



SEPTEMBER 4, 2018 * 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 Adams
Alderman Rahn
Alderman Gass
Alderman Johnson
Alderman Stotler

A quorum was present.

Also present:

Administrator Roth
Attorney Jones
Chief Mansell
Collector Kelley
Public Works Commissioner Brueggemann
Building Commissioner Seymour
City Engineer Rahn
City Clerk Barfield

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was given.

PRAYER

There was no representative from the Ministerial Alliance present. Mayor Myers offered prayer this evening.

APPROVE AGENDA

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

APPROVAL OF MINUTES

A. Regular meeting on August 21, 2018

Motion made by Alderman Rahn, seconded by Alderman Stotler to approve the minutes of the regular meeting on August 21, 2018. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

PUBLIC PARTICIPATION

Josh Sachs, Bank Star, 1999 W. Osage, Pacific, MO stated he was the Vice-President of Bank Star which provides the City's banking services. Tim Baker, Chairman of the Board of Executives was also present. They are the only local bank chartered with a Board of Directors. He was present this evening to answer any questions. They understand it has come down to the interest rate. He hoped the City would look at all their services and continue working with Bank Star.

MAYOR'S REPORT

a. Paddle Your Parks

Mayor Myers stated he was asked if we would partner with the Army Corps. Of Engineers with a program. Tracy Hegg, Department of Natural Resources has asked for a City on the Meramec that could organize 200 fourth grade students to teach kids about water quality, being a good steward of the river, boating safety and give them an opportunity with supervision, to learn how to float. They have met with Katina Armstrong, Zitzman Principal and they are excited. All of the fourth grades, which is 250, get to attend this 2-day event on September 20 & 21st. They will be splitting into two groups at George Winter State Park. He has volunteered to be there both days as a helper. Their staff does the teaching and there is no cost to the school or the City. They are asking the City to help and support this event. The School District hopes to make this a recurring event. They would like to send flyers to the parents and put the City's logo on the flyer, showing that we endorse this program. **Motion made by Alderman Gass, seconded by Alderman Adams, to allow the logo to be used on literature in support of this program. A voice vote was taken with an affirmative result. Mayor Myers declared the motion carried.** Discussion followed. There was discussion about providing bottles of water for the kids. Alderman Adams asked Attorney Jones if there was anything prohibiting us from supporting this. Attorney Jones stated there was not. **Motion made by Alderman Adams, seconded by Alderman Johnson to provide water to the kids for this event. A voice vote was taken with an affirmative result. Mayor Myers declared the motion carried.**

b. Meramec Valley R-3 banner partnership

The Superintendent of Schools has reached out for our cooperation. They are producing and designing a banner and they would like the City to put them up. There are twelve locations, and they would put the City's logo on the banner. **Motion made by Alderman Johnson, seconded by Alderman Rahn to provide the labor installing the banners and using the City's logo. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

c. Banking Services selection

Administrator Roth stated in the packet there was a memo regarding the City's banking services. The Request for Proposals was put out in July. They were hand-delivered to each of the three banks. Missouri statute provides that a depository be selected at the first regular meeting of January, April, July, and October. Staff recommends the Board select a bank tonight or at the next meeting for a contract to be negotiated and approved at the October 2, 2018 meeting. Each bank met the minimum qualifications, with the exception that the bank be federally chartered. None of our local three banks are federally

chartered and Attorney Jones has advised that this requirement can be waived. There is a table in the memo showing the services offered. After reviewing everything it seems that First State Community Bank would be the most advantageous to the City. There was further discussion in regards to the interest rate and other services. He continued that the City has about \$ 7 million dollars. In using First State this is about \$ 112,000 return to the City and using Bank Star it is about a \$ 70,000 return to the City. **Motion made by Alderman Adams, seconded by Alderman Johnson to accept the recommendation from Staff and approve staff to negotiate terms with First State Community Bank and bring back at the October 2, 2018 meeting. Alderman Adams recommended a roll call vote. A roll call vote was taken with the following results: Ayes: Alderman Adams, Alderman Rahn, Alderman Gass, Alderman Johnson, Abstain: Alderman Stotler. Nays: None. Whereupon, Mayor Myers declared the motion carried 4-0 with 1 abstention. Alderman Stotler stated Investment Services is his business, although he don't benefit from this. Attorney Jones stated that it requires a majority of the quorum so it still passes.**

Mayor Myers stated a representative from all three banks was present this evening. He continued that the City appreciates the relationship we have had with Bank Star. We don't take this lightly. He would hope that the City would look at the banking needs of the City every 3 or 4 years. There will be other opportunities in the future.

NEW BILLS

Bill No. 4004 An Ordinance authorizing the City of Pacific to accept a deed from Osage Estates 2011 for certain property adjacent to Lisa Lane. (1st reading)

Mayor Myers directed City Clerk Barfield to read Bill No. 4004 for the first reading. As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 4004 by title only for the first reading. Mayor Myers asked for any discussion.

Bill No. 4005 An Ordinance providing for the approval of a Final Plat and Performance Surety for the Riverbend Heights Subdivision Plats 1 and 2, a 22 acre tract of land zoned "R1-B" Single-family district located on the east side of West Congress St. south of its intersection with Old Gray Summit Road (19-6-14.0-0-099-034.000) (1st reading)

Mayor Myers directed City Clerk Barfield to read Bill No. 4005 for the first reading. As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 4005 by title only for the first reading. Mayor Myers asked for any discussion. Alderman Gass asked who went over the estimates. Administrator Roth stated that Building Commissioner Seymour handled this along with City Engineer Dan Rahn. Administrator Roth stated we have not been presented with a performance guarantee, and he believes it will be a Letter of Credit.

Bill No. 4006 An Ordinance authorizing the City of Pacific to execute a Road Relinquishment Agreement with MHTC and to accept a deed from MHTC for a section of Thornton Street Road for Orr St. to Westmore Place. (1st reading)

Mayor Myers directed City Clerk Barfield to read Bill No. 4006 for the first reading. As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 4006 by title only for the first reading. Mayor Myers asked for any discussion.

CONSIDERATION OF BILLS PREVIOUSLY INTRODUCED

Amended Bill No. 4002 An Ordinance adopting the model floodplain management ordinance containing the minimum federal requirements set forth in 44 C.F.R. SS60.3(d) (2nd reading)

Mayor Myers directed City Clerk Barfield to read Amended Bill No. 4002 for the second reading. As posted pursuant to the ordinance, City Clerk Barfield read Amended Bill No. 4002 by title only for the second reading. Mayor Myers asked for any discussion. Alderman Adams asked Attorney Jones if there were any other conflicts. Attorney Jones stated there were no other conflicts. This ordinance did have to be changed in seven different locations to “city engineer”. **Motion made by Alderman Adams, seconded by Alderman Gass to approve Amended Bill No. 4002. A roll call vote was taken with the following results: Ayes: Alderman Adams, Alderman Gass, Alderman Johnson, Alderman Stotler. Abstain: Alderman Rahn. Nays: none. Whereupon, Mayor Myers declared the motion carried 5-0 with 1 abstention and Amended Bill No. 4002 becomes Ordinance No. 3089.**

NEW BUSINESS

Resolution No. 2018-36 A Resolution of the City of Pacific, Missouri, adopting a Voluntary Flood Buyout Program Policy and identifying a project manager.

City Clerk Barfield read Resolution No. 2018-36 by title only. Alderman Johnson stated in the Bill just passed we made changes referencing the city engineer. In this resolution it makes Administrator Roth the project manager. She wanted to make sure Engineer Rahn was informed and involved with this. He is recognized throughout the State of MO. In the past we have had learning curves with this. Engineer Rahn agreed with the Resolution and stated this is part of the checks and balances. Administrator Roth stated he will work with Dan. He manages the process and Dan does the legwork. Dan conducts the meetings with the property owners and negotiates the process. Everything we do has to be approved by SEMA, and this requires a lot of attention. Alderman Johnson stated if there is a meeting with the residents, she would like the Board to be kept in the loop. Administrator Roth stated he did not envision that type of meeting. The next step is for this resolution go be included with a packet of information that goes to each owner asking them to contact us directly to meet. Engineer Rahn agreed a group meeting was not necessary at this point. The process begins with the procurement process and bid appraisal with title work at the same time. One appraisal is required. Alderman Johnson stated some have asked for two appraisals. Engineer Rahn stated there is one appraisal for all properties and the value determined. If the property owner wants an independent appraisal they can get one, and then SEMA and FEMA have the final decision. Administrator Roth stated that information will be in the packet. Alderman Johnson asked for a copy of what will be in the packet. Administrator Roth stated it will be a letter and a Statement of Voluntary Buyout. He will send the entire Board a copy of the package. Alderman Gass asked if 1423 S. First was going to have to sub-divide. Administrator Roth stated he most likely will have to. **Motion made by Alderman Gass, seconded by Alderman Rahn to approve Resolution No. 2018-36. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

Resolution No. 2018-37 A Resolution amending the City of Pacific Fiscal year 2019 budget to provide for the purchase of Public Works vehicles.

City Clerk Barfield read Resolution No. 2018-37 by title only. Administrator Roth stated initially he intended to finance these. This is for three vehicles that will arrive soon and three after the first of the year. The budget is in a position to pay cash for this and not compromise funds. The purchase is split within three departments. Administrator Roth stated three of the vehicles are 3500 Rams, three are 2500

Rams. Alderman Adams asked if the money was coming from Contingency Fund. Administrator Roth stated it was not. **Motion made by Alderman Gass, seconded by Alderman Adams to approve Resolution No. 2018-37. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

CITY ADMINISTRATOR REPORT

a. FY 2018 Budget recap

Administrator Roth stated the City Clerk closed the books on the year ending June 30th. The general picture looks good and the funds are holding steady. The Contingency Fund is down \$ 40,000 compared to last year, but that is because we purchased Red Cedar. General Fund is better than what we thought we would end with. The sewer fund transferred out of to the water fund. The sewer is in good shape, but the water is still struggling. Tax receipts are up and look steady. Building Department revenue is increasing. The Police Department was under budget last year, even with the work in the communications area and raising pay. We still struggle with finding funds for street and park improvements.

CITY ATTORNEY REPORT

No report.

MISCELLANEOUS

a. Approve payment for K-9 vehicle.

Motion made by Alderman Adams, seconded by Alderman Johnson to approve payment for a K-9 vehicle in the amount of \$ 18,950. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

b. Accept resignations; Dawn Bennett and Paige Clark, Communication Dispatchers; Steve Zapolski, Police Reserve Officer.

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

c. Approve hiring, Police Communications Dispatch employee

Chief Mansell stated this is Mary Pigg. She is one college credit away from her college degree, she is young and lives at home. She was one of our first explorers. He felt like she would be a great asset to the community.

Alderman Adams asked why this had to be approved by the Board. Chief Mansell stated he had the same question about the resignations. Attorney Jones stated the Personnel Manual reads that the Administrator is the Personnel Officer, but termination is reserved to the Board. Administrator Roth stated the Personnel Manual says all hires are subject to Board approval. Alderman Adams stated that needed to be cleaned up sooner rather than later. This has come up before just since April. City Clerk Barfield stated this could be done with a Resolution. **Motion made by Alderman Adams, seconded by Alderman Johnson to amend the Personnel Manual for this section at the next meeting. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

d. Approve appointment, Police Reserve officer

Chief Mansell stated this replaces Officer Zaploski. **Motion made by Alderman Adams, seconded by Alderman Johnson to approve the appointment the appointment of a Police Reserve Officer. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

- e. Approve Special Event Permit Application, Food Truck event, Kaleidoscope Consignment, September 18, 2018.

Alderman Johnson asked if they were using local businesses also. Mayor Myers stated the City was not doing this. Alderman Johnson asked if the non-for-profits were being asked and encouraged people to use them. Mayor Myers stated he thought the locals were being contacted. Alderman Johnson stated the permit does not have the time on it. Administrator Roth stated he believed it was from 4:00 p.m. to 8:00 p.m. She asked that the time be included on future applications. **Motion made by Alderman Adams, seconded by Alderman Johnson to approve the Special Event Permit for Kaleidoscope Consignment. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

- f. Approve temporary permit-intoxicating liquor for sale by the drink to Andy Grimm, Point Labaddie Brewing, for Pacific Music Festival 2018 held at Liberty Field.

Motion made by Alderman Gass, seconded by Alderman Rahn to approve the temporary permit-intoxicating liquor for sale by the drink to Andy Grimm, Point Labaddie, Brewing, for Pacific Music Festival 2018 held at Liberty Field. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

- g. Approve \$ 3,000 for petty cash for the 2018 Iron Horse Rodeo.

Alderman Johnson asked Collector Kelley if she was working the gate. Collector Kelley stated per the contract the Partnership will take care of it. Administrator Roth stated the Partnership is responsible for the deposit to the City. Collector Kelley stated this changed last year. **Motion made by Alderman Gass, seconded by Alderman Rahn to approve \$ 3,000 for petty cash for the 2018 Iron Horse Rodeo. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

- h. Approve petty cash for the Collector's office.

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

- i. Accept resignation of Larry Stephens from the IDA Board.

Motion made by Alderman Adams, seconded by Alderman Johnson to approve the resignation of Larry Stephens from the IDA Board. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

- j. Approve Pacific Eagle's, Jerry Eversmeyer, 707 W. Congress for a temporary permit-intoxicating liquor for sale at Liberty Field for the Iron Horse Rodeo on September 28th and 29th, 2018.

Motion made by Alderman Adams, seconded by Alderman Gass to approve Pacific Eagle's, Jerry Eversmeyer, 707 W. Congress for a temporary permit-intoxicating liquor for sale at the Liberty Field for

the Iron Horse Rodeo on September 28th and 29th, 2018. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

- k. Approve Pacific Eagles, Jerry Eversmeyer, 707 W. Congress for a temporary permit-intoxicating liquor for sale at 707 W. Congress for the BBQ Event/Bike Show on September 30th, 2018.

Motion made by Alderman Adams, seconded by Alderman Stotler to approve Pacific Eagles, Jerry Eversmeyer, 707 W Congress for a temporary permit-intoxicating liquor for sale at the BBQ Event/Bike Show on September 30, 2018 A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

- l. Approve Andre's Banquets & Catering, 4490 Forder Grove, St. Louis for a temporary permit-intoxicating liquor for sale, and caters permit at the Opera House on September 15, 2018 for a wedding.

Motion made by Alderman Rahn, seconded by Alderman Johnson to approve Andre's Banquets & Catering, 4490 Forder Grove, St. Louis, MO for a temporary permit-intoxicating liquor for sale, and caters permit at the Opera House on September 15, 2018 for a wedding. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

- m. Approve Brown Jerry's Blues, Brews & BBQ 147 W. St. Louis St. for a temporary permit-intoxicating liquor for sale by the drink for the Music Festival at Liberty Field on September 22, 2018.

Motion made by Alderman Adams, seconded by Alderman Stotler to approve Brown Jerry's Blues, Brews & BBQ at 147 W. St. Louis St. for a temporary permit-intoxicating liquor for sale by the drink for the Music Festival at Liberty Field on September 22, 2018. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.

REPORTS OF CITY OFFICIALS

Alderman Nemeth – Mayor Myers stated he was absent due to business.

Alderman Adams – No report.

Alderman Rahn – No report.

Alderman Gass – No report.

Alderman Johnson – asked for an update on the website and on-line bill pay. Mayor Myers stated there was a staff meeting today. One of the topics was do we or do we not launch the website. Every bug is not worked out and we are trying to catch everything. The goal is to present it at the first meeting in October and then launch. The on-line bill pay will take a little longer.

Alderman Stotler – No report.

Chief Mansell – stated he wanted to be sure the Police Department had their own page.

CVS – Chief Mansell stated he has been approached by CVS about initiating a day to make flu shots available to City employees. Administrator Roth stated he would have to see if the insurance will pay for this. Motion made by Alderman Adams to look into this and if the insurance won't pay he asked

Attorney Jones if the City could pay? Attorney Jones stated the City could pay for it. Alderman Adams asked that this be determined by the next meeting and we can vote on that night. Alderman Johnson stated she would support this.

Chief Mansell – stated the weeds and trees near the off and on ramps for the City and near the Welcome Signs looks terrible. He asked if the Bowling Alley property was in violation. MoDot painted our strips down 66 in the rain and didn't fix it. Mayor Myer stated he spoke with MoDot about the strips, and they apologized and said it would wear off. Chief Mansell continued that he goes to other towns, and their on and off ramps are well maintained. Administrator Roth stated the on and off ramp area are usually maintained by some kind of agreement, and not necessarily MoDot. Chief thought that we needed to make these areas more pleasing as we exit. Mayor Myers stated that behind the scenes Building Commissioner Seymour and Code Enforcement Officer Watson were working on things. It was just a slow process. Wallis Oil has also told him they have development planned for next year. He continued that the CID Boards will be meeting soon to discuss projects in their area.

Chief Mansell asked for permission for him and his officer to leave before executive session, as there was an issue. Mayor Myers excused them.

Collector Kelley – stated she received a check this evening from the Pacific Youth Association in the amount of \$ 20,000.00 for the concession stand.

Collector Kelley – asked if Alderman Adams had any questions about the packet that was delivered. Alderman Adams stated he may have some by the next meeting.

EXECUTIVE SESSION

Mayor Myers stated he would like to go into executive session under RSMO 610.021 (3).

Motion made by Alderman Adams, seconded by Alderman Gass to go into executive session under RSMO. 610.021 (3). 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 the motion carried 5-0.

The Board went into executive session at 8:27 p.m.

The Board reconvened at 8:55 p.m.

Mayor Myers called the meeting back to order. Present at roll call: Mayor Myers, Alderman Adams, Alderman Rahn, Alderman Gass, Alderman Johnson, Alderman Stotler.

ADJOURNMENT

Motion made by Alderman Adams, 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 9:00 p.m.

Steve Myers, Mayor

ATTEST:

City Clerk