



July 6, 2021 \* RECORD OF PROCEEDINGS

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**CITY OF PACIFIC  
REGULAR MEETING OF THE BOARD OF ALDERMEN  
300 HOVEN  
PACIFIC, MISSOURI 63069**

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**T**he meeting was called to order at 7:00 p.m. by Mayor Myers. 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>.

Mayor Myers stated he appreciated everyone's attendance tonight. Some are here for different purposes, but regardless he welcomed them to come anytime. There is a lot going on.

A roll call was taken with the following results:

Present at Roll Call:

Alderman Nemeth  
Alderman Adams  
Alderman Frick  
Alderman Eversmeyer  
Alderman Stotler

A quorum was present. Mayor Myers stated Alderman Rahn was on vacation.

Also present:

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

**Pledge of Allegiance**

The Pledge of Allegiance was given.

**Prayer**

Board of Aldermen 7-6-2021

Reverend Gardner was present with the Ministerial Alliance to offer prayer.

### **Approve Agenda**

Alderman Adams stated he asked City Clerk Barfield to place on the dais a request from the Pacific Youth Association. He asked that the agenda be amended to include this request.

**Motion made by Alderman Adams, seconded by Alderman Nemeth to amend the agenda and add this item to it. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

Mayor Myers asked if the Mayors Report on the agenda could be placed before the Public Hearings. **Motion made by Alderman Adams, seconded by Alderman Stotler to move the Mayor's Report. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

### **Minutes**

- A. Regular meeting on June 15, 2021.

**Motion made by Alderman Nemeth, seconded by Alderman Stotler to approve the minutes of the regular meeting on June 15, 2021. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

### **Mayor's Report**

- a. Certificate of Appreciation for Marc Houseman

Mayor Myers stated he is a dear friend of the City of Pacific and welcomed Mrs. Houseman to come up. It was his honor and privilege to present this. Marc was a good friend; he always found a way to help and had many resources. He reminded everyone of the vandals that toppled over the cemetery stones. We reached out to Marc about what to do. Marc said that's what we do, they restore cemeteries. They did not charge the city, but we had funds that were donated for this and we turned them over to the Washington Historical Society. He will be deeply missed.

- b. Wayfair Legislation/Use Tax

Mayor Myers stated Wayfair is a Bill just signed by the Governor. Missouri was one of the very last states to make it law that sales tax for online purchases could be collected. The other states in the nation already thought it was fair. Online retailers would now be required to collect it. The disadvantage is to the community that don't collect that tax. A Use Tax is a license that the voters give that municipality to be able to collect that. We do not have a Use Tax passed. Until we do, we can't collect it. In the coming months, the Board is going to discuss

whether or not to put before the voters if we should have a Use Tax in Pacific. Our community is at a disadvantage if we don't, as other communities are already collecting it. Alderman Adams agreed and does support this tax. Attorney Jones stated if an item is shipped to Pacific that item would have sales tax on it.

Senior Center – Alderman Adams asked the Board if we could give the mayor emergency powers to address extreme heat for our seniors in cooperation with the Senior Center. Give the Mayor authority to approach them for a problem we may see shortly. Alderman Stotler and Alderman Nemeth agreed. Alderman Adams asked this go in to effect today through Labor Day. **Motion made by Alderman Adams, seconded by Alderman Nemeth to give the mayor authority to meet the needs of addressing extreme heat situation for our seniors working with the Senior Center. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

### Public Hearing

a. PZ2021-11 Map Amendment, Planned District, PUD-PDR, Old Gray Summit Road and Lamar Parkway, McBride Berra Land Company LLC, applicant. This is a map amendment (rezoning) and Planned District Approval for an approximate 11.45acre tract of land generally located at Old Gray Summit Road and Lamar Parkway Franklin Co. Parcel ID# 19-1-11.0-3-099-005.000. The applicant is seeking a rezoning from the current R-1C single family residential to R-B PUD-PDR residential. The applicant proposed development of a 45 lot single family resident subdivision. The property includes a strip of land on the west side of Lamar Parkway, north of Old Gray Summit Road, and property on the east side of Lamar Parkway, north of Old Gray Summit Road.

Mayor Myers read the public hearing into the record. We have many speaker cards. He cautioned everyone that after we hear one another, we are still neighbors and still do commerce with one another, and are still friends. Be respectful, speak into the microphone, and we are streaming live into Facebook. He suggested the applicant go first, as this may answer questions.

Alderman Adams stated he also had calls and heard many comments. Some are going to need more than 5 minutes and asked for patience from the Mayor and Board and if not being repetitive to give them a little more time. Mayor Myers agreed and if there is redundancy it just prolongs the meeting.

Jeannie Aumiller, McBride, 1601 Swingley Ridge, Chesterfield, Mo shared her PowerPoint. They are very excited to present this project to you. It's been about 15 years since they have been in Pacific. They are the largest home builder in Missouri and employ all union trades. They have been looking to come back to Pacific for a long time, and there are housing options. We will market this community to a very large audience. Jeremy Roth, President of Elite Development is also with her. The project is called "The Manors at Brush Creek" and is 11.5 acres bisected by

Lamar Parkway. This project is entirely consistent with the City's Comprehensive Plan and meets the goals and objectives for new housing. This plan is transitional and strong market for their "Bayside" product line. This is their most popular product line right now, and is currently being built in Eureka. They are also building in Washington, but a smaller product. Tonight, what they are seeking is a Planned Development Residential Zoning. The Plan is 45 lots, 13 of which are fronting on Lamar. We worked with City Staff very hard with this strip and discussed many ideas. The end result was a T Driveway on those lots, so they could turn around in the driveway and not have to back out on it. Since the Planning and Zoning meeting, the Bayside product can be built as a 2 and 3 car option. All of the homes will have a standard 2 car garage, but on the 13 lots fronting on Lamar we will offer a 3-car option. That means 3 cars in the garage, 3 cars in the driveway and the T turnaround are available. There is a pocket park with a lot lot included in this, along with preserved trees to act as a buffer. This is a fully sodded yard and landscape packages. We have an award-winning design studio in Chesterfield, it is the only one of its kind in Missouri. Customers go here and actually build their home and is a customization feeling. The Bayside home is from 2-4 bedroom with different options. This plan was approved at Planning & Zoning. A virtual tour was given of the home through the PowerPoint. They are very excited to present this plan, the market is strong and they are glad to be back in Pacific.

Gary Koelling, 1950 Old Gray Summit Road, Pacific, MO stated his property border lines the west side on Lamar Parkway. The Planning & Zoning meeting had confusion, he never seen it where the audience was told that the Commission was not to listen to them. He never heard that we were opening ourselves up to lawsuits. Several years back when Herb was Mayor, he called us in and we spoke with the City Attorney and he explained what all that meant. When you go into something like this and it's that technical, members clam up. They are not paid for what they do. That was never brought up before this meeting that was 3 weeks ago, that this would be that technical again. He thanked Mr. Adams for that prior. In the neighborhood existing around this the average of people in these homes was 32 years. They have been there from 2 years to 59 years, those people have spent their life's work here to have this high-density development come in next to it. The ages of these people are from 30 to 90 years old, and they do not want this development. He is in favor of houses and development, but it should be done the way we want it done in Pacific and with the right density to blend in with the existing area. He met with Mr. Roth in regards to maybe selling some of his land, but he didn't want to. Jeremy Roth, Elite, offered him \$ 25,000 an acre for two acres, but he felt like this would ruin his back yard. He offered to purchase all the property so all these problems would have been eliminated. He feels like once this zoning is allowed it will grow. When he looks into the future, he sees a turn lane going up Lamar Parkway. When this needs to go in on the west side, how will this be done. He was a PE Teacher, coach and playground supervisor for 30+ years, and those kids will get in the road. With this PUD-PDR where are the kids going to play? He speaks from the heart.

Josh Grodie, 1657 Meade Court, Pacific, MO presented a Power Point. (Mrs. Koelling gave her time to Josh) His goal is to have the Board deny the zoning change as presented. He is speaking

for himself and a lot of citizens. He is a school teacher for the district also. His concerns are road safety, lot size, drainage/sewer, lot requirements. How is the road safety going to be handled, parking on Lamar Parkway, school bus stops and emergency personnel, the speed limit and direct access to I-44? Lamar Parkway was built as a by-pass for the community. The last traffic study was done in 2018. Brush Creek is overwhelmed and runs through the City and causes back-ups. There's going to be more water. There is no retaining wall around the pond on the plot plan. The pocket park is located next to the common ground and the pond, with no blocking it. The lot size is under 8,000 square feet. That's very few homes that can get a 3<sup>rd</sup> car garage if they want it. Lot requirements – they are asking for 6' side yards. He was on Planning & Zoning, Mr. Adams appointed him. A PUD is a two-way street and we are not bound to anything. He was a builder before he was a school teacher. The interior 3 lots that go to Lamar Parkway. Lot 22 and Lot 30 could be deleted and make the interior homes side yard garages, making the lot sizes bigger. The west side they could delete Lot 45 and have a private drive to exit onto Old Gray Summit Road, with rear entry garages. These two small changes would be helpful. This only leaves the horseshoe on Lamar Parkway. On Old Gray Summit Road there are no houses with a back to it. Turn those houses around to make it aesthetically pleasing. Switching garage sizes, looking at Lamar with a private driveway and knocking out those 3 lots, it makes the project look clean and match the community, and answers 85% of the concerns, and gets the kids away from the streets. This development ranges from 6,000 to 13,000 with an average of 8,000 square feet lot size. The Comprehensive Plan is a guide only. We make the rules with guide lines. If the plan is approved as presented, there are going to be cars blocking the driveways and the walkers will be going out to the street. Silver Lake is 13,000 square lot sizes, Bend Ridge is 15,000 and Westlake is 9,000. He doesn't believe this compares to Payne Street, Thornton Road or Congress. The majority of people he spoke with are not in favor of this. I want this town to keep its integrity and not forget where our roots are. Please listen to the citizens. Alderman Adams asked for 3 things that he would change: Those were limiting drives on Lamar Parkway, increase lot size to comparable on Old Gray Summit Road and houses face the front on Old Gray Summit Road. Mayor Myers asked that he send in his presentation.

Terry Bertholomey, 1946 Kelly Ct., Pacific, MO stated he has been here for 30 years. He feels the problem is Lamar Parkway and should have been addressed at the Planning & Zoning level. He is concerned about parking along Lamar Parkway, we only get once chance. Traffic concerns also is buses, mail service, which is going to add more traffic on a daily basis. He would change the number of driveways along Lamar Parkway.

Jon Ell, 1735 Hwy N, Pacific, MO stated he's been at his current house since 1970 between Hawthorne and Old Gray Summit going up the hill. We annexed in about 20 years ago, and have City water, but need to hook up to City sewer. What is it going to take to get sewer? Also, the all-terrain vehicles that can be drove everywhere, why does he have to get vehicles licensed and these vehicles don't?

Gary Watson, 1941 Old Gray Summit Road, he doesn't want to look at the back of houses and the speeding on that street is crazy. He doesn't see Pacific needing this type of development. If

they are going to put the homes up not facing Old Gray Summit Road, they should install a uniform fence.

Nora Cardinale, 2347 Silver Lake Est Dr, Pacific, MO and has been a resident since 1998. The aesthetics of the houses being to close to one another. She doesn't feel it blends in with the surrounding area and it's going to be concrete pad one after another. In the evening, traffic is quite frequently backed up 3 to 4 cars turning left as it is. There will be a need for a turn lane in the future.

Barbara Alt, 1951 Patricia Lane, Pacific, MO stated she has been here 23 years. She agreed with what was said before, but she is concerned that Lamar Parkway is the only way emergency vehicles get across it and we need to make sure they can. She is not against development but wants it done correctly. She is also concerned about the shrubs and trees that are on the edge of the road that block the view in people with low sitting cars.

Becky Toney, 947 Silver Lake View, Pacific, MO the company she works for did a layout prior to this one and was impressed with the positive things that were said about it. The public notice that was put out that explains who, what, where, and why, the sign said to call the City. The notification to the public needs to be better. Mayor Myers stated recently this was changed by the Board and they can get all the facts by calling up here or getting them at the website. Ms. Toney continued that every developer puts up notices, and they pay for it, this is a reimbursable expense. She recommends informing the public better. She was at the Planning & Zoning Meeting, and she was surprised that the PUD was included in the zoning. The zoning director told them they had to pass the zoning or they would be sued, so they passed it. There was no discussion about the PUD, no conditions, no discussions. On the Huntington development Planning & Zoning said they couldn't have any houses backing out onto Lamar Parkway, they had to either have a rear entrance to the garage or a side entrance. She asked what the street directions would be, one way or two way, would there be a turn lane, would there be a street light or stop sign, parking on the street, what is the penalty going to be if no parking? Where are the mailboxes going to be and where will trash be picked up? She also suggested a different name, as Brush Creek is the sewer district.

Henry Hahn, 58 Cedar Brook, Pacific, MO thanked Mrs. Barfield for working on the resolution for the train. This will bring people into the town and help the businesses. As far as Lamar Parkway his concern is the water running down the road turning to ice.

Sean Brinker – had to leave

Jake Koelling, 2597 Hwy 100, Gray Summit, MO thanked them for broadcasting this live. He thought they were doing a great job and a lot of good things. When it comes to voting, are you doing this unbiased? Mayor Myers stated that is the nature of this Board, they consider everything they have heard. A lot of people concerned about safety, out of curiosity, Gary is my father, he was not allowed to vote at Planning & Zoning because he lived there. He's confused

about kids playing in the street, and Mr. Eversmeyer made a statement about kids not playing outside, there are a lot of people here that have kids that do play. His father was denied because he was biased. The Aldermen have already expressed their thoughts about playing in the street. Mayor Myers stated everyone has their own feelings, but it has nothing to do with why Gary recused himself from the vote. Whenever any of us have a personal association, we all excuse ourselves from the vote. He just wanted to make sure going into the vote, people here already have made comments. The Comprehensive Plan, the 55 and up community was denied, did it not fit the Comp. Plan? Mayor Myers stated there was no 55 and up community in the plan. He wants rooftops as well, but he heard a lot of Aldermen for the retirement center, but what makes it different than this one. The comments are confusing to him. The Planning & Zoning Director made comments of lawsuits, and he thought he should be here as well. Mayor Myers said there is not a Planning & Zoning Director. Alderman Nemeth offered to speak with him if he wanted to contact him.

Kelly Mason, 2748 Old Gray Summit Road, Pacific, MO stated the night of Planning & Zoning she sat on Lamar Parkway for 14 cars in traffic. How are the cars in the driveway going to get out when there is a constant line of traffic?

Donald Moore, 1727 S. Hwy N, Pacific, MO passed.

Scott Lesh, Old Gray Summit Road, Pacific, MO stated a lot of the points have been covered. The zoning for the homes with the density is what he wanted to speak of. The zoning currently called for on Lamar Parkway is R1C, most of the development is R1E. Lots that are adjacent to the proposed parcel to the west is R1E and are 2 -3 acres lots. The numbers are off, they don't include the roadway. If the square footages are added up the number is different, which is 13 more homes from R1C as requested. The zoning is very dense, and homes 6' apart is going to look very different. Page 122 of Comp Plan speaks to matching the existing homes. This type of development is not going to match where it is sitting. The traffic down Old Gray Summit Road is not just residential, the ramps were moved and it changed the traffic on that road. Lamar Parkway prohibits over 18,000 lbs. trucks but their GPS still sends them this way. Half the homes (33) are 7,500 square foot homes or less. He is not against building, we need to grow, but this doesn't meet the density around it. The 18 wheelers lose tires, there is a lot of different traffic out there. We need to consult our EMS and the School District and Fire Chief for their input. He has spoke to everyone on his street between Lamar Parkway and Hwy N.

Mayor Myers stated that was all the speaker cards. He closed the public hearing. Alderman Adams thought everyone did a good job and they were helpful. He thought we heard some things that need to be considered in the next 2 weeks. He would ask the developer to consider some of the things they heard, and he would be willing to sit down with them.

b. A Public Hearing to hear comments on a proposal to increase the City's Wastewater User Charges. The City is proposing to raise the wastewater volume charge from the current \$ 2.92 per thousand gallons, or fraction thereof, to \$ 4.14 per thousand gallons, or fraction thereof.

This increase amounts to a monthly increase of \$ 6.10 for 5,000 gallon user. The monthly minimum charge (\$12.57) is proposed to remain the same.

Mayor Myers read the public hearing into the record. He opened the floor for comments from the public. He has no speaker cards and asked if anyone wanted to speak.

Henry Hahn, asked if the summer winter calculation was done on the rates. Mayor Myers stated yes, they do that.

There being no further comments, the public hearing was closed.

### **Public Participation**

No other cards this evening.

### **New Bills**

Bill No. 5089 An Ordinance amending the Fiscal Year 2021-2022 Budget and Wage and Salary Schedule for appointed officials and employees of the City of Pacific. (1<sup>st</sup> reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 5089 by title only for the first reading.

City Clerk Barfield stated there were no sponsors for the new bills.

Bill No. 5090 – Alderman Nemeth stated he would sponsor.

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Bill No. 5090 An Ordinance amending the Parking restrictions on Lisa Lane (1<sup>st</sup> reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 5090 by title only for the first reading.

Bill No. 5091 An Ordinance approving a Zoning Change (Map Amendment) from R-1C Single Family Residential to R-1B PUD-PDR Residential and Accepting and Approving a Planned Unit Development for property at Old Gray Summit Road and Lamar Parkway, Franklin County Parcel ID: 19-1-11.0-3-099-005.000, further described as "The Manors at Brush Creek", in the City of Pacific, Missouri. (1<sup>st</sup> reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 5091 by title only for the first reading.



Bill No. 5091 – Alderman Eversmeyer stated he would sponsor.

Bill No. 5092 An Ordinance to authorize the Mayor to execute an Agreement between the City of Pacific, Missouri and the Missouri Highway and Transportation Commission providing for construction of West Osage Sidewalk Connections Improvements, Federal Project No. 5419(614) (1<sup>st</sup> reading)

Bill No. 5092 – Alderman Adams stated he would sponsor.

As posted pursuant to the ordinance, Mayor Myers read Bill No. 5092 by title only for the first reading.

Bill No. 5093 An Ordinance amending the User Charge System for the City of Pacific to provide funds needed to pay for upgrades and expenses associated with the City's Sewer System. (1<sup>st</sup> reading)

As posted pursuant to the ordinance, Mayor Myers read Bill No. 5093 by title only for the first reading.

Bill No. 5093 – Alderman Frick stated he would sponsor.

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

**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 (City Hall and Public Improvements Project), Series 2011 and a portion of the costs of a project; and authorizing the execution of certain documents and actions in connection therewith. (2<sup>nd</sup> reading)**

As posted pursuant to the ordinance, Mayor Myers read Bill No. 5087 by title only for the second reading. Motion made by Alderman Nemeth seconded by Alderman Adams to approve Bill No. 5087. A roll call vote was taken with the following results: Ayes: Alderman Nemeth, Alderman Adams, Alderman Frick, Alderman Eversmeyer, Alderman Stotler. Nays: none. **Whereupon, Mayor Myers declared Bill No. 5087 becomes Ordinance No. 3271.**

#### **Unfinished Business**

#### **New Business**

**Resolution No. 2021-32 A Resolution authorizing the Transfer of Funds from the Water and Sewer Fund to the Leasehold Revenue Bond for the Administrative Fee for the Municipal Assistance Bond.**

Mayor Myers read Resolution No. 2021-32 by title only into the record. He asked for any discussion or amendments. **Motion made by Alderman Adams, seconded by Alderman Stotler to approve. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

**Resolution No. 2021-33 A Resolution affirming the Missouri Records Management Law For the efficient management and disposal of official records of the City of Pacific.**

Mayor Myers read Resolution No. 2021-33 by title only into the record. He asked for any discussion or amendments. **Motion made by Alderman Eversmeyer, seconded by Alderman Frick to approve Resolution No. 2021-33. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

**Resolution No. 2021-34 A Resolution reaffirming the City of Pacific as “Train Town USA” recognizing Pacific as a place of historical significance to the railroad and requesting their support in establishing Pacific Missouri as a scheduled stop on August 29, 2021.**

Mayor Myers read Resolution No. 2021-34 by title only into the record. He asked for any discussion or amendments. **Motion made by Alderman Adams, seconded by Alderman Stotler to approve Resolution No. 2021-34. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

**Resolution No. 2021-35 A Resolution authorizing the Transfer of Funds from the Water and Sewer Fund to the Leasehold Revenue Bond for the interest payment of the Municipal Assistance Bond Series 2012.**

Mayor Myers read Resolution No. 2021-35 by title only into the record. He asked for any discussion. **Motion made by Alderman Eversmeyer, seconded by Alderman Stotler to approve Resolution No. 2021-35. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

**Resolution No. 2021-36 A Resolution to accept a Preliminary Plat for The Manors at Brush Creek, McBride Berra Land Company LLC, Applicant.**

Mayor Myers read Resolution No. 2021-36 by title only into the record. He asked for any discussion. Administrator Roth stated this was noted in his report, the Preliminary Plan is done by resolution, but he would suggest tabling this until the next meeting. **Motion made by Alderman Nemeth, seconded by Alderman Adams to table Resolution No. 2021-36. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

**Resolution No. 2021-37 A Resolution authorizing and directing the mayor to execute a Contract Agreement for the Demolition of 222 North First Street property in the City of Pacific.**

Mayor Myers read Resolution No. 2021-37 by title only into the record. He asked for any discussion. **Motion made by Alderman Frick, seconded by Alderman Nemeth to approve Resolution No. 2021-37. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

**Resolution No. 2021-38 A Resolution authorizing and directing the mayor to execute a Contract Agreement for the St. Louis and Phelan Street Water Main Improvement Project.**

Mayor Myers read Resolution No. 2021-38 by title only into the record. He asked for any discussion. **Motion made by Alderman Adams, seconded by Alderman Eversmeyer to approve Resolution No. 2021-38. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

### City Administrator Report

Administrator Roth stated he was off on vacation, but it is a busy time. The fiscal year ended June 30, 2021.

I-44 Ramps – Alderman Adams asked if there was any follow-up on this. He had recommended that this be given to the Beautification Committee. This would be to clean up the ramps to come up with a plan, landscaping, etc. Mayor Myers stated they would need a lot of support from us. Alderman Nemeth thought this started with regular mowing and trash pickup. Alderman Adams stated they would get help from staff along with funding from the City. **Motion made by Alderman Adams, seconded by Alderman Nemeth that this becomes a real project and is sent to the Beautification Committee. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion approved.**

Phelan St – Administrator Roth stated Cochran is looking at this area. Viaduct St. is also included in this.

### Chief of Police

Chief Melieus stated after the rain the Block Party was a success. The fireworks were one of the largest ones he has seen for this size of town. There were no arrests and no problems. He hopes there are many more of these kinds of events.

Organization readiness – since April we have completed full inventory assigned to the department and officers making sure it is in a state of readiness. Also making the facility more work friendly and efficient including the jail system. This is all geared to accreditation of the department.

New style of cameras – they are a good tool. Request for cameras is short term. There are

portable cameras available that he thinks would work better for some of our needs. These are fairly expensive. He can bring estimates of cost to the next meeting.

Application for Special Events – Chief would like to make changes to the form to include a more comprehensive detail.

### **Public Works Commissioner Brueggemann**

621 Osage – Commissioner Brueggemann has contacted MoDot about the dead tree and they are working on removing it.

Westbound I-44 ramp – He contacted MoDot about the no parking on the ramp. They will look into it but also asked if we had an ordinance for this. **Motion made by Alderman Nemeth, seconded by Alderman Stotler for Attorney Jones to look into this and if needed draft an ordinance for this as a no parking area. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

a. ADAMS Garden waterfall work

Public Works Commissioner Brueggemann stated the quotes to fix the waterfall are from \$10,000 to \$ 17,000 so we are trying to fix the liner ourselves.

Alderman Adams stated the trees coming out of Hawthorne need trimmed.

### **City Attorney Report**

Attorney Jones stated there was a draft ordinance in the packet regarding the waiver of fees. This was from discussion from Collector Kelley regarding the request to waive the permit fees. He found case law on this and it has to be for “good cause”. The ordinance lines out a “process” and this should be sparingly applied. The Board of Aldermen would determine if there was “good cause” and it would have to be stated in the minutes why. Alderman Adams stated he would sponsor the bill.

**Motion made by Alderman Adams to bring back to the next meeting for the first reading and he would sponsor the bill. Alderman Nemeth seconded the motion. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

### **Miscellaneous**

a. Approve Special Events Permit for Walsh Real Estate Team for September 11, 2021 with fee waived.

**Motion made by Alderman Adams, seconded by Alderman Nemeth to approve the Special**

**Events Permit for Walsh Real Estate with the fee being waived. A voice vote was taken with an affirmative result.**

b. Pacific Youth Association – Approve Liquor License Application with Sunday Sales for the PYA. **Motion made by Alderman Adams, seconded by Alderman Frick to approve. This approves a Liquor License from the PYA with approval from the state. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

Alderman Eversmeyer stated this is an annual renewal and it will take a little while with the State. City Clerk Barfield stated the City will issue contingent on the State's approval. Attorney Jones stated this is a 3-step process.

### Reports of City officials

Alderman Nemeth – No report.

Alderman Adams – Old Gray Summit Road – there is a portion that is in our city limits that we are responsible for and then another portion we aren't responsible for, the county is. Administrator Roth stated yes, the portion west of Ridge Meadows. Alderman Adams stated we needed to bring all of Old Gray Summit Road to the City so we are in a position to redevelop the road with developers. **Motion made by Alderman Adams for the City Attorney to move forward with a Draft Agreement with Franklin County regarding this part of Old Gray Summit Road making it our responsibility. We need to apply to the county for them to turn it over to us. Administrator Roth stated this was started when Hummingbird Hills came to the city. This motion was seconded by Alderman Nemeth. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

Project at First and Osage – Nancy Omer has been under the weather, but she needs help with this project. This is for the mural. He asked that the Board consider making this a City project and get this done by the deadline. He suggested this be sent to a committee. Mayor Myers suggested Operations Committee, although there is a committee outside the city that has been working on this. MoDot is not against this, they have regulations that the concrete has to be prepped. Two of the property owners were for it and two were against it, but this is MoDots wall. **Motion made by Alderman Adams to spearhead this project in conjunction with Nancy Omer and this be sent to the Operations Committee. Motion was seconded by Alderman Frick. A voice vote was taken with an affirmative result, and Mayor Myers declared the motion carried.**

Alderman Frick – he had a few calls from seniors about the wastewater surcharge. He asked if there was any assistance that would be available for them. Some of them are in a difficult place. Mayor Myers stated on the State level with the circuit breaker that may be helpful. Attorney Jones stated there are only two municipalities in St. Louis County that still own their own utilities. We are involved in litigation regarding the sewer rate, so a waiver is probably not

a good idea.

Route 66 – Alderman Frick suggested some improvements to Jensen’s Point, such as the steps. He also thought a plaque explaining the importance of it would highlight the city. This is a very unique place, with a true value. Mayor Myers reminded everyone we have a brand-new Parks Master Plan and has a suggested plan for every park. He asked that this be brought up at the next Park Board meeting and prioritize them.

Alderman Eversmeyer – the fence at the B&B on St. Louis St. Is there any update since the Board of Adjustment meeting? Administrator Roth stated staff would investigate this.

Alderman Stotler – No report

**Adjournment**

There being no further business, motion by Alderman Nemeth, seconded by Alderman Frick to adjourn. A voice vote was taken with an affirmative result. The meeting adjourned at 9:48 p.m.

  
Steve Myers, Mayor

ATTEST:  
  
City Clerk

