



**DRAFT MINUTES**  
**BOARD OF ALDERMEN**  
**Meeting Minutes**

JULY 15, 2019

7:00 PM 1 GOVERNMENT CTR. BALLWIN, MO 63011

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

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

**ROLL CALL**

Present

Mayor Tim Pogue

Alderman Michael Finley  
Alderman Kevin M. Roach  
Alderman Mark Stallmann  
Alderman Frank Fleming  
Alderman Jim Leahy  
Alderman Ross Bullington  
Alderman Raymond Kerlagon  
City Administrator Bob Kuntz  
City Attorney Robert Jones

Absent

Alderman Mike Utt

The Pledge of Allegiance was recited.

**MINUTES**

The Minutes from the June 17, 2019, Board of Aldermen meeting were submitted for approval. ***A motion was made*** by Alderman Fleming and seconded by Alderman Roach to approve the minutes from the June 17, 2019 Board of Aldermen meeting. A voice vote was taken with a unanimous affirmative result and the motion passed.

The Minutes from the June 17, 2019, Board of Aldermen closed session meeting were submitted for approval. ***A motion was made*** by Alderman Fleming and seconded by Alderman Finley to approve the minutes from the June 17, 2019 Board of Aldermen closed session meeting. A voice vote was taken with a unanimous affirmative result and the motion passed.

The Minutes from the June 17, 2019, Public Health and Safety Committee meeting were submitted for approval. ***A motion was made*** by Alderman Finley and seconded by Alderman Roach to approve the minutes from the June 17, 2019 Public Health and Safety Committee meeting as amended. A voice vote was taken with a unanimous affirmative result and the motion passed.



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**PUBLIC COMMENTS**

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None

**LEGISLATION**

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Bill 4033 -AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF BALLWIN, MISSOURI TO EXECUTE A COLLECTIVE BARGAINING AGREEMENT WITH THE EASTERN MISSOURI COALITION OF POLICE, FRATERNAL ORDER OF POLICE, LODGE 15, FOR THE THREE-YEAR PERIOD FROM 2019 THROUGH 2022

A motion was made by Alderman Fleming and seconded by Alderman Stallmann for a first reading of Bill No. 4033, title only. A voice vote was taken with a unanimous affirmative result and Bill No. 4033 was read for the first time.

In discussion of Bill No. 4033:

None

A motion was made by Alderman Fleming and seconded by Alderman Stallmann for a second reading of Bill No. 4033, title only. A voice vote was taken with a unanimous affirmative result and Bill No. 4033 was read for a second time.

A roll call vote was taken for passage and approval of Bill No. 4033 with the following results:

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

Nays -- None.

Bill No. 4033 was approved and became Ordinance No. 19-19

Bill 4034 -AN ORDINANCE APPOINTING NICOLE CHIRAVOLLATI AS A PROVISIONAL JUDGE FOR THE CITY OF BALLWIN

A motion was made by Alderman Fleming and seconded by Alderman Stallmann for a first reading of Bill No. 4034, title only. A voice vote was taken with a unanimous affirmative result and Bill No. 4034 was read for the first time.

In discussion of Bill No. 4034:

None



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A motion was made by Alderman Fleming and seconded by Alderman Finley for a second reading of Bill No. 4034, title only. A voice vote was taken with a unanimous affirmative result and Bill No. 4034 was read for a second time.

A roll call vote was taken for passage and approval of Bill No. 4034 with the following results:

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

Nays -- None.

Bill No. 4034 was approved and became Ordinance No. 19-20

Resolution – FERRIS PARK MUNICIPAL PARKS GRANT PROGRAM

No discussion on this resolution. A motion was made by Alderman Fleming and seconded by Alderman Bullington to approve the resolution as submitted. A voice vote was taken with unanimous affirmative result and the motion passed.

**PRESENTATION:**

Oath of Office for Provisional Judge Nicole Chiravollati

**CONSENT ITEMS**

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Life Insurance

*A motion was made by* Alderman Fleming and seconded by Alderman Bullington to accept as submitted by staff. A voice vote was taken with unanimous affirmative result and the motion passed.

Six-Month Financial Statement:

*A motion was made by* Alderman Fleming and seconded by Alderman Bullington to accept as submitted by staff. A voice vote was taken with unanimous affirmative result and the motion passed.

**MAYOR'S REPORT**

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Nothing to report

## **CITY ADMINISTRATOR'S REPORT**

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### Personnel Rule Change:

An addition was made to an existing rule showing the City encourages wellness for employees. Alderman Roach asked if an employee could come to work early or stay late to work. Mr. Kuntz replied they could within confines of building hours. A motion was made by Alderman Stallmann and seconded by Alderman Bullington to accept the personnel rule change. A voice vote was taken with unanimous affirmative result and the motion passed.

### Street Lights:

A bid was obtained to relocate lighting fixtures to fill the gap on Seven Trails Dr. It was very difficult to obtain three bids for this job. Mayor Pogue asked about the design/scope of work. Mr. Kuntz stated these are the same as our existing light fixtures. Alderman Finley asked if we are replacing what isn't working. Mr. Kuntz explained we are relocating what isn't being used. A motion was made by Alderman Roach and seconded by Alderman Bullington to proceed with relocating the fixtures. A voice vote was taken with unanimous affirmative result and the motion passed.

### Planning Retreat/Work Session

A date is needed for the Board Planning Retreat, which would take approximately three hours. Items for discussion include the old city hall and upcoming budget. After discussion, the first Tuesday in August was chosen; it will be held at the Golf Course at 6 p.m. A motion was made by Alderman Roach and seconded by Alderman Stallmann to hold the Planning Retreat on August 6, at 6 p.m., at the Golf Course. A voice vote was taken with unanimous affirmative result and the motion passed.

## **STAFF REPORTS**

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### Police: Winchester Police Service Agreement Amendment

Chief Scott is requesting the Board approve legislation to amend the Winchester Police Services contract to begin October 1, 2019 instead of January 1, 2020. The City Attorney from Winchester contacted Chief Scott to see if this would be possible; Winchester has already approved this if Ballwin would amend the contract. Alderman Roach asked if the Chief had any concerns about starting earlier. The Chief replied he did not.

***A motion was made by*** Alderman Roach and seconded by Alderman Fleming to prepare legislation to amend the start date of Police Services in City of Winchester.

A voice vote was taken with unanimous affirmative result and the motion passed.

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**Police: Conversion of Temporary Three-Way stop to Permanent**

Chief Scott is recommending the temporary three-way stop at Ramsey and Ballwin Commons be converted to a permanent stop. This would consist of one stop sign on Ballwin Commons and one stop sign each on northbound and southbound Ramsey Ln.

***A motion was made by*** Alderman Stallmann and seconded by Alderman Roach to draft legislation. A voice vote was taken with unanimous affirmative result and the motion passed.

**Public Works: Microsurfacing**

Mr. Link is recommending Donelson be awarded this bid. This company has done previous work in Ballwin as well as other municipalities. They would be able to start the end of August and there are numerous streets to be repaired. Mayor Pogue asked how long since this was previously done. Mr. Kuntz stated this was tested in 2015 and that this is not so much structural as it is sealant. Mr. Link is in favor of this product as it wears well.

***A motion was made by*** Alderman Roach and seconded by Alderman Fleming to approve staff recommendation. A voice vote was taken with unanimous affirmative result and the motion passed.

**Public Works: Restroom at Vlasis Park Playground**

Mr. Link presented options for the new restroom at Vlasis Park. Several designs and options were discussed along with pricing. Some concerns discussed included being ADA compliant, keeping entrances visible, and winterizing the building. Mr. Kuntz stated we should try to make it look similar to the new government center.

***A motion was made by*** Alderman Roach and seconded by Alderman Stallmann to approve the purchase of the building with the amount not to exceed \$125,000. A voice vote was taken with unanimous affirmative result and the motion passed.

**Public Works: Salt**

Mr. Link discussed the purchase of salt for the upcoming winter. We would purchase from the COOP, 100 tons in the fall and 50 tons in the spring, but would like to be able to search for a secondary supplier as we may be able to find a lower cost for the later purchase. Mayor Pogue asked if we would stay with the COOP; Mr. Link stated we would as it is not recommended to get out of the COOP. Alderman Roach asked about timing as far as when the order is placed and how that falls budget wise. Mr. Link explained the order would be placed in August, falling in the 2019 budget.

***A motion was made by*** Alderman Fleming and seconded by Alderman Stallmann to approve the purchase as submitted. A voice vote was taken with unanimous affirmative result and the motion passed.



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**CITY ATTORNEY'S REPORT**

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City Attorney Jones is currently working with Assistant City Administrator Hixson on proposed changes to the city ordinance regarding adult oriented businesses. He will be bringing these changes to the next Board meeting after the Planning and Zoning Committee reviews them on August 5.

A motion was made by Alderman Roach and seconded by Alderman Bullington to draft legislation to be presented to the Planning and Zoning Committee. A voice vote was taken with unanimous affirmative result and the motion passed.

**ALDERMANIC COMMENTS**

Alderman Stallmann stated he received a letter from a Ballwin resident praising the street department for all their hard work on street and sidewalk repair.

Alderman Fleming stated he had also received a letter thanking Jim Link and Joe Gregor for taking immediate action to resolve an issue on their street. Their work is very much appreciated.

Mr. Kuntz and Mayor Pogue stated the Public Works crews would be adjusting their work hours due to the upcoming warmer weather.

**CLOSED SESSION**

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The Board moved to go into closed session for one or more of the reasons as authorized by Section 610.021 (3) Revised Statutes of Missouri, relating to employee matters.

*A motion was made* by Alderman Roach and seconded by Alderman Fleming to go into closed session. A roll call vote was taken with a unanimous affirmative result.



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**OPEN SESSION**

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*A motion was made* by Alderman Fleming to reconvene. The motion was seconded by Alderman Stallmann and passed by unanimous voice vote.

*A motion was made* by Alderman Fleming to adjourn. The motion was seconded by Alderman Leahy. The motion passed by unanimous voice vote. The meeting adjourned at 9:16 pm.

\_\_\_\_\_ TIM POGUE, MAYOR

ATTEST:

\_\_\_\_\_ Andy Hixson, CITY CLERK