

**CITY OF HAZELWOOD
REGULAR COUNCIL MEETING
April 1, 2015**

CALL TO ORDER

A regular meeting of the Hazelwood City Council was called to order by Mayor Pro Tempore Don W. Ryan at 7:30 p.m. on Wednesday, April 1, 2015, in the Council Chambers of Hazelwood City Hall, 415 Elm Grove Lane.

Mayor Pro Tempore Ryan 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
Russell Todd
Warren H. Taylor
Rosalie Hendon
Mary G. Singleton
Carol A. Stroker
Robert M. Aubuchon

Mayor Matthew G. Robinson was not present. 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, Mr. Taylor moved, seconded by Mrs. Hendon, the adoption of the agenda as printed. The motion passed unanimously.

CONSENT AGENDA

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

<u>AYE - 7</u>	<u>NAY - 0</u>
Mr. Ryan	
Mr. Todd	
Mr. Taylor	
Mrs. Hendon	
Mrs. Singleton	
Mrs. Stroker	
Mr. Aubuchon	

The motion passed unanimously and the consent agenda was adopted.

APPROVAL OF MINUTES

Mrs. Stroker moved, seconded by Mr. Taylor, to approve the minutes of the March 18 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 City's municipal court is offering an amnesty program, from March 23 through April 23, in partnership with Better Family Life. Participants who obtained a voucher from Better Family Life may bring \$100 to have their warrant pulled. The payment will apply to the fine or failure to appear.

Applications are now being accepted for summer lifeguard and swim instructor positions. Applicants must be age 16 or older and hold a National Pool and Waterpark Lifeguard Training Program license. Lifeguard training will be offered prior to the start of the summer season.

The State of Missouri is offering a Summer Job League for youth, ages 16 to 24, in the Kansas City and St. Louis areas. The workforce placement program helps emerging workers learn workplace skills and gain experience while earning a paycheck and supporting businesses.

Republic Services recently presented a \$1,000 check to Hazelwood's Green Committee to support its recycling education efforts. Hazelwood leads North County in recycling tons collected from residents on a monthly per household basis. In 2015, the committee plans to do a door-to-door campaign. Other projects under consideration include a resident pledge card and outreach with Hazelwood West High School.

Approximately 150 people came to Fire House #2 last Saturday to enjoy a free pancake breakfast compliments of the firefighters' Community Outreach Program. The Easter bunny and Sparky the fire dog were there to greet the children and play games. Raffles for Easter baskets were held with all proceeds benefiting the Muscular Dystrophy Association and future outreach activities.

For the past several days our firefighters have been undergoing training on use of the new self-contained breathing apparatuses. Ninety percent of the \$222,000 equipment cost was paid by an Assistance to Firefighters Grant.

The Police Department is offering a Hazelwood West Student Police Academy for youth interested in law enforcement. Classes will meet for five Wednesdays after school, from 3:00 to 4:15, beginning April 8. Topics covered include dispatching, search and seizure, K-9 unit, traffic safety and accident reconstruction, and cybercrime investigations.

Complete Auto Body and Repair is inviting the public to a grand opening of their new full retail service department on April 25 featuring giveaways, attendance prizes, a bounce house, facility tours, and special discounts on services. The business has been locally owned since 1973.

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

COUNCILMAN RYAN SERVICE AWARD Councilman Ryan's biography was read and he was presented with a five year service award.

PROCLAMATIONS AND RESOLUTIONS

TITLE VI PLAN RESOLUTION Parks and Recreation Superintendent Doug Littlefield reported staff recommends adoption of an updated Title VI Plan.

Mr. Littlefield explained the revisions would update policies and procedures relative to compliance with Title VI of the Civil Rights Act of 1964. Essentially, the act states no person in the United States shall, on the grounds of race, color, or national origin, be excluded from participation in or be denied the benefits of or be subjected to discrimination under any program or activity receiving federal financial assistance. As a requirement for receiving federal funds, a plan must be adopted. The City adopted a plan in 2013. Since that time, there have been revisions on the federal level relative to plan content. When the bus service was audited, the need to revise the plan to incorporate these changes was brought to staff's attention. The updated plan includes eight relatively minor changes. Some are as simple as displaying the plan on our website as well as including forms to track any complaints.

There were no objections and Resolution 1504 was read by title only:

A RESOLUTION APPROVING AND ADOPTING AN UPDATED TITLE VI PLAN FOR THE CITY OF HAZELWOOD.

Mr. Aubuchon moved, seconded by Mr. Todd, the adoption of Resolution 1504. The following vote was recorded on the motion:

AYE - 7

NAY - 0

Mr. Ryan
Mr. Todd
Mr. Taylor
Mrs. Hendon
Mrs. Singleton
Mrs. Stroker
Mr. Aubuchon

Resolution 1504 was unanimously adopted.

GNCCC ANNIVERSARY PROCLAMATION Mayor Pro Tempore Ryan called for the reading of a proclamation congratulating the Greater North County Chamber of Commerce upon their 60th anniversary.

There were no objections and Proclamation 1505 was read.

Mr. Aubuchon moved, seconded by Mrs. Stroker, the adoption of Proclamation 1505 congratulating the Greater North County Chamber of Commerce for 60 years of dedicated service to our community and commending them for their continued efforts to improve the quality of life in North County. The motion passed unanimously.

The proclamation will be presented to the chamber on April 17.

GNCCC BUSINESS PERSON OF THE YEAR PROCLAMATION Mayor Pro Tempore Ryan called for the reading of a proclamation in honor of John Ortwig, the Greater North County Chamber of Commerce's 2015 Outstanding Business Person of the Year.

There were no objections and Proclamation 1506 was read.

Mr. Aubuchon moved, seconded by Mrs. Hendon, the adoption of Proclamation 1506 extending congratulations to John Ortwig, 2015 Outstanding Business Person of the Year, and commending him for his involvement and dedicated service to the community. The motion passed unanimously.

The proclamation will be presented to Mr. Ortwig on April 17.

MARK BEHLMANN RETIREMENT PROCLAMATION Mayor Pro Tempore Ryan called for the reading of a proclamation in honor of retiring Hazelwood School District Board of Education member Mark Behlmann.

There were no objections and Proclamation 1507 was read.

Mrs. Stroker moved, seconded by Mr. Aubuchon, the adoption of Proclamation 1507 expressing appreciation to Mark J. Behlmann for his many years of dedicated service to the Hazelwood School District and the North County community and wishing him a happy retirement. The motion passed unanimously.

The proclamation will be presented to Mr. Behlmann during the next meeting of the Hazelwood School District Board of Education.

CITIZEN HEARINGS AND PRESENTATION OF PETITIONS

Mayor Pro Tempore Ryan explained the procedures to be followed during a hearing. He invited anyone desiring to make a comment to come forward at this time.

LEFT TURN FROM COACHWAY LN. ONTO LINDBERGH BLVD. Marvin Davis of 677 Coachway Lane requested installation of a traffic signal at the intersection of Coachway Lane and Lindbergh Boulevard.

Mr. Davis stated it's difficult to make a left turn onto Lindbergh Boulevard from Coachway Lane.

Mr. Zimmerman replied Lindbergh Boulevard is a state roadway and the request would be forwarded to the state.

Mr. Davis also requested the addition of a right turn lane on Elm Grove Lane to facilitate traffic flow onto Lindbergh Boulevard.

Mr. Zimmerman responded staff will investigate the proposal.

CITY MANAGER'S STATUS REPORT Mr. Zimmerman had provided the Council with a report on safety concerns expressed by Bob Barks of Complete Auto Body and Repair, 6041 North Lindbergh Boulevard, related to Dent Wizard's Special Land Use Permit for a vehicle service and repair facility at 6020 North Lindbergh Boulevard.

Mr. Barks was sent a letter stating an inspection will be performed to assure compliance with all code requirements.

Mr. Zimmerman had also provided the Council with a report on comments by Daniel Ramirez of 7358 Caione Court relative to the City's proposition on the April 7 ballot. Mr. Ramirez suggested the City print a pamphlet, similar to the City of Maplewood's, showing revenue allocation. Mr. Zimmerman stated the City's website includes the City budget, with charts showing the breakdown of City revenues and expenses, as well as information about Proposition P. Since little feedback has been received, staff doesn't believe the cost of publishing a pamphlet would be an appropriate use of City funds.

PUBLIC HEARINGS - None

COMMUNICATIONS

LOCAL GOVERNMENT BRIEFINGS The March 13 issue of Local Government Briefings was received from East-West Gateway Council of Governments.

RESIGNATION FROM IDA A letter of resignation from the Industrial Development Authority was received from Edward Kloos.

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

LOCAL GOVERNMENT BRIEFINGS The March 19 issue of Local Government Briefings was received from East-West Gateway Council of Governments.

SUBDIVISION PETITION 7208 & 7222 N. LINDBERGH BLVD. AND 327 TAYLOR RD. A subdivision petition for boundary adjustments and dedication of a cross-access easement at 7208 and 7222 North Lindbergh Boulevard and 327 Taylor Road was received from JDS Hazelwood, LLC.

SLUP PETITION 9144 PERSHALL RD. A petition for a Special Land Use Permit for a drug abuse treatment facility at 9144 Pershall Road was received from Center for Life Solutions, Inc.

Mrs. Stroker moved, seconded by Mr. Taylor, to refer the petitions 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 May 13 Council work session agenda.

NORTH CENTRAL CO. FIRE ALARM Mr. Aubuchon reported North Central County Fire Alarm has a contract to sell their building.

Mr. O'Keefe stated there will be a distribution to the equity owners and the owners are being asked to ratify the sale. He stated it would be prudent for the Council to endorse sale of the asset and authorize Mr. Aubuchon, member of the North Central County Fire Alarm Board of Directors, to vote in support of the sale.

Mrs. Singleton moved, seconded by Mr. Taylor, to ratify and endorse the sale of the North Central County Fire Alarm real estate in accord with the contract currently outstanding. The motion passed unanimously.

CITY MANAGER'S REPORT

FENCE MAINTENANCE AGREEMENT Public Works Director David Stewart reported staff recommends authorization of an agreement with the

Missouri Highways and Transportation Commission relative to installation and maintenance of an ornamental fence on the McDonnell Boulevard bridge over I-270.

Mr. Stewart stated the fence is part of the McDonnell Boulevard bridge enhancement project. The agreement states the City will be responsible for maintenance of the fence. Approval of the agreement will enable installation of the fence and the ability to move forward with the project.

In response to Mr. Todd's inquiry, Mr. Stewart stated it's a standard agreement.

Mr. Aubuchon moved, seconded by Mr. Taylor, to concur with the staff recommendation to authorize the fence maintenance agreement with the Missouri Highways and Transportation Commission 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.

UTILITY AGREEMENT Mr. Stewart reported staff recommends authorization of a utility agreement with Ameren Missouri for relocation of a utility pole at the southwest quadrant of the McDonnell Boulevard/Fee Fee Road intersection.

Mr. Stewart stated design is complete on the project to reconstruct Fee Fee Road south of McDonnell Boulevard to Anglum Road and the project is ready to bid with the exception of relocation of this utility pole. The agreement stipulates that Ameren will relocate the pole at a cost of \$33,000. With 80 percent federal grant reimbursement, the City's cost will be \$6,600. Approval of the agreement will facilitate reimbursement and enable the project to proceed.

In response to Mrs. Singleton's inquiry, Mr. Stewart confirmed the City is requesting relocation of the pole. He stated typically Ameren assumes the cost of relocating their facilities. However, because the pole is located in an easement dedicated to the City and not in dedicated right-of-way, Ameren believes the relocation should be at City expense. Staff doesn't agree with their assessment. However, staff recommends authorization of the contract because of the cost to litigate the issue and the delay litigation would cause. He added there will also be an estimated cost of \$15,000 for easement acquisition which he will ask Ameren to assume. However, they believe this is the City's responsibility as well.

Mr. Aubuchon moved, seconded by Mrs. Stroker, to concur with the staff recommendation to authorize the utility agreement with Ameren Missouri 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.

UPCOMING MEETINGS Mr. Zimmerman stated there are several upcoming meetings: an open house on Proposition P on April 2, from 7:00 p.m. to 8:30 p.m., at the Hazelwood Community Center;

a special Council meeting on April 8 at 5:30 p.m.; a budget work session on April 22 at 6:00 p.m.; and if needed, a budget work session on May 9.

Mr. Zimmerman stated, depending on the results of the April 7 election, staff may need time to make changes to the proposed budget. Therefore, it will be provided to the Council the week prior to the budget work session.

CITY ATTORNEY'S REPORT - None

CITY CLERK'S REPORT - None

COMMISSION AND BOARD REPORTS Mrs. Stroker moved, seconded by Mr. Taylor, to receive and file the minutes of the February 12 City Plan Commission meeting, the March 3 Parks and Recreation Board meeting, and the March 9 Architectural Board of Review and Neighborhood Watch Commission meetings. The motion passed unanimously.

NEW BUSINESS - None

INTRODUCTION AND FIRST READING OF BILLS

AGREEMENT Mayor Pro Tempore Ryan called for the first reading of a bill to authorize an agreement relative to installation and maintenance of an ornamental fence on the McDonnell Boulevard bridge over I-270.

There were no objections and Bill 4512 was read by title only:

AN ORDINANCE AUTHORIZING THE CITY MANAGER OF THE CITY OF HAZELWOOD, MISSOURI, TO ENTER INTO AND EXECUTE AN AGREEMENT WITH THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION RELATIVE TO INSTALLATION AND MAINTENANCE OF AN ORNAMENTAL FENCE ON THE MCDONNELL BOULEVARD BRIDGE OVER I-270.

Bill 4512 will be on the agenda for second reading on April 15.

AGREEMENT Mayor Pro Tempore Ryan called for the first reading of a bill to authorize an agreement relative to relocation of a utility pole at the southwest quadrant of the McDonnell Boulevard/Fee Fee Road intersection.

There were no objections and Bill 4513 was read by title only:

AN ORDINANCE AUTHORIZING THE CITY MANAGER OF THE CITY OF HAZELWOOD, MISSOURI, TO ENTER INTO AND EXECUTE AN AGREEMENT WITH AMEREN MISSOURI RELATIVE TO RELOCATION OF A UTILITY POLE AT THE SOUTHWEST QUADRANT OF THE MCDONNELL BOULEVARD/FEE FEE ROAD INTERSECTION.

Bill 4513 will be on the agenda for second reading on April 15.

SECOND READING OF BILLS AND ACTION ON BILLS

BILLS 4508, 4509, 4510 The second readings of Bills 4508, 4509 and 4510 to
SUBDIVISION & consolidate 7766 and 7770 North Lindbergh Boulevard
SLUPS and grant Special Land Use Permits have postponed to May
6.

BILL 4511 The second reading of Bill 4511 to authorize an economic
E.D. AGREEMENT development and new employment training and
opportunities loan agreement with Silgan Plastics
Corporation has been postponed to April 8.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

COUNCIL MEETING Mayor Pro Tempore Ryan announced the next regular
Council meeting will be held Wednesday, April 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 8:09 p.m.

Matthew G. Robinson - Mayor
City of Hazelwood, Missouri

ATTEST:

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