



March ³ 6, 2020 * 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 Mayor Myers.

A roll call was taken with the following results:

Present at Roll Call:

Alderman Nemeth
Alderman Rahn
Alderman Gass
Alderman Johnson

A quorum was present.

Also present:

Administrator Roth
Attorney Jones
Chief Mansell
Director of Community Development Kopp
Public Works Commissioner Brueggemann

Pledge of Allegiance

The Pledge of Allegiance is given.

Prayer

Pastor Lange, Ministerial Alliance offered prayer this evening. Chief Mansell stated Pastor Lange is the new Police Chaplain.

Approve Agenda

Motion made by Alderman Nemeth, seconded by Alderman Rahn to approve the agenda. A voice vote was taken with an affirmative result. Mayor Myers declared the motion carried.

Minutes

A. Regular meeting on February 4, 2020.

Board of Aldermen 3-3-2020

Motion made by Alderman Gass, seconded by Alderman Nemeth to approve the minutes of the regular meeting on February 4, 2020. A voice vote was taken with an affirmative result and Mayor Myers declared the motion carried.

B. Regular meeting on February 18, 2020

Motion made by Alderman Rahn, seconded by Alderman Nemeth to approve the minutes of the regular meeting on February 18, 2020. A voice vote was taken with an affirmative result and Mayor Myers declared the motion carried.

Mayor's Report

Mayor Myers stated Pam Woods is a Gold Star Mom. Which means one of her children lost their life serving our country. Larry Eckhardt is Larry the Flag Man, and for more than 15 years he has been honoring first responders by planting flags along the funeral routes. He never charged for this service. After health complications, he is now on Hospice. Pam has requested that we would raise our flags by a resolution on Flag Day, June 14th in honor of him. We could do a Proclamation and send to his family. He has been to Pacific for fallen soldiers and lined the road with flags. **Motion made by Alderman Nemeth, seconded by Alderman Gass to present a Proclamation.**

State of the City Address - Mayor Myers gave the State of the City address. A copy of which is made part of the minutes.

Public Participation

Gina Pingleton, 1516 Bertha Lane, Founder of ADAMS Garden, stated he has applied for a Special Event's Permit to have a wedding on June 13th at the Garden. She continued that her son has asked to be married here, because that is where his best man is most remembered. Mayor Myers stated that traffic is a concern. Mrs. Pingleton stated she would hire an officer. Parking is reserved for the wedding party at the Garden. There are various lots on that side of the road that businesses won't be open. Mrs. Pingleton stated there has been other weddings there that didn't hire an officer. Chief Mansell stated they are going to hire an officer. Alderman Gass suggested a temporary crosswalk. Chief Mansell stated there are two ceremonies there a year, and the event is larger than this will be, he is not worried about the crossing. Discussion followed. **Motion made by Alderman Nemeth, seconded by Alderman Rahn to approve the request and waive the fee. A voice vote was taken with an affirmative result.**

New Bills

Bill No. 4094 An Ordinance amending the City's Code with regard to the responsibility for installation of a Backwater Prevention Device. (1st reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4094 for the first reading.

Bill No. 4095 An Ordinance accepting conveyance of property at 1916 Rose Lane from Franklin County as trustee. (1st reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4095 for the first reading.

Consideration of Bills Previously Introduced

Board of Aldermen 3-3-2020

Bill No. 4090 An Ordinance establishing new Stop Signs on Neosho St. and Elm St. at E. Union St. (2nd reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4090 by title only for the second reading. Mayor Myers asked for any discussion. Motion made by Alderman Rahn, seconded by Alderman Nemeth to approve Bill No. 4090. A roll call vote was taken with the following results: Ayes: Alderman Nemeth, Alderman Rahn, Alderman Gass, Alderman Johnson. Nays: None. Whereupon, Mayor Myers declared **Bill No. 4090 passed and becomes Ordinance No. 3174.**

Bill No. 4091 An Ordinance amending the City of Pacific, Missouri's Municipal Code regarding controlled substances. (2nd reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4091 by title only for the second reading. Mayor Myers asked for any discussion. Motion made by Alderman Gass, seconded by Alderman Nemeth to approve Bill No. 4091. A roll call vote was taken with the following results: Ayes: Alderman Rahn, Alderman Gass, Alderman Johnson, Alderman Nemeth. Nays: none. Whereupon, Mayor Myers declared **Bill No. 4091 passed and becomes Ordinance No. 3175.**

Bill No. 4092 An Ordinance amending the City of Pacific, Missouri's Municipal Code regarding distribution of tobacco and tobacco products. (2nd reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4092 by title only for the second reading. Mayor Myers asked for any discussion. Motion made by Alderman Gass, seconded by Alderman Rahn to approve Bill No. 4092. A roll call vote was taken with the following results: Ayes: Alderman Gass, Alderman Johnson, Alderman Nemeth, Alderman Rahn. Nays: none. Whereupon, Mayor Myers declared **Bill No. 4092 passed and becomes Ordinance No. 3176.**

Bill No. 4093 An Ordinance amending Ordinance No. 3154A approving a petition for Voluntary Annexation filed by TriStar Companies regarding certain property contiguous and compact to the City of Pacific, Missouri, and generally located at 2130 Old Gray Summit Road annexing said property into the City. (2nd reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4093 by title only for the second reading. Mayor Myers asked for any discussion. Motion made by Alderman Nemeth, seconded by Alderman Gass to approve Bill No. 4093. A roll call vote was taken with the following results: Ayes: Alderman Johnson, Alderman Nemeth, Alderman Rahn, Alderman Gass. Nays: none. Whereupon, Mayor Myers declared **Bill No. 4093 passed and becomes Ordinance No. 3177.**

New Business

Resolution No. 2020-10 A Resolution to authorize a contract award for Construction of certain improvements known as "Bigfoot Plaza" in the City of Pacific.

As posted pursuant to the ordinance, Mayor Myers read Resolution No. 2020-10 by title only. Mayor Myers asked for any discussion. Administrator Roth stated this was discussed in the Tourism Meeting and they discussed opportunities with reduction of costs. No final agreement, but does believe there is this opportunity, for saving for certain line items. Motion made by Alderman Nemeth, seconded by Alderman Johnson to approve Resolution No. 2020-10 with adding a "not to exceed" in Section 1. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

Resolution No. 2020-11 A Resolution to authorize a Contract Award for construction of Hogan Subdivision Phase 1 Storm Water Improvements in the City of Pacific.

As posted pursuant to the ordinance, Mayor Myers read Resolution No. 2020-11 by title only. Mayor Myers asked for any discussion. Alderman Rahn stated there is a huge range on the dollar amounts of the bids. Administrator Roth stated there were six bids, which is good, and he discussed pricing of specific line items with the low bidder of the project. It's important to understand that this is an important project, he is comfortable with the project, but when we have all these other projects on our plate, if the Board accepts this, it limits are availability to fund all of them. We need to prioritize the projects. Motion made by Alderman Gass, seconded by Alderman Johnson to approve Resolution No. 2020-11. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

Resolution No. 2020-12 A Resolution authorizing and directing the Mayor to execute an Agreement with 21 Design Engineering and Surveying for Professional Services relating to creation of maps for the Pacific City Cemetery and Resurrection Hill Cemetery.

As posted pursuant to the ordinance, Mayor Myers read Resolution No. 2020-12 by title only. Mayor Myers asked for any discussion. Motion made by Alderman Gass, seconded by Alderman Rahn to approve Resolution No. 2020-12. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

Resolution No. 2020-13 A Resolution affirming the Missouri Records Management Law for the efficient Management and disposal of official records in the City of Pacific.

As posted pursuant to the ordinance, Mayor Myers read Resolution No. 2020-13 by title only. Mayor Myers asked for any discussion. Motion made by Alderman Nemeth, seconded by Alderman Rahn to approve Resolution No. 2020-13. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

Resolution No. 2020-14 A Resolution of the City of Pacific, Missouri, adopting a Voluntary Flood Buyout Program Policy (Flood Mitigation Assistance Program) and identifying a project manager.

As posted pursuant to the ordinance, Mayor Myers read Resolution No. 2020-14 by title only. Mayor Myers asked for any discussion. Motion made by Alderman Nemeth, seconded by Alderman Gass to approve Resolution No. 2020-14. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

Resolution No. 2020-15 A Resolution of the City of Pacific, Missouri, adopting a Voluntary Flood Buyout Program Policy (Hazard Mitigation Assistance Program) and identifying a project manager.

As posted pursuant to the ordinance, Mayor Myers read Resolution No. 2020-15 by title only. Mayor Myers asked for any discussion. Motion made by Alderman Nemeth, seconded by Alderman Rahn to approve Resolution No. 2020-15. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

City Administrator Report

a. 2020 Project List - Administrator Roth stated Alderman Adams requested this. Discussion followed.

b. Encroachment Agreements Phillips 66 pipeline – these were essential for Lisa Lane and Project Bigfoot. City Attorney Jones stated that the Lisa Lane agreement is with the wrong party. It should be with the City. Discussion followed. **Motion made by Alderman Nemeth, seconded by Alderman Gass to approve the encroachment agreement so that they reflect Pacific Municipal Assistance Corporation for the Bigfoot Plaza and the City of Pacific as the party for the Lisa Lane agreement.**

Director of Community Development Report

Director Kopp stated they have issued 11 building permits. Three (3) of them have been for signs and two (2) of them are for the Subway/Pilot Gas Station were they basically sited the entire property. Twenty-five (25) occupancy permits. The Building Inspector has conducted 43 inspections. Twenty of those were occupancy, 22 for construction. Code Enforcement since our last meeting has sited 31 violations, 28 of those being derelict vehicles. They have issued a second 30-day notice to the owner of the property on Highland. We are working to coordinate with the Fire Marshall on commercial occupancy and commercial construction inspections to make sure he is signed off before our final inspection. Wants to ensure that step has not been missed. Staff has been enrolled in Mabo training. Animal Control has been enrolled with the Missouri Animal Control Association. Both provide high level specific training in those fields. Mayor Meyers stated that this coming Friday, 7:30a-8:30a at Little Ireland is going to be Coffee with the Mayor and his special guest will be Bryan Kopp.

Public Works Commissioner Report

Commissioner Brueggemann stated that the Lisa Lane project has started and the culvert is in. They are just waiting on some dry dirt to bring in for the fill. The Hwy. 00 water main project is 95% completed, pipe is installed and flushed, just need dirt work, seed and straw done. The heavy sewer cleaning and camera work was done in the Cedars and Hawthorne and they are going to start Monday doing the CIPP (Cure in Place Pipe) work.

City Attorney Report

Nothing to report.

Miscellaneous

a. Approve use of the council room on Wednesday, April 1, from 6-9 pm to Smith Management for Westlake Homeowner's Association.

Motion made by Alderman Gass, seconded by Alderman Nemeth to approve use of the council room on Wednesday, April 1, from 6-9 pm to Smith Management for Westlake Homeowner's Association. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

b. Approve a Special Event's Permit at ADAMS Garden for Mark and Gina Pingleton on June 13, 2020 at 3 pm for a wedding.

Motion made during public participation. Done.

c. Approve Pay Application 1, KJ Unnerstall, Lisa Lane Project.

Board of Aldermen 3-3-2020

Motion made by Alderman Gass, seconded by Alderman Nemeth to approve Pay Application 1. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

d. Approve Pay Application 2, KJ Unnerstall, Hwy OO water main project.

Motion made by Alderman Gass, seconded by Alderman Rahn to approve Pay Application 2, KJ Unnerstall, Hwy OO water main project. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

Reports of City officials

Alderman Nemeth – questioned where we stand on Viaduct streets and sidewalks. Administrator Roth stated we submitted to MoDot in December and we met with Cochran last week on a variety of topics and it is kind of hung up in MoDot. As soon as we get approval, we will go out for bid. Discussion followed.

Alderman Rahn – no report.

Alderman Gass – out at Hawthorne need to get some type of aeration in that pond this summer. Director Kopp to follow up.

Alderman Johnson – wants to go back to the storm water control, a resident in the middle of Hogan subdivision has water that swells right in front of their house. She had asked this to be looked at in the past and is needing it looked at again hoping for a simple solution. Discussion followed. Alderman Johnson stated the St. Patrick's Day Parade is coming up Saturday, March 14 and has increased over to the American Legion. They have asked if we can block off the street at Meramec and Fourth over to Third. Is asking the City to bring in some extra porta potty's. **Motion made by Alderman Gass, seconded Alderman Nemeth to block off street and bring in porta potty's. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

Chief Mansell – wanted to know if everyone got his email in reference to our Marshal in 1909. Chief was contacted by the Department of Public Safety that had done some research and found out that we had a Marshal who was killed in the line of duty. In 1909 Albert Krump died in the line of duty during a shoot out. Chief has filled out the paperwork to get his name into the Police Memorial up in Jefferson and he has not heard back from them yet. The other new truck that they ordered in July will be here tomorrow. Has an application for a grant that they were approved on for \$21,000 for officers to come in on their own time to earn overtime pay to enforce seat belt violations. Asking that to be signed tonight. Stated we received the MIRMA report and we received a 94% which was better than last year.

Adjournment

There being no further business, motion by Alderman Nemeth, seconded by Alderman Gass to adjourn. A voice vote was taken with an affirmative result. The meeting adjourned at 8:55 p.m.


Steve Myers, Mayor

ATTEST:

City Clerk

Board of Aldermen 3-3-2020

