

**CITY COUNCIL OF THE CITY OF LADUE
ST. LOUIS COUNTY, MISSOURI
MONDAY, SEPTEMBER 27, 2021**

The meeting of the City Council of the City of Ladue, St. Louis County, Missouri, was held on Monday, September 27, 2021, at 8:00 a.m., at City Hall at 9345 Clayton Road. The following members were present:

The Hon. Nancy Spewak, Mayor, presided over the meeting.

Members of the Council present:

John Fox
Patrick Hensley
William Brennan
Harold Burroughs

Absent:

John Howell
Stacey Kamps

Five Council Members present.

Also present were Ms. Stacey Mann, City Clerk; Mr. Sam Zes, Finance Director; Police Chief Ken Andreski, Jr.; Fire Chief Steven Lynn; Ms. Anne Lamitola, Public Works Director; and Ms. Erin Seele, City Attorney.

Approval of the Agenda: Council Member Fox moved approval of the agenda, upon second by Council Member Brennan the motion passed unanimously.

Approval of the Minutes: Mayor Spewak asked if there were any amendments, corrections, or clarifications to the minutes of the Regular Meeting of September 20th, 2021.

Council Member Burroughs moved approval of the minutes as submitted for the Regular Meeting of September 20, 2021, upon second by Council Member Hensley the motion passed unanimously.

Public Hearing:

PH1: The City Council will hold a public hearing at which citizens may be heard on the property tax rates proposed to be set by the City of Ladue

Council Member Brennan moved to open the public hearing, upon second by Council Member Fox the motion unanimously.

Mr. Zes reported that 2021 is an assessment year, and the assessment value for 2021 had decreased to 0.606 due to the Hancock amendment. Mr. Zes reported that the proposed tax rates had been reviewed and approved by the State Auditor's office.

Mayor Spewak asked if there was anyone from the public who wished to comment. No one wished to comment.

Ms. Seele announced that the notice of public hearing and all associated documents was available and made part of the official record.

The public hearing was closed upon motion by Council Member Burroughs and second by Council Member Hensley.

**New Business:
Proposed Legislation:**

Bill No. 2282 - An ordinance establishing the rate of taxes to be levied and collected to support the operating budget for the fiscal period January 1, 2021 through December 31, 2021.

Mayor Spewak read Bill No. 2282 followed by a second reading by Council Member Hensley.

Council Member Hensley moved approval of Bill No. 2282, upon second by Council Member Burroughs the roll call vote thereupon was as follows:

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

There being four aye votes and zero nay votes the motion passed unanimously.

Resolution No. 2021-46 – A resolution amending the City of Ladue Personnel Administration Manual by adding a policy regarding COVID-19

Mayor Spewak stated that the intent of the resolution was to create a policy to protect the well-being of employees, customers, and the community from the risks associated with COVID-19. Mayor Spewak furthered that the policy included vaccine incentives, COVID-19 leave, and face covering requirements. Mayor Spewak explained that the policy allowed for the mayor to enact a face-covering requirement for employees, with review by the City Council at the first meeting following the enactment.

Ms. Lamitola announced that employees were asked to submit their vaccination cards, and to complete a small survey. Ms. Lamitola stated that currently about 25% of employees are unvaccinated.

Mayor Spewak stated that she would be enacting a face-covering requirement effective immediately for all unvaccinated employees. Mayor Spewak stated that face-coverings for unvaccinated employees would be required during any instance that the employee could not socially distance, unvaccinated employees would not be

required when the employees were actively eating or drinking, or when alone in their office.

Council Member Burroughs stated that he believed that the incentives would be effective, and that the face-covering requirement for unvaccinated employees would be a model of appropriate behavior.

Mr. Zes stated that he believed that the city needed to create clear parameters for specific employees regarding the face-covering requirement.

Council Member Fox stated that following the adoption of the policy, or the enactment of a face-covering requirement, any employee who failed to adhere to the policy would be subject to disciplinary action.

Council Member Burroughs moved adoption of Resolution No. 2021-46, upon second by Council Member Brennan the motion passed unanimously.

Council Member Hensley moved to accept the mayor's enactment of a face-covering requirement for all unvaccinated employees, except when the unvaccinated employee was actively eating, drinking, or capable of safely socially distance, upon second by Council Member Burrough the motion passed unanimously.

Administration / City Attorney:

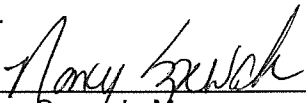
Ms. Mann read the following motion for consideration by the City Council:

"Without conceding the validity of HB 271, and during the pendency of any lawsuit against the effectiveness or constitutionality of HB 271, the City Council is hereby imposing the 5% gross telecommunications service revenue fee as provided for in section 67.1847 RSMO., to be payable by eligible entities in lieu of linear foot fees, upon demonstration of facts by the ROW user proving the applicability of section 67.1847 RSMO. to their business in the City of Ladue. If 67.1847 RSMO. is upheld in final opinion in a court of competent jurisdiction, the city will continue to impose this 5% fee without necessity or repassage or reenactment."

Ms. Seele stated that this motion would allow the city to continue to collect revenue, while the case continues to be reviewed.

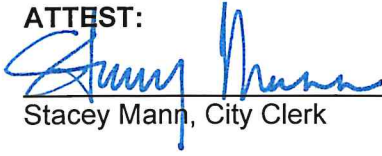
Council Member Hensley moved to approve the motion as read by the City Clerk, upon second by Council Member Burroughs, the motion passed unanimously.

Adjournment: Council Member Fox moved adjournment, upon second by Council Member Brennan, the motion passed unanimously. The meeting adjourned at 9:05 A.M.



Nancy Spewak, Mayor

ATTEST:



Stacey Mann, City Clerk