

**CITY OF BRENTWOOD
BOARD OF ALDERMEN MEETING
DECEMBER 21, 2015**

MEETING CALLED TO ORDER

Mayor Christopher Thornton called the meeting to order at 7:00 pm, in the Council Room of City Hall located at 2348 S. Brentwood Blvd., Brentwood, MO 63144 and immediately led the Pledge of Allegiance.

ROLL CALL

The following members were present

Alderman Plufka	Present	Alderman Toohey	Present
Alderman Slusser	Present	Alderman Leahy	Present
Alderman Lochmoeller	Present	Alderwoman Manestar	Present
Alderman Kramer	Absent	Alderwoman Saunders	Present
Mayor Thornton	Present		

Members present constituted a quorum. Also present were City Clerk/Administrator Bola Akande, City Attorney Kevin O’Keefe, Treasurer Greg Reynders, and Deputy City Clerk Octavia Pittman.

APPROVAL OF AGENDA

Board of Aldermen December 21, 2015

Motion was made by Alderman Leahy, seconded by Alderman Slusser to remove agenda items #11A and #11B from hold. Unanimous vote in favor was taken; **MOTION PASSED.**

Alderman Toohey made a motion to fix a time for adjournment at 9:00pm. Motion seconded by Alderman Plufka. By show of hands, 3-yes, 4-no; **MOTION FAILS.**

Motion was made by Alderwoman Saunders to add to the agenda, closed session for legal pursuant to RSMo 610.021.1. Motion seconded by Alderman Lochmoeller. Voice vote taken, 6-yes; 1-no; **MOTION PASSED.**

Alderman Leahy made a motion to approve the agenda as amended. Motion seconded by Alderwoman Manestar. Unanimous vote in favor taken; **MOTION PASSED.**

CONSIDERATION AND APPROVAL OF MINUTES

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Hearing no objections, unanimous vote in favor was taken; **MOTION PASSED.**

PRESENTATION/RECOGNITION

Major/Assistant Police Chief Jim McIntyre

Police Chief Fitzgerald announced Major McIntyre’s recent graduation from the FBI National Academy. Major McIntyre was applauded for this achievement.

PUBLIC HEARING

A Request To Amend Chapter 500 Of The Brentwood Code Of Ordinance By Adopting An Explosives Code – Mayor Thornton opened the public hearing at 7:10 p.m.

Director Wyse explained the request for a text amendment to chapter 500 of the municipal code as there are currently no regulations for blasting within city limits. Staff has proposed, and it was approved by the public works committee, to move forward with the St. Louis County standards for blasting.

There were no public comments. The public hearing closed at 7:12 p.m.

BIDS

None

HEARING OF ANY MATTER OF PUBLIC INTEREST UPON REQUEST OF ANY PERSON PRESENT (Each person addressing the board shall give his/her name, address and organization or firm represented, if any. He/she shall speak for a period not to exceed three (3) minutes; though additional time may be granted by the presiding officer of the board.)

Louise Charboneau, 8833 Madge, expressed her gratitude to Alderman Plufka for relaxing the rules at the last public safety committee meeting. She also offered comments of personnel being one of the largest costs of the organizations.

Aldermanic Response

None

UNFINISHED BUSINESS

None

BILLS TO BE GIVEN A FIRST READING ONLY

None

BILLS TO BE GIVEN A SECOND READING ONLY

Bill No. 6003 – An Ordinance Amending Chapter 500 Of The Revised Code Of Ordinances For The City Of Brentwood By Creating Article XVI: The Explosives Code; Providing For The Current Maintenance Of This Code; Providing For The Effective Date Of This Ordinance; And, Providing For The Repeal Of All Conflicting Ordinances

Attorney O’Keefe read Bill #6003 by title only. Alderman Leahy provided the synopsis, “this bill is for an ordinance adopting regulations for the use of explosives within the City of Brentwood. In order for St. Louis County to perform permitting and inspection services for explosives, the County requires that the City adopt the St. Louis County explosives code. The Public Works Committee recommends approval”.

Perfection of Bills

Motion was made by Alderman Lochmoeller and seconded by Alderman Toohey to perfect Bill #6003 into ordinance form. **ROLL CALL:** Alderman Kramer – absent; Alderman Leahy – no; Alderman Lochmoeller – yes; Alderwoman Manestar – yes; Alderman Plufka – yes; Alderwoman Saunders – yes; Alderman Slusser – yes; Alderman Toohey – yes; **MOTION PASSED.**

BILL #6003 IS HEREBY PASSED BY THE BOARD OF ALDERMEN AND UPON SIGNATURE BY THE MAYOR BECOMES ORDINANCE #4685

Bill No. 6004 – An Ordinance Amending The Scope Of Services Of Existing Contractual Agreement With County Of Saint Louis, Missouri For Code Enforcement Services

Attorney O’Keefe read Bill #6004 by title only. Mayor Thornton provided the synopsis, “This bill is for an ordinance to amend the existing contract between the City of Brentwood and St. Louis County for permitting and inspection services pertaining to the explosives code. The Public Works Committee recommends approval”.

Perfection of Bills

Alderwoman Saunders made a motion to perfect bill #6004 into ordinance form. Motion seconded by Alderman Plufka. **ROLL CALL:** Alderman Kramer – absent; Alderman Leahy – no; Alderman Lochmoeller – yes; Alderwoman Manestar – yes; Alderman Plufka – yes; Alderwoman Saunders – yes; Alderman Slusser – yes; Alderman Toohey – yes; **MOTION PASSED.**

BILL #6004 IS HEREBY PASSED BY THE BOARD OF ALDERMEN AND UPON SIGNATURE BY THE MAYOR BECOMES ORDINANCE #4686

Bill No. 6029 – (ON HOLD) An Ordinance Amending Title I Of The Revised Code Of Ordinances Of The City Of Brentwood, Missouri, By Amending Chapter 115: Officers And Employees, Adding A New Section 115.030 Conflicts Of Interest; Providing For The Effective Date Of This Ordinance; Providing For The Repeal Of All Conflicting Ordinances

On hold until January 19, 2016

Bill No. 6033 – An Ordinance Authorizing The Amendment Of The City Of Brentwood’s Current Employee Handbook Providing A Policy For Electronic Tablet Usage

Attorney O’Keefe read Bill #6033 by title only. Mayor Thornton provided the synopsis, “this bill amends the current handbook to include a policy on use of tablets for staff members that are provided a tablet for City business. The bill would include the policy into the handbook and include acknowledgement forms that must be signed prior to being issued a tablet for City use. This process identifies acceptable use of the device to reduce abuse of the technology”.

Perfection of Bills

Alderman Slusser made a motion to perfect Bill #6033 into ordinance form. Motion seconded by Alderman Toohey. **ROLL CALL:** Alderman Kramer – absent; Alderman Leahy – yes; Alderman Lochmoeller – yes; Alderwoman Manestar – yes; Alderman Plufka – yes; Alderwoman Saunders – yes; Alderman Slusser – yes; Alderman Toohey – yes; **MOTION PASSED.**

BILL #6033 IS HEREBY PASSED BY THE BOARD OF ALDERMEN AND UPON SIGNATURE BY THE MAYOR BECOMES ORDINANCE #4687

Bill No 6034 – An Ordinance Granting Approval Of A Site Development Plan And Conditional Use Permit To CD One Price Cleaners For A Dry Cleaner At Property Numbered 2590 S. Brentwood Blvd. Which Permits Under The Provisions Of Title IV, Chapter 400 Of The Brentwood Code Of Ordinances The Development Of That Site; Providing The Conditions Of Such Development; And Providing For The Effective Date Of This Ordinance

Attorney O’Keefe read Bill #6034 by title only. Mayor Thornton provided the synopsis, “this bill would approve a Conditional Use Permit and Site Plan for CD One Price Cleaners to operate at 2590 S. Brentwood Blvd. (location of the current Shoe Stop). Site improvements will include updates to the building façade, removal of the peak on the rear of the building, addition of parking to meet minimum parking requirements, addition of landscaping along the Brentwood Blvd. frontage, and removal of the existing pole sign to be replaced with a new monument sign. The Planning and Zoning Commission has reviewed the request and recommends approval with the conditions identified in the Conditional Use Permit”.

Perfection of Bills

Motion was made by Alderman Leahy, seconded by Alderman Toohey to perfect Bill #6034 into ordinance form. **ROLL CALL:** Alderman Kramer – absent; Alderman Leahy – yes; Alderman Lochmoeller – yes; Alderwoman Manestar – yes; Alderman Plufka – yes; Alderwoman Saunders – yes; Alderman Slusser – yes; Alderman Toohey – yes; **MOTION PASSED.**

BILL #6034 IS HEREBY PASSED BY THE BOARD OF ALDERMEN AND UPON SIGNATURE BY THE MAYOR BECOMES ORDINANCE #4688

Bill No. 6035 – An Ordinance Adopting The Annual Budget For The City Of Brentwood For The Calendar Year 2016; And Providing For The Effective Date Of This Ordinance

Attorney O’Keefe read Bill #6035 by title only. Mayor Thornton provided the synopsis, “This Bill adopts the annual budget for the City of Brentwood for the calendar year commencing January 1, 2016 through December 31, 2016. Total revenue budget for all funds is \$20,245,188 and total expenditure budget is \$19,910,686. Notable additions to the budget include increased funding for street work to mill and overlay all asphalt streets within the City by the end of 2019 and the addition of several new positions to increase provision of service. The Ways and Means Committee has reviewed the budget and a motion was made for it to be forwarded to the Board of Aldermen”.

Perfection of Bills

A motion was made by Aldermen Lochmoeller and seconded by Alderman Plufka to perfect Bill #6035 into ordinance form.

Motion was made by Alderman Leahy and seconded by Alderman Lochmoeller to amend the budget for 2016 to roll longevity into the base pay of the city employees who have earned it, to then use that amount to determine their placement on the step plan and to freeze all other pay increases for city employees. **ROLL CALL:** Alderman Kramer – absent; Alderman Leahy – yes; Alderman Lochmoeller – no; Alderwoman Manestar – no; Alderman Plufka – no; Alderwoman Saunders – no; Alderman Slusser – no; Alderman Toohey – no; **MOTION FAILED.**

Discussions were held regarding the amounts allocated for employee salaries, the aldermen role and staffs responsibility to place employees on the scale based on the criteria set. After aldermen offered comments of their confusion regarding the pay increases, Mayor Thornton stated for the record that in his opinion it has been clearly defined for the City Administrator and staff what they are to do.

ROLL CALL: (Bill #6035) Alderman Kramer – absent; Alderman Leahy – no; Alderman Lochmoeller – no; Alderwoman Manestar – no; Alderman Plufka – yes; Alderwoman Saunders – no; Alderman Slusser – yes; Alderman Toohey – yes; **MOTION FAILED.**

A motion was made by Alderman Leahy and seconded by Alderman Lochmoeller to suspend the rules to consider other options to pass the budget. **ROLL CALL:** Alderman Kramer – absent; Alderman Leahy – yes; Alderman Lochmoeller – yes; Alderwoman Manestar – no; Alderman Plufka – no; Alderwoman Saunders – no; Alderman Slusser – no; Alderman Toohey – no; **MOTION FAILED.**

BILLS TO BE GIVEN A FIRST AND SECOND READING

None

RESOLUTIONS

Resolution No. 1045 – FY 15 Budget Amendment

This resolution adopts the Fiscal Year 2015 Budget Amendment. Staff has reviewed the FY 2015 budget and identified exceptions (decrease/increase) in the revenue and expenditure line-items that require amending. The resolution is to amend the FY 15 Budget for the City's fiscal year which runs from January 1st through December 31st. The total General Fund Revenue originally budget was \$12,472,744. The FY 15 Amended Revenue Budget is less \$376,835, which equals \$12,097,909. The Ways and Means Committee has reviewed the policy and recommends approval.

A motion was made by Alderman Slusser and seconded by Alderman Plufka to adopt Resolution #1045. **ROLL CALL:** Alderman Kramer – absent; Alderman Leahy – yes; Alderman Lochmoeller – yes; Alderwoman Manestar – yes; Alderman Plufka – yes; Alderwoman Saunders – yes; Alderman Slusser – yes; Alderman Toohey – yes; **MOTION PASSED.**

ACCOUNTS AGAINST THE CITY

Motion was made by Alderman Slusser to approve the warrant list in the amount of \$212,723.53. Motion seconded by Alderman Leahy. By show of hands, a unanimous vote in favor was taken; **MOTION PASSED.**

REPORT OF COMMITTEES AND DEPARTMENT HEADS

Mayor Thornton commented, with regards to Bill #6019 and the budget, that there is a fundamental lack of understanding of the process; it is a tool used to prepare the city's finances. Not approving the budget has not prevented any of the operations from taking place. Bill #6019 was prepared by the city attorney, based on the recommendation from the compensation consultant and approved by the city auditors. He suggested that anyone that still has troubles understanding the documents should gain more education.

Public Safety Committee, Alderman Plufka reported that the next meeting discussions will be held regarding traffic calming issues; January 21, 2016.

Public Works Committee, Alderman Toohey reported that the next meeting will be held January 13, 2016.

Director of Planning & Development Wyse had no report.

Ways and Means Committee, Alderman Slusser reported plans to discuss the possibility of a citizen audit committee.

City Attorney O'Keefe had no report.

City Clerk/Administrator Akande had no report.

Excise Commissioner Manestar had no report.

Library, Alderwoman Manestar reported that strategic planning has concluded and there was an overwhelming desire for more space. They are looking forward to the completing its comprehensive plan and was to form a partnership.

Municipal League, Mayor Thornton announced that he has received an update from the muni league and is close to presenting a recommendation to join in on the suit with other cities regarding county police standards.

Historical Society, Chief Fitzgerald had no report.

ANNOUNCEMENTS

Alderman Leahy announced the Ward 3 meeting to be held December 29th at 7pm.

NEW BUSINESS

Alderman Toohey made a motion to direct the city attorney to research restrictions on smoking in multi-unit dwelling and placing the responsibility on smokers to protect other citizens. Motion was seconded by Alderman Slusser. **VOICE VOTE TAKEN:** 6 - yes; Leahy - no; **MOTION PASSED.**

HEARING OF ANY MATTER OF PUBLIC INTEREST UPON REQUEST OF ANY PERSON

PRESENT (Each person addressing the board shall give his/her name, address and organization or firm represented, if any. He/she shall speak for a period not to exceed three (3) minutes; though additional time may be granted by the presiding officer of the board. Total time allotted for this section shall not exceed 15 minutes)

None

Aldermanic Response

None

CLOSED MEETING

Legal – RSMO 610.021(1)

Alderman Toohey made a motion to adjourn the meeting and enter into executive session at 8:35 p.m. to discuss legal matters and consultation with counsel pursuant to RSMO 610.021(1). Motion seconded by Alderwoman Saunders. **ROLL CALL:** Alderman Kramer – absent; Alderman Leahy – yes; Alderman Lochmoeller – yes; Alderwoman Manestar – absent; Alderman Plufka – yes; Alderwoman Saunders – yes; Alderman Slusser – yes; Alderman Toohey – yes; **MOTION PASSED.**

Mayor Thornton called the closed session to order at 8:42 p.m. with the following members present:, Alderman Lochmoeller, Alderman Leahy, Alderman Plufka, Alderwoman Saunders, Alderman Slusser, Alderwoman Manestar, and Alderman Toohey. Also present were City Administrator Akande, City Attorney O’Keefe, Fire Chief Ted Jury, and Deputy City Clerk Pittman. Alderman Kramer was absent.

Alderman Leahy made a motion to adjourn the closed session at 9:01 p.m. Motion seconded by Alderwoman Saunders. **ROLL CALL:** Alderman Kramer – absent; Alderman Leahy – yes; Alderman Lochmoeller – yes; Alderwoman Manestar – yes; Alderman Plufka – yes; Alderwoman Saunders – yes; Alderman Slusser – yes; Alderman Toohey – yes; **MOTION PASSED.**

ADJOURNMENT

The meeting adjourned at 9:01 p.m.

Approved as submitted on the 19th day of January, 2016.

Attest:

Christopher A. Thornton, Mayor

Bola Akande, City Clerk/Administrator