

FEBRUARY 7, 2023 * 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 Filley. The meeting was held at City Hall. The Public was able to attend in person and was streamed live on the City of Pacific You-Tube channel.

A roll call was taken with the following results:

Present at Roll Call: Alderman Pigg
Alderman Cleeve by zoom
Alderman Presley
Alderman Eversmeyer
Alderman Lesh Absent: Alderman Gendron

Also present: Administrator Roth
Attorney Jones
Chief Melies
Collector Kelley
Community Development Director Myers
Public Works Commissioner Brueggemann
City Clerk Barfield

Pledge of Allegiance

The Pledge of Allegiance was done.

Prayer

Pastor Andrew McCausland offered prayer this evening.

Approve Agenda

Mayor Filley asked for a motion to amend the agenda to remove Bill No. 5188 as it is no longer needed. **Motion made by Alderman Lesh, seconded by Alderman Eversmeyer to amend the agenda.** Mayor Filley asked for any discussion. A voice vote was taken with an affirmative result. Nays: none. Abstain: none. **Mayor Filley declared the motion carried.**

Approval of Minutes

A. Regular meeting on January 17, 2023

Motion made by Alderman Presley seconded by Alderman Pigg to approve the minutes of the regular meeting on January 17, 2023. Mayor Filley asked for any discussion. A voice vote was taken with an affirmative result. Nays: none. Abstain: none. **Mayor Filley declared motion carried.**

Public Hearing

- a. PZ2023-01 Text Amendment, Chapter 400, Recreational Marijuana uses. The City of Pacific is seeking a text amendment to Chapter 400 to establish provisions for Marijuana facility uses in C and M zoning districts.

Mayor Filley read the Public Hearing into the record. She asked for any comments on this Public Hearing. There were no comments.

- b. PZ2023-02: Text Amendment, Chapter 400, Sections 400.120, and 400.130. The City of Pacific is seeking a text amendment to Chapter 400, Sections 400.120 and 400.130 to establish Restaurants, Massage Therapy Establishments, and Tattoo Establishments as permitted uses in C zoning districts.

Mayor Filley read the Public Hearing into the record. She asked for any comments on this Public Hearing. There were no comments. Mayor Filley closed the Public Hearings.

Public Participation

Mayor Filley stated there was one speaker card.

Cynthia McIntosh-Hamby, 1970 Hwy N, Pacific, MO stated she has concerns with Highway N Phase 4 Improvement. She seems to keep getting mixed messages. She moved here about 4 years ago and has the huge drainage area that goes through her yard, and she owns the other side of it. She was told it was improvements for beauty, but was told there was a sidewalk and bike path and would need a little from my yard. Then she understands there is no sidewalk and it's not a bike path and that they were widening the road which brings traffic closer to her house. She doesn't know how that is an improvement. She understands from her neighbors that nobody wants this. Also, what they are offering is not acceptable. She has spoken with an engineer, who is doing Lamar, and did the subdivision behind her and he does not understand either. She has videos of floods in her yard and now it is eroding, which is feet away from the corner of her house. Administrator Roth stated the Hwy N Phase 4 road improvement project was from Candlewick Lane east to Westlake Village Drive. We are widening to 32' if he recalls correctly. There is no sidewalk on the south side of the road, there are storm water improvements. We have acquired 6 of the 7 easements, and have 1 to get. Once we acquire easements we can move forward with bidding and into construction. This is a basic overview. He has met with Mrs.

Hamby and there is another meeting next Monday with the engineer to review the drainage situation, and the project plans. Mrs. Hamby is confused about the sidewalk and bike path. She has had her mail box wiped out, and a truck stuck in her easement. The water coming in has trash in it, she has to dig it out. She will not settle for \$ 700, and hopes this will be settled on Monday.

New Bills

Mayor Filley asked for a sponsor for Bill No. 5180. Alderman Eversmeyer stated he would sponsor the Bill.

- a. Bill No. 5180 An Ordinance adopting an Emergency Operations Plan for the City of Pacific. (1st reading)**

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5180 for the first reading by title only.

Mayor Filley asked for a sponsor for Bill No. 5181. Alderman Pigg stated she would sponsor the Bill.

- b. Bill No. 5181 An Ordinance repealing Title II: Chapter 245 of the Code of Ordinances of the City of Pacific, and replacing it with a new chapter, thereby establishing a revised and updated Emergency Code for the City of Pacific. (1st reading)**

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5181 for the first reading by title only.

Mayor Filley asked for a sponsor for Bill No. 5182. Alderman Presley stated he would sponsor the Bill.

- c. Bill No. 5182 An Ordinance establishing the position of Emergency Management Director and providing for the qualifications and duties thereof. (1st reading)**

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5182 for the first reading by title only. Alderman Lesh stated there was a typo under qualifications: "name of degree" seems to be missing. Alderman Cleeve stated it was the second line in line two. Attorney Jones stated he thought it was supposed to say "a degree" but will clarify.

Mayor Filley asked for a sponsor for Bill No. 5183. Alderman Eversmeyer stated he would sponsor the Bill.

- d. Bill No. 5183 An Ordinance amending certain provisions of Title IV: Lane use, Chapter 400; Zoning Code, to allow for Recreational Marijuana related uses within the City of Pacific, Missouri. (1st reading)**

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5183 for the first reading by title only.

Mayor Filley asked for a sponsor for Bill No. 5184. Alderman Presley stated he would sponsor the Bill.

- e. **Bill No. 5184 An Ordinance amending certain provisions of Title IV: Land Use, Chapter 400; Zoning Code, with respect to Massage Therapists, Restaurants and Tattoo Establishments and repealing Chapter 660. (1st reading)**

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5184 for the first reading by title only.

Mayor Filley asked for a sponsor for Bill No. 5185. Alderman Eversmeyer stated he would sponsor Bill No. 5185.

- f. **Bill No. 5185 An Ordinance amending Section 400.170 of the Zoning Ordinance of the City of Pacific, Missouri regarding Home Occupations. (1st reading)**

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5185 for the first reading by title only.

Mayor Filley asked for a sponsor for Bill No. 5186. Alderman Pigg stated she would sponsor Bill No. 5186.

- g. **Bill No. 5186 An Ordinance authorizing execution of a Second Amendment to option and Lease Agreement for a Telecommunications Tower at 300 Hoven Drive. (1st reading)**

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5186 for the first reading by title only.

Mayor Filley asked for a sponsor for Bill No. 5187. Alderman Presley stated he would sponsor Bill No. 5187.

- h. **Bill No. 5187 An Ordinance authorizing Eminent Domain Proceedings against certain real property adjacent to Highway N. (1st reading)**

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5187 for the first reading by title only.

Consideration of Bills Previously Introduced

- a. **Bill No. 5176 An Ordinance prohibiting the dumping of brush and yard waste by non-residents and contractors for hire at the City Maintenance Building and providing a penalty therefore. (2nd reading) Sponsor: Eversmeyer**

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5176 by title only for the second reading.

Motion made by Alderman Eversmeyer, seconded by Alderman Lesh to approve Bill No. 5176. Mayor Filley asked for any discussion. A roll vote was taken with an affirmative result. Ayes: Alderman Pigg, Alderman Cleeve, Alderman Presley, Alderman Eversmeyer, Alderman Lesh. Nays: none. Abstain: none. **Mayor Filley declared Bill No. 5176 passed with a vote of 5-0 and becomes Ordinance No. 3358.**

b. Bill No. 5177 An Ordinance amending Chapters 220 and 340 of the Municipal Code regarding controlled substances to address Missouri Constitutional Changes concerning recreational marijuana. (2nd reading) Sponsor: Cleeve

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5177 by title only for the second reading.

Motion made by Alderman Eversmeyer, seconded by Alderman Presley to approve Bill No. 5177. Mayor Filley asked for any discussion. A roll call vote was taken with an affirmative result. Ayes: Alderman Cleeve, Alderman Presley, Alderman Eversmeyer, Alderman Lesh, Alderman Pigg. Nays: none. Abstain: none. **Mayor Filley declared Bill No. 5177 passed with a vote of 5-0 and becomes Ordinance No. 3359.**

c. Bill No. 5178 An Ordinance restricting Public Smoking and consumption of marijuana (2nd reading) Sponsor: Presley

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5178 by title only for the second reading.

Motion made by Alderman Cleeve, seconded by Alderman Presley to approve Bill No. 5178. Mayor Filley asked for any discussion. Alderman Lesh asked for clarification on “public” is that public spaces, or in the public meaning they are outside on their own private property. Attorney Jones stated he does not consider their own private property to be public area. Alderman Lesh stated even if they were outside, and Attorney Jones agreed. Alderman Lesh asked what if they were in their car in a public parking lot, Attorney Jones stated that would be prohibited as well as sidewalks. Alderman Lesh asked if it was prohibited in the parks, Attorney Jones stated this would take care of it. A roll call vote was taken with the following results: Ayes: Alderman Presley, Alderman Eversmeyer, Alderman Lesh, Alderman Pigg, Alderman Cleeve. Nays: none. Abstain: none. **Mayor Filley declared Bill No. 5178 passed with a vote of 5-0 and becomes Ordinance No. 5178.**

Unfinished Business

New Business

Resolution No. 2023-10 A Resolution to authorize application for funding through the

Board of Aldermen 2-7-23

Federal Surface Transportation Block Grant Program (STP) administered by the East-West Gateway Council of Governments for the Highway N Phase 5 Improvement Project.

As posted pursuant to the ordinance, City Clerk Barfield read Resolution No. 2023-10 by title only. **Motion made by Alderman Cleeve, seconded by Alderman Eversmeyer to approve Resolution No. 2023-10.** Mayor Filley asked for any discussion. Alderman Lesh asked if the lighting is specific to the typical utility lighting or is it more like street lights. Administrator Roth stated it was cobra head lighting, not decorative. **A voice vote was taken with an affirmative result. Opposed: none. Abstain: none. Whereupon, Mayor Filley declared the motion carried.**

Resolution No. 2023-11 A Resolution declaring certain property of the City of Pacific as Surplus Property, and providing for the sale and disposal of said property.

As posted pursuant to the ordinance, City Clerk Barfield read Resolution No. 2023-11 by title only. **Motion made by Alderman Pigg, seconded by Alderman Presley to approve Resolution No. 2023-11.** Alderman Cleeve stated he had a resident question the Coleman Light Plant, and asked if that was just for parts or is it functioning. PW Commission Brueggemann stated it is from 1998 and he is having trouble finding parts for it. It has already been replaced. **A voice vote was taken with an affirmative result, and Mayor Filley declared the motion carried. Nays: none. Abstain: none.**

Resolution No. 2023-12 A Resolution authorizing and approving the purchase of a new Ford F-550 dump truck for the Pacific Public Works Department.

As posted pursuant to the ordinance, City Clerk Barfield read Resolution No. 2023-12 by title only. **Motion made by Alderman Presley, seconded by Alderman Eversmeyer to approve Resolution No. 2023-12.** Mayor Filley asked for any discussion. Alderman Cleeve stated he spoke with PW Commissioner Brueggemann about this. He was concerned about not having three bids. He agrees with what he was saying, but he did obtain three bids on his own that we can make part of the public record if we need to. This is government pricing that has already been through a bidding process and we are piggybacking off of that. He was just answering the question of why there was only one bid. **A voice vote was taken with an affirmative result, and Mayor Filley declared the motion carried. Nays: none. Abstain: none.**

Mayor Report

Mayor Filley stated she realizes there are some open positions on some of the Boards & Commissions as well as a liaison. She is still reviewing candidates that have expressed interest and will bring recommendations to a future meeting.

City Administrator Report

- a. Budget report – Administrator Roth stated he submitted a report in the Board packet. We are in good shape, with overall fund balance of \$ 8.5M with ARPA funds, without ARPA funds it is \$ 7.2, as of December, which is our strongest position yet. Sales Tax

has a 12.2% increase in 2022 over calendar year 2021. He still believes the trend will flatten out. Other revenues are very good, and expenditures are tracking well. The Administrative Committee met in late January, and will meet regularly. He will bring budget amendments to them, and then to the Board. The Financial Statements, audit should be done any day. Once completed he will send out to the Board and post on the website and review at a future meeting. Alderman Cleeve asked about the Pacific Partnership reports, and asked how that will be presented. Administrator Roth will provide the Board with a report, as they have met with city staff, and attended the Tourism Commission meeting. The next step would be the report from him to the Board. Alderman Cleeve stated he was interested in understanding if they have a specific plan to have revenues if the \$ 50,000 a year stops from the city. Administrator Roth stated he has stressed the need for them to generate further revenues. They have discussed various items, but he can ask that question.

Chief of Police Report

Chief Melies stated the Police Department completed the radio upgrade project that was approved by this Board last year. It was funded 100% by ARPA funds and included the purchase of new dispatch radio councils, backup systems, mobile and portable radios, antennas and all the connection and controlling equipment. Beginning yesterday, the city operating measures moved from technology of a VHF frequency to an 800 MHz trunk digital emergency radio system with our own four unique talk groups. This system has emergency alerts, user identification, encryption and GPS capability. They will continue to operate the 911 public safety answering point. This project is a major upgrade from the previous system and keeps us up to date with the latest radio technology. He commended the Police Department Command Staff and Mr. Roth for bringing such a large project to completion. Communications Supervisor Mrs. Amy Brand was instrumental by performing most of the in house managing project, keeping it on course, and with the fewest possible disruptions of day to day operations. There are several other projects completed. We did take possession of the Stealth Stat that we approved for purchase. This can be put out at different locations for traffic counts or speed studies. If anyone has a concern of a certain area, please let him know.

Public Works Commissioner

PW Commissioner Brueggemann stated his report went out Friday. He appreciated the approval of Bill No. 5176 and Resolution No. 2023-11 & 12. They have also hired someone for the position in the Water & Sewer Department. Alderman Cleeve stated under upcoming projects he had the 25' at Indian Trail. He asked how far down it was. PW Commissioner Brueggemann stated this is a spring project, that requires asphalt and it was just 25'.

Director of Community Development

Director Myers stated his report was in the board packets. He had nothing further. Alderman Cleeve stated there are comments about the Rt 66 shield. Administrator Roth stated it was painted incorrectly; it was too high on the wall. They are required to paint it to plan. It was removed and will be repainted.

City Attorney Report

No report.

City Collector

Collector Kelley asked that Attorney Jones please call her regarding Public Water District # 3.

Operations Committee Report

Alderman Eversmeyer stated they are trying to schedule a meeting for February 24th at 1:00 p.m.

Administrative Committee Report

Alderman Pigg stated they met and she is the chairman. We discussed the pool, and agreed as a committee that they will obtain monthly reports and be a steering for this. They also did budget discussion and will bring things to the board to discuss as we move forward. She welcomed everyone to come. The next one is February 15th at 5:15 p.m. and the standing meeting will be the fourth Monday of every month at 5:15 p.m.

Tourism Commission Report

Alderman Presley stated they met. Mr. Roth went over most of the information that was discussed in the meeting. He is looking forward to Mr. Roth's summary of the Partnership. There is a lot to go through and get back on track.

Miscellaneous

- a. Approve Special Event Permit, National Charity Rat Rod Event / Car Show, Liberty Field and W. St. Louis Street, September 8 and 9, 2023.

Motion made by Alderman Presley. Collector Kelley stated the application she received was for one day and they paid \$ 100 for September 9th. Mayor Filley stated we have two permits submitted, two different locations, but the same date. Liberty Field is on the 8th and St. Louis St is on the 9th. **Motion was seconded by Alderman Pigg to approve the Special Event Permit.** Mayor Filley asked for any discussion. She stated the gentlemen holding the event were here this evening. **A voice vote was taken with an affirmative result. Nays: none. Abstain: none.**

- b. Approve Special Event Permit, St. Bridget's of Kildare Church, 2nd Street closure between Osage and Union, 3:30 p.m. to 7 p.m., Feb. 24, March 3, March 10, March 17, March 24 and March 31, 2023.

Motion made by Alderman Eversmeyer, seconded by Alderman Presley to approve the Special Events Permit. Mayor Filley asked for any discussion. **A voice vote was taken with**

an affirmative result. Opposed: none. Abstain: none.

- c. Approve Special Event Permit, Shamwalk and Run 5K, MVR-III Bridge Foundation, March 11, 2023.**

Motion made by Alderman Presley, seconded by Alderman Eversmeyer to approve the Special Event Permit. Mayor Filley asked for any discussion. A voice vote was taken with an affirmative result. Opposed: none. Abstain: none.

- d. Approve payment to BOK Financial in the amount of \$ 210,997.15 for Bond Payment for Certificates of Participation Series 2021.**

Motion made by Alderman Cleeve, seconded by Alderman Presley to approve payment to BOK Financial in the amount of \$ 210,997.15. Mayor Filley asked for any discussion. A voice vote was taken with an affirmative result. Opposed: none. Abstain: none.

- e. Approve Pay Application 12r1, Legacy Contracting Group, in the amount of \$ 209,281.21 for Red Cedar Rehabilitation and Reuse project.**

Motion made by Alderman Eversmeyer, seconded by Alderman Cleeve to approve Pay Application 12r1 to Legacy Contracting in the amount of \$ 209,281.21. Mayor Filley asked for any discussion. A voice vote was taken with an affirmative result. Opposed: none. Abstain: Alderman Presley. Mayor Filley stated with 4 ayes, and 1 abstention the motion carries.

Reports of City Officials

Alderman Pigg – No report.

Alderman Cleeve – Street lights: If there are residents that believe their area of town is too dark and they would like to request street lights, how does this process happen. PW Commissioner Brueggemann stated they could contact him and he can see what he can do. Mayor Filley thought there was certain rules. PW Commissioner Brueggemann stated there has to be a utility pole in the area, he would have to talk with Ameren. Administrator Roth stated generally these request come to him, Robert looks at the area, and he thought it was about 300' between lights. It is reviewed and Ameren puts the pole up and the city pays the monthly fee.

Public Participation – Alderman Cleeve asked the Board if we could send public participation/comment to a committee. He would like that done to see if there is any language that we could put into a resolution or ordinance that would be acceptable to the Board to ensure we have public participation. Mayor Filley questioned which committee, Administration verses Operations. Administrator Roth thought it would be more appropriate under Administration. There has been some discussion about a Code of Conduct ordinance, and could be considered within that context. Mayor Filley stated it sounds like this should go to the Administration Committee. Alderman Cleeve is looking for Board approval to do that.

Alderman Cleeve stated this is for it to be allowed/required at any public meeting. Mayor Filley stated it is allowed now, at the chairman's discretion. Discussion followed. Alderman Cleeve stated he is just looking for a common ground. Attorney Jones thought that if the chair of administration is willing to have this discussion a motion was not needed. If there is a recommendation for legislation that would come from committee, and then be voted upon by the Board. Alderman Pigg stated she would entertain the topic.

Alderman/Mayor dual roles – Alderman Cleeve stated he brought this up before that he was concerned about a previous alderman/mayor having both roles at the same time. He came across an article from MML that appears to say that this cannot happen. He don't know how to address this, but he thought it gets around a permanent absence or resignation verses a mayor pro-tem and acting mayor. He wanted something to say that can't happen again in the future, but it appears it is already here. He asked Attorney Jones if that was the case, was it already handled and it just wasn't handled right. Attorney Jones stated he can always contact him. It is well settled that if there is an acting president of the board who is performing the duties of mayor that alderman continues to vote as an alderman and in the event of a tie also votes as a mayor, there is no dispute about that. The timing issue is really an interplay between section 79.100 and 79.280 of the revised statues of Missouri. 79.100 says that the acting president performs the duties of mayor, this specifically includes resignation. This was the case previously in the city of Pacific. Then that person performs the duties of mayor until such vacancy be filled or such disability be removed. Then Section 79.280 looking at the language about how to fill a vacancy, either in the Board of Aldermen or Mayor, that says the vacancy occurs in an elective office, the mayor or the person exercising the duties of mayor causes a special meeting to convene. Which is what happened at your last meeting when Mayor Filley called a Special Meeting that occurred before the Board of Aldermen meeting and Alderman Pigg was selected to fill the vacancy. The Statutes goes on to say that the successor serves until the next regular election. The language in this section says, if the vacancy is in the office of the mayor, the mayor can't make a suggestion, so that has to be done by the Board of Aldermen. It never was done, in the previous set of circumstances in the City of Pacific. Legally, the city was aware of the existence of these ordinances and statutes, there is nothing new, it just did not happen. Alderman Cleeve stated it seems like it is already handled, but it just wasn't done right. Attorney Jones stated he is not saying it wasn't done right, it's a matter of timing, it's a political question, why aldermen chose not to nominate someone to fill the position, he can't answer. Ideally, this would happen but the emphasis is on the Board of Aldermen to do that and it didn't happen under the previous set of facts. Alderman Cleeve stated the way he read it was it has to happen, not that it's up to the aldermen to do it. Attorney Jones stated he was not aware of any mechanism to force an alderman to nominate a successor or a person to fill that role. Alderman Lesh stated there has to be someone willing to accept the nomination, and maybe there wasn't anyone willing to accept it.

Appreciation lunch/dinner - Alderman Cleeve suggested we do an annual appreciation lunch or dinner for the volunteers. We have a lot of volunteers and thought we should appreciate them. Alderman Presley thought we did that at the Christmas Party. Alderman Pigg stated her understanding of this was that there was a fine line. The city cannot pay for a big bash, it is unacceptable because it is taxpayers' money and we cannot be frivolous. We can have a

pot luck, which can be done at Christmas and everyone brings something. You cannot just have a big party, as she understands it. Mayor Filley understood and thought a recognition day, around the holidays and anyone who is on the board/commission could come. She thought that was a good idea.

Ameren – Alderman Cleeve stated there are a lot of programs for people who are struggling with energy bills. He just wanted to make people aware of it.

Alderman Presley – Welcomed the Rat Rod Group. He thanked them for bringing this to our town. We have great events, and he looked forward to theirs.

Alderman Eversmeyer – Alderman Eversmeyer asked Attorney Jones if we were still working on the unimproved structure. Attorney Jones stated he made a suggestion, but he has not received any feedback from staff yet.

Alderman Lesh – Alderman Lesh stated he was contacted about the cargo containers on properties that is soon to be prohibited. The question was; can they ask for a variance. Attorney Jones stated that provision is not part of the zoning ordinance. Administrator Roth stated it is under accessory structure ordinance. Attorney Jones stated he did see that, there are two kinds of variances; use and area variance. The typical one Board of Adjustment hears is for an area variance; a use variance is sometimes with a rezoning and frowned upon. It seems to me a storage container, which is prohibited in another district is a use variance; and he would need to look into this. Director Myers sent notices to all the owners who had structures on the properties, and were given deadlines. If they apply for a variance he would need to review on how that would be treated. He asked if they would be grandfathered in? Attorney Jones stated that was the reason we wrote the ordinance the way we did; we call in amortization, much like in a tax situation. The answer is no, it cannot be grandfathered in.

Speed – traffic enforcement in subdivisions. He was asked if we can install speed bumps in subdivisions. Mayor Filley stated that has come up in our Homeowners Association; and the Fire Department was the biggest nay sayer of speed bumps. She doesn't believe there is an ordinance that does or doesn't allow it. Alderman Lesh stated it was an Eagles View complaint. Discussion followed. Alderman Lesh asked if it was feasible for Chief to place the machine up for speeding. Chief will look into it.

He asked that everyone Attend, Volunteer and Participate.

Executive Session RSMO 610.021 Real Estate

Motion made by Alderman Eversmeyer, seconded by Alderman Presley to go into executive session under 610.021 Real Estate. A roll call vote was taken with the following results:
Ayes: Alderman Pigg, Alderman Cleeve, Alderman Presley, Alderman Eversmeyer,
Alderman Lesh. Nays: none.

City Clerk Barfield read the following into the record:

610.021 Real Estate: Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration thereof.

Mayor Filley stated the vote passed 5-0 and we would adjourn for executive session.

The Board went into executive session at 8:09 p.m.

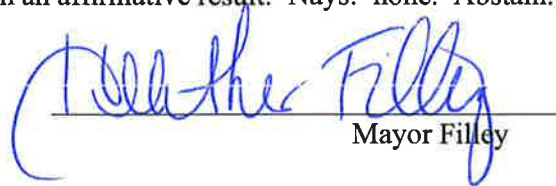
The Board reconvened at 8:54 p.m.

Those present at roll call: Mayor Filley, Alderman Pigg, Alderman Presley, Alderman Eversmeyer Alderman Lesh.

Also present: Administrator Roth, Attorney Jones, City Clerk Barfield

Adjournment

There being no further business, motion made by Alderman Lesh, seconded by Alderman Pigg to adjourn. A voice vote was taken with an affirmative result. Nays: none. Abstain: none. The meeting adjourned at 8:54 p.m.



Mayor Filley

ATTEST:



City Clerk

