

**Minutes of January Meeting
Flint Hill Board of Aldermen
Held on January 16th, 2008 @ 7:00 p.m.
Knight's of Columbus Lower Level**

Members present and absent:

Mayor Doug Wynn – present
Alderman Roy Scott – present
Alderman David Schmidt – present
Alderman Jackie Jackson – present
Alderman Chris Jacobsen – present

Members of the Public: Greg Kneemiller, Tina Braungardt, and Karen McGilnary, Jim Dunjacik, GBA; and Matt Fairless, Hazelwood & Weber.

The January Board of Aldermen meeting was called to order at 7:00 p.m.

1st Item: Approval of Agenda and Minutes

Alderman Jacobsen made a motion to table until the February meeting the following items listed on the tentative agenda:

- Item #2 – Public Hearing – Rezoning
- Item #3 – Shamrock Glen Site Plan
- Item #4 – Bill 08-1
- Item #5 – Bill 08-2

Alderman Scott seconded the motion. The city clerk reports four “yes,” 0 “no,” and 0 “abstain” votes. Motion carried. Mr. Dunjacik explained the situation regarding the rezoning and the items that needed to be clarified. Alderman Scott reported the Planning & Zoning Commissions findings at the meeting on Monday, January 14th, 2008.

A copy of the written December 27th, 2007 minutes was emailed (as requested) to the Board of Aldermen in advance of the meeting. The city clerk asked if everyone had received copies of the minutes. All had. Alderman Scott made a motion to approve the minutes. The motion was seconded by Alderman Schmidt. The city clerk reports 4 “yes”, 0 “no”, and “0” abstain. The minutes for the December 2007 Board of Aldermen meeting stand approved on this day, January 16th, 2008.

2nd Item: Bill 08-3 — Liquor License Code

Alderman Schmidt made a motion to introduce Bill 08-3 “Liquor License Code.” Alderman Jacobsen seconded the motion. The city clerk reports 4 “yes,” 0 “no,” and 0 “abstain” votes. Motion carried.

Mr. Fairless, City Counsel, explained the changes to the Liquor Code. Mr. Fairless advised the City to continue operating under the current code based on the applications the City will review later in the Board meeting. The Board may hold the first reading for Bill 08-3 at this meeting.

Mr. Kneemiller stated he didn't understand the necessity for a "stiffer city liquor license" as Missouri requires all the same information to be presented to the State before a State or County liquor license is issued. Mr. Kneemiller was advised the City's liquor code gives the City the ability to enforce City ordinances.

Alderman Jacobsen made a motion to read Bill 08-3 "Liquor License Code" in the short form the first time. Alderwoman Jackson seconded the motion. The city clerk reports 4 "yes," 0 "no," and 0 "abstain." The motion carried. The city clerk read Bill 08-3 in the short form.

Alderman Schmidt made a motion to table Bill 08-3 until the February 2008, meeting. Alderman Scott seconded the motion. The city clerk reports 4 "yes," 0 "no," and 0 "abstain." Motion carried.

3rd Item: Bill 284 — Waste Water Agreement

Mr. Fairless and Mr. Dunjacik reviewed items on the Waste Water Agreement, but are not yet ready to present the final document to the Board of Aldermen for approval. Alderman Schmidt made a motion to table Bill 284 until the February meeting. Alderman Jacobsen seconded the motion. The city clerk reports 4 "yes," 0 "no," and 0 "abstain." Motion carried.

4th Item: Resolution - Comprehensive Plan Commission

Alderman Schmidt made a motion to approve the resolution. Alderman Jacobsen seconded the motion. The city clerk reports 4 "yes," 0 "no," and 0 "abstain" votes. Motion carried. Resolution #128 – Comprehensive Plan Commission

5th Item: Greg Kneemiller (Bear's Tavern)

Mr. Kneemiller addressed the Board requesting five years liquor license fees and the past due Waste Water bill to be waived. Mr. Kneemiller stated he plans to open July 1st, 2008.

6th Item: Closed Session

Alderman Schmidt made a motion to go into closed session for privileged communications. Alderman Jacobsen seconded the motion. The city clerk reports 4 "yes," 0 "no," and 0 "abstain" votes. Motion carried.

The Board of Aldermen returned to open session. Alderman Schmidt advised the Mr. Kneemiller the Board of Aldermen agreed to waive the past due waste water bill and interest to January 16th, 2008, only. The amount waived will be \$1,533.99. The Board of Aldermen also agreed to issue a liquor license for the 2007-2008 license year without a fee.

Mr. Kneemiller accepted the waste water bill being cleared but does not want a 2007-2008 liquor license. Mr. Kneemiller stated former Mayor Joyce Hussey was the only complainant against Bear's Tavern and believes waiving the waste water fees and five years liquor license fees. He stated, "it is the principle of it. I was shut down and kept out of business." Mr. Kneemiller believes the five years of liquor license fees waived and waste water bill waived is reasonable. The total amount Mr. Kneemiller is requesting to be waived is \$5,303.99. Mr. Kneemiller also requested the City begin billing for Waste Water service begin February 1st, 2008, so work can begin at the business.

Alderman Schmidt advised Mr. Kneemiller liquor license fees are the cost of doing business and the Board of Aldermen is responsible to the taxpayers and residents of the City of Flint Hill for revenues and future revenues. Alderman Jacobsen stated the Board of Aldermen has principles to abide by. The Board made an offer and Mr. Kneemiller has made a counteroffer. The board is not willing to accept his counteroffer of 3 year license fees at this time.

Mr. Kneemiller then requested the waste water bill and the 2008-2009 liquor license fee to be waived. Alderman Jacobsen asked for the liquor license fee to be paid up front with his application and if Mr. Kneemiller's business opens legally by July 1st, 2008, the City would refund the liquor license fee payment.

Alderman Schmidt made a motion to waive the waste water fee of \$1,533.99; approve the liquor license when the application, supporting documents, and fees; and to refund the 2008-2009 liquor license fees when the business legally opens on July 1st, 2008. Alderman Jacobsen seconded the motion. The city clerk reports 4 "yes," 0 "no," and 0 "abstain" votes. Motion carried.

7th Item: Liquor License – Knight's of Columbus

The city clerk reported the receipt of a liquor license application from the Knight's of Columbus. The city clerk reported that the license will be prorated since the KC's are requesting the license to begin on January 2008. All the paper work was in order, the KC's had a business license, and the KC's were not in arrears of any fees owed to the city.

Alderman Jacobsen made a motion to approve the KC's liquor license request. Alderwoman Jackson seconded the motion. The city clerk reports 4 "yes," 0 "no," and 0 "abstain" votes. Motion carried.

8th Item: Engineering report

- Building Permits and Inspections
 - K&R Wholesale submitted building permit application but it is unpaid.
 - Ameren UE site and building plan permit
- Water System – In light of Shamrock Glen development and the Fort Zumwalt School District building, Water District #2 has been notified to begin working on water supply solutions.
- Miscellaneous – Fort Zumwalt School District met with GBA regarding pre-annexation agreements. The district is concerned about the amount of right of way dedications.

9th Item: Sewer/Waste Water Updates

The City is currently billing 160 users. There are thirty accounts past due. Eight accounts are six months or more past due totaling \$5,170.97.

10th Item: Communications from the Mayor
Nothing at this time.

11th Item: Communications from the Board
Nothing at this time.

12th Item: Clerk's report

- February meeting is scheduled for Thursday, February 21st, 2008, to accommodate Alderman Schmidt's work schedule.
- Ameren UE left samples of fencing for their substation. The company requests the Board provide their preference from the samples. Ameren UE will be directed to use the tan fence color.
- Monday, January 21st, is a federal holiday.
- CDAR's account is coming due. Available rates are 4 weeks at 4.00 % APY, 13 weeks at 3.85%, and 26 weeks at 3.70%. Alderman Scott made a motion to renew at 3.70% for 13 weeks. Alderman Schmidt seconded the motion. The city clerk reports 4 "yes," 0 "no," and 0 "abstain" votes. Motion carried.
- The City was contacted by "Backyard Productions" regarding outdoor movies in the City of Flint Hill.
- St. Charles County Municipal League is meeting on January 31st, 2008. All city officials are invited to attend.

13th Item: Open Forum
Nothing this evening.

14th Item: Approval of Monthly Bills

Alderman Jackson made a motion to approve the payment of General Fund bills in the amount of \$14,469.28, and Waste Water Fund bills in the amount of \$10,135.25. Alderman Schmidt seconded the motion. The city clerk reports 4 "yes," 0 "no," and 0 "abstain" votes. Motion carried.

15th Item: Adjournment

There being no further business to discuss, Alderman Scott made a motion to adjourn. Alderman Schmidt seconded the motion. The city clerk reports 4 "yes," 0 "no," and 0 "abstain" votes. Meeting adjourned.

Respectfully submitted,

Melissa J. Burton
City Clerk