



CITY OF ROCK HILL

9511 Manchester Road ♦ Rock Hill, MO 63119 ♦ (314)968-1410 ♦ Fax (314)968-4843

**CITY OF ROCK HILL
MINUTES FOR THE BOARD OF ALDERMEN MEETING
TUESDAY, JULY 21, 2009
7:00 P.M.**

- 1) Mayor Morgan called the meeting to order at 7:00 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:**
 - Dr. Sarah Riss, 311 Elm Valley Dr:** Dr. Riss introduced herself as the new Superintendent of the Webster Groves School District.
 - Mary Shapiro, 9332 Crawford Ave:** Ms. Shapiro complained about the weeds at 9339 Crawford and the resident who works on cars at 9328 Crawford.
- 4) **Announcements, Presentations, Proclamations, Communications and Invitations:**
None
- 5) **Minutes of Previous Meetings:** Alderman Scherry moved to approve the minutes from the June 16, 2009 meeting. Alderman Johnson seconded the motion. During discussion Alderman DiPlacido offered a written amendment to the Treasurer's Report section of the minutes. Alderman Scherry moved and Alderman DiPlacido seconded a motion to table the minutes while staff copied and distributed the amendment. The motion was approved by a unanimous voice vote.

The Board returned to the issue of the minutes from June 16, 2009 after the City Administrator's Report.

Alderman DiPlacido made a motion to approve the minutes as amended. Alderman Scherry seconded the motion. The motion to approve the minutes as amended passed by a unanimous voice vote.

- 6) **Treasurer's Report:** Assistant City Administrator/Finance Director Ann Robertson summarized and answered the Boards questions regarding the June/July warrant. Alderman Scherry moved and Alderman DiPlacido second a motion to approve the warrant. The motion to approve the June/July warrant passed by a unanimous voice vote.
- 7) **Planning and Zoning Report:** Jennifer Yackley Assistant to the City Administrator/City Clerk summarized the July 1, 2009 Planning and Zoning Commission meeting.
- 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. 1756:** AN ORDINANCE APPROVING A SETTLEMENT AGREEMENT WITH AT&T/SBC LANDLINE AND ASSIGNING A PERCENTAGE OF THE SETTLEMENT PROCEEDS TO THE ST. LOUIS COUNTY MUNICIPAL LEAGUE.

City Attorney Ken Heinz gave the first reading of **Bill No. 1756**.

Mr. Heinz explained the options for the settlement. He also explained that this lawsuit is for back taxes owed on the land lines not the cellular lines.

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

- a) **Bill No. 1755:** 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.

Alderman Scherry moved and Alderman Johnson seconded a motion to approve **Bill No. 1755**.

The Board discussed enforcement issues and whether other cities had passed similar legislation.

Members of the Board of Aldermen voting in favor of the motion were: Wofford, DiPlacido, Sherry, Redmond, Mahan and Johnson. The motion passed and **Bill No. 1755** became **Ordinance No. 1680**.

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

Alderman Johnson moved and Alderman DiPlacido seconded a motion to reject **Resolution 09-16**.

The Board discussed the necessity of having a Code of Conduct and specific elements of the code.

The motion failed by a voice vote of 2-4.

Alderman Redmond moved and Alderman Wofford seconded a motion to approve **Resolution 09-16**.

The Board continued to discuss specific provisions of the code.

The motion passed by a voice vote of 4-2.

9) **Departmental Reports**

Fire Department: Parks Director Al Hayden reported the following on behalf of Chief Halloran:

- Chief Halloran and the department are attending the vigil for Ryan Hummert in Maplewood.
- The department has finished hydrant testing.
- The department is conducting hose testing.

Police Department: Chief Paul Arnett reported the following:

- He introduced P.O. Mike Solverud.
- He will be attending the second training session at St. Louis University.
- National Night Out is August 4th.

Parks Department: Parks Director Al Hayden reported the following:

- The newsletter will be published on Friday.

- He will be meeting with representatives from Trailnet and the Lawrence Group regarding the Bike/Walk Master Plan.

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

- He is reviewing the information received from two uniform companies.
- The department placed sandbags on Des Peres Avenue due to flooding concerns.
- The department is working on street repairs to Charlane Ct. and expects to be finished by September.

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

a) Document Destruction

Assistant to the City Administrator/City Clerk Jennifer Yackley explained the request to destroy documents according to the Missouri Secretary of State's record retention schedules.

Alderman Scherry moved and Alderman DiPlacido seconded a motion directing staff to destroy documents according to the Missouri Secretary of State's record retention schedules. The motion passed by a voice vote of 5-1.

- b) Alderman Sherry asked the Board to consider reducing the number of Parks and Recreation Commission members to five from nine. He explained that the Commission currently only has five members and it has become difficult to conduct official business at meetings because they lack a quorum.**

The Board discussed the implications of the reduction and other alternatives including finding additional members and making the Board liaison a voting member of the Commission.

Alderwoman Wofford moved and Alderman Scherry seconded a motion reducing the number of Commission members to five and making the Board liaison a voting member. The motion passed by a voice vote of 5-1.

- 11) City Attorney's Report:** City Attorney Ken Heinz reported that he was reviewing the newly passed state legislation that goes into effect August 28th.

- 12) Mayor's Report:** Mayor Morgan reported that she, City Administrator George Liyeos, Fire Chief Kevin Halloran and Police Lt. Galen Cox met with Dr. Riss. She and Mr. Liyeos will be going to Jefferson City on Thursday for a meeting of the Missouri Municipal League. She asked the Board members to consider two dates for a Board retreat in the fall. She reminded everyone that August 4th is National Night Out.

- 13) City Administrator's Report:** City Administrator George Liyeos did not have a report. He answered a question from Alderman Scherry regarding the status of the Rock Hill Road project. Mr. Liyeos stated that the project is in the right-of-way acquisition process and that the project should go out to bid in late spring of 2010 and begin work in summer of 2010.

- 14) Citizens to Address the Board:** None

15) Closed Session

Alderman Scherry moved and Alderman DiPlacido 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

July 21, 2009

Aldermanic Board voting in favor of the motion were: Redmond, Mahan, Johnson, Wofford, DiPlacido and Scherry. The motion passed and the Board went into closed session at 8:20 p.m.

- 16) Return to Open Session:** The Board returned to open session. The following action was taken in closed session:

Alderman Scherry made a motion to hire Mr Paul Martin as the city attorney with the transition time to be at the Mayor and City Administrator's digression. Alderman Redmond seconded the motion.

The motion was amended to include the fees as no more than \$175/hour and that the retainer may not exceed \$610/month.

Members of the Aldermanic Board voting in favor of the motion were: Wofford, Redmond, Mahan, and Scherry. Members of the Aldermanic Board voting against the motion were: Johnson and DiPlacido. The motion passed by a vote of 4-2.

- 17)** Alderman Redmond moved and Alderman Johnson seconded a motion to adjourn. The motion passed by a unanimous voice vote and the meeting adjourned.

Mayor Julie Morgan

Attested to:

Jennifer Yackley, City Clerk