



BOARD OF ALDERMAN REGULAR MEETING
1 GOVERNMENT CTR, BALLWIN, MO 63011
MONDAY, SEPTEMBER 22, 2025 at 7:00 PM

AGENDA

- 1. Call to Order**
- 2. Roll Call**
- 3. Pledge of Allegiance**
- 4. Approval of Minutes**
 - [a.](#) Minutes of the September 8, 2025 Board of Aldermen Meeting
 - [b.](#) Minutes of the August 11, 2025 Board of Aldermen Public Works Committee Meeting
- 5. Citizen Comments**
- 6. Legislation**
 - [a.](#) Bill 5030 – Sunshine Law Code Update
 - [b.](#) Bill 5031 – Interference with a First Responder Code Update
- 7. Consent Items**
 - [a.](#) Public Works – Temporary Labor for Leaf Collection
- 8. Mayor’s Report**
- 9. City Administrator’s Report**
- 10. City Attorney’s Report**
- 11. Staff Reports**
 - [a.](#) Administration – Public Works Fiber Installation Bid
 - [b.](#) Public Works – Leaf Collection by Contractor
- 12. Aldermanic Comments**
- 13. Adjourn**

NOTE: Due to ongoing City business, all meeting agendas should be considered tentative. Additional issues may be introduced during the course of the meeting.

CLOSED SESSION: Pursuant to Section 610.022 RSMo., The Board of Aldermen could, at any time during the meeting, vote to close the public meeting and move to closed session to discuss legal matters, personnel/employee matters, and/or real estate, as provided under Sections 610.021(1) RSMo., 610.021(2) RSMo., 610.021(3) RSMo.

ADA NOTICE: Residents of Ballwin are afforded an equal opportunity to participate in the programs and services of the City of Ballwin regardless of race, color, religion, sex, age, disability, familial status, national origin or political affiliation. If one requires an accommodation, please call (636) 227-8580 V or (636) 527-9200 TDD or 1-800-735-2466 (Relay Missouri) no later than 5:00 p.m. on the third business day preceding the hearing. Offices are open between 8:00 a.m. and 5:00 p.m. Monday through Friday.



BOARD OF ALDERMEN
Meeting Minutes

SEPTEMBER 8, 2025

7:00 PM 1 GOVERNMENT CTR. BALLWIN, MO 63011

THE MINUTES ARE PREPARED IN SUMMARY TO REFLECT THE OVERALL DISCUSSIONS, NOT VERBATIM QUOTES.

The meeting was called to order by Mayor Stallmann at 7:00 p.m.

ROLL CALL

Present

Mayor Mark R. Stallmann
Alderman Michael Finley
Alderman Janet Rodriguez Judd
Alderman Pamela Haug
Alderman Tequila Gray via teleconference at 7:05 p.m.
Alderman Frank Fleming
Alderman Mark Weaver
Alderman David Siegel
Alderman Jim Lehmkuhl
City Administrator Eric Sterman
City Attorney Kyle Cronin

Absent

The Pledge of Allegiance was recited.

MINUTES

The minutes from the August 11, 2025 Board of Aldermen meeting were submitted for approval.

A motion to approve as submitted was made by Alderman Frank Fleming and seconded by Alderman Michael Finley. A voice vote was taken with unanimous affirmative result and the motion passed.

The minutes from the August 11, 2025 Board of Aldermen Closed Session meeting were submitted for approval. A motion to approve as submitted was made by Alderman Frank Fleming and seconded by Alderman Michael Finley. A voice vote was taken with unanimous affirmative result and the motion passed.

The minutes from the August 11, 2025 Board of Aldermen Public Works Committee meeting were submitted for approval. A motion to hold over the minutes to the next meeting was made Alderman Michael Finley and

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Meeting Minutes

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seconded by Alderman Frank Fleming. A voice vote was taken with unanimous affirmative result and the motion passed.

The minutes from the August 19, 2025 Board of Aldermen Special meeting were submitted for approval. A motion to approve as submitted was made by Alderman Frank Fleming and seconded by Alderman Michael Finley. A voice vote was taken with unanimous affirmative result and the motion passed.

The minutes from the August 19, 2025 Board of Aldermen Closed Session meeting were submitted for approval. A motion to approve as submitted was made by Alderman Frank Fleming and seconded by Alderman Michael Finley. A voice vote was taken with unanimous affirmative result and the motion passed.

CITIZEN COMMENTS

Jonathan Harvey, of 214 Highview Drive, spoke about the Infrastructure Fund and noted he believes the work on Vlasik Park is lopsided and there is not sufficient parking for the park.

John Higdon, of 324 Woodmar Ct., spoke to the Board about Respect MO Voters, an effort to strengthen the citizen initiative petition process in Missouri.

LEGISLATION

Bill 5029- AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF BALLWIN, MISSOURI, TO EXECUTE THE MUNICIPAL HOUSING AND COMMUNITY DEVELOPMENT SUPPLEMENTAL COOPERATION AGREEMENT FOR 2025; AND SUPPLEMENTAL AGREEMENTS THERETO WITH ST. LOUIS COUNTY WITH REGARD TO THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AS AMENDED.

A motion was made by Alderman Frank Fleming and seconded by Alderman Michael Finley for a first reading of Bill 5029, title only. A voice vote was taken with unanimous affirmative result and the motion passed. Alderman Frank Fleming read Bill 5029, title only.

Discussion:

City Administrator Eric Sterman noted the bill is something the City does every year or two to continue the Home Improvement Program with CDBG funds. He noted there is up to \$7,500 per home for home improvements, up to \$40,000 total for the City.

A motion was made by Alderman Frank Fleming and seconded by Alderman Michael Finley for a second reading of Bill 5029, title only. A voice vote was taken with unanimous affirmative result and the motion passed. Alderman Frank Fleming read Bill 5029, title only.



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A roll call vote was taken for passage and approval of Bill 5029 with the following results:

Aye: Aldermen Judd, Finley, Haug, Fleming, Weaver, Siegel, Lehmkuhl

Nay: None

Bill No. 5029 was approved and became Ordinance No. 25-19.

Bill 5030 - AN ORDINANCE RE-AUTHORIZING A RESTRICTED FUND ACCOUNT FOR CAPITAL/MAJOR INFRASTRUCTURE.

A motion was made by Alderman Frank Fleming and seconded by Alderman Michael Finley for a first reading of Bill 5030, title only. A voice vote was taken with unanimous affirmative result and the motion passed.

Alderman Frank Fleming read Bill 5030, title only.

Discussion:

Mayor Mark Stallmann noted this was the fund the City has used to build the Government Center, the PD, Public Works and other facilities throughout the City.

City Administrator Eric Serman noted this fund can potentially be used for city parks as well.

Alderman Michael Finley asked what else this fund can be used on and if it could be used to fund big repairs to the Pointe and North Pointe.

City Administrator Serman noted it can be used to improve current buildings and make repairs, build and repair sidewalks and can be used for monument signs as well.

Alderman Finley noted he wanted the City to use the funds for digital display monuments at the Golf Course, the Pointe, Ferris or New Ballwin Park, and the back entrance to Vlasik Park.

City Administrator Serman noted that they have asked the vendor for the replacement sign at the corner of Manchester and Seven Trails Drive for an estimated cost for signs at the Golf Course & the Pointe.

A motion was made by Alderman Frank Fleming and seconded by Alderman Michael Finley for a second reading of Bill 5030, title only. A voice vote was taken with unanimous affirmative result and the motion passed. Alderman Fleming read Bill 5030, title only.

A roll call vote was taken for passage and approval of Bill 5030 with the following results:

Aye: Aldermen Judd, Finley, Haug, Fleming, Weaver, Siegel, Lehmkuhl

Nay: None

Bill No. 5030 was approved and became Ordinance No. 25-20.



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MAYOR'S REPORT

Mayor Mark Stallmann thanked Chief Bergfeld & the police department, Parks & Recreation staff, Public Works Director Jim Link & staff, and everyone else for their work on Ballwin Days and noted there was a great crowd.

He also noted there is a Halloween Hullabaloo on October 24th at the Pointe and Alderman Jim Lehmkuhl will participate as a contestant in the chili cookoff.

Mayor Stallmann noted there is a Town Hall on September 17th at 6 p.m. at the Ballwin Golf Course. He noted there will be presentations from department heads and a chance to ask questions.

CITY ADMINISTRATOR'S REPORT

City Administrator Eric Sterman noted there will be a Parks & Recreation Citizen Advisory Committee meeting on September 15th at 6 p.m. He also noted there will be budget workshops at 6 p.m. before the Board of Aldermen Meetings on September 22nd and October 13th.

City Administrator Sterman noted there will also be a St. Louis County Boundary Commission meeting on October 28th regarding the Arbor Crest & Arbor Trails subdivision along with Oak Brook Elementary.

Alderman Mark Weaver asked about the ward boundaries and if they'd need to change. City Administrator Sterman noted they might, but an analysis would need to be done to determine if they're within range.

CITY ATTORNEY'S REPORT

City Attorney Kyle Cronin noted there have been some law changes in the state that went into effect on August 28th. He asked the Board of Aldermen to make some code changes to bring the City's ordinances in line with state code. He noted there are some changes to Sunshine Law regarding records related to minors. He also noted there are changes to offenses regarding interference with a first responder, noting that there is an expanded list of who qualifies as a first responder. Alderman Michael Finley made a motion to have the City Attorney draft legislation that brings the City in line with state code. Alderman Pam Haug seconded the motion. A voice vote was taken with unanimous affirmative result and the motion passed.

ALDERMANIC COMMENTS

Alderman Michael Finley noted that fall is here and leaves are already falling and asked if there was an update on leaf collection. Public Works Director Jim Link noted October 27th is the targeted start date for leaf pickup. Eight crews will run the entire city with an automated truck in each ward. City Administrator Sterman noted there are bids out for crews and temporary workers.

Alderman David Siegel asked City staff to keep in mind the little things that can make a big difference, like painting the railings at the Pointe, etc. He wanted to see what options there are for painting the tile around the



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elevator shaft & steps at the Pointe, wants Public Works to be aggressive with streets & sidewalk repairs and asked the PD to look into expanding the drone program, potentially adding in an infrared drone.

Alderman Tequila Gray spoke about a meeting she had with MODOT, Chief John Bergfeld and Public Works Director Jim Link about the Manchester corridor. She wanted to have MODOT present information at the November 10th Public Health & Safety Committee meeting. City Administrator Sterman noted MODOT is currently studying the corridor and has cameras attached to stop signs & street signs to generate recommendations.

Mayor Mark Stallmann noted he wanted staff to look into the parking lot lights at Gordon Plaza because the parking lot was dark on the other side of Andy's Frozen Custard.

ADJOURNMENT

A motion was made by Alderman Frank Fleming and seconded by Alderman Michael Finley to adjourn. The motion was passed by unanimous affirmative voice vote and the meeting adjourned at 7:38 p.m.

MARK R. STALLMANN, MAYOR

ATTEST:

MEGAN FREEMAN, CITY CLERK



COMMITTEE
Meeting Minutes

AUGUST 11, 2025

6:00 PM 1 GOVERNMENT CTR. BALLWIN, MO 63011

THE MINUTES ARE PREPARED IN SUMMARY TO REFLECT THE OVERALL DISCUSSIONS, NOT VERBATIM QUOTES.

The meeting was called to order by Chairman David Siegel at 6:00 p.m.

ROLL CALL

Committee Members Present

Alderman David Siegel (Chair)

Alderman Janet Judd via video conference at 6:44 p.m.

Alderman Mark Weaver

Alderman Tequila Gray

Mayor Mark R. Stallmann (ex officio)

Absent

Non-committee Aldermen present:

Alderman Michael Finley at 6:40 p.m.

Alderman Frank Fleming

Alderman Jim Lehmkuhl

City Staff Present

City Administrator Eric Sterman

Public Works Director Jim Link

AGENDA

2026 Street List

Public Works Director Jim Link noted the street list is a compiled list the City updates frequently. The City tries to update the lowest rated streets first. The Board discussed the proposed 2026 street list.

Equipment List

Public Works Director Jim Link noted the department does a majority of the work maintaining the vehicles. The Board discussed the items on the list.



COMMITTEE
Meeting Minutes

AUGUST 11, 2025

6:00 PM 1 GOVERNMENT CTR. BALLWIN, MO 63011

Work Orders

Public Works Director Jim Link noted there are 567 work orders, 383 of them are trees that either need to be removed or trimmed. Staffing shortages have contributed to the back log, but contracting out some of the tree removals will help get caught up. The Board of Aldermen directed Public Works that removal of dead trees should be a priority.

Tree Trimming Ordinance

Alderman David Siegel noted several of the tree trimming requests are for healthy trees. The Board of Aldermen directed City staff to write legislation to allow residents to trim trees in the public right of way, something that is not currently allowed.

Public Works Staffing Levels

The Board of Aldermen discussed ways to bring more workers in to Public Works.

Crack Sealing

The Board of Aldermen directed City staff to add more crack sealing funds into the 2026 budget to address more City streets.

The meeting adjourned at _____ p.m.

_____ MARK R. STALLMANN, MAYOR

ATTEST:

_____ MEGAN FREEMAN, CITY CLERK



Bill No. 5030

Ordinance No. _____

INTRODUCED BY
ALDERMEN FINLEY, JUDD, HAUG, GRAY, FLEMING, WEAVER, SIEGEL, LEHMKUHL

AN ORDINANCE AMENDING SECTION 2-294 OF THE MUNICIPAL CODE OF THE CITY OF BALLWIN REGARDING PUBLIC RECORDS AND VOTES.

WHEREAS, the Revised Statutes of Missouri have been amended to include additional categories of records which may be closed pursuant to the Missouri Sunshine Law, particularly records pertaining to juveniles, reservations at parks, endangered species, public safety information, security systems, and reports to the state auditor; and

WHEREAS, the Board of Aldermen finds that amending the Municipal Code as provided herein to conform to such amendments is in the public interest.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF BALLWIN, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1: Chapter 2, Article V, Section 2-294 of the Municipal Code of the City of Ballwin is hereby repealed, and a new Section 2-294 is hereby adopted which shall read as follows:

CHAPTER 2 - ADMINISTRATION

ARTICLE V. – PUBLIC MEETINGS, RECORDS AND VOTES

SEC. 2-294. - CLOSED MEETINGS AND CLOSED RECORDS AUTHORIZED WHEN, EXCEPTIONS.

- (a) All meetings, records and votes are open to the public. However, except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:
 - (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. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or

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upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of Section 610.011 RSMo., however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

- (2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor. However, any minutes, vote or public record approving a contract relating to the leasing, purchase or sale of real estate by a public governmental body shall be made public upon execution of the lease, purchase or sale of the real estate;
- (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within 72 hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the 72 period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;
- (4) The state militia or national guard or any part thereof;
- (5) Non-judicial mental or physical health proceedings involving identifiable persons, including medical, psychiatric, psychological, or alcoholism or drug dependency diagnosis or treatment;
- (6) Scholastic probation, expulsion, or graduation of identifiable individuals, including records of individual test or examination scores; however, personally identifiable student records maintained by public educational institutions shall be open for inspection by the parents, guardian or other custodian of students under the age of 18 years and by the parents, guardian or other custodian and the student if the student is over the age of 18 years;

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- (7) Testing and examination materials, before the test or examination is given or, if it is to be given again, before so given again;
- (8) Welfare cases of identifiable individuals;
- (9) Preparation, including any discussions or work product, on behalf of a public governmental body or its representatives for negotiations with employee groups;
- (10) Software codes for electronic data processing and documentation thereof;
- (11) Specifications for competitive bidding, until either the specifications are officially approved by the public governmental body or the specifications are published for bid;
- (12) Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected;
- (13) Individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment, except that this exemption shall not apply to the names, positions, salaries and lengths of service of officers and employees of public agencies once they are employed as such, and the names of private sources donating or contributing money to the salary of a chancellor or president at all public colleges and universities in the state of Missouri and the amount of money contributed by the source;
- (14) Records which are protected from disclosure by law;
- (15) Meetings and public records relating to scientific and technological innovations in which the owner has a proprietary interest;
- (16) Records relating to municipal hotlines established for the reporting of abuse and wrongdoing;
- (17) Records relating to reports of allegations of improper governmental activities under Section 29.221 RSMo.;
- (18) Confidential or privileged communications between a public governmental body and its auditor, including all auditor work product; however, all final audit

reports issued by the auditor are to be considered open records pursuant to this section;

(19)

- (a) Security measures, global positioning system (GPS) data, investigative information, or investigative or surveillance techniques of any public agency responsible for law enforcement or public safety that, if disclosed, has the potential to endanger the health or safety of an individual or the public.
- (b) Any information or data provided to a tip line for the purpose of safety or security at an educational institution that, if disclosed, has the potential to endanger the health or safety of an individual or the public.
- (c) Any information contained in any suspicious activity report provided to law enforcement that, if disclosed, has the potential to endanger the health or safety of an individual or the public.
- (d) Operational guidelines, policies and specific response plans developed, adopted, or maintained by any public agency responsible for law enforcement, public safety, first response, or public health for use in responding to or preventing any critical incident which has the potential to endanger individual or public safety or health. Financial records related to the procurement of or expenditures relating to operational guidelines, policies or plans purchased with public funds shall be open. When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;

(20) Existing or proposed security systems and structural plans of real property owned or leased by a public governmental body, and information that is voluntarily submitted by a nonpublic entity owning or operating an infrastructure to any public governmental body for use by that body to devise plans for protection of that infrastructure, the public disclosure of which would threaten public safety:

- (a) Records related to the procurement of or expenditures relating to security systems purchased with public funds shall be open;
- (b) When seeking to close information pursuant to this exception, the public governmental body shall affirmatively state in writing that disclosure would impair the public governmental body's ability to protect the security or safety of persons or real property, and shall in the same

- writing state that the public interest in nondisclosure outweighs the public interest in disclosure of the records;
- (c) Records that are voluntarily submitted by a nonpublic entity shall be reviewed by the receiving agency within 90 days of submission to determine if retention of the document is necessary in furtherance of a state security interest. If retention is not necessary, the documents shall be returned to the nonpublic governmental body or destroyed;
- (21) The portion of a record that identifies security systems or access codes or authorization codes for security systems of real property;
- (22) Records that identify the configuration of components or the operation of a computer, computer system, computer network, or telecommunications network, and would allow unauthorized access to or unlawful disruption of a computer, computer system, computer network, or telecommunications network of a public governmental body. This exception shall not be used to limit or deny access to otherwise public records in a file, document, data file or database containing public records. Records related to the procurement of or expenditures relating to such computer, computer system, computer network, or telecommunications network, including the amount of moneys paid by, or on behalf of, a public governmental body for such computer, computer system, computer network, or telecommunications network shall be open;
- (23) Credit card numbers, personal identification numbers, digital certificates, physical and virtual keys, access codes or authorization codes that are used to protect the security of electronic transactions between a public governmental body and a person or entity doing business with a public governmental body. Nothing in this section shall be deemed to close the record of a person or entity using a credit card held in the name of a public governmental body or any record of a transaction made by a person using a credit card or other method of payment for which reimbursement is made by a public governmental body;
- (24) Records submitted by an individual, corporation, or other business entity to a public institution of higher education in connection with a proposal to license intellectual property or perform sponsored research and which contains sales projections or other business plan information the disclosure of which may endanger the competitiveness of a business;
- (25) Records relating to foster home or kinship placements of children in foster care under Section 210.498 RSMo.;

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- (26) Individually identifiable customer usage and billing records for customers of a municipally owned utility, unless the records are requested by the customer or authorized for release by the customer, except that a municipally owned utility shall make available to the public the customer's name, billing address, location of service, and dates of service provided for any commercial service account;
 - (27) Any portion of a record that contains individually identifiable information of a minor under eighteen years of age held by a public governmental body, if such public governmental body is a city, town, village, or park board except when such records are requested by the division of labor standards within the department of labor and industrial relations for the purpose of enforcing Chapter 294 RSMo.;
 - (28) Individually identifiable customer information for visitors who make a camping, lodging, or shelter reservation for a county park, municipal park, or Missouri state park or state historic site unless the records are requested by the visitor or authorized for release by the visitor, and except that this exemption shall not apply to the municipality of residence and the zip code of residence of the visitor; and
 - (29) Records to protect the specific location of a plant or animal species considered endangered, threatened, critically imperiled, imperiled, or vulnerable when the known location may cause the species to be at an increased risk of peril.
- (b) All records that may be closed hereby are deemed closed records unless the governmental body votes to make them public. Before closing a meeting to the public, a majority of a quorum of the governmental body must vote to do so in a public vote. The vote of each member of the governmental body on the question of closing the meeting or vote and the reason for closing the meeting by reference to a specific exception shall be announced at a public meeting and entered into the minutes.
 - (c) The governmental body shall give notice of the time, date and place of a closed meeting and the reason for holding it by reference to a specific exception. The notice shall be the same as in subsection (d) below. No other business may be discussed in a closed meeting that does not directly relate to the specific reason announced to close the meeting to the public. Public governmental bodies holding a closed meeting must close only an existing portion of the meeting facility necessary to house the members of the public governmental body in the closed session, allowing members of the public to remain to attend any subsequent open session held by the public governmental body following the closed session.

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- (d) The governmental body shall give notice of the time, date, place and tentative agenda of each meeting. The notice shall be placed on the appropriate bulletin board at city hall at least 24 hours, exclusive of weekends and holidays, prior to the meeting. If an emergency makes it impossible to give 24 hours' notice, the reason must be reflected in the minutes. Notice also shall be given to any representative of the news media who requests notice of a particular meeting.
- (e) Each meeting shall be held at a place reasonably accessible to the public, and at a time reasonably convenient to the public, unless for good cause such a place or time is impossible or impractical. When it is necessary to hold a meeting on less than 24 hours' notice, or at a place that is not reasonably accessible to the public, or at a time that is not reasonably convenient to the public, the nature of the good cause justifying that departure from the normal requirements shall be stated in the minutes.
- (f) A formally constituted subunit of a parent governmental body may conduct a meeting without notice during a lawful meeting of the parent governmental body, a recess in that meeting, or immediately following that meeting, if the meeting of the subunit is publicly announced at the parent meeting and the subject of the meeting reasonably coincides with the subjects discussed or acted upon by the parent governmental body.
- (g) A public body shall allow for the recording by audiotape, videotape, or other electronic means of any open meeting. A public body may establish guidelines regarding the manner in which such recording is conducted so as to minimize disruption to the meeting. No audio recording of any meeting, record, or vote closed pursuant to the provisions of RSMo 610.021 shall be permitted without permission of the public body; any person who violates this provision shall be guilty of a class C misdemeanor.
- (h) Any member of a public governmental body who transmits any message relating to public business by electronic means shall also concurrently transmit that message to either the member's public office computer or the custodian of records in the same format. The provisions of this section shall only apply to messages sent to two or more members of that body so that, when counting the sender, a majority of the body's members are copied. Any such message received by the custodian or at the member's office computer shall be a public record subject to the exceptions above.
- (i) The city administrator or his/her designee shall be the custodian of records and will be responsible for maintenance and control of all records. The custodian shall provide public access to all public records as soon as possible but no later than the third business day following the date the custodian receives the request. If additional delay is necessary, the custodian shall give an explanation for the delay and the date the record will be available for inspection. If a request for access is denied, the custodian shall provide, upon request, a written statement of the grounds for such denial. Such statement shall cite the specific provision of law under which access is denied and shall be furnished to the requester no later than the end of the third business day following

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the date the request for the statement is received. The custodian shall charge ten cents per page, and the average hourly rate for clerical staff for the time required for copying, and the actual cost of research time. The custodian shall receive payment prior to duplicating copies. Fees for providing access to public records maintained on computer facilities, recording, tapes or disks, videotapes or films, pictures, maps, slides, graphics, illustrations or similar audio or visual items or devices, and for paper copies larger than nine by 14 inches shall include only the cost of copies, staff time, which shall not exceed the average hourly rate of pay for staff of the public governmental body required for making copies and programming, if necessary, and the cost of the disk, tape, or other medium used for the duplication. Fees for maps, blueprints, or plats that require special expertise to duplicate may include the actual rate of compensation for the trained personnel required to duplicate such maps, blueprints, or plats. If programming is required beyond the customary and usual level to comply with a request for records or information, the fees for compliance may include the actual costs of such programming. The custodian may designate deputy custodians in the following departments: Parks and recreation; Public works; Police department

Records check \$6.00

Section 2: This ordinance shall be in full force and effect from its passage and approval pursuant to law and shall remain in effect until amended or repealed by the Board of Aldermen.

PASSED this 22nd day of September, 2025.

MARK R. STALLMANN, MAYOR

APPROVED this 22nd day of September, 2025.

MARK R. STALLMANN, MAYOR

ATTEST: _____
ERIC STERMAN, CITY ADMINISTRATOR

Bill No. 5031

Ordinance No. _____

INTRODUCED BY
ALDERMEN FINLEY, JUDD, HAUG, GRAY, FLEMING, WEAVER, SIEGEL, LEHMKUHL

AN ORDINANCE ADOPTING A NEW SECTION 17-26 OF THE MUNICIPAL CODE OF THE CITY OF BALLWIN TO CREATE THE OFFENSE OF INTERFERENCE WITH A FIRST RESPONDER.

WHEREAS, the Revised Statutes of Missouri have been amended to create the offense of interference with a first responder; and

WHEREAS, the Board of Aldermen finds that amending the Municipal Code as provided herein to create the city ordinance violation of interference with a first responder which mirrors the state offense is in the public interest.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF BALLWIN, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1: Chapter 17, Article I is hereby amended to create a new Section 17-26, which shall read as follows:

CHAPTER 17 – OFFENSES AND MISCELLANEOUS PROVISIONS

ARTICLE I. – IN GENERAL

SEC. 17-26. – INTERFERENCE WITH A FIRST RESPONDER.

- (a) A person commits the offense of interference with a first responder if:
 - (1) The person has received a verbal warning not to approach from a person that they know, or reasonably should know, to be a first responder;
 - (2) The first responder is engaged in the lawful performance of a legal duty; and
 - (3) The person knowingly and willfully violates the verbal warning and approaches within twenty feet of the first responder with the intent to:
 - (a) Impede or interfere with the first responder's ability to perform his or her legal duty;
 - (b) Threaten the first responder with physical harm; or
 - (c) Engage in a course of conduct directed at a first responder which serves no legitimate purpose.
- (b) The offense of interference with a first responder shall constitute an ordinance violation.



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(c) As used in this section, the following terms mean:

- (1) "Advanced emergency medical technician", the same meaning as such term is defined in section 190.100 RSMo.;
- (2) "Emergency medical technician", the same meaning as such term is defined in section 190.100 RSMo.;
- (3) "Firefighter", any officer or employee of a fire department or fire protection district who is employed for the purpose of fighting fires, but does not include anyone employed in a clerical or other capacity not involving fire-fighting duties;
- (4) "First responder", any law enforcement officer, firefighter, paramedic, emergency medical technician, or advanced emergency medical technician;
- (5) "Paramedic", the same meaning as such term is defined in section 190.100 RSMo.

(d) This section shall have no impact on an individual's first amendment rights, and shall not restrict the ability to observe or record first responders as provided by law.

Section 2: This ordinance shall be in full force and effect from its passage and approval pursuant to law and shall remain in effect until amended or repealed by the Board of Aldermen.

PASSED this 22nd day of September, 2025.

MARK R. STALLMANN, MAYOR

APPROVED this 22nd day of September, 2025.

MARK R. STALLMANN, MAYOR

ATTEST: _____
ERIC STERMAN, CITY ADMINISTRATOR



Consent Item

RE: Temporary Labor

Department/Program: Public Works/Leaf Collection

Explanation: The City of Ballwin has solicited proposals for temporary laborers for a six (6) week period beginning October 27th. The City received 3 proposals. The results are on file in the Public Works Department. The laborers will be required to work outdoors in a dusty environment and in all types of weather including rain and severe heat and cold. The work consists of raking leaves that are placed at the curb by homeowners to be picked up by the City’s vacuum. Each laborer will be required to work 7:00 am to 3:30 pm, Monday through Friday with a 30 minute unpaid lunch break.

	Hourly Rate	Budget
Westside Personnel	\$22.88	
Labor Finders	\$23.67	
People Ready	\$28.75	\$30,000

Recommendation: To award the contract to Westside Personnel for the Unit price of \$22.88 per Hour. In the event that Westside Personnel cannot supply all 6 people, we also recommend using the next lowest bidder to ensure we have enough laborers for leaf collection.

Submitted By: Jim Link

Date: 09/12/2025

Staff Report

Subject: Public Works Remodel - Fiber Project

Department/Program: Administration / IT

Explanation:

The remodeling of the Public Works yard and ancillary buildings has brought up a need to have new and preexisting buildings attached to city data.

When the RFP was made public through the St Louis Countian, we received 18 inquiries on the project and we sent the corresponding information. On September 5th, we held a pre-bid meeting to cover the on-site scope of the project. This pre-bid meeting had only two companies present. At our set deadline for sealed bids, we received only one bid. That bid was sent in by NetCom Inc.

NetCom is a local, established company that is familiar with our fiber infrastructure as they have worked with us on many projects in the past. NetCom ran the fiber for our most recent construction project, when the new Police Department at 302 Kehrs Mill was constructed. They were able to relocate and run fiber while keeping our down-time to a minimum. NetCom was also used during the construction of the Government Center.

NetCom Inc Bid			
Material	Labor	Boring	Total
\$3,715.77	\$7,919.81	\$8,337.50	\$19,973.18

Recommendation:

As it is the only bid received but also, from a company that has successfully completed many projects for the City of Ballwin in the past, it is recommended that NetCom Inc is the selected vendor for the Public Works Remodel - Fiber Project. Our positive working relationship, their knowledge of our infrastructure, as well as their willingness to attend the pre-bid meeting, will surely lead to a successful completion.

Submitted By: IT Department

Date: September 16, 2025



Staff Report

Subject: Leaf Collection-Contractual

Department/Program: Public Works / Leaf Collection

Explanation: We advertised for bids and received one bid. The contractor will collect leaves in Meadowbrook Country Club and Claymont subdivision as well as other areas as needed and deliver them to the Public Works yard for disposal. The contract is for leaf collection for approximately 6 weeks from October 27th to December 5th.

We opened bids on 9-12-2025 and received one bid for a unit price of \$37.70 per cubic yard and \$116,870.00 for the entirety of the bid.

	Unit Price 2021	Unit Price 2022	Unit Price 2023	Unit Price 2024	TOTAL BID
<i>West County Landscaping</i>	\$36.00/cy	\$38.60/cy	\$36.17	\$37.70	
Leaves collected	1997 cy	2149 cy	2019 cy	2591 cy	
BUDGET					\$73,000.00

Information from the 2021-2024 leaf collection indicated that approximately 2000 cubic yards of leaves were collected in Meadowbrook Country Club and the Claymont subdivision. In 2024 we collected 1731 cubic yards in Claymont and Meadowbrook Country Club and a total of 2591 cubic yards of leaves throughout the city from the contractor.

We would also like to make you aware that we are targeting only spending the budgeted amount of \$73,000, but if our 4th leaf Vac is not delivered by leaf season or we encounter other labor shortages we may go up to \$113,000.00. But staff will not exceed the Board approved amount of \$113,000.00

Recommendation: We recommend awarding the unit price contract of \$37.70 per cy to West County Landscaping not to exceed \$113,000.00.

Submitted By: Jim Link

Date: 09/12/2025