



CITY OF ROCK HILL

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CITY OF ROCK HILL MINUTES FOR THE BOARD OF ALDERMEN MEETING TUESDAY, JUNE 16, 2009 7:00 P.M.

- 1) Mayor Morgan called the meeting to order at 7:03 p.m. and led all in the Pledge of Allegiance.
- 2) The following members of the Aldermanic Board were in attendance: Mr. TJ Redmond, Mr. Ed Johnson, Mr. Edward Mahan, Ms. Mary Wofford, Mr. Daniel DiPlacido, Mr. Philip Scherry and Mayor Morgan.
- 3) **Citizens to Address the Board:**
 - Mark Schober, 9385 Golden Gate Rd:** Mr. Schober requested that the Board consider allowing stabilized grass driveways as a means to reduce water runoff.

 - Sun A. Park, Garland Texas:** Ms. Park spoke about her proposed temporary plant stand.
- 4) **Announcements, Presentations, Proclamations, Communications and Invitations:**
 - a) Donia Hunter from the Historic Preservation Commission reported on the condition of the Fairfax House. Ms. Hunter explained that the house needs to have the side and rear façades restored to halt further deterioration. Ms. Hunter requested assistance, specifically donations of goods, from the Board to help offset the cost of the needed restoration work. Ms. Hunter also requested to be included in discussions had by the city regarding Fairfax House.
- 5) **Public Hearing-Community Development Block Grant (CDBG) Funds for 2010**

Mayor Morgan opened the public hearing at 7:18 p.m.

City Administrator George Liyeos explained that traditionally the city has allocated the CDBG monies for home improvement assistance for low to moderate income residents. The program is administered by St. Louis County and there is normally a waiting list of eligible residents.

A flyer listing all the eligible projects was passed out to members of the audience.

Public Comment

Bill Heger, 1533 N. Berry Rd. Mr. Heger asked if there was a specific project for which the city intended to use the funds.

The Board discussed the eligibility requirements for residents to receive assistance and whether residents could combine CDBG assistance with assistance from other non-profit organizations.

Mayor Morgan closed the public hearing at 7:26 p.m.

- 6) **Minutes of Previous Meetings:** Alderman Scherry moved to approve the minutes from the May 19, 2009 meeting. Alderman Redmond seconded the motion. The motion to approve the minutes passed by a unanimous voice vote.
- 7) **Treasurer's Report:** Assistant City Administrator/Finance Director Ann Robertson summarized the May warrant. Alderman Scherry moved and Alderman Redmond second a motion to approve the warrant.

Alderman DiPlacido objected to paying the bill for membership to the Missouri Municipal League. He stated that his objection was based on the League's policy position on eminent domain and property rights and its history of obstructing the ballot initiative process in Missouri. He further stated that in his opinion it is unethical for Rock Hill to give public funds to an organization that works to keep the public from voting on an issue of public policy.

The motion to approve the May warrant passed by a unanimous voice vote.

- 8) **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. 1753:** AN ORDINANCE OF THE CITY OF ROCK HILL, MISSOURI, ADOPTING SECTIONS 215.541-215.546 PERTAINING TO THE REGULATIONS OF DRUGS AND DRUG PARAPHERNALIA AND PRESCRIBING PENALTIES FOR VIOLATIONS.

City Attorney Ken Heinz gave the first reading of **Bill No. 1753**.

The Board noted that these regulations would be in addition to the current state regulations. The Board also discussed enforcement issues and the maximum penalty.

ITEMS TO BE CONSIDERED FOR SECOND READING AND/OR ADOPTION:

- a) **Bill No. 1753:** AN ORDINANCE ENACTING NEW SECTIONS OF THE ROCK HILL, MISSOURI, CITY CODE RELATING TO REGULATIONS OF CERTAIN LENDING BUSINESSES IN THE CITY OF ROCK HILL, MISSOURI.
- b) **Bill No. 1754:** AN ORDINANCE AMENDING SECTIONS OF THE ROCK HILL MUNICIPAL CODE RELATING TO THE DEFINITION OF ALTERNATIVE FINANCIAL SERVICES.

City Attorney Ken Heinz introduced a substitute bill for **Bill No. 1753** and **Bill No. 1754**. Alderman Scherry moved and Alderman Redmond seconded a motion to accept the substitute bill as a replacement for **Bill No. 1753** and **Bill No. 1754**. The motion passed by a unanimous voice vote.

Alderman Scherry moved and Alderwoman Wofford seconded a motion to approve **Bill No. 1753 (substitute)**. Members of the Aldermanic Board voting in favor of the motion were: Johnson, Wofford, DiPlacido, Scherry, Redmond and Mahan. The motion passed and **Bill No. 1753 (substitute)** became **Ordinance No. 1679**.

- c) **Resolution 09-16:** A RESOLUTION ADOPTING THE "BOARD OF ALDERMEN GUIDELINES FOR PROCEDURE AND CONDUCT" AS THE OFFICIAL PROTOCOL FOR ALL ALDERMANIC MEETINGS.

Alderman Scherry moved and Alderwoman Wofford seconded a motion to table **Resolution 09-16** so that the language of the proposed guidelines could be modified to fit Rock Hill. The motion passed by a voice vote of 6-0.

- d) **Resolution 09-17:** A RESOLUTION OF THE BOARD OF ALDERMEN OF THE CITY OF ROCK HILL, MISSOURI, APPOINTING JEFFREY POUNDS TO THE PLANNING AND ZONING COMMISSION FOR A FOUR YEAR TERM SET TO EXPIRE ON JUNE 1, 2013.

Alderman Scherry moved and Alderwoman Wofford seconded a motion to approve **Resolution 09-17**. The motion passed by a voice vote of 6-0.

- e) **Resolution 09-18:** A RESOLUTION AUTHORIZING AND DIRECTING MSD REVIEW OF ALL PROJECTS AND APPROVING A SITE DESIGN GUIDANCE PROGRAM.

Alderman Scherry moved and Alderman Wofford seconded a motion to approve **Resolution 09-18**.

The Board discussed the potential impact on development and the site plan review process.

The motion passed by a voice vote of 6-0.

9) **Departmental Reports**

Fire Department: Chief Kevin Halloran reported the following:

- He will be submitting an application for an ARRA grant to build a new firehouse.
- Call volumes have increased in June.
- The department trained with Glendale on the use of the Jaws of Life.

Police Department: Lt. Galen Cox reported the following:

- The department participated in the Vehicle Fair at Hudson school.
- Chief Arnett met with local clergy.
- He commended Frank Butera in Public Works for repairing one of the police vehicles at a great cost savings to the city.
- Sgt. Zeigler has returned to duty.
- P.O. Solverund, the new police officer, has made 6 DWI arrests in the 10 days he's been employed with the city.

Parks Department: Parks Director Al Hayden reported the following:

- The Trailnet grant application for a Bike/Walk Master Plan is almost complete and will be submitted this week.
- He will be attending a meeting at Great Rivers Greenway regarding a Bike Master Plan.
- Summer Day Camp began this week at Hudson School. Enrollment is up from last year.

Public Works Department: Parks Director Al Hayden reported the following:

- The department identified three areas of flooding due to the recent rains.
- The work on Leonard Ave. should be completed next week.

- Work on Charlane Court will begin in July.
- Street patching repairs will begin after the work on Leonard is complete.
- The department is soliciting bids for tree trimming on County Hills Dr.

10) New Business-Mayor, Board of Aldermen, City Administrator, City Attorney:

a) Community Development Block Grant Funds for 2010

Alderman Johnson moved and Alderman DiPlacido seconded a motion to allocate the city's CDBG funds for 2010 to the home improvement assistance program for low to moderate income residents. The motion passed by a unanimous voice vote.

b) Approval of Liquor Licenses for 2009-2010.

Alderman Scherry moved and Alderwoman Wofford seconded a motion to approve the liquor license applications for the following businesses:

El Indio-Restaurant/Sunday; Ami's- Restaurant/Sunday; Charcoal House-Restaurant; The Wine & Cheese Place-Package/Wine Taste; Farotto's-Full Liquor/Sunday/Wine Tasting; China Inn- Restaurant/Sunday; Trainwreck Saloon-Full Liquor/Sunday; Hacienda- Full Liquor/Sunday/Package; Nachomama's-Restaurant; China Yong-Restaurant; The Gumbo Shop-Alcohol Malt Liquor; and 7-Eleven-Package/Sunday; Bandana's BBQ-Alcohol Malt Liquor/Sunday

and to conditionally approve Conoco-Package/Sunday and Bella Vita-Restaurant/Sunday/Wine Taste so long as the city receives a complete application by July 1, 2009. The motion passed by a unanimous voice vote.

c) Temporary Merchant License

The Board discussed the application by Sun Park for a temporary plant stand to be located on the El Indio parking lot. The Board noted that they had not approved temporary merchant licenses in the past and wondered what kind of precedent this would create. They also discussed the difficulties with the proposed location specifically that it is a busy parking lot located on the corner of a heavily travelled intersection.

Alderman Scherry moved and Alderman Redmond seconded a motion to deny the Temporary Merchant License. The motion passed by a unanimous voice vote.

d) Alderman Scherry made a motion directing the Planning and Zoning Commission to review alternative driveway construction. Alderwoman Wofford seconded the motion. The motion passed by a unanimous voice vote.

11) City Attorney's Report: City Attorney Ken Heinz reported on his discussions with the new Pension Board financial advisor regarding an indemnification clause in the proposed contract.

12) Mayor's Report: Mayor Morgan invited everyone to attend two workshops regarding green building practices. She reported that the Webster/Rock Hill Ministries Camp had visited city hall the previous week. She will be attending the Pension Board meeting on Wednesday.

- 13) City Administrator's Report:** City Administrator George Liyeos introduced intern Majed Alomari. Mr. Liyeos suggested cancelling the July 7, 2009 Board of Alderman meeting.

Alderman Redmond moved and Alderman Scherry seconded a motion to cancel the July 7, 2009 meeting. The motion passed by unanimous voice vote.

Mr. Liyeos reported that a quarterly budget meeting would be held before the July 21, 2009 Board of Alderman meeting to review the city's financial position.

- 14) Citizens to Address the Board:**

Bill Heger, 1533 North Berry: Mr. Heger suggested that the city work to fill all the vacant commercial properties before pursuing any new commercial developments.

- 15) Closed Session**

Alderman Scherry moved and Alderwoman Wofford seconded a motion to go into 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 personnel issues. Members of the Aldermanic Board voting in favor of the motion were: Scherry, DiPlacido, Wofford, Johnson, Mahan and Redmond. The motion passed and the Board went into closed session at 8:29 p.m.

- 16) Return to Open Session:** The Board returned to open session at 9:30 p.m. No action was taken relative to the discussions held in closed session.

- 17) Alderman Johnson moved and Alderman Scherry seconded a motion to adjourn.** The motion passed by a unanimous voice vote and the meeting adjourned at 9:30 p.m.

Mayor Julie Morgan

Attested to:

Jennifer Yackley, City Clerk