

**MINUTES OF REGULAR MEETING OF THE BOARD OF TRUSTEES
TWIN OAKS, ST. LOUIS COUNTY, MISSOURI
WEDNESDAY, JANUARY 20, 2010**

The meeting was called to order at 7:03 pm in the Board Room of the Village Office. Roll Call was taken.

Trustees: Paul Brockmann, Chairman - yea Karen Dresner - yea
Jim Owens - yea Ray Slama - yea
Dennis Whitmore - yea

Also Present: Robert Hartzog, Attorney
Kathy Yahl, Administrator/Clerk
Sharon Ratliff, Assistant Village Clerk

Permanent records are kept of all minutes and ordinances. Each ordinance is read a minimum of two times by title, unless otherwise noted.

APPROVAL OF THE AGENDA

Chairman Brockmann requested to move Old Business; Discussion of 818 First Street – Resident Request, up to the next item as Ms. Jessen had a family emergency to address. Motion seconded by Trustee Slama and motion passed with the unanimous consent of the Board.

OLD BUSINESS

Discussion of 818 First Street – Resident Request: Administrator Yahl stated that in further research of the chicken ordinance, the Board in 1961 agreed not to allow chickens in residential areas and maintaining them became a nuisance in 1973. In 2001, when another item from the nuisance code was deleted, the prohibition of livestock and poultry was intermittently left out, but was not rescinded by the Board. When re-codified, this section was left out, so although stated in the ordinance books as prohibited, it is not in the current code, except under our new “Animals” ordinance in Chapter 205. Administrator Yahl stated that Chairman Brockmann had done some research on his own about the other cities that allow chickens, so she went back and give specific Sections of the Code for each City she had contacted on the survey to get their specific wording on what is allowed and not allowed. Chairman Brockmann stated that acreage seems to be the determining factor and would be willing to compromise if a good suggestion could be determined. He also stated that in his research, the life span of a chicken is 5-7 years. Ms. Jessen stated that she could no longer stay at the meeting. Trustee Slama motioned to table the discussion until the next meeting, seconded by Trustee Dresner and motion passed with the unanimous consent of the Board.

CONSENT AGENDA

Chairman Brockmann requested a motion for the approval of the Consent Agenda. Trustee Owens motioned to adopt Meeting Minutes of January 6, 2010, Paid Bills as of January 1

to 14, 2010, and Financial Reports as of December 31, 2009, seconded by Trustee Slama and motion passed with the unanimous consent of the Board. Trustee Whitmore abstained from voting on Meeting Minutes of January 6, 2010 as he was out of town.

CITIZEN COMMENTS

Resident Jeff Graves of 1566 Autumn Leaf Dr. agreed with Chairman Brockmann on the comment that was made regarding the resident having an excess of chickens and ducks on their property and should not be allowed to roam and should be kept in an adequate pen.

REPORT OF COMMISSIONS, COMMITTEES, & CONTRACTORS

Police Report: Officer Grotha provided the Police Activity Report for the first half of January 2010. The following was discussed:

1. Stated that the 8 parking tickets that were on the report were for residents parked on the streets during the last snow.
2. Stated that the Police Department has a suspect for the copper stealing from the phone tower, which is being followed up on.
3. Took reports of 3 bad checks, which were counterfeit, written at Schnucks.
4. Trustee Slama asked if warning tickets could be done for speeding on Autumn Leaf Dr. Officer Grotha stated that St. Louis County does not use them, but Fenton created their own system to use by St. Louis County police. Trustee Slama suggested that the staff to come up with some sort of warning ticket system so that the more warnings are done and would like to discuss this at the next Board meeting.

NEW BUSINESS

Bill No. 320 – An Ordinance Amending Title VI of the Municipal Code “Business and Occupation” by Re-Adopting Chapter 615: Vending Machines. First reading of Bill No. 320 was read. Administrator Yahl advised that Chapter 615 was repealed from the code in January 2001 but was never taken out of the code book. She informed the Board that all business owners with vending machines or dispensing devices were taxed this past year but were then refunded. Trustee Slama gave background of why it was repealed. Discussion followed. Trustee Dresner motioned to postpone Bill No. 320 until the Board could review a listing of all vending machines in the Village and definitions within the chapter could be clarified. Motion seconded by Trustee Whitmore. Trustee Slama asked why pay the staff and Attorney to investigate when the amount that will be collected for the vending machines will be less than the time and cost on research. Roll call was taken and motion was approved 3-2 as follows: Trustee Slama – nay, Dresner – yea, Brockmann – nay, Owens – yea, Whitmore – yea.

SPECIAL DISCUSSION

Proposed PGAV: The Board reviewed PGAV’s proposed scope of services that was submitted and asked Administrator Yahl to find out more information on outside services and other general information and bring it back to the Board at the next meeting.

Newly Created Maintenance Plans for Village Green Spaces: Administrator Yahl presented and reviewed the Maintenance Plans for all the green areas in the Village as proposed and the Board agreed to approve them as a future reference document.

Village Administrator's Report: Administrator Yahl reported the following:

1. Relayed that she included the latest Legislative Bulletin for the Board to review in their packets.
2. Informed that Captain George Corless will be retiring in late spring and requested that the Board present him with a Proclamation for a future meeting.
3. Stated that a Condominium resident had requested for a home occupation license to sell firearms. After confirming with Attorney Hartzog, Administrator Yahl contacted the resident to let him know that he would not qualify.
4. Informed that she and Trustee Slama had a very preliminary meeting with representatives from Hi Beam to discuss the possibility of creating a plan to provide a Y Max system in the Village and surrounding areas to include voice and internet services. She added that they would do a study of what would be needed to build and where the best location would be to reach the largest audience.
5. Met with Senator Schmitt to discuss changing the legislation regarding the cap of \$15,000 Villages are allowed to collect on gross receipts and our dilemma with St. Louis County's tax formula which he agreed was a difficult formula to understand. Other Mayors and Aldermen at the meeting who are also point of sale cities were interested in forming a consortium regarding pushing our Representatives/Senators to have this formula reviewed again and then creating new legislation to change it.

Village Attorney's Report: Attorney Hartzog stated that he had submitted the Deed of Birnamwood streets to GBA to review before it is submitted.

Chairman's Report/Trustee Comments: Trustee Slama informed the Board that in the future he would like to see the following on future agendas:

1. Place "No Outlet" signs to be placed on dead end streets and cul de sacs in the Village
2. Revisit 50' boundary lines between residents on Woodland Oaks and Twin Oaks Presbyterian Church.
3. Grading at church; ungraded/undisturbed
4. Parking restrictions on Woodland Oaks eliminating "No Parking Signs".

FINAL CITIZEN COMMENTS

No final citizen comments.

MOVED TO EXECUTIVE SESSION

Chairman Brockmann motioned to go into Executive Session at 8:11 p.m. to hold a closed meeting to discuss legal, real estate and personnel matters pursuant to Section 610.021, (1), (2), and (3), seconded by Trustee Slama and motion passed with the consent of the Board.

Roll Call: Trustee Owens – yea, Whitmore - yea, Slama – yea, Brockmann – yea and Dresner - yea.

ADJOURNMENT

Chairman Brockmann motioned to adjourn the regular meeting at 8:40 p.m., seconded by Trustee Dresner. Motion passed with the unanimous consent of the Board.

Drafted By: _____

Sharon Ratliff
Assistant Village Clerk

Date of Approval: _____

ATTEST:

Kathleen Yahl
Administrator/Clerk

Paul Brockmann
Chairman, Board of Trustees