

FERGUSON CITY COUNCIL

**Regular Council Meeting
February 22, 2005**

**Closed Session, 7:00 P.M.
Council Meeting, 8:00 P.M.**

**CITY HALL
110 Church Street**



On February 22, 2005 at 7:00 p.m. the Council entered into closed session in accordance with RSMo 610.021 to discuss matters relating to litigation, legal actions, and/or communication from the City Attorneys as provided under Section 610.021(1) RSMo, and/or personnel matters under Section 610.021(13) RSMo, and/or employee matters under Section 610.021(3) RSMo, and/or real estate matters under Section 610.021(2) RSMo.

A motion was made by Mayor Wegert, seconded, to enter into closed session under Section 610.021 (1) RSMo. The motion passed unanimously by roll call vote: John Corson, Keith Kallstrom, Mark Crinnion, Mayor Wegert, Peggy Faul and Bill Duncan, (James Hines – Absent).

Under Section 610.021(1) RSMo. litigation, legal actions, and/or communications from the City Attorneys were discussed.

A motion was made by Mayor Wegert, seconded, at 7:55 p.m. to convene to open session. The motion passed unanimously by roll call vote: Mark Crinnion, Mayor Wegert, Peggy Faul, Bill Duncan, John Corson and Keith Kallstrom, (James Hines – Absent).

The regular meeting of the Ferguson City Council was called to order at 8:00 p.m. on February 22, 2005 by Mayor Steven Wegert, in the Council Chambers of City Hall, 110 Church Street, Ferguson, Missouri. Mayor Wegert requested that everyone stand for a moment of silent prayer, after which the Pledge of Allegiance was recited.

The following Council members were present:

Mayor Steven Wegert
John Corson
Keith Kallstrom
Mark Crinnion
James Hines – Absent
Peggy Faul
Bill Duncan

Also present were City Manager A.J. Krieger, City Attorney Kevin O'Keefe and City Clerk, Debbie Matthies. Mrs. Matthies declared a quorum was present. Mayor Wegert welcomed all present and explained the meeting would be the Public Portion and the Business Portion.

PUBLIC COMMENTS

Errol Bush – 4306 Melba Ave., Northwoods – former Mayor of the City of Northwoods introduced himself and represented State Representative John L. Bowman, District 70 who could not attend the Council meeting, to inform Council and City residents they may contact Mr. Bush or Representative Bowman for assistance.

There being no further public comments, Mayor declared the public portion closed at 8:10 p.m.

APPROVAL OF MINUTES

Council Meeting Minutes – February 8, 2005. A motion was made by Mr. Crinnion seconded, and carried to accept the minutes as presented.

Park Board Minutes – February 15, 2005 w/recommendations to renew the Forestwood Alcohol Ordinance to sell beer and additional City funds be allocated towards the complex field maintenance. A motion was made by Mayor Wegert, seconded and carried to accept the Park Board minutes as presented.

Mr. Corson had concerns and discussion ensued regarding the clarification of the additional allocated funds regarding the Sports Complex field maintenance. City Manager, A.J. Krieger will confirm the allocated funds are dedicated to the Park Fund, and will inform Council by email.

A motion was made by Mayor Wegert seconded, and carried to accept the minutes with recommendations as presented.

APPOINTMENTS - Boards and Commissions Appointments for 2004-2005. A motion was made by Mr. Duncan, seconded, to appoint Thomas Green to the Housing Board of Appeals. Mayor concurred. Motion approved unanimously 6-0.

MANAGER'S REPORT - City Manager, A.J. Krieger explained the items on the agenda.

RESOLUTIONS

2005-04 - A RESOLUTION ADOPTING AN AUTHORIZED FINANCIAL DEALERS AND INSTITUTIONS SCHEDULE TO SUPPLEMENT THE INVESTMENT POLICY OF THE CITY OF FERGUSON, MISSOURI introduced by Council as a Whole and read by City Attorney Kevin O'Keefe.

Discussion ensued regarding the selection of the institutions. City Manager, A.J. Krieger explained the institutions were contacted and responded to the requirements described in the Investment Policy.

On roll call vote, the motion carried as follows:

AYES: 6 – Kallstrom, Crinnion, Wegert, Faul, Duncan, Corson

NOES: 0

ABSENT: - Hines

Resolution passes.

2005-05 – A RESOLUTION TRANSFERRING COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDS FOR THE PURPOSE OF COMPLETING THE COMPTON AVENUE MUNICIPAL PARKING LOT PROJECT introduced by Council as a Whole and read by City Attorney Kevin O'Keefe.

On roll call vote, the motion carried as follows:

AYES: 6 – Crinnion, Wegert, Faul, Duncan, Corson, Kallstrom

NOES: 0

ABSENT: - Hines

Resolution passes.

BILLS REQUIRING FIRST READING

BILL NO. 6704 AN ORDINANCE AMENDING CHAPTER 30 - PARKS AND RECREATION, ARTICLE IV - USE REGULATIONS, SECTION 30.66 - ALCOHOLIC BEVERAGES, OF THE CODE OF THE CITY OF FERGUSON, MISSOURI, BY REPEALING SECTION 30.66 (a) (4) CONCERNING ALCOHOLIC BEVERAGES IN FORESTWOOD PARK AND CONTAINING A SUNSET CLAUSE FOR SAID ORDINANCE AND ENACTING A NEW SECTION 30.66(a) (4); EFFECTIVE WHEN, introduced by Council Members Keith Kallstrom and Mark Crinnion.

BILL NO. 6705 AN ORDINANCE LEVYING SPECIAL TAX BILLS AGAINST CERTAIN PROPERTIES FOR COSTS OF CUTTING AND REMOVING WEEDS AS PROVIDED UNDER CHAPTER 46. VEGETATION, ARTICLE III. WEEDS AND VINES, OF THE CODE OF THE CITY OF FERGUSON, MISSOURI, EFFECTIVE WHEN, introduced by Council as a Whole.

BILL NO. 6706 AN ORDINANCE LEVYING SPECIAL TAX BILLS AGAINST CERTAIN PROPERTIES FOR COSTS OF BOARDING UP BUILDINGS AS PROVIDED UNDER CHAPTER 7. BUILDINGS AND BUILDING REGULATIONS, OF THE CODE OF THE CITY OF FERGUSON, MISSOURI; EFFECTIVE WHEN, introduced by Council as a Whole.

BILL NO. 6707 AN ORDINANCE LEVYING SPECIAL TAX BILLS AGAINST CERTAIN PROPERTIES FOR COST OF REMOVING TRASH AND DEBRIS AS PROVIDED UNDER CHAPTER 28. NUISANCES, OF THE CODE OF THE CITY OF FERGUSON, MISSOURI; EFFECTIVE WHEN, introduced by Council as a Whole.

BILLS REQUIRING SECOND READING

BILL NO. 6703 - AN ORDINANCE AUTHORIZING THE ISSUANCE OF TAX INCREMENT REFUNDING REVENUE BONDS, SERIES 2005 (CROSSINGS AT HALLS FERRY PROJECT); AUTHORIZING THE ISSUANCE OF A TAX INCREMENT REVENUE NOTE (CROSSINGS AT HALLS FERRY PROJECT); AND AUTHORIZING CERTAIN OTHER AGREEMENTS, DOCUMENTS, AND ACTIONS IN CONNECTION THEREWITH; EFFECTIVE WHEN, introduced by Council as a Whole and read the first time.

Mark Boatman, Partner at Armstrong Teasdale LLP, Bond Counsel and Scott Crist of UMB Bank were present for questions.

Lengthy discussion ensued regarding the benefits, element of risk, reserve fund, debt service, default of bonds, credit rating and reduced interest rate. As the debt is currently structured, debt service will exceed revenue next year. Refunding would provide the City with the opportunity to continue servicing the debt, and retire the debt quicker by virtue of the lower interest rate as well as a significant cost savings for the City.

Mark Boatman, Partner at Armstrong Teasdale LLP, Bond Counsel explained the consequence of drawing on the reserve fund for financial difficulties.

A motion was made by Mr. Crinnion, seconded and carried to read the Bill a second time and place it upon its passage. On roll call vote, the motion carried as follows:

AYES: 5 – Wegert, Duncan, Corson, Kallstrom, Crinnion

NOES: 1 - Faul

ABSENT: - Hines

Bill No. 6703 was declared passed and sent to the Mayor for signature. Bill No. 6703 thus became Ordinance No. 2005-3230 permanently recorded in Book 26 on page 198.

MISCELLANEOUS

Peggy Faul – is not comfortable with Bill No. 6703 and that is why she voted against it. Would like a report on the downtown loan committee. Mr. Krieger informed Council the committee met but did not take any action. The committee will meet again to review a new request. Concerns about businesses closing. Wishes Mr. Hines well and a speedy recovery.

John Corson – Wishes Mr. Hines well. Congratulated Battalion Chief Dave Halloran for Firefighter of the Year and Police Officer Mike Doedli for Police Officer of the year awards presented by the Ferguson Rotary Club.

Keith Kallstrom – Wishes Mr. Hines well and hopes he will be able to attend the next meeting. Mr. Kallstrom attended the Ferguson Rotary Club “Salute to Public Safety” dinner held at the Savoy and congratulated Battalion Chief Dave Halloran for Firefighter of the Year and Police Officer Mike Doedli for Police Officer of the Year. Mr. Kallstrom saw an article about a wireless microphone on Channel 5 News and requested the City Manager to explore its possible use in the Council Chamber.

Mark Crinnion – Wishes Mr. Hines well and a speedy recovery.

There being no further business to consider, the meeting recessed to closed session at 8:55 p.m.

A motion was made by Mayor Wegert, seconded, at 8:55 p.m. to enter into closed session under Section 610.021 (1) RSMo. The motion passed unanimously by roll call vote: John Corson, Keith Kallstrom, Mark Crinnion, Mayor Wegert, Peggy Faul and Bill Duncan.

Under Section 610.021(1) RSMo. litigation, legal actions, and/or communications from the City Attorneys were discussed.

There being no further business to discuss, a motion was made by Mayor Wegert, seconded, at 9:25 p.m. to convene to open session. The motion passed unanimously by roll call vote: Mark Crinnion, Mayor Wegert, Peggy Faul, Bill Duncan, John Corson and Keith Kallstrom.

There being no further business to consider, the meeting adjourned at 9:25 p.m.

Debbie Mathies, City Clerk