

**CITY OF HAZELWOOD
REGULAR COUNCIL MEETING
JANUARY 21, 2015**

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, January 21, 2015, 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:

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

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. Hendon moved, seconded by Mr. Taylor, the adoption of the agenda as printed. The motion passed unanimously.

CONSENT AGENDA

Mr. Taylor moved, seconded by Mr. Ryan, 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. Aubuchon	
Mr. Ryan	
Mr. Conley	
Mayor Robinson	
Mr. Todd	
Mr. Taylor	
Mrs. Hendon	

Mrs. Singleton
Mrs. Stroker

The motion passed unanimously and the consent agenda was adopted.

**APPROVAL OF
MINUTES**

Mr. Taylor moved, seconded by Mr. Ryan, to approve the minutes of the January 7 regular and closed Council meetings and the January 14 Council retreat as submitted. The motion passed unanimously.

SPECIAL ORDER OF BUSINESS

WHAT'S NEW

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

St. Louis Cardinals' pitcher Trevor Rosenthal and Fredbird were at Gateway Buick GMC in Hazelwood on January 10 to sign autographs and pose for photos. The event was a prelude to the Cardinals' Winter Warm Up and served to kick off Gateway's Friends of Kids with Cancer campaign. For every car sold in January, a percentage will be donated to charity.

Six-year-old Money Edwards stole the show at the annual Doctor Martin Luther King, Jr., event on January 17 by reciting the Gettysburg Address. Nearly 150 people attended the event.

In December 2014, the Fire Department responded with fire trucks to 53 emergency calls. By far, the most common calls were for motor vehicle accidents. Another 199 calls were handled by the department's Emergency Medical Services teams. These calls were primarily for breathing problems or early signs of heart attack.

Upcoming community and City events include the Bingo Night for Kids on February 20, the Polar Bear Plunge on February 28, the Mayor's Shamrock Ball on March 7, and the Kid's Flea Market on March 14. Additional information on upcoming City events is available on the City's website at www.hazelwoodmo.org. Additional information on the ball is available at www.valleyind.net.

**EMPLOYEE
INTRODUCTIONS**

Newly hired Code Enforcement Officers David Clemens, David Fairgrieve, and Jake Scerbo were introduced by Public Works Director David Stewart.

**EMPLOYEE
PROMOTIONS**

Travis Ham was recognized for his recent promotion from Code Enforcement Officer to Building Inspector.

Benita London was recognized for her promotion from part-time Recreation Leader to part-time Code Enforcement Secretary.

EMPLOYEE SERVICE AWARD Parks and Recreation Facility Manager Pam Reynolds was presented with a 30 year service award and her biography was read.

EMPLOYEE RECOGNITION Police Officers Todd Greeves and Matt Edsall were presented with the Life Saving Award and Police Officers Michael Monticelli and Scott Schnurbusch, Dispatcher Angie Pingel, and Robertson Fire Protection District Paramedics Carey Palermo and Dan Cantrell were presented with the Chief's Certificate of Appreciation.

On August 21, 2014, Police Officers Greeves and Edsall were assigned to the St. Louis Outlet Mall when Dispatcher Pingel received a call requesting emergency assistance in front of Cabela's. Though the caller was frantic and not speaking intelligibly, Dispatcher Pingel was able to obtain the precise location of the incident and determined the emergency was medically related. Police Officers Greeves and Edsall immediately arrived on the scene. Realizing the victim was in cardiac arrest, they removed her from her vehicle and began performing CPR until they were relieved by Robertson Fire Protection District Paramedics Palermo and Cantrell who administered AED and medication to the victim. Police Officers Schnurbusch and Monticelli arrived and attended to the victim's family member who was understandably panicked and scared. Their contribution allowed Officers Greeves and Edsall to focus their attention on the medical emergency. The victim was transported to a local hospital where she later recovered from an almost fatal event.

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.

REFERENDUM Daniel Ramirez of 7358 Caione Court expressed opposition to a utility tax referendum stating Ameren is seeking a 10 percent increase.

Gerard Hagedorn, the shop steward for the Fire Department, expressed support for a nonresidential utility tax or sales tax increase. He stated a proposition for a property tax increase or a residential utility tax, taxes that are not supported by the citizens, would place public safety at risk. He discussed the cuts that have been made to reduce the budget deficit. He stated the issue is public safety. If revenue is not increased, the residents and businesses will suffer.

CITY MANAGER'S STATUS REPORT Mr. Zimmerman stated in response to the request made during the January 7 Council meeting by Paul Charney of

the Knights of Columbus, staff has researched the issue of amending the Code to permit farmers markets.

Mr. Zimmerman stated the issue is much more complicated than anticipated. Staff will continue to investigate and will report back to the Council.

PUBLIC HEARINGS - None

COMMUNICATIONS

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

MML BENEFITS A letter outlining the benefits provided by membership was received from the Missouri Municipal League.

LOCAL GOVERNMENT BRIEFINGS The January 8 issue of Local Government Briefings was received from East-West Gateway Council of Governments.

SLCML NEWSLETTER The January 2015 issue of The Link was received from the St. Louis County Municipal League.

Mr. Taylor moved, seconded by Mr. Ryan, to receive and file all communications. The motion passed unanimously.

UNFINISHED BUSINESS - None

MAYOR AND COUNCIL REPORTS

CONSTRUCTION OF DRIVE-IN RESTAURANT AT 6901 HOWDERSHELL Mayor Robinson stated he's been in contact with Mubeen Mahmood regarding construction of the drive-in restaurant at 6901 Howdershell Road and Mr. Mahmood is working with his architect and Code Enforcement.

Mrs. Hendon asked if a Stop Work Order has been issued.

Mr. Zimmerman replied, although a Stop Work Order was issued, they were working on the drive-in on Sunday. He added Mr. Mahmood is encouraged to continue to work with staff to resolve the issues.

Mrs. Hendon asked why the bill to extend the Special Land Use Permit is on this agenda for second reading when these issues have not been resolved.

Mr. Zimmerman explained, if the extension is not granted, the permit will lapse and Mr. Mahmood would have to go through the entire permit process a second time. Since a

Stop Work Order has been issued, the extension would allow additional time for completion of the project.

Mr. Conley noted Mr. Mahmood has not been cooperative.

PROCLAMATION FOR HSD BOARD OF EDUCATION Mrs. Stroker moved, seconded by Mrs. Hendon, to direct the City Clerk to draft a proclamation in recognition of the seven Hazelwood School District Board of Education members who have achieved master certification. The motion passed unanimously.

Mrs. Stroker noted the board is the only one in the State of Missouri with all members certified at the master level.

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

CITY MANAGER'S REPORT

VEHICLE PURCHASE Fire Chief Dave Radel reported staff recommends authorization to purchase a 2015 Ford Expedition from Bommarito Ford, for the Fire Department, at a cost of \$33,143.

Chief Radel stated in October 2014 staff advertised for bids for a vehicle to replace the Fire Department's 2001 Ford Expedition that was totaled last summer. No bids were received. Subsequently, in a coordinated effort with the Public Works Department in order to meet the vehicle needs of both departments, staff contacted Bommarito Ford and offered to purchase vehicles from their dealership if they could meet the state bid. Bommarito's bid for a 2015 Ford Expedition was \$33,143 which meets the state bid. Funds of \$45,000 have been allocated in the budget for this purchase. The balance of the funds would be used for paint, graphics, emergency lighting equipment, and installation of communication equipment, etc.

Mr. Aubuchon asked if any money was received for the totaled vehicle.

Chief Radel replied \$4,059 was received.

Public Works Superintendent Paul Williams reported Bommarito Ford also met the state bid for the purchase of three Public Works vehicles: a 2015 Ford F250 with plow at a cost of \$36,057, a 2015 Ford F350 with service body at a cost of \$42,689, and a 2015 Ford F450 dump truck with plow and salt spreader at a cost of \$65,256. A credit of \$4,500 would be applied to the purchase for trade-in of the existing trucks as follows: \$500 for a F150 pickup, \$1,500 for a 1989 F450 super duty lift truck, and \$2,500 for a 1997 F350 pickup with plow. He stated staff recommends the purchase of these three trucks at a total cost of \$139,502 with trade-in.

Mr. Aubuchon moved, seconded by Mr. Todd, to concur with the staff recommendation to purchase from Bommarito Ford: a 2015 Ford Expedition at a cost of \$33,143, a 2015 Ford F250 with plow at a cost of \$36,057, a 2015 Ford F350 with service body at a cost of \$42,689, and a 2015 Ford F450 dump truck with plow and salt spreader at a cost of \$65,256 less trade-ins totaling \$4,500. The motion passed unanimously.

AMEND TITLE III Police Chief Gregg Hall reported staff recommends amendment of Title III. Traffic Code, Schedule VIII. PROHIBITED TURNS Prohibited Turns, to prohibit a left turn from southbound Lindbergh Boulevard into 5896 North Lindbergh Boulevard at the traffic signal 900 feet south of the intersection of North Lindbergh Boulevard and James S. McDonnell Boulevard.

Chief Hall stated a representative from Boeing contacted the Missouri Department of Transportation (MoDOT) and requested that the traffic signal located at the entrance/exit to the lot at gate #34 be set to cycle from green to red throughout the entire day instead of just part of the day as it's currently set. MoDOT has agreed under the condition there is no left turn allowed at this location from southbound North Lindbergh Boulevard into the lot due to two safety issues. The first is a partial sight impairment of southbound traffic approaching the turn lane and any vehicles that may be stopped to turn into the lot. The second is MoDOT doesn't typically allow vehicles to turn left across more than two lanes of traffic without signal controls. There are four northbound lanes of traffic at the location. Southbound vehicles may access the lot by utilizing the U-turn lane approximately 700 feet further south of the gate. Once the prohibition is approved, MoDOT will reset the traffic signal cycle and place the appropriate signage.

Mr. Aubuchon moved, seconded by Mr. Todd, to concur with the staff recommendation to amend Title III. Traffic Code, Schedule VIII. Prohibited Turns, 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 Chief Hall reported staff recommends authorization of an ST. LOUIS COUNTY agreement with the St. Louis County Emergency COMMUNICATIONS Communications Commission (SLCECC) relative to dispatch COMMISSION equipment for the new emergency communications system.

Chief Hall stated in 2012 the Council passed an ordinance approving a User Agreement for radios for the system. The agreement designated ownership of the radios to the City upon receipt of the equipment by the City. The radios were received and installed in the vehicles a couple of months ago. This User Agreement is relative to the dispatch console to be installed in the radio room and provides that ownership of the console will be retained by the SLCECC who will provide maintenance.

PUBLIC SAFETY DEPARTMENTS.

Bill 4501 will be on the agenda for second reading on February 4.

SECOND READING OF BILLS AND ACTION ON BILLS

BILL 4494 Mayor Robinson called for the second reading of Bill 4494 to
SLUP EXTENSION extend the Special Land Use Permit to commence operation
of a drive-in restaurant at 6901 Howdershell Road.

There were no objections and Bill 4494 was read by title only:

**AN ORDINANCE EXTENDING THE SPECIAL LAND USE PERMIT DEADLINE TO
COMMENCE OPERATION OF A DRIVE-IN RESTAURANT AT HOWDERSHELL 66,
6901 HOWDERSHELL ROAD, TO AUGUST 5, 2015.**

Mrs. Hendon moved, seconded by Mrs. Singleton, the adoption of Bill 4494 as an ordinance. The following vote was recorded on the motion:

<u>AYE - 8</u>	<u>NAY - 1</u>
Mr. Aubuchon	Mr. Conley
Mr. Ryan	
Mayor Robinson	
Mr. Todd	
Mr. Taylor	
Mrs. Hendon	
Mrs. Singleton	
Mrs. Stroker	

Bill 4494 was adopted as Ordinance 4386-15 by a vote of eight in favor and one opposed with Mr. Conley casting the dissenting vote.

BILL 4495 Mayor Robinson called for the second reading of Bill 4495 to
SLUP grant a Special Land Use Permit for a vehicle service and
repair facility at 6879 Howdershell Road.

There were no objections and Bill 4495 was read by title only:

**AN ORDINANCE GRANTING A PERMANENT SPECIAL LAND USE PERMIT TO
EASTERN AUTOCARE, INC., FOR A VEHICLE SERVICE AND REPAIR FACILITY
AT 6879 HOWDERSHELL ROAD AND PROVIDING THE CONDITIONS OF SUCH
USAGE.**

Mrs. Hendon moved, seconded by Mrs. Singleton, the adoption of Bill 4495 as an ordinance. The following vote was recorded on the motion:

AYE - 9

NAY - 0

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

Bill 4495 was unanimously adopted as Ordinance 4387-15.

BILL 4496
REZONE

Mayor Robinson called for the second reading of Bill 4496 to rezone 7766 North Lindbergh Boulevard from C-2 General Commercial District to C-3 Highway Commercial District.

There were no objections and Bill 4496 was read by title only:

AN ORDINANCE AMENDING CHAPTER 405: ZONING REGULATIONS, OF THE MUNICIPAL CODE OF THE CITY OF HAZELWOOD, MISSOURI, BY REZONING 7766 NORTH LINDBERGH BOULEVARD FROM C-2 GENERAL COMMERCIAL DISTRICT TO C-3 HIGHWAY COMMERCIAL DISTRICT.

Mr. Todd moved, seconded by Mr. Ryan, the adoption of Bill 4496 as an ordinance. The following vote was recorded on the motion:

AYE - 9

NAY - 0

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

Bill 4496 was unanimously adopted as Ordinance 4388-14.

BILL 4497
AMEND CHAPTER 405

Mayor Robinson called for the second reading of Bill 4497 to amend Chapter 405: Zoning Regulations by adopting new floodplain management regulations.

There were no objections and Bill 4497 was read by title only:

AN ORDINANCE AMENDING ARTICLE VIII OF CHAPTER 405 OF THE HAZELWOOD, MISSOURI, CITY CODE RELATING TO FLOODPLAIN MANAGEMENT REGULATIONS.

Mrs. Hendon moved, seconded by Mr. Todd, the adoption of Bill 4497 as an ordinance. The following vote was recorded on the motion:

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

Bill 4497 was unanimously adopted as Ordinance 4389-15.

BILL 4499 AGREEMENT	Mayor Robinson called for the second reading of Bill 4499 to authorize an amendment to the agreement for consulting and insurance brokerage services.
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There were no objections and Bill 4499 was read by title only:

AN ORDINANCE AUTHORIZING AN AMENDMENT TO THE AGREEMENT FOR CONSULTING AND INSURANCE BROKERAGE SERVICES, AUTHORIZED BY ORDINANCE 4256-13, BY EXTENDING THE TERM THROUGH FEBRUARY 29, 2016 AND DESIGNATING USI MIDWEST, LLC AS SUCCESSOR TO HOLMES MURPHY & ASSOCIATES, INC.

Mrs. Hendon moved, seconded by Mr. Taylor, the adoption of Bill 4499 as an ordinance. The following vote was recorded on the motion:

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

Bill 4499 was unanimously adopted as Ordinance 4390-15.

BILL 4498
REFERENDUM

Mr. Zimmerman reported two open houses were held to solicit citizen input on the referendum options.

In addition, a survey was made available online and at City facilities. Based on the surveys, primary support is for a sales tax followed closely by an increase in nonresidential utility tax. There was little interest in restoring the residential utility tax or increasing property tax rates. Of the 371 citizens who completed the survey, 85 percent preferred an increase in revenue rather than a decrease in service.

Mrs. Singleton commented the Council has been provided with a redline version of an amended bill. She requested an explanation of the changes made to the proposition text.

Mr. O'Keefe replied he named the proposition "Proposition P." "Citywide sales tax" was changed to "sales tax" to conform to state statute and "that sustain police services, property protection, parks, recreation and other critical city services" was added to explain the intended use of the funds.

Mr. Conley moved, seconded by Mrs. Stroker, to amend Bill 4498 by the text of Bill 4498.1. The motion passed unanimously.

Mayor Robinson called for the second reading of Bill 4498 as amended.

There were no objections and Bill 4498, as amended, was read by title only:

AN ORDINANCE OF THE CITY OF HAZELWOOD, MISSOURI, CALLING FOR SUBMISSION TO THE VOTERS OF THE CITY OF A PROPOSITION AUTHORIZING AN INCREASE OF GENERAL SALES TAX OF ONE FOURTH OF ONE PERCENT.

Mrs. Singleton moved, seconded by Mrs. Hendon, the adoption of Bill 4498, as amended, as an ordinance.

Mr. Aubuchon commented the proposition language references police services and not fire services.

Mr. O'Keefe responded a sales tax exclusively for Fire Department operations was just approved by the voters last August.

The following vote was then recorded on the motion:

AYE - 9

Mr. Aubuchon

Mr. Ryan

Mr. Conley

NAY - 0

Mayor Robinson
Mr. Todd
Mr. Taylor
Mrs. Hendon
Mrs. Singleton
Mrs. Stroker

Bill 4498, as amended, was unanimously adopted as Ordinance 4391-15.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

COUNCIL MEETING Mayor Robinson announced the next regular Council meeting will be held Wednesday, February 4, 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 8:35 p.m.

Matthew G. Robinson - Mayor
City of Hazelwood, Missouri

ATTEST:

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