

# "Improving the quality of life for Aurora"

## **AURORA CITY COUNCIL MINUTES**

*Aurora City Hall, Council Chambers*

*Monday, January 26, 2015 at 7:00 p.m.*

### **I. CALL TO ORDER:**

Mayor Marks called the meeting to order at 7:00 p.m.

### **II. PLEDGE AND PRAYER:**

Councilman Ramirez led the council in prayer and the Pledge of Allegiance.

### **III. ROLL CALL: Mayor David L. Marks**

*Chairman Pro Tem Linda Barton*

*Councilman Steve Ramirez*

*Councilwoman Lisa Rentfro*

*Councilwoman Rosemary Henderson*

All Council members were noted present.

### **IV. APPROVAL OF MINUTES:**

*Special Session held on January 5, 2015 at 6:00 p.m.*

Councilwoman Henderson moved to approve the minutes from the special session held on January 5, 2015 at 6:00 p.m. Chairman Pro Tem Barton seconded the motion. Motion passed with the following council members voting aye:

AYES: Henderson, Marks, Barton

NAYES: Ramirez, Rentfro

*Regular Session held on January 12, 2015 at 7:00 p.m.*

Chairman Pro Tem Barton moved to approve the minutes from the regular session held on January 12, 2015 at 7:00 p.m. Councilwoman Henderson seconded the motion. Motion passed with all members voting aye.

### **V. APPROVAL OF APPROPRIATIONS for January**

Councilwoman Henderson moved to approve the appropriations for January as submitted. Councilman Ramirez seconded the motion. Motion passed with the following council members voting aye:

AYES: Henderson, Ramirez, Marks, Rentfro

NAYES: 0

ABSTAIN: Barton abstained due to an invoice in bill list.

### **VI. PUBLIC COMMENT**

None

### **VII. COUNCIL FORUM**

Chairman Pro Tem Barton inquired what the meeting being held by MoDOT on Tuesday was about. City Manager Randall informed her that it was an informational meeting for the public on the future road closures and future overpass. City Attorney Petrus replied that council was permitted to attend as citizens.

Councilwoman Rentfro distributed information on the Neighborhood Watch Program to council.

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### VIII. OLD BUSINESS

- A. *Permission to sell the hospital property located at 545 S Porter and to put funds from the sale of the property into the Capital Improvement Fund*

Mayor Marks started the conversation saying was it true that the city had no choice as to where the funds would go. City Manager Randall stated the lease agreement says the proceeds from the property were to go to the Capital Improvement Fund unless Mercy released the property. City Attorney Petrus agreed that the property was encumbered through the lease on Exhibit A.

Councilwoman Henderson moved to approve allowing the property to be put on the market. Chairman Pro Tem Barton seconded the motion. Motion passed with the following members voting aye:

AYES: Rentfro, Henderson Marks, Barton

NAYES: Ramirez

### IX. NEW BUSINESS

- A. *First Reading of Ordinance No. 2015-3020  
An Ordinance electing a change under the Missouri Local Government Employees Retirement System*

The city has posted the proposed changes for the 45 day posting period from November 25, 2014. Adoption of this ordinance is the last step into changing benefit plans from L-7 to L-12.

Chairman Pro Tem Barton moved to approve the first reading of Bill No. 2015-3020. Councilwoman Henderson seconded the motion. Motion passed with the following council members voting aye:

AYES: Marks, Barton, Henderson

NAYES: Ramirez, Rentfro

- B. *Second and Final Reading of Ordinance No. 2015-3020 making Ordinance No. 2015-3020  
An Ordinance electing a change under the Missouri Local Government Employees Retirement System*

Chairman Pro Tem Barton moved to approve the second and final reading of Bill No. 2015-3020 which will now be known as Ordinance No. 2015-3020.

Councilwoman Henderson seconded the motion. Motion passed with the following council members voting aye:

AYES: Marks, Barton, Henderson

NAYES: Ramirez, Rentfro

- C. *First Reading of Bill No. 2015-3021  
An Ordinance allowing the "Show Me Green Sales Tax Holiday" to apply to the local sales taxes of the City of Aurora between April 19, and April 25, 2015*

Each year the city has to pass the "Show Me Green Sales Tax Holiday" in order to opt into the tax holiday if they choose to do so.

Chairman Pro Tem Barton moved to approve the first reading of Bill No. 2015-3021. Councilwoman Henderson seconded the motion. Motion passed with the following council members voting aye:

AYES: Ramirez, Henderson, Barton, Rentfro, Marks

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NAYES: 0

- D. *First Reading of Bill No. 2015-3022  
An Ordinance of the City of Aurora, Missouri accepting and approving the request from Kenny Singer for a re-plat of Singer Place Subdivision by dividing one lot into two lots*

Councilwoman Rentfro moved to approve the first reading of Bill No. 2015-3022. Councilman Ramirez seconded the motion. Motion passed with the following council members voting aye:

AYES: Barton, Henderson, Rentfro, Marks, Ramirez

NAYES: 0

- E. *Second and Final Reading of Bill No. 2015-3022 making Ordinance No. 2015-3022  
An Ordinance of the City of Aurora, Missouri accepting and approving the request from Kenny Singer for a re-plat of Singer Place Subdivision by dividing one lot into two lots*

Chairman Pro Tem Barton moved to approve the second and final reading of Bill No. 2015-3022 which will now be known as Ordinance No. 2015-3022.

Councilwoman Rentfro seconded the motion. Motion passed with the following council members voting aye:

AYES: Henderson, Marks, Ramirez, Rentfro, Barton

NAYES: 0

- F. *Approve request from Shawn Briggs for a street light at 3100 S. Elliott*

Planning and Zoning considered this action and recommended approval.

Chairman Pro Tem Barton moved to approve the installation of a street light, per Shawn Briggs request, at 3100 S. Elliott. Councilman Ramirez seconded the motion. Motion passed with the following council members voting aye:

AYES: Rentfro, Henderson, Barton, Ramirez, Marks

NAYES: 0

- G. *Approve design for Community Center parking lot*

This item was discussed by Planning and Zoning and was recommended for passage. City Manager Randall stated that it was the city's intention to chip and seal the lot with city crews prepping the ground surface, laying the rock, compaction of materials and constructing the detention pond. Compaction testing would be performed by an outside company. The city currently has a contract with Blevins Asphalt and they could do the chip and seal and rolling of the surface.

The city will go out to bid on the project and will bid the project with several alternatives. Councilman Ramirez asked what the city code was for on new construction for a lot. Is it not required to be paved? City Manager Randall stated it was only to be sealed. Chip and sealing is a sealed surface. Councilman Ramirez questioned how could Transportation Funds be used for a parking lot? City Manager Randall stated that there were only two dedicated sources of revenue coming into the Transportation Fund that could not be utilized.

Councilwoman Rentfro asked why we are doing this project now when MoDOT is not doing the entrances into the lot until spring. City Manager Randall explained that the project was not going to be done now. Just approval of the drawing was

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all that was expected at this time. The project would be bid out two ways: with asphalt and with chip and sealing.

Councilwoman Rentfro asked why this was taken to Planning and Zoning. City Manager Randall stated that city code calls for public facility improvements to go to Planning and Zoning.

Judy Dingman, editor of the Advertiser questioned what other lots in town have been allowed to be chip and sealed. She stated she had spoken to another party that had not been given an option when they did their lot. Councilman Ramirez thought the city would be going against its own rules to allow a chip and sealed lot.

Michael Singer, owner Singer Construction, stated that chip and sealing was meant to be done on high traffic areas that were continually being used. He didn't feel it was a good product for a parking lot. The harder the surface (asphalt) the more durable it would be.

Councilwoman Barton stated that the city might want to get a bid for concrete which would only be a onetime cost to the city with no maintenance.

Councilman Ramirez moved to table the matter until he could further investigate the use of Transportation Funds. Councilwoman Rentfro seconded the motion. Motion passed with the following council members voting aye:

AYES: Marks, Rentfro, Ramirez

NAYES: Barton, Henderson

### *H. Approval to join Southwest Missouri Council of Governments*

City Manager Randall supplied the council with information on what services the Council of Governments provide and asked council to make a decision on whether to join or not.

City Manager Randall reported on what occurred at their monthly meeting. He was asked if he felt that the city received a benefit from being a member. He stated that Diane May had great intentions however she was over worked and was not able to devote the time to anyone's project because she was spread too thin. She did do some work this past year on the comprehensive plan. The material she put together has not been received to date.

Council felt that it was beneficial to be a member in some organizations just for the sake of being a member.

Chairman Pro Tem Barton moved to approve joining the Southwest Missouri Council of Governments. Councilwoman Henderson seconded the motion. Motion passed with the following council members voting aye:

AYES: Henderson, Rentfro, Barton

NAYES: Marks, Ramirez

### *I. Resolution No. 2015-1385*

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*A Resolution authorizing the Mayor to execute Amendment No. 2 to the Screening Project Engineering Agreement with Allgeier Martin and Associates, Inc.*

Amendment No. 2 takes into consideration rerouting piping around the railroad bridge.

Chairman Pro Tem Barton moved to approve Resolution No. 2015-1385 which increases engineering fees by \$5,000 for rerouting piping around a railroad bridge. Councilman Ramirez seconded the motion. Motion passed with the following council members voting aye:

AYES: Barton, Marks, Ramirez, Henderson, Rentfro

NAYES: 0

J. *Resolution No. 2015-1386*

*A Resolution of the City of Aurora, Missouri authorizing the City Manager to execute the Engineering Services Agreement TAP-1102(705) with Allgeier Martin & Assc. on Phase II of the White Park Trail Project*

Councilman Ramirez moved to approve Resolution No. 2015-1386 which authorizes execution of the Engineering Services Agreement for Phase II of the White Park Trail Project. Chairman Pro Tem Barton seconded the motion. Motion passed with the following council members voting aye:

AYES: Ramirez, Barton, Marks, Henderson

NAYES: Rentfro

### X. **REPORTS**

A. *Board Liaison Reports*

#### Park Board

Theresa Pettit will be doing a presentation on new equipment the park board would like to purchase through cause momentum donations. Councilman Ramirez announced he will be working with the board to find new grant opportunities to help with improvements to the parks and pool.

#### Planning and Zoning

All items were on councils agenda that were discussed and approved.

Bright Futures met and will be forwarding information on their meeting.

B. *City Attorney Report*

None was given. He was available for questions.

C. *City Manager Report*

City Manager Randall reported on the following items:

- Council will need to do some soul searching before making a decision to continue with future phases of the sewer upgrade project. Mercy will need to make a commitment of some kind before any future grants are applied for.
- Information was distributed from Bonnie Witt-Schulte on virtual consolidation. They are asking if the city is interested in exploring the possibilities of virtual consolidation with them after recent legislation has been passed. There has been no definition defined on what virtual consolidation actually is.

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**XI. CLOSED SESSION pursuant to 610.021 (2) & (3)**

*Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor.*

*Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded.*

Chairman Pro Tem Barton moved to go into Closed Session. Time noted 8:03 p.m. Councilwoman Henderson seconded the motion. Motion passed by a roll call vote with the following council members voting aye:

AYES: Ramirez, Rentfro, Barton, Marks, Henderson

NAYES: 0

Councilwoman Rentfro moved to come back into Open Session. Time noted 8:25 p.m. Councilman Ramirez seconded the motion. Motion passed by a roll call vote with the following council members voting aye:

AYES: Henderson, Ramirez, Marks, Rentfro, Barton

NAYES: 0

During closed session on 610.0210(3) Councilman Ramirez moved to relieve City Attorney Petrus of his duties as City Attorney. Councilwoman Rentfro seconded the motion. Motion passed with the following council members voting aye:

AYES: Marks, Ramirez, Rentfro

NAYES: Barton, Henderson

**XII. ADJOURNMENT**

Chairman Pro Tem Barton moved to adjourn the meeting at 8:26 p.m. Councilwoman Henderson seconded the motion. Motion passed with all members voting aye.

**APPROVED:**

  
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David L. Marks, Mayor

**ATTEST:**

  
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Kathie Needham, City Clerk, MMC/MPCC