

**MINUTES OF MEETING
CITY COUNCIL OF THE CITY OF LADUE
ST. LOUIS COUNTY, MISSOURI
MONDAY, SEPTEMBER 16, 2013, 4:00 P.M.**

The regular meeting of the City Council of the City of Ladue, St. Louis County, Missouri was held on Monday, September 16, 2013, at 4:00 p.m., at the Ladue City Hall, 9345 Clayton Road. The following were present:

The Hon. Nancy Spewak, Mayor, presiding.

Members of the Council present:

A. Charles Hiemenz
Walter G. Stern
John R. Fox
Harold Burroughs
William Brennan

Absent: Art Bond

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; Ms. Anne Lamitola, Director of Public Works; Mr. Mike Gartenberg, Building Official; Mr. Jim Schmieder, Ladue Building Office; John Maupin, City Attorney; Mr. James Schiele, Chairman – Finance, Revenue, & Taxation Committee.

Approval and Adoption of the Agenda: Council Member Stern moved the adoption of the agenda amended to include approval of a change order process for the Litzsinger Road improvement project and approval of an invoice from Fabick for maintenance work on a city owned front loader, seconded by Council Member Brennan and the vote thereupon was as follows:

Council Member Hiemenz	“Aye”
Council Member Fox	“Aye”
Council Member Stern	“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 and closed Meeting of August 19, 2013. Council Member Hiemenz moved approval of the Minutes amended to include a change of the vote on page 8 and change the reference to Council Member Burroughs in the closed minutes to Council Member Brennan; seconded by Council Member Burroughs, and the vote thereupon was as follows:

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

The motion was passed unanimously.

(Public Forum, Public Hearings One through Three minutes are reflected in the attached transcript)

Public Forum: (see transcript)

Public Hearing: (see transcript)

Public Hearing #1

NOTICE OF PUBLIC HEARING
CITY COUNCIL, CITY OF LADUE
ST. LOUIS COUNTY, MISSOURI

Notice is hereby given that the City Council of the City of Ladue will hold a Public Hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council issue a special use permit to Schnuck's Market, 8867 Ladue Road, to serve liquor by the drink. (ZPC 13-04).

The Hearing will be held at 4:00 p.m., or as soon thereafter as the matter may be properly heard, on Monday, September 16, 2013, at the Ladue City Hall, 9345 Clayton Road.

The Hearing will be open to the public and any person interested in the proceedings will be given an opportunity to be heard.

Michael W. Wooldridge
City Clerk/Assistant to Mayor

Public Hearing #2

NOTICE OF PUBLIC HEARING

CITY COUNCIL, CITY OF LADUE
ST. LOUIS COUNTY, MISSOURI

Notice is hereby given that the City Council of the City of Ladue will hold a Public Hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council issue a special use permit to Schnuck's Market, 10275 Clayton Rd., to serve liquor by the drink. (ZPC 13-05).

The Hearing will be held at 4:00 p.m., or as soon thereafter as the matter may be properly heard, on Monday, September 16, 2013, at the Ladue City Hall, 9345 Clayton Road.

The Hearing will be open to the public and any person interested in the proceedings will be given an opportunity to be heard.

Michael W. Wooldridge
City Clerk/Assistant to Mayor

Public Hearing #3

NOTICE OF PUBLIC HEARING
CITY COUNCIL, CITY OF LADUE
ST. LOUIS COUNTY, MISSOURI

Notice is hereby given that the City Council of the City of Ladue will hold a Public Hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council issue a special use permit to JDK Warson, LLC, 2106 S. Warson Road, to construct a new residence that exceeds 15,000 square feet. (ZPC 13-06).

The Hearing will be held at 4:00 p.m., or as soon thereafter as the matter may be properly heard, on Monday, September 16, 2013, at the Ladue City Hall, 9345 Clayton Road.

The Hearing will be open to the public and any person interested in the proceedings will be given an opportunity to be heard.

Michael W. Wooldridge
City Clerk/Assistant to Mayor

Old Business: (none)

Zoning and Planning Matters:

Request by Pulte Homes for a subdivision of the property at the northeast corner of Conway Rd. & S. Lindbergh Blvd. into 24 home sites and the establishment of a planned unit development district for the property.

Council Member Fox moved to refer the request to the Zoning and Planning Commission for review and a recommendation; seconded by Council Member Stern, and the vote thereupon was as follows:

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

The motion was passed unanimously.

Committee Report: (none)

Proposed Legislation:

Bill 2066 - an ordinance authorizing the execution of a supplemental agreement with the Missouri Highways and Transportation Commission pertaining to the S. Price Road Resurfacing and Sidewalk Project.

Ms. Lamitola explained that the City received additional funding of \$563,984.00 for sidewalk improvements. The original agreement under STP 5529(611) will be modified by this supplemental agreement to a not to exceed amount of \$1,498,928.00.

Council Member Stern moved the introduction of Bill 2066, seconded by Council Member Fox, which motion passed unanimously.

Council Member Stern moved the first reading of Bill 2066, seconded by Council Member Hiemenz, which motion passed unanimously.

Council Member Stern moved the second reading of Bill 2066, seconded by Council Member Burroughs, which motion passed unanimously.

Council Member Hiemenz moved adoption of Bill 2066, seconded by Council Member Stern, and the vote thereupon was as follows:

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

The motion was passed unanimously.

Mayor Spewak declared Bill 2066 adopted as **Ordinance 2066**.

Bill 2067 - an ordinance approving the 11 Maryhill lot consolidation plat.

Mr. Wooldridge explained that the plat consolidates two parcels, one which is in the Maryhill Subdivision, and the second lot is at the northeast corner of Ladue Rd. and S. N. Lindbergh Blvd. The consolidated plat meets the requirements of the Zoning Ordinance 1175.

Council Member Stern moved the introduction of Bill 2067, seconded by Council Member Burroughs, which motion passed unanimously.

Council Member Stern moved the first reading of Bill 2067, seconded by Council Member Hiemenz, which motion passed unanimously.

Council Member Stern moved the second reading of Bill 2067, seconded by Council Member Burroughs, which motion passed unanimously.

Council Member Stern moved adoption of Bill 2067, seconded by Council Member Burroughs, and the vote thereupon was as follows:

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

The motion was passed unanimously.

Mayor Spewak declared Bill 2067 adopted as **Ordinance 2067**.

Financial Matters:

The Council reviewed the **vouchers for payment** for the month of August 2013. Council Member Stern moved their approval, seconded by Council Member Burroughs, which motion passed unanimously.

The Mayor and Council reviewed the Treasurer and Collector's reports for August 2013. The Mayor ordered the reports filed for information.

The Mayor and Council reviewed the Financial report for August 2013. The Mayor ordered the report filed for information.

The Mayor and Council reviewed the Cash Flow Summary for August 2013. The Mayor ordered the report filed for information.

The Mayor and Council reviewed the Land and Lot Delinquent Report for August 2013. The Mayor ordered the report filed for information.

Department Reports

Fire Department: The Council reviewed the Fire Department Activity Report for August 2013. The Mayor ordered the report filed.

Chief Bailot requested approval of a contract with AALCO Wrecking for the demolition of firehouse #2 at a cost of \$44,470.00. He advised that three bids were received.

Council Member Fox moved to approve the contract with AALCO Wrecking for the demolition of Firehouse #2 at a cost of \$44,470.00 seconded by Council Member Burroughs and the vote thereupon was as follows:

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

The motion was unanimously passed.

Chief Bailot requested approval of a contract with CBB for traffic signal design at the new Ladue Firehouse #2 at a cost of \$11,000.00.

Chief Bailot explained the contract will provide the design and specifications to bid for an emergency traffic signal at the Ladue Firehouse #2 when it is rebuilt.

Council Member Fox moved to approve the contract with CBB for the design of a traffic signal system at Firehouse #2 at a cost of \$11,000.00 seconded by Council Member Hiemenz and the vote thereupon was as follows:

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

The motion was unanimously passed.

Police Department: The Council reviewed the Police Activity Report for the period January 1, 2013, through August 31, 2013. The Mayor ordered the report filed.

Chief Wooten reviewed the issues of recent criminal activity and the public perception of crime in Ladue. He indicated that 88 of 92 incidents reported to date involved the crimes of burglary and larceny. The majority which are thefts from unlocked motor vehicles. He indicated that the current trend totals are similar to past years and do not indicate significant increases.

Public Works: The Mayor and Council reviewed the Public Works report for the period through August 2013. The Mayor ordered the report filed.

Ms. Lamitola requested approval of a contract with NB West for the Litzsinger Road improvements at a cost of \$892,560.20

Ms. Lamitola advised that the bid is below both the consulting engineer's estimate and the approved budget.

Council Member Stern moved to approve the contract with NB West for the Litzsinger Road Improvement Project at a cost of \$892,560.20; seconded by Council Member Fox and the vote thereupon was as follows:

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

The motion was unanimously passed.

Council Member Fox	"Aye"
Council Member Brennan	"Aye"
Council Member Burroughs	"Aye"

The motion was unanimously passed.

Municipal Court: The Mayor and Council reviewed the Municipal Court Report for August 2013. The Mayor ordered the report filed.

Administration/City Clerk.

The Mayor and Council reviewed the Building Department report for August 2013. Year-to-date 153 reportable permits were issued for a construction value of \$37.6 million. Mayor Spewak ordered the report filed.

Mr. Wooldridge requested approval of a five year contract with Sawyer Mailing Systems for postage and inserter machines at a cost of \$11,999.40.

Mr. Wooldridge stated that Sawyer Mailing Systems was not the lowest bidder (+ \$665 over five years). He advised the following reasons to justify accepting this bid:

- Only one contract is executed with one company, instead of 3 contracts with 3 different contracts through Marxam (lowest bidder).
- Service is onsite.
- Preventative maintenance is scheduled every 6 months.
- Clearing of print carriage is easier. This is important since there are multiple users of the equipment.
- Folder/Inserter has faster speed and increased capacity.
- Sawyer will remove old equipment and return it to the vendor at no cost to Ladue.
- Met all required insurance requirements.
- Supplied list of references as requested in the RFP.

Council Member Hiemenz moved approval of the five year contract with Sawyer Mailing Systems at a cost of \$11,999.40 for postage and inserter machine; seconded by Council Member Burroughs, and the vote thereupon was as follows:

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

The motion was passed unanimously.

Appointments: None

Liquor Licenses: Mayor Spewak noted five (5) liquor licenses were due for renewal or issuance:

An application from Schneithorst's Restaurant, 1600 S. Lindbergh Blvd., for renewal of their license to sell intoxicating liquors by the drink on the premises, with Sunday sales. The report from the Police Department finds no reason why the license should not be issued.

An application from the Ladue Market, Inc., 9155 Clayton Road, for renewal of their license to sell intoxicating liquors in the original package. The report from the police department finds no reason why the license should not be issued.

An application from Cini Restaurant, 8831 Ladue Road, for renewal of their license to sell intoxicating liquors by the drink on premises, with Sunday sales. The report from the police department finds no reason why the license should not be issued.

An application from Schnuck's Markets, Inc. d/b/a Schnuck's, 8867 Ladue Road, for renewal of their license to sell intoxicating liquors in the original package with Sunday sales, wine sampling, and a license to sell liquor by the drink on the premises. The report from the police department finds no reason why the license should not be issued.

An application from Schnuck's Markets, Inc. d/b/a Schnuck's, 10275 Clayton Road, for renewal of their license to sell intoxicating liquors in the original package with Sunday sales, wine sampling, and a license to sell liquor by the drink on the premises. The report from the police department finds no reason why the license should not be issued.

Council Member Stern moved to renew the liquor licenses, seconded by Council Member Hiemenz, and the vote thereupon was as follows:

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

The motion was passed unanimously.

Adjournment: Mayor Spewak stated the next regular meetings will be October 21, November 18, and December 16, 2013.

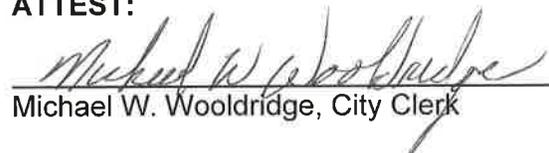
Council Member Hiemenz moved adjournment, seconded by Council Member Fox, which motion passed unanimously. The meeting adjourned at 5:05 PM.

APPROVED THIS 21st DAY OF OCTOBER 2013.



Nancy Spewak, Mayor

ATTEST:



Michael W. Wooldridge, City Clerk