



April 6, 2021 * 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. The meeting was held at City Hall. The Public was able to attend in person and was streamed live on the City of Pacific Facebook page:
<https://www.facebook.com/cityofpacificmunicipalgovernment>.

A roll call was taken with the following results:

Present at Roll Call:

Alderman Nemeth
Alderman Adams
Alderman Rahn
Alderman Frick
Alderman Johnson

Absent: Alderman Stotler

A quorum was present.

Also present: Administrator Roth
Attorney Jones
Collector Kelley
Sergeant Klingler
City Clerk Barfield

Pledge of Allegiance

The Pledge of Allegiance was given.

Prayer

Mayor Myers stated he met with the Ministerial Alliance earlier today and reminded them we Board of Aldermen 4-6-2021

were in person, but there appeared to be no one present. Mayor Myers offered prayer this evening.

Approve Agenda

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

Minutes

A. Regular meeting on March 16, 2021.

Motion made by Alderman Rahn, seconded by Alderman Frick to approve the minutes of the regular meeting on March 16, 2021. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

Public Hearing

A Public Hearing to hear comments on a verified petition for Voluntary Annexation for the following parcel of land located on or about property commonly known as 1851 Brundick Lane, Pacific, Mo, Franklin County Parcel ID # 19-6-14.0-0-000-011.011 (Bruns)

Mayor Myers read the Public Hearing into the record. He stated this is the property owned by Keith Bruns. He opened the Public Hearing for comments. He asked two times for comments from the public or the Board. There being no comments, the Public Hearing was closed.

Public Participation

Dave Christensen, Cochran Engineering – Administrator Roth stated he would like for him to wait until the items come up on the agenda.

Mayor's Report

a. Mayors united against Antisemitism

Mayor Myers stated there is a movement across the nation and the American Jewish Committee and The U.S. Conference of Mayors has called on mayors and municipal leaders in the United States and around the world—and all people of good faith—to join in declaring unequivocally that antisemitism is incompatible with the democratic values that are at the very bedrock of our society. There was information in the packets about this. He continued that he is against any hate crime and has added his name to this Initiative, as it moves towards a climate of mutual understanding.

b. June 26 Fireworks Display appeal

Mayor Myers stated this is an appeal for donations for the fireworks display. A letter will go out soon to the supporters of this in the past, once again asking for their support for the fireworks display. Alderman Johnson has headed this up in the past. If anyone would like to donate please contact our City Clerk, Kim Barfield, at 271-0500 Ext 217. There are already funds from the Tourism Commission for the display in the amount of \$ 12,500.

New Bills

Alderman Adams stated he would sponsor Bill No. 5073.

Alderman Nemeth stated he would sponsor Bill No. 5075.

Alderman Frick stated he would sponsor Bill No. 5074.

a. **Bill No. 5073** An Ordinance approving a petition for Voluntary Annexation filed by Keith Bruns regarding certain property contiguous and compact to the City of Pacific, Missouri (Franklin County Parcel ID 19-6-14.0-0-000-011.000), annexing said property to the City, authorizing other actions in connection with such annexation, and repealing conflicting ordinances. (1st reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 5073 by title only for the first reading.

b. **Bill No. 5074** An Ordinance amending Parking Restriction on Orleans Street. (1st reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 5074 by title only for the first reading.

c. **Bill No. 5075** An Ordinance of the Board of Aldermen of the City of Pacific, Missouri; authorizing the City enter into a Loan Agreement with the Missouri Development Finance Board; and authorizing certain other actions related thereto. (1st reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 5075 by title only for the first reading

Consideration of Bills Previously Introduced

Bill No. 5070 An Ordinance approving a Zoning Change (Map Amendment) from M-1 Light Industrial to M-2 Heavy Industrial for an approximate 2.19-acre tract of land located at the rear of property at 18663 US Highway 66 (2nd reading) Sponsor: Rahn

As posted pursuant to the ordinance, Mayor Myers read Bill No. 5070 by title only for the second reading. **Motion made by Alderman Adams, seconded by Alderman Rahn to approve Bill No. 5070.** Mayor Myers asked for any discussion. A roll call vote was taken with the following results: **Ayes: Alderman Nemeth, Alderman Adams, Alderman Rahn, Alderman Frick, Alderman Johnson. Nays: none. Whereupon, Mayor Myers declared Bill No. 5070 passed 5-0 and becomes Ordinance No. 3254.**

Bill No. 5071 An Ordinance allowing certain projections into the required rear yard setbacks. (2nd reading) Sponsor: Stotler

As posted pursuant to the ordinance, Mayor Myers read Bill No. 5071 by title only for the second reading. **Motion made by Alderman Nemeth, seconded by Alderman Rahn to approve Bill No. 5071.** Mayor Myers asked for any discussion. A roll call vote was taken with the following results: **Ayes: Alderman Adams, Alderman Rahn, Alderman Frick, Alderman Johnson, Alderman Nemeth. Nays: none. Whereupon, Mayor Myers declared Bill No. 5071 passed 5-0 and becomes Ordinance No. 3255.**

Bill No. 5072 An Ordinance providing for the approval of a Final Plan for Mackie Subdivision Plat 5, Pacific Partners 1340 LLC. (2nd reading) Sponsor: Frick

As posted pursuant to the ordinance, Mayor Myers read Bill No. 5072 by title only for the second reading. Attorney Jones stated Administrator Roth's report speaks of Section 1 and the provision being amended to only the "front" of the property. Administrator Roth stated Planning & Zoning recommended "cross access easements along front and rear of property". After further discussion with the owner and engineer they objected to the rear easements. Upon consideration of this, he agreed the "rear" access could be taken out. Tonight, he would recommend that the Bill be amended to read "front of property" in Section 1 Item A.

Motion made by Alderman Frick, seconded by Alderman Nemeth to approve the amendment and strike out "rear" of property in Section 1. A voice vote was taken with an affirmative result.

Attorney Jones stated this becomes Amended Bill No. 5072. Mayor Myers read Amended Bill No. 5072 by title only for the second reading. **Motion made by Alderman Adams, seconded by Alderman Nemeth to approve Amended Bill No. 5072. A roll call vote was taken with the following results: Ayes: Alderman Rahn, Alderman Frick, Alderman Johnson, Alderman Nemeth, Alderman Adams. Nays: none. Whereupon, Mayor Myers declared Amended Bill No. 5072 passed 5-0 and becomes Ordinance No. 3256.**

New Business

- a. Resolution No. 2021-21 A Resolution authorizing and directing the Mayor to execute an Agreement with SC Engineering dba Cochran for Professional Service relating to

Engineering Design and Construction Inspection of the City's Preventive Pavement Maintenance Program (PPMP) 2021, Cedars Subdivision Group Improvements.

Mayor Myers read Resolution No. 2021-21 into the record. Administrator Roth stated the resolution authorizes Cochran for the design and construction administration. The total cost is \$ 49,033 for Design and Bidding Phase services and \$ 41,678 for construction phase services. The preliminary cost estimate for the improvements is \$ 791,175 which includes engineering and a 15 percent construction contingency. This is a very ambitious project. He did not have an exact budget plan at this point of how this would be funded. The Cedar's is top priority and we knew it would be expensive. Dave Christensen, Cochran Engineering, is here to answer any questions. Dave stated that Cedar Drive will be done, but we will not do the sidewalks at this time. We will mill the asphalt, fix the joints, and have new curbing. The plan would be to open bids in June and get it done this summer. Currently there are no curbs, so drainage is an issue. This is a 3-4-month project, and we want to be done paving by October. The rest of the subdivision will be overlaid. Alderman Adams stated this is a needed project and he had confidence in Administrator Roth to figure out the funding. **Motion made by Alderman Adams, seconded by Alderman Nemeth to approve Resolution No. 2021-21 A voice vote was taken with an affirmative result, and Mayor Myers declared the resolution passed.**

- b. Resolution No. 2021-22 A Resolution to authorize an Application for funding through the Missouri Department of Transportation (MoDot) Cost-Share Program for the 1st and Osage Street (Route F/Business Loop 44) Intersection Improvement Project.

Mayor Myers read Resolution No. 2021-22 into the record. Mayor Myers asked for any discussion. Administrator Roth stated this approves an application with MoDot cost-share funding to assist with the 1st and Osage intersection project. The total City commitment is \$ 223,043 which remains the same as in the earlier East-West Gateway CMAQ application. This application has been suggested by East-West Gateway staff, and would require a letter of support from MoDot. The proposal came to us the week of March 29, we would need Board authority if we move forward. Since then, himself and Dave Christensen looked at this and Dave suggests we do not pursue this at this time. Dave Christensen, Cochran Engineering, stated SEMAC is a good deal but MoDot wants the intersection improved, if we look at how the funds are split out, he feels like it would be best to wait at this time. This will open up again in July and we may decide then to move forward. He suggested we let SEMAC run its course. He suggested waiting for July to decide on the cost share application. **Motion made by Alderman Adams, seconded by Alderman Nemeth to approve Resolution No. 2021-22. Discussion followed. Alderman Adams withdrew his motion, Alderman Nemeth withdrew his second.** There was no action taken on Resolution No. 2021-22.

City Administrator Report

- a. Budget report

Administrator Roth stated there was not much new information at this time. The budget continues to look strong for the near future. We don't have any March 31st numbers yet, but hope to by the next meeting. He is in the process of working on the 2022 budget. He would like to have a working draft to them at the next meeting or by May 4th, then a final draft by 5/18 with the public hearing and first reading on June 1st and 2nd reading on June 15th.

Alderman Adams asked if he thought Phelan Street and W. St. Louis St. was in the new budget. Administrator Roth thought that would be the new budget with a Nova Chip solution. Alderman Nemeth asked about Summit Park Drive, as he is receiving complaints about the hump in the middle and the street lights on Thornton to Eagles View. Administrator Roth stated Summit Park Drive is not in the program now. If new money becomes available, we could do it.

b. City Hall /Red Cedar Inn debt issue

Administrator Roth stated this is to seek Board approval to seek bids from local banks on the City Hall and Red Cedar Inn project financing. The existing City Hall bond issue is up for re-financing this year at about \$ 3.02 million and the Red Cedar project will need financing at \$ 1.7 to \$ 1.9M. Upon speaking to various entities, he would propose the debt issues be combined into one Lease-Purchase finance package, with Gilmore-Bell serving as bond council. The City then would solicit finance proposals directly from the three local banks. These would be sealed proposals, and the Board would select the proposal deemed best for the City. There are other options: engage a financial advisor to package this and shop the market. We could also bypass the process and do a direct placement with a bank of our choosing. Discussion followed.

Alderman Nemeth asked if the \$ 1.9M was still a good number for the Red Cedar.

Administrator Roth stated Bryan is lead on this and he was not positive. Alderman Adams asked when they approve the bid what form will it be in. Administrator Roth stated it would be in Resolution form. Administrator Roth stated he thought that obtaining a bid of \$ 5M (not to exceed) would cover everything. Alderman Nemeth stated he did not want to wait for Red Cedar, as we are at a critical stage. The intent originally was to have financing in May and shovel ready in June. He thought if Administrator Roth needed to increase the dollar figure that he should do whatever he was comfortable with. There was further discussion regarding a line of credit verses a lease purchase and he reminded the Board that City Hall was a bond issue. He continued that currently it will be a Request for Proposals and thought \$ 5.5M was a good fair number. There was further discussion regarding the cost of building materials. Administrator Roth stated he would put this in bid form tomorrow. He continued that he did not have the final project manual yet but should have it in the morning. Administrator Roth stated he would use the Request for Proposals to solicit terms and rates from the three local banks. **Motion made by Alderman Adams, seconded by Alderman Nemeth for the Board to accept the Administrators recommendation and when the bid is awarded the contractor comes back to us. Alderman Nemeth asked that he amend his motion to add a not to exceed amount of \$ 5.5M. Alderman Adams amended his motion to add a not to exceed of \$ 5.5M, seconded by Alderman Nemeth. A voice vote was taken with an affirmative result, and Mayor Myers**

declared the motion carried.

c. Water project reports

Administrator Roth stated that Public Works Commissioner Brueggemann has recommended three top projects:

- The first one is the altitude valve on the water tank on Old Gray Summit Road be replaced. This will help utilize the flow from well # 3 to the rest of the town.
- The second is replacing the two old tanks at Blackburn Reservoir. These storage tanks hold about 80,000 gallons of water. Cochran Engineering did a study about ten years ago and recommending replacing these.
- Third is to replace the water softening systems at well one and two.
- He would agree with these but would also like to recommend that we upgrade all the City water meters to full radio-read capability. He feels like this is overdue and would increase efficiencies in the meter reading and billing

He continued that if the Federal funds come through, we could do some of this. Tonight, he was not looking for any action from the Board.

City Attorney Report

Attorney Jones stated The Board authorized a lawsuit against Brush Creek Sewer District regarding their unpaid bill. In the packet was a letter the City received from County Commissioner Brinker; the county commissioners also make up the Brush Creek Board. The letter from them in his opinion avoids them renewing the contract with the City, which had another two years on it. Under the Clean Water Act the City may have some veto power. Tonight, he is recommending no action be taken and wait until a further response.

Acting Police Chief Report

Ammunition Purchase: Sergeant Klingler stated there is a 10-month backorder on ammunition. They were able to order enough ammunition to qualify the officers currently, but had to order from an outside vendor. The price of ammunition keeps going up. They need to order now to be sure they have enough for fall qualifications. Administrator Roth stated there is Purchase Order in the Board Packet for \$ 6,600, which needed authorization this evening. Sergeant Klingler stated they spent \$ 475 just to get qualified this round. **Motion made by Alderman Nemeth, seconded by Alderman Rahn to approve the purchase order in the amount of \$ 6,600.00. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

15 Minute Parking by Straatmann Printing – Sergeant Klingler stated they have performed a traffic study and recommend a spot for 15-minute parking.

Statistics – In the past month they have had an outbreak of COVID so they reserved their traffic

stops. They still conducted 155 stops, 351 calls and 49 arrests.

Miscellaneous

- a. Approve the Land & Lot Delinquent list and the Personal Delinquent list as per Statute 94.320.

Motion made by Alderman Nemeth, seconded by Alderman Rahn to approve the Land & Lot Delinquent list and the Personal Delinquent list as per Statute 94.320. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

- b. Approve Special Event permit, American Legion Post 320-100th anniversary celebration, May 15, 2021.

Motion made by Alderman Frick, seconded by Alderman Johnson to approve the Special Event Permit for American Legion on May 15, 2021. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

- c. Approve payment, Patterhn-Ives, Red Cedar Inn project, \$ 31,900.

Motion made by Alderman Adams, seconded by Alderman Nemeth to approve the payment to Patterhn-Ives, Red Cedar Inn project, in the amount of \$ 31,900. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

- d. Approve payment, Lift Station 5 project, Kelpo Contracting, \$ 176,634.

Motion made by Alderman Adams, seconded by Alderman Frick to approve the payment for Lift Station 5 project to Kelpo Contracting in the amount of \$ 176,634. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

Reports of City officials

Alderman Nemeth – Stated he was very excited about being back in the Chambers, even though we are a little rusty in some areas. It was good to have the video working and thought it was a good meeting.

Alderman Adams – No report.

Alderman Rahn – Agreed with Alderman Nemeth. He also asked for an update on the metal detectors. Administrator Roth will follow up on this. He also stated the Gazebo is in and they will start on it Monday.

Alderman Frick – Stated bids were received for work at the Liberty Field pasture. KJ Unnerstall was \$ 24,300, Klekamp Excavation for \$ 16,500 and Rich Gullet & Sons for \$ 19,123. The Park Board has reviewed these and recommend Rich Gullet & Sons. They recommend this company because they know he has the right equipment and is local. Administrator Roth stated these quotes came directly from contractors, but we are unsure if they all have the equipment needed. There are exclusions and alternates, which the City would do that work. There was discussion about getting rid of the old soccer goals as they appear to be junk. Alderman Frick will contact the Pacific Soccer Association and see if they need to be removed. Administrator Roth stated this would be paid out of the Park Fund. Alderman Adams suggested overlaying on Congress in front of the park also.

Alderman Johnson – Stated that tomorrow night is the first meeting of the Meramec Valley Historical Museum & Genealogy Committee at City Hall. This is a Board of Directors meeting and is open to the public.

Collector Kelley – Stated if there were any questions regarding the Delinquent list to please call her.

Administrator Roth stated that Alderman Stotler asked him to report on a few items. April 24th is Clean Up Day and the Beautification Committee is meeting at the City Park at 9 am. He also asked that the City consider a fencing enclosure around the port-a-potties at Adams Garden and Jensen' Point. Administrator Roth stated he has spoken with the Parks Director about this and feel the City can do this work.

Adjournment

There being no further business, motion by Alderman Nemeth, seconded by Alderman Adams to adjourn. A voice vote was taken with an affirmative result. The meeting adjourned at 8:35 p.m.

ATTEST:

City Clerk







Steve Myers, Mayor

