looked over ordinances on unsafe structures from several cities and have suggested presenting the ordinance from Boonville with a few minor changes for Ashland. He stated they did not have copies available tonight because of miscommunication. He stated Fred Boeckmann, City Attorney and Josh Hawkins, City Attorney will also need to review this. The City Clerk was instructed to make a copy of the proposed ordinance to distribute to the Board of Aldermen.

Alderman Anderson stated there are several items he wishes to address prior to his tenure ending. He stated one is the way the sewer is billed and inspections on rental properties.

Alderman Anderson asked about a work shop on experiences from new businesses on working with the city to start a new business. It was reported we already had this workshop and no one attended. The Board discussed sending out a questionnaire/survey with the business renewal notices.

Alderman Campbell reported he has received numerous calls from citizens on the workmanship from Steve and Associates on the overpass. He stated this is a sub-contractor for APAC. He stated as far as he is concerned they will not do work in this town again. He stated they are a insult to this town. Alderman Campbell expressed how displeased he is with Steve and Associates. He suggested the Board of Aldermen address a letter to them and copy MoDot and APAC on the letter regarding how displeased we are with Steve and Associates workmanship. Alderman Taggart also expressed concern of the delays in this project. Alderman Anderson stated he would support a letter being sent also. Alderman Fasciotti suggested the letter be detailed with each specific concerns. Josh Hawkins, City Administrator stated the more detailed the complaints are and to also submit pictures with the letter.

Alderman Campbell reported he received a phone call regarding the decision of the Board of Adjustment meeting last night on hard surface driveway. He stated six months ago a variance was denied and last night the Board of Adjustment approved a request for a variance. He stated he felt they should monitor those a little bit. Fred Boeckmann, City Attorney reported the Board of Adjustment grants or denies the variance and the next level would be the circuit court to hear appeals. Josh Hawkins, City Administrator reported they did not grant the variance because the city code and State Statute says the vote has to be four in favor and they only had 3 votes.

Alderman Fasciotti asked after the Board of Adjustment reviews something they bring it to the Board of Aldermen and they could their offer their opinion. Fred Boeckmann, City Attorney reported the State Statue on the Board of Adjustment is very strict.

Alderman Elliott reported he had an e-mail stating the first round- a-bout drainage would be on the final punch list to be corrected on the overpass.

Alderman Elliott reported the park board met last week and they have approximately \$900 in the Friends of Ashland account from the fall festival. He stated that December 6 at 6:00 p.m. they are trying to set up tree lighting event. He expressed his gratitude for the circus the Optimist Club had.

Alderman Elliott stated that Lloyds Pumpkin Patch was successful this year and they plan on doing it again next year. He reported this is the last weekend for it to be open.

Alderman Fasciotti reported he could see the portable water meter would be easy for someone to fraud us.

City Administrator's Report:

Josh Hawkins updated the Board that Megan Young is going to be secretary to the Planning and Zoning Commission and Jessi Kendall is moving to the Parks and Recreational Board. He stated that Ms. Young's title has been changed to Administrative Assistant. He reported we have openings on the Planning and Zoning Commission as well as the Parks and Recreational Board. Mr. Hawkins reported that Jenny Grabner with the Learning Garden is looking at interviewing some Aldermen on the livable streets. He updated the Board on a panel he is working on with REDI. Josh Hawkins stated they are getting letters of support for the Ash Street sidewalk grant. He discussed the stormwater ordinance needing to be revised. Josh Hawkins reported he attended a homeland security meeting and is serving on this committee as a municipal director and Chief Woolford as an alternate for police department. He updated the Board on going forward with the bid from Coastal Electric to hook up the generator at City Hall. Mr. Hawkins discussed the issue with the request to install banners for other community functions and the liability and time it takes for our maintenance department to do this. He stated right now he has put a moratorium on this. He updated the Board on upcoming meetings for the Regional Planning Commission, AmerenMo and the City's appreciation dinner for our volunteer boards for December 5, 2014 at Woody's at 6:00 p.m. There was discussion of Christmas being on a Thursday this year and possibly closing on the 25th and 26th.

Alderman Anderson reported he noticed Mr. Hawkins is attending a lot of meetings and sub-committees and suggested he not get carried away and get out of balance.

City Attorney's Report:

Fred Boeckmann had no report.

Alderman Anderson made motion and seconded by Alderman Elliott to adjourn the meeting. Mayor ~~Rhorer~~ Pro-tem Taggart called for the vote. Alderman Klippel-aye, Alderman Anderson-aye, Alderman Campbell-aye, Alderman Elliott-aye, Alderman Fasciotti-aye. Motion carried.

~~Gene Rhorer, Mayor~~

Darla Sapp, City Clerk

Anthony Taggart, Mayor Pro-tem