

**MINUTES OF MEETING
CITY COUNCIL OF THE CITY OF LADUE
ST. LOUIS COUNTY, MISSOURI
MONDAY, DECEMBER 15, 2014, 4:00 P.M.**

The regular meeting of the City Council of the City of Ladue, St. Louis County, Missouri was held on Monday, December 15, 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, III
John Howell
Patrick Hensley
John Fox
William Brennan

Absent: Harold Burroughs

Five Council Members present.

Also present were Michael W. Wooldridge, City Clerk/Assistant to the Mayor; Rick Jett, Finance Director; Rich Wooten, Police Chief; Fire Chief John Bailot; Assistant Fire Chief Jeff Johnson; Ms. Anne Lamitola, Director – Public Works; Mr. James Schmieder, Director – Building & Planning; Mr. Mike Gartenberg, Building Official; Mr. John Maupin, City Attorney.

Approval and Adoption of the Agenda: Council Member Fox moved the adoption of the agenda amended to include approval of change orders 2 and 3 for the Ladue Road / I170 project. The amended motion was seconded by Council Member Brennan and the vote thereupon was as follows:

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

The motion was passed unanimously.

Approval of Minutes: Mayor Spewak asked for any amendments, corrections or clarifications to the Minutes of the work session, regular and closed meetings of November 17 & 25, 2014. Council Member Hiemenz moved approval of the Minutes, 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 Hensley	"Aye"
Council Member Brennan	"Aye"

The motion was passed unanimously.

Mayor Spewak suspended the regular order of business to recognize members of the Police Department for their work during the civil unrest in Ferguson and Clayton..

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

Zoning and Planning Matters: none

Public Hearings:

PH1 – The Council will hold a public hearing on the report of the Finance, Revenue and Taxation Committee recommending the City's budget for the year January 1, 2015 – December 31, 2015. (*Transcript of this hearing is attached as part of the minutes*)

New Business: None

Committee Report: None

Proposed Legislation:

Bill 2103 – an ordinance repealing Ordinance 1468 and adopting a new ordinance setting forth flood plain management standards for the designated flood hazard areas in the City of Ladue in accordance with the standards set forth by the Federal Flood Insurance Administration.

Mr. Gartenterg advised that approval of a new ordinance is required by FEMA with the issuance of the new designated flood areas. He stated the proposed ordinance is the model developed by FEMA and includes additional requirements that Ladue implemented previously (no rise and no velocity increase). Mr. Gartenberg explained that additional revisions were also included:

1. Restricts the no rise and no velocity increase measurement to two decimal points; and,
2. The fee deposit for a flood study review is increased to \$1,500.00 from \$1,000.00. If the cost exceeds \$1,500.00 the applicant is responsible for the difference.

Council Member Hiemenz moved the introduction of Bill 2103, seconded by Council Member Fox, which motion passed unanimously.

Council Member Brennan moved the first reading of Bill 2103 seconded by Council Member Howell, which motion passed unanimously.

Council Member Hensley moved the second reading of Bill 2103; seconded by Council Member Hiemenz, which motion passed unanimously.

Council Member Fox moved adoption of Bill 2103, seconded by Council Member Brennan, and the vote thereupon was as follows:

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

The motion was passed by unanimous vote.

Mayor Spewak declared Bill 2103 adopted as **Ordinance 2103**.

Financial Matters:

Mr. Jett requested approval of a Professional Services Agreement with Botz, Deal & Co. for municipal auditing services. He stated the agreement is for 3 years with two (2) optional one (1) year extensions.

Mayor Spewak read a letter from Mr. Schiele, Chairman of the Finance Committee, indicating that the Committee unanimously recommends this agreement. His letter stated that the lead audit partner will change every two years during the term of the agreement beginning in 2016.

Council Member Howell moved approval of the Professional Services Agreement with Botz, Deal & Co. for auditing services, seconded by Council Member Fox, and the vote thereupon was as follows:

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

The motion was passed by unanimous vote.

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

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

The Mayor and Council reviewed the financial statements for November 2014. The Mayor ordered the reports filed for information.

The Mayor and Council reviewed the cash flow summary for November 2014. The Mayor ordered the report filed for information.

The Mayor and Council reviewed the land and lot delinquent report for November 2014. The Mayor ordered the report filed for information.

Mr. Jett announced his retirement effective January 1, 2015, and expressed his appreciation for the support of the Mayor and City Council.

Department Reports:

Fire Department: The Mayor and Council reviewed the Fire Department Activity Report for November 2014.

Police Department: The Mayor and Council reviewed the Police Activity Report for the period January 1, 2014, through November 31, 2014.

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

Ms. Lamitola requested approval of a contract with Christner for Landscape architecture planning and design services for Clayton / Warson open space design and path connections at a cost of \$30,000.00.

Council Member Brennan requested that the planning and design consider a right turn lane from S. Forty Dr.

Council Member Hensley moved the approval of the contract with Christner for Planning and Design Services at a cost of \$30,000.00; seconded by Council Member Brennan, and the vote thereupon was as follows:

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

The motion was passed by unanimous vote.

Ms. Lamitola requested approval of change orders #2 (\$6,005.05) and #3 (\$11,511.18) related to the Ladue Rd. / I170 project. She explained that the project will still be within budget and the City's cost will be only 20% of the total cost because of the federal funding associated with the project.

Council Member Hiemenz moved approval of change orders #2 and #3 at a total cost of \$17,516.23; seconded by Council Member Hensley, and the vote thereupon was as follows:

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

The motion was passed by unanimous vote.

Municipal Court: The Mayor and Council reviewed the Municipal Court Report for November 2014. The Mayor ordered the reports filed.

Administration/City Clerk.

The Mayor and Council reviewed the building department report for November 2014. The report was filed for information.

Mayor Spewak noted the resignation of the Mr. Schmieder as Director of Building and Planning to take a position in Union, Missouri, as the Assistant City Administrator.

Mr. Wooldridge requested approval of a software maintenance agreement with Larimore Associates for the City's primary software program at a cost of \$11,169.00.

Council Member Hiemenz moved to approve the software maintenance agreement with Larimore Associates at a cost of \$11,169.00.00; seconded by Council Member Fox, and the vote thereupon was as follows:

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

The motion was passed by unanimous vote.

Mr. Wooldridge requested approval of an agreement with REJIS for IT Support Services at a cost of \$74.00 per hour during 2015, the same rate as 2014.

Council Member Howell moved to approve the agreement with REJIS at a cost of \$74.00 per hour. The motion was seconded by Council Member Fox, and the vote thereupon was as follows:

Council Member Hiemenz	"Aye"
Council Member Howell	"Aye"
Council Member Hensley	"Aye"

Council Member Fox
Council Member Brennan

"Aye"
"Aye"

The motion was passed by unanimous vote.

Appointments:

Mayor Spewak recommended the following appointments to various City Boards and Commissions:

ARB – two-year term

Gene Mackey

Fire & Police Board – three-year term

Carol Gaskin

L. Shepley Hermann

Stephen Jones

Finance Committee (three-year term)

Joe Gazzoli

Gina Hoagland.

Insurance Committee - three-year term

Stephen Hall

Robert Roth

Dr. Jonathan Dehner, Advisor; one-year term

Public Works Committee – three-year term

Robert Watt

Randy Parham

Tim Kaufmann (fill a term expiring in December 2016)

ZBA – five-year term

John Shillington (fill a term expiring in December 2016)

Elizabeth Panke & Laura Long (as alternates one-year term)

Zoning and Planning Commission (three-year term)

Tim Crowley

McPherson Moore

Council Member Fox moved approval of the appointments; Council Member Hiemenz seconded the motion, and the vote thereupon was as follows:

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

The motion was passed unanimously.

Liquor Licenses: A renewal of a liquor license by Giovanni's Kitchen, 8831 Ladue Road, for a license (Class B & G) 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.

Council Member Fox moved that the liquor license renewal be approved, Council Member Hensley seconded the motion, and the vote thereupon was as follows:

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

The motion was passed by unanimous vote.

Adjournment: Mayor Spewak stated that the next regular meetings would be held on Tuesday, January 20, 2015, and Tuesday, February 17, 2015.

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

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

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

The motion was passed unanimously.

(The Mayor and Council went into closed session at 4:40 PM with Mr. Wooldridge, Fire Chief Bailot, and Mr. Maupin).

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

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

The motion was passed unanimously.

(returned to open session at 4:58 PM)

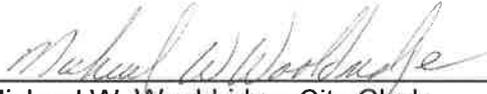
Council Member Hiemenz moved adjournment, seconded by Council Member Fox, which motion passed unanimously. The meeting adjourned at 4:58 PM.

APPROVED THIS 20th DAY OF JANUARY, 2015.



Nancy Spewak, Mayor

ATTEST:



Michael W. Wooldridge, City Clerk