

**CITY OF HAZELWOOD
REGULAR COUNCIL MEETING
OCTOBER 4, 2017**

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 4, 2017, 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:

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

Mrs. Thomas declared a quorum was present. Also present were City Manager Matt Zimmerman, City Attorney Kevin O'Keefe, and City Clerk Christine Thomas.

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

Mr. Taylor moved, seconded by Mrs. Singleton, 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. Parkin
Mayor Robinson
Mr. Todd
Mr. Taylor
Mrs. Hendon
Mrs. Singleton

The motion passed unanimously and the consent agenda was adopted.

APPROVAL OF MINUTES

Mr. Taylor moved, seconded by Mrs. Singleton, to approve the minutes of the September 19 special Council meeting and the September 20 regular and closed Council meetings as submitted. The motion passed unanimously.

SPECIAL ORDER OF BUSINESS

WHAT'S NEW

Communications Coordinator Tim Davidson provided the What's New in Hazelwood report.

INTRODUCTION OF MISS HAZELWOOD

Mayor Robinson introduced Miss Hazelwood 2017 Jessica Schreck.

RECYCLING PLEDGE CARD DRAWING

Winners were drawn for the 2017 Recycling Pledge Card Campaign.

PROCLAMATIONS AND RESOLUTIONS

FIRE PREVENTION WK. PROCLAMATION

Mayor Robinson called for the reading of a proclamation designating October 8 through October 14, 2017 as Fire Prevention Week.

There were no objections and Proclamation 1718 was read.

Mr. Aubuchon moved, seconded by Mr. Todd, the adoption of Proclamation 1718 designating October 8 through October 14, 2017 as Fire Prevention Week throughout the community and urging Hazelwood residents to develop a home fire escape plan with all members of the household and practice it twice a year and to participate in the many public safety activities and efforts of the Hazelwood Fire Department during Fire Prevention Week 2017. The motion passed unanimously.

The proclamation was presented to Fire Chief Dave Herman.

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

Mr. Zimmerman provided an update on requests made by Mary Poorman, 1575 Laurel Bluffs Drive, during the September 20 Council meeting and Kathy Ferrell, #19

Flamingo Drive, during the September 6 Council meeting.

Ms. Poorman had requested the City's assistance with abating erosion issues in the Laurel Bluffs subdivision. She asked City staff to meet with the Homeowners Association (HOA) on January 10, 2018 to discuss options. Staff has accepted the invitation. The HOA's board will meet with Metropolitan Sewer District representatives tomorrow. The plan is to have a staff member attend this meeting. Staff plans to meet again with the board in October or November.

Kathy Ferrell had requested the Council consider regulating bamboo and was dissatisfied with staff's response. She has now requested the City consider bamboo regulations as part of the study underway by the Green Committee relative to prairies. Since the last report, additional complaints were received about the bamboo. Therefore, pursuant to City policy and upon the recommendation of the City Prosecutor, a 30 day Courtesy Infraction Notice was issued to the neighbor requiring him to get the bamboo off neighboring property and to keep it from extending beyond his property.

Ms. Ferrell came forward and stated an ordinance is needed before spring or the bamboo may grow into a Metropolitan Sewer District drain which could be expensive to repair.

PUBLIC HEARINGS

PETITION FOR
SLUP EXPANSION
6194, 6190 & 6194
HOWDERSHELL RD.

Mayor Robinson called to order the public hearing to consider the petition received from Break Time Bar & Grill, LLC for an expansion of the Special Land Use Permit for a restaurant at 6186, 6190 and 6194 Howdershell Road to include a patio.

City Planner Earl Bradfield reported the proposed expansion is to include a concrete patio for five tables, with four chairs each, enclosed by a fence.

Marie Smith, the business owner, gave a presentation on the proposed expansion. She stated the patio is an extension of the smoking area. The area will be surrounded by four foot decorative fencing which will have a gate for access.

Mr. Aubuchon asked if patrons could enter through the gate. Ms. Smith replied affirmatively.

Mayor Robinson asked if anyone present wished to speak in favor of or in opposition to the proposal.

No one spoke in favor of or in opposition to the proposal and Mayor Robinson declared the hearing closed.

Mrs. Thomas read the City Plan Commission motion “to recommend approval to the City Council of the petition for Special Land Use Permit expansion for a restaurant located in a C-2 General Commercial Zoning District at 6186, 6190 and 6194 Howdershell Road, Ward 2, with the condition that music shall not be played until after the adjacent child care center closes for the evening.” She stated the motion passed unanimously.

Mr. Aubuchon moved, seconded by Mr. Ryan, to concur with the City Plan Commission recommendation to grant the expansion of the Special Land Use Permit for a restaurant at 6186, 6190 and 9194 Howdershell Road to include a patio 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.

SUBDIVISION Mayor Robinson called to order the public hearing to
8930 & 8940 PERSHALL consider the petition from Green Street Hazelwood
Investors, LLC for subdivision of 8930 and 8940
Pershall Road to consolidate two lots into one lot.

Mr. Bradfield reported this petition is to consolidate two lots, 2.93 acres and 2.38 acres, into one 5.31 acre lot and to dedicate additional right-of-way. The parcels are currently vacant. There’s a large industrial building on the parcel to the south at 8950 Pershall Road. The subdivision plat has been updated to meet the City Plan Commission’s recommendation that the 30 foot Polson Lane right-of-way, adjacent to 8930 Pershall Road, be extended along 8950 Pershall Road.

Daniel Ehlman, the surveyor from Stock & Associates, explained they would like to combine the two lots on Pershall Road into one large lot. At the request of the City, they will also provide an additional 30 foot right-of-way along Polson Lane.

Mayor Robinson asked if anyone present wished to speak in favor of or in opposition to the proposal.

No one spoke in favor of or in opposition to the proposal and Mayor Robinson declared the hearing closed.

Mrs. Thomas read the City Plan Commission motion “to recommend approval to the City Council of the subdivision consolidation plat located in an I-1 Light Industrial Zoning District, at 8930 and 8940 Pershall Road, Ward 2, with the condition that a 30 foot right-of-way be extended along Polson Lane into 8950 Pershall Road.” She stated the motion passed unanimously.

Mr. Aubuchon moved, seconded by Mrs. Hendon, to concur with the City Plan Commission recommendation to approve the subdivision consolidation plat for 8930 and 8940 Pershall Road 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.

COMMUNICATIONS

REQUEST FROM
CITY PLAN
COMMISSION
RE: APPOINTMENTS

Mrs. Thomas reported communication #30 is a request from the City Plan Commission that the Council consider adopting a policy of appointing no more than two representatives from the same ward to the commission to ensure each ward has representation.

Mrs. Thomas stated the Charter states, “The Mayor shall endeavor to see to it that members of appointed bodies represent all areas and constituencies of the City and that all wards have a reasonable opportunity for participation.”

Mr. Zimmerman stated the City Plan Commission members felt that, unlike other City boards and commissions, the City Plan Commission needs members who actually live in each of the eight City wards.

Mr. O’Keefe stated the Charter doesn’t state that an appointee to the City Plan Commission is appointed to represent a ward. It states that the Mayor shall endeavor to appoint members from all areas of the City to serve on all boards and commissions. The nine citizens who serve on the City Plan Commission serve the City.

Mayor Robinson expressed a desire to continue to track appointments by Council Member, as was done prior to the April 2016 Charter amendment.

Mr. O’Keefe stated, in accordance with the Charter, all appointments are made by the Mayor. He suggested the ward each member lives in can be recorded in order to aid in the endeavor to appoint members from all areas of the City.

Mr. Zimmerman stated he can report on the Council’s discussion at the next City Plan Commission meeting.

MLMSL NEWSLETTER The Municipal League of Metro St. Louis’ September newsletter was received.

SLUP PETITION
5830 FEE FEE ROAD A petition for a Special Land Use Permit for outdoor storage at 5830 Fee Fee Road was received from Eagle Fence Distributing, LLC.

CHARTER
CHANNEL LINEUP Notification of the addition of Hillsong Channel and Hillsong Channel HD was received from Charter Communications.

EWGCG
LOCAL BRIEFINGS The September 28 issue of Local Government Briefings was received from the East-West Gateway Council of Governments.

Mr. Taylor moved, seconded by Mrs. Singleton, to refer the petition to the City Plan Commission and to receive and file all communications. The motion passed unanimously.

UNFINISHED BUSINESS

FIRE DISTRICT MERGER Mrs. Hendon reported on last night's meeting of the Council Fire Services Merger Committee with the Robertson Fire Protection District Board of Directors.

Campaign strategy, talking points and whether or not to hire a public relations firm were discussed. The firefighters are requesting the support of Local 2665 and the employee merger committee will be working on a list of talking point. The process is moving forward.

MAYOR AND COUNCIL REPORTS

WORK SESSION AGENDA ITEMS No items were added to the November 8 Council work session agenda.

CITY MANAGER'S REPORT

PURCHASE OF POLICE VEHICLES Police Chief Gregg Hall reported staff recommends the purchase of four 2018 Dodge Chargers at a cost of \$23,126 each, from Landmark Dodge, and one 2018 Ford Interceptor sports utility vehicle at a cost of \$28,391, from Bommarito Ford, plus \$30,600 for equipment, graphics and installation.

Chief Hall stated the Capital Improvement Fund budget includes \$150,764 to purchase and equip five police vehicles as part of the vehicle replacement plan. The vehicles would be purchased under the State of Missouri contract. The total cost of \$151,495 is \$731 over the budgeted amount.

Mr. Aubuchon asked if insurance money was received for the two vehicles that were totaled. Chief Hall responded affirmatively and added the amount received was inadequate for replacement of the vehicles.

Mr. Ryan moved, seconded by Mrs. Hendon, to concur with the staff recommendation to purchase four 2018 Dodge Chargers at a cost of \$23,126 each, from Landmark Dodge, and one 2018 Ford Interceptor sports utility vehicle at a cost of \$28,391, from Bommarito Ford, plus \$30,600 for equipment, graphics and installation, at a total cost of \$151,495. 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 EXPANSION Mayor Robinson called for the first reading of a bill to grant
6186, 6190 & 9194 an expansion of the Special Land Use Permit for a
HOWDERSHELL RD. restaurant at 6186, 6190, and 6194 Howdershell Road to
include a patio.

There were no objections and Bill 4693 was read by title only:

AN ORDINANCE AMENDING ORDINANCE 4354-14 BY GRANTING AN EXPANSION OF THE SPECIAL LAND USE PERMIT HELD BY BREAK TIME BAR & GRILL, LLC FOR A RESTAURANT AT 6186, 6190, AND 6194 HOWDERSHELL ROAD, TO INCLUDE A PATIO, AND PROVIDING FOR THE REGULATION OF SUCH USAGE.

Bill 4693 will be on the agenda for second reading on October 20.

SUBDIVISION Mayor Robinson called for the first reading of a bill to
8930 & 8940 PERSHALL authorize the subdivision of 8930 and 8940 Pershall Road
from two lots into one lot.

There were no objections and Bill 4694 was read by title only:

AN ORDINANCE APPROVING THE SUBDIVISION OF 8930 AND 8940 PERSHALL ROAD FROM TWO LOTS INTO ONE LOT.

Bill 4694 will be on the agenda for second reading on October 20.

SECOND READING OF BILLS AND ACTION ON BILLS

BILL 4692 Mayor Robinson called for the second reading of Bill 4692 to
CONTRACT authorize a contract for the 2017 street striping project.

There were no objections and Bill 4692 was read by title only:

AN ORDINANCE AUTHORIZING A CONTRACT WITH TRAMAR CONTRACTING, INC., FOR THE 2017 STREET STRIPING PROJECT AT A COST NOT TO EXCEED THIRTY-FIVE THOUSAND ONE HUNDRED FIFTY-FOUR DOLLARS (\$35,154).

Mr. Aubuchon moved, seconded by Mr. Todd, the adoption of Bill 4692 as an ordinance. The following vote was recorded on the motion:

AYE - 9

NAY - 0

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

Bill 4692 was unanimously adopted as Ordinance 4580-17.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

COUNCIL MEETING Mayor Robinson announced the next regular Council meeting will be held Wednesday, October 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 8:25 p.m.

Matthew G. Robinson - Mayor
City of Hazelwood, Missouri

ATTEST:

Christine Thomas, CMC - City Clerk
City of Hazelwood, Missouri