

**CITY COUNCIL OF THE CITY OF LADUE
ST. LOUIS COUNTY, MISSOURI
TUESDAY, FEBRUARY 21, 2017**

The regular meeting of the City Council of the City of Ladue, St. Louis County, Missouri, was held on Tuesday, February 21, 2017, at 4:04 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
Patrick Hensley
John Fox
Harold Burroughs
William Brennan (arrived at 4:05 p.m.)

Absent:

John Howell

Five Council Members present.

Also present were Ms. Laura Rider, City Clerk/Assistant to the Mayor; Mr. Sam Zes, Finance Director, Police Chief Rich Wooten, Fire Chief Steve Lynn, Ms. Anne Lamitola, Public Works Director; Mr. Will Penney, Building Official; and Ms. Erin Seele, City Attorney. Ms. Andrea Sukanek, City Planner, was absent.

Mayor Spewak recognized Cub Scout Pack 344 chartered by Reed Elementary School who was attending the meeting.

Approval of the Agenda: Council Member Fox moved approval of the agenda, seconded by Council Member Burroughs, which motion passed unanimously.

Approval of Minutes: Mayor Spewak stated that there was correction to the minutes as follows: for the four resolutions 2017-01 through 2017-04 where it states that the resolutions were approved, the word "approved" will be replaced with the word "adopted". Council Member Hiemenz moved approval of the minutes as amended for the regular meeting of January 17, 2017 and the minutes as submitted for the closed meeting of January 17, 2017, seconded by Council Member Fox, which motion passed unanimously.

Public Forum: Mr. Andrew Cohen, 15 Narragansett, expressed his appreciation to Mayor Spewak and the City Council for the appointment of the ad-hoc committee to review the architectural guidelines.

Public Hearings: None

Zoning & Planning Matters: None

Old Business: None

New Business:

Proposed Legislation:

Bill No. 2143 – An ordinance authorizing on behalf of the City of Ladue, Missouri the erection of “No Parking” signs on the south side of Meadow Acres Lane.

Mayor Spewak read Bill No. 2143 for a first reading. Council Member Hiemenz read Bill No. 2143 for a second reading.

Police Chief Wooten explained that Meadow Acres Lane is a narrow road owned by the Missouri Department of Transportation (MoDot). There have been issues with blockades and parking of cars on both sides of the street, which impeded the flow of traffic. After discussions with MoDot, it was determined, that the best solution would be to prohibit parking on the south side of the street. Chief Wooten went on to explain that if you are a resident hosting an event there is more space for parking cars on the north side rather than the south side of the street.

Council Member Brennan moved approval of Bill No. 2143, seconded by Council Member Burroughs, and the vote thereupon was as follows:

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

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

Mayor Spewak declared Bill No. 2143 adopted as **Ordinance 2143**.

Bill No. 2144 – An ordinance approving the “Lot Consolidation Plat of Lots 35 and 36 of St. Louis Country Club Subdivision”.

Mayor Spewak read Bill No. 2144 for a first reading. Council Member Hensley read Bill No. 2144 for a second reading.

Ms. Lamitola stated that the Lot Consolidation Plat meets all of the City’s requirements.

Council Member Fox moved approval of Bill No. 2144, seconded by Council Member Burroughs, and the vote thereupon was as follows:

Council Member Burroughs	“Aye”
Council Member Hiemenz	“Aye”
Council Member Fox	“Aye”
Council Member Brennan	“Aye”

Council Member Hensley

“Aye”

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

Mayor Spewak declared Bill No. 2144 adopted as **Ordinance 2144**.

Resolution No. 2017-05 – A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a contract with West County EMS and Fire Protection District, for organization and delivery of fire service training including live burn training to meet the standards set forth by Insurance Service Office (ISO) and National Fire Protection Association (NFPA).

Chief Lynn stated that this is a continuation of training services. The contract formalizes the services and manages the department's equipment.

Council Member Brennan moved adoption of Resolution No. 2017-05, seconded by Council Member Hiemenz, which motion passed unanimously.

Financial Matters:

The Council reviewed the **vouchers for payment** for the month of January 2017. Council Member Burroughs moved their approval, seconded by Council Member Hensley, which motion passed unanimously.

The Mayor and Council reviewed the Treasurer's and Collector's reports for January 2017. The Mayor ordered the reports filed for information.

Due to year-end closing there were no January 2017 financial reports.

The Mayor and Council reviewed the Cash Flow Summary for January 2017. The Mayor ordered the report filed for information.

The Mayor and Council reviewed the Delinquent Real Estate Tax Report for January 2017. The Mayor ordered the report filed for information.

Department Reports:

Fire Department: The Mayor and Council reviewed the Fire Department Activity Report for January 2017. The Mayor ordered the report filed.

Ms. Collette Koscielski, with Paric/Navigate Building Solutions, gave a status update on the construction of new Firehouse No. 1. Application of the roofing and shingles has begun and the sewer upgrade work is in place. The street patch is scheduled to be completed just as soon as asphalt becomes available. She requested ratification of Change Order No. 3; which supports the 911 call system for installation of six (6) additional data cables and RJ45 connectors and two (2) power receptacles at a total cost of \$2,514.00.

Council Member Fox moved ratification of Change Order No. 3 in the amount of \$2,514.00 to furnish and install six (6) additional data cables and RJ45 connectors and two (2) power receptacles, seconded by Council Member Brennan, which motion passed unanimously.

Chief Lynn reported on an emergency repair on Engine 3914. It is in need of a new transmission estimated to cost from \$18,000 to \$24,000. After checking with the Finance Director, the expense is eligible for the capital fund. The repair is expected to be complete in 8 -12 weeks; during which time the reserve equipment 3990 is being used. Chief Lynn stated that Engine 3914 will be used by the department for another 7 - 9 years.

Council Member Burroughs moved ratification of the emergency repair pursuant to the emergency purchasing policy as it pertains to this repair, seconded by Council Member Hensley, which motion passed unanimously.

Police Department: The Mayor and Council reviewed the Police Activity Report for January 2017. The Mayor ordered the report filed.

Chief Wooten reported that three (3) replacement vehicles are included in the 2017 capital budget. At this time, the department would like to purchase two (2) of those replacement vehicles. Chief Wooten requested approval to purchase two (2) Ford Explorers under the state contract through Bommarito Ford at a cost of \$56,381.00.

Council Member Brennan moved approval to authorize Chief Wooten to purchase two (2) Ford Explorers through the state contract from Bommarito Ford at a cost of \$56,381.00, seconded by Council Member Burroughs, which motion passed unanimously.

Public Works Department: The Mayor and Council reviewed the Public Works report for January 2017. The Mayor ordered the report filed.

Ms. Lamitola stated that a Request for Qualifications for the citywide sidewalk plan update and the ADA transition plan will be issued in the first quarter of 2017. Ms. Lamitola stated that the existing sidewalk plan update and the ADA transition plan is a budgeted item of \$75,000.00. There are two remaining projects from the 2012 sidewalk implementation plan. The ADA transition plan includes programs, city facilities and sidewalks. The City needs to evaluate in order to adopt a plan. Once a plan is adopted there is no set deadline for completion. Not having a plan may affect federal funding in the future.

Ms. Lamitola presented a summary of the evaluation of the composting program. The timing of this evaluation is in response largely due to an upcoming costly capital expenditure of \$485,000.00 and an overall Department wide evaluation of cost saving opportunities. The annual total operational cost for the composting program is \$131,650. With annual capital equipment costs amortized over twenty years the grand total is \$163,250 annually. Should composting be eliminated and the collection of leaves continue, the leaf material will need to be transported to the mulch site, then hauled off by an outside party. Pricing for this service is estimated to be \$84,000 annually.

In addition to evaluating the cost component, the benefit of the program to the community was reviewed from a statistical standpoint. In 2016, 13% of Ladue residents obtained the free leaf mulch in contrast to the nearly 90% estimation of residents that utilize the curbside leaf collection program. The number of residents who obtain leaf mulch in 2017 is currently being tracked and will be reported to the City Council once the data is available in May. If the mulch loads were distributed evenly to all 3,384 households in Ladue, only 31.8% of households would be able to obtain a load of mulch.

Ms. Lamitola stated from a cost saving and operational efficiency standpoint, she, with the support of the Public Works Superintendent, is recommending to terminate the leaf and brush composting program but to continue the collection of leaves and requested that a decision be made by the Council by June.

Council Member Fox stated, that, in the city's current financial state and looking to the future, we need to prioritize services and programs. Council Member Fox asked what additional information would be available before June.

Ms. Lamitola responded that the number of residents obtaining leaf mulch in 2017 would be available.

Upon conclusion of additional discussion including federal regulations and reporting requirements on the mulch site and whether a decision should be made now or to wait, Council Member Fox moved to accept the recommendation of the Public Works Director to terminate the composting program, seconded by Council Member Hiemenz, which motion passed unanimously.

Mayor Spewak asked Ms. Lamitola to notify the residents regarding the termination of the composting program.

Building Office Report: The Mayor and Council reviewed the Building Office report for January 2017. The Mayor ordered the report filed.

Mr. Penney reported that he is preparing for the process of adopting the 2015 series of codes and has been working on the ordinance adopting the codes. The process requires a ninety-day public comment period.

Municipal Court: The Mayor and Council reviewed the Municipal Court Report for January 2017. The Mayor ordered the report filed.

Administration/City Clerk: Ms. Rider had nothing new to report.

City Attorney: Ms. Seele had nothing new to report.

Appointments: Request for approval of appointment of an ad-hoc committee to review the City's architectural guidelines within the context of the City's comprehensive plan and zoning ordinances with the following members:

Robbye Toft, Chairman (Zoning & Planning Commission Member)
Matt Wolfe, Architectural Review Board
Diane Lochner, Architectural Review Board

Kathy Williams, Architectural Review Board
Chris Cedergreen, Community Architect
Will Penney, Building Commissioner, Ex-Officio, Staff Liaison
Andrea Sukanek, City Planner, Ex-Officio, Staff Liaison
Nancy Spewak, Mayor, Ex-Officio

Mayor Spewak stated that with the incredible amount of building projects there is a need for better explanation of the architectural guidelines. We anticipate that this review will take four to six months to complete. Upon completion, the committee will present their findings to the City Council, then referral from the City Council to the Zoning and Planning Commission for review and recommendation. Upon the Zoning and Planning Commission's recommendation, the matter will return to the City Council for approval.

Council Member Fox moved approval of the appointment of an ad-hoc committee to review the City's architectural guidelines within the context of the City's comprehensive plan and zoning ordinances with the following members:

Robbye Toft, Chairman (Zoning & Planning Commission Member)
Matt Wolfe, Architectural Review Board
Diane Lochner, Architectural Review Board
Kathy Williams, Architectural Review Board
Chris Cedergreen, Community Architect
Will Penney, Building Commissioner, Ex-Officio, Staff Liaison
Andrea Sukanek, City Planner, Ex-Officio, Staff Liaison
Nancy Spewak, Mayor, Ex-Officio,

seconded by Council Member Brennan, which motion passed unanimously.

Mayor Spewak noted that the next meetings are scheduled for Monday, March 27th and Monday, April 24th.

Mayor Spewak advised there were items for discussion in executive session involving litigation, legal matters and/or confidential communications between the Council and its attorneys under RSMo. Section 610.021 (1).

Council Member Hiemenz moved to go into closed session for discussion of litigation, legal actions and/or any confidential or privileged communications from the City Attorney pursuant to RSMo. 610.021 (1) seconded by Council Member Hensley and the vote thereupon was as follows:

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

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

Council Member Hensley amended the motion to include discussion of hiring, firing, promoting or disciplining of particular employees pursuant to RSMo. 610.021 (3), seconded by Council Member Brennan and the vote thereupon was as follows:

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

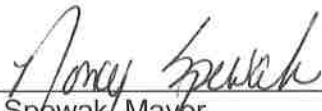
There being five aye votes and zero nay votes the motion passed unanimously.

The Mayor and Council, with the exception of Council Member Howell who was absent, went into closed session at 5:10 PM with Ms. Erin Seele, Ms. Anne Lamitola and Mr. Peter Dunne and Ms. Ida Shafaie with Pitzer, Snodgrass.

The Mayor and Council returned to open session at 6:05 PM with Ms. Erin Seele and Ms. Anne Lamitola.

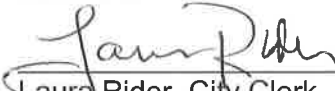
Adjournment: Council Member Burroughs moved adjournment, seconded by Council Member Hensley, which motion passed unanimously. The meeting adjourned at 6:05 PM.

APPROVED THIS 27TH DAY OF MARCH, 2017.



Nancy Spewak, Mayor

ATTEST:



Laura Rider, City Clerk