

**CITY COUNCIL OF THE CITY OF LADUE  
ST. LOUIS COUNTY, MISSOURI  
TUESDAY JANUARY 17<sup>TH</sup>, 2023**

The meeting of the City Council of the City of Ladue, St. Louis County, Missouri, was held on Tuesday, January 17<sup>th</sup>, 2023, at 4:00 p.m., at City Hall, 9345 Clayton Road. The following members were present:

The Hon. Nancy Spewak, Mayor, presiding.

Members of the Council present:

Stacey Kamps  
Patrick Hensley  
John Fox  
John Howell  
William Brennan  
Harold Burroughs

Six Council Members present.

Also, present Police Chief Ken Andreski; Fire Chief Steven Lynn; Ms. Lamitola, Director of Public Works; Mr. Scott Kroenung, Director of Finance; Ms. Erin Seele, City Attorney; and Ms. Stacey Mann, City Clerk.

**Approval of the Agenda:** Council Member Fox moved to approve the agenda as presented, upon second by Council Member Brennan the motion passed unanimously.

**Approval of the Minutes:** Mayor Spewak asked if there were any amendments, December 12<sup>th</sup>, 2022. Council Member Burroughs moved approval of the minutes as submitted; upon second by Council Member Hensley, the motion passed unanimously.

**Public Hearing:**

**PH1:** The City Council will hold a public hearing regarding a proposed text amendment to Section V of the Ladue Zoning Code (Ordinance No. 1175) regarding changes to setback requirements, including allowing minor setback encroachments for some mechanical equipment in residential areas.

Council Member Fox moved to open the public hearing, with second by Council Member Burroughs the motion passed unanimously.

Ms. Sukanek, City Planner, stated that the current zoning code did not provide much guidance concerning mechanical equipment, and in the past the enforcement of mechanical equipment within the setback has been inconsistent. Ms. Sukanek stated that the Commission considered many options, but ultimately the Commission wanted to provide flexibility for the zoning districts with smaller lots. Ms. Sukanek added that mechanical equipment would be permitted in the side setbacks, with an encroachment up to 36", in the "D", "E", and "E1" zoning districts.

Ms. Seele announced that the notice for the hearing, the entire Code of Ordinances including Ordinance 1175, the entire file including the application, Zoning & Planning Commission recommendation and staff report was available and made part of the official record.

Council Member Howell moved to close the public hearing, with second by Council Member Hensley the motion passed unanimously.

**New Business:**

**Proposed Legislation:**

**Bill 2323:** An ordinance repealing Article VX, Administrative Procedure for Review of Certain Actions of Chapter 2 of the Code of Ordinances of the City of Ladue, St. Louis County, Missouri

Mayor Spewak read Bill No. 2323 followed by a second reading by Council Member Hensley.

Council Member Howell moved approval of Bill No. 2323. 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"
Council Member Howell	"Aye"
Council Member Kamps	"Aye"

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

**Bill 2324:** An ordinance amending Section 50-36, Sales Tax, of Article II Taxes and Licenses of Chapter 50 of the Code of Ordinances of the City of Ladue, St. Louis County, Missouri

Mayor Spewak read Bill No. 2324 followed by a second reading by Council Member Brennan.

Council Member Burroughs moved approval of Bill No. 2324. Upon second by Council Member Hensley the roll call vote thereupon was as follows:

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

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

**Bill 2325:** An ordinance to amend ordinance 1175 – the zoning ordinances of the City of Ladue, St. Louis County, Missouri regarding the encroachment of mechanical equipment into the required setback area

Mayor Spewak read Bill No. 2325 followed by a second reading by Council Member Burroughs.

Council Member Fox moved approval of Bill No. 2325. Upon second by Council Member Brennan the roll call vote thereupon was as follows:

Council Member Fox	“Aye”
Council Member Hensley	“Aye”
Council Member Howell	“Aye”
Council Member Kamps	“Aye”
Council Member Brennan	“Aye”
Council Member Burroughs	“Aye”

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

**Resolution 2023-01:** A resolution authorizing the Mayor to authorize on behalf of the City of Ladue, Missouri a work order with Horner & Shifrin for engineering consultant services under the on-call professional services contract for the Foxboro Road Buyout Project for Hazard Mitigation Grant Program (HMGP)

Council Member Burroughs moved to adopt Resolution No. 2023-01, with second by Council Member Kamps the motion passed.

**Resolution 2023-02:** A resolution repealing the existing Personnel Administration Manual and adopting an updated Personnel Administration Manual dated January 2023

Mayor Spewak thanked staff for their efforts on this year long project.

Council Member Howell moved to adopt Resolution No. 2023-02, with second by Council Member Hensley the motion passed.

**Resolution 2023-03:** A resolution authorizing the mayor to execute on behalf of the City of Ladue, Missouri, a contract with Revize for redesign, support, and maintenance of the city’s website

Council Member Burroughs moved to adopt Resolution No. 2023-03, with second by Council Member Brennan the motion passed.

**Resolution 2023-04:** A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a contract with Ladue School District for a School Resource Officer at Horton Watkins High School

Council Member Burroughs moved to adopt Resolution No. 2023-04, with second by Council Member Hensley the motion passed.

**Financial Matters:**

The Mayor and Council reviewed the Vouchers for Payment for the month of December 2022. Council Member Fox moved their approval, upon second by Council Member Burroughs the motion passed unanimously.

The Mayor and Council reviewed the Delinquent Real Estate Tax Report for December 2022. The mayor ordered the report filed for information.

The Mayor and Council reviewed the Investments Report for December 2022. The mayor ordered the report filed for information.

Mr. Scott Kroenung, Director of Finance, stated that staff is currently working through year end, and will be back to a normal cycle in the coming months. Mr. Kroenung announced that the annual audit has been moved up a week and will now take place the last week of March.

**Department Reports:**

**Fire Department:** The Mayor and Council reviewed the Fire Department Activity Report for December 2022. The mayor ordered the report filed.

Council Member Burroughs asked for additional information on the need of a quint ladder truck and battalion chiefs, as referenced in the December monthly report.

Chief Lynn stated that his office is looking at the all-hazard model as opposed to just fire services to meet citizen expectations. Mayor Spewak stated that the quint truck and the hiring or promotion of battalion chiefs comes at a significant cost during a time that staff is focusing on ways in which they can increase revenue. Mayor Spewak added that these items would need to be vetted by the Board of Fire and Police Commissioners.

Capital Purchase Request – Six (6) sets of Bunker Gear

Council Member Fox moved to approve the purchase of six sets of bunker gear, with second by Council Member Burroughs the motion passed.

Annual Physical Service Approval

Council Member Hensley moved to authorize the Fire Chief to initiate the annual physicals for 32 members of the Ladue Fire Department, with second by Council Member Burroughs the motion passed.

**Police Department:** Mayor and Council reviewed the Police Activity Report for the period January 1 – December 31<sup>st</sup>, 2022. The mayor ordered the report filed.

Capital Purchase Request – Radar Units for Patrol Vehicles

Council Member Burroughs moved to approve the purchase of radar units for patrol vehicles, with second by Council Member Brennan the motion passed.

**Public Works & Building:** Mayor and Council reviewed the report of the Director of the Public Works Department for December 2022. The mayor ordered the report filed.

Ms. Lamitola announced that the leaf collection has been completed for the season.

Request from Missouri American Water – Road Closure (Old Warson from Warson to Des Peres)

Mr. Ken Franklin and Mr. Chris Lesch, Missouri American Water, reviewed their plan for the upcoming water main replacement on Warson from Carter's Grove to Old Warson from Warson to Des Peres.

Mr. Lesch stated that two mains would be upgraded to 36" and 24" mains and would require a three-week road closure to expedite the project as soon as possible. Mr. Lesch added that a communication plan will be provided to residents, and a website with contact information would be set-up.

Council Member Hensley moved to approve the request for road closure, with second by Council Member Burroughs the motion passed.

FMA & HMGP Buyout & Request to Place 23 Roxboro on the HMGP Stacked List

Ms. Lamitola shared with Council that 23 Foxboro was not eligible for FMA funding due to their private insurance. The City has been in talks with SEMA regarding options for 23 Foxboro, including adding the property as an alternate should one of the HMGP funded properties drop out of the process.

Council Member Fox moved to add 23 Foxboro as an alternate should 14, 22, or 25 Foxboro drop out of the process, with second by Council Member Howell the motion passed.

Council Member Fox moved to add 23 Foxboro to the stacked list, with second by Council Member Howell the motion passed.

**Municipal Court:** Mayor and Council reviewed the report of the Municipal Court for December 2022. The mayor ordered the report filed.

**City Attorney:** Nothing to report currently.

**Administration:** Nothing to report currently.

**Appointments:** Mayor Spewak requested approval of the following appointments:

Prosecuting Attorney (two-year term)

Ben Kloos

Council Member Fox moved to approve the appointment of Ben Kloos as Prosecuting Attorney, with a second by Council Member Brennan the motion passed unanimously.

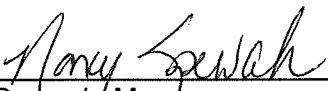
**Municipal Judge (two-year term)**

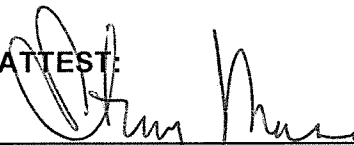
Mark Gaertner

Council Member Brennan moved to approve the appointment of Mark Gaertner as Municipal Judge, with a second by Council Member Burroughs the motion passed unanimously.

**Adjournment:** Council Member Brennan moved adjournment, with second by Council Member Howell the motion passed unanimously. The meeting adjourned at 5:17 p.m.

**APPROVED THIS 21<sup>st</sup> DAY OF FEBRUARY 2023.**

  
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Nancy Spewak, Mayor

**ATTEST:**  
  
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Stacey Mann, City Clerk