

BOUNDARY COMMISSION
ST. LOUIS COUNTY, MISSOURI
MEETING MINUTES

March 23, 2004

ROLL CALL

Commissioners Present: Matt Armstrong, Bob Ford, Marvin Gelber, Tom Hayek, Greg Kloepfel, Mary Schuman, Johnnie Spears, Carol Stroker. Commissioners Absent: Ted Armstrong, Jane Arnold, Don Wojtkowski.

Commission Staff Present: David Hamilton, Boundary Commission Legal Counsel.
Others Present: Lori Fiegel, St. Louis County Planning Department.

CALL TO ORDER

Mr. Hayek called the meeting to order at 6:30 p.m., March 23, 2004. The meeting was held at St. Louis Christian College, Florissant, Missouri.

ROLL IS CALLED – QUORUM DECLARED

Roll was called and a quorum declared by Mr. Hamilton.

APPROVE AGENDA

Mr. Ford made a motion to approve the agenda. Mr. Spears seconded the motion. Voice vote: Ayes, All. Nays, None. *The motion passed.*

PUBLIC COMMENT

There was no public comment.

ANNOUNCEMENTS AND COMMUNICATIONS

Mr. Kloepfel was reappointed to the Commission for another five year term.

STAFF REPORT

Mr. Hayek said recent Boundary Commission office activity included: receiving correspondence from residents wishing not to be annexed into Wildwood, an inquiry from the City of Ellisville about submitting a proposal and telephone calls from some people wanting to make sure their names were not included on the Area 9 petition.

Mr. Hayek opened the meeting for discussion of the idea of sending personal notification of the Area 9 public hearing to the registered voters in the area because there were questions raised about the petition process and because the number of required signatures for the petition was exactly at the required 75%. He suggested a simple postcard with time, date and location information for the public hearing.

Mr. Hayek said it is not in the Rules that the Boundary Commission be required to provide individual notification. He said the Commission might tend to rely on the 75% petition figure as an indication that the voters in the area wish to be annexed. Mr. Hayek said

issues have come up before that dealt with concern about voters signing the petition because representatives of the City were asking for their signatures and that the Commission wanted to be sure residents were aware of any meeting so they could attend to get information or to address the Commission should they wish to.

Mr. Hayek said Mr. Hamilton has concerns about conducting a mailing of this nature because it is not in the Boundary Commission's Rules. Mr. M. Armstrong expressed concerns that a mailing could set a precedent and the current budget would not be able to cover the cost of such notification in a possible future situation where the population of a proposed annexation area might be great. Mr. Ford asked what the Rules require in terms of notification. Mr. Hamilton said written notification of the submittal of a proposal and the public hearing must be provided to the County Clerk, the clerk of each municipality which adjoins the area covered by the proposal and all governmental entities with authority to impose taxes that provide municipal type services in the area covered by the proposal. Mr. Kloepfel asked if there was anything in the rules to prevent the Commission from doing a mailing of this nature. Mr. Hamilton said the Commission is not formally prevented from doing so but whether the Commission could charge the proposing agent the cost of the publication is a question.

Mr. Hayek said the petition was performed in the required time period.

Mr. M. Armstrong made a motion to authorize Chairman Hayek to send individual notification of the public hearing to the voters in Area 9 provided it is less than fifty cents per piece of mail. Mr. Ford seconded the motion. Voice vote: Ayes, All. Nays, None. *The motion passed.*

NEW BUSINESS

There was no new business.

OLD BUSINESS

There was no old business.

ADJOURNMENT

Mr. Spears made a motion to adjourn. Ms. Schuman seconded the motion. Voice vote: Ayes, All. Nays, None. *The motion passed and the meeting was adjourned.*

Respectfully submitted,
Kim Miller
Executive Director

Approved: 5/25/04