

MAY 7, 2019 * 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 Rahn
Alderman Gass
Alderman Johnson
Alderman Stotler

A quorum was present.

Also present:

Administrator Roth
Attorney Jones
Collector Kelley
Public Works Commissioner Brueggemann
Chief Mansell
City Clerk Barfield

Pledge of Allegiance

The Pledge of Allegiance was done.

Prayer

The Ministerial Alliance offered prayer this evening. He continued that this past week we celebrated the National Day of Prayer at the Senior Center and also a noon prayer service at City Hall. He thanked everyone that attended.

Approve Agenda

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

Approval of Minutes

Board of Aldermen 5-7-19

A. Regular meeting on April 16, 2019

Motion made by Alderman Rahn, seconded by Alderman Johnson to approve the minutes of the regular meeting on April 16, 2019. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

B. Executive meeting on April 16, 2019

Motion made by Alderman Gass, seconded by Alderman Nemeth to approve the minutes of the executive meeting on April 16, 2019. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

Presentations

A. Judy Wagner, Area MoDot Engineer

Viaduct – Engineer Wagner stated in 2020 there are proposed changes for that intersection. She continued that coming off the westbound ramp at Viaduct they are proposing a northbound lane on Viaduct and making this a 3-way stop. From Osage going under the I-44 highway this will widen to the east of Viaduct and add an extra left turn lane. The right turn lane will also be widened. This project will be building in the summer of 2020. They looked at thirteen different alternatives and this is the best one. The City will receive a letter from them for an ordinance to be passed for the stop signs to be added to the list. They are widening Viaduct only. This does not include any other enhancements.

Business Loop 66 – will get resurfaced and includes sidewalk improvements to the older section on the west side going west. She will leave plans for this project at City Hall. They are not moving any light posts that meets requirements. At the time the lights were installed in the sidewalks, it passed the requirements. There will be no additional enhancements.

Highway OO – MoDot is resurfacing Highway OO and doing a culvert replacement. The bids on this project opens in June.

Highway OO at the cemetery – MoDot does not require sidewalks on the right-of-way unless the City commits to making them connect. This means it has to go on private property. On OO at the cemetery the right-of-way bank is slipped. This will probably be rip-rap here.

First St & Osage St. – The cost to take out the wall turning west and make the radius larger is \$ 150,000. The improvements to turn east are \$ 135,000. This project would qualify as a cost share with MoDot. The City can use the part of the property we need as part of their match. MoDot does obtain their own appraisal. The option to the east in front of the house seems to be the better project, if only one project is picked. She would recommend MoDot taking the lead on the project because the signals are involved. If the City wants to add on to the project, they would need to do so quickly. MoDot would need to know by August 31, 2019.

Public Presentation

Dan Rahn, 17216 Lafayette Trails Drive, Wildwood, stated he was here representing the Partnership. The Partnership had an agreement with the City that they would purchase bleachers. At the time the amount was \$ 7,638, which was the proceeds from the rodeo. That costs were on the “mobile bleachers”. The total quote for mobile bleachers was \$ 9,450, which is a difference of \$ 1,812.00. Tonight, he is asking

the City to partner with them for the remaining balance to make this project whole. There was discussion on where the bleachers would be shipped to. Mr. Rahn stated they could be shipped to the City and he could work with the City on volunteers to help put them together or use some City staff. Alderman Adams thought the City should consider this, Alderman Stotler agreed. Motion made by Alderman Adams, seconded by Alderman Gass to approve paying the difference of \$ 1,812.00 for the bleachers. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried. Abstain: Alderman Nemeth. Administrator Roth suggested taking this out of tourism. Mr. Rahn stated the difference could be included in the Partnerships request for funds from Tourism.

Mark Boevengloh, 2313 Highway 100, Labadie MO stated he would like to ask the Board to consider waiving the sidewalk and curb and gutter requirement for OO. Alderman Gass stated that Judy Wagner, MoDot already determined that this cannot be put in. **Motion made by Alderman Gass, seconded by Alderman Johnson to waive the curb and gutter and sidewalk. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

Jeannie Bandermann, 111 Phelan, stated the Dress Room is temporary closed. The five ladies have boxed up everything. When school is out, they clean the room and we will be graduating to the High School. They served 88 kids during prom and helped 96 kids in total. She thanked everyone that helped.

Tex Gardner, 117 Vincent, stated he would like to put up the Motorcycle signs through out town. He continued that MoDot gives them out. He also reminded everyone not to throw their grass clippings out on the street. **Motion made by Alderman Adams, seconded by Alderman Nemeth to approve the signs in the City right-of-way. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried. Board members also decided to include the grass cutting warning in the newsletter.**

Jennifer Evitts, 3 Lime Drive, stated she lives behind Family Video. She is constantly calling the police on people in her neighborhood. There has got to be a way to make it safer down there. She is trying to clean up, but some cops just don't care and don't want to help. It is the same people down there all the time causing trouble. She asked that someone tell her what she could do to help. Chief Mansell stated they have spoken. He appreciates her concerns and agrees it is a mess. The City arrests people, warrants are given, they go to court and then they are back out on the street. He hopes with the new Prosecuting Attorney this helps us. Mayor Myers stated he would also contact the Franklin County Prosecuting Attorney and try to strengthen the law in town.

Duke Higgins, 4032 Pacific Estates Drive, stated the American Legion is having an event on June 15, 2019 from 1:00 p.m. to 10:00 p.m. They would like to close Meramec St. from 3rd to 4th that day. They are having music and BBQ and vendors. **Motion made by Alderman Gass, seconded by Alderman Adams to approve closing Meramec St. as requested. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

He continued there is also an event on June 1, 2019 celebrating Turtle Johnsons life. This is a BBQ fund raiser. Alderman Johnson asked if they would need extra port-a-potties. Mr. Higgins did not think so, as they have two in the back. **Alderman Gass stated he would add closing the street for this event to his motion. Board members agreed.**

Gillian Bennett, Catawissa, MO passed out a proposed Silver Award Project, which was to improve the sign at the City Park. The improvements would be a new roof, new stain, new landscaping, solar lights and a lending library. She has raised \$ 600 to start this. Public Works Commissioner Brueggemann stated the posts are in concrete. Alderman Gass thought the City should purchase the shingles. **Motion**

made by Alderman Adams, seconded by Alderman Gass to approve the project and the City purchase the material as needed. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

Mayor's Report

a. Citizens for Better Street and Parks recognition

Mayor Myers stated it gave him great pleasure to recognize this committee and thank them for setting the City up for success in the future. He presented members of the committee with a token of appreciation. Those present were: Mike Gallagher, Angie Hardcastle, Jeannie Guffey, Pam Manual, Dave Roemer, Rick Presley. Not present: Al Baldwin.

Dave Roemer stated this was a hard-working group. They were able to save some money from their fund-raising efforts and would like to donate what they had left over to the Beautification Committee. They presented a check in the amount of \$ 2,309.34.

b. Appointment of Rick Willmore to the Beautification Committee

Motion made by Alderman Adams, seconded by Alderman Nemeth to approve the appointment of Rick Willmore to the Beautification Committee. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

c. UMSL Course – Mayor Myers stated he has been attending the Economic Development class the Board approved for him to attend. This was an 8-week course, and the last course was taught by the Executive Director of East West Gateway. They did a lot of things and took some tours during this time. There was a lot of things done with TIF's. The course was a good tool and he will share more as we go along.

d. Better Together Movement

Mayor Myers stated as of yesterday, the Better Together Movement has rescinded their ballot initiative. He thanked the Board and everyone for joining together and staying connected thru all of this.

New Bills

Bill No. 4045 An Ordinance of the City of Pacific, Missouri authorizing execution of a Contract Agreement by and between the City of Pacific and Jokerst Paving and Contracting pertaining to construction of Candlewick Lane Street Improvements, Federal Project No. STP5419(611) (1st reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4045 by title only for the first reading.

Bill No. 4046 An Ordinance establishing a Transportation Sales Tax Fund; providing for Financial Management procedures for appropriation and use of funds; and setting a Fund Reserve (1st reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4046 by title only for the first reading. Administrator Roth stated this Bill establishes the funds as of July 1, 2019. The reserves, however, are not in effect until July 1, 2020, due to when the collection begins. We hope to see funds beginning in

December 2019, and then not actually reserving until the following fiscal year. He continued there was a Park Board meeting last night and this was also discussed.

Bill No. 4047 An Ordinance establishing a Parks and Storm Water Sales Tax Fund; providing for Financial Management Procedures for appropriation and use of funds; and setting a Fund Reserve (1st reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4047 by title only for the first reading. Administrator Roth stated this Bill is also set up the same as the previous Bill. Alderman Gass stated he would like to see the Bill read that it will be divided 50% with the funds. Mayor Myers stated he would like the Board to wait until all the information is in front of them. We promised we would have these projects prioritized by professionals. Alderman Nemeth agreed stating he would hate to put a number to this right now. Administrator Roth stated the intent is to establish the funds and set up the reserves. This is putting in place a procedure. The split can be done at the budgeting process. Alderman Nemeth continued that we committed to the citizens to give this proper review, he felt it was too early to decide on a 50/50 split. Alderman Stotler agreed. We need to hold to our agreement. Mayor Myers respectfully asked them to wait on this decision. Administrator Roth stated that is actually part of the budget process. There is \$ 40,000 budgeted for the Parks Masterplan. Alderman Nemeth stated that we communicated to the citizens that an independent study would be done on how we spend the money. We need to stick to this. Alderman Adams thought it was wise to hire professionals to advise us to make good decisions. Alderman Johnson thought we all needed to have input of the projects that would be included.

Bill No. 4048 An Ordinance establishing new Stop Signs at Industrial Drive and Fourth St. (1st reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4048 by title only for the first reading.

Consideration of Bills Previously Introduced

Bill No. 4042 An Ordinance authorizing acceptance of the conveyance and transfer of certain real property at 316 E. Central Street in furtherance of the City's Voluntary Flood Buyout Program; authorizing further action in furtherance thereof. (2nd reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4042 by title only.

Motion made by Alderman Nemeth, seconded by Alderman Gass to approve the second reading of Bill No 4042. A roll call vote was taken with the following results. Ayes: Alderman Nemeth, Alderman Adams, Alderman Rahn, Alderman Gass, Alderman Johnson, Alderman Stotler. Nays: None. Whereupon, Bill No. 4042 becomes Ord 3127.

Bill No. 4043 An Ordinance providing for the approval of a Final Plat for the resubdivision of Lot 3D Hoffman's Place Subdivision, a tract of land zoned "R1-A" Single-Family District and generally located at 114 Hogan Avenue in the City of Pacific (2nd reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4043 by title only. Mayor Myers asked for any discussion. **Motion made by Alderman Adams, seconded by Alderman Rahn to approve Bill No. 4043. A roll call vote was taken with the following results: Ayes: Alderman Adams, Alderman Rahn, Alderman Gass, Alderman Johnson, Alderman Stotler, Alderman Nemeth. Nays: Whereupon, Mayor Myers declared Bill No. 4043 passed and became Ordinance No. 3128.**

Bill No. 4044 An Ordinance authorizing the Mayor or the City Administrator of the City of Pacific, Missouri to sign a Sale Contract and Closing Documents for the acquisition of the property at 222 North First St. (2nd reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4044 by title only. Mayor Myers asked for any discussion. **Motion made by Alderman Adams, seconded by Alderman Gass to approve. A roll call vote was taken with the following results: Ayes: Alderman Rahn, Alderman Gass, Alderman Johnson, Alderman Stotler, Alderman Nemeth, Alderman Adams. Nays: none. Whereupon, Bill No. 4044 passed and became Ordinance No. 3129.**

NEW BUSINESS

Resolution No. 2019-16 A Resolution authorizing and Directing the Mayor to Execute an Agreement with DG2 Design, LLC for Professional Services for the Contemplated Bigfoot Plaza Installation / Display for the City of Pacific.

As posted pursuant to the ordinance, Mayor Myers read Resolution No. 2019-16 by title only. **Motion made by Alderman Nemeth, seconded by Alderman Adams to approve Resolution No. 2019-16. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

Unfinished Business

- a. Bill No. 4011 An Ordinance amending the Planned Unit District Regulations of the City of Pacific, Missouri. (2nd reading needed) (10-16-18 sent to Adm. Com. After 1st reading, tabled at 11-6-18)
 - b. Bill No. 4012 An Ordinance amending the zoning regulations with regard to amendments in the City of Pacific, Missouri. (2nd reading needed) (10-16-18 sent to Adm. Com after 1st reading, tabled 11-6-18)
 - c. Bill No. 4013 An Ordinance amending the Subdivision Regulations with regard to amendments in the City of Pacific, Missouri. (1st reading needed) (10-16-18 sent to Adm. Com., tabled at 11-6-18)
 - d. Bill No. 4016 An Ordinance amending the Land Use Article of the Code of Ordinances of the City of Pacific and providing for site plan review procedure. (1st reading needed) (tabled on 11-6-18)
- These items have been tabled.

CITY ADMINISTRATOR REPORT

A. FY 20 Budget review

Administrator Roth reviewed the proposed budget with the Board, as was in the packet and made part of the minutes.

i. Lease Purchase plan, vehicles and equipment

Administrator Roth requested direction from the Board on the Lease Purchase Plan. He reached out to First State Bank for a plan with a figure of \$ 560,000 for eleven different pieces of vehicles/equipment. There was a meeting this morning and it has been changed to two dump trucks, and removing a zero turn. The total cost now is \$ 650,000 for a 5-year term. Their rate was 3.311%. Staff's request is to consider adding this plan into the budget. Motion made by Alderman Gass, seconded by Alderman Nemeth to approve the Lease Purchase Plan to be included into the budget for the new vehicles/equipment. A voice

vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

New funds – Administrator Roth stated the new funds are included in the budget, one for Parks & Stormwater and one for Transportation. There is \$ 225,000 projected in funds for the Parks & Stormwater fund. Midwest Pool will be evaluating the pool. A firm will do everything else, including the Stormwater fund. Discussion followed. Administrator Roth continued that the first few years these funds will need to be subsidized by general fund. The Transportation Fund is at a deficit if you do not include a beginning balance of \$ 67,937. Discussion followed. The revenues are expected to begin October 1st. Alderman Adams suggested revisiting the budget in January. Board members agreed. Administrator Roth stated the water and sewer funds are also included in the budget. In the budget there is a 5% increase of revenues for the water rates. The sewer fund is still subsidizing the water fund, and this budget includes a transfer of \$ 150,000. He encouraged the Board to look at the water rates as we cannot keep going like this. **Motion made by Alderman Gass, seconded by Alderman Adams for Administrator Roth to study the water rates to be able to raise them.** Administrator Roth stated he will work on a water rate proposal to go with the budget. The last increase was in 2006. Alderman Adams asked that in the proposing ordinance bring automatic increases. **Alderman Adams asked Alderman Gass to amend his motion to include the automatic increases over a 5-year time period. Alderman Gass amended his motion to include this. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.** Administrator Roth continued that our finances look good. There is increased business activity. St. Louis County valuations are up, and the sales tax is strong. Alderman Stotler asked if there was money budgeted for Economic Development. Administrator Roth stated retail is the hole in the budget. He continued building rooftops, annexations, the progress with Missouri Main Street are all making progress for the City. Mayor Myers stated one of the items his class discussed was placemaking, which is taking the resources you have and dusting them off and making the most out of what you have, this also attracts development. Alderman Adams stated that Administrator Roth did a good job on the budget.

b. E. Bellevue property

Administrator Roth stated that the City owns this property. He asked what the City's plan was with it. We have an offer if we want to sell it. If the Board wants to entertain this offer, he would recommend executive session. Discussion followed. Mayor Myers recommended we research the boundaries of this property. Alderman Adams stated this property was given to the City as a park originally. Alderman Adams asked this be brought back under executive session.

c. Bridge inspections

Administrator Roth stated MoDot did the bridge inspections. The report from Cochran Engineering is in the packet. They are recommending posting Denton Road Bridge for 15 ton and reducing it to one lane by May 16, 2019. They also suggest if local traffic disobeys this, we can consider closing it.

Motion made by Alderman Gass, seconded by Alderman Nemeth to have an engineering firm bring back what improvements need to be done to Denton Road Bridge. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

CITY COLLECTOR REPORT

Collector Kelley stated the Board has the updated packet. This includes tax bills that was found in the file. After she researched this, she found out the tax bills do not exist according to Franklin County, but the City never released them. The County said the liens were not enforceable. She recommends the City

release the liens. Attorney Jones thought the City should have claimed right to the property. Administrator Roth stated Franklin County has refused to add liens to tax bills. He knows demolition liens are not collected as tax liens. Attorney Jones stated the City can hold their own tax sale. Attorney Jones will investigate this and report back to the Board at the next meeting.

Uncollectable water bills – Collector Kelley stated there are water bills from 2000-2014 in the amount of \$ 10,264.18 that seem uncollectable. She continued that the process needs to be better and focus needs to be on tighter procedures for collecting. **Motion made by Alderman Adams, seconded by Alderman Gass to write off water bills due up until 2012. Anything from 2012 to present needs collected. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

Weed abatements – Collector Kelley has bills in the amount of \$ 280 that are due but there is no documentation. Alderman Stotler thought they should also be wrote off. Alderman Adams stated any property still owned by the same property owner should stay with the property. Collector Kelley asked what the current process was on abatement. Administrator Roth stated that Building Commissioner Seymour took this over when he was here, so he would have to look into this.

CITY ATTORNEY REPORT

No Report.

MISCELLANEOUS

- a. Approve invoice from Taz T's & More in the amount of \$ 632.50 for the 5K to be paid from Tourism Funds.

Motion made by Alderman Adams, seconded by Alderman Johnson to approve the invoice from Taz T's & More in the amount of \$ 632.50. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

- b. Approve Hochschild, Bloom & Company LLP for auditing services for 2019 in the amount of \$ 12,000 and an additional fee of \$ 5,000 if a single audit is needed.

Motion made by Alderman Gass, seconded by Alderman Rahn to approve Hochschild, Bloom & Company for auditing services for 2019 in the amount of \$ 12,000 and an additional fee of \$ 5,000 if a single audit is needed. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried

- c. Approve petty cash for collector's office.

Motion made by Alderman Nemeth, seconded by Alderman Rahn to approve petty cash for the Collector's office. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

- d. Approve petty cash start up funds for the pool in the amount of \$200.00

Motion made by Alderman Nemeth, seconded by Alderman Adams to approve petty cash start up funds for the pool in the amount of \$ 200.00. A voice vote was taken with an affirmative result.

- e. Approve use of council room for Silver Lakes Homeowner's Association meeting on Friday,

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May 31, 2019 at 6:00 p.m.

Motion made by Alderman Rahn, seconded by Alderman Gass for the use of the council room for Silver Lakes Homeowner's Association meeting on Friday, May 31, 2019 at 6:00 p.m. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

f. Approve payment to the Tri County Senior Center in the amount of \$ 10,000.

Motion made by Alderman Johnson, seconded by Alderman Rahn to approve the payment to the Tri County Senior Center in the amount of \$ 10,000. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

g. Invoice from Engineering Surveys & Services

City Clerk Barfield stated an invoice was missed from December 2018 from ES&S in the amount of \$ 4,008.50 and asked for approval this evening for processing. Motion made by Alderman Gass, seconded by Alderman Nemeth to approve the invoice from ES&S in the amount of \$ 4,008.50. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

REPORTS OF CITY OFFICIALS

Alderman Nemeth – stated the grass between the sidewalk and the road needs cut on Viaduct. He also asked for an updated plan for sidewalks and lighting on Viaduct. Administrator Roth stated he needed to talk to MoDot about adding onto their project.

Alderman Adams – stated there is a Tourism meeting next Tuesday at 3:30 p.m.

Alderman Gass – made a motion to give Administrator Roth the authority to find an engineering firm for storm sewer work and infiltration on St. Louis St. and Lift Station # 2. Public Works Commissioner Brueggemann stated that CM Archer is already looking at Lift Station # 2. The motion was seconded by Alderman Adams. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

Water District III – Motion made by Alderman Adams, seconded by Alderman Nemeth for Administrator Roth and Attorney Jones to start working with Water District III to look at Brush Creek numbers and if they are over the contract then pursue a path of enforcement. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

Alderman Johnson – attended the Tourism meeting. She has \$ 10,000 worth of fireworks from last year at no charge. She asked them to take \$ 3,000 of the \$ 6,500 budgeted to add to this year, making this a \$13,000 contract.

Alderman Johnson stated there is a piece of property on W. Pacific St. that has two tractor trailers on it. Mayor Myers stated this property was in court.

MVHM&G Society Committee- Alderman Johnson stated they are having a meeting on May 16, 2019 at 6:30 p.m. about Calsi-Crete plant.

Alderman Stotler – stated the property owned by Bud Lamar on Thornton Road needs cut. He also reported the Beautification Committee had a great turn out on their 1st clean up day picking up trash.

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Chief Mansell – stated he would like to respond to Mrs. Evitts complaint from earlier this evening. An officer did make the recommendation to her to “move” if she thought that was best. There are no ordinances for the problems we have down there, there are violations down there, the problem is in the court system, not us.

Eagle Scout project – Chief Mansell stated the scout project for the dog run looks good. It is at the rear entrance of the Police Department.

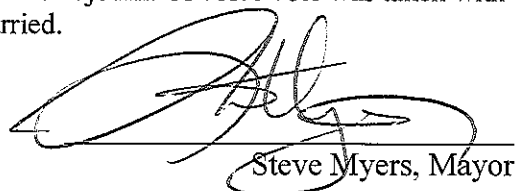
MoDot letter regarding speed limit on Business Loop 44 – Chief Brown, Eureka Fire Protection District received a letter from MoDot. He passed this out and it is made part of the minutes. This is in regard to the intersection request at the prison. They studied the speed limit and feel it should remain at 55 miles per hour.

Chief Mansell stated he liked MoDot’s proposal for the improvements at Viaduct. Mayor Myers agreed and thought the City should think about the round-a-bout again.

ADJOURNMENT

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

The meeting adjourned at 10:00 p.m.



Steve Myers, Mayor

ATTEST:

Kimberly Barzell
City Clerk

