

**CITY OF HAZELWOOD
REGULAR COUNCIL MEETING
FEBRUARY 4, 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, February 4, 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:

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

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

Mrs. Stroker moved, seconded by Mr. Todd, to remove item 7.a, a request by Jay's Classic Bar & Grill for a Special Land Use Permit extension, from the agenda. The motion passed unanimously.

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

CONSENT AGENDA

Mr. Aubuchon 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. Stroker
Mr. Aubuchon
Mr. Ryan

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

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), was adopted.

APPROVAL OF MINUTES

Mr. Aubuchon moved, seconded by Mr. Conley, to approve the minutes of the January 21 special and regular 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.

Last year, numerous reports were taken by the Police Department about tax refund thefts that occurred as a result of identity theft. The department wants to educate citizens about this problem and has posted an article on the City's website. The article defines identity theft and provides ways for residents to protect themselves from the crime. In the event they're victimized, it also allows them to download an Identity Theft Affidavit and provides contact information for the IRS Criminal Investigation Unit.

Nearly one year after Hazelwood Paramedics Amanda Boyer, Kevin Marshall, and Rory Abberton helped Angelina Corley deliver her baby in Ambulance 4117 along I-270, she brought her one-year-old child to visit the EMS crew and express her appreciation. The paramedics had been presented with the Chief's Award for their efforts in delivering a healthy baby along a busy highway.

Upcoming events include the Polar Plunge on February 28, the Hip Hop Dance Party on March 4, the Kids Flea Market on March 7, the Easter Egg Hunt for Adults on March 27, and Demolition Ball on April 1. Additional information on these and other City programs and upcoming events is available on the City's website at www.hazelwoodmo.org.

PROCLAMATIONS AND RESOLUTIONS

BLACK HISTORY PROCLAMATION

Mayor Robinson called for the reading of a proclamation designating February 2015 as Black History Month.

There were no objections and Proclamation 1501 was read.

Mr. Ryan moved, seconded by Mr. Todd, the adoption of Proclamation 1501

proclaiming the month of February 2015 as Black History Month and calling upon all citizens to observe this month with appropriate ceremonies, activities, and programs. The motion passed unanimously.

The proclamation was presented to Steve Rahmberg and Florence Gillespie of the Community Enrichment Commission.

HSD BOARD OF EDUCATION PROCLAMATION	Mayor Robinson called for the reading of a proclamation recognizing the seven members of the Hazelwood School District Board of Education for achieving Master Certified Board Member status.
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There were no objections and Proclamation 1503 was read.

Mrs. Stoker moved, seconded by Mrs. Hendon, the adoption of Proclamation 1503 expressing recognition to the seven members of the Hazelwood School District Board of Education for their achievements and dedication to fostering lifelong learners, productive citizens, and responsible leaders for an ever-evolving society. The motion passed unanimously.

Mrs. Stoker will present the proclamation to the board on February 17.

R. HOPSON RETIREMENT PROCLAMATION	Mayor Robinson called for the reading of a proclamation in honor of Firefighter/EMT Ronald Hopson who retired on November 5.
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There were no objections and Proclamation 1502 was read.

Mr. Aubuchon moved, seconded by Mr. Ryan, the adoption of Proclamation 1502 expressing appreciation to Firefighter/EMT Ronald Hopson for his many years of dedicated service to the citizens of Hazelwood and extending sincere good wishes for a long and happy retirement. The motion passed unanimously.

The proclamation will be presented to Ron during his retirement party.

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.

FARMERS MARKETS	Finance Director Lori Helle gave a staff report in response to the request made during the January 7 Council meeting by Paul Charney of the Knights of Columbus that the Council consider permitting farmers markets.
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Ms. Helle stated in 1994 the City sponsored a farmers market at Village Square Shopping Center. Due to the demand on staff time and the cost of overtime, the market was discontinued. She noted most farmers markets in the area are operated by the city and require city staffing. There are a few cities that have farmers markets with no involvement by the cities. She stated she believes this is the type of market the Council may wish to consider. If the Council supports this proposal, staff recommends adoption of a resolution to provide a policy for farmers markets which would establish regulations and require them to be licensed. For example, the primary operator, in this case the Knights of Columbus, would require a business license and every vendor except farmers would also require a license. The policy would ensure adequate parking is available. She noted there is adequate parking at the Knights of Columbus property. The policy would address where the markets are permitted. Staff suggests they be permitted in commercial, governmental, non-urban, and agricultural zoning districts. The Knights of Columbus property falls in one of these categories. Staff also suggests only locally grown or produced farm products be permitted. Mrs. Helle suggested the City Attorney and City Council provide their thoughts on the proposal.

Mrs. Singleton expressed support of the proposal stating she believes it would benefit all parties. She stated she likes the regulations developed by the City of O'Fallon.

Mr. Zimmerman stated Mr. Charney finds the proposed regulations, which were modeled after the City of O'Fallon's regulations, acceptable.

Mr. Aubuchon asked if cooking of food would be permitted.

Ms. Helle responded some part of the product must be grown or produced on a local farm.

Mr. Zimmerman stated an inspection by St. Louis County Department of Health would be required to prepare and serve food.

Mr. Aubuchon stated food service draws customers.

Ms. Helle stated the proposed policy would require compliance with Department of Health regulations.

Mr. Ryan asked if the Knights of Columbus has proposed a period for operating the farmers market.

Ms. Helle replied they propose to operate the market from early spring through fall, on Saturdays, from 8:00 a.m. to noon.

The Council agreed to have staff move forward with the proposal.

PUBLIC HEARINGS - None

COMMUNICATIONS

LOCAL GOVERNMENT BRIEFINGS	The January 15 issue of Local Government Briefings was received from East-West Gateway Council of Governments.
NCI MEMBERSHIP	A letter expressing appreciation for the City's continued membership and describing membership benefits was received from North County Inc.
LOCAL GOVERNMENT BRIEFINGS	The January 23 issue of Local Government Briefings was received from East-West Gateway Council of Governments.
SUBDIVISION PETITION 7766 & 7700 N. LINDBERGH BLVD.	A petition for subdivision to consolidate 7766 and 7770 North Lindbergh Boulevard into one lot was received from Mission Hills Development Co., Inc.
SLUP PETITION 7766 & 7700 N. LINDBERGH BLVD.	A petition for a Special Land Use Permit for vehicle/auto sales and a vehicle service and repair facility at 7766 and 7770 North Lindbergh Boulevard was received from Mission Hills Development Co., Inc., d/b/a Premier Auto Service, Inc., and d/b/a Auto Stop, Inc.
SLUP PETITION 126 FLORA AVENUE	A petition for a Special Land Use Permit for an adult day care facility at 126 Flora Avenue was received from Bountiful Blessings, LLC.
SLUP PETITION 6020 N. LINDBERGH	A petition for a Special Land Use Permit for a vehicle service and repair facility at 6020 North Lindbergh Boulevard was received from Dent Wizard International Corp.

Mr. Aubuchon moved, seconded by Mr. Conley, to refer the petitions to the City Plan Commission for recommendations 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 March 11 Council work session agenda.
APPOINTMENTS TO BOARD OF REVIEW	Mrs. Wolf had provided the Council with notice of the need to appoint four Council members to the 2015 Board of Review.

Traditionally, the Council has alternated between members of the evenly and unevenly numbered wards. In 2014, the members of the unevenly numbered wards served.

Mr. Todd moved, seconded by Mr. Ryan, to appoint the Council members of Ward 2, Ward 4, Ward 6, and Ward 8 to serve as the 2015 Board of Review, with one Council member to serve as the alternate. The motion passed unanimously.

**SHOW ME GREEN
SALES TAX HOLIDAY**

Mrs. Wolf had provided the Council with notice that the ordinance authorizing ongoing participation in the annual Show Me Green Sales Tax Holiday was adopted with the condition the subject is placed on the agenda every year to assure the Council's continued support.

There were no objections and the City will participate in the Show Me Green Sales Tax Holiday from April 19 through April 25, 2015.

CITY MANAGER'S REPORT

PURCHASE OF MOWER Public Works Director David Stewart reported staff recommends authorization to purchase a 10 foot Toro Ground Master 4000D mower from MTI Distributing, through a cooperative contract, at a net cost of \$55,548 with trade-in.

Mr. Stewart stated staff reviewed the National IPA cooperative contract and state contract bids and the best price was provided by the cooperative. Funds in the amount of \$60,000 have been allocated in the fiscal year 2015 budget for the purchase. He stated the mower will be used to mow City parks and rights-of-way.

Mr. Aubuchon moved, seconded by Mrs. Hendon, to concur with the staff recommendation to purchase a 10 foot Toro Ground Master 4000D mower from MTI Distributing at a net cost of \$55,548 with trade-in. The motion passed unanimously.

CITY ATTORNEY'S REPORT - None

CITY CLERK'S REPORT - None

**COMMISSION AND
BOARD REPORTS**

Mr. Aubuchon moved, seconded by Mr. Conley, to receive and file the minutes of the December 4 Pension Plan Board of Trustees meeting, the December 11 City Plan Commission meeting, the January 6 Parks and Recreation Board meeting, the January 12 Neighborhood Watch Commission meeting, and the January 13 Community Enrichment Commission meeting. The motion passed unanimously.

NEW BUSINESS - None

INTRODUCTION AND FIRST READING OF BILLS - None

SECOND READING OF BILLS AND ACTION ON BILLS

BILL 4500 Mayor Robinson called for the second reading of Bill 4500 to
AMEND TRAFFIC CODE amend Title III. Traffic Code, Schedule VIII. Prohibited
Turns.

There were no objections and Bill 4500 was read by title only:

AN ORDINANCE AMENDING TITLE III. TRAFFIC CODE, SCHEDULE VIII. PROHIBITED TURNS, OF THE HAZELWOOD CITY CODE AND PROVIDING A PENALTY FOR VIOLATION THEREOF.

Mr. Aubuchon moved, seconded by Mr. Taylor, the adoption of Bill 4500 as an ordinance. The following vote was recorded on the motion:

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

Bill 4500 was unanimously adopted as Ordinance 4392-15.

BILL 4501 Mayor Robinson called for the second reading of Bill 4501 to
AGREEMENT authorize an agreement for dispatch equipment.

There were no objections and Bill 4501 was read by title only:

AN ORDINANCE AUTHORIZING A USER AGREEMENT WITH THE ST. LOUIS COUNTY EMERGENCY COMMUNICATIONS COMMISSION FOR DISPATCH EQUIPMENT FOR AN INTEROPERABLE RADIO SYSTEM FOR THE HAZELWOOD PUBLIC SAFETY DEPARTMENTS.

Mrs. Singleton moved, seconded by Mrs. Hendon, the adoption of Bill 4501 as an ordinance. The following vote was recorded on the motion:

AYE - 9

NAY - 0

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

Bill 4501 was unanimously adopted as Ordinance 4393-15.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

HOLIDAY Mayor Robinson announced City Hall will be closed on February 16 in observance of Presidents' Day.

COUNCIL MEETING Mayor Robinson announced the next regular Council meeting will be held Wednesday, February 18, 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 8:07 p.m.

Matthew G. Robinson - Mayor
City of Hazelwood, Missouri

ATTEST:

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