



**UNOFFICIAL DRAFT**  
**MINUTES OF THE BOARD OF ALDERMEN MEETING**  
**CITY OF BALLWIN – 300 Park Drive**  
**July 10, 2017**

**STATEMENTS ATTRIBUTED TO INDIVIDUALS IN THIS “DRAFT” ARE NOT VERBATIM QUOTES. THE MINUTES OF THIS MEETING ARE REPORTED IN SUMMARY. THIS IS AN “UNOFFICIAL DRAFT VERSION” OF THE MEETING MINUTES. DRAFT VERSIONS OF MINUTES ARE SUBJECT TO REVIEW, MODIFICATION, AND APPROVAL OF THE BOARD OF ALDERMEN.**

**THE MINUTES ARE PREPARED IN SUMMARY TO REFLECT THE OVERALL DISCUSSIONS, NOT VERBATIM QUOTES.**

The meeting was called to order by Mayor Pogue at 7:00 p.m.

*Roll Call*

PRESENT

ABSENT

Mayor Tim Pogue  
Alderman James Terbrock  
Alderman Michael Finley  
Alderman Kevin M Roach  
Alderman Mark Stallmann  
Alderman Frank Fleming  
Alderman Jim Leahy  
Alderman Ross Bullington  
Alderman Raymond Kerlagon  
City Administrator Eric Hanson  
City Attorney Robert E. Jones

The Pledge of Allegiance was given.

## MINUTES

The Minutes of the ***June 12, 2017 Board of Aldermen meeting minutes*** were submitted for approval. ***A motion was made*** by Alderman Fleming and seconded by Alderman Kerlagon to approve the June 12, 2017 Board of Aldermen meeting minutes as presented. A voice vote was taken with a unanimous affirmative result and the motion passed.

The Minutes of the ***June 12, 2017 Board of Aldermen Closed Session meeting minutes*** were submitted for approval.

***A motion was made*** by Alderman Fleming and seconded by Alderman Terbrock to approve the June 12, 2017 Board of Aldermen Closed Session meeting minutes as presented. A voice vote was taken with a unanimous affirmative result and the motion passed.

## PRESENTATION

Todd Sweeney from Navigate and from Chiodini presented a preliminary sketch of the proposed placement of the new city hall.

## CITIZEN COMMENTS

Barb Becket, from the City of Winchester, addressed the Board stating Winchester's Board of Aldermen are very pleased to be in contract with the City of Ballwin for IT, and Code Enforcement services.

Lynn Goetz, 504 Kenilworth Lane in Ballwin, addressed the Board in regards to the bee keeping ordinance that was drafted.

Bill McCord, 116 Tara Ridge Ct in Ballwin, addressed the Board in regards to the bee keeping ordinance.

Mary McCord, 116 Tara Ridge Ct in Ballwin, addressed her concerns to the Board about the drafted ordinance and what was being outlined for requirements to obtain a permit for bee keeping within Ballwin.

Jeremy Idleman, 466 Westglen Village Dr in Ballwin, addressed the Board stating his concerns with using pesticides and how it affects the bee colony along with his dismay at the drafted ordinance that was being presented.

Patrick Brookman, 226 Victor Ct in Ballwin, addressed the Board of his concerns with the drafted bee keeping ordinance.

## NEW BUSINESS

## LEGISLATION

### **BILL NO. 3967 SUE AT 112 OLD BALLWIN ROAD**

*A motion was made* by Alderman Fleming and seconded by Alderman Roach for a first reading of Bill No. 3967. A voice vote was taken with a unanimous affirmative result and Bill No. 3967 was read for the first time

*A motion was made* by Alderman Fleming and seconded by Alderman Terbrock for a second reading of Bill No. 3967. A voice vote was taken with a unanimous affirmative result and Bill No. 3967 was read a second time.

A roll call vote was taken for passage and approval of Bill No. 3967 with the following results:  
Ayes – Aldermen Fleming, Terbrock, Bullington, Roach, Kerlagon, Stallmann, Finley, Leahy;  
Nays -- None.

Bill No. 3967 was approved and became **Ordinance No. 17-19**

## **BILL NO. 3968 HARASSMENT ORDINANCE**

*A motion was made* by Alderman Stallmann and seconded by Alderman Fleming for a first reading of Bill No. 3968. A voice vote was taken with a unanimous affirmative result and Bill No. 3968 was read for the first time

Alderman Roach asked for some background on this ordinance. He was informed that there were two sections that were duplicated and the harassment ordinance was overlooked and not included.

Alderman Bullington stated that this is something that would need to happen more than once to actually be considered harassment. City Attorney Robert Jones stated that the City would need to rely on the highly trained police officers when receiving these complaints or witnessing the behavior.

*A motion was made* by Alderman Stallmann and seconded by Alderman Fleming for a second reading of Bill No. 3968. A voice vote was taken with a unanimous affirmative result and Bill No. 3968 was read a second time.

A roll call vote was taken for passage and approval of Bill No. 3968 with the following results:  
Ayes – Aldermen Stallmann, Fleming, Bullington, Leahy, Terbrock, Roach, Kerlagon, Finley;  
Nays -- None.

Bill No. 3968 was approved and became **Ordinance No. 17-20**

## **BILL NO. 3969 2017 OPERATING & CAPITAL BUDGET RE-APPROPRIATION**

*A motion was made* by Alderman Fleming and seconded by Alderman Kerlagon for a first reading of Bill No. 3969. A voice vote was taken with a unanimous affirmative result and Bill No. 3969 was read for the first time

*A motion was made* by Alderman Fleming and seconded by Alderman Leahy for a second reading of Bill No. 3969. A voice vote was taken with a unanimous affirmative result and Bill No. 3969 was read a second time.

A roll call vote was taken for passage and approval of Bill No. 3969 with the following results:  
Ayes – Aldermen Fleming, Leahy, Finley, Stallmann, Kerlagon, Roach, Bullington;  
Nays -- None.

Bill No. 3969 was approved and became **Ordinance No. 17-21**

## **CONSENT ITEMS**

*Budgeted items which are low bid and do not exceed expenditure estimates and/or items which have been previously approved in concept.*

### **a. COOP SALT PURCHASE**

*A motion was made* by Alderman Fleming and seconded by Alderman Bullington to accept the Consent Item A. A voice vote was taken with a unanimous affirmative result and the motion passed.

## MAYOR'S REPORT

Mayor Pogue announced that Frank Carr from Planning and Zoning was stepping down. Mayor Pogue stated he would like to recommend Olivia Pieknik, from Board of Adjustments, to fill this vacancy.

***A motion was made*** by Alderman Kerlagon and seconded by Aldermen Bullington to appoint Olivia Pieknik to the Planning and Zoning Commission. A voice vote was taken with a unanimous affirmative result and the motion passed.

## CITY ADMINISTRATOR'S REPORT

City Administrator Eric Hanson asked that the Board approve the architect firm Chiodini for the design and construction of a new city hall.

***A motion was made*** by Alderman Fleming and seconded by Alderman Terbrock to approve the contract with Ballwin and Chiodini Architect Firm to construct a new City Hall. A voice vote was taken with a unanimous affirmative result and the motion passed.

## STAFF REPORTS

### **Tennis Court Resurfacing**

Linda Bruer, Director of Parks and Recreation Department, stated bids were solicited for the resurfacing of the tennis courts throughout the City. She stated the low bidder did not meet qualifications and asked the Board approves the qualified bidder, Frazier-Davis.

Alderman Roach stated that the Board was approving the lowest qualified bidder, who met specifications.

***A motion was made*** by Alderman Roach and seconded by Alderman Terbrock to award the contract for the tennis court resurfacing to Frazier-Davis. A voice vote was taken with a unanimous affirmative result and the motion passed.

### **Park Grant**

Ms. Bruer presented a plan for improving the North Pointe Aquatic Center through a park grant. She asked that the Board pass a Resolution.

There was a discussion on the equipment that would be replaced and options that are available for the play structure with the bucket and the splash pad.

***A motion was made*** by Alderman Terbrock and seconded by Alderman Finley to prepare a Resolution for North Pointe Aquatic Center. A voice vote was taken with a unanimous affirmative result and the motion passed.

## CITY ATTORNEY'S REPORTS

The Board discussed the bee model ordinance. Additional research would still need to be done and the Board would take into consideration the citizens who commented on some of the requirements listed in the ordinance.

### ALDERMANIC COMMENTS

**Alderman Kerlagon** stated his hygienist complimented on how great the Recreation facilities are in Ballwin.

**Alderman Stallmann** asked if the concert was still on for Wednesday night. Ms. Bruer stated it would be rescheduled due to the high heat index.

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Pursuant to Section 610.022 RSMo., Board will meet in closed session to discuss matters relating to litigation, as provided under Section 610.021(1) RSMo and to discuss real estate matters, as provided under Section 610.021(2) RSMo.

**A motion was made** by Alderman Kerlagon and seconded by Alderman Terbrock to adjourn the Board of Aldermen Meeting into closed session. A roll call vote was taken with the following results:  
Ayes – Aldermen Fleming, Terbrock, Stallmann, Roach, Kerlagon, Bullington, Leahy, Finley;  
Nays – None; and the meeting was adjourned at 8:40 p.m.

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**A motion was made** by Alderman Fleming and seconded by Alderman Leahy to reconvene the Board Meeting in Open Session. A voice vote was taken with a unanimous result, and the meeting was reconvened at 9:22 p.m.

**A motion was made** by Alderman Fleming and seconded by Alderman Stallmann to adjourn the Board of Aldermen Meeting. A voice vote was taken with a unanimous result, and the meeting was adjourned at 9:22 p.m.

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TIM POGUE, MAYOR

ATTEST:

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ERIC HANSON, CITY ADMINISTRATOR

A Johnson

Updated: **June 21, 2017**