

**CITY OF ROCK HILL
BOARD OF ALDERMEN MINUTES
TUESDAY, MARCH 6, 2007
7:00 P.M.**

- 1) **Call to Order** – Mayor Morgan called the meeting to order at 7:00 p.m.
- 2) **Pledge of Allegiance** – The Mayor requested and led the recital of the Pledge of Allegiance.
- 3) Roll Call was taken with the following members of the Aldermanic Board being present:
Timothy Redmond, Daniel DiPlacido, Ed Johnson, Edie Barnard, Sheri McCann and Philip Scherry.
- 4) **Emergency Items to be added to the Agenda** - NONE
- 5) **Citizens to Address the Board:** *Each person addressing the board shall give his/her name, address, and organization or firm represented, if any. He/she shall speak for a period not to exceed three (3) minutes; additional time may be granted by the presiding officer or the Board.*
Joyce Rouse, 1032 N. Rock Hill Rd. – Ms. Rouse was concerned about how much business is conducted in closed meetings. She read Missouri’s “Sunshine Law” which states that “the law sets out specific instances when a meeting, record or vote, may be closed while stressing these exceptions are to be strictly interpreted to promote the public policy of openness.” It also states that “The leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal considerations, therefore. However, any minutes, vote or public record, approving a contract relating to leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate.” She strenuously objected to any business regarding Novus and the development being conducted in closed session. Alderman DiPlacido responded by saying that, since April 18, 2006, there have been 20 open sessions and 27 closed sessions as of March 6, 2007. He feels that closed sessions does a disservice to the residents of Rock Hill when so much city business is conducted behind closed doors. There is no law that states the necessity for closed sessions. Mayor Morgan then stated that all closed sessions have been conducted in accordance with the Missouri Sunshine Law and no violation of this law has occurred.
- 6) **Public Hearings**-NONE
- 7) **Announcements, Presentations, Proclamations, Communications and Invitations:**
 - a) Communication from NOVUS representatives.
Pete Sebelski will start providing weekly reports, again. The steel has been erected for all buildings along Manchester Rd. and on N. Rock Hill Rd. Steinmart’s base will be poured on Thursday, March 8, 2007, as weather permits. Sewers and utilities are all on the ground. Inclement weather has delayed concrete pours for about six weeks, but, the project is presently going as scheduled. Everything has been placed underground with the exception of the detention basins, a portion of Leonard Drive and two transformer platforms on the northwestern side. Alderwoman McCann questioned Mr. Sebelski about the appearance of the lack of activity on the work site. Mr. Sebelski responded that their will be more construction work activity based on the work required to pour bases and foundations. Mr. Sebelski stated that there may be about 10 workers or more on-site during this time. Steinmart anticipates moving in between April 15th and September 15th. An amendment to the lease has been put in place, but, it has not been signed. Anticipated completion date should be August 1, 2007.

8) **Old Business** – NONE

9) **Minutes of Previous Meetings**

a) Minutes of the meeting from February 20, 2007

A motion was made by Alderwoman McCann to approve the meeting minutes and seconded by Alderman Johnson. The motion was passed by voice vote.

10) **Treasurer's Report**- Finance Director, Don Cary explained the major expenses included in the Warrant Listing. After some discussion and questions, a motion was made by Alderman Scherry and seconded by Alderwoman McCann. The motion was passed by voice vote.

11) **New Business** - NONE

12) **Bills and Resolutions:** Pursuant to RSMo. 79.130, all bills and resolutions will be read by "title" only. Copies will be available to the General Public at City Hall during regular office hours.

ITEMS TO BE CONSIDERED FOR FIRST READING:

a) **Bill No. 1696:** AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT ON BEHALF OF THE CITY OF ROCK HILL, MISSOURI, FOR DISPATCH AND HOLDING SERVICE TO BE PROVIDED TO THE CITY OF ROCK HILL FOR POLICE, FIRE AND AMBULANCE CALLS BY THE CITY OF BRENTWOOD, MISSOURI.

City Attorney Ken Heinz read Bill No. 1696 by "title" only. Police Capt. Paul Arnett and Fire Capt. Kevin Halloran both agreed that the departments should remain with The City of Brentwood.

ITEMS TO BE CONSIDERED FOR SECOND READING AND OR ADOPTION:

b) **Bill No. 1695:** AN ORDINANCE OF THE CITY OF ROCK HILL, MISSOURI AUTHORIZING AND DIRECTING THE MAYOR OF THE CITY OF ROCK HILL TO ENTER INTO A FIRST AMENDED LEASE WITH CROWN CASTLE GT COMPANY, LLC., AND A FIRST AMENDED CELL TOWER GROUND LEASE WITH MARKET AT MCKNIGHT I, LLC.

Ken Heinz read Bill No. 1695 by "title" only. Alderman Scherry made a motion to approve the second reading of the bill. The motion was seconded by Alderwoman McCann. Mr. Heinz then provided a brief explanation of the ordinance. Mayor Morgan proceeded with the roll call vote on the motion: Redmond, DiPlacido, Johnson, Barnard, McCann and Scherry. The motion carried.

c) **Bill No. 1690:** AN ORDINANCE OF THE CITY OF ROCK HILL, MISSOURI AUTHORIZING AN AMENDMENT OF AN EXISTING CONTRACTUAL AGREEMENT WITH THE COUNTY OF ST. LOUIS, MISSOURI FOR THE PROVISION OF CODE ENFORCEMENT SERVICES.

Ken Heinz read Bill No. 1690 by "title" only. Alderwoman McCann made a motion to approve the second reading of the bill. The motion was seconded by Alderwoman Barnard. Mayor Morgan proceeded with the roll call vote on the motion: Redmond, DiPlacido, Johnson, Barnard, McCann and Scherry. The motion carried.

- d) **Bill No. 1692:** AN ORDINANCE APPROVING AN AGREEMENT WITH AT&T MISSOURI FOR THE PROVISION OF VIDEO SERVICES IN THE CITY **(RECONSIDERED)**.

Ken Heinz read Bill No. 1692 by “title” only. Alderwoman McCann made a motion to approve the second reading of the bill. The motion was seconded by Alderman Redmond. There were some concerns discussed. Mayor Morgan proceeded with the roll call vote on the motion: Redmond, Johnson, Barnard, and McCann; Alderman Scherry was opposed. Alderman DiPlacido recused himself due to a conflict of interest. The motion passed.

- e) **Bill No. 1681:** AN ORDINANCE AMENDING THE CITY OF ROCK HILL MUNICIPAL CODE, CHAPTER 520 SIGN REGULATIONS BY DELETING THE EXISTING PROVISIONS AND ADDING THERETO CERTAIN NEW SECTIONS REGARDING SIGNS **(TABLED)**.

A meeting will be held March 7, 2007 at 5:00 p.m., to further discuss Bill No. 1681 with Mayor Morgan, Alderman Redmond, City Administrator George Liyeos, Planning and Zoning Chairman David Lancaster, and City Inspector Neil Cantwell.

- f) **Resolution 07-02:** A RESOLUTION OF THE CITY OF ROCK HILL, MISSOURI, THAT CONTRACTUALLY OBLIGATES ST. LOUIS COUNTY TO PROVIDE COORDINATED COMMUNICATIONS AND REPORT SERVICES TO THE CITY OF ROCK HILL FOR A PERIOD OF ONE YEAR.

Ken Heinz read Resolution 07-02 by “title” only. Captain Arnett explained and answered questions about the CARE reporting system. A motion was made by Alderman Scherry to approve the reading of the Resolution 07-02. The motion was seconded by both Alderwoman Barnard. The motion carried by voice vote.

13) Departmental Reports

a) Finance

1. There will be a Budget Meeting on Tuesday, March 13, 2007.
2. Interviews for a Part-time Administrative Clerk will be held on March 7th.
3. The monthly financial report for January will be in this week’s packet.

14) City Attorney Items - NONE

15) Mayor’s Report

a) Spring Newsletter

1. Newsletter articles are due March 13th with the idea to get the Newsletter out in April.
2. Mo-DOT updates are being sent to all board members regarding highway closures. St. Louis County has sent letter regarding RFP stoplights, including the ones in the area, which will be serviced. There will be updated news in report on Monday, March 12, 2007.

16) City Administrator’s Report

a) Next Budget Meeting, Tuesday, March 13th at 6:30 p.m.

1. Alderman Scherry inquired of Mr. Liyeos on processing weekly report packets electronically. Mr. Liyeos agreed to accommodate him and anyone else who wishes to have reports sent in the same manner.

- 17) CLOSED SESSION (if necessary): MOTION:** To hold a closed meeting with closed record and closed voting, pursuant to Subsection (1),(2),(3) & (12) of Section 610.021, RSMo, 2004, in order to discuss legal actions, causes of action, or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representative and its attorneys; and leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction

might adversely affect the legal consideration thereof; and the hiring, firing, disciplining or promoting of an employee of a public governmental body; and documents related to a negotiated contract.

Alderman Johnson entered a motion to hold closed session. The motion was seconded by Alderwoman McCann. Mayor Morgan proceeded with the roll call vote on the motion: Redmond, Johnson, Barnard, McCann and Scherry. Alderman DiPlacido opposed. The motion passed.

18) Return to Open Session (if necessary) – Board approval of any closed session actions.

19) ADJOURN