



**May 1, 2012 \* RECORD OF PROCEEDINGS**

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

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**T**he meeting was called to order at 7:00 p.m. by Mayor Adams. Meeting is held at Tri-County Senior Center at 800 W. Union St., Pacific, MO.

A roll call was taken with the following results:

Present at Roll Call: Mayor Adams  
Alderman Arnette  
Alderman Eversmeyer  
Alderman Bates  
Alderman Gass  
Alderman Reed  
Alderman Pigg

A quorum was present:

Also present:

City Administrator Selby  
Attorney Vogel  
Chief Mansell  
Collector Kelley  
Engineer Rahn  
Public Works Commissioner Boedges  
City Clerk Barfield

The Pledge of Allegiance was given.

**APPROVAL OF MINUTES**

**A. Regular Meeting- April 3, 2012**

Motion by Alderman Arnette, seconded by Alderman Eversmeyer to approve the minutes of the regular meeting held April 3, 2012. A voice vote was taken with an affirmative result and

Mayor Adams declared the minutes approved 6-0.

**Tom Yoakum**, Eagle Rock Drive, Pacific, MO stated he wanted to discuss with the board the change of municipal judge. The population of Pacific is nearing 7,500 and that will automatically change the qualifications of the municipal judge to an attorney. He thinks this is a good thing that Pacific is already moving in that direction.

### **INTRODUCTION OF NEW BILLS**

**BILL NO. 2843**

**AN ORDINANCE AMENDING SECTION 130.210 OF THE MUNICIPAL CODE TO AMEND THE QUALIFICATIONS TO SERVE AS MUNICIPAL JUDGE (*1<sup>st</sup> reading*)**

Motion made by Alderman Reed, seconded by Alderman Gass to approve the first reading of Bill No. 2843. A roll vote was taken with the following results: Ayes: Alderman Arnette, Alderman Eversmeyer, Alderman Bates, Alderman Gass, Alderman Reed, Alderman Pigg. Nays: None. Whereupon, Mayor Adams declared the motion approved 6-0.

Alderman Arnette stated he would rather the candidate be a licensed attorney in Franklin County or in the City limits of Pacific. Alderman Pigg did not see why we needed to give these rights away to professionals. Mayor Adams reminded everyone that he served as municipal judge from 1980-1992 when Pacific was half the size. The city of Pacific had an old police court and before that it was a Justice of the Peace. The police court was eliminated and then the municipal court became a division of the circuit court. In 1992 he left the division and served as mayor for six years. The municipal division circuit court was constantly evolving. Today I am the only living past judge of Pacific, and no one has served longer than I. I hope the people consider my service reasonable and honorable and of good service. Most believe I am qualified to speak on this subject. The laws continue to change and evolve and I look to my memories of judge and what is my very best, is not good enough today. We will continue to cross the same type of cross roads in our future. The city continues to hire professionals; we can look at our chief of police, our judge, our administrator, our city clerk, our engineer, our police officers, and public works. More is expected from each of them. Alderman Eversmeyer agreed with Alderman Arnette and thought limiting it to Franklin County was a good idea. Attorney Vogel stated he needed to check on this. **Motion made by Alderman Arnette, seconded by Alderman Eversmeyer to change the requirement to a city attorney in Franklin County and city limits of Pacific.** A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 5-1. Nays: Alderman Pigg.

Mayor Adams stated this would be read for the second reading at the next regularly scheduled Board of Aldermen meeting.

### **NEW BUSINESS**

**RESOLUTION NO. 2012-23**

**A RESOLUTION ACCEPTING THE CERTIFICATION OF ELECTION FOR**

**APRIL 3, 2012 FROM THE FRANKLIN  
COUNTY VERIFICATION BOARD.**

As posted pursuant to the ordinance, City Clerk Barfield read Resolution No. 2012-23 by title only. Motion made by Alderman Eversmeyer, seconded by Alderman Gass to approve Resolution NO. 2012-23. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

**ADJOURNMENT**

There being no further business, motion made by Alderman Reed, seconded by Alderman Bates to adjourn.

The meeting adjourned at 7:30 p.m.

*Oaths of Office were taken.*

The meeting was called back to order.

**Present at roll call:**

Mayor Adams	City Administrator Selby
Alderman Arnette	Attorney Vogel
Alderman Eversmeyer	Chief Mansell
Alderman Bates	Collector Kelley
Alderman Gass	Engineer Rahn
Alderman Reed	Public Works Commissioner Boedges
Alderman Pigg	City Clerk Barfield

**Public Hearing - none**

**Public Participation-Speaker Cards**

*Harold Harrison, 1995 Hwy N, Pacific, MO, stated he would like to offer prayer this evening. Prayer was given.*

*Alderman Pigg- asked for a moment of silence in remembrance of Judge Reed, and our fallen solider Jeffrey White. A moment of silence was taken.*

*Jeannie Bandermann, 1713 Birch, Pacific, stated Jeannie Guffey, Tri-County Senior Center has appointed a new committee named the Tri-County Community Event Committee. She continued there are twelve people appointed to this committee. They have already had a couple of the events, and done very well. There are events scheduled for May 5, 2012 with the Kiwanis, May 13, is the Mother's Day Breakfast, and June 17 is the Father's Day Breakfast. They are trying to plan something for every month.*

*Brandon Hofstetter, 900 Frisco Drive, Catawissa* stated he would like to know the status of the roads in Heritage Farms. Engineer Rahn stated the specifications are being compiled, but are still about a month away from bidding. Mr. Hofstetter stated there is a big investment on the unimproved section of the road, and was hoping this could be corrected quickly. Engineer Rahn will try to have this ready for the board to approve a low bidder by July 2012.

*Dylan Patton, 1149 Harvester Dr. Villa Ridge* stated he is a life scout with Troop 443 out of Gray Summit. He is putting together a project for a public area in the city limits for people to let their dogs run, this would be a dog park. There will be two different areas, one for smaller dogs, and one for larger dogs along with a dispenser for waste, and constructed with chain link fence. This dog park would be constructed at the city park, in the area constructed south of the tennis courts. Park Board President Flannery stated this project has the endorsement of the Park Board and there are other towns that have dog parks and some have obstacles for the dogs. Mayor Adams stated every project the board has partnered in, the city has made up the difference, and asked what the difference was between this just being a fenced in area or something better. Park Board President Flannery stated the difference would be the obstacles for the dogs. Alderman Pigg thought there should be a gravel lot for parking, and suggesting calling Purina for any donations of an agility course. **Motion made by Alderman Gass, seconded by Alderman Pigg for the city to partner with Mr. Patton in the amount of \$ 3,000 and the idea of a dog park located at the city park, including the street department helping as needed. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.**

*Ron Sansone, 137 W. St. Louis St., Pacific,* stated he was present this evening on behalf of the Partnership and the Car Cruise Event that is scheduled for June 9, 2012 from noon to 9:00 p.m. The BBQ is not happening this year, and the car cruise is back to the basics. Tonight he is requesting permission to close downtown 1<sup>st</sup>. St. to 4<sup>th</sup> St. on St. Louis St., and 1<sup>st</sup> St. to 3<sup>rd</sup>. St. on Hwy O. They would also like to use the museum property for a beer garden this year. The trophies have been eliminated and there is a 1<sup>st</sup> place prize of \$ 300, a 2<sup>nd</sup> place price for \$200, and 3<sup>rd</sup> place prize for \$ 100. They will also need help from the police and are in need of volunteers. Alderman Reed suggested closing 1<sup>st</sup> St., and bringing it down a block. Chief Mansell stated this would need to be approved by the state. Attorney Vogel stated it seems the intent this evening is to approve a Special Events Permit, but the administrative process still needs to be gone through. Motion made by Alderman Bates, seconded by Alderman Reed to approve Cruise Night for June 9, 2012 from noon to 9:00 p.m. and close down the street from 1<sup>st</sup> St. to 4<sup>th</sup> St. on St. Louis St. and 1<sup>st</sup> St. to 3<sup>rd</sup> St. on Highway O. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

*Dave Husereau, 1409 Sugartree, Pacific,* stated on April 4, 2012 there was a city sewer main backup into his home. On April 7<sup>th</sup>, 2012 the sewer backed up again and a lot of his personal property has been damaged. Public Works responded and fixed the clog in the main. He understands that Administrator Selby was notified who then notified MIRMA. On April 16, 2012 he received a letter from MIRMA that states they were “unable to make settlement and there is no liability on behalf of the City of Pacific”. He continued he was told there were towels in the city main, and he just doesn’t understand how MIRMA would not cover this. Tonight he is asking for the board to reimburse him for his deductible in the amount of \$ 2,000. His deductible is \$ 1,000 each occurrence. Administrator Selby stated two other houses also had

back-up. Discussion followed regarding liability. Alderman Gass stated there were probably tree roots in the line and that is old clay pipe. Mayor Adams suggested a video of the line be done and brought back to the next board meeting. Attorney Vogel stated the law in Missouri is taxpayer money cannot be used for damage to pay off or reimburse unless it is an issue of liability. Public Works Commissioner Boedges will have a video done.

*Phil Zahn, 564 E. Osage, Pacific* stated he is present this evening to discuss Cave Jam on September 14 & 15, 2012, and also asking for a time extension to midnight outside of the tent, and 1:00 a.m. on the inside of the tent. At midnight the DJ is going inside a tented area. Alderman Pigg stated last year he brought in a book of rules and said that everything would be over by 10:00 p.m. because nothing good happens after 10:00. This year you are asking to go to midnight and later. Mr. Zahn stated he is more confident about the whole structure of Cave Jam, it is fenced in and secure and the sound can be directed to the Sand Plant. Alderman Arnette thought we should leave it to the police, just like we did with El Agave to monitor the sound. Mr. Zahn stated this year's bands are coming out of state, but the sound won't be any louder than last year. He doesn't want to make anybody mad, because he plans on continuing this for many years. Chief Mansell stated this event is very minimal compare to El Agave. Motion made by Alderman Gass, seconded by Alderman Reed to approve Cave Jam for September 14 & 15, 2012 with a variance for the time to midnight outside of the cave, and 1:00 a.m. inside the tent. A voice vote was taken with an affirmative result, and Mayor Adam declared the motion approved 6-0.

*Jeff Palmore, 709 W. Union, Pacific* stated he was asking tonight for a special meeting of the Board of Aldermen so the cemetery issues can be resolved. He is also asking for a refund of grave spaces that he owns that have been sold. He alleges that Mr. Bruns took money for graves, a couple of hundred of them, and they don't belong to him. The records that Nettie Painter has done needs to be corrected also. He continued that last May he came to the board with this same story and has talked to Alan Bruns and Nettie about it and there have been some changes. Then dummy deeds were created for some that have real deeds. He needs his money back for his graves. Attorney Vogel stated this is the same or similar claims as Nettie Brooks and has been brought to the city in the past. This has been taken to three courts and three judges have dismissed the claims. Now he claims he is asking for the return of funds and this has been dismissed. Attorney Vogel stated his recommendation is not to meet with Mr. Palmore. Mayor Adams stated that the board heard the attorney's advice, if they chose to make a different recommendation it would need to go to a committee for a workshop. Attorney Vogel stated the city has been dismissed from litigation and also the administrator, although the sexton has not. If the board wants to hear from Mr. Palmore he suggested that he be required to submit something in writing to determine what is he wanting and what this is about, then a decision can be made. Mr. Palmore stated for the board to make no mistake, this is the same claims as before. Motion made by Alderman Gass, seconded by Alderman Bates to refer this to a Public Works Committee. Alderman Gass thought this should go to Public Works because it involves the cemeteries and this falls under public works for some maintenance. A roll call vote was taken with the following results: Ayes: Alderman Eversmeyer, Alderman Bates, Alderman Gass, Alderman Reed, Alderman Pigg, Alderman Arnette. Nays: none. Whereupon, Mayor Adams declared the motion approved 6-0.

## MAYORS REPORT

### A. Plaque – Steve Woodruff

Attorney Vogel read the plaque for Steve Woodruff on his years of service. Alderman Gass presented it to him and thanked him for his years.

### B. Follow-up Report on State Auditor Findings

Mayor Adams stated we sat in this same room when we heard the results of the State Audit, and now we are going to hear the follow-up. Administrator Selby stated there were four items that the state auditor followed up on to see if we made the change or improvement, and the city had completed those recommendations, and that is what this report shows.

### C. Approve the special event permit from Route 66 Business Park, Phil Zahn, to extend the hours to midnight for Cave Jam on September 13-14<sup>th</sup>, 2012.

This was voted on earlier in the meeting.

### D. Certificate of Appreciation – “Prom Attire on Us” presented to Dana Henderson, Jeannie Bandermann, Hilda Bandermann, Nellie Mueller, Debbie Koelling, Becky Reed, Cara Henderson, Sarah Guenther-Hawthorne, Denise Williams, Jeff Rehr, Meramec Valley – RIII School, Trenz Hair Design VIP Cleaners.

Jeannie Bandermann stated the Presbyterian Church sponsored this event. Donations are taken, and girls who cannot afford a prom dress can come down and try to find one, and if it works out they are given the dress. They have been doing this for the last 3 years.

### E. Approve Special Event permit for a fund raising event for Jeffrey White at Queens IGA- on Saturday, May 5, 2012, asking for a permit fee to be waived.

Motion made by Alderman Pigg, seconded by Alderman Arnette to waive the special event permit fee for a fund raising event for Jeffrey White on May 5, 2012. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

### F. Approve the appointment of the following committee’s as a standing committees/liaison per Section 110.110.

Brad Reed - Park Committee  
Ed Gass - Cemetery Committee  
Ed Gass - IDA Committee  
Mike Bates - Museum Committee  
Walter Arnette - Tourism Committee  
Jerry Eversmeyer - Planning & Zoning

Alderman Gass (chair) - **Operations Committee**

Alderman Pigg (vice-chair)	-	<b>Operations Committee</b>
Alderman Eversmeyer	-	<b>Member - Operations</b>
Alderman Bates ( chair)	-	<b>Administrative Committee</b>
Alderman Reed (vice-chair)	-	<b>Administrative Committee</b>
Alderman Arnette	-	<b>Member Administrative</b>

**Mayor Adams stated the mayor is a standing member of each committee.**

**Motion made by Alderman Reed, seconded by Alderman Gass to approve the appointments to the standing committees per Section 110.110. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.**

- A.** Approve the Acting President of the Board per Section 110.080.

Motion made by Alderman Pigg, seconded by Alderman Eversmeyer to nominate Alderman Arnette as Acting President of the Board per Section 110.080. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

- B.** Approve re-appointment of Bill Devine to Board of Adjustment – term to expire 5-2015.

Motion made by Alderman Reed, seconded by Alderman Gass to approve the re-appointment of Bill Devine to Board of Adjustment – term to expire 5-2015. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

- C.** Approve re-appointment of Matt Agee to Planning & Zoning – term to expire 5-2016.

Motion made by Alderman Reed, seconded by Alderman Gass to approve the re-appointment of Matt Agee to Planning & Zoning – term to expire 5-2015. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

- D.** Approve re-appointment of Thomas Miles to Planning & Zoning – term to expire 5-2016.

Motion made by Alderman Reed, seconded by Alderman Gass to approve the re-appointment of Thomas Miles to Planning & Zoning – term to expire 5-2016. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

- E.** Approve re-appointment of Steve Flannery to Park Board – term to expire 5-2015.

Motion made by Alderman Reed, seconded by Alderman Gass to approve the re-appointment to Steve Flannery to Park Board – term to expire 5-2015. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

- F.** Approve re-appointment of Carol Johnson to Park Board – term to expire 5-2015.

Motion made by Alderman Reed, seconded by Alderman Gass to approve the re-appointment of Carol Johnson to Park Board – term to expire 5-2015. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

- G.** Approve re-appointment of Donna Williams to Park Board-term to expire 5-2015.

This will be passed this evening.

- H.** Approve re-appointment of Bob Myers to Cemetery Committee – term to expire 5-2015.

Motion made by Alderman Reed, seconded by Alderman Gass to approve the re-appointment of Bob Myers to Cemetery Committee – term to expire 5-2015. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

- I.** Approve re-appointment of Edith McLaren to Cemetery Committee – term to expire 5-2015.

Motion made by Alderman Reed, seconded by Alderman Gass to approve the re-appointment of Edith McLaren to Cemetery Committee-term to expire 5-2015. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

- J.** Approve re-appointment of Edith McLaren to Museum Committee-term to expire 5-2015.

Motion made by Alderman Reed, seconded by Alderman Gass to approve the re-appointment of Edith McLaren to Museum Committee-term to expire 5-2015. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

- K.** Approve re-appointment of Ruth Muehler to Museum Committee-term to expire 5-2015.

Motion made by Alderman Reed, seconded by Alderman Gass to approve the re-appointment of Ruth Muehler to Museum Committee – term to expire 5-2015. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

- L.** Approve re-appointment of Dennis Oliver to Tourism Committee – term to expire 11-2015.

Motion made by Alderman Reed, seconded by Alderman Gass to approve the re-appointment of Dennis Oliver to the Tourism Committee-term to expire 11-2015. A voice vote was taken with

an affirmative result, and Mayor Adams declared the motion approved 6-0.

### MISCELLANEOUS

A. Approve list of bills.

Motion made by Alderman Bates, seconded by Alderman Eversmeyer to approve the list of bills. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 5-1. Nays: Alderman Pigg.

B. Approve Pay Application # 9 from J.E. Foster in the amount of \$ 488,532.60 to be paid from the Project Fund per Ordinance 2804.

Motion made by Alderman Eversmeyer, seconded by Alderman Pigg to approve Pay Application # 9 from J. E. foster in the amount of \$ 488,532.60 to be paid from the Project Fund per Ordinance 2804. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 5-1. Nays: Alderman Reed.

C. Approve Pay Application # 10 from J. E. Foster in the amount of \$ 431,862.30 to be paid from the Project Fund per Ordinance No. 2804.

Motion made by Alderman Arnette, seconded by Alderman Pigg to approve Pay Application # 10 in the amount of \$ 431,862.30 to be paid from the Project Fund Ordinance No. 2804. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 5-1. Nays: Alderman Reed.

D. Approve Pay Application # 8 from Karrenbrock Construction in the amount of \$ 8,089.25 for W. Osage St. Improvement project.

Motion made by Alderman Gass, seconded by Alderman Bates to approve Pay Application # 8 from Karrenbrock Construction in the amount of \$ 8,089.25 for W. Osage St. Improvement Project. Discussion followed regarding the sod, and repair of the street lights. Alderman Pigg stated the sidewalk is broke, there is rock in his lot and there wasn't before the project. **Alderman Bates withdrew his motion for second.** Administrator Selby stated this project was paid for by stimulus money, they are just asking for approval this evening, the funds will not be released until MoDot approves the project also. **Mayor Adams declared the motion dies due to lack of a second.**

E. Approve Pay Application # 5 from J. M. Marschuetz Construction in the amount of \$ 112,099.80 for Highway N Enhancement Project.

Motion made by Alderman Reed, seconded by Alderman Gass to approve Pay Application # 5 from J. M. Marschuetz Construction in the amount of \$ 112,099.80 for Highway N Enhancement Project. A roll call vote was taken with the following results: Ayes: Alderman Bates, Alderman Gass, Alderman Reed, Alderman Arnette, Alderman Eversmeyer. Nays: Alderman Pigg. Whereas, Mayor Adams declared the

motion approved 5-1.

- F. Approve picnic license for American Legion Post 320, Ralph Higgins, 320 W. Meramec, Pacific, MO on May 12-13, 2012 and June 16, 2012.

Motion made by Alderman Reed, seconded by Alderman Pigg to approve the picnic license for American Legion Post 320, Ralph Higgins, 320 W. Meramec, Pacific, MO 63069 on May 12-13, 2012 and June 16, 2012. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

- G. Discuss fire pump options.

Engineer Rahn referred to the handout in the packet and stated the fire sprinklers are required to meet the fire code. There are two options, one is option A to provide a fire pump at city hall, designed by the fire sprinkler engineer for the project with a cost of \$ 75,000. Option B would require the installation of pumps and a pump house that would be located at the city maintenance facility. These pumps would create a high pressure zone for the entire area along Osage from Western Avenue to Integram. This would provide pressures adequate to run sprinkler systems thought the zone. All property affected would be commercial/industrial. Option B would be eligible for reimbursement by the Osage Cid. The cost of Option B is \$ 375,000. Alderman Gass stated he would rather see a booster pump installed and thought this should be referred to the Public Works Committee. Alderman Reed agreed with Alderman Gass and thought this should go to a Public Works Committee. Administrator Selby stated he preferred Option A and a decision on this needed to be made as soon as possible. If city hall is finished before these two options are decided, then we would not get full occupancy of the building. There is documentation that substantiates an external booster pump would work. Motion by Alderman Eversmeyer, seconded by Alderman Bates to approve Option A fire pump in the amount of \$ 75,000. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 5-1. Nays: Alderman Reed.

- H. Re-appoint the Pacific Municipal Assistance Corporation Board of Directors as follows: Alderman Pigg, Alderman Arnette, Administrator Selby, City Clerk Barfield. Motion made by Alderman Bates, seconded by Alderman Reed to approve the re-appointment of the Pacific Municipal Assistance Corporation Board of Directors. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

- I. Schedule of Refunding Bond ( no motion necessary)

### **CITY ADMINISTRATOR/CITY ATTORNEY REPORT**

Administrator Selby stated the fishing tournament and turtle race is scheduled for May 12, 2012.

Alderman Eversmeyer stated the Welcome Center meeting is on Wednesday at 1:00 p.m.

Alderman Pigg stated last month the board received a report from the Collectors Office and he

suggested the board receive this report four times a year. He continued we need to check our books before permits are issued, because payments and permits are being issued to people on the list. Mayor Adams stated the collector can administer the report how she wants, as this is her office. Alderman Pigg stated our practice is not to do business with people on the delinquent tax list. Mayor Adams asked who he was referring to, and Alderman Pigg stated, Ron Sansone Construction, Ron Pope, Phil Zahn and his grease trap invoices. Mayor Adams stated it was the board's job to enforce, enforcement belongs to somebody else.

Alderman Pigg stated he would like to see some kind of donation go to the organization that came to Pacific when the fallen soldier, Jeffrey White, was brought home. The organization brought in flags and asked for volunteers to help place them along the roadway. Then they remove them after the procession. He thought the city should be able to assist the organization, as flags become weathered and torn.

### **COMMITTEE REPORTS/REPORTS OF CITY OFFICIALS**

#### Planning & Zoning – Pacific Youth Association

Alderman Reed stated the PYA has asked this to be continued to the next meeting. Motion made by Alderman Reed, seconded by Alderman Eversmeyer to approve continuing this to the next meeting. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

#### Park Board Committee – Grant

Park Board – President Flannery stated he intended to apply for a “TRIM” Grant. This is a matching grant, and the state funds 60% of it. The 40% remaining can be soft matches, which means we can use mankind hours, such as salaries and equipment towards our share. Tonight he is looking for approval to move forward and the funds for the match if necessary. Motion made by Alderman Reed, seconded by Alderman Gass to approve applying for the “TRIM” Grant and the city portion of 40%. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

### **INTRODUCTION OF NEW BILLS**

#### **BILL NO. 2844      AN ORDINANCE ADOPTING AND AMENDING FY 2011 WAGE AND SALARY SCHEDULE FOR APPOINTED OFFICIALS AND EMPLOYEES OF THE CITY OF PACIFIC, MISSOURI. (*1<sup>st</sup> reading*)**

Motion made by Alderman Pigg, seconded by Alderman Gass to approve the first reading of Bill No. 2844. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0. Alderman Reed asked if the city had something in place for training reimbursement. Chief Mansell stated the personnel manual states an employee that has five years or less of service can be required to pay back expenses in the last 12 months.

**BILL NO. 2845      AN ORDINANCE AMENDING ORDINANCE # 2499 BY  
REPLACING SECTION 125 OF THE PERSONNEL  
MANUAL TO CLAIRFY THE OVERTIME POLICY FOR  
PUBLIC SAFETY OFFICERS.**

Motion made by Alderman Eversmeyer, seconded by Alderman Reed to approve the first reading of Bill No. 2845. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0. Alderman Eversmeyer asked if there was a different permit for the size of the event, because sometimes the board waives the fee of \$ 125, but we actually have costs in it, such as police. He thought maybe this should be looked into.

**CONSIDERATION OF BILLS PREVIOUSLY INTRODUCED**

**BILL NO. 2844      AN ORDINANCE ADOPTING AND AMENDING FY  
2011 WAGE AND SALARY SCHEDULE FOR  
APPOINTED OFFICIALS AND EMPLOYEES OF  
THE CITY OF PACIFIC, MISSOURI. (2<sup>nd</sup> reading)**

Motion made by Alderman Gass, seconded by Alderman Pigg for the second reading of Bill No. 2844. As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 2844 for the second reading. A roll call vote was taken with the following results: Ayes: Alderman Eversmeyer, Alderman Bates, Alderman Gass, Alderman Reed, Alderman Pigg, Alderman Arnette, Alderman Eversmeyer. Nays: None. Whereupon, Mayor Adams declared Bill No. 2842 approved 6-0, and it became **Ordinance # 2824**.

**BILL NO. 2845      AN ORDINANCE AMENDING ORDINANCE # 2499  
BY REPLACING SECTION 125 OF THE  
PERSONNEL MANUAL TO CLARIFY THE  
OVERTIME POLICY FOR PUBLIC SAFETY  
OFFICERS. (2<sup>nd</sup> reading)**

Motion made by Alderman Bates, seconded by Alderman Reed for the second reading of Bill No. 2845. As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 2845 for the second reading. A roll call vote was taken with the following results: Ayes: Alderman Bates, Alderman Gass, Alderman Reed, Alderman Pigg, Alderman Arnette, Alderman Eversmeyer. Nays: None. Whereupon, Mayor Adams declared Bill No. 2825 approved 6-0.

**UNFINISHED BUSINESS**

**BILL NO. 2817      AN ORDINANCE EXTENDING THE CORPORATE  
LIMITS OF THE CITY OF PACIFIC, FRANKLIN COUNTY  
MISSOURI, AS HEREIN PROVIDED BY  
ANNEXING SPECIFIED UNINCORPORATED  
TERRITORY CONTIGUOUS AND ADJACENT TO THE  
EXISTING CORPORATE LIMITS OF THE CITY. (1<sup>st</sup>  
reading)**

Mayor Adams stated this would be continued.

**BILL NO. 2843**

**AN ORDINANCE AMENDING SECTION 130.210 OF THE MUNICIPAL CODE TO AMEND THE QUALIFICATIONS TO SERVE AS THE MUNICIPAL JUDGE (2<sup>nd</sup> reading on 6-5-12)**

Mayor Adams stated this would be continued.

**NEW BUSINESS**

**RESOLUTION NO. 2012-10**

**A RESOLUTION AUTHORIZING THE EXECUTION OF THE MISSOURI HIGHWAYS TRANSPORTATION ROAD RELINQUISHMENT AGREEMENT AND THE CITY OF PACIFIC.**

Administrator Selby stated this resolution is the same as before, it only covers where the project is, and that is where the new sidewalks are. He continued that MoDot is not going to do anything to the road for the next 10 years, it is not in the maintenance plan. Alderman Gass stated the city could not afford to take this road; there are potholes on the road already. Administrator Selby stated our cost on this project is \$ 48,000 on a \$ 900,000 project. As posted pursuant to the ordinance, City Clerk Barfield read Resolution No. 2012-10 by title only. Motion made by Alderman Eversmeyer, seconded by Alderman Bates to approve Resolution No. 2012-10. A roll call vote was taken with the following results: Ayes: Alderman Reed, Alderman Pigg, Alderman Arnette, Alderman Eversmeyer, Alderman Bates. Nays: Alderman Gass. Whereupon, Mayor Adams declared the motion approved 5-1.

**RESOLUTION NO. 2012-24**

**A RESOLUTION CONFIRMING THE STATE OF MISSOURI AND THE CITY OF PACIFIC, MISSOURI THAT FAIR HOUSING IS THE LAW OF THE LAND AND ONE OF THE MOST BASIC RIGHTS OF ALL CITIZENS.**

As posted pursuant to the ordinance, City Clerk Barfield read Resolution No. 2012-24 by title only. Motion made by Alderman Eversmeyer, seconded by Alderman Bates to approve Resolution No. 2012-24. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

**RESOLUTION NO. 2012-25**

**A RESOLUTION AFFIRMING THE RECORDS MANAGEMENT LAW FOR THE EFFICIENT MANAGEMENT OF THE DISPOSAL OF OFFICIAL RECORDS.**

As posted pursuant to the ordinance, City Clerk Barfield read Resolution No. 2012-25 by title only. Motion made by Alderman Pigg, seconded by Alderman Gass to approve Resolution No. 2012-25. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

**RESOLUTION NO. 2012-26                    A RESOLUTION APPROVING A LICENSE AGREEMENT BETWEEN THE CITY OF PACIFIC AND AMEREN UE.**

As posted pursuant to the ordinance, City Clerk Barfield read Resolution No. 2012-26 by title only. Motion made by Alderman Arnette, seconded by Alderman Eversmeyer to approve Resolution No. 2012-26. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

**RESOLUTION NO. 2012-27                    A RESOLUTION APPROVING THE PROPOSAL FROM LANTIS FIREWORKS & LASERS TO PROVIDE A FIREWORKS SHOW TO THE CITY OF PACIFIC.**

As posted pursuant to the ordinance, City Clerk Barfield read Resolution No. 2012-27 by title only. Motion made by Alderman Bates, seconded by Alderman Eversmeyer to approve Resolution No. 2012-27. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

**RESOLUTION NO. 2012-28                    A RESOLUTION AUTHORIZING A 2,000 SQUARE FOOT ADDITION TO AN EXISTING 4,000 SQUARE FOOT ACCESSORY BUILDING LOCATED AT # 6 MIDWEST DRIVE AND ZONED “M-2” HEAVY INDUSTRIAL (P/Z/ 2012-171 WINDLER BUILDING SOLUTIONS)**

As posted pursuant to the ordinance, City Clerk Barfield read Resolution No. 2012-28 by title only. Motion made by Alderman Gass, seconded by Alderman Arnette to approve Resolution No. 2012-28. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

**RESOLUTION NO. 2012-29                    A RESOLUTION AMENDING RESOLUTION 2012-12 TO CHANGE THE NET PRESENT VALUE SAVINGS REQUIRED TO PROCEED WITH THE REFUNDING OF SERIES 2005 LEASEHOLD REVENUE BONDS.**

As posted pursuant to the ordinance, City Clerk Barfield read Resolution No. 2012-29 by title only. Motion made by Alderman Eversmeyer, seconded by Alderman Gass to approve Resolution No. 2012-29. A voice vote was taken with an affirmative result, and

Mayor Adams declared the motion approved 6-0.

**RESOLUTION NO. 2012-30**

**A RESOLUTION AUTHORIZING ACCEPTANCE OF THE CONVEYANCE AND TRANSFER OF CERTAIN REAL PROPERTY TO THE CITY; AUTHORIZING THE EXECUTION AND RECORDATION OF CERTAIN DOCUMENTS IN CONNECTION THEREWITH; AND AUTHORIZING FURTHER ACTION IN FURTHERANCE THEREOF.**

As posted pursuant to the ordinance, City Clerk Barfield read Resolution No. 2012-30 by title only. Motion made by Alderman Arnette, seconded by Alderman Bates to approve Resolution No. 2012-30. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0. Alderman Pigg would like to see a tax credit letter be issued in this situation.

**RESOLUTION NO. 2012-31**

**A RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT WITH RCC INC. D/B/A RADIO COMM CO. FOR CERTAIN EQUIPMENT AND RELATED SERVICES.**

As posted pursuant to the ordinance, City Clerk Barfield read Resolution No. 2012-31 by title only. Motion made by Alderman Eversmeyer, seconded by Alderman Arnette to approve Resolution No. 2012-31. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

**TOURISM EXPENSES**

A. Approval of payment of funds to Lantis Fireworks for Resolution No. 2012-27.

Motion made by Alderman Pigg, seconded by Alderman Arnette, to approve payment of funds to Lantis Fireworks for Resolution No. 2012-27. A voice vote was taken with an affirmative result, and Mayor Adams declared the motion approved 6-0.

**RECEIVED AND FILED**

**ADJOURNMENT**

There being no further business, motion made by Alderman Reed, seconded by Alderman Gass to adjourn. A voice vote was taken with an affirmative result and Mayor Adams declared the motion approved 6-0

The meeting adjourned at 10:35 p.m.

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Herbert C. Adams, Mayor

ATTEST:

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City Clerk