



June 15, 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 Acting President of the Board Adams. 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 Eversmeyer
Alderman Stotler

Acting President of the Board Adams stated Mayor Myers and Alderman Frick were pulled away this evening for business.

A quorum was present.

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

Pledge of Allegiance

The Pledge of Allegiance was given.

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Prayer

Acting President of the Board Adams stated there was no one present from the Ministerial Alliance and asked for a volunteer for prayer. There being no volunteers, Alderman Eversmeyer provided prayer.

Approve Agenda

Administrator Roth stated there were two special event permits on the dais that came in today. There is not enough time for them to wait until the next meeting. He asked the agenda be amended to include them. Motion made by Alderman Rahn, seconded by Alderman Nemeth to amend the agenda and include them. A voice vote was taken with an affirmative result, and Acting President of the Board Adams declared the motion carried.

Minutes**A. Regular meeting on June 1, 2021.**

Motion made by Alderman Nemeth, seconded by Alderman Eversmeyer to approve the minutes of the regular meeting on June 1, 2021. A voice vote was taken with an affirmative result, and Acting President of the Board Adams declared the motion carried.

B. Executive Session minutes on June 1, 2021.

Motion made by Alderman Eversmeyer, seconded by Alderman Stotler to approve the minutes of executive session on June 1, 2021. A voice vote was taken with an affirmative result, and Acting President of the Board Adams declared the motion carried.

Public Hearing

No public hearings this evening.

Public Participation

There were no speaker cards this evening. If anyone wants to address the Board, please fill out a speaker card and submit it to the Clerk.

Mayor's Report**New Bills**

Acting President of the Board Adams asked if Bill No. 5088 needed to be read two times this evening? Administrator Roth stated this is to amend the Salary Schedule for the new hire that

is scheduled to start on June 28, 2021, so yes, he would request it be read two times.

Motion made by Alderman Nemeth, seconded by Alderman Stotler to amend the agenda and allow for two readings of Bill No. 5088. A voice vote was taken with an affirmative result.

Bill No. 5088 – Alderman Rahn stated he would sponsor.

Bill No. 5087 – Alderman Nemeth stated he would sponsor.

a. Bill No. 5087 An Ordinance authorizing the City of Pacific, Missouri to enter into a Lease Purchase Transaction, the proceeds of which will be used to pay the costs of currently refunding all of the City's outstanding Limited General Obligations Bonds (1st reading)

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5872 by title only.

Bill No. 5088 An Ordinance Amending the Fiscal Year 2021-2021 Budget and Wage and Salary Schedule for Appointed Officials and Employees of the City of Pacific. (1st reading)

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5088 by title only.

Consideration of Bills Previously Introduced

Bill No. 5088 An Ordinance Amending the Fiscal Year 2021-2021 Budget and Wage and Salary Schedule for Appointed Officials and Employees of the City of Pacific. (2nd reading)

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5088 by title only for the second reading. Motion made by Alderman Eversmeyer, seconded by Alderman Nemeth to approve Bill No. 5088. A roll call vote was taken with the following results: Ayes: Alderman Eversmeyer, Alderman Stotler, Alderman Nemeth, Alderman Adams, Alderman Rahn. Nays: none. **Whereupon, Acting President of the Board Adams declared Bill No. 5088 becomes Ordinance No. 3272.**

a. Bill No. 5084 An Ordinance approving and adopting a budget of anticipated cash revenue and cash disbursements for the operating and capital funds of the City of Pacific, Franklin and St. Louis Counties, Missouri for the fiscal year commencing July 1, 2021 and ending June 30, 2022 providing for expenditures in accordance with said budget, making appropriates thereof and amending the amount contributed to the Contingency Fund. (2nd reading) Sponsor: Nemeth

Administrator Roth stated this Bill allows for the new budget, including the increase of the transfer amount to the contingency fund of \$ 180,000.

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5084 by tile only for the second reading. Motion made by Alderman Nemeth, seconded by Alderman Stotler to approve

Bill No. 5084. A roll call vote was taken with the following results: Ayes: Alderman Nemeth, Alderman Adams, Alderman Rahn, Alderman Eversmeyer, Alderman Stotler. Nays: none. **Whereupon, Acting President of the Board Adams declared Bill No. 5084 becomes Ordinance No. 3268.**

b. Bill No. 5085 An Ordinance amending the percentages for expenditures from the Parks & Stormwater Funds (2nd reading) Sponsor: Adams.

Administrator Roth stated the Board adopted in 2019 an ordinance for a 60-40% split of the Parks and Stormwater tax. With a recommendation from the Park Board this Bill allows for the split to be changed to 50-50%.

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5085 by title only for the second reading. Motion made by Alderman Rahn, seconded by Alderman Stotler to approve Bill No. 5085. A roll call vote was taken with the following results: Ayes: Alderman Adams, Alderman Rahn, Alderman Eversmeyer, Alderman Stotler, Alderman Nemeth. Nays: none. **Whereupon, Acting President of the Board Adams declared Bill No. 5085 becomes Ordinance No. 3269**

c. Bill No. 5086 An Ordinance providing for a waiver of the sidewalk requirement at 604 S. Second St. (2nd reading) Sponsor: Adams

As posted pursuant to the ordinance, City Clerk Barfield read Bill No. 5086 by title only for the second reading. Acting President of the Board Adams asked for any comments. Collector Kelley stated for the record her husband is one of the three owners of this property. Motion made by Alderman Eversmeyer, seconded by Alderman Rahn to approve Bill No. 5086. A roll call vote was taken with the following results: Alderman Rahn, Alderman Eversmeyer, Alderman Stotler, Alderman Nemeth, Alderman Adams. Nays: none. **Whereupon, Acting President of the Board Adams declared Bill No. 5086 becomes Ordinance No. 3270.**

Unfinished Business

New Business

Resolution No. 2021-28 A Resolution Authorizing and Directing the Mayor to execute a Contract Agreement for Resurfacing of certain streets as identified in the City's Preventive Pavement Maintenance Program 2021, Cedar Group Improvements.

City Clerk Barfield read Resolution No. 2021-28 by title only into the record. He asked for any discussion or amendments. **Motion made by Alderman Nemeth, seconded by Alderman Stotler to approve. A voice vote was taken with an affirmative result, and Acting President of the Board Adams declared the motion carried.**

Resolution No. 2021-29 A Resolution Authorizing and Directing the Mayor to execute a Master Services Agreement with Navigate Building Solutions for Professional Services Relating to Owner’s Representative and Construction Management Advisor Services on an Ongoing On-Call Basis.

City Clerk Barfield read Resolution No. 2021-29 by title only into the record. He asked for any discussion or amendments. **Motion made by Alderman Eversmeyer, seconded by Alderman Rahn to approve Resolution No. 2021-29. A voice vote was taken with an affirmative result, and Acting President of the Board Adams declared the motion carried.**

Resolution No. 2021-30 A Resolution Authorizing and Directing the Mayor to Execute a Task Order Agreement with Navigate Building Solutions for Professional Services Relating to Construction Management Services for the Red Cedar Inn Renovation and Improvement Project.

City Clerk Barfield read Resolution No. 2021-30 by title only into the record. He asked for any discussion or amendments. Alderman Nemeth stated the Administrative Committee met last week and we spoke about the need for someone to manage the project. They gave a nice presentation and he is confident they will get the job done. **Motion made by Alderman Nemeth, seconded by Alderman Rahn to approve Resolution No. 2021-30. A voice vote was taken with an affirmative result, and Acting President of the Board Adams declared the motion carried.**

Resolution No. 2021-31 A Resolution Revising Regulations for the Prevention of the Introduction and Proliferation of the Covid-19 Virus in the City of Pacific.

City Clerk Barfield read Resolution No. 2021-31 by title only into the record. He asked for any discussion or amendments. Administrator Roth stated this was discussed at the last meeting and the need to review the policies related to COVID. He spoke with Attorney Jones and the result of that discussion is the resolution. Department Heads will have the authority to implement rules on a case-by-case basis. The spacing in the meeting room is not changing. The Federal Law for sick time expired in December 2020 and we extended that through June 30th, our recommendation is to end that. The Board has previously adopted rules and regulation for the pool and they are included. **Motion made by Alderman Nemeth, seconded by Alderman Eversmeyer to approve Resolution No. 2021-31. A voice vote was taken with an affirmative result, and Acting President of the Board Adams declared the motion carried.**

City Administrator Report

a. Budget report – Administrator Roth stated we are in good shape. The City Clerk and I discussed the numbers today and we are in our mid-year low, but still tracking close to 2020. We are near to the end of the flood buyout. We received the final reimbursement from SEMA. The money went into contingency fund. Mirma is one of the largest expenditures we have.

This year the total was \$ 282,000 and last year it was \$ 185,000. This was discussed at the Safety Meeting earlier this week. This is a product of our recent loss experience. We had losses that impacted a change in the assessment.

American Rescue Funding – there has not been any new information on this. The money has been allocated to us at an amount of \$ 1.45 million, based off of population.

Contingency Fund – Alderman Adams stated the Contingency Fund is extremely important to the health of our finances. The whole purpose of this fund is for emergencies. This money is managed by the Board of Aldermen and is a heavy responsibility.

b. I.U.O.E. Local 148 Articles of Agreement

The Union representative has asked for an extension of the current agreement. The current agreement expires June 30, 2021. They have not been able to have a meeting about any changes. He would ask the Board approve an Agreement Extension. Motion made by Alderman Nemeth, seconded by Alderman Rahn to approve the Agreement Extension. A voice vote was taken with an affirmative result.

c. Tax Sale property at 309 E Congress, Pacific, MO

Administrator Roth stated this property is in the floodplain and surround by flood buyout property. He would like authority to make an offer on the property. The taxes due are in the amount of \$ 919.00. He thought it was important we obtain the property. Alderman Jones stated this could be done in open session with a “not to exceed” amount. The county is currently the trustee. He believes all that would be required is the additional funds for the recording fee. The property is currently vacant. **Motion made by Alderman Nemeth, seconded by Alderman Stotler to approve the purchase of 309 E Congress with a not to exceed amount of \$ 1,200.00. A voice vote was taken with an affirmative result.**

Chief of Police

No report. Alderman Nemeth asked if he was able to look at the no parking request on Lisa Lane. Chief Melies stated the recommendation is for no parking on the north side of Lisa Lane at the intersection between Indian Warpath and Millstone Village Drive. **Motion made by Alderman Nemeth, seconded by Alderman Stotler for Attorney Jones to bring back an ordinance for this change. A voice vote was taken with an affirmative result.**

Public Works Commissioner Brueggemann

a. Purchase, gate valve and appurtenances, Integram Drive water main

Public Works Commissioner Brueggemann stated he needed authority to purchase a gate valve

in the amount of \$6,323.80, a copy of the purchase order is included in the packet. This would be paid from the water department. **Motion made by Alderman Nemeth, seconded by Alderman Eversmeyer to approve the purchase order in the amount of \$ 6,323.80. A voice vote was taken with an affirmative result.**

b. ADAMS Garden waterfall work

Public Works Commissioner Brueggemann stated that Chris Fowler is handling this and we should have them by the next meeting.

City Attorney Report

No Report.

Miscellaneous

a. Approve the list of bills.

Acting President of the Board asked if everyone approved of the list of bills. A voice vote was taken with an affirmative result.

Reports of City officials

Alderman Nemeth – stated the next Administrative Committee meeting is July 14th, 2021 at 9:00 a.m. He asked that anybody that has idea for Red Cedar please attend the meeting. There will be speaker cards available and they would be allowed to speak for 5 minutes. They are following the same practices as the Board of Aldermen. All meetings going forwarded are broadcasted and will have an opportunity for public comment.

Rescue Plan Funding – Board members discussed if this discussion should go to a committee. Board members decided to leave this discussion at the Board level and give the public a chance to comment on what they think we should use the funds for. Alderman Nemeth stated he would like to see a portion of it go towards broadband. He didn't want to "manage" it but help with the infrastructure. Alderman Adams stated the last project, Red Cedar, everyone participated in and it has been successful and he believes it is because we listened to the public.

Alderman Adams – No report.

Alderman Rahn – Stated he had two different calls/complaints and one was for Public Works Commissioner Brueggemann and one was for Code Enforcement Officer Watson and they both responded to the calls immediately. He thought they both were doing a good job.

Alderman Eversmeyer – Stated there is a Planning & Zoning meeting next Tuesday. The

property at Lamar and Old Gray Summit Road is on the agenda, along with a Conditional Use Permit for 301 W. St. Louis St.

Alderman Stotler – stated the Beautification Committee has asked if there is anything we can do about the parking on the west bound ramps. Can the City install “no parking signs” here? Attorney Jones stated this is MoDot’s right-of-way and we could request they put up signs. Public Works Commissioner Brueggemann will contact them. Alderman Stotler asked if we have a specific littering ordinance. Attorney Jones stated we do, and if found guilty they can receive up to 90 days in jail and up to \$ 1,000 fine. The problem is that this is tough to enforce. Alderman Stotler asked if tree trimming is on a schedule. Public Works Commissioner Brueggemann stated they do it in the fall or when they have time. It was reported there is a dead tree on Osage down by Sanker Street and one as you pull out of the library on Lamar looking back towards the Ice Plant. Alderman Stotler asked the procedure for adding more “no littering” signs. Administrator Roth suggested they write down their recommendation and forward them to the Board. He also reminded them the Beautification Committee is short two members.

Viaduct intersection – Alderman Nemeth asked how we ensure this area is mowed and the sidewalks kept cleaned. Public Works Commissioner Brueggemann stated this is MoDot area but we would have to do it along with the other MoDot areas they take care of. He continued that there is an area full of trees. Alderman Eversmeyer suggested we talk to MoDot about that area, as this would influence water control. Acting President of the Board Adams liked the idea of going beyond just maintenance and actually landscaping this area. He suggested charging the Beautification Committee, just like Tourism, to come up with a long and short term plan on how to landscape it and the funding. We need to have faith in our people.

Collector Kelley – stated the Board requested a report from her and they have it. It is broken down. There have been a few problems with permits and business license and releasing them. She is trying to hold true to all the ordinance, but decisions are made by others that over ride her and when that happens, she will be sure you are made aware of that. Acting President of the Board Adams stated the collector’s report is lengthy, and asked that she prepare herself to discuss this in depth at the next meeting. Collector Kelley stated she will be on vacation again, and Alderman Adams stated it could wait until the following meeting. We need to figure out how were going to collect our debt. Alderman Stotler stated there are well known names on this report, is this a trend. Collector Kelley stated any permit or license that comes through she will not sign off on, if they owe. There are some things I don’t see until later. She continued that Franklin County is not going to collect our weed abatement/special tax bills also. Alderman Rahn stated there were several building permits that were not picked up, or they did the project and never picked up the permit. Acting President of the Board Adams stated this is not a witch hunt. He wanted the Board members to realize this is also their responsibility. Some things just don’t work anymore, and maybe we need to look at our ordinances. Attorney Jones stated that the ordinance reads taxes and fees to be paid before permit are issued.

Meramec Valley Permit – Collector Kelley stated they are asking for a waiver of the permit which is \$ 7,955.42 and a copy was given to them this evening. Attorney Jones stated the City can not be arbitrary, the City could allow for payments, but he did not recommend waiving the fee. Acting President of the Board Adams asked Attorney Jones to come to the next meeting to give an answer if they could do that if they wanted to. Attorney Jones stated a specific ordinance would be needed.

Two special event permits: 5K for Tim Husereau and Jerry Holloway's request. **Motion made by Alderman Nemeth, seconded by Alderman Rahn to approve both special event permits. A voice vote was taken with an affirmative result.** Acting President of the Board Adams stated if anything was needed from the City, they need to let us know.

Adjournment

There being no further business, motion by Alderman Nemeth, seconded by Alderman Rahn to adjourn. A voice vote was taken with an affirmative result. The meeting adjourned at 8:12 p.m.

ATTEST:

Kim Barfull

City Clerk



Steve Myers
Steve Myers, Mayor

