

**MINUTES OF THE REGULAR MEETING OF THE
BOARD OF ALDERMEN OF TWIN OAKS,
TWIN OAKS TOWN HALL
ST. LOUIS COUNTY, MISSOURI
WEDNESDAY, NOVEMBER 9, 2021**

The meeting of the Twin Oaks Board of Aldermen was called to order at 7:04 pm. Roll Call was taken:

Mayor: Russ Fortune – yea

Aldermen: April Milne – yea
Dennis Whitmore – yea

Lisa Eisenhower – yea
Tim Stoeckl – yea

Also Present: Frank Johnson, City Clerk/Administrator
Paul Rost, City Attorney

Permanent records are kept of all minutes and ordinances. Each ordinance is read a minimum of two times by title, unless otherwise noted.

The Board was informed again (as discussed in the worksession) by City Clerk/Administrator Frank Johnson that due to staffing shortages and general workload, the meeting agenda did not get posted until today, less than 24-hours from the meeting start time. It was noted that the notice of the time, date, and place of each meeting was given per Section 610.020.1 on the City website just the posting of the agenda was delayed. City Attorney Paul Rost explained the requirements of the Sunshine Law and that the meeting notice and agenda needed to be posted at least 24-hours in advance unless for good cause the notice is impossible or impractical, in which case as much notice as is reasonably possible has to be given. It was further explained that if the Board finds it is necessary to hold a meeting on less than twenty-four hours' notice, the nature of the good cause justifying that departure from the normal requirements must be stated in the minutes.

The Board then discussed the necessity of paying certain bills and ordering the holding of the 2022 election to meet the December deadline and, that because of scheduling issues, there is no way to have another regular meeting this month. The reason the meeting was scheduled for today was to accommodate all schedules to ensure ALL board members could be here for budget discussions.

The Board unanimously decided that it is necessary now to hold the meeting to ensure bills were paid and the municipal election was called and noticed well prior to opening of filing and that good cause exists to justify departure from the normal posting of the agenda given that the date, time and place of the meeting itself was noticed and available online for viewing and given that it was impractical or impossible to get the agenda posted 24-hours prior once the oversight was discovered.

APPROVAL OF THE AGENDA

Mayor Fortune asked for a motion to approve the agenda. Alderman Stoeckl so motioned, seconded by Alderman Eisenhauer. The motion passed by a voice vote.

APPROVAL OF THE CONSENT AGENDA

Mayor Fortune asked for a motion to approve the Consent Agenda consisting of the October 20, 2021 Regular Session Minutes; October 20, 2021 Work Session Minutes; and the Bills List from October 16, 2021 to November 5, 2021. Alderman Milne motioned to approve the consent agenda, seconded by Alderman Whitmore. The motion passed by voice vote.

REPORTS OF COMMITTEES/COMMISSIONS/CONTRACTORS

Police Report-Officer John Wehner: Officer Wehner reviewed the October Police Report, as well as the hours logged on the bike for October. Officer Wehner stated the Drug Takeback event on October 23 was a success with 28 lbs. of prescription drugs collected. He also gave a recap of his visit to the regional information system in Clayton with Alderman Tim Stoeckl and Aldermen Dennis Whitmore.

Park Committee: Mayor Russ Fortune stated that he had received a resignation letter from Mary Lou Knox. He thanked her on behalf of the City for her service to Twin Oaks and the Park. The Board also briefly discussed the winter lighting event, which is set for Dec. 5, and a potential citywide holiday lighting contest.

PRELIMINARY CITIZEN COMMENTS

There were no preliminary citizen comments.

NEW BUSINESS

Bill No. 21-19-An Ordinance Providing for the Holding of the General Election for Twin Oaks, Missouri, on April 5, 2022: First reading of Bill No. 21-19 was read. Mayor Fortune asked if there were any questions concerning Bill No. 21-19. The second reading of Bill No. 21-19 was read. Alderman Milne motioned to approve Bill No. 21-19, seconded by Alderman Eisenhauer and the motion passed on a roll call vote as follows: Aldermen Milne-yea, Eisenhauer-yea Whitmore-yea and Stoeckl-yea. Mayor Fortune stated that Bill No. 21-19 being duly passed by a vote of 4 yeas and 0 nays becomes Ordinance No. 21-19.

Bill No. 21-20-An Ordinance of the City of Twin Oaks, Missouri, Imposing a use Tax for General Revenue Purposes at the Rate Equal to the Total Local Sales Taxes in Effect for the Privilege of Storing, Using or Consuming within the City any Article of Tangible

Personal Property Pursuant to the Authority Granted by and Subject to the Provisions of Sections 144.600 Through 144.761 RSMo; Providing for the Use Tax to be Repealed, Reduced or Raised in the Same Amount as any City Sales Tax is Repealed, Reduced or Raised; and Providing for Submission of the Proposal to the Qualified Voters of the City for Their Approval at the General Election Called and to be Held in the City on April 5, 2022: City Attorney Paul Rost recommend the board table the ordinance to its next meeting on Dec. 1. Alderman Milne so motioned, seconded by Alderman Stoeckl and the motion passed on a voice vote.

Appointment to Board of Adjustment: Mayor Fortune recommended that Chris Becker be appointed to the Board of Adjustment to replace a vacancy following the resignation of Jim Owens. Aldermen Whitmore motioned to accept the recommendation, seconded by Alderman Eisenhauer. The motion passed on a voice vote.

DISCUSSION ITEMS

Date for Fireworks Display: Mayor Fortune stated that there has been some discussion among the Board and City residents of moving the fireworks display from the traditional date of July 3rd to October or September based upon the City's experience this year.

Mayor Fortune stated he had received lots of positive feedback on the fall date from people who appreciated more vibrant colors and a smaller crowd. But he also noted that he heard from others who preferred the July date and the traditional association with the Independence Day Holiday.

Alderman Milne noted that holding a fireworks event outside of the Fourth of July could cause issues for pet owners or individuals who suffer from PTSD who are not expecting the noise. Discussion ensued, and the Board decided to go back to the traditional date for 2022 in order to have time to more properly explore the options for a fall date and provide notice to residents of any changes.

ATTORNEY'S REPORT

There was no attorney's report this week.

CITY CLERK REPORT

General Updates

Ace Hardware

- Phone conference with representatives from Inland Realty and Ace Hardware on Nov. 2. They submitted their preliminary development plan application on Nov 9.

Emergency Tree Service

- The City has received one bid for 24-7 emergency tree service from Omni Tree at a rate of \$420 per hour. The City has contacted several other tree companies multiple times but has not received any interest.

Assistant Clerk Position

- Staff have scheduled several interviews with potential candidates for the week of Nov. 8.

Dairy Queen Sales Tax Remittance

- The City has received confirmation from the Missouri Department of Revenue that sales taxes for the Dairy Queen in Twin Oaks were incorrectly remitted to the City of Manchester following a change in ownership in July 2019. DOR has indicated that the back amounts owed will be included in the November distribution that the City should receive on Dec. 7.

2022 Twin Oaks Calendar

- Production work has begun on the 2022 calendar for Twin Oaks. This year will involve a redesign of the calendar by graphic design firm Seal the Deal. The City is still accepting photo submissions for the calendar through Nov. 12.

Project Updates

Crescent Road Repair

- Topps will be finishing the repair of an eroded portion of Crescent Road on Monday, Nov. 8. The work will involve partial closure of the roadway. Notification of the work has been sent to residents.

Birnamwood Trail Drive Sinkhole

- Topps will also be patching the sinkhole on Birnamwood Trail Drive on Monday, Nov. 8.

MAYOR AND ALDERMAN COMMENTS

Alderman Whitmore stated that he was impressed with the St. Louis County Police Department's regional information center. He added that he would like to see something put in the budget to participate in the camera program.

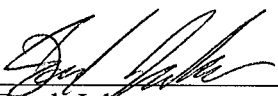
Alderman Eisenhower said that Halloween in Twin Oaks this year was very enjoyable with large groups of children out in the neighborhood.

FINAL CITIZEN COMMENTS

There were no final citizen comments.

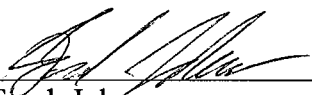
ADJOURNMENT

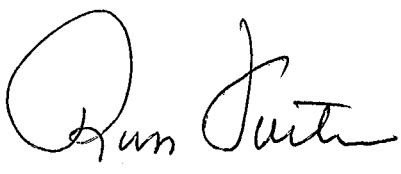
There being no further business, Alderman Milne motioned to adjourn the regular meeting at 7:36 p.m., seconded by Alderman Whitmore and the motion passed with the unanimous consent of the Board of those present.

Drafted By: 
Frank Johnson
City Clerk/Administrator

Date of Approval: 12-1-2021

ATTEST:


Frank Johnson
City Clerk/Administrator


Russ Fortune,
Mayor, Board of Aldermen