

VILLAGE OF UPLANDS PARK

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Uplands Park, MO 63121
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April 12, 2010

6:00 p.m.

Regular Board Meeting

CALL TO ORDER:

Chairwoman Martin called the regular board meeting to order at 6:20 p.m.

ROLL CALL:

Trustees Gamble, Iwenofu, Carter, and McClendon-Roberts. Also present is the Village Clerk Charlotte Graham, Chief Harlan Smith, and Charles Ellis Bookkeeper. Attorney Rudman arrived at 6:25 p.m.

ACKNOWLEDGE OF VISITORS/REPRESENTATIVES:

Ms. Dyson-resident Mr. Martin-resident Ms. West-resident Mr. Roberts-resident
Ms. Goodwin-resident Mr. Williams-resident Ms. Lovett-resident
Mr. McAdoo-resident Ms. Ringo-resident Mr. Lee-resident

APPROVAL OF MINUTES:

1. Chairwoman Martin entertained a motion to approve the minutes for January 19, 2010 Special Board Meeting. Trustee McClendon-Roberts motioned to accept the minutes with necessary corrections. Seconded by Trustee Carter. Roll Call; Trustees Gamble-no, Carter-yes, McClendon-Roberts-yes, Iwenofu-abstained, and Chairwoman Martin-yes. Motion Carried.
2. Chairwoman Martin entertained a motion to approve the minutes for January 19, 2010 Closed Personnel Board Meeting. Trustee McClendon-Roberts motioned to approve the minutes with the necessary corrections. Seconded by Trustee Carter. Roll Call; Trustees Carter-yes, McClendon-Roberts-yes, Gamble-yes, and Iwenofu-yes. Motion Carried.
3. Chairwoman Martin entertained a motion to accept the minutes for February 8, 2010 Special Closed Personnel Meeting. Trustee McClendon-Roberts motioned to accept the minutes with necessary corrections. Seconded by Trustee Carter. Roll Call; Trustees Iwenofu-no, Gamble-yes, McClendon-Roberts-yes, and Carter-yes. Motion Carried.
4. Chairwoman Martin entertained a motion to accept the minutes for March 8, 2010 Regular Board Meeting. Trustee McClendon-Roberts motioned to accept the minutes with the necessary corrections. Seconded by Trustee Carter. Roll Call; Trustees Gamble-yes, Iwenofu-yes, Carter-abstained, McClendon-Roberts-yes. Motion Carried.

5. Chairwoman Martin entertained a motion to accept the minutes for March 8, 2010 Closed Personnel Meeting. Trustee McClendon motioned to accept the minutes with the necessary corrections. Seconded by Trustee Carter. Discussion. Trustee Iwenofu asked about the closed meeting he and Gamble wanted for tonight. The clerk said she was told not to have an agenda for a close meeting tonight. Trustee Iwenofu said the chairwoman has no power to tell the clerk not to post a meeting. Chairwoman Martin said Trustee Gamble did not call the clerk, and he should have called. Trustee Iwenofu said he has called for a meeting, and the chair decided not to have it. At this point he is requesting a closed meeting, and resumes again following this meeting tonight. Attorney Rudman said the roll call is on the floor. Trustee Iwenofu said the board needs the attorney for legal matters, not to tell how to run a meeting. Attorney Rudman said he is not directing the meeting. He read section 110.090 Roberts Rule of Order, and he was asked by the chairwoman, and a motion is on the floor. Trustee Iwenofu said the meeting should not be ran on Robert Rule of Order, and he doesn't want to be treated like children. Roll Call; Trustee Iwenofu-abstained, Gamble-yes, Carter-yes, McClendon-Roberts-yes, and Chairwoman Martin-yes. Motion Carried.

TREASURER'S REPORT:

Charles Ellis introduced himself to the board, and stated he assumed the responsibilities on behalf of Ms. Metcalf departure. He fell ill last month, but he is here tonight and everything is in order. First the bank reconciliation for the main general fund has been reconciled up to March. The cleared balance is \$3,642.98, and \$50,000.00 transaction is included in QuickBooks. Trustee Iwenofu asked if the checks match with the payments. Mr. Ellis said there is no standard method done by the check register. He enters the checks in QuickBooks. Some checks were not presented to him. He does the download from the bank, and QuickBooks have the details. Trustee Iwenofu said we print our own checks, and supposed to be the treasurer. The board meets once a month. We get photo copies of the checks, and we don't have information. We don't know how much we have and what was spent. Mr. Ellis said on the bank accounts the treasurer is assign to checks as well. Trustee Iwenofu told Mr. Ellis he needs to provide information on finances and who the checks went to. We should know where the money is spent. Mr. Ellis said he have been working close with the chairwoman. Mr. Ellis said a lot of stuff goes way back, and he is making sure it's correct, and much more is to be done. Trustee Iwenofu asked Mr. Ellis if he knows there are five members on the board, and he needs to ask the board. Mr. Ellis said Ms. Metcalf told him what was expected from the board, and he is here tonight to ask the board. Chairwoman Martin said she has been writing the checks and paying the bills. She is not computer literate. She brought the bank statements out to show the bill has been paid. She said it is not the accountant fault. Mr. Ellis said he will attempt to work with who wants to work with him. He also stated he gives the chairwoman the bills to pay. Trustee Iwenofu said that was the point he was making, the chairwoman is doing her best, but we have rules. He is looking for the payment for Capitol Improvement (example was given). Trustee Gamble said Mr. Ellis is willing to work with us. It the same of stuff. Let's sit down and talk with Mr. Ellis. More discussion entertained. Mr. Ellis also advised the board

payroll needs to be separate from general fund. Trustee Iwenofu asked about Truman Bank reconciliation. Mr. Ellis said he has no asset to Truman on bank statements.

CITIZEN'S COMPLAINT'S AND PETITION:

Mr. Roberts said it was brought to his attention a board member is serving illegal, and did anybody else know, or should this person be on the board. Attorney Rudman asked Mr. Roberts do the research and bring it to the board. Mr. Roberts said he has documents, and is happy to show it. This board member was not required two years ago, and did it again this election. The Missouri Statue states it's a class election offense. Trustee Gamble said have someone give the information to the board. Mr. Roberts asked Attorney Rudman if he received the documents. The attorney said he would look at it. Mr. Roberts stated this person is sitting on the board and it's illegal. Discussion entertained. Attorney Rudman said he is not in the position to handle this. Mr. Roberts asked if anyone else would like to have the information. Trustee McClendon-Roberts said it's against state statue. Mr. Roberts asked if the board is they going to allow one person to say or do whatever they want, and to sit on the board illegal. Trustee Gamble said he will not get involved with a witch hunt. Mr. Roberts said it's not a witch hunt. The chairwoman said there are some concerns. Trustee Carter said his concern is the law. No one who broken the law should be on the board. Trustee Iwenofu stated they are playing games with the village. Chairwoman Martin said a statement was made, and now it's up as a board to make the decision.

CHAIRWOMAN'S REPORT:

1. Chairwoman Martin told the board and citizens the sewer backed up and destroyed a lot of stuff in the police department. Metropolitan Sewer can out and put in new pipes. They were responsible and will pay for all the damages. At this time we are waiting for the check.
2. The chairwoman said there has been a very low turnout with the Census. By filling the form out the village will get money and funding. By the Census being low we might loose representatives in D.C and Jefferson City. We need every penny we can get. Ms. Dyson said it doesn't help to process the forms. She stated after filling her form out, she received a second one in the mail. She also was told to go ahead and fill it out. Trustee Gamble said there's a clause. Trustee McClendon-Roberts said if you sent your form in, you do not have to send in the second one. Discussion was entertained.
3. Chairwoman Martin thanked everyone for going out to vote for Proposition A.
4. The chairwoman said there were four people on the ballot for election. Gamble, Iwenofu, Williams, and Carter. Gamble, Iwenofu, and Williams will be coming back. The repositioning of the board will be after the certification comes in.
5. Chairwoman Martin said she have received a letter for the road and bridges from St. Louis County. The special road and bridge stated in October 1989. In order to collect funds it has to be read into the minutes, and pass as an ordinance. It will be done in new business.
6. Spring is coming along. Keep the curbs and easements clean.

VILLAGE ATTORNEY:

Attorney Rudman said he has comments in closed session concerning litigation, and personnel. He will be happy to answer questions in open session.

VILLAGE OFFICIAL'S REPORT:

1. Trustee Iwenofu said on February 12, 2010 a special closed session was held. A motion was made to appoint the chief. Trustee Gamble objected. The chairwoman seconded the motion, and called for a vote. He said he is opposing the motion. He state he has made a copy of the Robert Rule of Order, and he has the ordinance. The chairwoman motion, only the board motions. It died for a lack of a seconded, and he has a problem with the appointment of the chief. He also stated he has a news paper article, but he will withdraw and do it in old business.
2. Trustee Carter said he has nothing to discuss. But he will like to make it known; he did his best as a trustee, and what the board had to work with. Mr. Williams will step in. Trustee Carter stated he is concerned about the law. Everyone should do the things according to law. And let it be known everybody has to do what they have to, in order to make it right.
3. Trustee Gamble mentioned the article in the paper. The board made a decision not to discuss anything to the media. Information were given by two people and step over their boundaries. The media got the information from two board members. It is ridiculous to give information to the media.
4. Trustee Iwenofu thanked everyone that voted for him. He stated people are trying to get him out as a board member. He was elected to do the right thing, and lies were told on him. Everyone has something in their closet. Thank you, thank you and God is not sleep.

POLICE REPORT:

Chief Harlan Smith read the police report for the month of March 2010. After reading the report, Chief Smith said he has received several letters.

1. International Association of Chiefs of Police. The chiefs meeting is every month, and all the chiefs met and spoke with Chief Fitch.
2. Chief Smith said he have received a contract from MRS. He has been the chief for 21/2 months, and we have been having problems with the radios, and has incident with dispatch. It's not the first time it happens. Currently we are paying \$1,324.00 per month. We need to get rid of St. Louis County. MRS is more adequate \$750.00 per month, which cut it almost in half. He recommends pursuing the contract. It will help save money. Trustee Carter asked about Rejis. The chief said we will not loose Rejis. MRS is in Pagedale. Trustee Carter asked who runs MRS. The chief said it is ran by elected officials. The problems have been worked out. Charlack has a new building and gave MRS free office space. Trustee Gamble asked the chief about the money problems MRS is having. Trustee Iwenofu asked the chief is he aware of the history with MRS. And did he know MRS is associated with Joe Collins, and what would make them change. The chief said control. Trustee Iwenofu said he needs to see the changes. We have elderly citizens in the village to consider. Trustee Gamble said it will be taken under advisement.

3. Trustee McClendon-Roberts asked the chief about the tow company. Chief Smith said that Combs Towing license has expired, and he has two more contracts to review.
4. Chief Smith said the white car is fixed, and it is running well. He made a call to ABC Cab Company who repaired the car. We had it back within 24 hours. Trustee Iwenofu asked ABC Cab Company fixed the vehicle. The chairwoman said the village doesn't owe any favors. Discussion entertained.
5. Chief Smith said the village will be receiving a golf cart from Alberici. The chief also told the citizens they will see a yellow card the officers will be issuing. It's a preventive card. Trustee Iwenofu asked if the board has approved the preventive cards. The chief said it was his decision. Trustee Iwenofu said going on people property is wrong. They have rights. Unless a crime prevention is taking place. He told the chief he needs to ask the board and gets the board's permission. Chief Smith said he has a job to do, and it is state law. Discussion between Trustee Iwenofu and the chief.

OLD BUSINESS:

Trustee Iwenofu said he has some issues on finances. He asked the chairwoman if payments were made to capitol improvement and crime victims. The chairwoman said she will give the copies of the payment to the board later. Trustee Iwenofu said the whole board. Trustee McClendon-Roberts said Trustee Iwenofu is the acting treasurer, let him do it own his time.

NEW BUSINESS:

1. Trustee Gamble thanked everyone for the majority of the votes. He will continue to work until his health says otherwise.
2. Trustee McClendon-Roberts motioned to pay the bills for the month of April. Seconded by Trustee Gamble. Roll Call; Trustees Iwenofu-yes, Gamble-yes, Carter-yes, and McClendon-Roberts-yes. Motion Carried.
3. The approval of the affidavit for the Road and Bridge Tax Bill 401. Trustee McClendon-Roberts motion for the attorney to read the affidavit. Seconded by Trustee Carter. Attorney Rudman read the affidavit for the Road and Bridge Tax. Trustee McClendon-Roberts motioned for Bill No. 401 be read entirely. Seconded by Trustee Iwenofu. Attorney Rudman read it entirely, and asked the counsel if they order the authority for Govern Body to execute the affidavit. Trustee Carter motioned to execute the affidavit. Seconded by Trustee McClendon-Roberts. Roll Call; Trustees Iwenofu-yes, Gamble-yes, Carter-yes, and McClendon-Roberts-yes. Motion Carried.

AS COURTESY TO THE CITIZEN'S COMMENTS/SUGGESTIONS FOR THE BETTERMENT OF THE VILLAGE (OPEN TO THE FLOOR):

1. Ms. Goodwin said she would like to make comments on the easements. Her easement is the back of Oakdale, and she never takes time to look over. She is asking the board to contact the resident. She doesn't feel she should have to maintain the easement by herself.