

**MINUTES OF MEETING  
CITY COUNCIL OF THE CITY OF LADUE  
ST. LOUIS COUNTY, MISSOURI  
MONDAY, AUGUST 17, 2015, 4:00 P.M.**

The regular meeting of the City Council of the City of Ladue, St. Louis County, Missouri, was held on Monday, August 17, 2015, at 4:05 p.m., at the City Hall, 9345 Clayton Road. The following members were present:

The Hon. Nancy Spewak, Mayor, presiding.

Members of the Council present:

A. Charles Hiemenz  
John Howell (arrived at 4:30 p.m.)  
Patrick Hensley  
John Fox  
William Brennan  
Harold Burroughs

Six Council Members present.

Also present were Ms. Laura Rider, City Clerk/Assistant to the Mayor; Ms. Julie O'Guinn, Finance Director; Police Chief Rich Wooten; Fire Chief Steve Lynn, Ms. Anne Lamitola, Public Works Director; Mr. Mike Gartenberg, Building Official and Planning Consultant; and Mr. John Maupin, City Attorney.

Mayor Spewak called for a moment of silence in memory of Peter Fischer. She stated that Peter Fischer had served the City for many years as Chairman of the Zoning and Planning Commission.

**Approval of the Agenda:**

Council Member Fox moved approval of the agenda, seconded by Council Member Burroughs and the vote thereupon was as follows:

Council Member Hiemenz	"Aye"
Council Member Hensley	"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 and Closed Meetings of July 20, 2015. Council Member Hiemenz moved approval of the Minutes of the Regular and Closed Meetings as submitted for July 20, 2015, seconded by Council Member Brennan and the vote thereupon was as follows:

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

The motion was passed unanimously.

Mayor Spewak suspended the regular order of business to present Martin Kerckhoff and Parker Fritschle with certificates of appreciation for their years of service to the City.

Mr. Fritschle's service totals 30 years and he has served as a member and chair of the Insurance Committee and as a Sergeant in the Police Auxiliary.

Mr. Kerckhoff's service totals 44 years and he has served as a Council Member and as a member and chair of the Insurance Committee.

**Public Forum:** There were no public comments.

**Public Hearing: None**

**Old Business: None**

**Zoning and Planning Matters: None**

**Proposed Legislation:**

**Bill 2114** - An ordinance of the City of Ladue, St. Louis County Missouri, amending the Code of Ordinances by amending Section 50-152 (c) (1), relating to Video Service Provider Fee.

Council Member Hiemenz moved the introduction of Bill 2114, seconded by Council Member Fox, which motion passed unanimously.

Council Member Fox moved the first reading of Bill 2114, seconded by Council Member Hensley, which motion passed unanimously.

Council Member Burroughs moved the second reading of Bill 2114, seconded by Council Member Brennan, which motion passed unanimously.

Council Member Fox moved adoption of Bill 2114, seconded by Council Member Burroughs, and the vote thereupon was as follows:

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

The motion was unanimously passed.

Mayor Spewak declared Bill 2114 adopted as **Ordinance 2114**.

#### **Financial Matters:**

The Mayor and Council reviewed the **vouchers for payment** for the month of July 2015. Council Member Fox moved their approval, seconded by Council Member Burroughs, which motion passed unanimously.

The Mayor and Council reviewed the Treasurer's and Collector's reports for July 2015. The Mayor ordered the reports filed for information.

The Mayor and Council reviewed the Financial report for July 2015. The Mayor ordered the report filed for information.

The Mayor and Council reviewed the Cash Flow Summary for July 2015. The Mayor ordered the report filed for information.

The Mayor and Council reviewed the Land and Lots Delinquent Tax List. The Mayor ordered the report filed for information.

**Department Reports:**

**Fire Department:** The Mayor and Council reviewed the Fire Department Activity Report for July 2015. The Mayor ordered the report filed.

Fire Chief Lynn requested approval to purchase one (1) set of turn-out gear in the amount of \$2,459.00 from the Leo M. Ellebracht Company. Chief Lynn stated this is a budgeted item. He confirmed that this is the gear that firefighters wear when responding to fires. Council Member Fox moved approval of the purchase of one (1) set of turn-out gear in the amount of \$2,459.00 from the Leo M. Ellebracht Company, seconded by Council Member Hiemenz, which motion passed unanimously.

Fire Chief Lynn explained that the six inch curb at the driveway at Firehouse #2 has been causing problems for the vehicles. There is potential for additional significant mechanical and body damage to the vehicles. Fire Chief Lynn requested approval for the replacement of the six inch curb and sidewalk on the street side of Firehouse #2 in the amount of \$10,000.00 from the Capital Fund. He stated that this is not a budgeted item.

Council Member Fox moved approval to replace the six inch curb and sidewalk on the street side of Firehouse #2 in the amount of \$10,000.00, seconded by Council Member Brennan, which motion passed unanimously.

Mr. Tony Bommarito asked if the \$10,000.00 expense could be paid from the storm water fund instead of the capital fund. Ms. O'Guinn replied that since this is a capital item, the capital fund is most appropriate.

Council Member Fox stated that the oversight committee is ready to make a recommendation for Construction Manager for the Firehouse #1 Building Project. An RFQ was issued and the City received five responses. The committee reviewed all responses and interviewed two firms. The committee is recommending that Paric be selected as Construction Manager. Paric has extensive relevant experience. The fee proposal came in just under \$150,000.00. The majority of the funding for that fee will come in the 2016 budget.

Council Member Brennan asked if Paric would be allowed to bid on the construction of Firehouse #1. Mayor Spewak and Council Member Fox both confirmed that Paric will not bid on the construction. This would be too small of a project for them.

Council Member Fox moved to authorize the Mayor to sign the agreement with Paric for services as Construction Manager at a cost not to exceed \$150,000.00, seconded by Council Member Hiemenz, which motion passed unanimously.

**Police Department:** The Mayor and Council reviewed the Police Activity Report for the period January 1, 2015 through July 31, 2015. The Mayor ordered the report filed.

**Public Works:** The Mayor and Council reviewed the Public Works report for July 2015. The Mayor ordered the report filed.

Ms. Lamitola gave an update on the Clayton/Warson Beautification Plan. After discussion it was determined that Ms. Lamitola will ask Laurel Harrington, of Christner, to revise the Beautification Plan by removing the metal screens and adding a white split-rail fence, planters and evergreen trees.

Ms. Lamitola clarified that the McKnight Road change order is a negative (-) \$28,712.51, not an additional cost. The change order includes quantity adjustments based on final measured quantities in place, the handrail replacement at Pine Acre, the addition of a French drain east of the pavement on the south end of the project, and addressing unforeseen drainage issues. The adjusted contract amount incorporating Change Order #3 is \$2,312,824.08, which is less than the original contract amount.

Council Member Fox moved ratification of McKnight Road Improvements Change Order #3 in the amount of negative (-) \$28,712.51, seconded by Council Member Hiemenz, which motion passed unanimously.

Ms. Lamitola stated bids were received for the Price Road Sidewalks and Resurfacing project. The lowest bidder is Gershenson. This project includes replacing culverts and curbs and sidewalks that are ADA compliant. 80% of the cost for this project will be funded through grants. Federal funds were received for the design costs also.

Council Member Hensley moved to award the contract for the Price Road Sidewalks and Resurfacing project in the amount of \$1,626,364.09 to Gershenson, seconded by Council Member Fox, which motion passed unanimously.

Ms. Lamitola stated the City uses temporary workers to aid the Public Works Department with leaf removal in the fall and with grounds and right-of-way maintenance in the summer. For many years the City has used Human Resource Staffing as the agency for these temporary services. Bids were solicited for these services in order to enter into a three year contract. Human Resource Staffing was the only firm that submitted a bid. They are able to provide drivers as well as laborers. Human Resource Staffing has been a reliable company.

Council Member Howell moved approval of a three year agreement with Human Resource Staffing to supply temporary workers to the City for leaf removal and right-of-way maintenance, seconded by Council Member Fox, which motion passed unanimously.

**Building Office Report:** The Mayor and Council reviewed the Building Office report for July 2015. The Mayor ordered the report filed. Ms. Lamitola commented that there is an increase in revenue and in the number of permits being issued. There are more demolitions this year than in recent years. The value of permits has more than doubled over last year.

**Building Permit Extensions:** There were no building permit extensions.

**Municipal Court:** The Mayor and Council reviewed the Municipal Court Report for July 2015. The Mayor ordered the report filed.

**Administration/City Clerk:** The City Attorney had nothing to report.

**Appointments:** Mayor Spewak announced that she is requesting approval of the appointment of Robbye Toft to the Zoning & Planning Commission to complete the term of Peter Fischer. Ms. Toft currently serves on the Zoning Board of Adjustment.

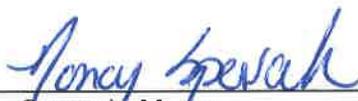
Council Member Fox moved approval of the appointment of Robbye Toft as a member of the Zoning and Planning Commission to complete the term of Peter Fischer, seconded by Council Member Hiemenz, which motion passed unanimously.

**Liquor Licenses: None**

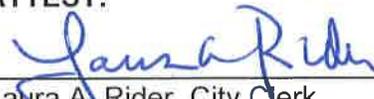
**Adjournment:** Mayor Spewak advised that the next meetings are scheduled for September 21st, September 29th and October 19th.

Council Member Hensley moved adjournment, seconded by Council Member Fox, which motion passed unanimously. The meeting adjourned at 4:37 PM.

**APPROVED THIS 21ST DAY OF SEPTEMBER, 2015.**

  
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Nancy Spewak, Mayor

**ATTEST:**

  
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Laura A. Rider, City Clerk

