

**CITY OF HAZELWOOD
REGULAR COUNCIL MEETING
NOVEMBER 6, 2013**

CALL TO ORDER

A regular meeting of the Hazelwood City Council was called to order by Mayor Matthew G. Robinson at 7:30 p.m. on Wednesday, November 6, 2013 in the Council Chambers of Hazelwood City Hall, 415 Elm Grove Lane.

Mayor Robinson asked those present to join in a moment of silent meditation followed by the Pledge of Allegiance.

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

Russell Todd
Warren H. Taylor
Rosalie Hendon
Mary G. Singleton
Carol A. Stroker
Robert M. Aubuchon
Don W. Ryan
Michael J. Conley
Matthew G. Robinson

Mrs. Wolf declared a quorum was present.

Also present were City Manager Matt Zimmerman, City Attorney Kevin O'Keefe, and City Clerk Colleen Wolf.

Mayor Robinson introduced Mr. Zimmerman who began employment with the City on October 30.

AGENDA

Mrs. Singleton moved, seconded by Mr. Conley, to amend the agenda by the addition of an executive session, as a consent item, to consult with the City Attorney and discuss a matter of proprietary interest. The motion passed unanimously.

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

CONSENT AGENDA

Mr. Todd moved, seconded by Mr. Ryan, the adoption of the consent agenda. The following vote was recorded on the motion:

AYE - 9

NAY - 0

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

The motion passed unanimously and the consent agenda, including a closed meeting immediately following the regular meeting to consult with the City Attorney in accordance with the provisions of RSMo 610.021(1) and discuss a matter of proprietary interest in accordance with the provisions of RSMo.021(15), was adopted.

APPROVAL OF MINUTES

Mrs. Singleton moved, seconded by Mr. Conley, to approve the minutes of the October 9 Council work session, the October 16 regular Council meeting, the October 16 closed Council meetings, and the October 28 closed Council meeting as submitted. The motion passed unanimously.

SPECIAL ORDER OF BUSINESS

WHAT'S NEW

Communications Coordinator Tim Davidson reported on City news, events, and programs.

Many of Hazelwood's full-time employees showed their support for the Cardinals and those in need during the World Series. Employees were allowed to wear Cardinal red on game days with the donation of non-perishable food items. Over 350 pounds of food was collected for T.E.A.M., an area food pantry serving needy families in the Hazelwood area.

The Fee Fee Road reconstruction project is inching closer to completion. The contractor started pouring concrete for the middle turn lane from McDonnell Boulevard to Lambert Pointe Drive this week. The southbound lane is complete, leaving the northbound lane and other infrastructure components left to complete. The project is scheduled to end by March 2.

Parks and Recreation staff did a fantastic job decorating for Halloween Happenings which had an attendance of almost 2,000.

Retailers at St. Louis Outlet Mall are gearing up for a busy holiday shopping season by hiring seasonal employees. Those looking for employment can find out which retailers are hiring by checking the mall's website.

During a recent job fair and screening of the “American Made Movie,” Ranken College announced the success of its micro enterprise partnership with bioMerieux in Hazelwood. Over a three year period, 45 students have gone through this program earning part-time wages for 20 hours of work each week assembling and testing high-tech electronic subcomponents. The program offers students this manufacturing internship with their two year technical education curriculum.

Parks and Recreation and the Community Enrichment Commission are co-hosting a performance of “The Mischievous Elf” by the Piwacket Theater for Children on November 23 at the Community Center. Additional information on this and other City programs and upcoming events is available on the City’s website at www.hazelwoodmo.org.

GREEN COMMITTEE ANNUAL REPORT Ron Darling, chairman of the Green Committee, gave the annual committee report.

Mr. Darling stated the volunteer committee was established in 2011. Meetings are held at Civic Center East on the fourth Tuesday of each month at 5:00 p.m. However, a meeting will not be held in December. Mr. Darling stated their mission statement focuses primarily on environmental conservation. Key components are sustainability, environmental improvement, education, and conservation of financial resources. Target topics include solid waste diversion by increased recycling, stormwater, and energy conservation. He stated they have been working with Mr. Davidson to establish a green section in the City newsletter for the purpose of educating the residents. In addition, the committee has had an information table at Harvestfest for the past three years. This year, they were able to tour Allied Services’ recycling facility. The committee does research and investigates grant opportunities. As a result, the City pursued and was awarded three grants. The committee continues to consider the concept of “Walkable Hazelwood” to improve the potential of staying active. There’s a grant opportunity with Trailnet to develop a master plan for walking and bike paths that the City may want to consider in the future. Enhancements such as improvements to the Lindbergh Boulevard/I-270 corridor were discussed at length. The group participated in two major field activities, litter pickup projects in the Taylor Road/Lynn Haven Lane/Lindbergh Boulevard area and Truman Park cleanup. The committee also assisted with coordination of the third annual electronics recycling day and plans for next year’s event are underway. The most recent endeavor is to improve recycling by educating residents and offering incentives. Currently, 56 percent of Hazelwood households recycle at least once every three weeks. Although this is higher than average for the area, the total tonnage collected is only 17 percent of the total collected for the area. The goal is to have each household recycle one additional pound per year.

NORTH COUNTY OPTIMIST CLUB COMMUNITY SERVICE AWARD Steve Medlock, representing the Optimist Club of North St. Louis County, presented the Community Service Award to Battalion Chief Randy Getz for his efforts to improve the lives of children in the community.

Mr. Medlock stated Randy was selected on the basis of his efforts and accomplishments in keeping with the organization's creed. For instance, in September 1993 Randy launched the Fire Department's Explorer Post and remains in charge of the program to this day. The Explorers have won many awards and dozens of their members have graduated to the professional emergency services field. The post is consistently recognized nationally as a model. Randy has taught the Explorers the value of leadership, hard work, respect, and volunteerism.

PROCLAMATIONS AND RESOLUTIONS - None

CITIZEN 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.

CITY MANAGER'S STATUS REPORT

Mr. Zimmerman stated the Council has been provided with a copy of Public Works Director David Stewart's letter to Victor Frentzel, dated October 30, in response to concerns expressed during the October 16 Council meeting relative to maintenance of state rights-of-way.

Mr. Stewart had contacted Missouri Department of Transportation Area Engineer Larry Welty who explained the area had not been cut due to recent cutbacks and indicated the plan is to get the area in mowable condition prior to mowing season next spring.

PUBLIC HEARINGS

SLUP 7541 N. LINDBERGH

Mayor Robinson called to order the public hearing to consider the petition by Aroma Indian Cuisine, Inc., for a Special Land Use Permit for a restaurant at 7541 North Lindbergh Boulevard.

Paramjit Bawa explained the proposal to open an authentic Indian restaurant at the former Village China Wok location. The restaurant would offer a lunch buffet and fine dining. Lunch hours would be 11:00 a.m. to 2:30 p.m., seven days a week. Dinner hours would be 4:30 p.m. to 9:00 p.m., Sunday through Thursday, and 4:30 p.m. to 10:00 p.m. on Fridays and Saturdays. He stated the location was chosen based on demographics, the large number of Fortune 500 companies in the area, and the easy access to highways. He stated he believes the restaurant would provide unique flavor and prospective to the area. Mr. Bawa stated he and his wife have experience in the restaurant business as they opened a restaurant last year in Edwardsville. Employment opportunities would include three servers and, upon approval of a liquor license, a bartender would be hired. Seating capacity would be approximately 124.

Mr. O'Keefe inquired as to Mr. Bawa's association with the business.

Mr. Bawa replied his wife, Gurdip Kaur, is part owner of the business. He continued his presentation stating there would be 59 parking spaces with three handicapped spaces. He explained Indian cuisine and its history in detail. Then, he explained plans for restaurant and equipment cleaning and maintenance. He stated they are working with architects to update the restaurant façade.

Mr. Ryan requested that the hours of operation be included in the bill granting the permit.

Mayor Robinson asked if the proposed hours are temporary and if there are any plans to expand them in the future. He suggested making the closing time 11:00 p.m. to allow for future expansion.

After additional discussion, the Council agreed to revise the bill to include the hours of operation from 11:00 a.m. to 11:00 p.m., Sunday through Friday, and 11:00 a.m. to midnight on Saturday.

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. Wolf read the City Plan Commission motion "to recommend approval to the City Council for a Special Land Use Permit for a restaurant in a C-2 General Commercial zoning district located at 7541 North Lindbergh Boulevard." She stated the motion passed unanimously.

Mrs. Stroker moved, seconded by Mrs. Hendon, to concur with the City Plan Commission recommendation to grant the Special Land Use Permit for a restaurant at 7541 North Lindbergh Boulevard 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.

AMEND CHAP. 410 TO ESTABLISH STREET NAME CHANGE PROCEDURE	Mayor Robinson called to order the public hearing to consider amendment of Chapter 410: Subdivisions, Streets and Land Development to enact a section to establish the procedure for change of street name.
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Mayor Robinson noted two bills have been drafted. The first would repeal the ordinance passed previously and the second would amend the Code to establish Section 410.215: Change of Street Name.

Mr. O’Keefe explained when the ordinance was being prepared for codification it was discovered that in revising the bill after first reading he had moved the section to a chapter which requires a public hearing to amend. He stated no changes have been made to Section 410.215: Change of Street Name as previously presented.

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. Singleton moved, seconded by Mr. Conley, to repeal Ordinance 4295-13 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.

Mr. Aubuchon moved, seconded by Mr. Ryan, to concur with the staff recommendation to amend Chapter 410: Subdivisions, Streets and Land Development to enact a section establishing the procedure for change of street name 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.c.

COMMUNICATIONS

RESIGNATION A letter of resignation from the Historic Preservation Commission was received from Hal Fleming, 106 Seminary Court.

A letter thanking Mr. Fleming for his years of service to the City was sent.

**2013 UNITED WAY
CAMPAIGN** A letter encouraging participation in the 2013 United Way Campaign was received from William Siedhoff, director of the City of St. Louis Department of Human Services.

SLCML NEWSLETTER The St. Louis County Municipal League’s October newsletter was received.

**LOCAL GOVERNMENT
BRIEFINGS** The October 17 issue of Local Government Briefings was received from the East-West Gateway Council of Governments.

**LOCAL GOVERNMENT
BRIEFINGS** The October 24 issue of Local Government Briefings was received from the East-West Gateway Council of Governments.

**SLUP PETITION
5656 CAMPUS PKWY.** A petition for a Special Land Use Permit for manufacturing of plastic products at 5656 Campus Parkway was received

from Buckeye International, Inc.

2013
NORTHERN LIGHTS An invitation to participate in the 2013 Northern Lights holiday event and a parade application were received from the City of Ferguson.

RE-ROOFING AND
PROCEDURE A letter expressing concerns with re-roofing requirements and City procedures was received from Matthew DeRouen, Jr., 42 Meditation Way Court.

EWGCG
2014 BUDGET The East-West Gateway Council of Governments' proposed 2014 budget was received.

Mrs. Singleton moved, seconded by Mr. Conley, to refer the petition to the City Plan Commission and to receive and file all communications. The motion passed unanimously.

UNFINISHED BUSINESS - None

MAYOR AND COUNCIL REPORTS

WORK SESSION
AGENDA ITEMS No items were added to the December 11 Council work session agenda.

CHARTER REVIEW
COMMISSION Mrs. Stroker nominated Rory Schwartz, 11 Rhinegarten Drive, for appointment to the Charter Review Commission.

Mrs. Hendon nominated Don Young, Mrs. Singleton nominated Pat Piotrowicz, and Mr. Ryan nominated Norma Caldwell for appointment to the Charter Review Commission.

Mr. Ryan moved, seconded by Mr. Conley, to make the preceding appointments to the Charter Review Commission. The motion passed unanimously.

Noting Mr. Young and Mrs. Piotrowicz are members of the City Plan Commission, Mr. O'Keefe stated Section 400.010, paragraph A, subparagraph 2, of the City Code provides that members of the City Plan Commission shall hold no other office or position in City government except on short term interim study committees.

The Council agreed the Charter Review Commission is a short term interim study committee.

NORTH CENTRAL CO.
FIRE ALARM BOARD
APPOINTMENT Mayor Robinson moved, seconded by Mr. Todd, to reappoint Mr. Aubuchon to the North Central County Fire Alarm Board of Directors. The motion passed unanimously.

COMMUNITY
IMPROVEMENT
DISTRICT
APPOINTMENTS

Mayor Robinson nominated the following for appointment to the 370/Missouri Bottom Road/Taussig Road Community Improvement District Board of Directors: Jill Goff to an additional four-year term expiring October 15, 2017; Diana Forbes to a four-year term expiring October 15, 2017 to replace Emily Zimmermann whose term expired October 15, 2013; and Sarah Porter to a four-year term expiring October 15, 2017 to replace Jennifer Weiss whose term expired October 15, 2013.

Mr. Conley moved, seconded by Mrs. Hendon, to make the preceding appointments to the 370/Missouri Bottom Road/Taussig Road Community Improvement District Board of Directors. The motion passed unanimously.

CITY MANAGER'S REPORT

AMBULANCE
PURCHASE

Mr. Zimmerman asked Fire Chief Dave Radel to give the staff report on the proposed ambulance purchase.

Chief Radel reported staff advertised for bids for one Type 1, Class One, Configuration A ambulance in accordance with the required specifications. He explained a committee was formed to define the specifications. Four bid packages were picked up and two bids were received, a bid from American Response Vehicles in the amount of \$195,260 which included an additional offer of an ambulance with options for \$197,760 and a bid from Osage Ambulance in the amount of \$207,975. Staff recommends purchase of the ambulance with options from American Response Vehicles. Funds in the total amount of \$195,000 have been allocated in the Capital Improvement Fund for the purchase of an ambulance and a Stryker type stretcher. Proceeds from trade-in of the 2004 Ford F-450 reserve ambulance, quoted at \$10,000, will more than cover the cost in excess of the budgeted amount. He noted the trade-in has 95,680 miles and its engine is a 6.0 liter diesel which was the subject of a class action lawsuit that extended the warranty for problems related to fuel injector failure to 72 months/150,000 miles. The engine in this ambulance has experienced four such failures and subsequent replacement repairs. The terms of the lawsuit settlement called for replacing the fuel injector upon failure. Replacement of this vehicle will provide Hazelwood citizens with reliable emergency medical response from both the frontline and reserve units for years to come.

In response to Mr. Todd's inquiry, Chief Radel stated the ambulance is a Ford F-550 diesel with four-wheel drive.

Mr. Aubuchon moved, seconded by Mr. Ryan, to concur with the staff recommendation to authorize the contract with American Response Vehicles for the purchase of an ambulance with options 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.d.

**MAINTENANCE
AGREEMENT**

Mr. Zimmerman asked Public Works Director David Stewart to give the staff report on the proposed maintenance agreement with St. Louis Metropolitan Sewer District (MSD).

Mr. Stewart stated the City received a federal grant to reconstruct Fee Fee Road south of McDonnell Boulevard and is currently working on preliminary design and right-of-way acquisition. Part of the initial planning includes getting approval by MSD for the infrastructure. Their approval requires entering into an agreement whereby the City agrees to maintain certain stormwater infrastructure, specifically grassy open ditches and rip rap channels. He stated the agreement is similar to those approved for other projects such as Missouri Bottom Road and Hazelwood Avenue. Staff recommends approval of the maintenance agreement with MSD for stormwater management facilities adjacent to Fee Fee Road from Anglum Road to McDonnell Boulevard.

Mr. Taylor moved, seconded by Mrs. Hendon, to concur with the staff recommendation to authorize the agreement with St. Louis Metropolitan Sewer District for maintenance of stormwater management facilities adjacent to Fee Fee Road 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

**ELECTION FILING
OPENING**

Mrs. Wolf announced filing for the April 8, 2014 election opens to candidates for Councilman Ward 2, 4, 6 and 8 on December 17, 2013 at 8:00 a.m. and closes on January 21, 2014 at 5:00 p.m.

Prior to filing candidates must obtain a minimum of 25 and a maximum of 50 signatures of registered voters who are entitled to vote for the candidate. Petitions and complete filing information may be obtained from the City Clerk's office after November 12.

**COMMISSION AND
BOARD REPORTS**

Mrs. Singleton moved, seconded by Mr. Conley, to receive and file the minutes of the September 12 City Plan Commission meeting, the October 1 Parks and Recreation Board meeting, and the October 8 Community Enrichment Commission meeting. The motion passed unanimously.

NEW BUSINESS - None

INTRODUCTION AND FIRST READING OF BILLS

**SLUP
7541 N. LINDBERGH**

Mayor Robinson called for the first reading of a bill to grant a Special Land Use Permit for a restaurant at 7541 North Lindbergh Boulevard.

MSD authorize a maintenance agreement with MSD for stormwater management facilities adjacent to Fee Fee Road.

There were no objections and Bill 4419 was read by title only:

AN ORDINANCE AUTHORIZING A MAINTENANCE AGREEMENT WITH THE ST. LOUIS METROPOLITAN SEWER DISTRICT FOR STORMWATER MANAGEMENT FACILITIES ADJACENT TO FEE FEE ROAD FROM ANGLUM ROAD TO MCDONNELL BOULEVARD.

Bill 4419 will be on the agenda for second reading on November 20.

SECOND READING OF BILLS AND ACTION ON BILLS

BILL 4412 Mayor Robinson called for the second reading of Bill 4412 to
CONTRACT authorize a contract for referral of certain City ordinance violations to the St. Louis County Mental Health Court.

There were no objections and Bill 4412 was read by title only:

AN ORDINANCE AUTHORIZING THE CITY MANAGER OF THE CITY OF HAZELWOOD, MISSOURI, TO ENTER INTO AND EXECUTE A CONTRACT WITH ST. LOUIS COUNTY, MISSOURI, FOR REFERRAL OF CERTAIN MUNICIPAL ORDINANCE VIOLATIONS TO THE ST. LOUIS COUNTY MENTAL HEALTH COURT.

Mrs. Singleton moved, seconded by Mr. Ryan, the adoption of Bill 4412 as an ordinance. The following vote was recorded on the motion:

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

Bill 4412 was unanimously adopted as Ordinance 4308-13.

BILL 4413 Mayor Robinson called for the second reading of Bill 4413 to
E.D. AGREEMENT authorize an Economic Development and New Employment Training and Opportunities Forgivable Loan Agreement with International Food Products Corporation.

There were no objections and Bill 4413 was read by title only:

AN ORDINANCE APPROVING AN ECONOMIC DEVELOPMENT AND NEW EMPLOYMENT TRAINING AND OPPORTUNITIES AGREEMENT WITH INTERNATIONAL FOOD PRODUCTS CORPORATION AND AUTHORIZING EXECUTION OF DOCUMENTS RELATING THERETO.

Mrs. Hendon moved, seconded by Mr. Conley, the adoption of Bill 4413 as an ordinance. The following vote was recorded on the motion:

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

Bill 4413 was unanimously adopted as Ordinance 4309-13.

BILL 4414 AGREEMENT	Mayor Robinson called for the second reading of Bill 4414 to authorize an agreement for architectural services for City Hall window replacement.
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There were no objections and Bill 4414 was read by title only:

AN ORDINANCE AUTHORIZING AN AGREEMENT WITH LOUIS G. CHIODINI, INC., FOR ARCHITECTURAL SERVICES FOR CITY HALL WINDOW REPLACEMENT AT A COST NOT TO EXCEED \$49,225.

Mr. Ryan moved, seconded by Mr. Todd, the adoption of Bill 4414 as an ordinance. The following vote was recorded on the motion:

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

Mayor Robinson

Bill 4414 was unanimously adopted as Ordinance 4310-13.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

HOLIDAY Mayor Robinson announced City Hall will be closed on Monday, November 11, in observance of Veterans Day.

COUNCIL MEETING Mayor Robinson announced the next regular Council meeting will be held Wednesday, November 20, 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 8:53 p.m.

Matthew G. Robinson - Mayor
City of Hazelwood, Missouri

ATTEST:

Colleen Wolf, MMC - City Clerk
City of Hazelwood, Missouri