

January 19, 2016 \* 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 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 Pigg

A quorum was present.

Absent: Alderman Johnson

Also present:

Attorney Todd Hamby (arrived late)  
Chief Mansell  
Collector Kelley  
City Clerk Barfield

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was given.

**PRAYER**

Father Holbrock was present to give prayer this evening. Prayer was given.

**PUBLIC PARTICIPATION**

None

**MAYORS REPORT**

- A. Report of the Fiscal Year 2015 Audit Report – Tammy Alsop, Hochschild, Bloom & Company, LLP.

Tammy Alsop, Hochschild, Bloom & Company was present to review the Fiscal Year 2015 Audit Report. She continued that they also completed the Single Audit for the City.

Attorney Todd Hamby arrived.

Ms. Alsop, Hochschild, Bloom continued to review the Audit and stated that on Page 2 in their opinion the city met the "unmodified opinion" which is very good, the City met the highest ranking one can receive. She reviewed the different operating funds and stated a lot of the city's money is already committed. In the end they would like to see the amount of money increase that is not committed. Discussion followed.

#### B. Hoven House

Mayor Palmore stated the Hoven house has sold. We are in the process of storing the items that were in the garage down at the shed. There were also items in storage that were affected by the flood. He would like to reinvest these funds for a facility for the museum. There is extra space on the property down at the Maintenance Building that he believes we could put something. We also need to address the lack of an animal shelter. He suggested a building at the shed to try to fit both needs for now. Jeff Titter (audience) stated that he agreed it was time to look into a facility for the museum cases. He is in favor of a storage area and a museum together again. He has also spoken to Patricia Sewell and she is in favor of the concept and moving forward. Mayor Palmore thought utilizing the ceiling for storage was also an option. Mayor Palmore asked for any comments. Chief Mansell stated that a lot of the items are turning to dust from the museum. Alderman Myers stated he was in favor of protecting the contents, but also suggested looking at any properties that are available now to look at that may be feasible. Alderman Bates stated he was agreeable to this, but thought we should look into a better location further down the road.

#### C. Approve appointment of Capes, Sokol, Goodman and Sarachan, PC and S. Todd Hamby as City Attorney.

Mayor Palmore stated he would like to nominate and re-appoint Todd Hamby as the City Attorney. Motion made by Alderman Gass, seconded by Alderman Bates to approve Capes, Sokol, Goodman and Sarachan, PC and S. Todd Hamby as City Attorney. Mayor Palmore asked for any discussion. Alderman Pigg stated this was not on the agenda. Mayor Palmore stated that when they give their reports their items are not on the agenda for discussion. Mayor Palmore asked for any more discussion. A roll call vote was taken with the following results: Ayes: Alderman Bates, Alderman Gass. Nays: Alderman Filley, Alderman Myers, Alderman Pigg. Absent: Alderman Johnson. Whereupon, motion failed 3-2. Mayor Palmore stated that Todd Hamby would be re-appointed for two more weeks.

Alderman Bates asked if the board would be willing to appoint him as the interim city attorney so we don't have to do this every two weeks. Alderman Myers stated the point is Attorney Hamby represented the Mayor against the City prior to the election. There is a perception of a conflict of interest. Mr. Hamby as the city attorney, in any form does not sit well with the citizens.

Mayor Palmore stated it's either right or it's wrong, what is the conflict. Alderman Pigg stated this was not on the agenda. Mayor Palmore stated he had several things under this report that were not on the agenda.

Cemetery – Last time the Cemetery issue went to court, the then appointed City Attorney took things under his contract and went to court and lost. The newspaper reported it wrong. This time we went to MIRMA and they hired an attorney and this can be seen on case net. This was done wrong before. He continued there are two meeting minutes, one from April 7, 2008 and one from April 17, 2008, in these

minutes there is mention of returning the money but in the last statement there was “no support for this”. When you read the newspaper, read it with a grain of salt and don’t listen to hearsay.

City Attorney – Mayor Palmore appointed S. Toddy Hamby as interim City Attorney for two weeks.

Missourian – The newspaper reported there was a ruling for the Brennan vs City of Pacific case on February 16, 2016. That is incorrect, it is a “setting” not a “ruling”. At the end of the week the parties involved will view the documents that were turned in, but there is no ruling yet.

**APPROVAL OF MINUTES**

A. Regular meeting on January 1, 2016

Motion made by Alderman Gass, seconded by Alderman Filley to approve the minutes of the regular meeting on January 1, 2016. A voice vote was taken with an affirmative result, and Mayor Palmore declared the motion carried.

B. Special meeting on January 5, 2016

Motion made by Alderman Filley, seconded by Alderman Pigg to approve the minutes of the special meeting on January 5, 2016. A voice vote was taken with an affirmative result, and Mayor Palmore declared the motion carried.

D. Executive session minutes on January 5, 2016

Motion made by Alderman Myers, seconded by Alderman Gass to approve the minutes of executive session on January 5, 2016. A voice vote was taken with an affirmative result, and Mayor Palmore declared the motion carried.

**INTRODUCTION OF NEW BILLS**

**CONSIDERATION OF BILLS PREVIOUSLY INTRODUCED**

**UNFINISHED BUSINESS**

**BILL NO. 2952** AN ORDINANCE ADOPTING THE 2015 CITY OF PACIFIC COMPREHENSIVE PLAN UPDATE AND REPEALING ALL PREVIOUS ORDINANCES CONFLICTING THEREWITH. (*1<sup>st</sup> reading*)

**RESOLUTION NO. 2015-49** A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT WITH HACH COMPANY FOR REFRIGERATED COMPOSITE SAMPLES

**NEW BUSINESS**

**RESOLUTION NO. 2016-01** A RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE WATER & SEWER FUND TO THE LEASEHOLD REVENUE BOND FOR THE PRINCIPAL AND INTERST PAYMENT OF THE MUNICIPAL ASSISTANCE BOND SERIES 2012

Motion made by Alderman Filley, seconded by Alderman Gass to read Resolution No. 2016-01. Mayor Palmore asked for any discussion. A voice vote was taken with an affirmative result, and Mayor Palmore declared the motion carried. As posted pursuant to the ordinance, City Clerk Barfield read Resolution No. 2016-01. Motion made by Alderman Pigg, seconded by Alderman Myers to approve Resolution No. 2016-01. A voice vote was taken with an affirmative result, and Mayor Palmore declared the motion carried.

**RESOLUTION NO. 2016-02 A RESOLUTION OF THE CITY OF PACIFIC ADOPTING THE ST. LOUIS REGIONAL ALL-HAZARD MITIGATION PLAN 2015-2020 (UPDATED 2015)**

Motion made by Alderman Gass, seconded by Alderman Pigg to read Resolution No. 2016-02. Mayor Palmore asked for any discussion. A voice vote was taken with an affirmative result, and Mayor Palmore declared the motion carried. As posted pursuant to the ordinance, City Clerk Barfield read Resolution No. 2016-02. Motion made by Alderman Myers, seconded by Alderman Filley to approve Resolution No. 2016-02. A voice vote was taken with an affirmative result, and Mayor Palmore declared the motion carried.

**MISCELLANEOUS**

**A. Approve the list of bills.**

Motion made by Alderman Filley, seconded by Alderman Myers to the list of bills. A voice vote was taken with an affirmative result, and Mayor Palmore declared the motion carried.

**B. Approve Pacific Estates Condo. Association to use City Hall for their Association meeting on Friday, February 19, 2016 at 6:30 pm.**

Motion made by Alderman Gass, seconded by Alderman Pigg to approve Pacific Estates Condo. Association to use City Hall for their Association meeting on Friday, February 19, 2016 at 6:30 pm. A voice vote was taken with an affirmative result, and Mayor Palmore declared the motion carried.

**COMMITTEE REPORTS**

Park Board Committee  
Cemetery Committee  
Industrial Development Committee  
Tourism Committee  
Building Advisory Committee  
Planning & Zoning Committee – No Report.  
Genealogy Committee – No Report  
Operations Committee – City Clerk Barfield stated the next meeting was on January 27, 2016 at 6:30 pm and on the agenda was discussion for allowing chickens, and the pool contract.  
Administrative Committee

**REPORT OF CITY OFFICIALS**

Alderman Filley – No Report.  
Alderman Myers – stated the flags are not flying at Blackburn Park, and asked if the wreaths were

scheduled to come down from Christmas. There are also sand bags at Lederle Machine that the volunteers haven't picked up yet, they are behind the building.

Jensen's Point – Alderman Myers stated they would like to schedule a work day on February 20, 2016. There was vegetation that was cut that needs cleaned up and the flagged species that needs to still be removed. Mayor Palmore stated we needed to palletize the remaining stones, but he was concerned about moving the rocks and scratching them with the forks. Alderman Myers thought we needed to look at having a contractor remove the graphite also. He continued that John Berra and Harry Englehardt volunteered to install the safety rail. Mayor Palmore stated he had no objections to that but was concerned about how it attaches. Alderman Myers stated we have been without a city administrator, he hoped the Mayor would decide soon. We have also been without a Treasurer since Mary left. He is concerned that we do not have a Treasurer, and that every organization does. Mayor Palmore thought that was the fox guarding the hen house, and these people needed to be different, and it was slim picking. He would be happy to entertain a suggestion. Alderman Myers stated with only the Mayor and the City Clerk it seemed like there was no checks and balances. Motion made by Alderman Pigg to add Debbie Hayden as a signer to the accounts. Mayor Palmore suggested we put this on the next agenda. Alderman Myers requested this topic be added to the next agenda.

Alderman Bates – Looking back at the flooding, he stated nobody remembers it being this bad. He is deeply concerned about the flood victims and questioned if the regulations were the same as before etc. He continued that people are going to rebuild and we need to be able to help them. We all need to set our differences aside to get this done.

Alderman Myers – During the flood he worked with the inspection crew and there is a storage facility across from the Brew House that is elevated but the electrical system wasn't. He questioned why the electrical system would not also be elevated and thought the board should look into this. Dave Myers (audience) there was no electric in that building when it was built, and if it is that way, that was wrong. Mayor Palmore agreed the regulations should be looked at. Dave Myers continued that the base flood map has changed. Mayor Palmore thought the railroad tracks should be our standard. Alderman Pigg asked if raising the requirement to 2' above the level would help, but then what happens to the ones that originally did the 1' requirement. Mayor Palmore stated we needed to tie our ordinance to a bench mark in the city or the railroad tracks, and thought the railroad tracks should be our levy. Dave Myers stated we needed to refer back to "feet above flood base elevation" for the language. Alderman Bates stated that in the 82 flood there was talk about a levy. Alderman Gass stated that there was a study done in 82 and the means didn't outweigh the way. Dave Myers stated that when the levy in Valley Park was built the Core of Engineers said that would be the last one. Alderman Bates stated maybe we should just ask, because here we are less than 8 years later in a worse situation. Mayor Palmore stated that FEMA was here today and did Preliminary Assessments. This was an attempt to obtain a Federal Disaster Proclamation, now we have to wait. There is two different kinds of disasters declared, one is a PA which is for public assistance (that would be for the city) and the other is RA which is for residential properties.

Alderman Myers also stated we still needed to order signs for Jensen's Point for times that the park is open, and one for climbing on the rocks and hoped we would still get cameras for this park.

Collector Kelley – reminded the Board about the \$ 10,000 set aside for the Animal Control building. She thanked Chief Mansell for their quick response to the burglary at their home. She also hoped everyone would work together to stay ahead of the flood victims, these families want to stay and rebuild.

Mayor Palmore stated he had an update on what has been done with the flood and costs so far. He asked City Clerk Barfield to put a copy in the aldermen's mailboxes.

Alderman Pigg – stated that on Saturday there was an event at the Senior Center and a Foundation came in to support the families that were in the flood. They gave every family a debit card with \$ 300 on this, and in total gave away \$ 60,000 to Pacific residents. It was the most amazing thing he has seen.

**EXECUTIVE SESSION RSMO. 610.021 (1) (2) (3)**

Mayor Palmore stated he would like to go into executive session under RSMO. 610.01 (1) (2) (3).

Motion made by Alderman Gass, seconded by Alderman Myers to go into Executive Session under RSMO. 610.021 (1) (2) (3). A roll call vote was taken with the following results: Ayes: Alderman Filley, Alderman Myers, Alderman Bates, Alderman Gass, Alderman Pigg. Nays: None. Whereupon, Mayor Palmore declared the motion carried.

Attorney Handy read 610.021 (1)(2)(3).

The Board went into executive session at 8:40 pm.

The Board reconvened at 10:22 pm.

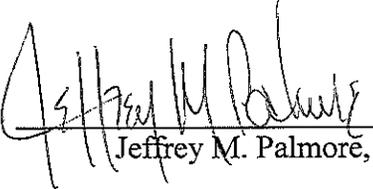
A roll call vote was taken with the following results: Mayor Palmore, Attorney Hamby, Chief Mansell, Collector Kelley, Alderman Myers, Alderman Bates, Alderman Gass, Alderman Pigg, Alderman Filley.

Mayor Palmore stated there were personnel items discussed, and those would be posted.

**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 10:23 pm.

  
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Jeffrey M. Palmore, Mayor

ATTEST:  
  
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City Clerk

