



**CITY COUNCIL
CHARTER REVIEW COMMISSION
RECORD OF PROCEEDINGS**

**WILDWOOD CITY HALL
16860 Main Street
City of Wildwood, Missouri 63040**

**MONDAY, JULY 31, 2017
6:30 P.M.**

The meeting was called to order at 6:30 P.M.

A roll call was taken with the following results:

<u>Present</u>	<u>Absent</u>
Commissioner Feuerstein	Commissioner Meinert
Commissioner Marshall	
Commissioner Clark	
Commissioner Pierson	
Commissioner Morris	
Commissioner Plohr	
Commissioner Sewell	

Also present: Mr. Ryan Thomas, City Administrator
Mr. John Young, City Attorney
Ms. Amanda Foster, City Clerk

APPROVAL OF MINUTES

A motion was made by Commissioner Sewell, seconded by Commissioner Feuerstein, to approve the minutes from the July 25, 2017 meeting, as amended. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

PUBLIC PARTICIPATION

John Gragnani, 1510 Scofield Valley, spoke in opposition of amending Section 11.3 of the City Charter.

Dan Vogel, 3077 Woods Road, spoke in opposition of amending Section 11.3 of the City Charter. Mr. Vogel stated the current language is legal and official titles should not be used to influence elections.

Tim Woerther, 539 Nantucket Pointe Drive, spoke in support of the comments made by Dan Vogel.

Tammy Shea, 18132 Sunny Top, spoke in opposition of amending Section 11.3 of the City Charter and stated there should be a process for handling ethics complaints.

Jim Bowlin, 2165 Timberline Valley Drive, stated the current language of Section 11.3 of the City Charter keeps information from voters. He stated Section 11.3 does not prohibit the use of official titles for endorsements but it is being interpreted that way by some. Further, he stated voters can make their own informed decisions.

Jean Vedvig, 16709 Clayton Road, stated Wildwood is successful and there should be a higher level of ethical behavior.

DEVELOPMENT OF RECOMMENDATIONS

Section 11.3

Discussion was held regarding the following: current language is too ambiguous; Charter Review Commission cannot enforce Charter violations; current language is not clear and needs to be clarified and amended; hard to enforce compliance when language is vague; proposed language by Reuben Rigel should be adopted

A motion was made by Commissioner Feuerstein, seconded by Commissioner Clark, to adopt the proposed language of Section 11.3 submitted by Reuben Rigel. A roll call vote was taken with the following result:

Ayes – Feuerstein, Clark

Nays – Marshall, Pierson, Morris, Plohr, Sewell

Abstain – None

Absent – Meinert

Whereupon, Chair Marshall declared the motion failed.

Discussion continued regarding the following: specify whether endorsements are allowed or not; endorsements are allowed at the federal and state levels; does the Hatch Act apply to local officials; use of official title does not apply to local elected officials as provided in case law; Charter violation complaints should be reviewed by a Special Committee or Special Counsel; different people have different interpretations of what the current language means; process of how the City Council reviews complaints filed; strengthen the ordinance to allow for strict enforcement

A motion was made by Commissioner Pierson, seconded by Commissioner Sewell, to keep the language in Section 11.3 of the City Charter as is. A roll call vote was taken with the following result:

Ayes – Marshall, Clark, Pierson, Morris, Plohr, Sewell

Nays – Feuerstein

Abstain – None

Absent – Meinert

Whereupon, Chair Marshall declared the motion passed.

A motion was made by Commissioner Sewell, seconded by Commissioner Clark, recommending the City Council review Ordinance 1120, add enforcement measures to the Ordinance and allow Special Counsel to review complaints and provide a recommendation in a timely manner.

Discussion on the motion was held regarding the following: refer complaints to Special Counsel to speed up the process to reach a resolution; should Council Members serve on the Advisory Committee; should Council Members abstain from discussion if they are a named party in the complaint; Council should not be the judge of themselves; Special Counsel is needed

A roll call vote was taken with the following results:

Ayes – Marshall, Clark, Pierson, Morris, Plohr, Sewell, Feuerstein

Nays – None

Abstain – None

Absent – Meinert

Whereupon, Chair Marshall declared the motion passed.

Article XIII

Discussion was held regarding the following: can a footnote be added to this section; editorial comments do not become law; consensus to keep Article XIII as is

Section 6.3

Discussion was held regarding the following: discussion of the proposed language provided by the City Attorney; remove 'total project cost; total cost of Community Park

A motion was made by Commissioner Feuerstein, seconded by Commissioner Pierson, recommending the City Council amend Section 6.3(b) of the City Charter by adopting the proposed language provided by City Attorney Young.

A roll call vote was taken with the following results:

Ayes – Marshall, Clark, Pierson, Morris, Plohr, Sewell, Feuerstein

Nays – None

Abstain – None

Absent – Meinert

Whereupon, Chair Marshall declared the motion passed.

Section 11.2

Discussion was held regarding the following: who should be required to complete a Personal Financial Disclosure (PFD); should pages 1 and 2 of the PFD form be completed; should a hard copy of the PFD be kept on file with the City Clerk

A motion was made by Commissioner Clark, seconded by Commissioner Plohr, directing city staff and the City Attorney to prepare a draft report of the Commission's recommendations to provide to the City Council.

A roll call vote was taken with the following results:

Ayes – Marshall, Clark, Pierson, Morris, Plohr, Sewell, Feuerstein

Nays – None

Abstain – None

Absent – Meinert

Whereupon, Chair Marshall declared the motion passed.

OTHER BUSINESS - NONE

NEXT MEETING DATE – August 17, 2017 at 6:00 p.m.

ADJOURNMENT

A motion was made by Commissioner Pierson, seconded by Commissioner Clark, to adjourn the meeting. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. There being nothing further, the meeting was adjourned at 9:27 p.m.