

**CITY OF BELLEFONTAINE NEIGHBORS
BOARD OF ALDERMEN MEETING MINUTES
August 16, 2018**

MEETING WAS CALLED TO ORDER BY Mayor Robert J. Doerr at 7:30 p.m. Copies of all ordinances and resolutions to be considered at the meeting were made available for public inspection prior to the time of consideration by the Board of Aldermen.

PLEDGE OF ALLEGIANCE TO THE FLAG was led by Mayor Doerr.

ROLL CALL:

PRESENT: Mayor Robert J. Doerr, City Attorney Kevin O'Keefe, Chief Jeremy Ihler, City Collector Mark Tranel, City Clerk Deni Donovan, Alderwoman West, Alderwoman Reed, Alderman Merz, Alderman Jordan, Alderman Christian, Alderwoman Dailes, and Alderwoman Avant-Elliott.

ABSENT: Alderman Herl

APPROVAL OF THE AGENDA: Alderman Jordan moved for the approval of the Agenda, seconded by Alderwoman Reed. Motion carried unanimously.

PRESENTATION OF THE UNAPPROVED MINUTES: Alderman Jordan moved for approval of the August 2, 2018, Minutes of the Board of Aldermen Meeting, seconded by Alderman Christian. Motion carried.

MEETING OPEN TO THE PUBLIC: Alderwoman Avant-Elliott moved to open the meeting to the public, with a 3-minute time limit, as long as the Mayor deems necessary, seconded by Alderman Jordan. Motion carried unanimously.

The public hearing was addressed first.

PUBLIC HEARING: To hear public comments on a 6-month moratorium on in-home day care operations.

BARBARA JACKSON-WILSON, 12XX ST CYR ROAD: Mrs. Jackson-Wilson was a licensed day care provider. She emphasized the importance of having a lesson plan for your day care. She is in favor of the moratorium if it is done correctly. She will share her plans with the Board.

WANDA LANE, 99XX MARTINGALE ROAD: She was given an explanation of what the six-month moratorium entailed.

CLARENCE WILSON, 12XX ST CYR ROAD: He said the moratorium is needed for clear records.

MICHAEL WIESE, 13XX PERSHALL ROAD: Being a member of Planning & Zoning, he stated the Commission can only comment on regulations which exist. The moratorium is a good idea.

SHERIE WILLIAMS, 97XX COLONY DRIVE: She is in the process of opening up a child day care at her home. She is against the moratorium because the State requires her to go through training. She has already been through the process with the state. She explained the steps she has had to take. A discussion continued with the Board.

Alderman Avant-Elliott moved to close the Public Hearing and open the meeting to any other comments, seconded by Alderman Merz. Motion carried unanimously.

WANDA LANE, 99XX MARTINGALE ROAD: Asked why no repairs have been done to the Bissell Hills Shopping Center. She gave pictures to Building Inspector Raben which included an exposed electrical box and gutter issues. She had comments about earlier workshop meetings; the Chief's salary and Prop P funds.

CLARENCE WILSON, 12XX ST CYR ROAD: Comments on a house located on St Cyr Road and how the home will be utilized. The owners have a post on GoFundMe asking for donations. Inspector Raben gave an update on the house maintenance issues.

CARNELL JONES, 11XX WENTWORTH DRIVE: Commented on the election of the Prosecuting Attorney.

Mayor Doerr asked if anyone else wished to address the Board. Hearing none, Alderman Avant-Elliott moved to bring the meeting back to the Board, seconded by Alderman Christian. Motion carried unanimously.

TREASURER'S REPORT: There is no report this month. City Treasurer, Bill Krenn, reported he is working to finalize the year-end numbers in preparation of the audit. He said it looks like there will be a surplus at the end of the year. The Board had a few questions.

INVOICES OVER \$500: Alderman Reed had a few line item questions. Alderman Reed moved to pay invoices 1 through 9, dated August 9-10, 2018, in the amount of \$59,710.78, seconded by Alderman Merz. Motion carried unanimously.

INVOICES UNDER \$500: Informational only.

COLLECTOR'S REPORT: The Board reviewed the July, 2018, Collector's report. Dr. Tranel gave an explanation of the updates to his report. There was a discussion with the Board.

PLANNING & ZONING: The Board reviewed the August 13, 2018, Minutes. Chairman Bob Stolte reported on the following:

- Everyone welcomed Leo Gordon, the newest member;
- LaVonna Harris submitted a Letter of Intent to operate a café at 9307 Duenke Drive which is zoned properly. An inspection is still required from the city and the Riverview Fire Department. She will, also, need to contact St. Louis County for a food preparation inspection.
- Sherie Williams has submitted all paperwork to operate an in-home day care at 9765 Colony Drive. A discussion continued about background checks. City Attorney O'Keefe said the City Code does not require a record check.
- Chairman Stolte requested a Public Hearing for a Conditional Use Permit (CUP) for the in-home day care located at 9765 Colony Drive on September 6, 2018, at the Board of Aldermen Meeting. Alderman West made a motion to approve the Public Hearing, seconded by Alderman Jordan. Motion carried.

BUILDING INSPECTOR: The Board reviewed the July, 2018, report. Joe Raben reported on the following issues:

- Due to the school season, occupancies are up;
- Roadside Trailer is doing updates and creating a rain garden as required by MSD;
- The snack shop on Darr is making some expansions;

- McBride is continuing construction on (3) homes at Harbor Landings; and
- AT&T has submitted a permit to install fiber optic cables.

Mayor Doerr explained Mr. Glosier will move forward with the indenture soon at the Harbor Landings location.

CITY ENGINEER: The Board reviewed the July, 2018, report. Mr. Lum reported on the following issues he has addressed:

- Comments on the moratorium and what section it belongs in the Code;
- Comments on the issues at 1270 St Cyr Road and the City's enforcement of Certificate of Occupancy. He suggested the City send a letter to remind the occupants of what the property could be used for; he will draft a letter.

The Board had a discussion on group homes and the definition of a family.

CHIEF OF POLICE: The Board reviewed the July, 2018, Police Report. Chief Ihler reported on the following:

- Update on a armed robbery last Friday – the suspects have been apprehended;
- There seems to be illegal activity going on again at Klein Park;
- There will be a memorial service in front of City Hall on August 24th at 10:00 a.m. for the 3rd anniversary of Sgt. Peggy Vassallo's passing;
- Working with the Police Chaplain Program;
- Helen Bober, the Prosecuting Attorney Assistant, will be attending the MACA Training Seminar in Blue Springs, MO, on September 27-28, 2018. Alderman Jordan made a motion to approve the workshop, seconded by Alderman Christian. Motion carried.

Mayor Doerr noted the number of accident incident reports on the highway.

CITY ATTORNEY: No report given.

UNFINISHED BUSINESS:

Alderwoman Reed made a motion to take Bill No. 2509 off the table, seconded by Alderwoman Avant-Elliott. Motion carried.

Alderwoman Reed mad a motion to amend Bill No. 2509 to include a new Exhibit "A", seconded by Alderman Jordan. Motion carried.

BILL NO. 2509 – INTRODUCED BY ALDERWOMAN REED (Tabled June 14, 2018)

AN ORDINANCE ADOPTING THE BUDGET FOR THE 2018-2019 FISCAL YEAR FOR THE CITY OF BELLEFONTAINE NEIGHBORS, MISSOURI.

Alderwoman Reed read the Bill for the first time and moved for approval of the first reading of Bill No. 2509 and to go on to the second reading. The motion was seconded by Alderman Merz. Motion carried.

Attorney O'Keefe made an observation and explained the "balanced budget" term can mean the budget is not in the negative and it would be prudent for governments to budget for a reserve fund to be available for other circumstances.

At this time, Alderwoman Avant-Elliott made a motion, regarding Bill No. 2509, Exhibit A page 6, to decrease \$3,916 from the Net Income, and increase line item #5054 Miscellaneous Other on page 4 by \$3,916, seconded by Alderwoman Dailes. **Upon the roll being called the votes were cast as follows:** Alderwoman Avant-Elliott; yes; Alderwoman Dailes, yes; Alderman Merz, no; Alderwoman Reed, yes; Alderwoman West, no; Alderman Jordan, no; and Alderman Christian, no. With a vote of 3-4, the motion fails.

Alderwoman Reed then read Bill No. 2509 for a second time and thereafter made a motion that the Bill be approved by the Board of Aldermen for enactment as an Ordinance, seconded by Alderman Christian. Motion carried.

Upon the roll being called the votes were cast as follows: Alderwoman Reed; yes; Alderman Merz, yes; Alderman Jordan, yes; Alderman Christian, yes; Alderwoman Dailes, yes; Alderwoman Avant-Elliott, yes; and Alderwoman West, yes.

The majority of the members elected to the Board of Aldermen having voted for passage of Bill No. 2509, the Bill was passed by the Board and will become Ordinance No. 2429 when and if signed by the Mayor.

BILL NO. 2515 – INTRODUCED BY ALDERMAN JORDAN (1st Reading on August 2, 2018)

AN ORDINANCE REPEALING ORDINANCE NUMBER 2400 AND ESTABLISHING COMPENSATION FOR PERFORMING THE DUTIES OF THE OFFICE OF CHIEF OF POLICE FOR THE CITY OF BELLEFONTAINE NEIGHBORS.

Alderman Jordan made a motion to amend Bill No. 2515 by the text of 2515.1 and go on to the second reading, seconded by Alderman Christian. Motion carried.

BILL NO. 2515.1 – INTRODUCED BY ALDERMAN JORDAN

AN ORDINANCE REPEALING ORDINANCE NUMBER 2400 AND ESTABLISHING COMPENSATION FOR PERFORMING THE DUTIES OF THE OFFICE OF CHIEF OF POLICE FOR THE CITY OF BELLEFONTAINE NEIGHBORS.

Alderman Jordan read Bill No. 2515.1 for a second time and thereafter made a motion that the Bill be approved by the Board of Aldermen for enactment as an Ordinance, seconded by Alderman Christian. Motion passed.

Upon the roll being called the votes were cast as follows: Alderman Jordan; yes; Alderman Christian, yes; Alderwoman Dailes, yes; Alderwoman Avant-Elliott, no; Alderwoman West, yes; Alderwoman Reed, no; and Alderman Merz, yes.

The majority of the members elected to the Board of Aldermen having voted for passage of Bill No. 2515.1, the Bill was passed by the Board and will become Ordinance No. 2430 when and if signed by the Mayor.

BILL NO. 2516 – INTRODUCED BY ALDERMAN JORDAN (Tabled August 2, 2018)

AN ORDINANCE ESTABLISHING COMPENSATION FOR PERFORMING THE DUTIES OF THE OFFICE OF CITY CLERK FOR THE CITY OF BELLEFONTAINE NEIGHBORS.

Alderman Jordan made a motion to take Bill No. 2516 off the table, seconded by Alderman Christian. Motion carried.

Alderman Jordan made a motion to amend Bill No. 2516 by the text of 2516.1, seconded by Alderman Christian. Motion carried.

BILL NO. 2516.1 – INTRODUCED BY ALDERMAN JORDAN

AN ORDINANCE ESTABLISHING COMPENSATION FOR PERFORMING THE DUTIES OF THE OFFICE OF CITY CLERK FOR THE CITY OF BELLEFONTAINE NEIGHBORS.

Alderman Jordan read the Bill for the first time and moved for approval of the first reading of Bill No. 2516.1 and to go on to the second reading. The motion was seconded by Alderman Christian. Motion passed unanimously. Alderman Jordan then read Bill No. 2516.1 for a second time and thereafter made a motion that the Bill be approved by the Board of Aldermen for enactment as an Ordinance, seconded by Alderman Christian. Motion passed.

Upon the roll being called the votes were cast as follows: Alderman Jordan; yes; Alderwoman Dailes, yes; Alderwoman Avant-Elliott, yes; Alderwoman West, yes; Alderwoman Reed, yes; Alderman Merz, yes; and Alderman Christian, yes.

The majority of the members elected to the Board of Aldermen having voted for passage of Bill No. 2516.1, the Bill was passed by the Board and will become Ordinance No. 2431 when and if signed by the Mayor.

BILL NO. 2517 – INTRODUCED BY ALDERMAN JORDAN (Tabled August 2, 2018)

AN ORDINANCE ESTABLISHING COMPENSATION FOR PERFORMING THE DUTIES OF THE OFFICE OF DIRECTOR OF PUBLIC WORKS FOR THE CITY OF BELLEFONTAINE NEIGHBORS.

Alderman Jordan made a motion to take Bill No. 2517 off the table, seconded by Alderman Christian. Motion carried.

Alderman Jordan made a motion to amend Bill No. 2517 by the text of 2517.1, seconded by Alderman Merz. Motion carried.

BILL NO. 2517.1 – INTRODUCED BY ALDERMAN JORDAN

AN ORDINANCE ESTABLISHING COMPENSATION FOR PERFORMING THE DUTIES OF THE OFFICE OF DIRECTOR OF PUBLIC WORKS FOR THE CITY OF BELLEFONTAINE NEIGHBORS.

Alderman Jordan read the Bill for the first time and moved for approval of the first reading of Bill No. 2517.1 and to go on to the second reading. The motion was seconded by Alderman Christian. Motion passed unanimously. Alderman Jordan then read Bill No. 2517.1 for a second time and thereafter made a motion that the Bill be approved by the Board of Aldermen for enactment as an Ordinance, seconded by Alderman Christian. Motion passed.

Upon the roll being called the votes were cast as follows: Alderman Jordan; yes; Alderwoman Avant-Elliott, yes; Alderwoman West, yes; Alderwoman Reed, yes; Alderman Merz, yes; Alderman Christian, yes; and Alderwoman Dailes, yes.

The majority of the members elected to the Board of Aldermen having voted for passage of Bill No. 2517.1, the Bill was passed by the Board and will become Ordinance No. 2432 when and if signed by the Mayor.

BILL NO. 2518 – INTRODUCED BY ALDERMAN JORDAN (Tabled August 2, 2018)

AN ORDINANCE ESTABLISHING COMPENSATION FOR PERFORMING THE DUTIES OF THE OFFICE OF DIRECTOR OF PARKS AND RECREATION FOR THE CITY OF BELLEFONTAINE NEIGHBORS.

Alderman Jordan made a motion to take Bill No. 2518 off the table, seconded by Alderman Merz. Motion carried.

Alderman Jordan made a motion to amend Bill No. 2518 by the text of 2518.1, seconded by Alderman Christian. Motion carried.

BILL NO. 2518.1 – INTRODUCED BY ALDERMAN JORDAN

AN ORDINANCE ESTABLISHING COMPENSATION FOR PERFORMING THE DUTIES OF THE OFFICE OF DIRECTOR OF PARKS AND RECREATION FOR THE CITY OF BELLEFONTAINE NEIGHBORS.

Alderman Jordan read the Bill for the first time and moved for approval of the first reading of Bill No. 2518.1 and to go on to the second reading. The motion was seconded by Alderman Christian. Motion passed unanimously. Alderman Jordan then read Bill No. 2518.1 for a second time and thereafter made a motion that the Bill be approved by the Board of Aldermen for enactment as an Ordinance, seconded by Alderman Merz. Motion passed.

Upon the roll being called the votes were cast as follows: Alderman Jordan, yes; Alderwoman West, yes; Alderwoman Reed, yes; Alderman Merz, yes; Alderman Christian, yes; Alderwoman Dailes, yes; and Alderwoman Avant-Elliott, yes.

The majority of the members elected to the Board of Aldermen having voted for passage of Bill No. 2518.1, the Bill was passed by the Board and will become Ordinance No. 2433 when and if signed by the Mayor.

NEW BUSINESS:

BILL NO. 2519 – INTRODUCED BY ALDERWOMAN REED

AN ORDINANCE OF THE CITY OF BELLEFONTAINE NEIGHBORS, MISSOURI, AUTHORIZING AND DIRECTING THE SUBMISSION OF A BALLOT PROPOSITION TO THE QUALIFIED VOTERS OF THE CITY OF BELLEFONTAINE NEIGHBORS, MISSOURI, TO CONSIDER IMPOSING A LOCAL USE TAX AT THE SAME RATE AS THE LOCAL SALES TAX OF THE CITY OF BELLEFONTAINE NEIGHBORS, MISSOURI, FOR PURCHASES FROM OUT-OF-STATE VENDORS THAT EXCEED TWO THOUSAND DOLLARS.

Alderwoman Reed read the Bill for the first time and moved for approval of the first reading of Bill No. 2519 and to go on to the second reading. The motion was seconded by Alderwoman Avant-Elliott. Motion passed.

The deadline to certify with the Board of Elections is August 28, 2018. At this time, City Attorney O'Keefe gave an explanation of the Use Tax in Missouri.

Alderwoman Reed then read Bill No. 2519 for a second time and thereafter made a motion that the Bill be approved by the Board of Aldermen for enactment as an Ordinance, seconded by Alderwoman Avant-Elliott. Motion passed.

Upon the roll being called the votes were cast as follows: Alderwoman Reed; yes; Alderman Merz, yes; Alderman Jordan, yes; Alderman Christian, yes; Alderwoman Dailes, yes; Alderwoman Avant-Elliott, yes; and Alderwoman West, yes.

The majority of the members elected to the Board of Aldermen having voted for passage of Bill No. 2519, the Bill was passed by the Board and will become Ordinance No. 2434 when and if signed by the Mayor.

The City Attorney O'Keefe encouraged the Board of Aldermen to educate the community on Use Tax issue.

Discussion on how to proceed with Bill No. 2520.

BILL NO. 2520 – INTRODUCED BY ALDERWOMAN DAILES

AN ORDINANCE IMPOSING A SIX-MONTH MORATORIUM ON ISSUANCE OF CONDITIONAL USE PERMITS FOR HOME CHILD CARE FACILITIES IN ORDER TO CONDUCT A STUDY OF POSSIBLE REVISIONS TO REGULATIONS GOVERNING SUCH PERMITS.

Alderwoman Dailes read the Bill for the first time and moved for approval of the first reading only of Bill No. 2520. The motion was seconded by Alderwoman Reed. Alderman Christian opposed. Motion passed.

REPORT OF THE MAYOR:

- Riverview Gardens "Back-To-School bash" was a success;
- Be aware of kids walking on the street; and
- On August 24th, a Memorial Service for Sgt. Peggy Vassallo will be held in front of City Hall at 10:00 a.m.

REPORT OF THE ALDERMEN:

ALDERMAN JORDAN: Happy the budget is passed; good move.

Alderman Jordan made a motion for the Board to go into closed session after the Board Meeting for legal (Sec. 610.021(1)) and personnel matters (Sec. 610.021(3)) after the meeting, seconded by Alderman Merz. **Upon the roll being called, the votes were cast as follows:** Alderman Jordan, yes; Alderwoman West, yes; Alderwoman Reed, yes; Alderman Merz, yes; Alderman Christian, yes; Alderwoman Dailes, yes; and Alderwoman Avant-Elliott, yes. Motion carried.

ALDERMAN CHRISTIAN: Thanks to those in attendance tonight. Progress has been made tonight. With school beginning, watch out for kids walking in the street.

ALDERWOMAN DAILES: She attended the Riverview Gardens Back-To-School event; it was very nice. She invited everyone to attend the Homecoming Parade on September 22nd at 10:00 a.m. They are accepting applications if you want to be a part of the parade. Congratulations to Prosecuting Attorney Mr. Wesley Bell and all of the election winners. Condolences to Aretha Franklin's family.

ALDERWOMAN AVANT-ELLIOTT: Thanks to all for being at the meeting tonight. She appreciates the improvement in the process and healthy dialogue between the Board members. Congratulations to Mr. Bell and all the elected officials. She wanted to recognize Proposition D.

ALDERWOMAN WEST: Thanks to all for attending tonight. Congrats to Mr. Bell. Condolences to Aretha Franklin's family. All are invited to the Ward 1 neighborhood bash on September 15th from noon-3:00.

ALDERWOMAN REED: Thanks to everyone for attending tonight. Thanks to Mayor Doerr for his time and help on the budget. It's important to ask questions and get educated. Asked if the Welcome to Bellefontaine Neighbors signs could be cleaned up; it's hard to see them.

ALDERMAN MERZ: No report given.

MARK TRANEL, CITY COLLECTOR: Dr. Tranel thanked Mayor Doerr and the Board for supporting Riverview's Back-To-School activities.


Mayor Doerr said Wesley Bell is a friend of his and the City of Bellefontaine Neighbors.

MEETING OPENED TO THE PUBLIC: Alderwoman West moved to open the meeting to the public, seconded by Alderman Christian. **Upon the roll being called the votes were cast as follows:** Alderwoman West, yes; Alderwoman Reed, no; Alderman Merz, yes; Alderman Jordan, no; Alderman Christian, yes; Alderwoman Dailes, no; and Alderwoman Avant-Elliott, no. With a 3-4 vote, the motion did not pass. The meeting did not open to the public.

Alderman Jordan made a motion to adjourn the meeting, seconded by Alderwoman Reed. Motion carried unanimously.

MEETING ADJOURNED: Meeting adjourned at 9:50 p.m.

ATTEST:



Deni Donovan

Approved by the Board of Aldermen on September 6, 2018