MINUTES OF THE SPECIAL MEETING

OF THE BOARD OF ALDERMEN

OF THE CITY OF SUNSET HILLS MISSOURI

HELD ON FEBRUARY 23th, 2016

BE IT REMEMBERED that the Board of Aldermen of the City of Sunset Hills, Missouri met in a special meeting at City Hall, 3939 S. Lindbergh Blvd., in said City on Tuesday, February 23rd, 2016. The meeting convened at 6:30 p.m.

The meeting began with those present standing for the reciting of the Pledge of Allegiance.

Roll Call

Present:

Mark Furrer	-Mayor	
Denetra Baebler	-Alderman – Ward I	
Richard Gau	-Alderman – Ward I	
Steve Bersche	-Alderman – WARD II	
Thomas Musich	-Alderman – WARD II	
Kurt Krueger	-Alderman – WARD III	
Keith Kostial	-Alderman – WARD III	by-phone/video
Donna Ernst	-Alderman – WARD IV	
Patricia Fribis	-Alderman – WARD IV	
Robert E. Jones	-City Attorney	

Video Conferencing:

Mayor Furrer stated that Mr. Jones had already provided his opinion about video conferencing being legal, and asked why that judgement was being questioned. Alderman Fribis clarified that the intent was not to question whether video conferencing was legal, but to make sure that it was done right.

Alderman Bersche made a motion to allow FaceTime as an acceptable method of video conferencing. The motion was seconded by Alderman Musich. Additional discussion took place. Alderman Fribis provided information from the Missouri Municipal League, questioned whether FaceTime was in fact considered video conferencing, and stated a desire for establishing guidelines. Mr. Jones brought copies of Senate Bill 170 and explained what was allowed under the Sunshine Law with respect to allowing participation in a meeting via video conferencing.

Alderman Musich made a motion to call the previous question and end discussion. Alderman Bersche seconded the motion. Mayor Furrer asked for a roll call vote.

Roll Call Vote:

Alderman Fribis	Nay
Alderman Kostial	Aye
Alderman Bersche	Aye
Alderman Musich	Aye
Alderman Ernst	Aye
Alderman Krueger	Nay
Alderman Gau	Nay
Alderman Baebler	Nay

There being 4 Aye and 4 Nay votes, Mayor Furrer voted Aye; Motion to call the previous question passed.

Mayor Furrer returned to the original motion on the floor to allow FaceTime as an acceptable method of video conferencing, and asked for a roll call vote.

Roll Call Vote:

Alderman Fribis	Nay
Alderman Kostial	Aye
Alderman Bersche	Aye
Alderman Musich	Aye
Alderman Ernst	Aye
Alderman Krueger	Aye
Alderman Gau	Nay
Alderman Baebler	Nay

There being 5 Aye and 3 Nay votes, the motion passed.

Private Streets:

Alderman Musich stated the first reading of Bill #48 was at the February 9, 2016 Board of Aldermen meeting. Mayor Furrer asked Alderman Musich to read the bill a second time. Alderman Musich read Bill #48 in it's entirely.

Bill No. 48 -- An ordinance amending the code of ordinances with respect to acceptance of private streets for City maintenance.

Alderman Gau explained at the last Public Works Meeting there was a 3-1 vote taken not to proceed with the ordinance to the Board of Alderman because it needed more work. Alderman Gau also stated that a revised version was drafted with input by himself, Mr. Jones and Public Works Director, Bryson Baker.

After some discussion, a motion was made by Alderman Musich to approve Bill #48 as read. Alderman Bersche seconded the motion. Mayor Furrer asked for a Roll Call Vote.

Alderman Baebler made a motion to continue discussion on Bill #48. Alderman Fribis seconded the motion. Mr. Jones clarified that the motion to continue discussion would supersede the prior motion to approve Bill #48. Mayor Furrer allowed discussion to continue without a vote.

Alderman Fribis asked Mr. Jones to clarify the difference between the Bill as read and the redefined Bill prepared for the meeting. Mr. Jones indicated primarily the changes were intended to facilitate implementation by staff.

Alderman Musich stated that he had significant concerns that the redefined version of Bill #48 would remove clear standards which would then open up the issue of accepting private streets to interpretation, inconsistent practices, and the potential for preferential treatment depending on the people involved.

Alderman Bersche made a motion to call the previous question and end discussion. Alderman Ernst seconded the motion.

Mayor Furrer asked for roll call vote.

Roll Call Vote:

Alderman Fribis	Aye
Alderman Kostial	Aye
Alderman Bersche	Aye
Alderman Musich	Aye
Alderman Ernst	Aye
Alderman Krueger	Aye
Alderman Gau	Aye
Alderman Baebler	Aye

Motion to call the previous question was approved unanimously.

Mayor Furrer returned to the original motion on the floor to Approve Bill #48 and asked for a roll call vote.

Roll Call Vote:

Alderman Fribis	Aye
Alderman Kostial	Aye
Alderman Bersche	Aye
Alderman Musich	Aye
Alderman Ernst	Aye
Alderman Krueger	Aye
Alderman Gau	Nay
Alderman Baebler	Nay

There being 6 Aye votes and 2 Nay votes, the motion passed.

Mayor Furrer stated Bill No. 48 was adopted and would become Ordinance 2000.

Mayor Furrer asked for any questions or comments from the audience. There were none.

A motion to adjourn was made by Alderman Musich. It was approved unanimously by voice vote. Adjourned at 8:16 p.m.

Recording Secretary

Dede Hendricks