

**CITY OF HAZELWOOD
REGULAR COUNCIL MEETING
FEBRUARY 17, 2021**

CALL TO ORDER

A regular meeting of the Hazelwood City Council was called to order by Mayor Matthew G. Robinson at 7:35 p.m. on Wednesday, February 17, 2021 in the Council Chambers of Hazelwood City Hall, 415 Elm Grove Lane.

In response to the coronavirus (COVID-19) public health emergency, some members of the City Council attended in-person in the Council Chambers at Hazelwood City Hall and others attended and participated by video conference in accord with Section 610.015, RSMo ("All votes taken by roll call in meetings of a public governmental body consisting of members who are all elected ... shall be cast by members ... who are physically present ... or who are participating via videoconferencing.") It was impossible and impractical to hold the meeting in a manner physically accessible by the public. Section 610.020.2, RSMo ("Each meeting shall be held at a place reasonably accessible to the public ... unless for good cause such a place ... is impossible or impractical.") Public access to the meeting was accommodated in person and via access to video conference pursuant to notice provided in accord with Section 610.020, RSMo.;

On roll call the following members of the Council were present:

Matthew G. Robinson
Russell Todd
Warren H. Taylor
Rosalie Hendon
Mary G. Singleton
Carol A. Stroker
Robert M. Aubuchon
Don W. Ryan
Daniel T. Herin

City Clerk Julie Lowery declared a quorum was present.

Also present were City Manager Matt Zimmerman and City Attorney Kevin O'Keefe.

AGENDA

There being no amendments proposed, Mr. Aubuchon moved, seconded by Mr. Taylor, the adoption of the agenda as printed. The motion passed unanimously.

CONSENT AGENDA

Mrs. Singleton moved, seconded by Mr. Herin, the adoption of the consent agenda as printed. The following vote was recorded on the motion:

AYE - 9 NAY - 0

Mayor Robinson
Mr. Todd
Mr. Taylor
Mrs. Hendon
Mrs. Singleton
Mrs. Stroker
Mr. Aubuchon
Mr. Ryan
Mr. Herin

The motion passed unanimously and the consent agenda was adopted.

**APPROVAL OF
MINUTES**

Mrs. Singleton moved, seconded by Mr. Aubuchon, to approve the minutes of the February 3 regular and closed Council meetings as submitted. The motion passed unanimously.

SPECIAL ORDER OF BUSINESS

**ANNUAL GREEN
COMMITTEE REPORT** Green Committee Chairman Ron Darling gave a report on the committee's 2020 activities.

Mr. Darling reported the Green Committee had been working on a bill since 2017 to change the code regarding weeds and rank vegetation. On July 15, 2020, the Council adopted an ordinance that accepted those changes.

**MSD PROPOSITION Y
PRESENTATION** Metropolitan St. Louis Sewer District (MSD) Executive Director and Chief Executive Officer Brian Hoelscher gave a presentation on Proposition Y, which will be on the April 6 ballot.

Mr. Hoelscher explained Proposition Y would determine how MSD funds \$1.58 billion worth of capital improvements over the next four years. Supporting the proposition authorizes MSD to issue up to \$500 million in bonds with bond revenue going to fund designing, constructing, improving, renovating, repairing, replacing and equipping new and existing MSD sewer and drainage facilities and systems, including sewage treatment and disposal plants and sanitary sewers.

Mrs. Singleton asked how this would benefit the City and residents.

Mr. Hoelscher replied he would have his staff send over additional information.

PROCLAMATIONS AND RESOLUTIONS - None

CITIZENS HEARINGS AND PRESENTATION OF PETITIONS

Mayor Robinson explained the procedures to be followed during a hearing. He invited anyone desiring to make a comment to come forward at this time.

No one came forward to address the Council.

Mayor Robinson stated written comments may be submitted to: Hazelwood City Council, 415 Elm Grove Lane, Hazelwood, MO 63042 or CityClerk@hazelwoodmo.org with "Citizen Comment" in the subject line.

Mayor Robinson asked Mrs. Lowery if any written comments had been received for this evening's meeting.

Mrs. Lowery replied none were received.

PUBLIC HEARINGS

LIQUOR LICENSE
7217 N. LINDBERGH

Mayor Robinson called to order the public hearing to consider the application by Demetrius Jackson for a Full Liquor License, with Sunday, for Love Restaurant at 7217 North Lindbergh Boulevard.

The requisite record check had been performed and Assistant Police Chief Jim Hudanick has recommended approval of the application. If approved, a 90-day temporary license could be issued to allow the applicant to establish proof of the required food sales. Once food sales are verified, a permanent license for the balance of the license period could be issued.

Love Restaurant owner Demetrius Jackson was available for questions.

Mayor Robinson asked if anyone present wished to speak in favor of or in opposition to the proposal.

No one spoke in favor of or in opposition to the proposal and Mayor Robinson declared the hearing closed.

Mrs. Stroker moved, seconded by Mrs. Singleton, to grant the 90-day temporary Full Liquor License, with Sunday, for Love Restaurant at 7217 North Lindbergh Boulevard. The motion passed unanimously.

COMMUNICATIONS

EWGCG
BRIEFINGS

The January 28 issue of Briefings was received from the East-West Gateway Council of Governments.

MSD ANNUAL REPORT The 2020 Popular Annual Financial Report and Diversity Report were received from MSD.

EWGCG BRIEFINGS The February 4 issue of Briefings was received from the East-West Gateway Council of Governments.

UNFINISHED BUSINESS - None

MAYOR AND COUNCIL REPORTS

WORK SESSION AGENDA ITEMS No items were added to the March 10 Council work session agenda.

RFPD FIRE SERVICES UPDATE Mr. O'Keefe stated there was nothing new to report and the annexation proposition will be on the April 6 ballot.

Mayor Robinson asked if Robertson Fire Protection District (RFPD) plans to run a campaign supporting the annexation measure.

Mr. O'Keefe replied he would make an inquiry.

Mayor Robinson expressed concern that a campaign has not started, as the election date is getting closer, and the residents have not received information on the annexation proposition.

SNOW ROUTES Mrs. Singleton stated she received a request from a subdivision trustee asking that Charbonier Bluffs Drive, the main street in the subdivision, be designated as a snow route.

Mrs. Singleton stated the designation of the current snow routes was established before she was on the Council and would like to propose adding Charbonier Bluffs Drive to the snow route list. Mrs. Singleton stated Charbonier Bluffs Drive has a slope to it and all the residents of the subdivision have to travel that street to get any other street within the subdivision.

Mr. O'Keefe explained that snow routes are established by ordinance in Table XII-A of the City Code, and if there is a desire to pursue this change Council would instruct staff to prepare legislation for consideration at a future meeting.

Mrs. Singleton motioned to designate Charbonier Bluffs Drive and other streets Council may want considered as snow routes.

Mr. Ryan asked if Coachway Lane's cul-de-sac could be added to the snow route list.

Mr. Zimmerman explained the snow routes existed before 2009 and there are streets that did not exist before 2009 that should possibly be considered. However, staff is concerned that if too many streets are added to the current snow routes it will take Public Works staff much more time to make a first pass on all snow route roads. Mr. Zimmerman stated staff needs to examine the standards that were used previously to determine if a street warrants being added to the snow route list.

Mr. O'Keefe suggested the motion be amended to have staff analyze the addition of the proposed streets and report to Council.

Mrs. Singleton moved, seconded by Mrs. Stroker, to have staff analyze the addition of the proposed streets and report to Council at the March 17 regular meeting. The motion passed unanimously.

CITY MANAGER'S REPORT

DESIGNEE TO REPORT Finance Director Dave Tuberty recommended the Council
NON-BINDING designate him to report the City's potential non-binding 2021
PROPERTY TAX property tax rates to St. Louis County and as the City's
RATES contact person for taxpayer inquiries.

Mr. Aubuchon moved, seconded by Mr. Ryan, to designate Finance Director Dave Tuberty to report the City's non-binding 2021 property tax rates and as the City's contact person. The motion passed unanimously.

AMEND CHAPTER 380 Police Major Jim Hudanick reported staff recommends
RE: MOTORCYCLE amending *Chapter 380. Vehicle Equipment* pertaining to
HELMETS motorcycle helmets.

Major Hudanick stated this proposal is to keep the City's code consistent with the new state law that regulates headgear.

Mr. Aubuchon moved, seconded by Mr. Todd, to concur with the staff recommendation to amend *Chapter 380. Vehicle Equipment* pertaining to motorcycle helmets and to place the draft bill on this agenda for introduction. The motion passed unanimously and the bill was added to the agenda as item 17.a.

AGREEMENT Mr. Zimmerman reported staff recommends authorization to
LEGISLATIVE enter into an agreement with AT Government Strategies for
SERVICES strategic government affairs and legislative services, for a period from February 2021 through May 2021, at a cost of \$10,000 per month.

Mr. Zimmerman stated that for the past six years the City has retained AT Government Strategies to represent and lobby for the City in Jefferson City. Funds for the expense have been allocated in the budget.

Mrs. Singleton stated the lobbyists were hired to help the City see if there was legislation that could assist with the issues with RFPD.

Mrs. Singleton stated she believes the issues with RFPD could be greatly eased with the upcoming election in April. She questioned if this service was an appropriate use of City funds because they are members of the Missouri Municipal League, which advocates for municipalities.

In response to Mrs. Singleton's questions, Mr. Zimmerman stated AT Government Strategies looks out for the City's interests. Additionally, the Missouri Municipal League will not take on the issues the City has with the RFPD.

Mrs. Singleton stated \$10,000 a month seems expensive.

Mrs. Stroker asked who the City's lobbyist are.

Mr. Zimmerman replied John Dalton and Shannon Hawk.

Mr. Todd moved, seconded by Mr. Taylor, to concur with the staff recommendation to authorize an agreement for strategic government affairs and legislative services and to place the draft bill on this agenda for introduction.

Mayor Robinson called for a roll call vote and the following vote was recorded on the motion:

<u>AYE - 6</u>	<u>NAY - 3</u>
Mayor Robinson	Mrs. Singleton
Mr. Todd	Mr. Ryan
Mr. Taylor	Mr. Herin
Mrs. Hendon	
Mrs. Stroker	
Mr. Aubuchon	

The motion passed by a vote of six in favor and three opposed, with Mrs. Singleton, Mr. Ryan and Mr. Herin casting the dissenting votes, and the bill was added to the agenda as item 17.b.

CITY ATTORNEY'S REPORT - None

CITY CLERK'S REPORT - None

NEW BUSINESS - None

INTRODUCTION AND FIRST READING OF BILLS

AMEND CH. 380 Mayor Robinson called for the first reading of a bill to amend
RE: MOTORCYCLE *Chapter 380. Vehicle Equipment* pertaining to motorcycle
HELMETS helmets.

There were no objections and Bill 4926 was read by title only:

AN ORDINANCE AMENDING *CHAPTER 380. VEHICLE EQUIPMENT* OF THE HAZELWOOD CITY CODE PERTAINING TO MOTORCYCLE HELMETS.

Bill 4926 will be on the agenda for second reading on March 3.

AGREEMENT Mayor Robinson called for the first reading of a bill to
LEGISLATIVE SERVICES authorize a contract for legislative services.

There were no objections and Bill 4927 was read by title only:

AN ORDINANCE AUTHORIZING AN AGREEMENT WITH AT GOVERNMENT STRATEGIES FOR STRATEGIC GOVERNMENT AFFAIRS AND LEGISLATIVE SERVICES.

Bill 4927 will be on the agenda for second reading on March 3.

SECOND READING OF BILLS AND ACTION ON BILLS

BILL 4923 Mayor Robinson called for the second reading of Bill 4923 to
SLUP EXTENSION extend the Special Land Use Permit deadlines for the
12035 MO BOTTOM RD. construction and operation of a medical marijuana infused
products manufacturing facility at 12035 Missouri Bottom
Road.

There were no objections and Bill 4923 was read by title only:

AN ORDINANCE AMENDING ORDINANCE 4766-20 BY EXTENDING THE SPECIAL LAND USE PERMIT DEADLINES TO COMMENCE CONSTRUCTION AND FULL OPERATION OF CANNAVER, LLC AT 12035 MISSOURI BOTTOM ROAD.

Mr. Aubuchon moved, seconded by Mrs. Hendon, the adoption of Bill 4923 as an ordinance. The following vote was recorded on the motion:

<u>AYE - 9</u>	<u>NAY - 0</u>
Mayor Robinson	
Mr. Todd	
Mr. Taylor	
Mrs. Hendon	

Mrs. Singleton
Mrs. Stroker
Mr. Aubuchon
Mr. Ryan
Mr. Herin

Bill 4923 was unanimously adopted as Ordinance 4807-21.

BILL 4924 Mayor Robinson called for the second reading of Bill 4924 to SUBDIVISION authorize the subdivision to adjust the lots' boundaries of 9170 & 9200 LATTY AVE. 9170 Latty Avenue and 9200 Latty Avenue.

There were no objections and Bill 4924 was read by title only:

AN ORDINANCE APPROVING THE SUBDIVISION OF 9170 AND 9200 LATTY AVENUE TO ADJUST THE LOTS' BOUNDARIES.

Mr. Aubuchon moved, seconded by Mr. Taylor, the adoption of Bill 4924 as an ordinance. The following vote was recorded on the motion:

<u>AYE - 9</u>	<u>NAY - 0</u>
Mayor Robinson	
Mr. Todd	
Mr. Taylor	
Mrs. Hendon	
Mrs. Singleton	
Mrs. Stroker	
Mr. Aubuchon	
Mr. Ryan	
Mr. Herin	

Bill 4924 was unanimously adopted as Ordinance 4808-21.

BILL 4925 Mayor Robinson called for the second reading of Bill 4925 to SLUP grant a Special Land Use Permit for a restaurant at 7217 7217 LINDBERGH BLVD North Lindbergh Boulevard.

There were no objections and Bill 4925 was read by title only:

AN ORDINANCE AUTHORIZING AND GRANTING A PERMANENT SPECIAL LAND USE PERMIT TO THE JACKSON VINCENT GROUP, LLC D/B/A LOVE RESTAURANT FOR A RESTAURANT AT 7217 NORTH LINDBERGH BOULEVARD AND PROVIDING THE CONDITIONS OF SUCH USAGE.

Mrs. Stroker moved, seconded by Mrs. Hendon, the adoption of Bill 4925 as an ordinance. The following vote was recorded on the motion:

AYE - 9 NAY - 0

Mayor Robinson
Mr. Todd
Mr. Taylor
Mrs. Hendon
Mrs. Singleton
Mrs. Stroker
Mr. Aubuchon
Mr. Ryan
Mr. Herin

Bill 4925 was unanimously adopted as Ordinance 4809-21.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

COUNCIL MEETING	Mayor Robinson announced the next regular Council meeting will be held Wednesday, March 3, at 7:30 p.m. in the Council Chambers.
ADJOURNMENT	There being no further business to come before the Council, the meeting was adjourned at 8:42 p.m.

Matthew G. Robinson - Mayor
City of Hazelwood, Missouri

ATTEST:

Julie Lowery - City Clerk
City of Hazelwood, Missouri