



OCTOBER 1, 2019 \* 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 Myers.

A roll call was taken with the following results:

Present at Roll Call:

Alderman Adams  
 Alderman Rahn  
 Alderman Gass  
 Alderman Johnson  
 Alderman Stotler

A quorum was present.

Also present:

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

**Pledge of Allegiance**

The Pledge of Allegiance was done.

**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.

**Minutes**

A. Regular meeting on September 17, 2019

Motion made by Alderman Johnson, seconded by Alderman Rahn to approve the minutes of the regular Board of Aldermen 10-1-19

meeting on September 17, 2019. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

B. Executive session minutes on September 17, 2019

Motion made by Alderman Adams, seconded by Alderman Gass to approve the minutes of executive session on September 17, 2019. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

**Public Hearing**

a. A Public Hearing for proposed text amendments that pertain to the Zoning District regulations (Chapter 400, Section 220) governing Standards for Buildings on Major Roadways and Downtown.

Mayor Myers opened and read the Public Hearing into the record. Mayor Myers stated this refers to a metal siding product and our ordinance prohibits these. If it comes from an architectural design, it would be approved. An example of this was at McDonalds at the driveway. The ordinance book now prohibits this. The amendment would leave it prohibited unless specified as an architectural design. Attorney Jones stated Planning & Zoning has approved this and added additional language.

There being no further comments the Public Hearing was closed.

**Mayor's Report**

a. Beautification Committee Fall Clean-Up Day

Mayor Myers stated this is Saturday and they are meeting at B & H at 9:00 a.m. The City is providing the bags and vests and will be removing the trash. If you can join them that would be great.

c. Franklin County Honor Flight – Mayor Myers represented the City on Saturday evening, at Lambert Airport there were 26 veterans that returned from Honor Flight. This allows them to take a trip and see the changing of the Guard in Arlington. It was a privilege to be able to meet them.

d. Rodeo – The Rodeo did very well. The gate receipts were \$ 22,600 and sponsorships were \$ 14,600 for a grand total of \$ 37,200. We are still waiting on some expenses to come in. He congratulated the Partnership and thanked Kim and Debbie and the City workers. The rodeo cowboys Lance and Cletus came down early and visited four elementary schools. He is looking forward to next year. The contract renewal is coming soon. Mayor Myers asked about the funds that will show as a profit for the rodeo, in the past it was for the use to improve the rodeo facilities. I hope that it remains there. Alderman Adams felt that nothing should change, Alderman Gass agreed. Alderman Johnson stated to confirm are you trying to split the costs for the facility and half the rodeo. Mayor Myers would like to see the rodeo bigger and better every year. If it does better than we have more money. Alderman Johnson agreed, we have to spend money to make money. Mayor Myers stated there was a tremendous amount of support for the rodeo. Outlaw Rodeo Productions themselves was very pleased, the only concern is for seating. The participants themselves suggested permanent lighting. **Motion made by Alderman Adams, seconded by Alderman Gass to put profits into the rodeo. A voice vote was taken with an affirmative result.**

e. Missouri Municipal League Dinner in Union – Mayor Myers stated the dinner this quarter is in Union, MO and is on Wednesday, October 16<sup>th</sup> at 7:00 p.m. at their City Hall. Let Kim know by October 7<sup>th</sup> if

you can attend.

### **Public Participation**

Larry Stroth, Ameren, 2409 Amarillo Drive, O'Fallon, MO, stated he was the Account Executive for Ameren. They have a program that the City was interested in and that was acquiring a bucket truck. Ameren has assigned one for the use of the City and the School as a partnership. The City will have primary responsibility of the truck. He received a request from both entities about seven years ago. Ameren will provide the training. He thanked the City and the School District for their cooperation. He continued that it is rare to find a community that will work together on this. The truck is located at the headquarters off Dorsett Road. **Motion made by Alderman Adams, seconded by Alderman Gass to accept the bucket truck. A voice vote was taken with an affirmative result.**

Pacific Public Works, Darrell Boyer, 135 Janey Lane, Villa Ridge, MO stated they were here this evening regarding the health insurance. They thought it was unfair that there would be more out of pocket expense to the employees. He asked the Board to consider tabling this and find another proposal.

### **New Bills**

**Bill No. 4074 An Ordinance amending standards for buildings on major Roadways and Downtown. (1<sup>st</sup> reading)**

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4074 by title only for the first reading.

**Bill No. 4075 An Ordinance regulating Beekeeping in the City of Pacific. (1<sup>st</sup> reading)**

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4075 by title only for the first reading.

### **Consideration of Bills Previously Introduced**

**Bill No. 4069 An Ordinance approving a Petition for Voluntary Annexation filed by TriStar Companies regarding certain property contiguous and compact to the City of Pacific, Missouri, generally located at 2130 Old Gray Summit Road annexing said property to the City; authorizing other actions in connection with such annexation, and repealing conflicting ordinances. (2<sup>nd</sup> reading)**

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4069 by title only. Mayor Myers asked for any discussion. Attorney Jones stated that on the dais is an Annexation Agreement that sets the terms and conditions. He suggested amending Section 2 of this Bill so it will read "the Mayor of the City of Pacific and other appropriate city officials are hereby authorized and instructed to execute the annexation agreement attached hereto as exhibit A on behalf of the City and take any and all steps to carry out its purpose". Also, Section 5 be amended to read "this ordinance is in full force and affect from and after the recording of the Subdivision Plat by Franklin County". The Bill is contingent of the subdivision approval plat pending in Franklin County. Discussion followed. Alderman Adams stated there was a meeting with the Developer and Alderman Gass was also there. When we look at Osage Hills there were exceptions because it was a hillside development. I look at this differently also. This is 15 homes, sitting on 3 acre lots with long driveways. Alderman Adams stated this development is not required to have sidewalks. This is a different kind of development, which is the reason for the exceptions. **Motion made by Alderman Gass, seconded by Alderman Adams to approve both sections to be added. A voice vote was taken with an affirmative result. Motion made by Alderman Adams to read the Bill**

as amended by title only. Mayor Myers read Amended Bill No. 4069 by title only. Motion made by Alderman Adams, seconded by Alderman Rahn to approve the Amended Bill No. 4069. A roll call vote was taken with the following results: Ayes: Alderman Adams, Alderman Rahn, Alderman Gass, Alderman Johnson, Alderman Stotler. Nays: None. Whereupon, Mayor Myers declared Amended Bill No. 4069 passed and becomes Ordinance No. 3154.

**Bill No. 4072 An Ordinance amending the violation of peace disturbance in the Code of Ordinances of the City of Pacific, Missouri (2<sup>nd</sup> reading)**

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4072 by title only. Mayor Myers asked for any discussion. Motion made by Alderman Adams, seconded by Alderman Gass to approve Bill No. 4072. A roll call vote was taken with the following results: Ayes: Alderman Adams, Alderman Rahn, Alderman Gass, Alderman Johnson, Alderman Stotler. Nays: None. Whereupon, Mayor Myers declared Bill No. 4072 passed and becomes Ordinance No. 3156.

**Bill No. 4073 An Ordinance amending the prohibition on possession of marijuana in the City of Pacific, Missouri. (2<sup>nd</sup> reading)**

As posted pursuant to the ordinance, Mayor Myers read Bill No. 4073 by title only. Mayor Myers asked for any discussion. Motion made by Alderman Adams, seconded by Alderman Gass to approve Bill No. 4073. A roll call vote was taken with the following results: Ayes: Alderman Rahn, Alderman Gass, Alderman Johnson, Alderman Stotler, Alderman Adams. Nays: None. Whereupon, Mayor Myers declared Bill No. 4073 passed and becomes Ordinance No. 3157.

**NEW BUSINESS**

**Resolution No. 2019-39 A Resolution authorizing the adoption of a Group Health Insurance Plan to be offered to eligible employees of the City of Pacific and authorizing the execution of documents thereto.**

As posted pursuant to the ordinance, Mayor Myers read Resolution No. 2019-39 by title only. Administrator Roth stated he prepared a presentation for the overhead. We have been a part of MIRMA since 2015 and moving toward their healthcare. Matthew Broderson, MIRMA is present this evening. We are a charter member and he is a member of the Healthcare Board. The information has been put out and communicated to the employees. There is a lot of information here. Currently the plan the employees have is not an option. Plan 1 is the closest to the exiting plan with a \$ 0 deductible and \$1,500 maximum. There were nine different plans that were available. Plan 8 is a high deductible plan, and all the costs are paid up front until the deductible is reached. Currently the City pays 100% of the employee costs and 50% of the dependents. Tonight, he is proposing the Base Plan to be Plan 8 with a buyup plan if the employee wants to go to Plan 1. If the employee goes to the buyup plan, then the employee has costs. The total premium for the employee is \$ 815, which is a \$ 45 increase the employee is responsible for. If the employee takes Plan 8, they would have a HSA with approximately \$ 106 going towards the HSA account. If they buyup to Plan 1 there is no HSA. The proposal does not steer employees either way, there is no incentive from one plan to another. Alderman Johnson asked if this could still be bid out, although Attorney Jones has already told her this was not advisable. Administrator Roth stated this was bid out in 2016 thru Cornerstone. United Healthcare gave us a rate then, we did not make it thru underwriting. He did not believe going out on the market is going to benefit us. This is a 16% increase as it is. He continued the City spent \$ 524,000 in our current plan and this proposal brings it to about \$ 580,000, which is a \$ 60,000 increase. At these figures he believes a cost of living increase could be given to the employees at a later date. Alderman Johnson stated the employees are the City's

best asset. We have the best retirement plan and want it to stay that way. Matthew Broderson, MIRMA stated 18 cities joined the pool. There is a 5% increase overall, and 16% for Pacific because of our history. The average increase is 14%-16%. There is a spousal surcharge of \$ 200.00. If the spouse has group health insurance offered thru their employer and they choose ours instead then that is when the surcharge applies.

Robert Lefarth, 7363 Hwy HH, Catawissa, MO asked if we could look into a different plan. Administrator Roth stated we did this 3 years ago, and he don't expect a different result.

Matthew Broderson, MIRMA stated this change would be effective 11-1-19. There is a short window to get things done, underwriting must be done, and insurance cards need to go out.

Darrell Boyer asked if this included dental and vision coverage. Administrator Roth stated they are separate, but the pricing for those has not changed, they are effective 12/1.

Isaac Ousley, 1113 Pinewood, Pacific, MO stated he started in June. He was exited to come here with the great benefits. He makes \$ 15 an hour; with the change of the spousal surcharge this is dis-heartening. There is a lot of good employees here, and this is expensive. He continued he may look for another job.

Matt Mansell, 708 Cypress, Pacific, MO stated he is speaking on behalf of the officers, and they are not in favor of this.

Missy Allen, 414 N. Olive, Pacific, MO stated she thought we could have stayed with out current plan but since we joined MIRMA Health we couldn't. Administrator Roth stated that was correct. She continued she is in the same spot as Isaac and she would need a \$ 3.00 an hour raise to break even. If she don't take the buyout then Plan 8 is \$ 5,600 out of pocket. She thought with the HSA it would only help some of the employees, this seems discriminatory. Administrator Roth stated we could go out on the market again, but it is highly unlikely it will come back better. The group hasn't changed that much. He thought it was unrealistic to expect a better plan. The City could choose to cover the premium differently. Alderman Adams asked if any of the Board members wanted to go back on the market? Mayor Myers asked for a motion to go on the market and shop it. There was no motion. He continued that now we need to be creative and see what we can do. Public Works Commissioner Brueggemann stated he thought the total increase for employees was \$ 37,500. **Motion made by Alderman Adams, seconded by Alderman Johnson for Administrator Roth to go back and come to the next meeting with a recommendation on how to fill the gap and meet them in the middle. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried. Motion made by Alderman Rahn, seconded by Alderman Stotler to table Resolution No. 2019-39. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

**Resolution No. 2019-40 A Resolution authorizing and directing the Mayor to execute a Contract Agreement for construction of a section of Lisa Lane in the City of Pacific, Missouri.**

As posted pursuant to the ordinance, Mayor Myers read Resolution No. 2019-40 by title only. Administrator Roth stated the City's bid form had some errors in it which lead to inconsistencies. He suggested the project be re-bid. Motion made by Alderman Gass, seconded by Alderman Rahn to reject the bids and re-bid the project. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

**Resolution No. 2019-41 A Resolution authorizing and directing the Mayor to execute a Contract Agreement for construction of water main and appurtenances along a section of First**

### **Street and Highway OO in the City of Pacific, Missouri.**

As posted pursuant to the ordinance, Mayor Myers read Resolution No. 2019-41 by title only.

**Motion made by Alderman Adams, seconded by Alderman Gass to approve Resolution No. 2019-41**

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

### **Resolution No. 2019-42 A Resolution to authorize a transfer from the City of Pacific Contingency Fund for purposes of paying certain legal and litigation expenses for the City of Pacific.**

As posted pursuant to the ordinance, Mayor Myers read Resolution No. 2019-42 by title only. Mayor Myers asked for any discussion. Attorney Jones stated he could address any questions in closed session if they liked. **Motion made by Alderman Gass, seconded by Alderman Stotler to approve Resolution No. 2019-42. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

### **Unfinished Business**

- a. Bill No. 4012 An Ordinance amending the zoning regulations with regard to amendments in the City of Pacific, Missouri. (2<sup>nd</sup> reading needed) (10-16-18 sent to Adm. Com after 1<sup>st</sup> reading, tabled 11-6-18)
- b. Bill No. 4013 An Ordinance amending the Subdivision Regulations with regard to amendments in the City of Pacific, Missouri. (1<sup>st</sup> reading needed) (10-16-18 sent to Adm. Com., tabled at 11-6-18)

### **CITY ADMINISTRATOR REPORT**

#### A. Ameren bucket truck donation

Administrator Roth stated he would work on getting the truck. This was discussed earlier in the meeting.

#### B. Bulky Trash pickup

Administrator Roth stated this starts next week.

#### C. Hawthorne Paving

This will also start next week, and the residents will receive door hangers. Some may be out of their driveways for 2-3 hours.

#### D. Candlewick

He thought they would finish up this week.

### **MISCELLANEOUS**

A. Approve Pay Application 1 from Jokerst Paving & Contracting for 2019 asphalt paving project in the amount of \$ 220,823.24.

Motion made by Alderman Adams, seconded by Alderman Gass to approve Pay Application 1 from Board of Aldermen 10-1-19

Jokerst Paving & Contracting for 2019 asphalt paving project in the amount of \$ 220,823.24. A voice vote was taken with an affirmative result.

B. Approve Change Order 1 for Jokerst Paving & Contracting for 2019 asphalt paving project.

Motion made by Alderman Adams, seconded by Alderman Rahn to approve Change Order 1 for Jokerst Paving & Contracting for 2019 asphalt paving project. A voice vote was taken with an affirmative result.

C. Approve Invoice from Gilmore Bell for Pacific Municipal Assistance Corporation for filings in the amount of \$ 20.00.

Motion made by Alderman Gass, seconded by Alderman Stotler to approve the invoice from Gilmore Bell for Pacific Municipal Assistance Corporation for filings in the amount of \$ 20. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

D. Approve Invoice from Gilmore Bell for E. Osage CID in the amount of \$ 2,592.79.

Motion made by Alderman Rahn, seconded by Alderman Adams to approve the invoice from Gilmore Bell for E. Osage CID in the amount of \$ 2,592.79. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

E. Approve Invoice from Gilmore Bell for Osage CID in the amount of \$ 2,592.79.

Motion made by Alderman Rahn, seconded by Alderman Adams to approve the invoice from Gilmore Bell for Osage CID in the amount of \$ 2,592.79. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

F. Approve Invoice from Gilmore Bell for Viaduct CID in the amount of \$ 2,465.29.

Motion made by Alderman Rahn, seconded by Alderman Adams to approve the invoice from Gilmore Bell for Viaduct CID in the amount of \$ 2,465.29. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

G. Approve Temporary Liquor License Permit for St. Bridget of Kildare, Constance Pross, for the Fall Festival.

Motion made by Alderman Rahn, seconded by Alderman Adams to approve the Temporary Liquor License Permit for St. Bridget Kildare, Constance Pross, for the Fall Festival. A voice vote was taken with an affirmative result.

### **REPORTS OF CITY OFFICIALS**

Mayor Myers stated Alderman Nemeth was absent this evening because his wife is sick.

Alderman Rahn – thanked the Partnership for the good job they did with the rodeo.

Alderman Gass – stated the curb and gutter that was dug out on Union St. is full of mud. Also, at

Hawthorne & Sherwood there is an area that has been jack hammered out for months and needs fixed.

Alderman Johnson – commended the City and everyone on the great job on the area down by McDonalds and Union Street. She reminded everyone of the Breakfast at the Eagles on Sunday at 6 a.m. They are also having a ribbon cutting on the new shelter. She also asked about the cost for the new signage at the intersection by McDonalds and if that was bid out. Mayor Myers stated this was approved by Tourism and was not bid out, it was not designed by an engineer, it is paying for material. This project came thru the Board of Aldermen. Attorney Jones stated Section 105.040 Subsection 6 references the procedures. Alderman Adams stated Administrator Roth didn't authorize this. If we remember the policy was changed and bidding is required over \$ 10,000. Amendment: "Sign was approved by Board of Aldermen."

Alderman Stotler – stated he thought the employees needed to start preparing for the healthcare costs.

Chief Mansell – thanked the officers that worked the rodeo. He thought the rodeo was a great community event. He asked that the aldermen look at "no parking" on one side of Birch as it is tight when they park on both sides. He then asked Alderman Johnson if she considered moving the fireworks display to the 4<sup>th</sup> of July. He thought it drew people in. Alderman Johnson stated she received a request to take it to the car show.

#### EXECUTIVE SESSION RSMO 610.021 (1)(3)

Mayor Myers stated Executive Session is on the Agenda for Legal and Personnel.

Motion made by Alderman Adams, seconded by Alderman Gass to go into Executive Session under Legal and Personnel. A roll all vote was taken with the following results: Ayes: Alderman Adams, Alderman Rahn, Alderman Gass, Alderman Johnson, Alderman Stotler. Nays: None.

The Board went into executive session at 9:17 p.m.

The Board reconvened at 9:34 p.m.

A roll call vote was taken with the following results: Alderman Adams, Alderman Rahn, Alderman Gass, Alderman Johnson, Alderman Stotler.

#### ADJOURNMENT

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

The meeting adjourned at 9:34 p.m.

ATTEST:

Kimberly Barzell  
City Clerk



Steve Myers, Mayor