

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

**MEETING MINUTES  
MARCH 12, 1996**

**COMMISSIONERS PRESENT:**

Ed Bruer  
Al Eckert  
Agnes Garino  
Barbara McGuinness  
Jack Rehagen  
Anna Wingron

**COMMISSIONERS ABSENT:**

Scott Middelkamp  
Evanell Eckert  
Jack Wiesehan  
Willie Weary Jr.  
Don Wotjkowski

**OTHERS PRESENT:**

Carl Ramey-Administrator  
Steve Martin-Legal Counsel  
Dan King-Affton ACTION  
Theodore Cover-Citizens for South County  
Mike Duncan-St. Louis County Planning Department

**CALL TO ORDER**

The meeting was called to order by Chairman Wingron at 7:10 PM on March 12, 1996.

**ROLL IS CALLED-QUORUM DECLARED**

Carl Ramey calls the roll as reflected above, and a quorum is declared.

**APPROVAL OF AGENDA**

A motion was made by Commissioner Rehagen to accept the agenda as submitted. The motion was seconded by Commissioner Garino. The motion passed.

**APPROVAL OF 2/6/96 MEETING MINUTES**

A motion was made by Commissioner Rehagen to approve the minutes of February 6, 1996. The motion was seconded by Commissioner Garino. Roll call vote: Ayes: Commissioners Bruer, A. Eckert, Garino, McGuinness, Rehagen. Nays: None  
Motion passed.

### **APPROVAL OF 2/20/96 MEETING MINUTES**

A motion was made by Commissioner Rehagen to approve the minutes of February 20, 1996. The motion was seconded by Commissioner Garino. Roll call vote: Ayes: Commissioners Bruer, A. Eckert, Garino, McGuinness, Rehagen. Nays: None  
Motion passed.

### **PRESENTATION OF PROPOSALS FOR BOUNDARY CHANGES**

There were none submitted.

### **PUBLIC COMMENT**

JIM BOOHER OF CITIZENS TO INCORPORATE SAPPINGTON CONCORD - read a prepared statement challenging the constitutionality of the Rules as draft.

DAN KING OF AFFTON ACTION INC.- asked of the Commission, who will be responding to questions he raised in his previous letters. He also questioned why the Commission included an agenda item for receiving proposals when the Rules indicated they were to be received only at the office of the Commission. He also questioned if the letter to Representative May Scheve regarding HB 1335 was sent to other members of the legislature. Commissioner McGuinness pointed out the minutes of the prior meeting indicated it was to be sent to all members of the legislature. Chairperson Wingron acknowledged that it was only sent to Representative Scheve, the sponsor of HB 1335, and that it was an oversight not sending it to the other members. Staff was directed to send a copy of the letter to all members of the House of Representatives and the Senate.

PHIL SUTIN - Requested of the Commission inclusion of certain language in Article II (B) of the revised Rules which would clearly indicate a notice provision would be required for meetings between Commissioners and proposing agents.

### **REPORT OF BY-LAWS COMMITTEE RE: RULES AND REGULATORY PROCEDURES**

Commissioner Garino presented the results of the work of the By-Laws Committee in drafting revised Rules based upon the comments the Commission received on the Rules and Regulatory Procedures of January 9, 1996. The Commission reviewed the recommended revisions of the By-Laws Committee. Based upon their review the following changes to the draft Rules dated March 7, 1996 were considered by the Commission:

Page 5 - Insert in Article II (B)(2) a notice requirement. Staff was directed to include such a requirement in the final Rules, consistent with Chapter 610 of the Revised Statutes of the State of Missouri.

Page 23 - Delete in H (2), change reference from Factor 8 (A) to Factor 8 (H) (1).

Page 25 - There was a discussion of the number of Commissioners who should be present to vote on a proposal. Commissioner Rehagen suggested seven members which was one less than the draft revised Rules proposed. It was agreed not to make that change at this time. There was a discussion regarding the voting provisions for the Chairperson. Steve Martin, legal counsel, indicated under Robert's Rules of Order, the chair was not required to vote on all matters.

Page 13 - Administrator Ramey raised the question of whether section H of Article

III should be included in another part of the Rules, e.g. the definitions section. It represents an exception to the requirements for the Commission found in Chapter 72.400 - .420. Staff was to incorporate Section H elsewhere in the final draft of the Rules.

Page 10 - Commissioner McGuinness questioned whether citizens should have the burden to bear all the costs associated with their boundary change proposals, while municipalities are able to use tax dollars to pay those same costs. No change in the draft Rules was recommended.

A motion was made by Commissioner Garino to approve the proposed revisions to the Boundary Commission Rules, dated March 7, 1996, with the changes made tonight. The motion was seconded by Commissioner Rehagen. There was a parliamentary questions as to whether the chairperson was eligible to vote on the question. Steve Martin, legal counsel, upon review of Robert's Rules of Order, determined the chairperson was eligible to vote, at her election, whenever their vote would influence the outcome of the final vote. Roll call vote: Ayes: Commissioners Bruer, Garino, Rehagen and Wingron. Nays: A. Eckert and McGuinness  
Motion passed.

#### **TREASURER'S REPORT**

A motion was made by Commissioner Garino to accept the Treasurer's report. The motion was seconded by Commissioner Eckert. Roll call vote: Ayes: Commissioners Bruer, A. Eckert, Garino, McGuinness, Rehagen and Wingron. Nays: None The motion passed.

#### **COMMUNICATIONS**

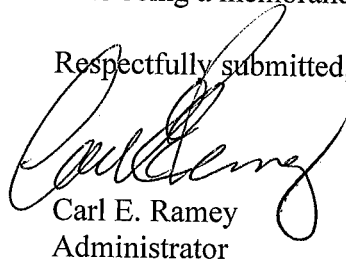
There were no communications.

#### **ADJOURNMENT**

Commissioner Garino made a motion to adjourn the meeting. The motion was seconded by Commissioner A. Eckert. Motion Passed.

This being a memorandum of the activities at this meeting.

Respectfully submitted,



Carl E. Ramey  
Administrator

St. Louis County  
Boundary Commission

**SPEAKERS CARD - PUBLIC COMMENT**

DATE: 3/12/96

SUBJECT (Petition/Proposal #, Other): Change in rd #25

YOUR NAME: Phil Sebin

ADDRESS: 200 S. Beardslee  
Creston

TELEPHONE: ~~314-370~~ 962-2150

PUBLIC COMMENT SPEAKING IS LIMITED TO 3 MINUTES

ADDITIONAL COMMENTS:

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St. Louis County  
Boundary Commission

**SPEAKERS CARD - PUBLIC COMMENT**

DATE: March 12 1996

SUBJECT (Petition/Proposal #, Other): Sappington Council

YOUR NAME: Jim BOOHER

ADDRESS: 10516 WISTERIA 63126

TELEPHONE: 849-1542

PUBLIC COMMENT SPEAKING IS LIMITED TO 3 MINUTES

ADDITIONAL COMMENTS:

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St. Louis County  
Boundary Commission

**SPEAKERS CARD - PUBLIC COMMENT**

DATE: 03/12/96

SUBJECT (Petition/Proposal #, Other): OTHER

YOUR NAME: DAN KING

ADDRESS: 8608 VAEEL AVE

ST LOUIS MO 63123-3408

TELEPHONE: 314/544-KING

PUBLIC COMMENT SPEAKING IS LIMITED TO 3 MINUTES

ADDITIONAL COMMENTS:

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