

**MINUTES OF THE REGULAR MEETING OF THE BOARD OF THE  
METROPOLITAN ZOOLOGICAL PARK AND MUSEUM DISTRICT**

St. Louis, Missouri  
September 29, 2014

A regular meeting of the Board of Directors of the Metropolitan Zoological Park and Museum District was held at 7733 Forsyth Blvd., 2<sup>nd</sup> Floor Conference Room B, on Monday September 29, 2014 at noon. The primary purpose of the meeting was to set the 2014 Subdistrict property tax rates.

Thelma Cook, Chair of the Metropolitan Zoological Park and Museum District ("District"), called the meeting to order. Upon roll call, the following Board members were present:

Ben Uchitelle	Thelma Cook
Charles E. Valier	Thomas J. Campbell
Robert G. Lowery, Sr. – via speaker phone	

Robert Powell and Gloria Wessels were absent. Persons attending included: Tom Curran, St. Louis County Director of Intergovernmental Affairs; Sable Campbell-Jones, Deputy Chief of staff to Mayor Slay; Eric Miller, DVM, Vice President, Zoo Operations; Willis Arnold, St. Louis Public Radio; Everett Dietle, Director of Communications at the Missouri History Museum; and citizen, Lou Hamilton. Other persons attending the meeting included Mike Chivell from Armstrong Teasdale LLP, the District's legal counsel; and District employees: J. Patrick Dougherty, Sharon L. Wilcutt and LaQuana S. Dilworth.

The chair called for public comments. There being no comments, the Chair then moved forward with the meeting agenda.

Public Hearing – Thelma Cook opened the public hearing regarding the proposed 2014 Subdistrict tax rates. She stated that A **Notice of Public Hearing** was published in the Daily Record (City), St. Louis Countian (County) on September 22, 2014. A **Notice of Public Hearing** was also posted at the Metropolitan Zoological Park and Museum District office. In addition, the **Notice of Public Hearing**, identified as EXHIBIT I was posted on the District's website, [www.mzdstl.org](http://www.mzdstl.org). The notice was prepared by incorporating the assessment data available on September 19, 2014. The proposed tax rates for 2014 are:

	<u>Real Estate and Personal Property</u>
Art Museum Subdistrict	\$0.0800
Botanical Garden Subdistrict	\$0.0399
Missouri History Museum Subdistrict	\$0.0399
St. Louis Science Center Subdistrict	\$0.0399
Zoological Park Subdistrict	\$0.0800

on each \$100 of assessed valuation of taxable property in the City and County of St. Louis.

The Chair asked for comments or questions from any citizen in attendance. Since there were no additional public comments, a motion to adjourn the public hearing was made by Ben Uchitelle and seconded by Tom Campbell. The motion passed unanimously with all members voting 'Aye'.

Tax Rates for 2014 – The Chair re-opened the regular meeting and asked the Board to consider setting the proposed 2014 tax rates. The rates are based on the 2014 post-Board of Equalization property assessments.

Pat Dougherty informed the Board that the computed 2014 Subdistrict tax rate ceilings were reviewed by personnel within the Tax Section of the Missouri State Auditor’s Office, without revision. Mr. Dougherty reported that the 2014 tax rate ceilings for the History Museum, Science Center and Botanical Garden Subdistricts are each 3.99 cents. The 2014 Zoological Park and the Art Museum Subdistrict tax rate ceilings are each 8 cents. He also informed the Board that the Zoological Park and Art Museum Subdistricts qualify for a 0.01 cent recoupment due to a 2013 tax rate ceiling re-computation resulting from a revision in the assessment data. A discussion ensued.

Mr. Dougherty stated that no growth in assessments was recognized within the District in 2014. The Subdistrict tax rate ceilings were computed by using the single rate method. Following a discussion, it was decided that the recoupment, available to the Zoological Park and Art Museum Subdistricts, should be carried forward to a subsequent year.

Mr. Uchitelle moved that, based on the Art Museum Subdistrict’s needs as reflected in budgets submitted in the spring of 2014 and reviewed by the District Board, the 2014 tax rate for the Art Museum Subdistrict be set as indicated in the Tax Resolution:

Art Museum Subdistrict	- 8.00 cents on each \$100 of assessed valuation of taxable property in the District
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Mr. Valier seconded the motion.

A roll call vote was taken to approve the motion. The motion passed with Mr. Uchitelle, Mrs. Cook, Mr. Valier, Mr. Campbell and Mr. Lowery voting ‘Aye’.

Mr. Campbell moved that, based on the Botanical Garden Subdistrict’s needs as reflected in budgets submitted in the spring of 2014 and reviewed by the District Board, the 2014 tax rate for the Botanical Garden Subdistrict be set as indicated in the Tax Resolution:

Botanical Garden Subdistrict	- 3.99 cents on each \$100 of assessed valuation of taxable property in the District
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Mr. Uchitelle seconded the motion.

A roll call vote was taken to approve the motion. The motion passed with Mr. Uchitelle, Mrs. Cook, Mr. Valier, Mr. Campbell and Mr. Lowery voting ‘Aye’.

Mr. Campbell moved that, based on the History Museum Subdistrict’s needs as reflected in budgets submitted in the spring of 2014 and reviewed by the District Board, the 2014 tax rate for the History Museum Subdistrict be set as indicated in the Tax Resolution:

History Museum	- 3.99 cents on each \$100 of assessed valuation of taxable property in the District
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Mr. Lowery seconded the motion.

A roll call vote was taken to approve the motion. The motion passed with Mr. Uchitelle, Mrs. Cook, Mr. Campbell and Mr. Lowery voting ‘Aye’. Mr. Valier abstained.



Mr. Campbell moved that, based on the Science Center Subdistrict's needs as reflected in budgets submitted in the spring of 2014 and reviewed by the District Board, the 2014 tax rate for the Science Center Subdistrict be set as indicated in the Tax Resolution:

Science Center Subdistrict	- 3.99 cents on each \$100 of assessed valuation of taxable property in the District
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Mrs. Uchitelle seconded the motion.

A roll call vote was taken to approve the motion. The motion passed with Mr. Uchitelle, Mrs. Cook, Mr. Valier, Mr. Campbell and Mr. Lowery voting 'Aye'.

Mr. Campbell moved that, based on the Zoological Park Subdistrict's needs as reflected in budgets submitted in the spring of 2014 and reviewed by the District Board, the 2014 tax rate for the Zoological Park Subdistrict be set as indicated in the Tax Resolution:

Zoological Park Subdistrict	- 8.00 cents on each \$100 of assessed valuation of taxable property in the District
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Mr. Uchitelle seconded the motion.

A roll call vote was taken to approve the motion. The motion passed with Mr. Uchitelle, Mrs. Cook, Mr. Valier, Mr. Campbell and Mr. Lowery voting 'Aye'.

Mr. Campbell moved to accept the Resolution of the Metropolitan Zoological Park and Museum District Board Setting Tax Rates for 2014 Assessments, identified as EXHIBIT II. Mr. Uchitelle seconded the motion.

The motion to accept the Resolution of the Metropolitan Zoological Park and Museum District Board Setting Tax Rates for 2014 Assessments passed unanimously with Mr. Uchitelle, Mrs. Cook, Mr. Valier, Mr. Campbell and Mr. Lowery voting 'Aye'.

Upon completion of the public hearing Mrs. Cook called for a brief intermission of the meeting. Within a few minutes, Mrs. Cook called the meeting back to order.

The Chair called for the approval of the minutes from the regular Board meeting held on September 8, 2014. Mr. Campbell moved that the Minutes from the Regular and Closed Board Meeting on September 8, 2014 be approved. Mr. Uchitelle seconded the motion. The motion to approve the Regular and Closed Minutes from September 8, 2014 were approved with Mr. Uchitelle, Mrs. Cook, Mr. Campbell and Mr. Lowery voting 'Aye'. Mr. Valier abstained.

Executive Director's Report – Pat Dougherty reported that, as of September 26, 2014, the balances in the various District controlled bank accounts totaled approximately \$13.9 million and included:

<u>Account for the benefit of:</u>	<u>Amount</u>
Zoological Park Subdistrict	\$ 113,704.73
Art Museum Subdistrict	\$ 5,958,068.02
St. Louis Science Center Subdistrict	\$ 46,915.55
Botanical Garden Subdistrict	\$ 3,442,038.30
Missouri History Museum Subdistrict	\$ 2,450,176.29
District Operating Fund	\$ 1,890,270.06

Pat Dougherty then presented the District's internal financial statements for the month of August 2014. No discussion resulted.



Finance/Audit Committee Report: Pat Dougherty reported for Mr. Powell and explained that a Request for Proposal (RFP) has been sent out for Accounting Services. As of September 29, 2014 no written responses have been received by the District to the RFP. The deadline for submission is Tuesday September 30, 2014.

Report of Code of Ethics Committee: Tom Campbell reported that the Committee met on Wednesday September 24, 2014 to review a preliminary draft of a Code of Ethics. The Committee is planning to submit a final draft to the full Board by the end of October 2014. A discussion ensued.

Report of Legal Counsel: Mike Chivell reported that Charlie Valier disclosed to the Board that he is a trustee of the George Caleb Bingham Trust ("Trust"). Mr. Chivell explained that Mr. Valier has met his obligation to disclose his relationship with the Trust and that Mr. Valier's relationship with the Trust does not constrain him as a member of the District's Board from voting on any matter coming before the Board. If in the future, a conflict of interest arises from Mr. Valier's relationship with the Trust and service on the Board, appropriate action and disclosure will be necessary in such circumstances.

Old Business: Ben Uchitelle presented a draft of a paper advocating ZMD Subdistricts be granted the right to charge admission fees to non St. Louis City/County residents.

Thelma Cook reported that an informal survey was conducted of four of the five Subdistrict's (Botanical Garden Subdistrict was not included) and the consensus of the four individual Subdistricts was that the Subdistricts were not interested in opening a discussion on charging admission at this time. A discussion ensued.

Robert Lowery moved that the paper be sent to all Subdistrict institutions with a cover letter that the subject has been under discussion by the Board. Ben Uchitelle seconded the motion. A discussion ensued.

The motion was withdrawn.

Ben Uchitelle then moved that the paper authored by Ben Uchitelle, which advocates for the passage of legislation by the Missouri General Assembly which would permit the elective option of charging admission to the Subdistrict cultural institutions for those visitors who reside outside the City of St. Louis and St. Louis County be sent to all Subdistrict institutions with a cover letter. The cover letter would state that these policies have been topics of discussion at recent ZMD Board meetings; however, the Board has taken no action regarding the matter. In addition the cover letter should explain that any comments or observations a Subdistrict may have on the matters presented in the paper would be welcomed by the District. Robert Lowery seconded the motion. A discussion ensued. Following discussion, the motion was approved with all members voting 'Aye'.

New Business: Thelma Cook addressed the timing of future distributions of the District's 'excess administrative revenues' to the Subdistricts.

Tom Campbell moved that the 'excess administrative revenue' be distributed to the Subdistricts following the completion of the yearly District Audit and following the completion of the individual Subdistrict budget meetings. Charlie Valier seconded the motion. A discussion ensued. The motion to distribute the 'excess administrative revenues' to the Subdistricts following the completion of the District Audit and following the completion of the individual Subdistrict budget meetings was approved with all members voting 'Aye'.

Thelma Cook presented a letter addressed to John Roberts, Chairman of the Board of Trustees; Missouri Historical Society with regards to operational changes and transparency. A discussion ensued.

Charlie Valier moved that the letter as written be sent to John Roberts, with copies to Romondous A. Stover, Chairman of the Missouri History Museum Subdistrict and Frances Levine, Ph.D. President of the Missouri History Museum. Ben Uchitelle seconded the motion. The motion was approved with all members voting 'Aye'.

The Chair asked for any public comments from those in attendance.

There being none and no other business of the District, Charlie Valier moved that the meeting be adjourned. Ben Uchitelle seconded the motion which was adopted unanimously with all members voting "Aye."

The meeting adjourned at 1:15 p.m.

Respectfully submitted,

  
Vice Chair

## NOTICE OF REGULAR MEETING

### METROPOLITAN ZOOLOGICAL PARK AND MUSEUM DISTRICT

Pursuant to Section 610.020 of the Revised Missouri Statutes, notice is hereby given that a Regular Meeting of the Metropolitan Zoological Park and Museum District Board will be held as follows:

Date: September 29, 2014

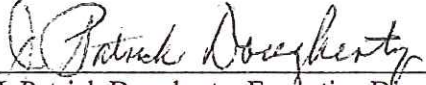
Time: 12:00 P.M.

Place: Pierre Laclede Center  
7733 Forsyth Boulevard  
2<sup>nd</sup> Floor – Conference Room B  
St. Louis, MO

#### Agenda:

1. Discussion and approval of the 2014 Subdistrict Tax Rates.
2. Committee Reports.
3. Report from the Executive Director concerning District Matters.
4. Continued discussion of District Policies.
5. Old Business and such other business that comes before the District.
6. The Board may also hold a closed session, with a closed vote and record, as authorized by Section 610.021 (1), (2) and (3), Revised Statutes of Missouri, related to legal issues, real estate and/or personnel, negotiation of a contract pursuant to 610.021 (12) RSMO, proprietary information pursuant to Section 610.021 (15) and/or confidential or privileged communications with our auditor pursuant to (17).

Further information may be obtained at the District Offices, 7733 Forsyth Blvd., Suite 550, Clayton, Missouri 63105, (314) 862-4222

  
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J. Patrick Dougherty, Executive Director

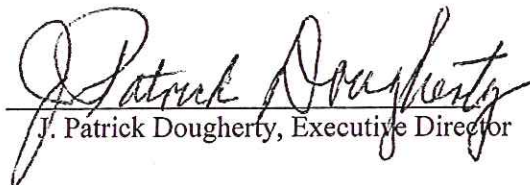


## CERTIFICATE

I, J. Patrick Dougherty, do hereby certify that the attached Notice of Regular Meeting was published in accordance with the provisions of Section 610.020 of the Revised Missouri Statutes, posting said Notice at least twenty-four hours in advance of the date of said meeting at the Pierre Laclede Center Building, 7733 Forsyth Boulevard, Suite 550, Clayton, Missouri, 63105 and by mailing and/or e-mailing a copy of said Notice by ordinary mail to:

- David Hunn
- Stephen Deere
- St. Louis Business Journal
- Riverfront Times
- Susan C. Thomson
- Mark Schlinkmann
- Betsey Bruce
- Patrick Brown
- Jeff Rainford
- Sable Campbell-Jones
- Pat Westhoff
- Nancy Fowler
- Eric Miller
- Alex Heuer
- F. Holmes Lamoreux
- Barbara B. Taylor
- Douglas H. Yeager
- John C. McPheeters
- Romondous Stover
- Willis Arnold
- Diane Toroian Keaggy
- Deborah Peterson
- Elsie Glickert
- Charlene Prost
- Erin M. Nolan
- Odester Saunders
- Tonya Sinkovits /John Butler
- Tom Curran
- Matthew Hathaway
- Rachel Lippmann
- St. Louis Public Radio
- Barb Boyle
- Bert Vescolani
- Wyndell Hill
- Peggy Ritter
- Adrienne D. Davis
- Donna Wilkinson
- Lelia J. Farr
- John R. Roberts

Signed this 29th day of September 2014

  
J. Patrick Dougherty, Executive Director

METROPOLITAN ZOOLOGICAL PARK AND MUSEUM DISTRICT  
NOTICE OF PUBLIC HEARING

The Metropolitan Zoological Park and Museum District Board will hold a public hearing at noon on September 29, 2014 in Conference Room B, Second Floor, Pierre Laclede Building, 7733 Forsyth Blvd., Clayton, Missouri 63105. During the hearing, citizens may be heard with respect to the proposed tax rates to be set by the District Board:

Pursuant to R.S. Mo. Sections 67.110 and 137.073, the following information is presented with respect to assessed valuations, revenues and tax rates in the District, which is comprised of the City of St. Louis and St. Louis County, to wit:

1. Assessment valuation, by categories, subject to ad valorem property tax rates:

	<u>2013</u>	<u>2014</u>
Real Estate	\$ 21,234,741,801	\$ 21,406,571,690
Personal Property	3,711,296,614	3,719,113,643
Other Tangible Property	477,978,748	470,161,719
Total	<u>\$ 25,424,017,163</u>	<u>\$ 25,595,847,052</u>

2. The amount of gross revenue required to be provided from each tax rate to be levied:

	<u>2014</u>
Zoological Park Subdistrict	\$ 20,476,678
Art Museum Subdistrict	20,476,678
Saint Louis Science Center Subdistrict	10,212,743
Botanical Garden Subdistrict	10,212,743
Missouri History Museum Subdistrict	10,212,743
Total	<u>\$ 71,591,585</u>

3. Proposed Tax Rates for 2014:

	<u>Per \$100 of Assessed Valuation for Real Estate and Personal Property</u>
Zoological Park Subdistrict	8.00 cents
Art Museum Subdistrict	8.00 cents
Saint Louis Science Center Subdistrict	3.99 cents
Botanical Garden Subdistrict	3.99 cents
Missouri History Museum Subdistrict	3.99 cents
Total	<u>27.97 cents</u>



**RESOLUTION OF THE METROPOLITAN  
ZOOLOGICAL PARK AND MUSEUM DISTRICT  
BOARD SETTING TAX RATES FOR 2014 ASSESSMENTS**

WHEREAS, the Metropolitan Zoological Park and Museum District (the "District") has heretofore held public hearings at which the Zoological Park Subdistrict, the Art Museum Subdistrict, the St. Louis Science Center Subdistrict, the Botanical Garden Subdistrict and the Missouri History Museum Subdistrict ("Subdistricts") have presented their respective budgets for the years 2014 and 2015; and

WHEREAS, the District Board has reviewed in detail the budgets submitted by the said Subdistricts and determined the extent of the needs of the Subdistricts for the years 2014 and 2015 on the basis of said budgets; and

WHEREAS, it is necessary to partially fund each of said budgets through tax revenues to be collected throughout the District; and

WHEREAS, the Board of the District formerly had the power under R.S.Mo. Sections 184.350 to 184.384 to levy on each \$100.00 of assessed valuation of taxable property within the District amounts as follows:

For the Zoological Park Subdistrict - up to 8 cents

For the Art Museum Subdistrict - up to 8 cents

For the St. Louis Science Center Subdistrict - up to 4 cents

For the Botanical Garden Subdistrict - up to 4 cents

WHEREAS, because of the general reassessment of real property, the authorized rates of levy for the foregoing Subdistricts were revised in 1985 in accordance with the provisions of R.S.Mo. Section 137.073, as amended; and revised in 1987 in accordance with the provisions of Section 137.115 as amended; and

WHEREAS, the 1991 tax rates were also revised as a result of a Missouri Supreme Court ruling; and

WHEREAS, the voters of the District, pursuant to an election duly called and held on November 3, 1987, approved the establishment of a Missouri History Museum Subdistrict and authorized the District to levy a tax for the Missouri History Museum Subdistrict of up to four cents (\$.04) per hundred dollars of assessed valuation of taxable property within the District; and

WHEREAS, the tax rates for each Subdistrict have been calculated in accordance with R.S.Mo. Section 137.115, as amended, and

WHEREAS, the District has heretofore held a public hearing at which the District established that tax rates for the benefit of each Subdistrict for the year 2014 be levied and collected; and

WHEREAS, pursuant to the provisions of applicable law, including without limitation, R.S.Mo. Sections 137.073 and 67.110, as amended, the 2014 ad valorem property tax rates to be fixed for the Subdistricts are as follows:

Zoological Park Subdistrict	8.00 cents
Art Museum Subdistrict	8.00 cents
St. Louis Science Center Subdistrict	3.99 cents
Botanical Garden Subdistrict	3.99 cents
Missouri History Museum Subdistrict	3.99 cents
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Total	27.97 cents

WHEREAS, pursuant to statute, the District Board is authorized to set aside up to 5% of all tax receipts based on 2014 assessments to be collected for the use of the Subdistricts to defray the cost of operating the District, said fund to be deducted from the revenues to be set aside in separate accounts of each of the Subdistricts in the same ratio as each Subdistrict tax rate bears to the total tax rate for all Subdistricts;

NOW, THEREFORE, BE IT RESOLVED by the Metropolitan Zoological Park and Museum District Board as follows:

Section 1. That pursuant to the provisions of Article X, Section 22 of the Constitution of Missouri and R.S.Mo. Sections 184.350 to 184.384, as amended, further pursuant to the authority granted to the District and its Board by the voters of the District at elections duly called and held on April 6, 1971, April 5, 1983 and November 3, 1987 and further pursuant to the provisions of HB 1150, and further pursuant to the provisions of R.S.Mo. Sections 137.073 and 67.110, as amended, the Board, for and on behalf of each of said Subdistricts, hereby finds and determines and hereby establishes and orders that a tax for the benefit of each Subdistrict for the year 2014 be levied and collected as follows:

- (a) For the Zoological Park Subdistrict, a tax at the rate of eight cents (\$.0800) on each one hundred dollars of the properties hereinafter described in Section 2;
- (b) For the Art Museum Subdistrict, a tax at the rate of eight cents (\$.0800) on each one hundred dollars of the properties hereinafter described in Section 2;
- (c) For the St. Louis Science Center Subdistrict, a tax at the rate of three and ninety-nine one-hundredths cents (\$.0399) on each one hundred dollars of the properties hereinafter described in Section 2;
- (d) For the Botanical Garden Subdistrict, a tax at the rate of three and ninety-nine one-hundredths cents (\$.0399) on each one hundred dollars of the properties hereinafter described in Section 2;
- (e) For the Missouri History Museum Subdistrict, a tax at the rate of three and ninety-nine one-hundredths cents (\$.0399) on each one hundred dollars of the properties hereinafter described in Section 2;

Said rates of tax aggregating twenty-seven and ninety-seven one-hundredths cents (\$.2797) on each one hundred dollars of the properties hereinafter described in Section 2.



Section 2. The taxes hereinabove authorized to be levied and collected shall be levied and collected for 2014 at the rates hereinabove specified in Section 1, on each one hundred dollars of:

- (a) The assessed value of all real, personal and other property, within the corporate limits of the City of St. Louis and County of St. Louis, which said City and County comprises the geographical boundaries of the Metropolitan Zoological Park and Museum District, including all property made taxable by law for state purposes, including, to the extent applicable, but not by way of limitation, all real and tangible personal property owned by railroads, street railways, boats, vessels, bridge companies, telegraph companies, electric light and power companies, electric transmission line companies, pipe line companies, express companies, and other companies and public utilities whose property is assessed by the State Tax Commission.

Section 3. That the Assessor of the City of St. Louis, the Director of the Department of Revenue of the County of St. Louis, and all other officers in said City and County charged by law with the assessment of taxes, be and are hereby requested and directed to enter upon the assessment books of taxable property in said City and County, before delivering the same to the collector or other officials charged with the duty of collecting taxes, the taxes levied and to be collected pursuant to Sections 1 and 2 hereof.

Section 4. That the Secretary and Treasurer of this Board be and hereby are directed to furnish a copy of this resolution, duly certified according to law, to all parties required by law to receive the same including, but not limited to, the Comptroller, the City Register, and Collector of Revenue, the Assessor and the License Collector of the City of St. Louis, the County Clerk, the Assessor, the Collector, the Director of the Department of Revenue of the County of St. Louis and the Office of the Missouri State Auditor.

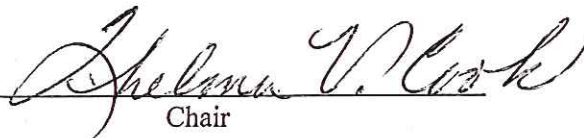
Section 5. That the Treasurer of the District Board be and hereby is authorized and directed to collect and receive all revenues levied and collected pursuant to Sections 1, 2 and 3 hereof, and thereafter to separate the funds of each Subdistrict in the same proportion as the tax levied for such Subdistrict bears to the total taxes to be levied pursuant to this resolution and to deposit said funds in separate bank accounts; provided, however, that the Treasurer is hereby authorized and directed to deduct, prior to depositing said Subdistrict funds in separate accounts, an amount up to 5% of the total amount of tax receipts based on 2014 assessments, for the purpose of providing the funds necessary to defray the costs of operating the District, all in accordance with R.S.Mo. Section 184.356.

Passed this 29<sup>th</sup> day of September, 2014.

Attest:

(SEAL)

  
Vice Chair

  
Chair