



**UNOFFICIAL DRAFT**  
**MINUTES OF THE BOARD OF ALDERMEN MEETING**  
**CITY OF BALLWIN – 300 Park Drive**  
**December 11, 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

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

ABSENT

The Pledge of Allegiance was given.

**MINUTES**

The Minutes of the *November 27, 2017, Board of Aldermen meeting minutes* were submitted for approval.

*A motion was made* by Alderman Fleming and seconded by Alderman Terbrock to approve the November 27, 2017, Board of Aldermen meeting minutes as presented. A voice vote was taken with a unanimous affirmative result and the motion passed.

**CITIZENS COMMENTS**

Tom Ratzki, 923 Castle Pines Dr, stated he would like to thank the Board of Aldermen, Mayor Pogue and City staff, specifically, Linda Bruer and James Boyd, for supporting pickle ball and for putting in pickle ball lines on several of the tennis courts in the City. He hopes the City will look into having a dedicated pickle ball court in the future.

## PUBLIC HEARING

### **2018 Budget Public Hearing**

Mayor Pogue asked if anyone wished to come forward to speak in opposition of the 2018 Budget.

*No one came forward to speak.*

Mayor Pogue asked if anyone wished to come forward to speak in favor of the 2018 Budget.

*No one came forward to speak.*

Mayor Pogue closed the public hearing.

## **NEW BUSINESS**

### LEGISLATION

#### **BILL NO. 3981** 2018 Capital Budget

*A motion was made* by Alderman Fleming and seconded by Alderman Bullington for a first reading of Bill No. 3981, title only. A voice vote was taken with a unanimous affirmative result and Bill No. 3981 was read for the first time.

Alderman Finley stated that he finds the 2018 Budget in order and that no complaints were received from any residents in ward 1 or any other wards; no one spoke in opposition to the budget during the Public Hearing. He added that the Finance department did another award winning job and is in favor of approving the 2018 Capital and Operating Budget.

*A motion was made* by Alderman Fleming and seconded by Alderman Stallmann for a second reading of Bill No. 3981, title only. A voice vote was taken with a unanimous affirmative result and Bill No. 3981 was read a second time.

A roll call vote was taken for passage and approval of Bill No. 3981 with the following results:  
Ayes – Aldermen Fleming, Stallmann, Leahy, Terbrock, Kerlagon, Roach, Finley, Bullington  
Nays -- None.

Bill No. 3981 was approved and became **Ordinance No. 17- 32**

#### **BILL NO. 3982** 2018 Operating Budget

*A motion was made* by Alderman Finley and seconded by Alderman Fleming for a first reading of Bill No. 3982, title only. A voice vote was taken with a unanimous affirmative result and Bill No. 3982 was read for the first time.

*A motion was made* by Alderman Finley and seconded by Alderman Bullington for a second reading of Bill No. 3982, title only. A voice vote was taken with a unanimous affirmative result and Bill No. 3982 was read a second time.

A roll call vote was taken for passage and approval of Bill No. 3982 with the following results:

Ayes – Aldermen Finley, Bullington, Terbrock, Roach, Kerlagon, Fleming, Stallmann, Leahy  
Nays -- None.

Bill No. 3982 was approved and became **Ordinance No. 17- 33**

#### **BILL NO. 3983** LAGERS Pension

*A motion was made* by Alderman Fleming and seconded by Alderman Finley for a first reading of Bill No. 3983, title only. A voice vote was taken with a unanimous affirmative result and Bill No. 3983 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. 3983, title only. A voice vote was taken with a unanimous affirmative result and Bill No. 3983 was read a second time.

A roll call vote was taken for passage and approval of Bill No. 3983 with the following results:  
Ayes – Aldermen Fleming, Terbrock, Bullington, Stallmann, Leahy, Roach, Kerlagon, Finley  
Nays -- None.

Bill No. 3983 was approved and became **Ordinance No. 17- 34**

#### **BILL NO. 3984** Churchill Ln Street Maintenance Acceptance

*A motion was made* by Alderman Roach and seconded by Alderman Stallmann for a first reading of Bill No. 3984, title only. A voice vote was taken with a unanimous affirmative result and Bill No. 3984 was read for the first time.

*A motion was made* by Alderman Stallmann and seconded by Alderman Kerlagon for a second reading of Bill No. 3984, title only. A voice vote was taken with a unanimous affirmative result and Bill No. 3984 was read a second time.

A roll call vote was taken for passage and approval of Bill No. 3984 with the following results:  
Ayes – Aldermen Stallmann, Kerlagon, Finley, Fleming, Roach, Bullington, Terbrock, Leahy  
Nays -- None.

Bill No. 3984 was approved and became **Ordinance No. 17- 35**

#### **BILL NO. 3985** Ramsey Ln Water Relocation Adjustment Agreement

*A motion was made* by Alderman Fleming and seconded by Alderman Kerlagon for a first reading of Bill No. 3985, title only. A voice vote was taken with a unanimous affirmative result and Bill No. 3985 was read for the first time.

*A motion was made* by Alderman Fleming and seconded by Alderman Kerlagon for a second reading of Bill No. 3985, title only. A voice vote was taken with a unanimous affirmative result and Bill No. 3985 was read a second time.

A roll call vote was taken for passage and approval of Bill No. 3985 with the following results:  
Ayes – Aldermen Fleming, Kerlagon, Finley, Stallmann, Leahy, Bullington, Roach, Terbrock  
Nays -- None.

Bill No. 3985 was approved and became **Ordinance No. 17- 36**

## **BILL NO. 3986 Missouri American Water Radio Antennae**

*A motion was made* by Alderman Fleming and seconded by Alderman Terbrock for a first reading of Bill No. 3986, title only. A voice vote was taken with a unanimous affirmative result and Bill No. 3986 was read for the first time.

Alderman Finley asked how many radio antennae were currently in the City. Director of Development and Assistant City Administrator Andy Hixson stated that there are four antennae towers currently in Ballwin. Alderman Finley asked if this is something that will continue to occur. Mr. Hixson stated that this is something that will continue to occur. City Attorney Robert Jones added that Missouri American Water is nearing the end of their installation program.

*A motion was made* by Alderman Fleming and seconded by Alderman Finley for a second reading of Bill No. 3986, title only. A voice vote was taken with a unanimous affirmative result and Bill No. 3986 was read a second time.

A roll call vote was taken for passage and approval of Bill No. 3986 with the following results:

Ayes – Aldermen Fleming, Finley, Kerlagon, Stallmann, Bullington, Leahy, Roach

Nays – Alderman Terbrock

Bill No. 3986 was approved and became **Ordinance No. 17 - 37**

## **MAYOR'S REPORT**

Mayor Pogue announced terms on the Historical Commission are expiring for three members: Marie Clark, Virginia Rogan, and Barbie Trapp. Chairman Masotto is recommending the appointment of Marie Clark, Ken Velten and Irene Wirsing to the commission for a three year term effective January 1, 2018.

*A motion was made* by Alderman Stallmann and seconded by Alderman Fleming to appoint Marie Clark, Ken Velten and Irene Wirsing to the Historical Commission for a three year term effective January 1, 2018. A voice vote was taken with a unanimous affirmative result and the motion passed.

Mayor Pogue wished everyone a Merry Christmas and he looks forward to working with everyone in 2018.

## **CITY ADMINISTRATOR'S REPORT**

City Administrator Hanson thanked the Board for their guidance and support of the 2018 budget, the passing of the LAGERS pension plan. He thanked Denise and the Finance Staff for the many long nights spent to get the budget together and for receiving recognition from the GFOA.

City Administrator Hanson had Streets Superintendent Jim Link provide an update of the leaf pick-up program to the Board.

City Administrator Hanson asked if the Board had reached a decision on the building of a new Board and Court room.

Alderman Fleming stated he can't see himself voting in favor of a new board room. He stated he feels like he is being forced to consider this at the last minute and doesn't see how it benefits the public.

Alderman Stallmann stated he thinks it would be in the City's best interest to include a new board room with the new City Hall. A new building will provide room for future growth and expansion and by including it with the construction of the new city hall, it will save the City money in the long run.

***A motion was made*** by Alderman Stallmann and seconded by Alderman Bullington to include the building of a new Board/Court room with the construction of the new City Hall. A roll call vote was taken for passage and approval of the motion to include a new board and court room with the construction of the new city hall with the following results:

Ayes – Aldermen Stallmann, Kerlagon, Bullington, Terbrock,

Nays – Aldermen Roach, Finley, Fleming, Leahy

Due to a split vote, Mayor Pogue cast the deciding vote: Aye

The motion passed.

## STAFF REPORTS

**Sewer Lateral Repair Program Sole Source Contractor** Director of Development Andy Hixson stated the Inspections Department received three (3) qualified bids. The sealed bids were opened and read aloud on November 29th. Mike Roberts, Building Commissioner, Chris Hyland, Inspector, Kathryn Kuelker, Inspections Clerk, and Mr. Hixson reviewed all bids. Staff reached the same conclusion and are recommending the Board award the Sewer Lateral Program contract to A&A Sewer LLC., for a contract starting January 1, 2018 and ending December 31st 2019. A& A Sewer LLC has worked with the City for over ten 10 years and has successfully completed approximately two hundred (200) or more jobs. A&A Sewer has met all of the criteria that was included in the RFP and were overall the lowest bidder.

Alderman Roach asked if there was a secondary company in place should work not be completed or a problem arises. Mr. Hixson stated they have a back-up plan with Roto Rooter should an issue arise with A & A.

***A motion was made*** by Alderman Stallmann and seconded by Alderman Kerlagon to award the Sewer Lateral Repair Program Sole Source Contractor to A&A Sewer LLC for a contract starting January 1, 2018 and ending December 31, 2019. A voice vote was taken with a unanimous affirmative result and the motion passed.

**North Pointe Renovation Project** Director of Parks and Recreation, Linda Bruer, stated three submittals were received and per state statute the two most qualified teams were selected to proceed to Phase II and Phase III of the Design-Build process for the North Pointe Aquatic Center Renovation Project. Westport Pools and Capri Pools were selected to receive the City's Request for Proposal document in order to submit design proposals in Phase II and pricing in Phase III. Both Phase II and Phase III submittals were due in sealed, separate envelopes, on December 6. A team of staff reviewed the design proposals received from both Design-Build teams and assigned points based on criteria named in the RFP and the Missouri State Statutes. Following assignment of points, the pricing submittals (Phase III) were opened and publicly read aloud on December 7, at 2:00 pm.

Based on the Missouri State Statute regarding Design-Build contracts and after evaluation of the proposals, staff recommended the contract be awarded to Westport Pools in the amount of \$840,290, who submitted the best design for the best value with a construction timeline that has the project completed by opening day 2018. Ms. Bruer added that Westport Pools constructed both The Pointe and the North

Pointe Aquatic Center pools and the company has been engaged in over 100 design-build projects over their 50 year history.

Alderman Finley asked what a run out slide was. Ms. Bruer stated a run out slide is a newer slide design that has a long flat run at the flume or end of the slide. Currently there is a long rubber pad at the bottom of the slides to help cushion the landing. This pad has to be maintained and tends to be costly. The run out slide will allow older children to go down the slide.

Alderman Stallmann asked what the time frame was for the project. Ms. Bruer stated the demolition would begin in January with a completion date of May 1<sup>st</sup>.

Alderman Roach Congratulated Ms. Bruer on receiving the Park Grant that will help fund this project.

***A motion was made*** by Alderman Roach and seconded by Alderman Terbrock to award the Design Build Contract to Westport Pools. A voice vote was taken with a unanimous affirmative result and the motion passed.

## ALDERMANIC COMMENTS

**Alderman Stallmann** complimented Kirsten and the police department on their efforts on a story Channel Two picked up about a resident calling the police after seeing what they thought was a teenager driving a police car. Alderman Terbrock stated JoyFM also picked up the story.

**Alderman Finley** thanked Administrative staff and colleagues for a great year, he thanked the citizens for their ongoing support and wished everyone a Happy Holiday.

***A motion was made*** by Alderman Fleming and seconded by Alderman Terbrock to adjourn the Board of Aldermen Meeting. A roll call vote was taken with a unanimous result, and the meeting was adjourned at 7:54 p.m.

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TIM POGUE, MAYOR

ATTEST:

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ERIC HANSON, CITY ADMINISTRATOR

A Johnson  
Updated: **January 5, 2018**