

City of Pacific

Executive Session April 3, 2012

Minutes

The Board of Aldermen went into Executive Session on April 3, 2012 at 7:02 p.m. under RSMO.610.021 (1)(2)(12).

**1. Call to Order**

The meeting was called to order by Mayor Adams. A roll call vote was taken with the following results: Present was Alderman Arnette, Alderman Eversmeyer, Alderman Gass, Alderman Pigg. Other city officials present: Attorney Vogel, City Clerk Barfield.

Mayor Adams stated we would be discussing J. Smith Properties at 212 E. Congress. Attorney Vogel referred to the Closed memo dated 4-3-12. The options on the memo were reviewed. Mayor Adams stated his intent was to move forward, he continued the Mayor CAN act on his own but because of the publicity of this he would like the board to be on the same page as himself. Attorney Vogel stated there were two options- Option A would be to abate the entire building, and Option B is to only abate a portion of the building to maximally remove the violations. Discussion followed regarding if Public Works could take the building down, Alderman Gass and Mayor Adams thought this could be done by them. Attorney Vogel stated that if the board was looking at abating either the entire building or only a portion there is still a procedure that would be followed, and a notice would be sent to Jim Smith, then a public hearing would be scheduled declare it a nuisance. Attorney Vogel reminded the board there was no DNR permit issued on the first part, then the applicant was told to produce his "no rise certificate" and that has not be done. Motion made by Alderman Eversmeyer, seconded by Alderman Arnette, to begin the Abatement process of the entire building. A roll call vote was taken with the following results: Ayes: Alderman Gass, Alderman Pigg, Alderman Arnette, Alderman Eversmeyer. Nays: none. Whereupon, Mayor Adams declared the motion approved 4-0. Attorney Vogel stated this will need to be a public motion and part of the minutes.

**Ameren Contract**

Attorney Vogel stated this is under Legal, but the Ameren contract is on the agenda this evening. Ameren wanted an easement and was going to charge the city \$ 20,000 for relocation costs as a condition to connecting the electric. After negotiations, the \$ 20,000 is payable but have it has to begin four months after the switch is flipped, we have been trying to get them to approve 6 months, but because of time, we may have to settle for the 4 months. There were no questions from board members.

**Water District # 3**

Attorney Vogel stated this is under Legal, but there is no update and they are still not paying the bill.

**Brush Creek**

Attorney Vogel stated this is under Legal, but nothing has happened with Brush Creek yet. Mayor Adams stated the contract should try to be re-negotiated again, now that Don Parr is no longer there. Attorney Vogel stated at some point DNR is going to sue them.

## **12. Adjourn**

There being no further business, Motion made by Alderman Pigg, seconded by Alderman Gass to adjourn. A roll call vote was taken with the following results: Ayes: Alderman Pigg, Alderman Arnette, Alderman Eversmeyer, Alderman Gass. Nays: none. Whereupon, Mayor Adams declared the motion approved 4-0.

The meeting adjourned at 7:50 p.m.