

AGENDA

- 1. Call to Order**
- 2. Roll Call**
- 3. Pledge of Allegiance**
- 4. Approval of Minutes**
 - [a.](#) Minutes of the January 27, 2025 Board of Aldermen Meeting
- 5. Citizen Comments**
- 6. Presentations**
 - a. Public Works and Parks Maintenance Facility Renovation Update
- 7. Old Business**
 - [a.](#) Bill 5012 – Blair’s Law Code Update
- 8. Consent Items**
 - [a.](#) Parks & Recreation – Contract Mowing
 - [b.](#) Public Works – 2 Ton Truck Purchase with Leaf Vacuum
- 9. Mayor’s Report**
- 10. City Administrator’s Report**
 - a. Parks & Recreation Truck Purchase
- 11. City Attorney’s Report**
- 12. Staff Reports**
 - [a.](#) Parks & Recreation – Median Maintenance
- 13. Aldermanic Comments**
- 14. Closed Session**
 - a. Pursuant to Section 610.022 RSMo., the Board may vote to move to closed session to discuss legal and personnel matters under Section 610.021 (1) and (3).
- 15. 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**

JANUARY 27, 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 Pogue at 7:00 p.m.

ROLL CALL

Present

- Mayor Tim Pogue
- Alderman Mike Utt
- Alderman Michael Finley

Absent

- Alderman Pamela Haug

- Alderman Mark Stallmann
- Alderman Frank Fleming
- Alderman Mark Weaver
- Alderman David Siegel
- Alderman Jim Lehmkuhl
- City Administrator Eric Sterman
- City Attorney Kyle Cronin

The Pledge of Allegiance was recited.

MINUTES

The minutes from the January 13, 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.



**BOARD OF ALDERMEN
Meeting Minutes**

JANUARY 27, 2025

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

CITIZEN COMMENTS

Ryan Kerr, 950 Bellestri Drive, spoke to the Board of Aldermen about the Brightfield Subdivision potentially wanting to annex into the City of Ballwin and what that would entail.

Mayor Tim Pogue noted that subdivision is in the City’s required five year annexation plan, but it has yet to be approved by St. Louis County.

Lori Stringer, 347 Oakleigh Woods Drive, and Eileen Graessle, 232 Old Ballwin Road, spoke to the Board of Aldermen about the upcoming “Ballwin Grows Native” February event and invited the Board to come out to the event.

LEGISLATION

Bill 5011- AN ORDINANCE AMENDING SECTION 17-17 OF THE CODE OF ORDINANCES OF THE CITY OF BALLWIN WITH RESPECT TO ASSAULT UPON A LAW ENFORCEMENT ANIMAL.

A motion was made by Alderman Frank Fleming and seconded by Alderman Michael Finley for a first reading of Bill 5011, title only. A voice vote was taken with unanimous affirmative result and the motion passed.

Alderman Fleming read Bill 5011, title only.

A motion was made by Alderman Frank Fleming and seconded by Alderman Michael Finley for a second reading of Bill 5011, title only. A voice vote was taken with unanimous affirmative result and the motion passed. Alderman Fleming read Bill 5011, title only.

A roll call vote was taken for passage and approval of Bill 5011 with the following results:

Aye: Aldermen Utt, Finley, Stallmann, Fleming, Weaver, Siegel, Lehmkuhl

Nay: None

Bill No. 5011 was approved and became Ordinance No. 25-01.

Bill 5012 - AN ORDINANCE PROHIBITING THE DISCHARGE OF A FIREARM WITHIN OR INTO THE CITY LIMITS.

A motion was made by Alderman Mark Stallmann and seconded by Alderman Frank Fleming to table Bill 5012, at the request of Chief John Bergfeld. A voice vote was taken with unanimous affirmative result and the motion passed.



BOARD OF ALDERMEN Meeting Minutes

JANUARY 27, 2025

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

Bill 5013 - AN ORDINANCE AMENDING SECTION 7.5-1 OF THE CODE OF ORDINANCES OF THE CITY OF BALLWIN WITH RESPECT TO VIDEO SERVICES.

A motion was made by Alderman Mark Stallmann and seconded by Alderman Frank Fleming for a first reading of Bill 5013, title only. A voice vote was taken with unanimous affirmative result and the motion passed. Alderman Stallmann read Bill 5013, title only.

A motion was made by Alderman Mark Stallmann and seconded by Alderman Frank Fleming for a second reading of Bill 5013, title only. A voice vote was taken with unanimous affirmative result and the motion passed. Alderman Stallmann read Bill 5013, title only.

A roll call vote was taken for passage and approval of Bill 5013 with the following results:

Aye: Aldermen Utt, Finley, Stallmann, Fleming, Weaver, Siegel, Lehmkuhl

Nay: None

Bill No. 5013 was approved and became Ordinance No. 25-02.

CONSENT ITEMS

Administration – Mi Lupita Liquor License

Staff recommends Board approval for Mi Lupita's liquor license for their new location at 100 Holloway Road.

Discussion:

Alderman Mark Stallmann asked when Mi Lupita would be opening.

The petitioner noted they had planned on a surprise opening Thursday, pending approval of the liquor license.

Alderman David Siegel asked if there were any issues with the owner. Police Chief John Bergfeld noted they've had no issues and the family has been fantastic to work with.

A motion was made by Alderman Frank Fleming and seconded by Alderman Mike Utt to accept staff's recommendation. A voice vote was taken with unanimous affirmative result and the motion passed.

MAYOR'S REPORT

Mayor Tim Pogue noted he attended a meeting about HJR27, a bill that mirrors Better Together, the failed proposal to merge St. Louis and St. Louis County. He noted it was a packed room and the majority of the people attending opposed the bill and noted he does not support anything that will cut services and raise taxes for citizens of Ballwin.



**BOARD OF ALDERMEN
Meeting Minutes**

JANUARY 27, 2025

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

CITY ADMINISTRATOR’S REPORT

City Administrator Eric Serman noted the Planning & Zoning Commission Meeting was cancelled for Monday, but there will be one in March. He also noted there will be a Parks & Recreation Citizen Advisory Committee meeting.

He also noted there have been water temperature concerns at the Pointe indoor pool, but the temperatures have since come back to normal and the Department is looking at a long term fix.

He also noted the City had looked into concerns over parking at Lock Drive and Manchester Road. The Public Works Department has added a dead end sign above the street sign and they’re looking at adding no parking signs. The previous signs had been moved at some point.

City Administrator Serman also noted the City is in a dead period in regards to annexation until the map plan is approved by the St. Louis County Boundary Commission. The City did receive a petition for voluntary annexation at Arbor Trails. The Board of Election Commission certified the petition does meet the 75 percent threshold requirement. The next step is for the City to check out the number of police calls to that area, the Public Works Department needs to check out the streets and a plan of intent has to be submitted as to how the City would handle annexation. The Boundary Commission would then use that to determine if an annexation can be allowed.

CITY ATTORNEY’S REPORT

None.

STAFF REPORTS

Administration – 326 Turfwood Drive Fence

Staff recommends the Board approve the fence permit for 326 Turfwood Drive with a five foot setback for the fence.

City Administrator Eric Serman noted this matter was debated at the previous Board of Alderman meeting.

City Planner Lynn Sprick noted there is now input submitted from the Police & Public Works Department and approval from one of the Board of Trustees of the neighborhood.

Alderman David Siegel noted he is okay with the three feet setback the petitioner is requesting as the homes in this neighborhood are smaller. He also noted he would like to see police do a traffic study at that location to see if a stop sign would help alleviate some of the concerns with the fence placement there.

Public Works Director Jim Link agreed that a stop sign on that corner would eliminate people flying through that neighborhood.

Alderman Michael Finley noted after some consideration, he would be okay with a three foot setback.

Alderman Mark Stallmann agreed.



**BOARD OF ALDERMEN
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Alderman Frank Fleming noted part of the reason for wanting a five foot setback for the fence was because of the height of the fence and noted a stop sign might help with the issue.

Chief John Bergfeld noted there are not a lot of accidents in that area, so it would not fall under City policy for a traffic study in that area.

City Administrator Sterman noted the Board has a stop sign policy in place and it would need to be codified to override the analysis needed for the stop sign.

Alderman Frank Fleming noted moving the stop sign back five feet versus three feet probably would not make much of a difference. He also noted he was okay with three feet as long as the City looks into the possibility of a stop sign at that intersection.

A motion was made by Alderman David Siegel and seconded by Alderman Mark Weaver to allow a three foot setback for a fence along the sidewalk at Towerwood and the owners acceptance of conditions set forth by the City. A voice vote was taken with unanimous affirmative result and the motion passed.

ALDERMANIC COMMENTS

Alderman Michael Finley thanked Mayor Tim Pogue for going to the meeting regarding HJR27.

Alderman Mark Stallmann agreed, and noted our citizens deserve the same services at no extra cost. He also recognized Troop 357 who was in the audience during the Board meeting.

Alderman Mike Utt noted he wanted staff to continue to check on Lock Drive to make sure the sign does not disappear again.

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 7:36 p.m.

_____ TIM POGUE, MAYOR

ATTEST:

_____ MEGAN FREEMAN, CITY CLERK

INTRODUCED BY
ALDERMEN UTT, FINLEY, STALLMANN, HAUG, FLEMING, WEAVER, LEHMKUHL, SIEGEL

AN ORDINANCE PROHIBITING THE DISCHARGE OF A FIREARM WITHIN OR INTO THE CITY LIMITS.

WHEREAS, the Board of Alderman has determined that the Offenses Against Public Health and Safety section should be revised to be consistent with Missouri Revised Statute 571.031, also known as Blair’s Law.

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

Section 1. Subsection (a)(3) of Chapter 17, Article III, Division I shall be repealed.

Section 2. Chapter 17, Article III, Division I, shall be amended by adding municipal ordinance Section 17.54.1, as follows:

Sec. 17.54.1 – Unlawful discharge of a firearm

(a) A person commits the offense of unlawful discharge of a firearm if he or she recklessly discharges a firearm within or into the city limits.

(b) This section shall not apply if the firearm is discharged:

1. As allowed by a defense of justification under RSMo Chapter 563;
2. On a shooting range that is:
 - a. Indoor;
 - b. Owned or operated by the state or any political subdivision;
 - c. A commercial shooting range, including any range used by paying members; and
 - d. Supervised by any person eighteen years of age or older;
3. For the control of nuisance wildlife as permitted by the department of conservation of the United States Fish and Wildlife Service;
4. By special permit of the chief of police;
5. As required by animal control officer in the performance of his or her duties;
6. Using blanks;
7. More than one-quarter mile of any occupied structure;
8. In self-defense or defense of another person against an imminent or ongoing animal attack unless the self-defense or defense of another person is a gross deviation from the standard of care which a reasonable person would exercise in the situation to protect oneself or the other person from such animal attack and such person shall not have a duty to retreat;
9. By law enforcement officers or a member of the United States Armed Forces if acting in an official capacity.



Section 7, Item a.

Bill No. 5012

Ordinance No. _____

Section 3: This ordinance shall take effect and be in full force from and after its passage and approval.

PASSED this ____ day of _____, 2025.

TIM POGUE, MAYOR

APPROVED this ____ day of _____, 2025.

TIM POGUE, MAYOR

ATTEST: _____
ERIC STERMAN, CITY ADMINISTRATOR

Consent Item

RE: Contract Mowing

Department/Program: Parks and Recreation

Explanation:

The City budgeted \$105,000 in the 2025 operating budget for contractual mowing of park facilities excluding North Pointe Aquatic Center and The Ballwin Government Center. The City advertised a request for proposals for qualified landscape companies on the City Website, Dodge Reports and by invitation. On Friday, January 31 bidding closed at 10:00 AM. Three bids were received and read aloud. IDEAL Landscape came in as the lowest bidder at a price of \$94,121.16.

Recommendation:

Staff recommends awarding the contract to low bidder IDEAL Landscape in the amount of \$94,121.16

Submitted By: Chris Conway, CPRP Director of Parks and Recreation

Date: February 10, 2025

CITY OF BALLWIN TABULATION OF BIDS

RFP #25-02

Section 8, Item a.

Bid Item: Contractual Mowing	Date Opened: 1/31/2025	Dept: P&R
1. TRC	112,500	
2. PER IDEAL	94,121.16	
3. Brooke Landscaping	169,587.00	
4.		
5.		
6.		
7.		
TOTAL GROSS PRICE		
TOTAL NET PRICE		
DELIVERY DATE		

Attending Opening: Dept. Rep _____ Finance Rep _____

Chris Conway



Consent Item

Subject: 2 Ton Truck Replacement with Leaf Vacuum

Department/Program: Public Works/Pavement-Property Services

Explanation: In the 2025 Budget we have the following budgeted:

\$140,990.00 - 2 Ton Truck replacement (Budget \$280,000)

\$137,795.00- Bed-Body-Hydraulics-Spreader-Plow (included in Truck Budget)

\$138,910.00- Leaf vacuum (Budget \$145,000)

Total Budget is \$425,000.

We have located a cab and chassis through Vanguard Truck Centers/Woody's Municipal supply through Sourcewell contract #032824-MAK.

We could not source a vehicle on the ground, so this vehicle will be built from the factory.

Recommendation: Staff recommends purchasing a 2026 Mack Granite 42BR with a Body-Bed-Hydraulics-Plow and a Leaf vacuum attachment from Vanguard Truck Centers/Woody's Municipal Supply for a total of \$417,695.00.

Submitted By: Jim Link

Date: 2-4-2025



Staff Report

Subject: Contractual Median Maintenance RFP# 25-01

Department/Program: Parks and Recreation

Explanation:

The 2025 operating budget includes \$15,600 for contractual median maintenance. Bids were solicited for Contractual Median Maintenance on landscaped medians on Manchester Road, Ballpark Drive, Jefferson Avenue, Clayton Road, and Big Bend Road. The RFP #25-01 was advertised on Dodge Reports and additional contractors were invited to bid. Four bids were received on January 31, 2025 and read aloud. All four bids came in over budget.

Recommendation:

Staff recommends awarding Landesign Plus Contractual the Median Maintenance Bid for 2025 for \$16,763.11 Landesign Plus has serviced our medians for the last six years and Landesign Plus has had no OSHA violations within the past six years.

Savings from other contracts will make up the \$1,200 difference between the bid and what was budgeted.

Submitted By: Chris Conway, CPRP, Director of Parks and Recreation

Date: February 10, 2025

CITY OF BALLWIN TABULATION OF BIDS

RFP #25-01

Section 12, Item a.

Bid Item: Median Maintenance	Date Opened: 1/31/2025	Dept: P&R
1. TRC	45,900	
2. Land design Pwd 14,743.11		
3. Go Greenland 23,500		
4. Brake Land. 17,793		
5.		
6.		
7.		
TOTAL GROSS PRICE		
TOTAL NET PRICE		
DELIVERY DATE		

Attending Opening: Dept. Rep _____ Finance Rep _____

*Chris
Conway*