

**BOARD OF ALDERMEN
REGULAR MEETING
141 OSAGE EXECUTIVE CIRCLE
BYRNES MILL, MO 63051
OCTOBER 19, 2016 - 7:00 P.M.**

The meeting was called to order at 7:00 p.m. A Roll call of Board members showed the following present: Bob Prado, Mary Scheble, Cindy Davies, Jim McBroom, Jerry Klipsch, and Rob Kiczenski. A quorum is present. Mayor Pro-Tem McBroom presiding.

Approval of Agenda

Mayor Pro-Tem McBroom made a recommendation to amend the Agenda for October 19, 2016 as follows:

Move XI. Commission Reports to Public Forum A.

Move XIII. New Business A. to Public Forum B.

Alderwoman Scheble motioned to change the **Agenda for October 19, 2016 to include the recommendations**, seconded by Alderman Prado. A voice vote showed all in favor.

Alderwoman Scheble motioned to approve the Agenda as amended, seconded by Alderman Kiczenski.

Alderman Prado	aye	Alderwoman Davies	aye
Alderwoman Scheble	aye	Alderman McBroom	aye
Alderman Klipsch	aye	Alderman Kiczenski	aye

Motion Carried

Approval of Minutes:

Mayor Pro-Tem McBroom requested minutes be changed as follows:

Roll call vote on page 4 to read: Alderman Prado **excused**, and Alderman Klipsch **aye**.

Alderwoman Scheble requested wording to be revised on page 3. Chief's Report as follows:

Clown Sightings – There have been reports of creepy clown sightings throughout the United States, however there have been no sightings in Byrnes Mill.

Alderman Kiczenski motioned to **approve the Minutes dated October 05, 2016** as modified, seconded by Alderman Klipsch. A roll call vote showed the following:

Alderman Prado	abstain	Alderwoman Davies	aye
Alderwoman Scheble	aye	Alderman McBroom	aye
Alderman Klipsch	aye	Alderman Kiczenski	aye

Motion Carried

Recognitions and Proclamations

There were no Recognitions or Proclamations.

City Warrants

City Warrants were reviewed. Alderwoman Scheble motioned to **approve the City Warrants dated October 18, 2016** as submitted in the amount of \$19,235.82, seconded by Alderwoman Davies. A roll call vote showed the following:

Alderman Prado	aye	Alderwoman Davies	aye
Alderwoman Scheble	aye	Alderman McBroom	aye
Alderman Klipsch	aye	Alderman Kiczenski	aye

Motion Carried

Sewer Warrants

The Sewer Warrants were reviewed. Alderwoman Scheble motioned to **approve the Sewer Warrants dated October 18, 2016** in the amount of \$6,938.47 as submitted, seconded by Alderwoman Davies. A roll call vote showed the following:

Alderman Prado	aye	Alderwoman Davies	aye
Alderwoman Scheble	aye	Alderman McBroom	aye
Alderman Klipsch	aye	Alderman Kiczenski	aye

Motion Carried

Public Forum

The public portion of the meeting was opened. **Tim Bane, 3942 Southridge Trail** addressed the Board of Aldermen and stated he had his water retested and it passed the inspection. He has a working septic and would like to pump and haul until he is able to hook on to the City Sewer System. After discussion, it was the consensus of the Board to turn issue over to the City Attorney for advice, and draft an agreement for review. Mr. Bane also requested a final inspection prior to issuance of the occupancy permit by the City. Administrator Perney will have a conditional use agreement drawn up. Mr. Bane thanked the Board.

Commission Reports

Chairwoman Anne Walters of Planning and Zoning reported the following:

Planning and Zoning had a Special Use request by Wind Engineering on a 2.4 acre lot off Upper Byrnes Mill Road to build Villa's. This lot is zoned R-2 Single Family. The City currently does not have zoning to allow this type of development on less than 5 acres. Planning and Zoning would like to begin revising R3 Multiuse Zoning. It was the consensus of the Board for Planning and Zoning to begin revising city ordinance on multiuse zoning.

Preston Law with the Environmental Protection Agency and Greg Bach with Army Core of Engineers gave a presentation on Phase II. Lead Remediation at the City Park. Surveys will be conducted and a concept plan will follow.

Diana Sullivan, Planning and Zoning reported on the Jefferson County Memorial Grant. The City will receive receive a letter notifying us if we were approved for the grant by the middle of November. She

also inquired on a grant for Automated External Defibrillators (AED's). The Police Department may be receiving AED's from another source. The Public portion of the meeting was closed.

LEGISLATION – Unfinished Business

There was no unfinished business.

LEGISLATION – New

Resolution 333-16 – Alderwoman Scheble motioned to read Resolution NO. 333-16, seconded by Alderwoman Davies. All was in favor and Alderwoman Scheble read Resolution 333-16. After discussion, Alderwoman Davies motioned to approve the Resolution, seconded by Alderman Klipsch. A roll call vote showed all in favor. **Resolution NO. 333-16** A Resolution authorizing the Mayor of the City of Byrnes Mill, Missouri, to enter into and execute an agreement for Tax Revenue Sharing with Jefferson County, Missouri, for tax year 2017.

Alderman Prado	aye	Alderwoman Davies	aye
Alderwoman Scheble	aye	Alderman McBroom	aye
Alderman Klipsch	aye	Alderman Kiczenski	aye

Motion Carried

Resolution NO. 333-16 was posted and available to the public 24 hours in advance.

DEPARTMENT HEAD REPORTS

Administrators Report

Administrator Perney reported the following:

Comprehensive Plan – The revised comprehensive plan has been distributed to all Boards for review. The next scheduled meeting is next Wednesday, October 26, at 6:00 p.m.

Amendment 4 – Informed the Board of Amendment 4 that will be on the ballot in November. If passed it would prohibit new state or local sales/use or other similar tax on any service or transaction that was not subject to a sales/use or similar tax as of January 1, 2015. Missouri Municipal League is against Amendment 4. The proposed measure would limit the ability for city sales taxes to adjust to an ever-shifting economy.

Cochran Engineering Meeting – Director Whitby, Alderman McBroom, and Administrator Perney met with David Christensen, Vice President of Cochran Engineering. He has been very successful with other cities in getting grants, and he would like to help us get federal grant money from East West Gateway to improve our roads. He is taking a survey of the city roads and will report back to us his recommendations.

Matheis Race Cars, Inc. - Last meeting we discussed this business operating out of their home without a city business license, in an R-1 Single Family Residential zoning - Matheis Race Cars, Inc. A letter was mailed to them informing them they are in violation of City Ordinance Chapter 605 Business Licenses, operating a business without a license. The owner responded, denying they run the business out of their home, stated they do the work out of a business in House Springs. We are waiting on a response from City Attorney how to proceed.

Silverstone Picnic – The Silverstone Home Owners Association has invited the City to attend their picnic being held on October 22, from 12-5 pm, at the pavilion in the City Park.

Public Works

Director Whitby reported the following:

The roadwork repairs have begun in the city. Repairs will be completed this week with final Chip and Seal to be completed in the spring. Nova Chip was discussed.

The S Curve on Lower Byrnes Mill Road – The survey is complete and has been given to the engineer.

New Employee – Brandon Donaldson began Monday in Public Works.

Pavilion Repair - Alderman McBroom requested a repair be made in the park pavilion, as an expansion is widening.

Police Chief's Report

Chief Gary Dougherty was excused as he was at the annual Police Chief's Conference.

COMMISSION REPORTS

The Commission reports were previously discussed under Public Forum.

OLD BUSINESS

Jefferson County Memorial Grant – was previously discussed under Public Forum.

Ordinance 653-07 – B. J Coleman Agreement was discussed. At the advice of City Attorney Sweeney, Administrator Perney will send a letter to property owner concerning agreement.

NEW BUSINESS

There was no new business.

MAYORS REPORT

Mayor Pro-Tem McBroom:

Made the recommendation for the Mayor, to nominate a new Planning and Zoning member, Joseph Kent. Alderman Klipsch made a motion to nominate Joe Kent to the Planning and Zoning Commission as recommended, seconded by Alderman Kiczenski. A roll call vote showed the following:

Alderman Prado	aye	Alderswoman Davies	aye
Alderswoman Scheble	aye	Alderman McBroom	aye
Alderman Klipsch	aye	Alderman Kiczenski	aye

ADJOURN

Alderman Kiczenski motioned to adjourn the meeting to closed session for purpose of closed meeting, closed record, closed vote, pursuant to RSMo 610.021 (1) Legal, (2) Real Estate, (3) Personnel, seconded by Alderman Klipsch. A roll call vote showed the following:

Alderman Prado	aye	Alderwoman Davies	aye
Alderwoman Scheble	aye	Alderman McBroom	aye
Alderman Klipsch	aye	Alderman Kiczenski	aye

Motion Carried

The meeting was adjourned at approximately 9:15 p.m.

The next regular Board of Alderman meeting will be held on November 2, 2016 at 7:00 p.m.

Approved this _____ day of _____, 2016.

**Jim McBroom Presiding Officer of
The Board of Aldermen**

Susan Gibson Mayor

Attest:

Deborah LaVenture City Clerk