

**Board of Aldermen Regular Meeting Minutes
Monday August 5, 2013**

A regular work session meeting and public hearing of the Board of Aldermen of the City of Peculiar, Missouri, was held in the Council Chambers in City Hall at 6:30 p.m. on Monday August 5, 2013. Mayor Ernest Jungmeyer called the meeting to order and all who were present joined in reciting the Pledge of Allegiance.

The following aldermen responded to roll call: Michael Gallagher, Veronika Ray, Donald Turner, Bob Fines, Holly Stark and Homer Dunsworth.

City Staff present for the meeting were City Administrator Brad Ratliff, City Attorney Reid Holbrook, City Engineer Carl Brooks, Chief of Police Harry Gurin, City Clerk Nick Jacobs, City Planner Clifford McDonald, and Business Office Manager Trudy Prickett.

Agenda Request – Missouri Main Street Presentation

Jeanine Rann addressed the Board pertaining to some of the accomplishments of Downtown Peculiar Arts & Culture District (DPAC) over the last year through their partnership with Missouri Main Street. She outlined some of the steps DPACD has taken and needs to take to insure that the downtown keeps growing as it has.

Brenda Conway with DPACD addressed the Board sharing more details of what the City should see now and be seeing in the near future.

Business

- A. Bill No. 2013-13 - AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI AMENDING PECULIAR MUNICIPAL CODE § 710.070 TO INCLUDE SUBSECTIONS D, E, AND F, OUTLINING THE RESPONSIBILITY OF THE CITY/PROPERTY OWNER IN REFERENCE TO THE WATER DISTRIBUTION SYSTEM.**

**2nd Reading*

City Clerk Nick Jacobs addressed the Board pertaining to the line of responsibility which needs to be established on where water meters are located outside of City Owned Right of Way or Easements.

Alderman Gallagher stated that he spoke with a former City Inspector who stated that it was the Board who authorized the meters to be placed in the basement. He also spoke with the developer and the developer stated that he has paperwork showing he was allowed to do so.

Alderman Stark commented that the developer may have been granted permission from City Staff but it was not made official through the Board of Aldermen.

Alderman Turner stated that this type of Ordinance is standard in the other places where he has lived with the meter being inside the home.

There was further discussion amongst the Board.

Brad Ratliff explained that as with all other residents in the City the resident is responsible for the maintenance and repair of anything beyond the City's Right of Way or easement.

George Davis 22608 Cole Court addressed the Board as the HOA President of Windmill Country Estates. He stated that he had a meeting with City staff earlier and was a little confused. He said in the meeting he was told he had to move the meter outside.

Staff commented that this Ordinance does not require them to move the meter.

There was further discussion between Mr. Davis and the Board pertaining to the responsibility of the water line.

Dale Allen 11303 Hamilton Drive addressed the Board asking why Windmill was not notified of the first reading of the bill.

Alderman Stark asked if staff notified Windmill of the meeting.

Carl Brooks commented that he and David Shroust met with Mr. Davis the day of the Board Meeting on Jul 15th.

There was further discussion amongst the Board and staff.

Alderman Stark moved to have the 2nd reading of Bill No. 2013-13 by title only, seconded by Alderman Turner and was approved by a 4-2 voice vote with Aldermen Gallagher & Dunsworth casting the Nay votes. Alderman Stark moved to accept the 2nd reading of Bill No. 2013-13 and place it on final passage as Ordinance No. 08052013, seconded by Alderman Turner was accepted by the following 4-2 Roll call vote.

Alderman Gallagher	Nay	Alderman Ray	Aye
Alderman Dunsworth	Nay	Alderman Stark	Aye
Alderman Fines	Aye	Alderman Turner	Aye

B. Bill No. 2013-14 - AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI AMENDING PECULIAR MUNICIPAL CODE § 700.010 AND PERMITTING ADDITIONAL IRRIGATION METER CONNECTIONS TO THE CITY'S WATER WORKS SYSTEM.

**1st Reading*

Carl Brooks addressed the Board stating that an individual has requested to have a second meter set which is larger than what our current code allows. This Ordinance would allow the City Engineer to approve a connection larger than ¾". It would also allow the fee to be adjusted by the fee schedule.

Alderman Stark moved to have the 1st reading of Bill No. 2013-14 by title only, seconded by Alderman Gallagher and was approved by a 6-0 voice vote. Alderman Stark moved to accept the 1st reading of Bill No. 2013-14, seconded by Alderman Turner was approved by a 6-0 Roll voice vote.

C. Resolution 2013-35 - A RESOLUTION OF THE BOARD OF ADLERMEN OF THE CITY OF PECULIAR, MISSOURI APPROVING THE MAYOR TO ENTER INTO A CONTRACT WITH SUPERIOR BOWEN ASPHALT COMPANY, LLC FOR THE 2013 STREET OVERLAY PROGRAM AND AUTHORIZING CITY STAFF TO AMEND THE BUDGET TO ESTABLISH FUNDING FOR THE STREET OVERLAY PROJECT

Carl Brooks addressed the Board regarding how the funds would be distributed to repair, patch and overlay certain streets around the City. There was discussion pertaining to some of the details of each intersection and portion of streets to be fixed.

Alderman Stark moved to accept Resolution 2013-35, seconded by Alderman Dunsworth and the Resolution was approved by the following 6-0 Roll call vote.

Alderman Gallagher	Aye	Alderman Ray	Aye
Alderman Dunsworth	Aye	Alderman Stark	Aye
Alderman Fines	Aye	Alderman Turner	Aye

Topics for Discussion

Video about Ray-Pec Community Alliance

Police Chief Harry Gurin addressed the Board regarding an anti-bullying campaign that will kick off of the 16th of the month at Ray-Pec Football Field. There was a video shown that was created by the alliance.

Chief of Police Letter to Board of Aldermen

Police Chief Harry Gurin addressed the Board regarding the use of Forfeiture Funds that have been received in connection with the 2004 Casstel case which the Peculiar Police department assisted in. There was discussion amongst the Board and Staff about what to spend the money on.

Alderman Concerns or Additional Topics for Discussion by Aldermen

Alderman Stark commented that she was contacted by an individual in Twin Oaks regarding the detention pond backing up into their property.

Staff commented that the property is owned by the Twin Oaks Homeowners Association which does not exist. The City is currently exploring options to be able to bill for the work being done on this property.

Staff commented that they would hope to have a handle on the situation and try and get it corrected by the end of August.

Alderman Ray asked about the temporary signs along C Highway.

Staff commented that they could attain a temporary sign permit which was believed to be good for 6 weeks.

Alderman Gallagher asked if there was anything that the City can do about the vehicles being parked in the back and sign yards of Twin Oaks Subdivision.

Staff commented that the City cannot enforce Subdivisions Covenants, Codes & Restrictions. It would need to be taken up in a civil court.

Paul Johnson 12008 White Oak addressed the Board regarding the formation of the Twin Oaks Home Owners Association. He told the Board that he had contacted some of the other residents and brought to their attention some of the things that have been bothering them about the creation of a Home Owners Association.

Alderman Stark responded that the City cannot enforce a subdivision's Covenants, Codes & Restrictions.

More discussion ensued.

Executive Session

At 8:40 p.m. Alderman Stark made a motion to leave regular session and enter executive session under RSMO 610.021(2) not to last more than 25 minutes. Seconded by Alderman Gallagher and was approved by a 6-0 Roll Call vote.

On a motion from Alderman Stark, second from Alderman Dunsworth, the meeting was adjourned at 9:10pm with a 6-0 voice vote.

Adjournment

Regular session minutes were taken and transcribed by Nick Jacobs, City Clerk.

Nick Jacobs, City Clerk

Approved by the Board of Aldermen: 8/19/2013