

BOUNDARY COMMISSION
ST. LOUIS COUNTY, MISSOURI
MEETING MINUTES

August 23, 2011

ROLL CALL

Commissioners Present: Bill Bergfeld, TR Carr (arrived at 6:54), Frank Ollendorff, Bill Sauerwein, John Schuster, Jack Schwartz, Kathleen Schweitzer and Janet Wilding (arrived at 6:54). Commissioners Absent: Thomas Freesmeier and Don Wojtkowski

Commission Staff Present: Michelle Dougherty, Executive Director; David Hamilton and Elizabeth Chostner, Legal Counsel

Others present: Lori Fiegel, St. Louis County Planning Department

Chairman Schuster called the meeting to order at 6:35 p.m., August, 2011. The meeting was held in the 8th Floor Conference Room, 41 S. Central in Clayton, MO 63105.

ROLL IS CALLED – QUORUM DECLARED

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

APPROVE AGENDA

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

APPROVE MINUTES

Ms. Schweitzer made a motion to approve the minutes of July 26, 2011. Mr. Sauerwein seconded the motion. Voice vote: Ayes, All. Nays, None. *The motion passed.*

STAFF REPORT

Ms. Dougherty stated that in addition to what was in her written report, she had received a call from a woman doing research on when the Boundary Commission was created. She stated she returned the woman's call and left the information on the answering machine. She had also received the rest of the transition committee appointments from St. Louis County regarding the recent Valley Park annexations. Chairman Schuster thanked Ms. Dougherty for providing the updated timeline for the next cycle.

PUBLIC COMMENTS

NEW BUSINESS

There was no new business.

OLD BUSINESS

A. Rule Change, Article III Map Plans A.3

Chairman Schuster explained the process for making a rule change. He stated that this change was really to clarify a requirement that 12 hard copies of the map must be included with the map plan certifications and filings. Chairman Schuster stated the according to the by-laws, the Commission may vote on the rule change at the second meeting after introducing the change. He stated this would be the first opportunity to

vote on the change. Mr. Sauerwein made a motion to adopt the rule change. Mr. Bergfeld seconded the motion. Voice vote: Ayes, All. Nays, None. *The motion passed.*

B. BC1001

Mr. Hamilton reviewed the history of BC1001 annexation proposal and the subsequent votes for approval of the proposal. He reviewed Florissant's lawsuit challenging the rule requiring six (6) affirmative votes with a minimum of seven (7) members present to pass a motion on any annexation proposal before the Boundary Commission. Mr. Sauerwein made a motion to conduct a straw vote of the six members present to see how the proposal would fare. Bill Bergfeld seconded the motion. Voice vote: Ayes, All. Nays, None. *The motion passed*

Straw Vote:

Bill Bergfeld - Yes
Frank Ollendorff - Yes
Bill Sauerwein - Yes
John Schuster - Yes
Jack Schwartz - Yes
Kathleen Schweitzer – Yes

Ms. Schweitzer stated that only significant change from the prior proposal was the elimination of the driving range. However that during this proposal there was more public comment received as opposed to the previous attempt when there were none.

Ms. Schweitzer made a motion to recess the meeting to give the Commissioners Carr and Wilding a chance to arrive. Mr. Ollendorff seconded the motion. Voice vote: Ayes, All. Nays, None. *The motion passed.* The meeting recessed at 6:50 p.m.

Mr. Ollendorff made a motion to go back into session. Mr. Bergfeld seconded the motion. Voice vote: Ayes, All. Nays, None. *The motion passed.* The meeting reopened at 6:54 p.m.

After the arrival of Commissioners Carr and Wilding there was further discussion on BC1001. Mr. Carr expressed his concern about setting a procedural precedent if the vote occurs outside the nine months. Mr. Hamilton stated that this proposal still had some life because it hasn't been able to garner enough votes to pass or fail. Mr. Hamilton stated he didn't believe it would box the Commission in on future proposals.

Mr. Sauerwein made a motion to approve the annexation proposal BC1001 and send it to the election authority. Mr. Bergfeld seconded the motion.

Bill Bergfeld - Yes
TR Carr - Yes
Frank Ollendorff - Yes
Bill Sauerwein - Yes
John Schuster - Yes
Jack Schwartz - Yes
Kathleen Schweitzer - Yes
Janet Wilding – Yes

8 in favor, 0 opposed. *The motion passes.*

Before adjourning, the Commissioners introduced themselves to the Ms. Wilding.

ADJOURNMENT

Mr. Ollendorff made a motion to adjourn. Mr. Berfgeld seconded the motion. Voice vote: Ayes, All. Nays, None. *The motion passed.* The meeting was adjourned at 7:17 p.m.

Respectfully submitted,
Michelle Dougherty
Executive Director

Approved: September 27, 2011