

**CITY OF ROCK HILL
MINUTES OF THE REGULAR BOARD OF ALDERMAN MEETING
TUESDAY, JUNE 19, 2007
7:00PM**

- 1) Mayor Morgan called the meeting to order at 7:02 p.m.
- 2) 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: T.J. Redmond, Daniel DiPlacido, Edward Johnson, Mary Wofford, Sheri McCann, and Philip Scherry.
- 4) **Emergency items to be added to the agenda:** None
- 5) **Citizens to Address the Board:**
Russ Politte - Charleville: voiced great concerns regarding Café Brasil, continual peace disturbance, signs being knocked over, not a good Rock Hill neighbor.
Bob Weider - Charleville: Increasing concerns over Café Brasil, poor neighbor to Rock Hill residents, health and safety concerns regarding grease trap cleaning in the street, fire dances at night, noise until 2:00-3:00am in the morning.
- 6) **Public Hearings:** None
- 7) **Announcements, Presentations, Proclamations, Communications and Invitations:**
 - a) Communication from NOVUS Representative Pete Sebelski: Progress is quite visible, utility and cell phone tower relocation process underway, Clarkson Eyecare has signed lease as new tenant.
- 8) **Old Business:** Alderman Scherry moved to approve the expenditure of \$20,000 in Community Development Block Grant Funds, available after January 1, 2008 to be used for the rehabilitation of private properties for low income residents who are below 80% of the median income level. Alderwoman McCann seconded the motion. The motion carried by voice vote majority.
- 9) **Minutes of the Previous meeting-**Alderwoman McCann moved to approve the minutes from the meeting held on June 5, 2007 with an amendment regarding the preservation of the trees on Rock Hill Road due to the demolition. The motion was seconded by Alderman Johnson and approved by voice vote.
- 10) **New Business** – None
- 11) **Treasurer's Report:**
The Board started with a discussion of Café Brasil. James Martin, Attorney for Café Brasil appeared before the Board along with Jourge & Rachel Carvalho who own the restaurant. The Mayor and members of the Board expressed their concerns about trash &

garbage, noise, parking and other issues. Rumors of underage drinking were also brought up. It was also explained that the City does not assume Café Brasil is in the wrong, but reviews each complaint separately. Recently there was some trash left outside the dumpsters. The City investigated and found the trash belonged to another business in the area. The City contacted that business to have it cleaned up. Café Brasil was not contacted because the problem was not theirs.

Mr. Martin assured the Board of Alderman that the Carvalhos understand that they have been issued a warning to comply. Mr. Martin also assured the Board that it is their full intention to be a good neighbor and responsible restaurant owner to the City of Rock Hill. Rachel Carvalho, whose name is on the liquor license, stated she knows of no underage drinking. Mr. Martin said he and the Carvalhos would have a meeting with the employees to make sure they understood the importance of not serving underage customers. Attorney James Martin offered his business card to all residents of Rock Hill who wished to discuss their concerns with him regarding Café Brasil.

The Board wanted to make sure there would be no future incidents. The Mayor said if the liquor license is renewed she would have Café Brasil added to the agenda next month for a review and would keep in on the agenda for the following months until the Board could reach a comfort level with Café Brasil's willingness and ability to avoid further incidents.

A motion was made by Alderwoman McCann to approve the renewal of liquor licenses for El Indio, Ami's, Charcoal House, The Wine and Cheese Place, Farotto's, China Inn, Trainwreck Saloon, Hacienda, Nachomamas, Yong China, The gumbo Shop, 7-11, Imo's Pizza, Jump Stop 15 (Conoco) and Café Brasil's licenses subject to a 30 day review of compliance issues. The motion was seconded by Alderman Johnson and approved by voice vote.

- 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. 1707:** AN ORDINANCE AUTHORIZING FOR THE PURPOSE OF ESTABLISHING MINIMUM REGULATIONS FOR CONTROLLING EROSION, AND SEDIMENT FROM LAND DISTURBANCE ACTIVITIES AT CONSTRUCTION SITES WITHIN THE CITY OF ROCK HILL. MISSOURI; PROVIDING FOR THE ISSUANCE OF PERMITS; MAKING OF INSPECTIONS; COLLECTION OF PERMIT AND INSPECTION FEES; AND PROVIDING PENALTIES FOR THE VIOLATION THEREOF THROUGH THE ADOPTION OF THE LAND DISTURBANCE CODE OF THE COUNTY OF ST LOUIS, MISSOURI AS THE LAND DISTURBANCE CODE OF THE CITY OF ROCK HILL, MISSOURI. **This bill was not introduced at this meeting.**

- b) **Bill No. 1708:** AN ORDINANCE AMENDING THE ANNUAL BUDGET FOR THE CITY OF ROCK HILL, MISSOURI, FOR THE FISCAL YEAR 2007-2008 TO ALLOW FOR THOSE ROCK HILL RESIDENTS ENROLLED IN THE ROCK

HILL PRE-SCHOOL AS OF MAY 2007 TO BE AFFORDED A ONE TIME RELOCATION REIMBURSEMENT ALLOWANCE DUE TO THE CLOSING OF THE ROCK HILL PRE-SCHOOL. This bill was read by title only by the City Attorney at the request of the Mayor. After a discussion the Mayor requested a second reading so the affected residents would know as of this meeting if the City was going to make a payment and they could adjust their budgets accordingly.

A motion was made by Alderwoman Mc Cann to approve the bill and adopt it as an ordinance. The motion was seconded by Alderwoman Wofford. Voting for the motion were Aldermen Redmond, DiPlacido, Wofford, McCann and Scherry. Voting against the motion was Alderman Johnson. The motion passed.

ITEMS TO BE CONSIDERED FOR SECOND READING AND OR ADOPTION:

a) **Bill No. 1703:** AN ORDINANCE APPROVING THE ENROLLMENT OF THE POLICE AND FIRE DEPARTMENT EMPLOYEES IN THE RETIREMENT SYSTEM PROVIDED BY THE LOCAL GOVERNMENT EMPLOYEES RETIREMENT SYSTEM (LAGERS) AT THE L-3 LEVEL AS ALL OTHER NON-UNIFORMED EMPLOYEES ARE PRESENTLY ENROLLED. The bill was read by title only by the City Attorney at the request of the Mayor.

A motion was made by Alderwoman McCann to adopt Bill No. 1703 as an ordinance. Alderman Scherry seconds the motion. Voting for the motion were Aldermen Redmond, DiPlacido, Johnson, Wofford and McCann. Voting against the motion was Alderman Scherry. The motion was approved.

13) Departmental Reports:

a) Public Works and Parks and Recreation Department: Al Hayden reports that the Summer Day camp program is underway and going well. There are currently 32 children enrolled and there is room for a few more. Al introduced Jeron Vale who will be working with the Parks and Recreation department on a couple of projects including the Fall Festival and the St. Louis Cardinals' Redbird Rookie Program.

Al gave the Pubic Works report for Ron Meyer. He reported that the work on boulder Ct. should be done next week. After that they will be working on patching streets throughout the City. They are planning on putting in concrete pads for the new Fire House garage and parking in early July depending upon the site availability.

14) City Attorney Report – None

15) Planning and Zoning Report: None

16) Mayor's Report:

a) There will be an employee BBQ at the Fire Dept on June 29th from 11:30-2:00pm and all elected officials are invited to attend.

b) The National Night Out is scheduled for August 7th.

c) Acting upon a request from the Library Board, the Mayor recommended Robert Neville be appointed to the Library Board. A motion was made by Alderman DiPlacido

to appoint Robert Neville to the Library Board. The motion was seconded by Alderwoman McCann and approved by voice vote.

17) City Administrator's Report:

a) American Tower and Crown Castle Cell Tower each want an additional user on their tower. Ken Heinz is reviewing to see if we need to approve this action or if NOVUS needs to issue their approval because the contracts have been assigned to them.

b) Request for bids for the remodeling of the Fire Department House for any work over \$5,000 will be advertised in the St. Louis American and another publication, and should come forward in next month's meetings.

18) CLOSED SESSION (if necessary): MOTION: to hold a closed meeting.

a) A motion was made by Alderwoman McCann to go to closed session with closed record and closed voting, pursuant to Subsection (1),(2),(3) & (12) of Section 610.021, RSMo, 2004, in order to discuss personnel. Alderman Scherry seconds the motion. Voting for the motion were Aldermen Redmond, DiPlacido, Johnson, Wofford, McCann and Scherry. The motion was approved.

19) Return to Open Session Alderwoman Mc Cann moved to return to open session, Alderman Scherry seconds the motion. The motion carries by unanimous vote.

20) With no further business, Alderman Johnson moved to adjourn the meeting at 8:40pm. Alderwoman McCann seconds the motion. The motion passes by voice vote. Meeting adjourned at 8:40pm.