

BOUNDARY COMMISSION  
ST. LOUIS COUNTY, MISSOURI  
MEETING MINUTES

January 28, 2020

ROLL CALL

Commissioners Present: Rick Dorsey, Steve Frank, Tom Mooney (arrived 6:44), Ann Pluemer (by telephone), Kathy Schweitzer, Ben Uchitelle (by proxy), Kyra Watson (by telephone) and Steve Wegert

Commissioners Absent: None

Commission Staff Present: Michelle Dougherty, Executive Director  
Michael Hart, Legal Counsel

Others present: None

Chairperson Schweitzer called the meeting to order at 6:30 p.m., January 28, 2020. The meeting was held in the Boundary Commission conference room at 225 S. Meramec, Suite 821T in Clayton, Missouri.

ROLL IS CALLED – QUORUM DECLARED

Mr. Dorsey made a motion to accept the proxy of Mr. Uchitelle to Mr. Dorsey. Mr. Wegert seconded the motion. Voice vote: Ayes, All. Nays, None. *The motion passed.*

Roll was called and a quorum declared by Ms. Dougherty.

APPROVE AGENDA

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

APPROVE MINUTES

Mr. Dorsey made a motion to approve the minutes of December 17, 2019. Mr. Frank seconded the motion. Voice vote: Ayes, All. Nays, None. *The motion passed.*

STAFF REPORT

Ms. Dougherty stated she would be giving a presentation to Lakeshire's City Council in two weeks. In addition, the Commission received an email through the website comment system about an annexation in Creve Coeur they had read about in the paper. Ms. Dougherty stated nothing has come to the Boundary Commission so she forwarded the email question to both the Planning Department and Creve Coeur.

Ms. Dougherty stated she'd inquired with Dan Manning the attorney working on the Valley Park Transfer of Jurisdiction on whether their plan of intent would be ready this month. They are hoping to have it next month.

Ms. Dougherty updated everyone on the status of Commissioner appointments. She'd spoken with Jay Nelson (Regional Relations Coordinator) of the County Executive's

office. She suggested the County submit a formal letter updating both Kathy Schweitzer and Rick Dorsey's appointments to include term expirations of Dec 31, 2020 and Dec. 31, 2021, respectively. She said the Municipal League sent a letter reappointing Steve Wegert to a second five-year term. She sent an email connecting Jay Nelson with the Municipal League so they could work together on the joint appointment vacancies and passed Irvetta William's interest in serving to both entities.

#### PUBLIC COMMENTS

There was no public comment.

#### NEW BUSINESS.

##### A. Committee Appointments

The following committee appointments were made for 2020.

Budget: Ann Pluemer, Rick Dorsey, Kyra Watson

Nominating: Steve Frank, Kyra Watson, Kathy Schweitzer

Personnel: Tom Mooney, Steve Wegert, Ben Uchitelle

##### B. New Engagement Letter with Hart Law Firm

Mr. Dorsey made a motion to accept the Hart Law Firm's new engagement letter.

Mr. Wegert seconded the motion. Voice vote: Ayes, All. Nays, None. *The motion passed*

##### C. There was no closed session

Mr. Hart stated he just received the \$3,300 reimbursement for court costs from Valley Park. Therefore, the Valley Park case is now closed. Mr. Hart stated he had some \$2300 left over in the trust account that was set up for experts in the Valley Park case. He said he can refund the difference or apply future bills against. Mr. Dorsey suggested that Mr. Hart apply future bills to the balance until the balance is depleted. Send a statement every month detailing the expenses applied to the trust account.

Mr. Hart reported on the status of the City of Crestwood vs Affton Fire Protection District. Supplemental briefs are due to the Supreme Court regarding the provision of the fire districts. Discussion followed with an explanation of Crestwood's lawsuit's focus on whole city required to pay the fire protection district taxes and only the annexed area receiving the services. Crestwood's claim is the section of the Boundary Commission statute that requires cities with fire departments who annex unincorporated areas served by a fire protection district to pay the fire protection district taxes on behalf of the annexed residents is unconstitutional because it is a special law.

#### OLD BUSINESS

There was no old business.

#### ADJOURNMENT

Mr. Dorsey made a motion to adjourn. Mr. Uchitelle seconded the motion. Voice vote: Ayes, All. Nays, None. *The motion passed*. The meeting was adjourned at 6:51 p.m.

Respectfully submitted,  
Michelle Dougherty  
Executive Director

Approved: February 25, 2020