

February 18, 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 Adams
Alderman Gass
Alderman Stotler-via video conference

A quorum was present.

Also present:

Administrator Roth
Attorney Jones
Chief Mansell
Director of Economic Development Kopp
Public Works Commissioner Brueggemann
City Clerk Barfield

Mayor Myers stated that Alderman Rahn is on vacation, Alderman Johnson was not feeling well, and Alderman Stotler was sick, but has agreed to participate via video conference.

Pledge of Allegiance

The Pledge of Allegiance is given.

Prayer

Ministerial Alliance offered prayer this evening.

Approve Agenda

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

Minutes

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A. Regular meeting on January 21, 2020.

Motion made by Alderman Nemeth, seconded by Alderman Adams to approve the minutes of the regular meeting on January 21, 2020. A voice vote was taken with an affirmative result and Mayor Myers declared the motion carried.

B. Special meeting on January 27, 2020

Motion made by Alderman Adams, seconded by Alderman Nemeth to approve the minutes of the special meeting on January 27, 2020. A voice vote was taken with an affirmative result and Mayor Myers declared the motion carried.

Mayor's Report

Mayor Myers stated we would do this at the next meeting.

Public Participation

Don Hazelwood, 62 Cedar Field, Pacific, MO stated the Boy Scout of America Troop 329 is hosting the Osage District Spring Camporee on April 24-26, 2020. The Camporee will be at Liberty Field, as in the past, and has been approved by the Park Board. The Scout troop is requesting 2 light plants, port-a-potties to support up to 300 scouts, visitors and leaders for the weekend and access to the concession stand for lighting purposes as this will be the headquarters. Anyone can drop by during the day on Saturday to view the activities. Public Works Commissioner Brueggemann stated we only have one light plant and would need to rent one. Mayor Myers suggested 4 additional port-a-potties. **Motion made by Alderman Adams, seconded by Alderman Nemeth to approve the event and use of Liberty Field, along with everything they are requesting. A voice vote was taken with an affirmative result.**

Larry Mueller, 3330 W. Osage, Pacific, MO stated he was here for the St. Patrick's Day Parade. The event is Saturday, March 14, 2020 and the parade starts at 11:00 a.m. The American Legion is going to assist us with it and in the future. He thanked everyone for helping.

Mayor Myers moved to Bills Previously Introduced.

Consideration of Bills Previously Introduced

Bill No. 4088 An Ordinance providing for a Boundary Adjustment between the Cities of Eureka and Pacific (First Baptist Church of Allenton Hts.) (2nd reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4088 by title only for the second reading. Mayor Myers asked for any discussion. Motion made by Alderman Gass, seconded by Alderman Adams to approve Bill No. 4088. A roll call vote was taken with the following results: Ayes: Alderman Nemeth, Alderman Adams, Alderman Gass, Alderman Stotler. Nays: None. Whereupon, Mayor Myers declared **Bill No. 4088 passed and becomes Ordinance No. 3172.**

Bill No. 4089 An Ordinance to authorize the Mayor to execute an Agreement between the City of Pacific, Missouri and the Missouri Highway and Transportation Commission providing for construction of Highway N Phase 4 Improvements, Federal Project No. 5419(613) (2nd reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4089 by title only for the second reading.

Mayor Myers asked for any discussion. Motion made by Alderman Adams, seconded by Alderman Nemeth to approve Bill No. 4089. A roll call vote was taken with the following results: Ayes: Alderman Adams, Alderman Gass, Alderman Stotler, Alderman Nemeth. Nays: none. Whereupon, Mayor Myers declared **Bill No. 4089 passed and becomes Ordinance No. 3173.**

New Business

Resolution No. 2020-08 A Resolution amending the City of Pacific Fiscal Year 2020 Budget to provide for adjustment to certain revenues and expenditures as authorized by the Board of Aldermen.

As posted pursuant to the ordinance, Mayor Myers read Resolution No. 2020-08 by title only. Mayor Myers asked for any discussion. Motion made by Alderman Nemeth, seconded by Alderman Gass to approve Resolution No. 2020-08. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

Resolution No. 2020-09 A Resolution authorizing the destruction of certain City of Pacific Building Department records as provided for pursuant to the Missouri Law.

As posted pursuant to the ordinance, Mayor Myers read Resolution No. 2020-09 by title only. Mayor Myers asked for any discussion. Motion made by Alderman Nemeth, seconded by Alderman Adams to approve Resolution No. 2020-09. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

City Administrator Report

a. RFP results Voluntary Flood Buyout Program Property Appraisals

Administrator Roth stated these were published for an RFP in January. Copies of the full submittals are in the packet. Staff is requesting approval of the Landmark Appraisal Co. The residential structures are \$ 350.00 and nonresidential structures are \$ 1,200 and a vacant lot is \$ 300.00. **Motion made by Alderman Gass, seconded by Alderman Adams to approve Landmark Appraisal Co. for the buyout program property appraisals. A voice vote was taken with an affirmative result.**

b. RFP results Voluntary Flood Buyout Program Title Work

These were published also in January. Copies of the full submittals are in the packet. Staff would recommend Hillsboro Title for the title work; however, he would note that the title work pricing is very tight, and we need to verify all pricing and fees. We will also need concurrence of the Missouri State Emergency Management Agency as a condition of any approval. **Motion made by Alderman Adams, seconded by Alderman Nemeth to approve Hillsboro Title for the Title work. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

c. Encroachment Agreements Phillips 66 pipeline

Administrator Roth stated Phillips 66 Pipeline has forwarded two encroachment agreements for two City projects that will cross their pipelines (Bigfoot Plaza and Lisa Lane extension). The agreements give Phillips 66 broad rights to their pipelines and essentially would permit them to excavate and/or destroy our facilities if necessary, to maintain their pipelines. He feels this is unlikely, but the Board should understand this does exist.

Director of Community Development Report

Director of Community Development Kopp stated they are doing some fine tuning. There have been 13 permits applied for, and 6 have been approved. Code Enforcement has been on vacation but still managment to cite 8 properties.

Public Works Commissioner Report

a. Sewer backwater valve considerations

Public Works Commissioner Brueggemann asked that the policy be changed, and the City install the devices. Motion made by Alderman Gass, seconded by Alderman Adams that they would sponsor the Bill and approve the change. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

City Attorney Report

Attorney Jones stated he has been told the Judge signed in the Pacific Mobile Manor Case, Martin Heck, but the date on it is January 24th, which means it becomes final by February 23rd. He recommended we appeal to the court of Appeals Eastern District of Missouri. **Motion made by Alderman Gass, seconded by Alderman Nemeth to appeal to the Court of Appeals. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

Miscellaneous

a. Approve Pay Application # 1, KJ Unnerstall Construction, Highway OO Water Main, \$ 103,465.80.

Motion made by Alderman Adams, seconded by Alderman Nemeth to approve Pay Application # 1 to KJ Unnerstall Construction for the Highway OO Water Main Project in the amount of \$ 103,465.80. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

b. Approve the list of bills.

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

Alderman Adams suggested we circle back around to the 1st reading of the new bills. Attorney Jones stated he was relying on Section 610.015 on a special section. In his opinion we have a quorum because Alderman Stotler is video conferenced in. Mayor Myers stated under the Sunshine Training he has had he agrees we have a quorum under this existing article, and this is allowed.

New Bills

Bill No. 4090 An Ordinance establishing new Stop Signs on Neosho St. and Elm St at E. Union St. (1st reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4090 for the first reading by title only.

Bill No. 4091 An Ordinance amending the City of Pacific, Missouri's Municipal Code regarding

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controlled substances. (1st reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4091 for the first reading by title only.

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

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4092 for the first reading by title only.

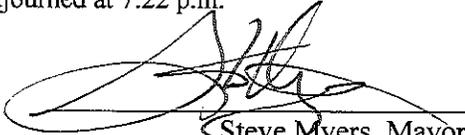
Bill No. 4093 An Ordinance amending Ordinance No. 3154A approving a petition for Voluntary Annexation filed by TriStar Companies regarding certain property contiguous and compact to the City of Pacific, Missouri, and generally located at 2130 Old Gray Summit Road annexing said property into the City.

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4093 for the first reading by title only.

Alderman Adams suggested skipping the "Reports of City Officials". Board members agreed.

Adjournment

There being no further business, motion by Alderman Adams, seconded by Alderman Gass to adjourn. A voice vote was taken with an affirmative result. The meeting adjourned at 7:22 p.m.


Steve Myers, Mayor

ATTEST:

City Clerk

