

PUBLIC NOTICE

CITY OF BELLEFONTAINE NEIGHBORS, MISSOURI REGULAR MEETING OF THE BOARD OF ALDERMEN THURSDAY, JULY 07, 2022 7:30PM

Notice is hereby given that the City of Bellefontaine Neighbors (“City”) will hold a regularly scheduled board of Aldermen meeting on Thursday, July 07, 2022 at 7:30 p.m. live at City Hall, 9641 Bellefontaine Road, Bellefontaine Neighbors, MO 63137.

Persons interested in making their views known on any matter will be able to speak during the meeting under “Public Comments”. In addition, anyone may send an email with their comments to the City Clerk pro tem at jmantlych@cityofbn.com no later than Thursday, July 07, 2022 by 12:00pm. All comments received by email will be entered into the public record and publicly read as time allows. All emailed comments will also be distributed to the entire Board at or before the meeting.

**REGULAR BOARD MEETING
THURSDAY – JULY 07, 2022 -7:30PM**

**BELLEFONTAINE NEIGHBORS MAYOR AND BOARD OF ALDERPERSONS
WILL CONVENE FOR THE ABOVE REFERENCED MEETING AT CITY HALL BOARD ROOM**

AGENDA

1. CALL MEETING TO ORDER
2. PLEDGE OF ALEGIANCE
3. ROLL CALL
4. APPROVAL OF AGENDA
5. MAYOR APPOINTMENTS/ELECTIONS
 - A. CITY PROSECUTOR – ATTORNEY ANTHONY GRAY
 - B. MUNICIPAL JUDGE – JUDGE JUDY DRAPER
 - C. PLANNING AND ZONING – CHAIR PATRICK BARRETT/MATT BORZUMOWSKI/JOHN DUHADWAY
 - D. PUBLIC SAFETY – CHAIR EBONY HARTFIELD/SUSAN BERCK/RENETA KIRKSEY/DWIGHT PEAK/DAVID JOST/DUANE BELFORD/JEFF LOFTON
 - F. PARKS AND RECREATION – LINDA BOYLE/DAVE CROSS/KATHY ENDORF/TINA FICHTER/JUDY MANTYCH
 - G. IMAGE AND BEAUTIFICATION – CHAIR JENNIE STEWART/EARLYN GORDON/LEO GORDON/RODNEY WEEDEN/SHELLY DAVIS/ANDREW FIELDS/CAROLINE MCDONALD/
 - H. HUMAN RELATIONS – CHAIR GENISIS YOUNG
 - I. BOARD OF ADJUSTMENTS – MEET AS NEEDED-MIKE PETROFF/LARRY SLOMINSKE/ED MEIER/MONTOY KELLUM
6. MEETING OPEN TO PUBLIC: (With a 3-minute time limit)
7. COMMISSION AND BOARD REPORTS
 - A. PARKS & RECREATION REPORT – JIMMY KIRINCICH
 - B. STREET DEPARTMENT – JEFF ROSS
 - C. IMAGE & BEAUTIFICATION
8. CHIEF OF POLICE
9. CITY ATTORNEY
10. NEW BUSINESS
 - A. BILL NO. 2634, AN ORDINANCE CONFIRMING RANDALL CAHILL AS SPECIAL COUNSEL FOR CERTAIN PENDING MATTERS.
 - B. BILL NO. 2635, AN ORDINANCE PROHIBITING THROUGH TRACTOR TRAILER TRUCKS AND COMMERCIAL VEHICLES ON CERTAIN ROADS
11. REPORT OF MAYOR
12. REPORT OF ALDERMEN
13. MEETING OPEN TO PUBLIC: (With a 3-minute time limit)
14. ADJOURNMENT

THIS AGENDA WITH PUBLIC NOTICE OF THE BOARD OF ALDERPERSON'S REGULAR MEETING ON JULY 07, 2022 WAS POSTED ON JULY 06, 2022 AT 5:00PM IN BELLEFONTAINE NEIGHBORS CITY HALL (FRONT DOOR) AND ON THE CITY'S WEBPAGE AT www.cityofbn.com. FOR A COPY, CONTACT THE CITY CLERK'S OFFICE.

COPIES OF THIS NOTICE MAY BE OBTAINED BY CONTACTING: JUDY MANTYCH, CITY CLERK pro tem
CITY OF BELLEFONTAINE NEIGHBORS - 9641 BELLEFONTAINE ROAD - ST. LOUIS, MO. 63137 - (314) 867-0076.

	A	B	C	D	E	F	G	H	I	J
	Bellefontaine Neighbors Recreation Center Financial Summery 2021-2022 Fiscal Year									
1	Income Category	July	August	September	October	November	December	January	February	March
2	Swimming (Includes h/s practice)	\$2,715.50	\$1,688.00	\$240.00	\$46.00	\$594.50	\$6.00	\$721.50	\$101.50	\$1,538.50
3	Weightroom	\$111.00	\$75.00	\$98.00	\$36.00	\$78.00	\$75.00	\$75.00	\$27.00	\$386.00
4	Raquetball/Pickleball	\$6.00	\$18.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
5	Basketball/ Gameraom	\$164.00	\$41.00	\$4.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
6	Swim Lessons	\$120.00	\$288.00	\$2,556.00	\$744.00	\$30.00	\$0.00	\$472.00	\$161.00	\$462.00
7	Water Exercise Classes	\$28.50	\$162.00	\$1,313.50	\$64.00	\$0.00	\$0.00	\$636.00	\$81.00	\$1,516.00
8	Water Pay-As-You-Go	\$224.50	\$571.00	\$468.00	\$320.50	\$313.00	\$184.50	\$110.00	\$117.50	\$108.50
9	Gym Exercise Classes	\$303.00	\$67.50	\$293.50	\$0.00	\$212.50	\$104.00	\$298.50	\$80.00	\$665.75
10	Gym Pay-as you go	\$10.50	\$322.50	\$28.00	\$76.25	\$49.00	\$70.00	\$38.50	\$21.00	\$21.00
11	ID cards	\$1,840.00	\$735.00	\$750.00	\$750.00	\$310.00	\$325.00	\$445.00	\$830.00	\$450.00
12	Room Rentals	\$1,220.00	\$1,280.00	\$855.00	\$680.00	\$690.00	\$390.00	\$340.00	\$1,180.00	\$470.00
13	Rental Deposit	\$650.00	\$850.00	\$550.00	\$450.00	\$450.00	\$230.00	\$225.00	\$900.00	\$120.00
14	Park Rentals	\$925.50	\$921.00	\$600.00	\$405.00	\$0.00	\$0.00	\$0.00	\$60.00	\$660.00
15	Snack Bar/ Soda Machine	\$3,396.86	\$1,419.00	\$235.30	\$78.00	\$32.50	\$55.35	\$28.73	\$6.00	\$9.50
16	Swim Team/ Stroke Clinics	\$36.00	\$66.00	\$1,889.00	\$324.00	\$129.00	\$108.00	\$1,487.00	\$193.00	\$1,547.00
17	Locker fees	\$6.20	\$76.48	\$38.21	\$27.71	\$18.89	\$12.70	\$74.00	\$10.85	\$91.03
18	Miscellaneous/Vending	\$441.00	\$94.50	\$285.50	\$227.50	\$255.00	\$104.00	\$0.00	\$0.00	\$0.00
19	Special Event Programs			\$0.00			\$25.00	\$0.00	\$0.00	\$0.00
20	Van Donations			\$0.00		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
21	Black History			\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
22	Miniature Golf	\$128.00	\$71.00	\$21.00	\$5.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
23	SilverSneakers/ Renew Actice	\$670.00	\$792.60	\$634.80	\$488.30	\$533.50	\$400.70		\$334.20	\$447.80
24	System/ Wash account		-\$794.50	-\$533.00	-\$311.00	-\$270.00	-\$10.00	-\$523.50	-\$642.50	-\$312.00
25	Total	\$12,996.56	\$8,744.08	\$10,362.81	\$4,447.26	\$3,425.89	\$2,080.25	\$4,427.73	\$3,496.55	\$8,217.08
26	Payment Type									
27	Check	\$486.64	\$700.98	\$430.46	\$231.21	\$619.39	\$60.35	\$618.73	\$226.35	\$1,718.28
28	Cash	\$7,188.17	\$3,894.18	\$3,252.55	\$1,468.00	\$1,045.00	\$975.20	\$642.00	\$1,056.00	\$1,341.00
29	Visa & Master Card	\$4,585.75	\$3,235.32	\$5,623.50	\$2,247.75	\$1,189.00	\$563.00	\$3,315.50	\$2,259.00	\$4,797.00
30	American Express/ Discover	\$66.00	\$121.00	\$421.50	\$12.00	\$39.00	\$81.00	\$256.50		\$232.00
31	Direct Deposit	\$670.00	\$792.60	\$634.80	\$488.30	\$533.50	\$400.70		\$334.20	\$447.80

	A	B	C	D	E	F	G	H	I	J
33	VSI Refund Finance							-\$405.00	-\$379.00	-\$319.00
34	Total	\$12,996.56	\$8,744.08	\$10,362.81	\$4,447.26	\$3,425.89	\$2,080.25	\$4,427.73	\$3,496.55	\$8,217.08

	K	L	M	N
1				
2	April	May	June	Year to date
3	\$89.00	\$1,003.50	\$6,146.00	\$14,890.00
4	\$451.00	\$360.00	\$381.00	\$2,153.00
5	\$0.00	\$0.00	\$0.00	\$24.00
6	\$0.00	\$0.00	\$6.00	\$215.00
7	\$0.00	\$2,030.00	\$1,006.00	\$7,869.00
8	\$567.00	\$1,840.50	\$1,691.50	\$7,900.00
9	\$247.00	\$331.00	\$309.50	\$3,305.00
10	\$147.00	\$307.50	\$344.50	\$2,823.75
11	\$84.00	\$42.00	\$17.50	\$780.25
12	\$400.00	\$2,105.00	\$3,867.00	\$12,807.00
13	\$430.00	\$870.00	\$190.00	\$8,595.00
14	\$300.00	\$450.00	\$225.00	\$5,400.00
15	\$1,300.00	\$1,270.00	\$1,170.00	\$7,311.50
16	\$8.50	\$357.00	\$2,963.84	\$8,590.58
17	\$321.50	\$4,329.75	\$1,680.75	\$12,075.00
18	\$0.00	\$36.00	\$0.00	\$216.00
19	\$1,697.07	\$391.77	\$14,619.74	\$17,064.65
20	\$0.00	\$0.00	\$0.00	\$1,407.50
21	\$0.00	\$0.00	\$0.00	\$25.00
22	\$0.00	\$35.00	\$750.00	\$785.00
23	\$0.00	\$13.00	\$7.00	\$245.00
24		\$264.50		\$4,566.40
25	-\$905.00	\$3.00	-\$42.75	-\$4,341.25
26	\$5,137.07	\$16,039.52	\$35,332.58	\$114,707.38
27				
28	\$1,782.07	\$2,279.02	\$16,465.74	\$25,619.22
29	\$1,128.50	\$3,383.25	\$8,062.84	\$33,436.69
30	\$2,860.50	\$10,356.25	\$10,877.50	\$51,910.07
31	\$55.00	\$221.50	\$366.50	\$1,872.00
32		\$264.50	-\$440.00	\$4,126.40

	K	L	M	N
33	-\$689.00	-\$465.00		-\$2,257.00
34	\$5,137.07	\$16,039.52	\$35,332.58	\$114,707.38

INTRODUCED BY ALDERWOMAN DAILES

BILL NO. 2634

ORDINANCE NO. _____

AN ORDINANCE CONFIRMING Randall Cahill AS SPECIAL COUNSEL FOR CERTAIN PENDING MATTERS.

WHEREAS, the City of Bellefontaine Neighbors, Missouri (the "City") has received a lawsuit filed against it styled *Miranda Avant-Elliott v. City of Bellefontaine Neighbors*, Case No.22SL-SC00201 which was filed in Small Claims Court in St. Louis County, Missouri; and

WHEREAS, it is the desire of the Mayor and Board of Aldermen that Special Counsel be employed in the representation of the City in this matter as provided under the terms of Section 79.230 of the Revised Statutes of Missouri; and

WHEREAS, it is the further desire of the Mayor and Board of Aldermen that Attorney Randall Cahill of The Cahill Partnership be retained for the purpose of serving as Special Counsel as aforesaid;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERPERSONS OF THE CITY OF BELLEFONTAINE NEIGHBORS, MISSOURI, AS FOLLOWS:

Section 1. The appointment of Randall Cahill of The Cahill Partnership as Special Counsel to represent the City with respect to a lawsuit styled *Miranda Avant-Elliott v. City of Bellefontaine Neighbors*, Case No.22SL-SC00201. The office of Special Counsel for such purpose is hereby established and the said Randall Cahill of The Cahill Partnership is hereby appointed as such Special Counsel for the purpose of handling the stated matter.

Section 2. For services as Special Counsel in the stated matter, the City agrees to pay the said Randall Cahill and The Cahill Partnership the sum of Three Hundred Dollars (\$300.00) per hour for professional legal services rendered on behalf of the City, together with any and all expenses for investigation, photocopying, research or other usual and customary expenses associated with the preparation and presentation of the matter. Special Counsel shall prepare and submit to the City monthly statements and invoices of services and expenses for payment in the ordinary course of business by the City. The contract between the City and Randall Cahill of The Cahill Partnership is attached as Exhibit A and incorporated by this reference.

Section 3. This Ordinance shall take effect and be in full force from and after its passage and approval as provided by law.

PASSED BY THE BOARD OF ALDERPERSONS FOR THE CITY OF BELLEFONTAINE NEIGHBORS ON THIS _____ DAY OF _____, 2022.

Presiding Officer

Attest:

Judy Mantych, Acting City Clerk

APPROVED THIS _____ DAY OF _____, 2022

Tommie Pierson Sr., Mayor

The Cahill Partnership

906 Olive Street, Suite 1250, St. Louis, Missouri 63101 (314) 231-1771/(314) 231-3073 (Fax)



CONTRACT FOR LEGAL SERVICES

DATE: June 30, 2022

We, The City of Bellefontaine Neighbors hereby retain and employ **Randall C. Cahill**, as our attorney to represent the City of Bellefontaine Neighbors regarding:

Miranda Avant-Elliot, et al. v. City of Bellefontaine Neighbors
Case No.: 22SL-SC00201

\$300.00 per hour for all legal services rendered.

\$5,000.00 retainer fee for the following services as described above. Note: Fees are retainers only and may not include complete legal services to be rendered.

I, (We) further agree to make payments for costs and these services in the following manner (initial one): **I am not considered retained until the complete retainer has been paid in full.**

\$5,000.00 Initial down payment for legal services – NON-REFUNDABLE.

Hourly charges payable upon receipt of monthly statement or upon request.

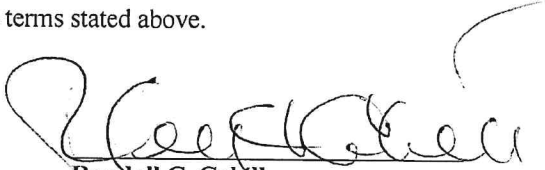
We agree that associate counsel may be employed at the discretion and expense of my attorney, and that any attorney so employed may be designated to appear on my behalf or undertake my representation in this matter.

We further agree that in addition to the above attorney's fees, all court costs, subpoena costs, photos, depositions, court reporter costs, reports, witness statements, and all other out-of-pocket expenses directly incurred by investigation or litigation of this claim shall be paid by the undersigned, and that said expenses and attorney's fees may be deducted from the proceeds of any recovery. All court costs and filing fees must be paid prior to filing.

I have received a copy of this contract.

CLIENT

The above employment is hereby accepted on the terms stated above.



Randall C. Cahill
Attorney at Law

Exhibit A

INTRODUCED BY ALDERWOMAN DAILES

BILL NO. 2635

ORDINANCE NO. _____

AN ORDINANCE PROHIBITING THROUGH TRACTOR TRAILER TRUCKS AND COMMERCIAL VEHICLES ON CERTAIN ROADS.

WHEREAS, through tractor trailer truck and commercial vehicle traffic utilizing certain roadways as a through thoroughfare in the City of Bellefontaine Neighbors, Missouri (the “City”) poses an excessive hazard to pedestrians and other motorists in this predominantly residential area; and

WHEREAS, the Board of Alderpersons from time to time must update and revise its ordinance provisions for the protection of the citizens and property of the City; and

WHEREAS the City has adopted an ordinance prohibiting through tractor trailer truck and commercial vehicle traffic on certain roadways through the City; and

WHEREAS, it is the desire and intent of the City to modify and enforce the prohibitions it has enacted by ordinance prohibiting through truck traffic on certain roadways through the City to enhance the public safety goals intended by these ordinances;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERPERSONS OF THE CITY OF BELLEFONTAINE NEIGHBORS, MISSOURI, AS FOLLOWS:

Section One.

Section 17-127 of Division 1 of Article V of Chapter 17 of the Code of Ordinances of the City of Bellefontaine Neighbors, Missouri, is hereby revised to prohibit through tractor trailer truck and certain commercial vehicle traffic on certain roads, and replaced by said new Section to read as follows:

Chapter 17	MOTOR VEHICLES AND TRAFFIC
ARTICLE V.	OPERATION OF VEHICLES
DIVISION 1.	GENERALLY

Section 17-127. All Through Tractor Trailer Trucks and Commercial Vehicles Except Residential Delivery Vehicles Prohibited On Certain Roads

(a) All through tractor trailer truck and commercial vehicle traffic, except residential delivery vehicles or delivery vehicles which service businesses within the City of Bellefontaine Neighbors, is prohibited:

(1) on Chain of Rocks Road, Jennings Station Road, Bellefontaine Road traveling to Lewis and Clark (Highway 367), or

(2) entering into the City of Bellefontaine Neighbors from Lewis and Clark (Highway 367) onto Jennings Station Road, Chain of Rocks Road, or onto Bellefontaine Road in the City of Bellefontaine Neighbors, or

(3) traveling from North Broadway onto Bellefontaine Road, Chain of Rocks Road, or Jennings Station Road traveling to Highway 270 or exiting Highway 270, or

(4) crossing under Highway 270 traveling into the City of Bellefontaine Neighbors onto any roadway of Bellefontaine Road, or traveling on Chambers Road entering into the City of Bellefontaine Neighbors.

When appropriate signs are posted prohibiting such travel, no person, firm or corporation shall operate any through tractor trailer truck or commercial vehicle traffic, except residential delivery vehicles traffic or delivery vehicles servicing businesses within the City of Bellefontaine Neighbors, in violation of this section.

(b) Any person, firm or corporation who shall be convicted of a violation of the provisions of this section shall be subject to punishment as provided under the general penalty provisions of Section 1-10 of this Code, as amended.

Section Two.

It is hereby declared to be the intention of the Board of Alderpersons that the sections, subsections, paragraphs, sentences, clauses, phrases, and words of this ordinance shall be severable, and if any section, subsection, paragraph, sentence, clause, phrase, or words of this ordinance shall, for any reason, be held unconstitutional or otherwise invalid, such decision shall not affect the validity of the remaining portions of this ordinance. The City of Bellefontaine Neighbors, Missouri hereby declares that it would have passed this ordinance, and each section, subsection, clause, or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, and phrases be declared unconstitutional.

Section Three.

The Chapter, Article, Division and/or Section assignments designated in this Ordinance may be revised and altered in the process of recodifying or servicing the City's Code of Ordinances upon supplementation of such code if, in the discretion of the editor, an alternative designation would be more reasonable. In adjusting such designations, the editor may also change other designations and numerical assignment of code sections to accommodate such changes.

Section Four.

This Ordinance shall take effect and be in force from and after passage and approval by the Mayor.

**PASSED BY THE BOARD OF ALDERPERSONS FOR THE CITY OF BELLEFONTAINE
NEIGHBORS THIS ____ DAY OF _____, 2022.**

Presiding Officer

Attest:

Judy Mantych, Acting City Clerk

APPROVED THIS ____ DAY OF _____, 2022.

Tommie Pierson Sr., Mayor

Attest:

Judy Mantych, Acting City Clerk