

MINUTES OF THE REGULAR BOARD OF ALDERMEN MEETING

City Hall
Council Chambers

December 3, 2007
7:00 p.m.

The Mayor led with the Pledge of Allegiance.

Roll Call

PRESENT: Mayor Kelly, Alderwoman Clements, Alderman Marshall, Alderman Leahy, Alderman Kramer, Alderman Robertson, Alderman Wynn, Alderman Harper.

City Attorney Albrecht, City Clerk/Administrator Seemayer, Director of Planning and Development/Asst. City Administrator Dailey and Executive Secretary Williams.

ABSENT: Alderwoman Krewson and Treasurer Reynders.

CONSIDERATION AND APPROVAL OF THE AGENDA OF THE REGULAR BOARD OF ALDERMEN MEETING OF DECEMBER 3, 2007

Motion was made by Alderwoman Clements, second by Alderman Wynn to approve and adopt the Agenda of the Regular Board of Aldermen Meeting of December 3, 2007. All in favor none opposed.

CONSIDERATION AND APPROVAL OF THE MINUTES OF THE REGULAR BOARD OF ALDERMEN MEETING OF NOVEMBER 19, 2007

Motion was made by Alderman Leahy, second by Alderman Marshall to approve and adopt the Minutes of the Regular Board of Aldermen Meeting of November 19, 2007. All in favor none opposed.

BIDS – None

HEARING OF ANY MATTER OF PUBLIC INTEREST UPON REQUEST OF ANY PERSON PRESENT – None

INTRODUCTIONS, READINGS, AND PASSAGE OF BILLS AND RESOLUTIONS

1st and 2nd Readings of Bill No. 5409

Motion was made by Alderman Robertson, second by Alderwoman Clements to give Bill No. 5409 its first and second readings. All in favor none opposed.

City Attorney Albrecht gave Bill No. 5409, AN ORDINANCE APPROVING A SETTLEMENT AGREEMENT WITH U S CELLULAR AND THE CITY OF BRENTWOOD AND ASSIGNING A PERCENTAGE OF THE SETTLEMENT PROCEEDS TO THE ST. LOUIS COUNTY MUNICIPAL LEAGUE, its first and second readings.

Alderman Kramer read a synopsis of Bill No. 5409 as a Bill that would approve a settlement agreement with U.S. Cellular to pay a percentage of their back taxes from 2005 – 2007 (\$19,150.09) along with the commitment to pay the tax going forward. The Bill would also authorize the City to forward \$827.00 of the settlement amount to the St. Louis County Municipal League for future lobbying efforts.

Motion was made by Alderman Marshall, second by Alderwoman Clements to approve and adopt Bill No. 5409. Roll call: Alderwoman Clements, yes; Alderman Marshall, yes; Alderman Leahy, no; Alderman Kramer, yes; Alderman Robertson, yes; Alderman Wynn, yes; Alderman Harper, yes.

The Mayor thereupon declared Bill No. 5409 duly passed and signed same into approval thereof. Said Bill was given Ordinance No. 4096.

Alderman Kramer asked about the timeline for the settlement agreements.

City Administrator Seemayer responded that the settlement agreements would be coming regularly. He would expect that AT&T's agreement would be coming within the next 90 days and then a couple other agreements after that.

Mayor Kelly stated that he would request a representative from the St. Louis County Municipal League attend a BOA meeting to discuss how they plan to use the funds that they are receiving as part of the settlement agreements.

ACCOUNTS AGAINST THE CITY

Motion was made by Alderman Marshall, second by Alderwoman Clements to approve the warrant list dated 12/3/07. All in favor none opposed.

REPORTS OF COMMITTEES AND DEPARTMENT HEADS:

Mayor's Report

Executive Session

Mayor Kelly announced that an executive session would be held following the regular meeting.

Project

Mayor Kelly stated that the City received a letter that the St. Louis County Council has appropriated funds for the jug handle on Hanley Road. He believes the project is important for the city of Brentwood and for the circulation around Eager, Dale and Hanley Roads. The approximately \$6 million project will be fully funded by St. Louis County and will be a huge benefit to the entire area.

Post Office

Mayor Kelly stated that he met with representatives from the post office last week and they have a new representative that will be looking for a location for the post office in Brentwood. They have allocated funds to start the procedures again. The first process of that is to hold a public meeting, which will be held on December 21st at 9:00 a.m. during Coffee with the Mayor.

Committee Appointments

Mayor Kelly requested that the committee appointment list be accepted.

Motion was made by Alderman Wynn, second by Alderman Marshall to approve the committee appointments as submitted. Roll call: Alderwoman Clements, yes; Alderman Marshall, yes; Alderman Leahy, yes; Alderman Kramer, yes; Alderman Robertson, yes; Alderman Wynn, yes; Alderman Harper, yes.

Public Safety Committee

Alderwoman Clements stated that the staff meeting that was held with employees of the police department went very well. They answered many of their questions and provided information. They are now waiting for a response from the employees that were not able to make it to see if they want to have a follow up meeting.

Public Works Committee – No report

Director of Planning and Development – No report

Ways and Means Committee – No report

City Attorney – No report

City Clerk/Administrator – No report

Excise Commissioner – No report

Library – No report

Municipal League – No report

Communication – No further report

Insurance Committee

Mayor Kelly requested that #11, Insurance Committee be removed from the agenda.

Historical Society – No report

UNFINISHED BUSINESS

Public Works Facility

Mayor Kelly stated that he has become aware that Alderman Kramer has contacted Richmond Heights to ask about the public works facility building that the City purchased on Manchester Road. Mayor Kelly asked Alderman Kramer if he had any questions that he could answer regarding the facility.

Alderman Kramer responded no. He had spoken to Amy Hamilton/Richmond Heights and she gave him some information that is probably going to lead him to another place.

Ward 3 Meeting

Alderman Leahy announced that due to the Christmas holiday, the Ward 3 meeting that is normally held on the last Tuesday of the month is being moved up to Tuesday, December 18th at 7:00 p.m. in the Council Chambers.

NEW BUSINESS

Recreation Center

Alderman Marshall requested that a Recreation Center Committee report be added to the agenda. The Committee has selected three finalists from the submitted RFPs and the consultants will be making their presentations on December 13th at the Recreation Center.

New Building Official

Alderman Kramer stated that under Brentwood's Code there is a requirement to approve the new building official.

City Attorney Albrecht stated that the ordinance requires nomination by the Mayor subject to the approval of the Board.

Mayor Kelly stated that Building Official Keys is out of town and asked if he could fulfill his duties until the next meeting. He will attend the next BOA meeting and the nomination could be done then.

City Attorney Albrecht responded yes.

Executive Session

Alderman Kramer stated that an executive session legal matter is scheduled following the regular meeting. He knows that an executive session has to be posted ahead of time. He became aware of a personnel matter today and would like it added to the executive session already scheduled.

Mayor Kelly responded that if it is a true personnel matter the Board could discuss it in executive session.

Recess

Motion was made by Alderwoman Clements, second by Alderman Leahy to call for a recess at 7:16 p.m. All in favor none opposed.

Executive Session

The following were present for the executive session: Mayor Kelly, the BOA, except Alderwoman Krewson, Chris Hesse/City's Labor Attorney and City Administrator Seemayer.

Motion was made by Alderman Wynn, second by Alderman Leahy to reconvene the meeting at 7:23 p.m. All in favor none opposed.

Motion was made by Alderman Leahy, second by Alderman Marshall to enter into an executive session legal and personnel matters at 7:24 p.m. All in favor none opposed.

Discussion of a settlement agreement proposed between David Callaway vs. the City of Brentwood and City Administrator Seemayer was discussed.

After discussion, motion was made by Alderwoman Clements, second by Alderman Wynn to accept the settlement offer between the City, David Callaway and City Administrator Seemayer. Roll call: Alderwoman Clements, yes; Alderman Marshall, no; Alderman Leahy, no; Alderman Kramer, yes; Alderman Robertson, yes; Alderman Wynn, yes; Alderman Harper, no.

Motion was made by Alderman Leahy, second by Alderman Wynn to return to open session at 9:13 p.m. All in favor none opposed.

ADJOURNMENT

Regular Board of Aldermen Meeting Minutes
December 3, 2007

Motion was made by Alderman Leahy, second by Alderwoman Clements to adjourn the meeting at 9:14 p.m. All in favor none opposed.

Pat Kelly, Mayor

Attest:

Chris Seemayer, City Clerk