



BOARD OF ALDERMEN
Meeting Minutes

October 25, 2021

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 Pogue at 7:02 p.m.

ROLL CALL

Present

Mayor Tim Pogue
Alderman Mike Utt
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 Sterman
City Attorney Robert Jones

Absent

The Pledge of Allegiance was recited.

MINUTES

The minutes from the October 11, 2021 Board of Aldermen meeting were submitted for approval. A motion was made by Alderman Fleming and seconded by Alderman Finley to approve the minutes from the October 11, 2021 Board of Aldermen meeting as submitted. A voice vote was taken with unanimous affirmative result and the motion passed.

The minutes from the October 11, 2021 Board of Aldermen closed meeting were submitted for approval. A motion was made by Alderman Fleming and seconded by Alderman Kerlagon to approve the minutes from the October 11, 2021 Board of Aldermen closed meeting as submitted. A voice vote was taken with unanimous affirmative result and the motion passed.

CITIZEN COMMENTS

David Siegel, 573 Golfwood, addressed the Board regarding the staff report on tonight's agenda. He believes doing a lottery for Ballwin police officers to purchase department weapons which would otherwise be disposed of is a great idea, but he also feels Ballwin residents should be included as these are city owned property.

PRESENTATIONS

a. PROCLAMATION – GINNY HALLORAN

Mayor Pogue presented Ginny with a proclamation in honor of her work with Ballwin Days and volunteer work throughout the community. Ginny has been involved with Ballwin Days since its inauguration and has served on the Ballwin Days committee since 1978. She has also been active in Parent Teachers Association and is heavily involved at the Senior Center. She has donated many hours of tutoring time through OASIS at Westridge Elementary School. The Board and entire community commends her for her volunteer work and dedication to the City of Ballwin.

b. MSD – FUTURE FUNDING

Saad Amir and Bruce Litzinger from Metropolitan Sewer District (MSD) made a presentation regarding future funding for MSD. They shared information about MSD's mission. They also talked about MSD providing two separate services: waste water and storm water and how these services are funded. Funding which is dedicated for waste water services cannot be used for storm water services. Storm water events can be overwhelming causing flooding and erosion and these events are a growing problem. There is a need for new storm water solutions. There was discussion about how to educate the public regarding storm water issues/events such as promoting virtual town hall meetings (11 are scheduled at this time), distributing public education materials through the City's social media and newsletters and the opportunity to go to specific neighborhoods to meet with residents about problems in their areas. The scheduled town hall meetings may be found at msdprojctclear.org/townhalls. Mayor Pogue asked City Attorney Bob Jones if there would be any issue for us to post information on our social media as a way to help MSD get information out to residents; Mr. Jones stated it would not be an issue.

MAYOR'S REPORT

Mayor Pogue noted that the Police and Parks departments were very busy over the past weekend as there were two events happening in the City: Trunk or Treat and Witches Night Out. He stated the Trunk or Treat event was well attended and he thanked staff for doing such a great job.

CITY ADMINISTRATOR'S REPORT

City Administrator Sterman reported on the Holloway Rd. closure between Manchester Rd. and Target. The majority of this part of the roadway is being replaced with concrete and repairs are being done on water lines as well. The rest of Holloway Rd. has new asphalt, making it a much smoother road to drive on.

Mr. Sterman also reported that annual leaf pickup started today.

Lastly, Mr. Sterman reported he had been contacted by the Missouri Attorney General's office regarding the national opioid settlement. A certain number of states and localities have to opt in to it in order for it to take effect and will also dictate how much money the settlement will be. In Missouri, cities with a population of 30,000 or more are eligible to receive direct funding to be used for opioid education and for us to opt in, there has to be a resolution adopted. Mayor Pogue recommended that we opt in for the funding. City Attorney Jones will review the information and bring his recommendation/resolution to the next meeting.

CITY ATTORNEY'S REPORT

Nothing to report

STAFF REPORT

Police – Rifle and Shotgun Sales

Staff is requesting an exception to the policy on Surplus Property Disposal to allow for surplus rifles and shotguns to be sold, via lottery, to officers within the Ballwin Police Department.

Discussion:

Chief Doug Schaeffler stated that, as part of the modernization of a police department, new equipment including firearms, is necessary. Rifles purchased years ago are aged. As part of this year's budget, it was decided that every officer would be trained on the AR-15 rifle, which has been accomplished. The department has already purchased seven AR-15's and has included six more in next year's budget; all vehicles will be outfitted after the six are purchased next year. This has created a surplus of firearms that we don't want on the street so the department is requesting an exception to the Surplus Property Disposal policy to allow Ballwin police officers to be able to purchase them via lottery. There would also be a stipulation that they must keep the firearm in their possession for seven years. Alderman Finley asked what makes the weapons unique; Chief Schaeffler replied that they are lethal weapons, but otherwise, nothing in particular. Alderman Finley also asked if there would be any issue with opening this to retired officers who still live in Ballwin; Chief Schaeffler replied that it would be a consideration. Mayor Pogue asked what we would do with the weapons otherwise; Chief Schaeffler responded that they would



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likely sell to a local firearms store. He also stated any funds received would go to future firearms purchases. There was discussion about Federal Firearms Licensing in order to sell the weapons; Mayor Pogue asked City Attorney Jones to further investigate that issue. Alderman Fleming asked if all the weapons did not sell, would they be of use to other agencies; Chief Schaeffler replied they are older models and would require maintenance; dealers may want to purchase them for resale. Alderman Finley asked if we would change our policy; Mayor Pogue replied we would waive the requirement for this particular item. Mayor Pogue directed City Attorney Jones to review this request further and bring his recommendation to a future meeting.

ALDERMANIC COMMENTS

Alderman Bullington shared that Betty Caswell has passed away. Betty was a longtime volunteer with Ballwin Days, Ballwin Methodist, and Shriners and she will be missed. City Attorney Jones said her visitation would be at Schrader Funeral Home on Tuesday evening and a memorial service was planned for November 5 at Salem in Ballwin United Methodist Church.

Alderman Stallmann stated that Saturday's Trunk or Treat went really well and was a great event. He also shared that he and Mayor Pogue had met with the Wolf Café managers and subdivision trustees in the area regarding the parking issues at Clayheath Ct. and Clayton Ridge. He stated he would be asking the City Attorney to draft legislation for a stop sign to be erected at Clayheath Ct. Mayor Pogue stated the stop sign will help alleviate traffic issues. He also stated the property owner is putting up a stop sign at the plaza exit to the public roadway. Alderman Finley asked if a stop sign was the best solution and not the removal of parking spaces. Alderman Stallmann stated speeding is the biggest issue and this is the first step to alleviating the problems. A motion was made by Alderman Stallmann and seconded by Alderman Bullington to have the City Attorney draft legislation for the stop sign. A voice vote was taken with unanimous affirmative result and the motion passed.

A motion was made by Alderman Fleming and seconded by Alderman Finley to adjourn. The motion was passed by unanimous affirmative voice vote and the meeting adjourned at 8:01 p.m.

TIM POGUE, MAYOR

ATTEST:

POLLY MOORE, CITY CLERK