



February 2, 2021 * RECORD OF PROCEEDINGS

**CITY OF PACIFIC
REGULAR MEETING OF THE BOARD OF ALDERMEN
300 HOVEN
PACIFIC, MISSOURI 63069**

The meeting was called to order at 7:00 p.m. by Acting President of the Board Adams. The meeting was held via Zoom Teleconferencing: The Public was able to view at <https://us02web.zoom.us/j/86583232927> and was on Facebook live at <https://www.facebook.com/cityofpacificmunicipalgovernment>.

A roll call was taken with the following results:

Present at Roll Call:

| | |
|------------------|----------------------------------|
| Alderman Nemeth | Mayor Myers arrived at 7:50 p.m. |
| Alderman Adams | |
| Alderman Rahn | |
| Alderman Frick | |
| Alderman Johnson | |
| Alderman Stotler | |

A quorum was present and seen and heard through zoom. Acting President of the Board Adams stated Mayor Myers was running late this evening and should be here within an hour.

Also present:

- Administrator Roth
- Attorney Jones
- Collector Kelley
- Major Lock
- PW Commissioner Brueggemann
- Director Kopp
- City Clerk Barfield

Pledge of Allegiance

The Pledge of Allegiance was given.

Prayer

Administrator Roth stated a link was sent to the Ministerial Alliance but he did not see that anyone had logged on. Acting President of the Board Adams asked Alderman Frick to deliver the prayer this evening.

Board of Aldermen 2-2-2021

Approve Agenda

Motion made by Acting President of the Board Adams to amend the agenda and add Larry Mueller as an agenda item and move him to Line 19, before we address the parade. Motion was seconded by Alderman Nemeth. A voice vote was taken with an affirmative result, and Acting President of the Board Adams declared the motion carried.

Minutes

A. Regular meeting on January 19, 2021.

Motion made by Alderman Frick, seconded by Alderman Johnson to approve the minutes of the regular meeting on January 19, 2021. A voice vote was taken with an affirmative result, and Acting President of the Board Adams declared the motion carried.

Public Hearing

A Public Hearing regarding the termination of the East Osage Community Improvement District (the "District") in accordance with the Community Improvement District Act of the Revised Statutes of Missouri, as amended.

Acting President of the Board Adams read the public hearing into the record. He asked for any comments. Administrator Roth stated he has not heard from anyone about this. He asked that if any of the attendees wanted to speak to please raise their hand on zoom, and no one raised their hand. There being no comments, Acting President of the Board Adams closed the public hearing.

Public Participation

Administrator Roth stated he has received a few requests to speak tonight. He asked any of the attendees if they wanted to speak to please raise their hand on the zoom function.

Acting President of the Board Adams stated each speaker will need to give their name and address for the record and will be allowed 3 minutes to speak.

Rick Presley, 507 N. First St., Pacific MO stated he was present this evening representing the Chamber of Commerce. This is in regards to the parade permit submitted by the Partnership. The Chamber has been in contact with several of the businesses that want to see the parade this year. These businesses have been struggling. We were able to have the Christmas Parade and abide by the guidelines the City established. He thought if the Partnership continued to adhere to those guidelines the parade could be allowed. The businesses that we spoke to included Little Ireland, Brown Jerry's, First State Bank, Kaleidoscope, Brew Haus, just to name a few. He asked the Board of Aldermen to please consider this request.

Brian Smith, 800 W. Union St., Pacific, Mo stated he was representing the Tri-County Senior Center this evening. He apologized for not attending the last meeting. He thanked the Board for the approval of the \$ 10,000. Tonight, he would like to ask for an additional \$ 10,000 in funding. He stated the main sources of revenue for the Senior Center are United Way and the City. United Way has not been able to do a lot of fund raising due to COVID. Their other sources of funding are fund raising and rentals. They provide a meeting place for the Girl Scouts, Boy Scouts, GED classes, memorial services and a place for the seniors to go to get their taxes done. They also serve as the Red Cross Center and support during the

floods in the past. He continued they are in the process of hiring a new Director. Alderman Johnson stated she went on record at the last meeting commending the Senior Center Board. These additional funds will help get the Center back on track and she would be in favor of the increase. Alderman Stotler stated he was on the Board at the Senior Center and they defiantly need the funds and did not think this should be taken lightly. Discussion followed. Mr. Smith asked that the Board of Aldermen consider this as part of their yearly budget. Administrator Roth stated he has spoken to Brian earlier about this. He thought there was room for improvement in the current agreement. The additional funds are within our current funding and suggested the total balance of \$ 20,000 be paid out twice a year in the future in \$ 10,000 increments. Motion made by Alderman Adams, seconded on Alderman Johnson to work up a new agreement with the Senior Center for a total amount of funding of \$ 20,000. A voice vote was taken with an affirmative result.

Jennifer Blakley, 115 N. First St., Pacific, MO asked the Board to stop and look at the big picture. She shared a short story about how one person can visit Pacific for a parade, then they patronize the local businesses, then they come back for more events, then they buy a house and start investing in the whole community and supporting this town. Every thing we do, every event we have makes a difference. Citizens are willing to put their own money into this City. She was in support of the Parade and the Partnership.

Larry Mueller, 2726 W. Osage, Pacific, MO wanted to address the Board regarding the St. Patrick's Day Parade. He has run the parade for the last 15 years, and last year it was cancelled due to COVID. He has worked many events in Pacific and helped out. We are on a zoom meeting right now to try to protect ourselves and COVID is not over. This is why they decided not to have the parade this year. The numbers are worse right now, and this comes down to safety. He continued that he did his due diligence and spoke with other towns. He thought it was too dangerous to have a parade that last an hour and risk putting people in danger. He has had friends and family die from this. He thought having the parade was putting a log on a fire. He continued that we can't eat at McDonalds and Hardees, having a parade didn't make any sense to him. The other towns have cancelled it, the sports show is cancelled, we have to wear a mask on any public transportation. It's about safety, and protecting the citizens. He is willing to work with the Partnership, but he suggested this be put off.

Mayor's Report

Acting President of the Board Adams stated we would come back to this when Mayor Myers arrived.

New Bills

Alderman Frick stated he would sponsor Bill No. 5067.

- a. Bill No. 5067 An Ordinance terminating the existence of the East Osage Community Improvement District. (1st reading)

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5067 by title only for the first reading. Acting President of the Board asked for any discussion or amendments.

Consideration of Bills Previously Introduced

Bill No. 5066 An Ordinance authorizing execution of a Contract Agreement by and between the City of Pacific and the Pacific Partnership Inc. Pertaining to a public private effort to revitalize the City's central business district and downtown core area. (2nd reading) Sponsor: Adams

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5066 by title only for the second reading. Acting President of the Board Adams asked for any discussion or amendments.

Motion made by Alderman Nemeth, seconded by Alderman Frick to approve Bill No. 5066. A roll call vote was taken with the following results: Ayes: Alderman Nemeth, Alderman Adams, Alderman Rahn, Alderman Frick, Alderman Johnson, Alderman Stotler. Nays: none. Whereupon, Acting President of the Board Adams declared **Bill No. 5066 becomes Ordinance No. 3250.**

New Business

- a. Resolution No. 2021-06 A Resolution to authorize the Application for Funding through the Federal Congestion Mitigation and Air Quality Improvement (CMAQ) Grant Program administered by the East-West Gateway Council of Governments for the 1st and Osage Street (Route F/Business Loop 44) Intersection Improvement Project.

City Clerk Barfield read Resolution No. 2021-06 into the record. Acting President of the Board Adams asked for any discussion or amendments. **A voice vote was taken with an affirmative result and Acting President of the Board Adams declared the resolution passed.**

- b. Resolution No. 2021-07 A Resolution authorizing and directing the Mayor to execute an Agreement with Bill Hampton Enterprise LLC for Professional services relating to right-of-way acquisition for the Denton Road Bridge Project (STP-5419-612) in the City of Pacific.

City Clerk Barfield read Resolution No. 2021-07 into the record. Acting President of the Board Adams asked for any discussion or amendments. A voice vote was taken with an affirmative result, and Acting President of the Board Adams declared the resolution passed.

- c. Resolution No. 2021-08 A Resolution amending the City of Pacific Fiscal Year 2021 Budget to provide for certain funding.

City Clerk Barfield read Resolution No. 2021-08 into the record. Acting President of the Board Adams asked for any discussion or amendments. A voice vote was taken with an affirmative result, and Acting President of the Board Adams declared the resolution passed.

- d. Resolution No. 2021-09 A Resolution amending the City of Pacific Fiscal Year 2021 Budget to provide for certain adjustments in revenues and expenditures in the City's Parks and Storm Water Sales Tax Fund.

City Clerk Barfield read Resolution No. 2021-09 into the record. Acting President of the Board Adams asked for any discussion or amendments. A voice vote was taken with an affirmative result, and Acting President of the Board Adams declared the resolution passed.

City Administrator Report

- a. Cemetery Report – Administrator Roth stated in 2019 we hired 21 Design Group to do the data collection of the cemetery. They went to the cemetery with GPS and collected about 2,000 points, (gravesides and markers). They recorded the names and dates from the field and created a data base in excel. In early 2020 we entered Phase 2 of the project and that was a Preliminary map with all the information for both cemeteries based off their collections. Now the information

needs married up to our existing data to have a final draft document. This would then be reviewed by the Cemetery Committee and then go to the Board of Aldermen for approval. City Clerk Barfield knows this information well, and knows the problems. He thought we could use City staff to work through comparing the maps. Alderman Adams asked who would be working on this. City Clerk Barfield stated Deputy City Clerk Hayden and Court Clerk Allen would be reviewing these documents with her. She continued that there are discrepancies with the records I have now, and once we get into this, we need to figure out how to handle these.

- b. Rodeo arena bleacher quotes - Administrator Roth stated a Request for Proposals was sent out and many vendors responded. This is included in his report to the Board. Staff has reviewed these and recommend Klance Outdoor Staging # 4 for approval for \$ 20,500. These bleachers also come assembled. **Motion made by Alderman Adams, seconded by Alderman Nemeth to approve Klance Outdoor Staging # 4. A voice vote was taken with an affirmative result.**

Mayor Myers arrived at 7:50 p.m.

- c. Robinson Outdoor Advertising proposal

Administrator Roth stated the City received a proposal from Robinson Outdoor that would allow the City to utilize a new digital billboard to advertise City events. The new billboard would be located east of the Exit 256 eastbound ramp and would be an upgrade to an existing non-digital billboard. The new billboard would be privately owned, and the City use of it would be via an agreement with Robinson. A copy of the proposal is in the Board packet. The permit for the upgraded digital billboard is contingent upon the City changing its existing MoDot digital sign permit. MoDot will not permit two billboards in such close proximation. For Robinson to be permitted for the new sign, the City would have to give up its existing off-premise permit, making the City Hall sign an on -premise sign only. What we could put on it would be restricted. Mayor Myers stated he does work for the present owner of this structure, but he has nothing financially to be gained from this. The value of the sign is \$ 19,500 a year. Option A is to stay on our own path and try to double our own sign or Option B keep our sign and limit its usage and enter an agreement. Alderman Adams stated this was originally brought before the Tourism Commission and the motion they made was for staff to bring back a recommendation to them. He believed this should be referred back to the Tourism Commission for a recommendation. **Motion made by Alderman Adams, seconded by Alderman Nemeth to take back to the Tourism Commission and if necessary, include Attorney Jones. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

- d. Eureka Flood Plan Protection

Administrator Roth stated the City of Eureka conducted a virtual meeting on January 20 on this project. We did not receive advance notification and so did not attend. He contacted Mayor Flower and he offered to host a meeting with the full board or a public session to go over the plan in detail on February 23, 2021. Alderman Nemeth thought this should be an in-person meeting and suggested the Fire Training Station next to the prison, and also broadcast it out. This would of course need to have limited seating. Alderman Stotler agreed. Alderman Adams agreed and stated this is a neutral place. **Motion made by Alderman Nemeth, seconded by Alderman Stotler to work with the City of Eureka to have this meeting at the fire station. If the meeting cannot be in person, then we do it by zoom. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

Liquor License – Alderman Nemeth stated the City of Eureka and Ballwin have suspended the costs for liquor license for 2021, and Eureka included year 2022. He understood they did this due to the business

loss and thought we should follow suit and suspend the fees for liquor licensing for 2021 and 2022. He spoke with Kim and this is about \$ 11,000 - \$ 12,000 a year in revenue. Motion made by Alderman Nemeth, seconded by Alderman Adams for Attorney Jones to draft an ordinance for this. Attorney Jones stated Ballwin did not do this by ordinance but went under the Emergency Powers of the Mayor, and they did it for 2021. It is not a good idea to introduce legislation for this. Mayor Myers asked about the businesses that are in Pacific but St. Louis County that were forced to shut down that don't sell liquor. Alderman Adams thought this should include anyone that sells liquor, even in restaurants. Discussion followed. Attorney Jones recommended Mayor Myers make a declaration under the Emergency Powers. Alderman Adams agreed and asked that Attorney Jones meet with staff and bring this idea back to the Board. Alderman Nemeth withdrew his motion, Alderman Adams withdrew his second. There was further discussion regarding the "liquor to go". Attorney Jones stated that was under a State order and it is no longer in affect.

Mayor's Report

222 N. First St – Mayor Myers stated he was approached by a realtor asking to list this property. They discussed options with the realtor including moving the house, and the price of the land etc. We purchased this for \$ 100,000, how do we determine the value of the structure alone. Administrator Roth stated there was an appraisal from the purchase of it, and he thought it was divided up with the cost of the structure and then the cost of the land but would have to check. **Motion made by Alderman Adams, seconded by Alderman Nemeth to obtain an appraisal on the structure. If there is one from the purchase then don't need a separate one, just bring it back. A voice vote was taken with an affirmative result.**

City had friends – Mayor Myers stated that Joe Bosse struggled with an accident from a few weeks ago and was doing better but then had a stroke and never recovered. He was a good friend to the City and invested a lot of money. Also, Paul Behm has passed away. He owned a gas station years ago next to Taco Bell. He asked we keep those families in our prayers. Alderman Johnson stated she has been raising money for the fireworks display since 2003. Joe Bosse always donated to this and always was supportive of the town. B&H sat vacant for a period of time until he bought it and restored it. Paul Behm always called after you picked up your car from being serviced to make sure you were satisfied.

Collector Kelley stated Violet Miles (Gene Miles wife) has also passed and Bob Riffel.

Director of Community Development Report

HVAC – There is ongoing maintenance of the system that is being done. A leak was discovered in a refrigerant line above the ceiling of an office in the Police Department. Doll Services estimates the repair to be between \$ 3,800 and \$ 4,300. An infrared sensor was installed in the council chambers for the new camera. This will allow remote control panning and zooming without having to aim the remote to the camera above the main door.

Red Cedar – The design team is working on the construction design stage. They estimate to have seventy-five percent of the construction documents updated by February 23 and bid sets available by March 30th.

Permitting Software – The MyGov software is setup and staff is receiving training.

Code Adoption – This is going to take a while but we are being as detailed as we can with this.

Code Enforcement – The property that was previously cited for fire damage has been issued a new violation notice and will be reinspected February 17, 2021.

He attended the Economic Development Committee with the Chamber recently. It was a good meeting with common goals.

Public Works Commissioner Report

Public Works Commissioner Brueggemann stated the cost for the foundation for the salt bin is \$ 4,090. He was looking for approval for this. Administrator Roth stated this would be paid out of the Transportation Fund. **Motion made by Alderman Nemeth, seconded by Alderman Frick to approve the cost of \$ 4,090 for the foundation. A voice vote was taken with an affirmative result.**

Major Locke

Major Locke stated there were 418 different events last month, with 184 traffic stops. It has been a busy month but things are going well. Alderman Adams stated he had two phone calls about speeders in Hogan Subdivision off of Vincent and Hogan and its usually around 4:00 pm in the afternoon. Major Locke stated he would place an officer in the area to try to slow them down.

Miscellaneous

- a. Approve Special Event Permit, St. Patrick's Day Parade on March 13, 2021 from Pacific Partnership.

Alderman Johnson stated she appreciated all the people that came forward and spoke tonight. This parade was cancelled due to COVID. She is the co-chair of this Parade along with Larry being the chair. Back on December 17th we voted and put into place no large gatherings, and she realized she shut the parade down when she voted for this. The parade was cancelled last year, then she had a stroke, but she worked through it. Then COVID hit and we postponed it and we had contracts in place, then it was cancelled. She continued she wants the parade too, but she feels like she shut that down with her vote on the 17th. We made that decision to keep people safe. There is a procedure in place. She has had personal people affected from COVID and the bottom line is CDC is still saying no large gatherings. If this is approved, she will turn over the box of trophies she has so the Partnership can use them. **Motion made by Alderman Nemeth, seconded by Alderman Adams to approve the Special Events permit. A roll call vote was taken with the following results: Ayes: Alderman Nemeth, Alderman Adams, Alderman Rahn, Alderman Frick, Alderman Stotler. Nays: Alderman Johnson. Whereupon, Mayor Myers declared the motion carried 5-0.**

Reports of City officials

Alderman Nemeth – No report.

Alderman Adams – No report.

Alderman Rahn – asked Director Kopp if the house he was referring to was on Highland Street. Director Kopp stated it was.

Alderman Frick – asked Administrator Roth about the purchase that were approved at the Park Board. Administrator Roth stated the budget amendment included them. Once the actual purchase comes up it

will be subject to Board approval.

Alderman Johnson – stated she was allowed money through the Tourism Commission for the St. Patrick's Day parade and she asked that Tourism be allowed to re-direct these funds to the Partnership for the parade.

Alderman Stotler – stated he was approached by the applicant who is applying for the permit for the tire shop by the High School. He directed them to Administrator Roth.

Collector Kelley – No report.

Executive Session RSMO 610.021 (1)

Attorney Jones stated there was an error on the agenda. This should be RSMO 610.021 (2) which is Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor.

Motion made by Alderman Adams, seconded by Alderman Stotler to go into executive session. A roll call vote was taken with the following results: Ayes: Alderman Nemeth, Alderman Adams, Alderman Rahn, Alderman Frick, Alderman Johnson, Alderman Stotler. Nays: none. Whereupon, Mayor Myers declared the motion carried.

The Board went into executive session at 9:00 p.m.

The Board reconvened at 9:26 p.m. Present at roll call: Mayor Myers, Alderman Adams, Alderman Rahn, Alderman Frick, Alderman Johnson, Alderman Stotler, Alderman Nemeth, Administrator Roth, Attorney Jones.

Adjournment

There being no further business, motion by Alderman Adams, seconded by Alderman Nemeth to adjourn. A voice vote was taken with an affirmative result. The meeting adjourned at 9:30 p.m.

ATTEST:

Kimberly Barzuel

City Clerk



Steve Myers

Steve Myers, Mayor