

**CITY OF HAZELWOOD
REGULAR COUNCIL MEETING
OCTOBER 15, 2014**

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, October 15, 2014, 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:

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

Mrs. Wolf declared a quorum was present.

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

AGENDA

There being no amendments proposed, Mrs. Singleton moved, seconded by Mrs. Hendon, the adoption of the agenda as printed. The motion passed unanimously.

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:

AYE - 9

NAY - 0

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

Mr. Todd
Mr. Taylor

The motion passed unanimously and the consent agenda was adopted.

**APPROVAL OF
MINUTES**

Mr. Taylor moved, seconded by Mr. Conley, to approve the minutes of the October 1 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 Hazelwood Police Explorer Post #9217 appreciates the donations made during their September food drive. The food and household items were delivered to the TEAM food pantry. TEAM serves 1,100 to 1,200 needy families in the Hazelwood and Florissant areas.

Fall leaf vacuuming and spring limb collection were recently eliminated as part of a series of budget cuts aimed at reducing the City's budget deficit. As an alternative solution, Allied Services offers residents leaf and limb collection for \$8.21 per month, for a minimum three month period, with an eight bag per week limit. The City also regrets to announce the cancelation of Halloween Happenings and the Visit with Santa as part of these budget cuts. If the Council approves placing another tax referendum on the ballot and it passes, these events may be restored next year. In addition, to help further reduce the deficit, the Council approved changing the policy to keep City Hall open to 6:00 p.m. on Wednesdays and City Hall will now close at 4:30 p.m. The policy was established 20 years ago to provide residents more time to take care of their City business. With increased usage of the internet to download permit applications and conduct business, the number of residents utilizing the time has dwindled.

Congratulations to City Attorney Kevin O'Keefe for his inclusion in the 2015 edition of the Best Lawyers in America. He is once again being recognized for his work in the practice of municipal law. This is the 5th time he's been included in this publication which gives him the distinction of being a consistent and dedicated member of the law community. The honor is based on a rigorous peer review survey comprised of more than 5.5 million confidential evaluations.

Information on City programs and upcoming events is available on the City's website at www.hazelwoodmo.org.

**EMPLOYEE SERVICE
AWARDS**

Law Enforcement Information Specialist Glen Robinson was presented with a 15 year service award as his biography was read.

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 ON CITIZEN'S CONCERN Mr. Zimmerman had provided the Council with a report on concerns expressed by Tracy Jones of 506 Holiday Avenue, during the October 1 Council meeting, relative to drug paraphernalia found at Village Square Center.

Mr. Zimmerman stated the Police Department has met with Ms. Jones. There is a nearby methadone clinic, Center for Life Solutions, which staff believes is the source of the problem. Staff has spoken with the clinic's director and, although she's uncertain whether or not the problem is a result of their clients, she's taking the matter very seriously. Letters are being given to all clients and security is being increased. In addition, the Police Department has made this a priority enforcement area. If the problem continues, the City may require the business to obtain a Special Land Use Permit.

PACKAGE MALT LIQUOR LICENSE 6901 HOWDERSHELL An application for a Package Malt Liquor License, including Sunday, had been received from Muqem Din for Zum Zum LLC, d/b/a Howdershell 66, at 6901 Howdershell Road.

The requisite police record check was conducted and Police Chief Gregg Hall has recommended approval of the application.

Muqem Din addressed the Council and stated he is the business owner.

Mrs. Singleton stated there have been problems at this location in the past and asked Mr. Din to confirm no liquor of more than 5% alcohol will be sold and no liquor would be sold at the drive-through.

Mr. Din responded affirmatively.

Mrs. Hendon moved, seconded by Mr. Aubuchon, to grant a Package Malt Liquor License, including Sunday, for Zum Zum LLC, d/b/a Howdershell 66, at 6901 Howdershell Road. The motion passed unanimously.

SLUP EXTENSION AROMA INDIAN GRILL 7541 N. LINDBERGH A request for an additional four month extension of the Special Land Use Permit deadline to commence operation of Aroma Indian Grill at 7541 North Lindbergh Boulevard had been received.

City Planner Earl Bradfield gave a staff report. A Special Land Use Permit for the restaurant was approved on November 20, 2013 and a six month extension of the permit deadline to commence operation was granted on May 21, 2014. The extension will expire November 20, 2014. The permittee is requesting an additional extension to March 20, 2014. Part of the problem with meeting the deadline is the restaurant's insurance company delayed payment for the work necessary to repair damage caused by broken pipes last winter.

Paramjit S Bawa, representing the permittee, stated approximately 35% of the repair work is complete and they expect all work to be complete within two months.

Mr. O'Keefe asked Mr. Bawa's relationship to the permittee.

Mr. Bawa responded his wife, Gurdip Daur, is one of the business partners.

Mr. Ryan moved, seconded by Mrs. Singleton, to grant the Special Land Use Permit extension for Aroma Indian Grill at 7541 North Lindbergh Boulevard 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.

PUBLIC HEARINGS - None

COMMUNICATIONS

LOCAL GOVERNMENT BRIEFINGS The September 25 issue of Local Government Briefings was received from East-West Gateway Council of Governments.

BOARD RESIGNATION A letter of resignation from the Parks and Recreation Board was received from Bill Schulz, Jr.

A letter thanking Mr. Schulz for his service to the City was sent.

LOCAL GOVERNMENT BRIEFINGS The October 2 issue of Local Government Briefings was received from East-West Gateway Council of Governments.

GNCCC PARTNERSHIP PROGRAM Information on the 2015 Partnership Program was received from the Greater North County Chamber of Commerce.

REQUEST FOR BUSINESS LICENSE FEE WAIVER A request for a waiver of their business license fee, based on the tax exempt status of their nonprofit organization, had been received from Everything Engineered at 5555 St. Louis Mills Boulevard.

The business license fee of \$78.38 for the current license year will be waived. The fee for subsequent years will be waived by the Finance Director with verification of continued tax exempt status.

2015 WASTE REDUCTION & RECYCLING GRANT Information on the 2015 Reduction and Recycling Grant program was received from St. Louis-Jefferson Solid Waste Management District.

Mr. Taylor moved, seconded by Mr. Conley, 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 10 Council work session agenda.

CITY MANAGER'S REPORT

SERVER MAINTENANCE Law Enforcement Information Specialist Glen Robinson reported staff recommends authorization of a contract with CDS Office Technologies (CDS) for server maintenance, including device monitoring and remote services, at a cost of \$3,500 per month, for a period through June 30, 2015, with an option to renew for one year at the then current published rates.

Mr. Robinson stated the contract would aid in containing unanticipated server maintenance expenses. He stated, for example, \$35,000 was expended in February 2012 to get everything back online after a lightning strike caused a main server to fail. The contract proposal has been reviewed by the Information Services Steering Committee.

Mr. Zimmerman stated the City used to pay REJIS \$74 per hour. The decision was made to hire a full-time employee rather than utilize REJIS because it was more cost effective. This proposal is based on the same concept. CDS will assist us with transferring all of our servers to the new storage area network (SAN) and maintaining the network. He stated the contract amount is within the budgeted amount of \$38,000.

Mr. Robinson stated the goal is to have zero downtime during the transfer from the physical servers to the virtual servers. The expertise of CDS staff will provide this opportunity. The monthly fee also provides full maintenance support, seven days per week and 24 hours per day, with no additional hourly charge.

Mrs. Stroker moved, seconded by Mr. Ryan, to concur with the staff recommendation to authorize the contract with CDS Office Technologies for server maintenance 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.

EMPLOYEE HEALTH INSURANCE RENEWAL Assistant City Manager Bob Frank reported staff recommends the Council allow staff to accept the proposal by Cigna for renewal of the employee health insurance contract and to move forward with open enrollment in order for coverage to be in place by January 1, 2015.

Mr. Frank stated notification was received from Holmes Murphy, the City's insurance broker, that Cigna rates will increase 9.5% plus an additional estimated 1% as federally mandated by the Affordable Care Act. The only change in the plan would be an increase from \$50,000 to \$55,000 in the attachment point for individual claims. He explained, with this hybrid self-insured plan, the first \$50,000 is currently self-funded. That amount, which is funded by premium payments, is being increased by 10%. The increase is due to the City's loss ratio. The ideal ratio is 85% or less. During the current calendar year the City's ratio is at 110.3%. Holmes Murphy was able negotiate a decrease in the original renewal rate of 15% by convincing Cigna that our wellness initiative and other factors will serve to mitigate this trend. They also sought quotes from other carriers and only received one response from Aetna at a 25% increase. A formal contract will be presented for Council consideration once it's finalized. Staff is recommending use of the same contract with slight modifications to provide for increases in the rate and attachment point.

Mrs. Hendon moved, seconded by Mr. Taylor, to authorize staff to accept the proposal by Cigna for employee health insurance renewal and to move forward with open enrollment. The motion passed unanimously.

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 7541 N. LINDBERGH Mayor Robinson called for the first reading of a bill to extend the Special Land Use Permit deadline to commence operation of Aroma Indian Grill at 7541 North Lindbergh Boulevard to March 20, 2015.

There were no objections and Bill 4484 was read by title only:

AN ORDINANCE AMENDING ORDINANCE 4311-13 BY EXTENDING THE SPECIAL LAND USE PERMIT DEADLINE TO COMMENCE OPERATION OF AROMA INDIAN CUISINE, INC., D/B/A AROMA INDIAN GRILL, AT 7541 NORTH LINDBERGH BOULEVARD.

Bill 4484 will be on the agenda for second reading on November 5.

CONTRACT Mayor Robinson called for the first reading of a bill to authorize a contract for server maintenance.

There were no objections and Bill 4485 was read by title only:

AN ORDINANCE AUTHORIZING A CONTRACT WITH CDS OFFICE TECHNOLOGIES FOR DEVICE MONITORING AND REMOTE SERVICES THROUGH JUNE 30, 2015, AT A COST OF \$3,500 PER MONTH, WITH A ONE YEAR RENEWAL OPTION.

Bill 4485 will be on the agenda for second reading on November 5.

SECOND READING OF BILLS AND ACTION ON BILLS

BILL 4467 The second reading of Bill 4467 to approve the subdivision of SUBDIVISION of 6248, 6250, and 6252 North Lindbergh Boulevard has been postponed to November 5.

BILL 4481 Mayor Robinson called for the second reading of Bill 4481 to SUBDIVISION authorize the subdivision of 6048 Aviator Drive.

There were no objections and Bill 4481 was read by title only:

AN ORDINANCE APPROVING THE SUBDIVISION OF 6048 AVIATOR DRIVE FROM ONE LOT INTO THREE LOTS.

Mr. Aubuchon moved, seconded by Ryan, the adoption of Bill 4481 as an ordinance. The following vote was recorded on the motion:

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

Mr. Taylor

Bill 4481 was unanimously adopted as Ordinance 4373-14.

BILL 4482 Mayor Robinson called for the second reading of Bill 4482 to
CONTRACT to authorize a contract for Musick Park improvements.

There were no objections and Bill 4482 was read by title only:

AN ORDINANCE AUTHORIZING A CONTRACT WITH DEMIEN CONSTRUCTION COMPANY FOR THE PURCHASE AND INSTALLATION OF MUSICK PARK IMPROVEMENTS AT A COST NOT TO EXCEED \$209,000.

Mr. Taylor moved, seconded by Mrs. Hendon, the adoption of Bill 4482 as an ordinance. The following vote was recorded on the motion:

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

Bill 4482 was unanimously adopted as Ordinance 4374-14.

BILL 4483 Mayor Robinson called for the second reading of Bill 4483
SETTLEMENT to authorize a class action settlement agreement with
AGREEMENT CenturyLink Landline.

There were no objections and Bill 4483 was read by title only:

AN ORDINANCE APPROVING A SETTLEMENT AGREEMENT WITH CENTURYLINK LANDLINE AND ASSIGNING A PERCENTAGE OF THE SETTLEMENT PROCEEDS TO THE ST. LOUIS COUNTY MUNICIPAL LEAGUE.

Mr. Aubuchon moved, seconded by Mr. Conley, the adoption of Bill 4483 as an ordinance. The following vote was recorded on the motion:

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

Mr. Aubuchon
Mr. Ryan
Mr. Conley
Mayor Robinson
Mr. Todd
Mr. Taylor

Bill 4483 was unanimously adopted as Ordinance 4375-14.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

COUNCIL MEETING Mayor Robinson announced the next regular Council meeting will be held Wednesday, November 5, 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 8:05 p.m.

Matthew G. Robinson - Mayor
City of Hazelwood, Missouri

ATTEST:

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