

**CITY OF HAZELWOOD
REGULAR COUNCIL MEETING
DECEMBER 18, 2013**

CALL TO ORDER

A regular meeting of the Hazelwood City Council was called to order by Mayor Pro Tempore Russell Todd at 7:30 p.m. on Wednesday, December 18, 2013, in the Council Chambers of Hazelwood City Hall, 415 Elm Grove Lane.

Mayor Pro Tempore Todd 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:

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

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 arrived at 7:40.

AGENDA

Mr. Taylor moved, seconded by Mrs. Stroker, to amend the agenda by postponing item 18.d, the second reading of Bill 4423 to amend Title III. Traffic Code, and to adopt the agenda as amended. The motion passed unanimously and the agenda was adopted as amended.

CONSENT AGENDA

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

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

Mr. Ryan
Mr. Conley
Mayor Robinson
Mr. Todd

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

**APPROVAL OF
MINUTES**

Mr. Taylor moved, seconded by Mr. Conley, to approve the minutes of the December 4 regular and closed Council meetings as submitted. The motion passed unanimously.

SPECIAL ORDER OF BUSINESS

WHAT'S NEW

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

The Hazelnuts held their annual holiday party last week with prize/gift giveaways, music performed by the McCluer High School choir, and a lavish buffet style lunch. Hazelnuts membership is open to residents age 55 and over with a \$10 annual membership fee. Meetings are held on the 2nd Wednesday of each month at 10:00 a.m. at Civic Center East.

To celebrate their third anniversary in Hazelwood, Schaefer Autobody hosted their first annual Bob Evans Holiday Breakfast last Friday. The goal was to acquaint the public with the business location and celebrate the holiday season.

The Police Department is assisting with the creation of a North County Citizens Police Academy. The objective is to break down the barrier between police and local citizens. Classes for the 12 week program begin Thursday, February 6, at 6:00 p.m., at St. Louis Outlet Mall. The application deadline is January 10 or until class size reaches 50. Applicants must get approval from their local police chief and pass a police record check.

Hazelwood firefighters have been spending their downtime cleaning and repairing bikes for their annual bike donation to local children in need. Three bikes were donated to a women's group at a local Lutheran church, six were given to the Burn Recovered Support Group, and the remaining bikes will be donated to Father Bob at the St. Augustine Catholic Church for their annual Christmas giveaway.

Charter is adding more than 76 new high definition (HD) channels and, on or before January 21, will begin removing the analog format from every channel and adding encryption to HD digital for its basic tier service. To continue receiving a TV signal,

residents need to make sure they have a digital cable box. Charter is offering free digital equipment to non-digital households.

Starting January 1, fees for Parks and Recreation Premier Passes will increase. The new fees are \$60 for a resident, \$30 for a senior resident, \$150 for a resident family, \$100 for a non-resident and \$250 for a non-resident family.

This year's Mayors' Shamrock Ball, to benefit Valley Industries sheltered workshop, will be held March 8. Visit www.valleyind.net or call (314)731-1771 for more information.

Upcoming City events include the Dr. Martin Luther King, Jr., Tribute on January 19. Additional information on this and other upcoming events and City programs is available on the City's website at www.hazelwoodmo.org.

PROCLAMATIONS AND RESOLUTIONS - None

CITIZEN HEARINGS AND PRESENTATION OF PETITIONS

Mayor Pro Tempore Todd 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.

PUBLIC HEARINGS - None

COMMUNICATIONS

GNCCC NEWSLETTER The Greater North County Chamber of Commerce's December newsletter was received.

ST. LOUIS COUNTY CONTRACT AWARD Notice that the James S. McDonnell Boulevard/Airport Road Infrastructure Project contract was awarded to L.F. Krupp Construction, Inc., was received from the St. Louis County Council.

MML NEWSLETTER The Missouri Municipal League's December newsletter was received.

LOCAL GOVERNMENT BRIEFINGS The December 12 issue of Local Government Briefings was received from the East-West Gateway Council of Governments.

BOARD RESIGNATION A letter of resignation from the Parks and Recreation Board was received from Peggy Hayes.

A letter thanking Ms. Hayes for her years of service to the City was sent.

CITY ATTORNEY'S REPORT - None

CITY CLERK'S REPORT - None

COMMISSION AND BOARD REPORTS Mr. Taylor moved, seconded by Mr. Conley, to receive and file the minutes of the November 25 Historic Preservation Commission meeting. The motion passed unanimously.

NEW BUSINESS - None

INTRODUCTION AND FIRST READING OF BILLS

LEASE/PURCHASE Mayor Pro Tempore Todd called for the first reading of a bill to authorize an agreement for the lease/purchase of three police vehicles.

There were no objections and Bill 4424 was read by title only:

AN ORDINANCE AUTHORIZING AN AGREEMENT WITH COMMERCE BANK FOR THE LEASE/PURCHASE OF TWO 2013 DODGE CHARGERS AND ONE 2013 FORD INTERCEPTOR UTILITY AWD FOR A THREE YEAR TERM WITH A PRINCIPAL AMOUNT NOT TO EXCEED SIXTY-THREE THOUSAND THREE HUNDRED THIRTY-THREE DOLLARS (\$63,333).

Bill 4424 will be on the agenda for second reading on January 15.

CREATE CHARTER REVIEW COMMISSION Mayor Pro Tempore Todd called for the first reading of a bill to create a Charter Review Commission.

There were no objections and Bill 4425 was read by title only:

AN ORDINANCE CREATING A CHARTER REVIEW COMMISSION TO STUDY THE HAZELWOOD CITY CHARTER AND TO MAKE RECOMMENDATIONS TO THE CITY COUNCIL REGARDING POSSIBLE AMENDMENTS.

Bill 4425 will be on the agenda for second reading on January 15.

SECOND READING OF BILLS AND ACTION ON BILLS

BILL 4421 Mr. Zimmerman stated the petitioner is present and Mayor
SLUP EXTENSION Pro Tempore Todd called for the second reading of Bill 4421
7238 N. LINDBERGH to grant an extension of the Special Land Use Permit
deadline to commence operation of a restaurant at 7238
North Lindbergh Boulevard.

There were no objections and Bill 4421 was read by title only:

AN ORDINANCE AMENDING ORDINANCE 4196-12, AS AMENDED BY ORDINANCES 4223-12 AND 4255-13, BY GRANTING AN EXTENSION TO JUNE 30, 2014, OF THE DEADLINE TO COMMENCE FULL OPERATION OF A RESTAURANT AT 7238 NORTH LINDBERGH BOULEVARD TO WWIF INC., D/B/A WORLD WIDE INTERNATIONAL FOODS.

Amjad Salem, representing the petitioner, stated they are trying to construct an automated bakery to make pita bread for the restaurant as well as for distribution to local stores such as Straub's and Schnucks. He stated construction of the bakery would start in January and they would be able to open by the end of June.

Mr. O'Keefe asked if Mr. Salem has discussed the use of the premises as a bakery with Public Works Department staff.

Mr. Salem responded the restaurant would be on one side and the bakery in back.

Mr. O'Keefe asked if a bakery complies with the zoning, occupancy, and fire regulations.

Mr. Salem replied the restaurant is there already. He stated they would not proceed with the bakery until they check the zoning regulations and consult the Fire Marshal.

Mr. O'Keefe stated he's uncertain whether or not staff is aware of the proposal to open a bakery and suggested Mr. Salem contact the City Planner.

Mr. Salem replied he spoke with someone but has not started any paperwork.

Public Works Director David Stewart stated a building permit has not been issued for the bakery or the restaurant.

Mr. Salem stated they have the paperwork to open a restaurant and are in the process of cleaning up the area as you enter the store on the left side. He stated equipment has been purchased, but has not been installed.

Mr. Zimmerman asked Mr. Stewart if the bakery requires an additional Special Land Use Permit.

Mr. Stewart replied he would have to check the zoning regulations. He stated all discussions at this point have concerned a restaurant and not a bakery.

After additional discussion, Mr. O'Keefe suggested Mr. Salem contact City staff to discuss the bakery use and schedule an inspection. He asked Mr. Salem's relationship to the petitioner.

Mr. Salem responded the petitioner doesn't speak English fluently. He stated he's a Hazelwood resident and owns LED Technologies on Howdershell Road and worked for World Wide International Foods for six months.

Mr. Zimmerman noted the Special Land Use Permit for the restaurant doesn't expire until January 18. Therefore, second reading of the bill can be postponed until January 15 if the Council desires. Or, since the permit is only for a restaurant, the extension can be granted with no adverse effect. The bakery is a separate issue that will have to be resolved by staff and the inspection process.

In response to Mr. Aubuchon's inquiry, Mr. Salem stated two extensions were issued previously and this should be their final extension request.

Mr. Aubuchon moved, seconded by Mrs. Hendon, the adoption of Bill 4421 as an ordinance. The following vote was recorded on the motion:

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

Bill 4421 was unanimously adopted as Ordinance 4317-13.

BILL 4422 SLUP 5656 CAMPUS PKWY.	Mayor Pro Tempore Todd called for the second reading of Bill 4422 to grant a Special Land Use Permit for manufacturing of plastic products at 5656 Campus Parkway.
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There were no objections and Bill 4422 was read by title only:

AN ORDINANCE GRANTING A PERMANENT SPECIAL LAND USE PERMIT TO BUCKEYE INTERNATIONAL, INC., FOR MANUFACTURING OF PLASTIC PRODUCTS AT 5656 CAMPUS PARKWAY AND PROVIDING THE CONDITIONS OF SUCH USAGE.

Aubuchon moved, seconded by Mr. Taylor, the adoption of Bill 4422 as an ordinance. The following vote was recorded on the motion:

<u>AYE - 8</u>	<u>NAY - 0</u>	<u>ABSTAIN - 1</u>
Mr. Taylor		Mr. Conley

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

Due to family involvement with the company, Mr. Conley abstained from the vote. Bill 4422 was adopted as Ordinance 4318-13.

BILL 4423 Mr. O'Keefe requested postponement of the second reading
AMEND TITLE III. of Bill 4423, to amend Title III. Traffic Code relative to
TRAFFIC CODE automated photo enforcement of traffic regulations at
intersections, to January 15.

Mayor Robinson moved, seconded by Mr. Todd, to postpone the second reading of Bill 4423 to January 15. The motion passed unanimously.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

HOLIDAYS Mayor Pro Tempore Todd announced, in observance of
Christmas, City Hall will close at noon on December 24 and
will reopen on December 26.

City Hall will also be closed on New Year's day, January 1.

COUNCIL MEETING Mayor Pro Tempore Todd announced the next regular
Council meeting will be held Wednesday, January 15, 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 8:10 p.m.

Matthew G. Robinson - Mayor
City of Hazelwood, Missouri

ATTEST:

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