

JEFFERSON COUNTY, MISSOURI – JOURNAL

January 23, 2017
Regular Meeting
Jefferson County Administration Center, Hillsboro, MO
Assembly Room
Page 1 of 6

The Jefferson County, Missouri, Council conducted a regular meeting on Monday, January 23, 2017, at 6:30 p.m. in the Assembly Room of the Jefferson County Administration Center, located at 729 Maple Street, Hillsboro, Missouri.

I. CALL TO ORDER

County Executive Waller called the meeting to order at 6:30 p.m.

II. INVOCATION

Council Member Waller gave the Invocation.

III. PLEDGE OF ALLEGIANCE

Recited.

IV. ROLL CALL

County Executive Waller	Present
District 1- Don Bickowski:	Present
District 2- Renee Reuter:	Present
District 3- Robert Boyer:	Present
District 4- Charles Groeteke:	Present
District 5- Jim Kasten:	Present
District 6- Dan Stallman:	Present
District 7- Jim Terry:	Present

V. PUBLIC COMMENTS

- Gary Johns, 1406 Jefferson, Crystal City made comments in support of Council Member Kasten and his service on the Port Authority.
- Paula Spatafora, 1010 Sunridge West, Trail, Pevely appeared to support the Council's no vote on Council Member Kasten's reappointment to the Port Authority.
- Sam Spatafora, 1010 Sunridge Trails West, Pevely, made comments about meeting decorum and stated he was in support the Council's no vote on Council Member Kasten's reappointment to the Port Authority.
- Ilda Kennon, 664 Oak Avenue, Pevely, District 5, appeared to support the Council's no vote on Council Member Kasten's reappointment to the Port Authority Board.
- Stan Schnaare, PO Box 440, Hillsboro, appeared to offer informational research on serving on more than one office, incompatibility and inconsistencies, and offered legal opinions to support the Council's no vote on Council Member Kasten's reappointment to the Port Authority Board. Mr. Schnaare's allotted time to speak elapsed and Council Member Reuter asked that a copy of his written comments be distributed to the Council for the record.
- Don Daniel, Attorney, 1511 Locust Street, St. Louis, made comments in support of Council Member Kasten, cited Missouri State statutes regarding appointments to a Port Authority and made statements explaining conflicts of interest. Mr. Daniel requested Council disclose any conflict of which they are aware. Council Member Boyer questioned Mr. Daniel regarding the source of his statement that there was a legal opinion that no conflict existed.
- Tina Kasten, Lake Drive, Herculaneum made comments in support of her husband, spoke of his character, their philosophy raising children, his long history of service to the community and County, his desire to remain on the Port Authority Board and asked Council to reappoint him or to bring forth any incidents of conflicts of interest or favoritism.
- Lourayne Murray, 3640 Antonio Woods Drive, Imperial, made comments in support of Council Member Kasten and his reappointment to the Port Authority and noted if there is a conflict, evidence and justification should be presented.
- Erin Kasten, 114 Chablis Ct., Pevely, appeared in support of Council Member Kasten, read a letter to the Council from former Festus City Administrator Happy Welch for the record, and asked those in the audience in agreement and in support to stand.

VI. APPROVAL OF THE AGENDA

Council Member Reuter made a motion to approve the Agenda, seconded by Council Member Kasten.

Vote:

JEFFERSON COUNTY, MISSOURI – JOURNAL

January 23, 2017
Regular Meeting
Jefferson County Administration Center, Hillsboro, MO
Assembly Room
Page 2 of 6

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Yes
District 4 - Council Member Groeteke:	Yes
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Stallman:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

VII. APPROVAL OF THE JOURNAL

Council Member Reuter made a motion to approve the Journal of the January 10, 2017 Work Session, seconded by Council Member Terry.

Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Yes
District 4 - Council Member Groeteke:	Yes
District 5 - Council Member Kasten:	Abstain
District 6 - Council Member Stallman:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

Council Member Reuter made a motion to approve the Journal of the January 10, 2017 Regular Council Meeting, as amended, seconded by Council Member Terry.

Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Yes
District 4 - Council Member Groeteke:	Yes
District 5 - Council Member Kasten:	Abstain
District 6 - Council Member Stallman:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

VIII. PUBLIC HEARING

None

IX. REPORTS FROM COUNTY EXECUTIVE

County Executive Waller stated there will be a number of appointments to Boards and Commission placed on the Agenda at the February 14th and 27th meetings, and gave details of the State of the County Address event to be held on February 20th at Hillsboro High School.

X. RECONSIDERATION OF BILLS

None

XI. CONSIDERATION OF VETOED BILLS

None

XII. CONSENT AGENDA

JEFFERSON COUNTY, MISSOURI – JOURNAL

January 23, 2017
Regular Meeting
Jefferson County Administration Center, Hillsboro, MO
Assembly Room
Page 3 of 6

Council Member Reuter made a motion to introduce the Bills on the Consent Agenda by title, seconded by Council Member Terry. Council Member Bickowski read the following Bills:

Bill No. 17-0109 by title
Bill No. 17-0110 by title
Bill No. 17-0111 by title
Bill No. 17-0112 by title
Bill No. 17-0113 by title
Bill No. 17-0114 by title
Bill No. 17-0115 by title
Bill No. 17-0116 by title
Bill No. 17-0117 by title
Bill No. 17-0118 by title
Bill No. 17-0119 by title
Bill No. 17-0120 by title
Bill No. 17-0121 by title

Council Member Groeteke mentioned his questions on Bill No. 17-0114 were addressed to his satisfaction and thanked Director of Public Works Jason Jonas for the information. Council Member Reuter had a question on Bill No. 17-0118 and asked the Undersheriff, Lt. Col Tim Whitney to appear, thanking him for the policy of putting more boots on the road. County Executive Waller made comments stating he liked the direction the Sheriff's Office was taking. Council Member Bickowski asked that the Council receive more information on when/how the Sheriff Office is responsible or is contracted for services provided at events.

Council Member Reuter made a motion to approve the Bills on the Consent Agenda, seconded by Council Member Terry.

Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Yes
District 4 - Council Member Groeteke:	Yes
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Stallman:	Yes
District 7 - Council Member Terry:	Yes

Motion carried and the Bills on the Consent Agenda were approved and finally passed.

XIII. **CONSIDERATION OF ITEMS REMOVED FROM THE CONSENT AGENDA**
None

XIV. **CONSIDERATION OF RESOLUTIONS**

Resolution R17-0104 – Disposal of Records

Council Member Reuter made a motion to introduce and place R17-0104 on its first reading by title, seconded by Council Member Groeteke. Council Member Bickowski read R17-0104 by title.

Council Member Reuter made a motion to adopt R17-0104 seconded by Council Member Kasten.

Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Yes

JEFFERSON COUNTY, MISSOURI – JOURNAL

January 23, 2017
Regular Meeting
Jefferson County Administration Center, Hillsboro, MO
Assembly Room
Page 4 of 6

District 4 - Council Member Groeteke:	Yes
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Stallman:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

XV. INTRODUCTION OF BILLS

Bill No. 17-0122 – RS16057

Council Member Reuter made a motion to introduce and place Bill No. 17-0122 on its first reading by title, seconded by Council Member Kasten. Council Member Bickowski read Bill No. 17-0122 by title.

Council Member Reuter made a motion to approve Bill No. 17-0122 and move to Perfection, seconded by Council Member Kasten.

Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Yes
District 4 - Council Member Groeteke:	Yes
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Stallman:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

XVI. PERFECTION OF BILLS

None

XVII. FINAL PASSAGE OF BILLS

None

XVIII. OTHER MATTERS

Council Member Bickowski made a motion to approve the 2016 Accounting of Delinquent Tax Trustee's Services, Compensation and Reimbursement, seconded by Council Member Reuter.

Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Yes
District 4 - Council Member Groeteke:	Yes
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Stallman:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

XIX. REPORTS AND COMMENTS FROM COUNCIL MEMBERS

District 1 - Council Member Bickowski:

JEFFERSON COUNTY, MISSOURI – JOURNAL

January 23, 2017
Regular Meeting
Jefferson County Administration Center, Hillsboro, MO
Assembly Room
Page 5 of 6

- Requested notification from the County Executive when the Agenda will not be posted on Wednesdays and requested a statement from the Executive about the current procedure. County Executive Waller stated the policy is the Agenda is posted within 72 hours of the meeting, and the goal is to post as early as possible.

District 2 – Council Member Reuter:

- Council Member Reuter made comments in appreciation of the citizens who attended, spoke and stood in support of Council Member Kasten and stated the Council vote was not about political views, but reflected Council's concerns. Council Member Reuter said she was disappointed that an attorney who spoke during the Public Comment section did not have time to finish his remarks, and read the remainder of his comments.

District 3 – Council Member Boyer:

- Council Member Boyer made comments in appreciation of the people attending, and noted the Council's five-minute public comment rule was much better than other councils/boards in Jefferson County and stated his vote to not reappoint Council Member Kasten to the Port Authority Board was not about him personally, but consistent with his past voting on other City Administrator nominations to that Port Authority. Council Member Boyer spoke about conflicts of interest and made note of a newspaper article from 2014 where Council Member Kasten discussed a plan to retire from City of Herculaneum.

District 4 – Council Member Groeteke:

- Announced there will be new personnel in the Antonio Emergency Management and Fire Department.
- Reported he met with the management company representing various subdivisions in District 4 to learn about and keep abreast of the issues in subdivisions.

District 6 – Council Member Stallman:

- No comment.

District 7 – Council Member Terry:

- No comment.

District 5 – Council Member Kasten:

- Council Member Kasten addressed the audience thanking those who attended in support of his nomination to the Port Authority and told those in opposition, that he serves all citizens in the School District, Council District 5 and looks forward to working with and serving all.
- Council Member Kasten then addressed the Council from the comment table, requesting a re-wind, stating his belief that the way to govern is to build relationships and govern to the middle. He continued with comments about the ability to call each other if there is a problem or a concern, and try to find compromise and common ground. Moving on, he explained his anger at the December 27th meeting stemmed from sadness and fear, that his feelings were hurt that not one Councilmember called to confer about the appointment and he is now fearful there is no relationship with the people he serves with on the Council. He mentioned he was the loudest voice for the Port Authority expansion to all of Jefferson County and stated his opinion the Port Authority has the greatest potential to foster growth in the County and would like to continue to be a part of it and expressed his hope that this situation can be fixed and he would like to be back on the Port Authority. Council Member Kasten apologized to Council Member Terry for remarks directed toward him at the December 27th meeting and stated he looks forward to meeting with Councilmembers to hear concerns. Mr. Kasten concluded with comments on governing concepts he feels the Council needs to work on; to never usurp another's authority, never micromanage, always follow the chain of command, and no surprises; and asked Councilmembers to work with him, have conversations to rebuild relationships and to move forward.

County Executive Waller – Stated his responsibility as County Executive is to all County citizens, in all cities and districts, and told the Council he took offense at a comment that he cut off someone from speaking during the public comment section and explained as Chair, he was being fair and consistent. He next addressed Council Member Boyer's statements about conflicts of interest and pointed out that his vote on the budget for the Assessor's department is a conflict of interest and going forward suggested Council Member Boyer look at both sides. County Executive Waller continued with comments that it was not the vote for the reappointment of Council Member Kasten to the Port

JEFFERSON COUNTY, MISSOURI – JOURNAL

January 23, 2017
Regular Meeting
Jefferson County Administration Center, Hillsboro, MO
Assembly Room
Page 6 of 6

Authority that was an issue, but the way it was handled, and that all the progress the Council and the Administration have made and worked so hard towards building relationships has taken a step backwards, that professional etiquette was not followed and all have to find way to learn from this and to do things professionally going forward.

XX. CLOSED SESSION

Council Member Bickowski made a motion to enter into Closed Session Pursuant To Section 610.021 Paragraph (3) Of The Revised Statutes Of The State Of Missouri For The Purpose Of Discussing Personnel, and Paragraph (1) for the Purpose of Discussing Litigation, seconded by Council Member Kasten.

Roll Call Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Yes
District 4 - Council Member Groeteke:	Yes
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Stallman:	Yes
District 7 - Council Member Terry:	Yes

Motion carried and the meeting entered into Closed Session at 7:45 p.m.

Council Member Reuter made a motion to reconvene the meeting, seconded by Council Member Kasten.

Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Groeteke:	Yes
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Stallman:	Yes
District 7 - Council Member Terry:	Yes

Motion carried and the meeting reconvened at 9:18 p.m.

XXI. ADJOURNMENT

Council Member Reuter made a motion to adjourn the meeting, seconded by Council Member Bickowski.

Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Groeteke:	Yes
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Stallman:	Yes
District 7 - Council Member Terry:	Yes

Motion carried and the meeting adjourned at 9:19 p.m.