

**BOUNDARY COMMISSION
ST. LOUIS COUNTY, MISSOURI**

**MEETING MINUTES
October 7, 1997**

ROLL CALL

COMMISSIONER	PRESENT (P)/ ABSENT(A)
ED BRUER	P
JULIUS FRAGER	P
AGNES GARINO	P
DENISE HADDOCK	P
SCOTT MIDDELKAMP	P
JACK REHAGEN	P
CHARLES SAULSBERRY	P
JACK WIESEHAN	A
ANNA MARIE WINGRON	A
DON WOJTKOWSKI	A
LARRY YOUNGBLOOD	P

OTHERS PRESENT:

Carl Ramey - Executive Director
Steve Martin - Attorney
Libby Rohlfing - Administrative Assistant

CALL TO ORDER

The meeting was called to order by First Vice Chairperson Garino at 6:30 p.m. on October 7, 1997. The meeting was held at Bella Villa City Hall, 3989 Bayless Avenue, Bella Villa, MO 63125.

ROLL IS CALLED-QUORUM DECLARED

Carl Ramey called the roll and a quorum was declared.

APPROVAL OF AGENDA

A motion was made by Mr. Rehagen to accept the agenda as submitted. The motion was seconded by Mr. Saulsberry. Voice Vote: Ayes - All Nays - None *The motion passed.*

APPROVAL OF MINUTES

A motion was made by Mr. Youngblood to approve the minutes for the Commission meeting of September 16, 1997. The motion was seconded by Mr. Rehagen. Voice vote: Ayes - All Nays - None. *The motion passed.*

PUBLIC COMMENT

There was no public comment.

ANNOUNCEMENTS/COMMUNICATIONS

Mr. Ramey announced that he would be meeting with the City of Fenton to discuss for the first time their plans for another annexation. As they have not proceeded far in the process and have requested advice on direction, Mr. Ramey advised that they meet with the Commission to discuss their plans. He suggested that the November 4 meeting may present an opportunity to conduct a pre-submittal conference to share concerns and observations in anticipation of a proposal being completed.

Mr. Ramey mentioned that he would also be meeting with the Cities of Creve Couer and Olivette to discuss a transfer of jurisdiction for a portion of Warson Road. They have identified an opportunity to straighten out some rather confusing boundary lines using this mechanism. Ms. Garino asked if the portion of Warson Road was north of Olive. Mr. Ramey stated that it is.

Mr. Martin addressed the litigation brought against the City of Florissant over the Area West annexation. He stated that the Boundary Commission was not named as a party, and he advised the Commission to allow the litigation to proceed without getting involved. Mr. Youngblood updated the Commission that the ruling on the injunction came down last week and was denied. Mr. Martin said he would contact the attorney for Florissant to obtain these documents for the Commission. This action will not affect them, but questions regarding the review and approval of the annexation may be raised. He stated that he will keep them informed.

Mr. Martin also informed the Commission that there is currently a dispute over the effective date of the Crestwood annexation. The date written in the original proposal and in the Commission's finding was one year, although it was discussed whether services could be provided in six months. The City wants the annexation to become effective in six months, but the County responded in writing that the date must be one year as stated in the proposal. Mr. Martin advised that this problem be resolved between the two parties, the City and the County.

Mr. Bruer asked why this issue has become such a problem. Mr. Martin replied that he has not asked the County Counselor's office to rationalize their position. Although it seemed logical to accelerate the time limit for a willing party to start providing services, it appears the County does not think it demonstrates proper compliance to the law. The two parties will either discuss the matter and compromise, or there may be litigation. Either way, he suggested the Commission allow them to determine the outcome and follow up accordingly if a change needs to be made for the record.

Regarding the litigation over the Area West annexation, Mr. Martin reiterated that he would talk to Mr. Hessel, the legal counsel for the City of Florissant, regarding the injunction. The plaintiff will still have thirty days to appeal before that issue is resolved.

Mr. Ramey announced that the next scheduled meeting on October 21 will be cancelled due to the public hearing being held at 7 p.m. in Wildwood City Hall for BC9704. The next regular meeting will be held at the Boundary Commission offices on November 4. Mr. Ramey also announced that he will be presenting the budget to the County Council this month.

NEW BUSINESS

A. *Resolution 97-07 - Designating Authorized Election Official*

Mr. Ramey stated that the Board of Election Commissioners requires an official signature for all documents if there is not an elected or appointed clerk. In the past, he has been the authorized signatory, but the Board requires written authorization. He decided an approved and signed resolution would be the appropriate authorization in case he needs to file for an election on a proposal, or any other official business. Mr. Middelkamp asked if this must be done on an annual basis. Mr. Ramey replied that it apparently does. Mr. Rehagen asked if it needs to be a member of the Commission. Mr. Ramey answered it does not, and they have accepted his signature in the past.

Mr. Rehagen made a motion to approve resolution 97-07, designating Carl Ramey, Executive Director as the authorized election official. Mr. Middelkamp seconded the motion. Voice vote: Ayes - All Nays - None. *The motion passed.*

ADJOURNMENT

Mr. Youngblood made a motion to adjourn. Mr. Bruer seconded the motion. Voice vote: Ayes - all. Nays - none. *The motion passed.*

This being a memorandum of the activities at this meeting.

Respectfully submitted,
Carl E. Ramey
Executive Director

Approved November 4, 1997