

**CITY OF HAZELWOOD
REGULAR COUNCIL MEETING
SEPTEMBER 16, 2020**

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, September 16, 2020, 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:

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

Council Member Don W. Ryan was not present. City Clerk Julie Lowery declared a quorum was present.

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

*Mr. Herin joined the meeting at 7:38 p.m.

AGENDA

Mrs. Hendon moved, seconded by Mr. Todd, to amend the agenda by the addition of item 11.d, board and commission appointments. The motion passed unanimously.

Mr. Taylor moved, seconded by Mr. Todd, to adopt the agenda as amended. The motion passed unanimously.

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

<u>AYE - 7</u>	<u>NAY - 0</u>
Mrs. Singleton	
Mrs. Stroker	
Mr. Aubuchon	
Mayor Robinson	
Mr. Todd	
Mr. Taylor	
Mrs. Hendon	

The motion passed unanimously and the consent agenda was adopted.

APPROVAL OF MINUTES Mrs. Singleton moved, seconded by Mr. Todd, to approve the minutes of the September 2 regular Council meeting as submitted. The motion passed unanimously.

SPECIAL ORDER OF BUSINESS

EMPLOYEE SERVICE AWARDS The following were presented with service awards as their biographies were read: Police Sergeant Scott Schnurbusch, 15 years, Police Officer Jason Corson, 15 years and Administrative Supervisor Lori Routh, 35 years.

PROCLAMATIONS AND RESOLUTIONS

LORI ROUTH RETIREMENT PROCLAMATION Mayor Robinson called for the reading of a proclamation expressing recognition and appreciation to retiring Administrative Supervisor Lori Routh.

There were no objections and Proclamation 2014 was read.

Mr. Aubuchon moved, seconded by Mrs. Hendon, the adoption of Proclamation 2014 expressing appreciation to Lori Routh for 35 years of dedicated service and extending best wishes for a happy retirement. The motion passed unanimously.

FIRE PREVENTION WEEK PROCLAMATION Mayor Robinson called for the reading of a proclamation designating the week of October 4 through October 10 as Fire Prevention Week.

There were no objections and Proclamation 2015 was read.

Mrs. Hendon moved, seconded by Mr. Aubuchon, the adoption of Proclamation 2015 designating the week of October 4 through 10, 2020, as Fire Prevention Week and urging all residents to check their kitchens for fire hazards and use safe cooking practices during Fire Prevention Week 2020, and to support the public safety activities and efforts of the Hazelwood Fire Department. The motion passed unanimously.

F.Y. 2020 BUDGET APPROPRIATIONS TRANSFER RESOLUTION Mayor Robinson called for the reading of a resolution to amend the fiscal year 2020 budget by transferring unencumbered appropriations as requested by the City Manager.

Assistant City Manager-Finance Dave Tuberty stated the General Fund budget did not go over budget as a whole. However, the Charter requires an adjustment in the event individual departments of the General Fund exceed budget. The reasons certain departments were over budget are as follows: The Legal Department exceeded budget by \$70,050 due to the increased legal expenses as a result of the fire services litigation; The Fire/Ambulance Department exceeded budget by \$15,900 due to allocation of payroll from the Fire Department; and fire districts fees exceeded budget by approximately \$4,700 as a result of payments to the Florissant Valley Fire Protection District based on assessed valuation, as the assessed valuation increased considerably in fiscal year 2019. Mr. Tuberty stated budget overages were mitigated by budgeted spending in the Fire Department that did not happen.

There were no objections and Resolution 2007 was read by title only:

A RESOLUTION PROVIDING FOR THE TRANSFER OF UNENCUMBERED APPROPRIATIONS FOR FISCAL YEAR 2020 AS REQUESTED BY THE CITY MANAGER.

Mr. Aubuchon moved, seconded by Mrs. Singleton, the adoption of Resolution 2007. The following vote was recorded on the motion:

<u>AYE - 8</u>	<u>NAY - 0</u>
Mrs. Singleton	
Mrs. Stroker	
Mr. Aubuchon	
Mr. Herin	
Mayor Robinson	
Mr. Todd	
Mr. Taylor	
Mrs. Hendon	

Resolution 2007 was unanimously adopted.

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.

BUDGET QUESTION Ann Cronin of 5313 Dunn Ridge Court asked if fire trucks are being replaced every seven years.

Mr. Zimmerman replied if she is looking at the Capital Fund she is looking at the annual debt service which is paid off over seven years. Fire trucks are replaced every 10 to 14 years.

Mrs. Cronin asked how many fire trucks the City has and if one fire truck is always out of service.

Mr. Zimmerman responded three fire trucks are in service and one is kept in reserve if one goes out of service.

Mrs. Cronin asked how many ambulances the City has.

Mr. Zimmerman replied two ambulances are always on duty and one is kept in reserve.

Mrs. Cronin stated she lives in the Robertson Fire Protection District and was trying to figure out how much it is costing her for fire service.

Mr. Zimmerman stated he would be happy to sit with Mrs. Cronin and go over the budget and answer any questions she might have.

SLUP EXTENSION A request for an extension of the Special Land Use Permit
820 & 830 (SLUP) deadline to commence full operation of Enterprise
MCDONNELL BLVD. Leasing Company STL, LLC at 820 and 830 James S.
AND McDonnell Boulevard and 1570 Ville Martha Lane was
1570 VILLE MARTHA LN. received.

City Planner Kate Crimmins stated the SLUP, granted on April 15, 2020, specifies the business must be in operation within six months or the permit will lapse. Enterprise seeks an extension to October 15, 2021.

Andy Stokes with Enterprise Holdings stated they have had some setbacks due to the coronavirus pandemic but are ready to start moving forward with the project.

Mrs. Hendon moved, seconded by Mrs. Singleton, to extend the Special Land Use Permit deadline to commence operation of Enterprise Leasing Company STL, LLC, at 820 and 830 McDonnell Boulevard and 1570 Ville Martha Lane to October 15, 2021 and to place the draft bill on the agenda for introduction. The motion passed unanimously and the bill was added to the agenda as item 17.a.

Mr. Zimmerman stated if the Council believes additional action is needed, the City could start the SLUP revocation process or, especially in the case of the hotels that do not have the current SLUP requirements, revoke the business license. Revocation of business license would require a hearing by the Finance Director. Property owners would have the right to appeal the decision of the Finance Director to the Council. In the event the property owner wanted to appeal the Council's decision they could with the Circuit Court.

Mrs. Singleton supports attaching requirements to the business license.

Mrs. Hendon asked if any of the hotels have private security.

Mr. Zimmerman stated not at this time.

Mrs. Hendon asked where the enforcement starts.

Mr. Zimmerman replied it is an inter-departmental issue and a Building Inspector, a Fire Inspector and the Neighborhood Action Team Sergeant would partner up on inspections and determine if there are violations and give the property owner time to get compliant. Mr. Zimmerman stated they will start cracking down on enforcement in October.

Mr. Zimmerman stated staff can bring a bill before the Council to amend the business license code.

The Council supports amending the business license code.

SEPTEMBER 9 FIRE SERVICES MEETING	Assistant City Manager-Economic Development Becky Ahlvin reviewed the poll results from the September 9 fire services funding meeting.
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Mrs. Ahlvin stated the City held a virtual meeting to discuss fire service funding options for Hazelwood. The meeting had 114 people registered with 84 unique viewers in attendance, in addition to the six City staff and consultants who were panelists. During the meeting the City asked a series of poll questions. Mrs. Ahlvin stated 30% of viewers were serviced by the Hazelwood Fire Department, 40% by the Robertson Fire Protection District (RFPD), 21% by the Florissant Valley Fire Protection District and 9% by other. When asked how they found out about the meeting, 36 responded social media, 15 replied through the City mailed postcard and the remaining responded through a Council Member, an email from the City, a family/friend or other. Mrs. Ahlvin stated when asked about fire service options, 55% responded annexation by fire districts, 18% responded citizen's initiative, 0% responded to significant budget cuts and service reductions and 27% responded other. Mrs. Ahlvin stated staff is working with the communications consultants to prepare a survey to send out to Hazelwood residents to gather more in-depth data on this issue. The survey will be distributed late September and results will be discussed at the October 21 regular Council meeting.

Mr. O’Keefe stated a letter was received from RFPD stating they support putting an annexation proposition on the April 2021 ballot and will gather signatures at the polls during the November 2020 election.

BOARD/COMMISSION APPOINTMENTS Mayor Robinson nominated Matt Riley, 770 Lamplight Lane, for appointment to the Neighborhood Watch Commission, Annette Hood, 1585 Gerard Park Lane, for appointment to the Community Enrichment Commission and Warren Gillespie, 7518 Georgetown Drive, for appointment to the Community Enrichment Commission.

Mr. Todd moved, seconded by Mrs. Singleton, to approve the preceding appointments. The motion passed unanimously.

CITY MANAGER’S REPORT

VEHICLE TOWING SERVICES Police Chief Gregg Hall reported staff recommends authorization of a contract with Bolin Services, Inc., for towing, storage and impounding of motor vehicles for a two year period beginning October 1, 2020, with a one year renewal option.

Chief Hall stated a request for proposals was posted on the City’s website, the City’s Facebook page and on the City Hall bulletin board; and mailed to four local towing service companies. One bid was received from Bolin Services, Inc., who has been the City’s provider for 40 plus years. Major Jewson visited Bolin’s property and inspected all equipment on-site.

Mrs. Hendon moved, seconded by Mr. Todd, to concur with the staff recommendation to authorize the contract with Bolin Services, Inc., for towing, storage, and impounding of vehicles 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.b.

MOBILE VIDEO CAMERAS Chief Gregg Hall reported staff recommends the purchase of four Panasonic Arbitrator 360 HD mobile video systems.

Chief Hall stated this is a program to replace all of the obsolete mobile hard drive recorder systems on a six-year cycle. Chief Hall reported \$34,755 has been included in the current fiscal year Capital Improvement Fund budget for the purchase. The purchase would be made by the cooperative purchasing agreement, through the State of Illinois contract. The total cost is \$30,036 which is \$4,719 under budget.

Mr. Aubuchon moved, seconded by Mrs. Singleton, to concur with the staff recommendation to authorize the purchase of four Panasonic Arbitrator 360 HD mobile video systems from CDS Office Technologies, Inc., at the total cost of \$30,036. The motion passed unanimously.

Mr. Aubuchon moved, seconded by Mr. Ryan, to concur with the staff recommendation to authorize a contract with M & H Concrete Contractors, Inc., for the 2020 sidewalk and street improvements project at a cost not to exceed \$473,447 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.e.

CITY ATTORNEY'S REPORT - None

CITY CLERK'S REPORT - None

COMMISSION AND BOARD REPORTS - None

NEW BUSINESS - None

INTRODUCTION AND FIRST READING OF BILLS

SLUP EXTENSION Mayor Robinson called for the first reading of a bill to extend
820 & 830 MCDONNELL the Special Land Use Permit deadline for the operation of a
& **1570 VILLE MARTHA** vehicle service and repair facility, vehicle wash facility,
vehicle painting, vehicle rental/leasing and vehicle sales
at 820 and 830 James S. McDonnell Boulevard
and 1570 Ville Martha Lane.

There were no objections and Bill 4893 was read by title only:

AN ORDINANCE AMENDING ORDINANCE 4752-20 BY EXTENDING THE SPECIAL LAND USE PERMIT DEADLINE TO COMMENCE FULL OPERATION OF ENTERPRISE LEASING COMPANY STL, LLC, AT 820 AND 830 JAMES S. MCDONNELL BOULEVARD AND 1570 VILLE MARTHA LANE TO OCTOBER 15, 2021.

Bill 4893 will be on the agenda for second reading on October 7.

VEHICLE TOWING Mayor Robinson called for the first reading of a bill to
authorize a contract with Bolin Services, Inc., for
towing, storage and impounding of motor vehicles for a two
year period beginning October 1, 2020, with a one year
renewal option.

There were no objections and Bill 4894 was read by title only:

AN ORDINANCE AUTHORIZING A CONTRACT WITH BOLIN SERVICES, INC., FOR THE TOWING, STORAGE AND IMPOUNDING OF MOTOR VEHICLES, FOR AND ON BEHALF OF THE CITY, FOR A TWO YEAR PERIOD BEGINNING OCTOBER 1, 2020 AND WITH A ONE YEAR RENEWAL OPTION.

Bill 4894 will be on the agenda for second reading on October 7.

CONTRACT Mayor Robinson called for the first reading of a bill to
COMPUTER NETWORK authorize a contract with AuditSolv for computer network
services.

There were no objections and Bill 4895 was read by title only:

**AN ORDINANCE AUTHORIZING A CONTRACT WITH AUDITSOLV FOR
COMPUTER NETWORK SERVICES FOR A ONE YEAR TERM, WITH A ONE YEAR
RENEWAL OPTION, AT A COST NOT TO EXCEED EIGHTY-FOUR THOUSAND
THREE HUNDRED NINETY-EIGHT DOLLARS (\$84,398).**

Bill 4895 will be on the agenda for second reading on October 7.

CONTRACT Mayor Robinson called for the first reading of a bill to
TREE authorize a contract with T & L Tree Service, Inc.,
REMOVAL for the 2020 tree removal project.

There were no objections and Bill 4896 was read by title only:

**AN ORDINANCE AUTHORIZING A CONTRACT WITH T & L TREE SERVICE, INC.,
FOR THE 2020 TREE REMOVAL PROJECT AT A COST NOT TO EXCEED
TWENTY-SIX THOUSAND FIVE HUNDRED TWELVE DOLLARS (\$26,512).**

Bill 4896 will be on the agenda for second reading on October 7.

CONTRACT Mayor Robinson called for the first reading of a bill to
STREET authorize a contract with M & H Concrete Contractors, Inc.,
IMPROVEMENTS for the 2020 sidewalk and street improvements project.

There were no objections and Bill 4897 was read by title only:

**AN ORDINANCE AUTHORIZING A CONTRACT WITH M & H CONCRETE
CONTRACTORS, INC., FOR THE 2020 SIDEWALK AND STREET IMPROVEMENTS
PROJECT AT A COST NOT TO EXCEED FOUR HUNDRED SEVENTY-THREE
THOUSAND FOUR HUNDRED FORTY-SEVEN DOLLARS (\$473,447).**

Bill 4897 will be on the agenda for second reading on September 6.

SECOND READING OF BILLS AND ACTION ON BILLS

BILL 4889 The second reading of Bill 4889, to approve a Third
AMEND DEVELOPMENT Amendment to the Master Development Agreement with Big
AGREEMENT Sports Properties for redevelopment of the St. Louis Outlet
Mall, was postponed.

BILL 4890
2020 TAX RATES

Mayor Robinson called for the second reading of Bill 4890 to establish the 2020 ad valorem tax rates.

Mr. Tuberty stated the county assessment tables Post Board of Equalization numbers were posted on September 14, 2020. The rates for residential and agricultural changed since the last Council meeting and are reflected in the amended bill.

Mr. Aubuchon moved, seconded by Mr. Taylor, to amend Bill 4890 by the text of Bill 4890.1. The motion passed.

There were no objections and Bill 4890, as amended, was read by title only:

AN ORDINANCE ESTABLISHING THE ANNUAL RATE OF AD VALOREM TAXES LEVIED FOR THE YEAR 2020 FOR GENERAL AND OTHER MUNICIPAL PURPOSES ON ALL REAL AND PERSONAL PROPERTY IN THE CITY OF HAZELWOOD, MISSOURI, AND THE ANNUAL FEE FOR THE CITY'S SEWER LATERAL SERVICE LINES REPAIR PROGRAM.

Mr. Taylor moved, seconded by Mrs. Hendon, the adoption of Bill 4890, as amended, as an ordinance. The following vote was recorded on the motion:

<u>AYE - 8</u>	<u>NAY - 0</u>
Mrs. Singleton	
Mrs. Stroker	
Mr. Aubuchon	
Mr. Herin	
Mayor Robinson	
Mr. Todd	
Mr. Taylor	
Mrs. Hendon	

Bill 4890, as amended, was unanimously adopted as Ordinance 4774-20.

SLUP
820 MCDONNELL BLVD. Mayor Robinson called for the second reading of Bill 4891 to grant a Special Land Use Permit at 820 James S. McDonnell Boulevard.

There were no objections and Bill 4891 was read by title only:

AN ORDINANCE AUTHORIZING AND GRANTING A PERMANENT SPECIAL LAND USE PERMIT TO ENTERPRISE LEASING COMPANY STL, LLC FOR A VEHICLE SERVICE AND REPAIR FACILITY AND VEHICLE WASH FACILITY, VEHICLE RENTAL/LEASING, VEHICLE SALES (USED), AND VEHICLE PAINTING AT 820 JAMES S. MCDONNELL BOULEVARD.

Mrs. Hendon moved, seconded by Mrs. Singleton, the adoption of Bill 4891 as an ordinance. The following vote was recorded on the motion:

<u>AYE - 8</u>	<u>NAY - 0</u>
Mrs. Singleton	
Mrs. Stroker	
Mr. Aubuchon	
Mr. Herin	
Mayor Robinson	
Mr. Todd	
Mr. Taylor	
Mrs. Hendon	

Bill 4891 was unanimously adopted as Ordinance 4775-20.

SUBDIVISION Mayor Robinson called for the second reading of Bill 4892 to
12509 MO BOTTOM RD. authorize the subdivision of 12509 Missouri Bottom Road.

There were no objections and Bill 4892 was read by title only:

AN ORDINANCE APPROVING THE SUBDIVISION OF 12509 MISSOURI BOTTOM ROAD FROM ONE LOT INTO TWO LOTS.

Mrs. Hendon moved, seconded by Mr. Todd, the adoption of Bill 4892 as an ordinance. The following vote was recorded on the motion:

<u>AYE - 8</u>	<u>NAY - 0</u>
Mrs. Singleton	
Mrs. Stroker	
Mr. Aubuchon	
Mr. Herin	
Mayor Robinson	
Mr. Todd	
Mr. Taylor	
Mrs. Hendon	

Bill 4892 was unanimously adopted as Ordinance 4776-20.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

COUNCIL MEETING Mayor Robinson announced the next regular Council meeting will be held Wednesday, October 7, 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 8:54 p.m.

Matthew G. Robinson - Mayor
City of Hazelwood, Missouri

ATTEST:

Julie Lowery - City Clerk
City of Hazelwood, Missouri