CITY OF
Pacific

May 19, 2015 * 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 Palmore.

A roll call was taken with the following results:

Present at Roll Call:
Mayor Palmore
Alderman Filley
Alderman Myers
Alderman Bates
Alderman Gass
Alderman Johnson
Alderman Pigg

A quorum was present.

Also present:
Attorney Schroeder
Captain Cook
Collector Kelley
City Clerk Barfield
Deputy City Clerk Hayden

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was given.

PRAYER

Pastor David Lange, Mission Community Church offered prayer.

APPROVAL OF MINUTES

A. Special meeting on May 1, 2015

Motion made by Alderman Gass, seconded by Alderman Filley to approve the minutes of the regular meeting on May 1, 2015. A voice vote was taken with an affirmative result, and Mayor Palmore declared the motion carried.

B. Regular meeting on May 1, 2015

Motion made by Alderman Myers, seconded by Alderman Johnson to approve the minutes of the regular meeting held on May 1, 2015. A voice vote was taken with an affirmative result, and Mayor Palmore declared the motion carried.

MAYORS REPORT

A. Discuss Viaduct CID

Mayor Palmore stated he did not expect any action tonight, but wanted to discuss the Viaduct CID. He asked if everyone knew that Viaduct St. was not included in the CID. The improvements included a round-about but Viaduct St. is state owned. Those improvements included moving the west bound exist ramp to the north. His opinion is we are not that congested at this time in this area and we do not have $ 250,000 in the budget for this. He went to Cochran Engineering and asked them to contact MoDot to see what the ramifications were if we do not proceed. East-West Gateway was also contacted and there was no negative feedback from either entity, as everyone is facing serious cut backs. He asked that the board re-consider this project. Alderman Bates asked if there was a date of commitment that we needed to say we were in or out by, but Mayor Palmore did not remember. Alderman Pigg did not see a need to rush on this project, and he thought two years ago there was an option of a four lane exit ramp or the roundabout. Alderman Johnson stated on Saturday there was a funeral procession of 100 vehicles going to Sunset Cemetery and if they had to fight with a roundabout it would have made for more confusion. Mayor Palmore stated he saw one significant feature and that was the sidewalks, but that would take city funds, the improvements of the roadway are up to MoDot. Alderman Bates stated he never liked the roundabout and thought it would have a negative impact on Pilot.

PUBLIC PARTICIPATION-SPEAKER CARDS

Tracy Quackenbush, 7850 Evergreen Drive, Cedar Hill, MO, Open Door Animal Sanctuary, stated in the last five weeks she has spayed 49 cats with funds from Open Door. Trapping and removing does not touch the problem, our number of cats she originally said was about 400 and now she feels like after a better look there is about 600 feral cats. She continued that one Animal Control Officer cannot fix this problem. Open Door is willing to help and numerous people have stepped up, but they are not going to help to trap, neuter and kill. This is about saving the city.

BJ Lawrence, 1207 W. Congress, Pacific, MO stated she has been working from First St. to Sixth St. from Congress south. There are four colonies there with at least 100 cats. She has caught 4 of the 5 kittens, she has traps out now and they are serious about this problem. She started a program "Barn Cats" to try to find homes for some of them. She reminded the board that once the cats are released they can still be removed if they become a nuisance. She asked if the $ 10,000 donation could be used to expand the dog pound. Attorney Schroeder stated the estate documents read "animal shelter". Ms. Lawrence continued that On Spot will also come help, but suggested the city use the $ 10,000 to expand the dog pound. Mayor Palmore stated Trap, Neuter, Release (TNR) has not been defined yet, to assume the city is going to be involved is getting ahead of us. If the board decides to improve the facility then he suggested it be moved out of the floodway. Alderman Pigg agreed it could not be added on where it is located at now,

but the building is a "Morgan" building and can be removed if necessary. Ms. Lawrence continued that the $ 10,000 is just sitting there and not gaining interest either. Mayor Palmore reminded everyone the city is $ 630,000 down in revenue this year. Alderman Pigg stated there were no matching funds for this. Alderman Johnson stated that she contacted the city of Hermann and Tracy comes highly recommended. In Herman during the months of June, July and August they picked up 43 cats and spent $ 800 but it was not city money, it was done by volunteers. Tonight she was looking for an answer to the "release" part of this. She continued Herman has a shelter that is inside a thrift store and their first advice to her was not to fund it with tax payer money. The foundation picks up the cats, they are taken to the vet and the bill goes to the thrift store and it is paid for by donations. They have no sponsors, and they are willing to come here and talk to you. She continued that they did not believe we had a 400 count cat population problem. Alderman Myers commended BJ and Tracy on their efforts. He continued that our current facility is sub-standard and agrees it is in the wrong location. He suggested they use tonight as a launch for a way to help fund these efforts through social media and start their own 501C3 and he would help them get started if they liked.

INTRODUCTION OF NEW BILLS

INTRODUCTION OF BILLS PREVIOUSLY INTRODUCED

BILL NO. 2943 **AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF PACIFIC ARTICLE VII, SECTION 115.250 TO PROVIDE FOR THE APPOINTMENT OF A CITY ADMINISTRATOR PURSUANT TO STATE STATUTE SECTION 77.042 RSMO. (2nd reading)**

Motion made by Alderman Filley, seconded by Alderman Pigg for the second reading of Bill No. 2943. Mayor Palmore asked for any discussion. A voice vote was taken with an affirmative result. As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 2943 for the second reading by title only. Motion made by Alderman Pigg, seconded by Alderman Johnson to approve Bill No. 2943. A roll call vote was taken with the following results: Ayes: Alderman Filley, Alderman Myers, Alderman Bates, Alderman Gass, Alderman Johnson, Alderman Pigg. Nays: none. Whereupon, Mayor Palmore declared Bill No. 2943 approved 6-0 and became **Ordinance No. 2931**. Alderman Pigg asked that City Clerk Barfield put an ad in the newspaper and all applications are to come to City Hall. Alderman Gass added the post-dispatch, the Jefferson City paper, MML, and the city administrator magazine. Alderman Myers added monster.com, indeed.com and the St. Louis MML. Alderman Gass wants the ad to include "engineering degree is a plus" and Alderman Pigg stated not to include a salary in the ad.

AMENDED BILL NO. 2944 **AN ORDINANCE AMENDING THE MUNICIPAL CODE OF THE CITY OF PACIFIC, TITLE II, CHAPTER 205, ANIMALS AND FOWL, SECTIONS 205.140, 205.310, 205.320, 205.360, AND 205.040 AND ADDING A NEW ARTICLE TO "CHAPTER 205-ANIMALS AND FOWL", PROVIDING FOR FERAL CAT TRAP/NEUTER AND**

RETURN REGULATIONS TO THE CITY CODE. (2nd reading)

Motion made by Alderman Bates, seconded by Alderman Gass for the second reading of Amended Bill No. 2944. Mayor Palmore asked for any discussion. Alderman Bates stated he thought action needed to be taken tonight so we could move ahead. Alderman Johnson stated she still did not understand what a "sponsor" is doing; it looks like the city is taking the responsibility. Attorney Schroeder stated the sponsor is Open Door. Ms. Quackenbush, Open Door, stated the sponsor is the feral cat caretakers, and you already have a city full of people doing this. Attorney Schroeder stated Ms. Lawrence recently formed "Barn Cats" is a charity working for Open Door and is under Open Door's insurance and 501C3. The Sponsor, in this case, Open Door controls the charity and fills the requirements of the city. There being no further discussion, a voice vote was taken with an affirmative result. As posted pursuant to the ordinance, City Clerk Barfield read Amended Bill No. 2944 for the second reading by title only. Motion made by Alderman Gass, seconded by Alderman Bates to approve Amended Bill No. 2944. A roll call vote was taken with the following results: Ayes: Alderman Myers, Alderman Bates, Alderman Gass, Alderman Filley. Nays: Alderman Johnson, Alderman Pigg. Whereupon, Mayor Palmore declared Amended Bill No. 2944 approved 4-2 and became **Ordinance No. 2932.**

AMENDED BILL NO. 2945 — **AN ORDINANCE ADOPTING THE AMENDED FISCIAL YEAR 2014-2015 BUDGET SCHEDULE FOR APPOINTED OFFICIALS AND EMPLOYEES OF THE CITY OF PACIFIC. (2nd reading)**

Motion made by Alderman Gass, seconded by Alderman Pigg for the second reading of Amended Bill No. 2945. Mayor Palmore asked for any discussion. A voice vote was taken with an affirmative result. As posted pursuant to the ordinance, City Clerk Barfield read Amended Bill No. 2945 for the second reading by title only. Motion made by Alderman Gass, seconded by Alderman Filley to approve Amended Bill No. 2945. A roll call vote was taken with the following results: Ayes: Alderman Bates, Alderman Gass, Alderman Johnson, Alderman Pigg, Alderman Filley, Alderman Myers. Nays: None. Whereupon, Mayor Palmore declared Amended Bill No. 2945 approved 6-0 and became **Ordinance No. 2933.**

NEW BUSINESS

RESOLUTION NO. 2015-33 — **A RESOLUTION APPROVING THE AMENDED 2014-2015 AMENDED TOURISM COMMISSION BUDGET.**

Motion made by Alderman Bates, seconded by Alderman Pigg to approve Resolution No. 2015-33. As posted pursuant to the ordinance, City Clerk Barfield read Resolution No. 2015-33. Mayor Palmore asked for any discussion. Motion made by Alderman Myers, seconded by Alderman Gass to approve Resolution No. 2015-33. A voice vote was taken with an affirmative result, and Mayor Palmore declared the motion carried.

OLD BUSINESS

RESOLUTION NO. 2015-27 **A RESOLTUION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH LIQUID ENGINEERING FOR THE CLEANING AND INSPECTING OF THREE WATER STORAGE TANKS OF THE CITY OF PACIFIC**

Mayor Palmore asked if we could compromise with what the current Water & Sewer Commission suggested and the former one and asked if there was any opposition to putting this off for a year. Motion made by Alderman Pigg to take Resolution No. 2015-27 off the table and withdraw his sponsorship, Alderman Bates withdrew his second. Motion made by Alderman Gass, seconded by Alderman Pigg to withdraw Resolution No. 2015-27. A voice vote was taken with an affirmative result, and Mayor Palmore declared the motion carried.

MISCELLANEOUS

a. Approve list of bills.

Motion made by Alderman Gass, seconded by Alderman Bates to approve the list of bills. Alderman Gass stated we were still using some of the out of town vendors, and ask that we keep purchases local when possible. Mayor Palmore stated that was for paint to match up what was used prior. There being no further discussion, a voice vote was taken with an affirmative result, and Mayor Palmore declared the motion approved.

b. Approve ADP Workforce update in the amount of $ 1,044.

Motion made by Alderman Johnson, seconded by Alderman Myers to approve ADP Workforce update in the amount of $ 1,044. Mayor Palmore asked for any discussion. A voice vote was taken with an affirmative result, and Mayor Palmore declared the motion carried.

c. Approve final pay estimate and change order for Old Gray Summit Road Project STP-5419(607).

Alderman Gass asked if the Mayor had looked at the sidewalks on this project. Mayor Palmore stated he has a meeting scheduled for tomorrow at 9:00 a.m. with MoDot & Cochran Engineering. Alderman Gass suggested we wait until after a punch list is developed until we approve this since it was the final. Mayor Palmore stated he deeply resented the comments about him approving the project. He continued we will not be doing engineering in this method again and we are not going to spend $ 110,000 for 27 square feet of property, with easement and storage access. Alderman Myers questioned the transition from Old Gray Summit Road to Lamar Parkway as it seemed rough. Mayor Palmore stated he asked for them to give him an

alternative, and thinks it will be patched.

d. Approve petty cash

Motion made by Alderman Pigg, seconded by Alderman Johnson to approve petty cash. A voice vote was taken with an affirmative result, and Mayor Palmore declared the motion carried.

COMMITTEE REPORTS

Park Board Committee – Chairman Flannery stated at the last meeting we discussed bathrooms at Liberty Field, and has since spoken to Kim and found out there is about $ 28,000 set aside for these. Mayor Palmore stated he was still concerned about the location of the bathrooms and the status of the no-rise certificate.

Cemetery Committee – No report.

Industrial Development Committee – No report.

Museum Committee & Genealogy Committee – Alderman Johnson stated there was going to be a combined presentation of the previous mayors on May 21, 2015 at 6:00 p.m. She invited everyone to attend. Mayor Palmore asked for input on combining the Cemetery Committee with the Museum & Genealogy. Alderman Pigg stated that is what he suggested at the last meeting. Mayor Palmore suggested the Cemetery Committee be a sub-committee under Museum & Genealogy. Alderman Myers asked if they had to be a sub-committee or if they could all remain at the same level. Mayor Palmore stated it was all the same members, and we can discuss this further.

Tourism Committee – No Report.

Planning & Zoning – Alderman Bates stated they did not meet last week, but planned on meeting on June 9, 2015 for the Comprehensive Plan.

Operations Committee – No Report.

Administration Committee – Alderman Bates stated they met this evening, he was the chair, and Alderman Myers was the vice-chair.

REPORTS OF CITY OFFICIALS

Alderman Filley – stated they have done a good job on Thornton Road. She has had a complaint about trash around the city park and the tennis court and profanity on the basketball courts and in the pavilion by the pool. She reminded everyone of the Relay for Life on June 19th and June 20th from 6:00 p.m. – 2:00 a.m. This is for the American Cancer Society and invited everyone to attend.

Alderman Bates – stated regarding Old Gray Summit Road this project was reviewed by many people over many years. The aldermen rely heavily on the eyes and ears of staff. We try to obtain the best profession help we can for the money. If there is a problem with a company or staff then we the board need to hold them accountable. We all try to look after the money the vest we can. Alderman Pigg stated that they were told they were moving a pond and a gazebo that was it.

Alderman Myers – thanked Rock Solid for their donation of top soil to Blackburn Park. He also thanked Harry Engelhart and Donna for all the flowers they donated and the Girl Scouts, BJ Lawrence and Zack Myers. He continued the soil is in poor condition and perennials were not largely planted. Mr. Engelhart is going to continue to donate the flowers every year. He also reminded everyone of the Walk, Waddle, Roll at the Senior Center on June 6, 2015 at 8:00 a.m. The second annual Blue Grass Bash at Haue Valley is August 29, 2015.

Alderman Gass –asked if the Mayor received that information from the prison. Mayor Palmore stated he has not. Alderman Gass asked about the status of the street lights, and Mayor Palmore stated he was working on it.

Alderman Johnson – stated she is working on the annual fireworks display for Car Cruise and a contract would be coming forward. Mayor Palmore stated this contract could go straight to Kim to forward to the city attorney for review.

Alderman Pigg –asked about the properties along Osage St. being mowed but the properties owners on Lamar Parkway that donated the land wasn't mowed. Mayor Palmore stated there was pending litigation on the Lazy Larry property. He continued that he made the decision to mow in front of the Lazy Larry property simply because he was tired of hearing people complain about it. He has also discussed with Attorney Schroeder a flow chart on the steps needed to be taken when grass is too tall. On the CVS lot he didn't want to start off on the wrong foot with them, and made the decision to cut that but will be contacting them.

Mowing – Mayor Palmore stated he wanted to respond to Alderman Pigg's comment from the Missourian regarding the "city collector being involved" in the grass cutting. Mayor Palmore stated he went to her to obtain information for parcels of what the city owned. Alderman Pigg stated that the Mayor made the comment about thanking Debbie and Dave Myers with this project. Mayor Palmore stated Dave Myers did look at the properties with him, but Debbie did not go with him. He asked if there was any objection to selling the lot on Elm St. Alderman Gass stated he thought this was donated to the Boy Scouts years ago to be put into the parks. Attorney Schroeder stated the county records could be checked to find out. Alderman Myers asked about the progress on CVS, Mayor Palmore did not have any updates.

Alderman Pigg asked about the progress on Monroe St. Mayor Palmore stated he has not heard back from the telephone company on the re-locates.

Captain Cook stated on June 9, 2015 from 8:00 a.m. to 10:00 a.m. there will be a "Coffee with a Cop" at McDonalds. He invited anyone to join them.

Mayor Palmore stated he did not see a reason to go into Executive Session at this time.

ADJOURNMENT

There being no further business, motion made by Alderman Gass, seconded by Alderman Filley to adjourn. A voice vote was taken with an affirmative result, and Mayor Palmore declared the motion carried.

The meeting adjourned at 9:20 p.m.

Jeffrey M. Palmore, Mayor

ATTEST:

City Clerk