

**MINUTES OF REGULAR MEETING
OF THE CITY COUNCIL
CITY OF BLACK JACK
12500 OLD JAMESTOWN ROAD
July 16, 2019
7:00 pm**

ROLL CALL

The City Clerk called the roll and the following members were present:

Councilman Hinkle	Councilwoman Muller
Councilman White	Councilman Miller
Councilman McClain	Councilman Grady
Councilman Allen	

ABSENT

None

EXCUSED

Councilman Krank

PUBLIC HEARING

None

PRESENTATION

Mayor McCourt and the City Council discussed the proposed Solid Waste Contract for 2019-2024. Mayor McCourt advised that the current contract ended on June 30th. but Republic Services provided an extension.

Mayor McCourt advised that the committee recommended the following changes and enhancements to the contract:

- Three services – solid waste, recycle and yard waste
- Decrease in cost when all three services are used
- Senior discount will change from age 65 to age 62
- Yard waste can be placed in your own container, bundled or placed in the proper yard waste bags
- The Republic Services yard waste container cost is normally \$5.00, but for the residents of Black Jack the cost will only be \$3.00
- Storm damage roll off will cost \$110.00

Councilman Grady – Solid Waste Committee Member

Advised that the committee thoroughly reviewed the options available to the residents and considered the overall impact and benefit to the residents and the City. Republic Services has gone above and beyond in the negotiating process. The yard waste benefit is being provided at very minimal cost. He is in favor of all three services as mandatory.

Councilman Hinkle – Solid Waste Committee Member

Advised that the Committee has voted to make all three services mandatory. As a committee member and as a Council member, he advised that he staunchly disagreed. He disagrees with anyone having to pay for something they will not use. The cost should be passed on to those that will use the service. Yard waste is a service he does not need and will not use.

Councilman Miller – Solid Waste Committee Member

He believes that the three services is a great deal for the residents and the City as a whole.

Councilman White

He believes that a resident should not be forced to pay for a service they will not use. When he pays for yard service through an outside contractor, they haul away everything related to the job. Therefore, yard waste is not a service he will use.

Councilman Allen

Councilman Allen advised that he recently had an unexpected situation where he needed to use the bulk service that is included in the current Solid Waste contract and in the proposed contract. His analogy was to say that you may experience an unexpected need for the yard waste service. Therefore, all three services being included would be beneficial. He agrees to include all three services.

Mayor McCourt

One of the biggest benefits of having yard waste is in the Fall when leaves begin to fall. Residents will be able to clean up their leaves and put them out for pickup. In the past, most residents would not clean up leaves because they did not have yard waste. This will help to keep the sewers clean and prevent leaves from blowing on to neighbor's property.

Joell Aquirre – Republic Services – Manager of Municipal Sales

5 out of 8 surrounding municipalities has yard waste as a mandatory service

The increase will be approximately \$3.00

The benefit gives each resident the ability to collect and expose of yard waste; prevents yard waste from accumulating on residential property and blowing on to neighbor's property.

Yard waste can be bundled, placed in the proper yard waste bag or placed in a yard waste container that can be leased from Republic Services

The amount of yard waste placed for pick up on the designated pick up day is unlimited

PROCLAMATIONS

None

APPROVAL OF MINUTES

Mayor McCourt called for additions, corrections or changes to the Regular Meeting Minutes of June 18, 2019 and the Closed Meeting Minutes of June 18, 2019. Both set of minutes were approved as distributed.

COMMENTS, QUESTIONS, PETITIONS, ETC. FROM THE PUBLIC

1. Charlotte Hughes – Ms Hughes inquired about the cost of all three trash services. She advised that currently her quarterly bill is approximately \$45.00, but with the new requirements her bill will increase to approximately \$53.00. She is not in favor of requiring residents to pay for all three services.
2. Attral Hairston – Mr. Hairston agreed that he is not for all three trash services being mandatory. He advised that he does not have trees on his property and would not take advantage of yard waste. He requested that the City Council consider an ordinance to regulate individuals parking and trespassing on cul-de-sacs. He advised that this has become a nuisance in his area and in some instances has prevented emergency vehicles from getting through. He also discussed regulating the use of fireworks. Sergeant Kardasz suggested calling the police if he hears fireworks.
3. Ronnell Jackson – Mr. Jackson asked how would having yard waste impact the residents in the event of a catastrophic event. Mayor McCourt advised that the resident would have the ability to assist in cleaning up the issues on their own property. Currently, the City decides on a case by case basis whether to pick up in the event of a storm; however, the City is not required to pick up after a storm. The City is currently picking up from the storm a week ago and the cost has exceeded \$8,000.00
4. Jeannette Johnson – Ms. Johnson is not in agreement with mandating the residents to pay for a service they have not chosen.
5. Angela Hayes – Ms. Hayes is not in agreement with mandating the residents to pay for any service that they do not want.

MAYOR'S REPORT

1. Storm clean up should be completed by the end of this week and as mentioned earlier, the City has already expended approximately \$8,000.00 to clean up the City.
2. Mayor McCourt advised that for the month of June, Court Revenue was \$2,962.00 and the expenses were \$9,408.44, leaving a deficit of \$6,446.44. He advised that the City is looking for ways to reduce the expenses for Court. Currently, we are reviewing the costs associated with the Prosecuting Attorney functions.

3. He advised that Karen Jones, Court Administrator, should be commended for being the only Court Administrator that has implemented the Show-Me Court system. She has also trained other municipalities. During a training session, Black Jack was used as an example to assist other clerks. The Mayor and City Council gave Ms. Jones a round of applause. As mentioned, the Court is costing the City; however, Court is being run accurately and professionally.
4. For the month of June, there were 19 occupancy permits issued – four for home purchases, three for home rental and 12 for apartments.
5. Mayor McCourt advised the audience and the City Council that there are vacancies on Boards, Commissions and Committees that need to be filled immediately. He thanked Councilman Hinkle and Councilman White for responding so quickly to solicit volunteers for the Planning and Zoning Commission that will be considered for appointment tonight under Miscellaneous Business.

OFFICIALS

1. Councilman White advised that he met with Marco Tipton, Ameren Missouri liaison, concerning the trees. He drew an underground plan that Mr. Tipton will share with his constituents.
2. Councilman Hinkle advised that he had a conversation with St. Louis County concerning unkept grass on Old Jamestown Road where the new sidewalk and guardrail was installed. County advised him that the area in question is the responsibility of the property owner. He stated that he has spoken with residents over the last two weeks concerning the proposed Solid Waste contract and suggested they attend the City Council meeting to voice their opinions. He thanked the residents that were present for their time.
3. Councilman Miller reiterated the importance of completing the census when approached. He has made several attempts to locate information to provide to the residents. He reminded everyone that the census information determines the amount of dollars that are distributed to a community.

REPORTS FROM COMMISSIONS/BOARDS

None

COMMITTEE

Councilman Hinkle advised that the Solid Waste Committee has held several meetings to discuss the new Solid Waste proposal. He reiterated that he is against the citizens being forced to pay for a service they may not use and believes it should be a choice.

SPECIAL COUNSEL

None

UNFINISHED BUSINESS

None

PENDING LEGISLATION:

Councilman Hinkle moved to place Bill #1225 under New Business and assigned Councilman McClain as the sponsor, Resolution #190701 under Resolutions and assigned Councilwoman Muller as the sponsor and Resolution #190702 under Resolutions and assigned Councilman Miller as the sponsor. Motion was seconded and passed when a poll of the Council produced the following vote:

Councilman Hinkle	yes	Councilman Grady	yes
Councilwoman Muller	yes	Councilman McClain	yes
Councilman White	yes	Councilman Allen	yes
Councilman Miller	yes		

NEW BUSINESS:

1. Bill #1225, entitled, SOLID WASTE AN ORDINANCE APPROVING THE CITY OF BLACK JACK RESIDENTIAL SOLID WASTE COLLECTION CONTRACT 2019/2024 was read for the first time.

Councilman Miller moved to suspend the rules to allow for the second reading of Bill #1225. Motion was seconded and passed when a poll of the Council produced the following vote:

Councilman Hinkle	yes	Councilman Grady	yes
Councilwoman Muller	yes	Councilman McClain	yes
Councilman White	yes	Councilman Allen	yes
Councilman Miller	yes		

2. Bill #1225, entitled, SOLID WASTE AN ORDINANCE APPROVING THE CITY OF BLACK JACK RESIDENTIAL SOLID WASTE COLLECTION CONTRACT 2019/2024 was read for the second time. Councilman McClain moved to place Bill #1225 on its passage. Motion was seconded and passed when a poll of the Council produced the following vote:

Councilman Hinkle	no	Councilman Grady	yes
Councilwoman Muller	yes	Councilman McClain	yes
Councilman White	no	Councilman Allen	yes
Councilman Miller	yes		

Bill #1225 became Ordinance #1138

RESOLUTIONS:

1. Resolution #190701, entitled, REQUESTING PLANNING AND ZONING TO CONSIDER AMENDING THE ZONING CODE IN REFERENCES TO MEDICAL MARIJUANA was read by title only. Councilwoman Muller moved to place Resolution #190701 on its passage. Motion was seconded and passed when a poll of the Council produced the following vote:

Councilman Hinkle	yes	Councilman Grady	yes
Councilwoman Muller	yes	Councilman McClain	yes
Councilman White	yes	Councilman Allen	yes
Councilman Miller	yes		

Resolution #190701 attached and made a part hereof

- Resolution #190702, entitled, SALARY/WAGE FOR A CERTAIN CITY OF BLACK JACK, MISSOURI EMPLOYEE FOR FISCAL YEAR 2019 was read by title only. Councilman Miller moved to place Resolution #190702 on its passage. Motion was seconded and passed when a poll of the Council produced the following vote:

Councilman Hinkle	yes	Councilman Grady	yes
Councilwoman Muller	yes	Councilman McClain	yes
Councilman White	yes	Councilman Allen	yes
Councilman Miller	yes		

Resolution #190702 attached and made a part hereof

MISCELLANEOUS

- Councilman McClain moved to postpone consideration of the invoice for REJIS in the amount of \$2,250.50 to the next regular City Council meeting. Motion was seconded and passed by a unanimous voice vote of the Council.
- The Mayor and the City Council reviewed the amended 2019 Sidewalk Repair list. There were no suggested changes or additions.
- Councilman Hinkle moved to allow Kittrel Braselman, Director of Public Works to speak. Motion was seconded and passed by a unanimous voice vote of the Council.

Mr. Braselman described the condition of several properties in the City that according to the City’s Code of Ordinances are a nuisance. Some have caved in roofs, mold, unlocked doors, large holes in walls, etc.

Councilman Grady moved to declare 12774 Orley a public nuisance. Motion was seconded and passed when a poll of the Council produced the following vote:

Councilman Hinkle	yes	Councilman Grady	yes
Councilwoman Muller	yes	Councilman McClain	yes
Councilman White	yes	Councilman Allen	yes
Councilman Miller	yes		

- Councilman Grady moved to declare #1 Nordell Court a public nuisance. Motion was seconded and passed when a poll of the Council produced the following vote:

Councilman Hinkle	yes	Councilman Grady	yes
Councilwoman Muller	yes	Councilman McClain	yes
Councilman White	yes	Councilman Allen	yes
Councilman Miller	yes		

5. Councilman Grady moved to declare 12175 Old Halls Ferry Road a public nuisance. Motion was seconded and passed when a poll of the Council produced the following vote:

Councilman Hinkle	yes	Councilman Grady	yes
Councilwoman Muller	yes	Councilman McClain	yes
Councilman White	yes	Councilman Allen	yes
Councilman Miller	yes		

6. Councilman White moved to postpone the approval of the Contract Agreement for Bituminous Seal-Coat Project CAP-19001 until the July 24, 2019 special City Council meeting. Motion was seconded and passed when a poll of the Council produced the following vote:

Councilman Hinkle	yes	Councilman Grady	yes
Councilwoman Muller	yes	Councilman McClain	yes
Councilman White	yes	Councilman Allen	yes
Councilman Miller	yes		

7. Councilman Hinkle moved to appoint Jeannette Johnson to the Planning and Zoning Commission. Motion was seconded and passed when a poll of the Council produced the following vote:

Councilman Hinkle	yes	Councilman Grady	yes
Councilwoman Muller	yes	Councilman McClain	yes
Councilman White	yes	Councilman Allen	yes
Councilman Miller	yes		

8. Councilman White moved to appoint Robert Jones to the Planning and Zoning Commission. Motion was seconded and passed when a poll of the Council produced the following vote:

Councilman Hinkle	yes	Councilman Grady	yes
Councilwoman Muller	yes	Councilman McClain	yes
Councilman White	yes	Councilman Allen	yes
Councilman Miller	yes		

9. Mayor McCourt advised that pursuant to the City's Code of Ordinances, there will not be a City Council meeting on the first Tuesday in August.

10. Mayor McCourt advised that there will be a Special City Council meeting on Wednesday, July 24, 2019

11. Councilman Hinkle moved to schedule a closed City Council meeting on Wednesday, July 24th immediately following the Special City Council meeting pursuant to Missouri Sunshine Law Missouri Sunshine Law 610.021(1) – Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. Motion was seconded and passed when a poll of the Council produced the following vote:

Councilman Hinkle	yes	Councilman Grady	yes
Councilwoman Muller	yes	Councilman McClain	yes
Councilman White	yes	Councilman Allen	yes
Councilman Miller	yes		

12. Councilman White asked if the City had considered legislation for minority bidding process. He would like the City to legislate that minority businesses be included in all bidding procedures. Councilwoman Muller moved to allow City Clerk, Karen Robinson to speak. Motion was seconded and passed by a unanimous voice vote of the Council.

Ms. Robinson explained that bids are on the City's website and open to the public and asked Councilman White how he proposed that the City contact minority businesses. Councilman White advised that there is a list of minority businesses. Ms. Robinson requested that Councilman White provide her with the list of businesses. She will contact them and advise them of the website option to register, which will make them aware of bids when they become available.

FINAL ANNOUNCEMENTS FROM THE MAYOR

ADJOURNMENT: There being no further business the meeting was adjourned at 8:56 p.m.

THE July 16, 2019 CITY COUNCIL MEETING MINUTES WERE APPROVED AS DISTRIBUTED DURING
THE August 20, 2019 CITY COUNCIL MEETING.

Norman C. McCourt, Mayor

ATTEST:

Karen E. Robinson, MRCC-S/CMC
City Clerk
Executive Assistant to the Mayor