

**Board of Aldermen Regular Meeting Minutes
Monday May 5, 2014**

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 May 5, 2014. Mayor Holly Stark called the meeting to order and all who were present joined in reciting the Pledge of Allegiance.

The following aldermen responded to roll call: Veronika Ray, Donald Turner, Bob Fines, Jerry Ford, and Kelsie McCrea. Patrick Roberts was absent.

City Staff present for the meeting were City Administrator Brad Ratliff, City Attorney Reid Holbrook, City Engineer Carl Brooks, Police Sargent James Kirkpatrick, City Clerk Nick Jacobs, City Planner Clifford McDonald, Business Office Manager Trudy Prickett, and Parks & Recreation Director Nathan Musteen.

At 6:33pm Alderman Turner made a motion to leave regular session and enter into a public hearing. The motion was seconded by Alderman Ford and was approved by a 5-0 all in favor vote with Alderman Roberts being absent.

Public Hearing & Annexation Plan of Intent - Cliff McDonald

City planner Cliff McDonald addressed the Board pertaining to the City's Plan of Intent for the upcoming annexation. This is a statutory requirement and it outlines the services in which the City currently provides, what services the City will provide, the timeline for providing said services, what the current tax rates are, and what the zoning designation will be if annexed.

Tract 1 is commonly known as 21604 S. School Road. It is currently bordered 100% by current City limits. The property is identified as a priority in the City's 3, 8, and 13 year annexation plan. The property currently has water service readily available via a 4 inch water line. Sewer Service is available to the north of the property within 100 feet of the property line. Fire Protection is currently handled by West peculiar Fire Protection District and will not change. The property is currently served by Cass County Sheriff's department and will begin being served by the Peculiar Police Department at no additional cost. The zoning upon annexation will be R-1 Single family Residential.

Tract 2 is commonly known as 9707 E State Route YY. It is currently bordered 67% by current City Limits. Water Service would be presented by Public Water Supply District # 7. Sewer Service would be provided by the City off of the Sanitary Sewer main in Setter's Pointe Subdivision. Fire Protection is currently handled by West peculiar Fire Protection District and will not change. The property is currently served by Cass County Sheriff's department and will begin being served by the Peculiar Police Department at no additional cost. The zoning upon annexation will be R-1 Single family Residential.

Tract 3 is commonly known as Harper Farm. It is currently bordered 69% by Current City Limits. The property is identified as a priority in the City's 3, 8, and 13 year annexation plan. The property currently has water service readily available via a 10 inch water line on the North border; a 12 inch water main is available on Harper road, and another 10 inch water main on the south property line. Sewer Service is available via a sanitary sewer main running through the center of it. Fire Protection is currently handled by West peculiar Fire Protection District and will not change. The property is currently served by Cass County Sheriff's department and will begin being served by the Peculiar Police Department at no additional cost. The zoning upon annexation will be AG Agriculture

Tract 4 is commonly known as 24110 S Peculiar Drive. It is currently bordered 59% by Current City Limits. The property is identified as a priority in the City's 3, 8, and 13 year annexation plan. The property was originally designated to be annexed in 2004 as a stipulation of a Community Development Block Grant. The property currently has water service provided by Public Water Supply District #10. Sewer Service is currently provided by City of Peculiar. Fire Protection is currently handled by West peculiar Fire Protection District and will not change. The property is currently served by Cass County Sheriff's department and will begin being served by the Peculiar Police Department at no additional cost. The zoning upon annexation will be I-1 Light Industrial.

No Board comments.

Victoria Bailey 22025 S. Knight Road addressed the Board in favor of the annexation.

Joe Ismert CEO of Sioux Chief Mfg. addressed the Board in opposition of the proposed annexation. He said Sioux Chief is operating perfectly fine the way they are.

Joe Ismert Jr. President of Sioux Chief Mfg. addressed the Board in opposition of the proposed annexation. He asked how the contiguous boundary was figured. Staff commented that it is the highway frontage which borders Sioux Chief. He asked what other benefits will be included to the tracts being annexed. Staff commented that the services are outlined in the Plan of Intent.

Martin Cody 239 S Lucille Lane addressed the Board asking if only residents get to vote in the election. Staff commented that residents and anyone living on the tracts to be annexed will get to vote in the election.

Ryan Bevins of Sioux Chief Mfg. addressed the Board asking if there would be any other taxes and fees. Mayor Stark answered that the only tax the City may impose is the yearly tax levy. She stated that the City is unable to impose an Earnings Tax as has been rumored.

Victoria Bailey 22025 S. Knight Road addressed the Board in changing her mind to opposition of the annexation.

At 7:17pm Alderman Turner made a motion to leave public hearing and enter into regular session. The motion was seconded by Alderman Ford and was approved by a 5-0 all in favor vote with Alderman Roberts being absent.

Business

- A. Bill No. 2014-09 - AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI PROVIDING FOR THE EXTENSION OF THE CITY LIMITS OF THE CITY OF PECULIAR, MISSOURI BY EMBRACING AND INCLUDING UNINCORPORATED REAL PROPERTY LOCATED IN SECTIONS 9, 16, 17, 25, AND 26 OF TOWNSHIP 45 NORTH, RANGE 32 WEST IN CASS COUNTY, MISSOURI AND HEREINAFTER PARTICULARLY DESCRIBED.**

**2nd Reading*

Cliff McDonald addressed the Board that this is the second reading of the annexation ordinance. There will be a 3rd reading of the annexation ordinance at the May 19th meeting.

No Board comments.

No public comments.

Alderman Turner moved to have the second reading of Bill No. 2014-09 by title only, seconded by Alderman Fines and was approved by a 5-0 voice vote. Alderman Turner moved to accept the second reading of the bill, seconded by Alderman Fines and approved by the following 4-1 voice vote.

Alderman Ford	Aye	Alderman Ray	Nay
Alderman McCrea	Aye	Alderman Roberts	Absent
Alderman Fines	Aye	Alderman Turner	Aye

- B. Bill No. 2014-10 - AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI AMENDING SECTIONS 210, 310, 380, AND 385 OF PECULIAR MUNICIPAL CODE.**

**2nd Reading*

City Clerk Nick Jacobs addressed the Board regarding the new police codes. This bill addresses Resisting Arrest, Interfering With Government Operations, Move Over for Stopped Emergency Vehicles, Failure to Produce Driver's License on Demand, and Headlights on when Wipers are Required.

No Board comments.

No public comment.

Alderman Turner moved to have the second reading of Bill No. 2014-10 by title only, seconded by Alderman Fines and was approved by a 5-0 voice vote. Alderman Turner moved to accept the second reading of the bill and place on final passage as Ordinance number 05052014, seconded by Alderman Fines and approved by the following 5-0 roll call vote.

Alderman Ford	Aye	Alderman Ray	Aye
Alderman McCrea	Aye	Alderman Roberts	Absent
Alderman Fines	Aye	Alderman Turner	Aye

- C. Bill No. 2014-11 - AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI RESTRICTING THE MEANS BY WHICH A CHIEF MAY BE REMOVED FROM OFFICE AND AMENDING SECTION 115.020 OF THE PECULIAR MUNICIPAL CODE.**

**2nd Reading*

City Clerk Nick Jacobs addressed the Board regarding the proposed bill. He stated that this bill will bring City Code in alliance with Missouri State Statutes.

No Board comments.

No public comments.

Alderman Turner moved to have the second reading of Bill No. 2014-11 by title only, seconded by Alderman Ford and was approved by a 5-0 voice vote. Alderman Turner moved to accept the second reading of the bill and place on final passage as Ordinance number 05052014A, seconded by Alderman Ford and approved by the following 5-0 roll call vote.

Alderman Ford	Aye	Alderman Ray	Aye
Alderman McCrea	Aye	Alderman Roberts	Absent
Alderman Fines	Aye	Alderman Turner	Aye

- D. Bill No. 2014-12 – AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI ESTABLISHING A POLICE ADVISORY BOARD, ESTABLISHING THE DUTIES OF THE BOARD, AND THE METHOD OF APPOINTMENT OF MEMBERSHIP THEREOF.**

**2nd Reading*

City Clerk Nick Jacobs addressed the Board pertaining to the reestablishment of the Police Advisory Board. He stated that it will be primarily an informational tool for the Chief of Police and will be headed by the Police Commissioner.

No Board comment.

Martin Cody 239 S Lucille Lane addressed the Board pertaining any additional cost to the City for the Board.

Mayor Stark stated that it is a volunteer Board and there would be no additional cost to the City.

Alderman Turner moved to have the second reading of Bill No. 2014-12 by title only, seconded by Alderman Ford and was approved by a 5-0 voice vote. Alderman Turner moved to accept the second reading of the bill and place on final passage as Ordinance number 05052014B, seconded by Alderman Fines and approved by the following 5-0 roll call vote.

Alderman Ford	Aye	Alderman Ray	Aye
Alderman McCrea	Aye	Alderman Roberts	Absent
Alderman Fines	Aye	Alderman Turner	Aye

E. Public Hearing Bill No. 2014-13 - AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI SPECIFYING CERTAIN PAVING REQUIREMENTS FOR PARKING LOTS AND DRIVEWAYS AND AMENDING SECTION 400.820 OF THE PECULIAR MUNICIPAL CODE
**1st Reading*

City Planner Cliff McDonald addressed the Board. He stated that this was originally brought to the Board 2 years ago. This went to the Planning Commission and they believe that existing gravel driveways should have an option of asphalt or concrete apron. The new revision addresses that new driveways will be constructed to American Public Works Association section 2200 standards.

Mayor Stark stated that existing gravel driveways are only required to be paved if they expand or wish to upgrade.

Alderman Turner asked why the new revisions to the bill are not going back to Planning Commission.
Mayor Stark stated that it does not change the intent of the bill, just the clarification regarding the language in the bill.

No public comment.

Alderman Ford moved to have the first reading of Bill No. 2014-13 by title only, seconded by Alderman Ray and was approved by a 4-1 voice vote with Alderman Turner casting the nay vote. Alderman Ford moved to accept the first reading of the bill, seconded by Alderman Fines and approved by the following 5-0 voice vote.

Alderman Ford	Aye	Alderman Ray	Aye
Alderman McCrea	Aye	Alderman Roberts	Absent
Alderman Fines	Aye	Alderman Turner	Aye

F. Public Hearing Bill No. 2014-14 - AN ORDINANCE OF THE CITY OF PECULIAR, MISSOURI AMENDING SECTION 400.1800: EXEMPT SIGNS, OF THE PECULIAR MUNICIPAL CODE TO PROVIDE POLITICAL SIGN REQUIREMENTS
1st Reading

City Planner Cliff McDonald addressed the Board regarding political sign requirements. He gave a history of the topic and how it came before the Board tonight. This was presented to the Planning Commission and approved at the last meeting.

Alderman Ford asked if the 7 day removal timeframe could be lowered to 48 hours.
Staff commented that the Board can set whatever timeframe they see fit.

No public comment.

Alderman Turner moved to have the first reading of Bill No. 2014-14 by title only, seconded by Alderman Ford and was approved by a 5-0 voice vote. Alderman Turner moved to accept the first reading of the bill, seconded by Alderman Ford and approved by the following 5-0 roll call vote.

Alderman Ford	Aye	Alderman Ray	Aye
Alderman McCrea	Aye	Alderman Roberts	Absent
Alderman Fines	Aye	Alderman Turner	Aye

G. RESOLUTION 2014-28 - A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI TO AUTHORIZE THE FORMATION OF AN INDUSTRIAL DEVELOPMENT CORPORATION IN THE CITY OF PECULIAR, MISSOURI, AND DETERMINING AND APPROVING CERTAIN MATTERS RELATED THERETO.

City Planner Cliff McDonald addressed the Board pertaining to updating the Industrial Development Authority with the addition of 2 more members. After review from Gillmore & Bell it was determined to establish the full Board and establish the by-laws of the Board.

Alderman Turner asked if this was amending the formerly approved Resolution adopted by the Board.
Staff commented this would supersede it.

Alderman Turner moved to adopt Resolution 2014-28, seconded by Alderman Ford and was approved by a 5-0 roll call vote.

Alderman Ford	Aye	Alderman Ray	Aye
Alderman McCrea	Aye	Alderman Roberts	Absent
Alderman Fines	Aye	Alderman Turner	Aye

H. RESOLUTION 2014-29 - A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF PECULIAR, MISSOURI STATING THE BOARD'S CONTINUED DESIRE TO UTILIZE TOWN & COUNTRY DISPOSAL FOR SOLID WASTE REMOVAL SERVICES THROUGH JULY 31ST, 2015.

City Clerk Nick Jacobs addressed the Board pertaining to the Town & Country Disposal Contract. He stated that the original contract was in August 2010 for 3 years ending July 31st, 2013. It has the option for auto renewal which it has already renewed for one year and this will allow it to renew for a second year.

Mayor Stark commented that there has been no real issues brought up about the current service being provided and that there is a written commitment from Town & Country to hold rates for the next 2 years.

No public comment.

Alderman Ford moved to adopt Resolution 2014-29, seconded by Alderman Turner and was approved by a 5-0 roll call vote.

Alderman Ford	Aye	Alderman Ray	Aye
Alderman McCrea	Aye	Alderman Roberts	Absent
Alderman Fines	Aye	Alderman Turner	Aye

Aldermen Concerns or Additional Topics for Discussion by Aldermen

Mayor Stark reminded the Board that if there are any request of staff to go through the City Administrator and if need be to go through the Mayor.

Alderman Ford asked that if there was another rezoning request to please give a heads up to the Board of Aldermen. Staff commented that it is usually in the City Administrator's report.

Alderman Ford asked about an update on the paving of School Road Bridge. Staff commented that the County is planning on paving on June 3rd through the 5th.

Alderman Ray asked how parking on the street is determined. Staff commented that it is through the City Code and depends on the width of the street.

Aldermen Ray also asked about if Town & Country could please place the trash receptacles back in the driveway and not in the street.

Aldermen Turner asked about the cost of the 211th street interchange and why the I-435 and Roe interchange in Kansas was cheaper. Staff commented that they are completely different projects with different specs.

Aldermen Directives Reported by City Administrator

3rd Reading of Bill 2014-09
Implement Police code Ordinance
Implement removal of Chief Ordinance
Implement Police Board Ordinance
2nd reading of paving requirements on May 19th.
2nd reading of political sign requirements on May 19th.
Implement Industrial Development Authority Resolution
Notify Town & Country of 1 year contract renewal
Notify Town & Country of placing trash receptacles in driveway not in road.

Alderman Turner made a motion to leave regular session and enter into executive session at 8:15 pm for a period not to exceed 15 minutes. Seconded by Alderman Ford and approved by a 5-0 roll call vote.

Alderman Ford	Aye	Alderman Ray	Aye
Alderman McCrea	Aye	Alderman Roberts	Absent
Alderman Fines	Aye	Alderman Turner	Aye

Aldermen Turner made a motion to leave executive session and return to regular session at 8:30 pm. Seconded by Alderman Ford and was approved by a 5-0 roll call vote.

Alderman Ford	Aye	Alderman Ray	Aye
Alderman McCrea	Aye	Alderman Roberts	Absent
Alderman Fines	Aye	Alderman Turner	Aye

Adjournment

On a motion from Alderman Ford, second from Alderman Ray, the meeting was adjourned at 8:30pm with a 5-0 voice vote.

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

