

**Board of Aldermen Regular Meeting Minutes
Monday March 17, 2014**

A regular 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 March 17, 2014. 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, Holly Stark, Bob Fines, Donald Turner, Homer Dunsworth and Veronika Ray.

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 and City Planner Cliff McDonald.

Consent Agenda

- A. Approval of the Agenda**
- B. Approval of the Draft Minutes of February 18, 2014 BOA Meeting.**
- C. Approval of the Draft Minutes of March 3, 2014 Work Session Meeting.**

On a motion made by Alderman Stark and seconded by Alderman Turner the consent agenda was approved by a unanimous voice vote.

New Business

- A. Bill No. 2014-08 - AN ORDINANCE OF THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI APPROVING AND ACCEPTING THE INTERLOCAL AGREEMENT WITH CASS COUNTY FOR THE REPAVEMENT OF SCHOOL ROAD FROM E. 203RD STREET TO E. 211TH STREET.
1st Reading*

City Administrator Brad Ratliff addressed the Board regarding the proposed agreement with Cass County for the repavement of School Road from E. 203rd St. to E. 211th St. Brad gave an overview of how this agreement came to be as this is an ongoing issue since 2009. In April of last year this was brought to the Board as well as to the City Council of Raymore and was not approved by Raymore. This time the Cass County Commissioners will be working solely with Peculiar and will split the cost 55% to 45%. This project is also being submitted for grant funding from Mid America Regional Council. This contract has been reviewed by legal counsel as well as engineering and is believed to be sound.

Presiding Commissioner Jeff Cox addressed the Board on behalf of Cass County. He gave an update of the total project. The project is broken into 3 phases which are Hubach Hill to 195th St, 195th St to 203rd St and 203rd St to 211th St. Phase 1 is currently ready to go out to bid. He also gave a brief overview of last years proposed agreements with Peculiar and Raymore. This time Raymore will not be involved. Cass County will be responsible for all 3 phases and will split phase 3 with Peculiar at 55% County 45% Peculiar. Commissioner Cox pointed out some changes from last time which include the plan for a sidewalk on the school property and the removal of the "T" intersection at 211th St and School Rd since it will be a part of the cost share agreement with MoDOT. If this bill was approved on a first reading tonight it would go before the County Commissioners on March 20th for final approval through the County before the 2nd reading approving the agreement for the City.

Brad commented that it is an 80/20 split on the grant. He commented that based on the bonding capacity that we currently have we are \$200,000 short of this project. He plans to put before the Board to save the money distributed from Cass County to help make this short fall.

There was some discussion amongst the Board.
There was no public comment.

Alderman Stark made a motion to have the first reading of Bill No. 2014-08 by title only. The motion was seconded by Alderman Dunsworth and was accepted by a 6-0 all in favor vote. Alderman Stark made a motion to accept the first reading of Bill No. 2014-08, seconded by Alderman Dunsworth and was accepted by a 6-0 all in favor vote.

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

- B. Resolution 2014-15 – A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH STEVEN G. SAKOULAS AS MUNICIPAL JUDGE FOR THE CITY OF PECULIAR**

Brad Ratliff commented that current Municipal Judge Brian Round was selected as an Associate Judge for Jackson County. March 10th was Judge Round's last court date and they wanted to appoint a new judge by the next court date which is March 31st. He stated that Steve Sakoulas has been the Prosecutor for Peculiar since 2007 and has done a great job and staff recommends appointing him to Municipal Judge.
No comments from the Board.

No public comment.

Alderman Stark made a motion to adopt Resolution No. 2014-15. The motion was seconded by Alderman Dunsworth and was accepted by a 6-0 roll call vote.

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

C.Resolution 2014-16 – A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH CLAYTON A. JONES AS PROSECUTING ATTORNEY FOR THE CITY OF PECULIAR

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Brad commented that with the appointment of Mr. Sakoulas there is a need to appoint a prosecutor. Mr. Jones submitted for the position along with 10 other candidates. He received rave reviews from other attorneys and elected officials. Staff recommends appointing Clayton Jones to City Prosecutor.

Alderman Stark asked if the contract was the same as the current one. Staff commented that there were no changes. No public comment.

Alderman Stark made a motion to adopt Resolution No. 2014-16. The motion was seconded by Alderman Dunsworth and was accepted by a 6-0 roll call vote.

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

City Clerk Nick Jacobs swore in Clayton Jones as Prosecuting Attorney for the City of Peculiar.

D.Resolution 2014-10 - A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI WITH RESPECT TO THE PROPOSED ANNEXATION OF CERTAIN UNINCORPORATED AREAS TO THE CITY OF PECULIAR, MISSOURI.

City Planner Cliff McDonald addressed the Board pertaining to the upcoming annexation of certain properties. This resolution will begin the involuntary annexation process. All properties exceed the required 15% contiguous boundary as required by state statute. All properties except for tract 2 are pointed out in the City's 3, 8, and 13 Year Annexation Plan that was adopted by the Board in October 2013.

Alderman Turner asked what the process would be to argue against being annexed into the City. Staff commented that if approved by the voters then it will go before the Cass County Circuit Court for final approval which is where someone can be contest the annexation.

There was further discussion amongst the Board.

Staff commented that this Resolution begins the process for staff to begin contacting property owners and scheduling public hearings and so forth. No public comment.

Alderman Stark made a motion to adopt Resolution No. 2014-10. The motion was seconded by Alderman Dunsworth and was accepted by a 5-1 roll call vote.

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

E. Resolution 2014-11 - A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI CALLING FOR AN ELECTION ON THE ANNEXATION OF CERTIN UNINCORPORATED AREAS.

Cliff McDonald addressed the Board. He stated that this Resolution calls for the election in August 2014 and directs staff to put it on the ballot.

No public comment.

Alderman Stark made a motion to adopt Resolution No. 2014-11. The motion was seconded by Alderman Dunsworth and was accepted by a 5-1 roll call vote.

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

F. Resolution 2014-12 -A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH EXCALIBUR CONTRACTING FOR THE PURPOSES OF MOWING AND EDGE TRIMMING FOR CITY PROPERTIES IN PECULIAR, MISSOURI

City Engineer Carl Brooks addressed the Board. He stated that there were 6 bids received and Excalibur was the cheapest. The contract is for 1 year with an optional 2 year renewals.

Alderman Turner asked if it was brought to the Park Board.
Staff commented that it was brought to and approved by the Park Board.
No public comment.

Alderman Stark made a motion to adopt Resolution No. 2014-12. The motion was seconded by Alderman Dunsworth and was accepted by a 6-0 roll call vote.

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

G. Resolution 2014-13 - A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH MIKE JOHNSON OF EXCALIBUR CONTRACTING FOR THE PURPOSE OF PERFORMING GENERAL MAINTENANCE FOR CITY PARKS IN PECULIAR, MISSOURI

Parks and Recreation Director Nathan Musteen addressed the Board regarding the pending contract. Excalibur Contracting was the only bid received and he has been doing this work for the City the last 3 years. He commented that Excalibur offered a suggestion to have a lower rate for game day preparations, which staff applied in the contract.

Alderman Stark asked why on the bid tab the E-Verify space was blank.
Staff commented that Trudy does the E-Verify.

Alderman Gallagher asked if Excalibur had a plumbing and electrical license.
Staff commented that they believe he is just a general contractor and if any work was outside of the normal duties the City would quote any work.

No public comment.

Alderman Stark made a motion to adopt Resolution No. 2014-13. The motion was seconded by Alderman Gallagher and was accepted by a 6-0 roll call vote.

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

H. Resolution 2014-14 - A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH EXCALIBUR CONTRACTING FOR THE PURPOSES OF SNOW REMOVAL AND ICE CONTROL FOR CITY PROPERTIES AND ROW IN PECULIAR, MISSOURI

Carl Brooks addressed the Board. This RFP received 4 bids and Excalibur was the cheapest for service provided. this is an emergency stand by contract in case equipment goes down or there is a large storm.

Alderman Turner asked how many times in the past would we have utilized a contract like this.
Staff commented that we could have used some help last year when the City received 22 inches of snow in 3 days or when 4 of the 5 trucks went down.

Alderman Gallagher asked about how many breakdowns have happened this year.
Staff commented that the 2008 dump truck had a piece break but it was fixed promptly.

No public comment.

Alderman Stark made a motion to adopt Resolution No. 2014-14. The motion was seconded by Alderman Dunsworth and was accepted by a 6-0 roll call vote.

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

I. Resolution 2014-17 - A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI APPROVING AND ACCEPTING A SUPPLEMENTAL AGREEMENT WITH LAND3 STUDIOS ARCHITECTURE FIRM FOR DESIGN AND CONSTRUCTION PHASE SERVICES OF THE RAISBECK PARK RENOVATION PROJECT.

Nathan Musteen addressed the Board. He stated that this is a 2 part agreement. The first addressed the things that Land3 Studios has done outside of the original agreement. The 2nd part allows Land3 Studios to be the Project Manager for the Raisebeck project and allows for the well process to move forward.

Alderman Turner asked if this would require a budget amendment.
Staff commented that yes this would.

No public comment.

Alderman Stark made a motion to adopt Resolution No. 2014-17. The motion was seconded by Alderman Dunsworth and was accepted by a 6-0 roll call vote.

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

J. Bill No. 2014-06 - AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI ALTERING THE QUALIFICATIONS OF ALDERMEN AND AMENDING SECTION 110.010 OF THE PECULIAR MUNICIPAL CODE.

**** 1st Reading***

City Attorney Reid Holbrook addressed the Board regarding the recent updates to Missouri State Statutes. This bill lowers the age requirement for Aldermen from 21 to 18 years old. This bill will bring City Code in compliance with State Statutes.

No Board comment.
No public comment.

Alderman Stark made a motion to have the first reading of Bill No. 2014-06 by title only. The motion was seconded by Alderman Gallagher and was accepted by a 6-0 all in favor vote. Alderman Stark made a motion to accept the first reading of Bill No. 2014-06, seconded by Alderman Turner and was accepted by a 6-0 all in favor vote.

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

K. Bill No. 2014-07 - AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI ALTERING THE MEANS IN WHICH VOTES MAY BE TAKEN BY THE MEMBERS OF THE BOARD OF ALDERMEN AND AMENDING SECTION 110.060 OF THE PECULIAR MUNICIPAL CODE.

**** 1st Reading***

City Attorney Reid Holbrook addressed the Board regarding the recent updates to Missouri State Statutes. This bill allows roll call votes to be cast via videoconferencing. This bill will bring City Code in compliance with State Statutes.

Alderman Fines stated that this can only be used twice and then the individual can no longer cast a vote.
Staff commented that he is correct.

Alderman Stark made a motion to have the first reading of Bill No. 2014-08 by title only. The motion was seconded by Alderman Gallagher and was accepted by a 6-0 all in favor vote. Alderman Stark made a motion to accept the first reading of Bill No. 2014-08, seconded by Alderman Turner and was accepted by a 6-0 all in favor vote.

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

City Administrator Report

The City received word from MoDOT on the Rockhaven Bridge over i-49 that the bids had been rejected and will be rebid. There has been 1 new housing permit issued and builders seem to be buying up vacant lots around town. There has been talk amongst the elected officials of Raymore about potentially sending their kids to Peculiar for soccer. The Police Garage has almost finished renovations to be utilized for the officers. The renovations at the Police Department are going nicely. The City is submitting 211th street from the new outer road to School road for STP funding. The City will also submit the whole Cost Share agreement for TIGER grant funds. The City received favorable marks last year and hope to get awarded this year. Water Department received an engineering grant. Belton approached us to see if Peculiar would like to save its money for asphalt overlay programs this year and try and do more repairs next year to get a better deal. Water loss was at 3.65% this month which is fantastic. J/C Traffic Signals should be completed by July. Monument sign has been advertised with a pre-bid meeting on March 18th. Ground storage tank is moving forward.

Alderman Stark asked if the equipment counting cars on the interchange was for our study or was it MoDOT.
Staff commented that it must be MoDOT.

Alderman Gallagher asked about traffic signals on the outer roads.
Staff commented that MoDOT does not like putting signals that close to the interchange.

Alderman Concerns

Alderman Turner praised Public Works for applying some patching to some of the potholes around town.

Alderman Gallagher asked about the bridge on School Road.
Staff commented that it will be completed when the asphalt plants open.

Alderman Directives

Bring back 2nd reading of bill 2014-08 Agreement with Cass County.
Mayor sign contracts for Judge and Prosecutor.
Move forward with annexation.
Mayor sign contracts with Excalibur Contracting for Mowing, Park Maintenance, Snow Removal, and Land3 Supplemental Agreement.
Bring back Bills 2014-06 and 2014-07 for 2nd reading.

Adjournment

On a motion from Alderman Stark, second from Alderman Dunsworth, the meeting was adjourned at 8:03pm with a 6-0 voice vote.

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

Nick Jacobs, City Clerk

Approved by the Board of Aldermen: