

**MINUTES OF MEETING
CITY COUNCIL OF THE CITY OF LADUE
ST. LOUIS COUNTY, MISSOURI
TUESDAY, MARCH 25, 2014, 4:00 P.M.**

The regular meeting of the City Council of the City of Ladue, St. Louis County, Missouri was held on Tuesday, March 25, 2014, at 4:00 p.m., at the City Hall, 9345 Clayton Road. The following were present:

The Hon. Nancy Spewak, Mayor, presiding.

Members of the Council present:

A. Charles Hiemenz
John Howell
Walter Stern (by phone – did not vote)
John R. Fox
William Brennan
Harold Burroughs

Five Council Members present.

Also present were Michael W. Wooldridge, City Clerk/Assistant to the Mayor; Mr. Rick Jett, Finance Director; Police Chief Rich Wooten; John Bailot, Fire Chief; Jeff Johnson, Assistant Fire Chief; Ms. Anne Lamitola, Public Works Director; Mr. James Schmieder, Ladue Building Department; Mr. Jim Schiele, Chairman – Finance, Revenue & Taxation Committee, Mr. Jim Thompson, member Finance, Revenue & Taxation Committee, and John Maupin, City Attorney.

Approval and Adoption of the Agenda: Council Member Fox moved adoption of the agenda, seconded by Council Member Burroughs and the vote thereupon was as follows:

Council Member Hiemenz	“Aye”
Council Member Howell	“Aye”
Council Member Fox	“Aye”
Council Member Brennan	“Aye”
Council Member Burroughs	“Aye”

The motion was passed unanimously.

Approval of Minutes:

Mayor Spewak asked for any amendments, corrections or clarifications to the Minutes of the Regular Meeting of February 18, 2014. Council Member Hiemenz moved approval of the Minutes; seconded by Council Member Howell, which motion passed unanimously.

Public Forum: (No one came forward to address the Mayor and Council)

Mayor Spewak suspended the regular order of business to recognize Fire Chief Bailot. She presented a certificate of graduation to Chief Bailot for graduation from the four-year Executive Fire Officer Program awarded by the National Fire Academy.

New Business:

Ms. Laurel Harrington, Project Manager – Christner, Inc., presented the draft of the City of Ladue – City Character Study, Planting Guidelines, Targeted Projects and Other Recommendations Report. She stated that many groups including City Council, Garden Clubs, Residents, Neighborhood Trustees and City Committees were part of the focus groups for the report. Ms. Harrington commented the common element between the groups was to preserve the character elements of the community: understated elegance, open spaces and residential village character. Ms. Harrington reported that the draft report identifies several future projects for consideration, including both landscape and trails.

Mr. Steven Wheeler – Landscape Architectural Designer – Christner, Inc., reviewed the planting guidelines for the landscaping of public areas. He stated the guidelines provide a palette of flowering and canopy trees and shrubs, as well as flowers. He suggested that these guidelines could be used for guardrail screening, slope stabilization, planted pots, and entrances to the City.

Council Member Hiemenz asked if residents who have been out of town for the winter will have an opportunity to comment. Ms. Harrington advised there will be attempts to conduct an outreach to those individuals.

Council Member Howell inquired about the opinions expressed regarding crosswalks. Ms. Harrington stated that the focus groups favored the use of actual brick pavers. Council Member Fox commented that brick pavers did not seem to be practical on heavily traveled streets and could result in significant ongoing maintenance costs to the City.

Further discussion included the need for sidewalks along S. Forty Drive to L'Ecole Culinaire and on both sides of the roadway along portions of Ladue Road.

Mayor Spewak advised that the final report will be presented at the May 2014 City Council meeting.

Committee Report: None

Public Hearings: None

Old Business: None

Zoning and Planning Matters: None

Proposed Legislation:

Bill 2084 An ordinance authorizing the granting of an easement to Ameren Missouri to certain property within the City of Ladue.

Chief Bailot advised that the easement is necessary for a ground mounted transformer to provide power for new Firehouse #2.

Council Member Fox moved the introduction of Bill 2084; seconded by Council Member Burroughs, which motion passed unanimously.

Council Member Brennan moved the first reading of Bill 2084; seconded by Council Member Burroughs, which motion passed unanimously.

Council Member Burroughs moved the second reading of Bill 2084; seconded by Council Member Hiemenz, which motion passed unanimously.

Council Member Burroughs moved adoption of Bill 2084; seconded by Council Member Brennan, and the vote thereupon was as follows:

Council Member Hiemenz	"Aye"
Council Member Howell	"Aye"
Council Member Fox	"Aye"

Council Member Brennan
Council Member Burroughs

"Aye"
"Aye"

The motion was passed by unanimous vote

Mayor Spewak declared Bill 2084 adopted as **Ordinance 2084**.

Financial Matters:

Mr. Jett advised that the field work relating to the 2013 audit is complete. The financial variance analysis will be distributed at the April meeting.

The Council reviewed the **vouchers for payment** for the month of February 2014. Council Member Fox moved their approval, seconded by Council Member Hiemenz, which motion passed unanimously.

The Mayor and Council reviewed the Treasurer and Collector's reports for February 2014. The Mayor ordered the reports filed for information.

The Mayor and Council reviewed the Financial Report for February 2014. The Mayor ordered the report filed for information.

The Mayor and Council reviewed the Cash Flow Summary for February 2014. The Mayor order the report filed for information.

The Mayor and Council reviewed the Land & Lot Delinquent Tax Report. The Mayor order the report filed for information.

Department Reports:

Fire Department: The Council reviewed the Fire Department Activity Report for February 2014 and Annual Report for 2013. The Mayor ordered the reports filed.

Chief Bailot reported that the foundation walls have been erected and steel decking placed over the basement at Firehouse #2. Eleven construction days were lost in February due to weather.

Council Member Fox presented a request to increase the Firehouse #2 project budget by \$160,000.00 to a total of \$2,895,418.00. He stated additional costs have been or will be incurred because of increased Owner Representative Services, scope of work changes associated with ASI #1 and ASI #2, and additional contingency funds since the project is only 13% completed.

Council Member Hiemenz asked if the Oversight Committee is reviewing possible cost reductions. Mr. Dick Smith, Owner's Representative – Landmark Construction Services, stated that reductions have been seen in steel manufacturing and negotiations with the contractor regarding change order submittals.

Council Member Hiemenz inquired if there is an update regarding the project cost of reconstructing House #1 & #2. Mr. Smith advised work on the cost estimating has been delayed because of the work required on Firehouse #2.

Council Member Fox moved to approve a project cost increase of \$160,000.00 to \$2,895,418.00 for Firehouse #2. The motion was seconded by Council Member Burroughs, and the vote thereupon was as follows:

Council Member Hiemenz	"Aye"
Council Member Howell	"Aye"
Council Member Fox	"Aye"
Council Member Brennan	"Aye"
Council Member Burroughs	"Aye"

The motion was passed by a unanimous vote.

Chief Bailot requested approval of a contract amendment with Landmark Construction Services of \$66,643. He stated the Oversight Committee recommends approval. Council Member Fox advised that the complexity of issues to determine estimated costs and design issues caused Landmark to use more of their contract hours than anticipated. Chief Bailot described the process by which Landmark Construction Services' invoices are approved. Each application details the task per-

formed and the time required completing the task. The application is then reviewed by the chief and Mike Wooldridge. Any necessary questions are answered before the invoice is approved for payment.

Council Member Fox moved to approve a contract amendment with Landmark Construction Services at a cost of \$66,643.00. The motion was seconded by Council Member Brennan, and the vote thereupon was as follows:

Council Member Hiemenz	"Aye"
Council Member Howell	"Aye"
Council Member Fox	"Aye"
Council Member Brennan	"Aye"
Council Member Burroughs	"Aye"

The motion was passed by a unanimous vote.

Chief Bailot reported on Change Order #3 and the fire pole fabrication. He stated that these items were approved by the Oversight Committee.

Chief Bailot reported on the repairs to the backup fire pumper at a cost of \$1,976.00. He stated the repairs were related to a fuel system problem which prevented the vehicle starting.

Chief Bailot reported that preventive maintenance on the fire pumpers has been moved entirely to Rescue Repair. The complexity of the equipment is beyond the scope of Department resources. The monthly special pay for the Engineer / Mechanic will be allocated to the Fire Captain that is designated as the Department Medical Coordinator. Chief Bailot advised that the Board of Fire and Police Commissioners approved the change.

Chief Bailot advised that when the new regional radio communications system becomes operational the existing radio system will not be used. The existing equipment will be donated to the Missouri Department of Public Safety for use by other agencies in the state.

Chief Bailot reviewed recent correspondence from ISO regarding changes to the Public Protection Classifications. Chief Bailot advised that the impact of these changes on the City will not be known until our next review.

Police Department: The Council reviewed the Police Activity Report for the period through February 28, 2014, and the 2013 annual report. The Mayor ordered the report filed.

Chief Wooten reported that there was a slight increase in Part I crimes during 2013, involving mostly property crimes. Only four crimes against persons were reported. He advised that the clearance rate for crime in 2013 was 31% which is better than the 13% national clearance rate.

Chief Wooten requested approval of a contract renewal with the Regional Computer Crimes Education and Enforcement Group which provides reimbursement of salary and benefits for the officer assigned to the group.

Council Member Fox moved approval of the contract renewal with RCCEEG. The motion was seconded by Council Member Brennan, and the vote thereupon was as follows:

Council Member Hiemenz	"Aye"
Council Member Howell	"Aye"
Council Member Fox	"Aye"
Council Member Brennan	"Aye"
Council Member Burroughs	"Aye"

The motion was passed by unanimous vote.

Public Works: The Mayor and Council reviewed the Public Works report for the period through February 2014. The Mayor ordered the report filed.

Ms. Lamitola requested approval for the repairs to a two ton truck by Truck Centers, Inc. at a cost of \$1,896.96. She reported that the two ton trucks were normally kept 15 – 16 years.

Council Member Fox moved approval of the truck repairs by Truck Centers, Inc., at a cost of \$1,896.96; seconded by Council Member Brennan, and the vote thereupon was as follows:

Council Member Hiemenz	"Aye"
Council Member Howell	"Aye"
Council Member Fox	"Aye"
Council Member Brennan	"Aye"
Council Member Burroughs	"Aye"

The motion was passed by unanimous vote.

Municipal Court: The Mayor and Council reviewed the Municipal Court Report for February 2014. The Mayor ordered the report filed.

Administration/City Clerk.

The Mayor and Council reviewed the building department report for February 2014. Year-to-date 34 reportable permits were issued for a construction value of \$5.5 million. Mr. Schmieder advised that the number of permits increased 13.3% compared to a similar period in 2013 and the construction value decreased 38.6%.

Mr. Schmieder reported that the Building Inspector conducted 124 inspections during the month of February 2014. He also reported that numerous temporary commercial and high school student council political signs have been removed from the City's right-of-way. Mr. Schmieder stated that various signs for public elective office were noted in the public right-of-way, but were not removed. He stated that the candidates would be contacted to remove or relocate the signs. Mr. Maupin cautioned that it is important that all violators of the city's sign ordinance are treated fairly and equally. Mr. Schmieder advised that he would enforce the city's sign ordinance as it is written.

Mr. Wooldridge requested approval of a contract with Frederic Co., Inc. for roof replacement at the former jail addition at cost of \$7,341.00. He stated Frederic Co. was the low bid for the carport roof replacement in 2013.

Council Member Hiemenz moved approval of the contract with Frederic Co., Inc. for a replacement roof at a cost of \$7,341.00; seconded by Council Member Burroughs, and the vote thereupon was as follows:

Council Member Hiemenz	"Aye"
Council Member Howell	"Aye"
Council Member Fox	"Aye"
Council Member Brennan	"Aye"
Council Member Burroughs	"Aye"

The motion was unanimously passed.

Appointments: None

Liquor Licenses:

An application from Old Warson Country Club, for renewal of their license to sell intoxicating liquors by the drink and in the original package, with Sunday sales. The report from the police department finds no reason why the license should not be issued.

Council Member Hiemenz moved approval of the license renewal; seconded by Council Member Brennan, and the vote thereupon was as follows:

Council Member Hiemenz	"Aye"
Council Member Howell	"Aye"
Council Member Fox	"Aye"
Council Member Brennan	"Aye"
Council Member Burroughs	"Aye"

The motion was unanimously passed.

Adjournment:

Mayor Spewak stated the next regular meetings would be held on April 21 and May 19, 2014.

Mayor Spewak advised there were items for discussion in executive session involving legal and personnel matters under RSMo. Section 610.021 (1) & (3).

Council Member Hiemenz moved to go into closed session for discussion of legal and personnel matters as provided under RSMo. 610.021; seconded by Council Member Howell, and the vote thereupon was as follows:

Council Member Hiemenz	"Aye"
Council Member Howell	"Aye"
Council Member Fox	"Aye"
Council Member Burroughs	"Aye"
Council Member Brennan	"Aye"

The motion was passed unanimously.

(The Mayor and Council went into closed session at 5:30 PM with Mr. Wooldridge, Chief Wooten and Mr. Maupin).

Council Member Fox moved to return to open session, seconded by Council Member Burroughs, and the vote thereupon was as follows:

Council Member Hiemenz	"Aye"
Council Member Howell	"Aye"
Council Member Fox	"Aye"
Council Member Burroughs	"Aye"
Council Member Brennan	"Aye"

The motion was passed unanimously.

(returned to open session at 6:20 PM)

Council Member Burroughs moved adjournment, seconded by Council Member Hiemenz, which motion passed unanimously. The meeting adjourned at 6:20 PM.

APPROVED THIS 21st DAY OF APRIL 2014.



Nancy Spewak, Mayor

ATTEST:



Michael W. Wooldridge, City Clerk