

**CITY COUNCIL OF THE CITY OF LADUE
ST. LOUIS COUNTY, MISSOURI
MONDAY, MAY 18, 2020**

The meeting of the City Council of the City of Ladue, St. Louis County, Missouri, was held on Monday, May 18, 2020, at 4:00 p.m., by Video Conference via Zoom and at City Hall, 9345 Clayton Road. The following members were present:

The Hon. Nancy Spewak, Mayor, presided over the meeting from her office at City Hall via Zoom.

Members of the Council present via Zoom:

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

Six Council Members present.

Also present were Ms. Laura Rider, Assistant to the Mayor/City Clerk at City Hall in the Council Chambers via Zoom. Also present via Zoom were Mr. Sam Zes, Finance Director; Police Chief Ken Andreski, Jr.; Fire Chief Steven Lynn; Ms. Anne Lamitola, Public Works Director; Ms. Andrea Sukanek, City Planner; Mr. Roger Stewart, Building Official; Mr. Pete Merten, Storm Water Engineer and Ms. Erin Seele, City Attorney.

Mayor Spewak announced that due to current and various restrictions ordered by St. Louis County on public gatherings due to Covid-19, the meeting was held by video conference and encouraged those interested in participating to join the meeting via the Zoom link posted on the meeting agenda.

Approval of the Agenda: Council Member Fox moved approval of the agenda, with second by Council Member Hensley, 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 April 27, 2020. Council Member Hensley moved approval of the minutes as submitted for the Regular meeting of April 27, 2020, with second by Council Member Brennan the motion passed unanimously.

Public Forum: No one wished to address the Mayor and Council.

Public Hearings:

PH1: The City Council will hold a public hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council approves an amendment to a Special Use Permit for John Burroughs School. The applicant

wishes to construct a new pavilion as part of the athletic field renovation. The property is located at 755 S. Price Road in the B residential zoning district.

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

Mr. Andy Abbott, Head of School at Burroughs, presented a request for an amendment to the Special Use Permit (SUP) for a covered pavilion at the entrance to the athletic field bleacher area to be built in the style of the existing architecture. Mr. Abbott mentioned that the plans were approved by the Architectural Review Board and the application received a positive recommendation from the Zoning and Planning Commission.

Ms. Sukanek reported that the school must adhere to all conditions of the Amended SUP and follow all City ordinances.

Council Member Hensley inquired about the direction of the lighting under the pavilion. Mr. Abbott confirmed that the lighting is shielded.

Council Member Fox commented that the plans for the pavilion were very attractive.

No one from the public offered comment during the public hearing.

Ms. Seele announced that the public hearing notice, the file for the Amended SUP and the Code of Ordinances were available and made a part of the official record.

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

Council Member Burroughs moved approval of the Amended Special Use Permit for John Burroughs School, upon second by Council Member Hensley the motion passed unanimously.

PH2: The City Council will hold a public hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council approves a Special Use Permit for a communication antenna to be placed on an Ameren utility pole in the road right-of-way. The location of the pole is near 4 Carters Grove, near the intersection of Warson and old Warson. The property is in the A residential zoning district.

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

Mayor Spewak announced that Public Hearing Nos. 2-7 all pertained to applications from AT&T for antennas on utility poles at different locations within Ladue. Council Member Fox moved to open Public Hearing Nos. 3-7 simultaneously with Public Hearing No. 2, upon second by Council Member Hensley the motion passed unanimously.

Mr. Joe Markus, representative of AT&T, presented the applications for the antennas, noted that all antennas would be attached to existing utility poles and shared a drawing which compared the existing poles to the replacement poles, and noted the replacement pole on Litzsinger Road would be shorter than the existing pole. The poles would be painted dark brown. Mr. Markus pointed out that there would be no lights or noise emitted from the antennas and they would be mostly unnoticeable. Mr. Markus estimated that it may be year-end before all of the antennas were installed and functioning.

Mr. Markus stated that the antennas would improve service and capability up to about a quarter mile radius coverage for voice traffic and would be better at penetrating the signal into homes. Council Member Kamps inquired if there were improvements planned in other areas of Ladue. Mr. Markus confirmed that AT&T has plans on the books for other locations in 2021. Mayor Spewak suggested a future meeting with Mr. Markus regarding additional locations in need of service improvement.

No one from the public offered comment during the public hearing.

Ms. Seele announced all six public hearing notices, the applications and files for each antenna and the Code of Ordinances were available and made part of the official record.

Council Member Brennan moved to close the public hearings, upon second by Council Member Burroughs the motion passed unanimously.

Council Member Burroughs moved approval of the Special Use Permit issued to AT&T Mobility for communication antennas on utility poles at six locations, upon second by Council Member Hensley the motion passed unanimously.

PH3: The City Council will hold a public hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council approves a Special Use Permit for a communication antenna to be placed on an Ameren utility pole in the road right-of-way. The location of the pole is near 9858-9800 Litzsinger Road, about 750 feet east of the intersection of Litzsinger and Log Cabin. The property is in the A residential zoning district.

PH4: The City Council will hold a public hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council approves a Special Use Permit for a communication antenna to be placed on an Ameren utility pole in the road right-of-way. The location of the pole is near 9921-9889 Old Warson Road, near the intersection of Old Warson and Trent. The property is in the B residential zoning district.

PH5: The City Council will hold a public hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council approves a Special Use Permit for a communication antenna to be placed on an Ameren utility pole in the road right-of-way. The location of the pole is near 9701 Litzsinger Road. The property is in the B residential zoning district.

PH6: The City Council will hold a public hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council approves a Special Use Permit for a communication antenna to be placed on an Ameren utility pole in the road right-of-way. The location of the pole is near 9997 Litzsinger Road, near the intersection of Litzsinger and Warson. The property is in the A residential zoning district.

PH7: The City Council will hold a public hearing on a recommendation submitted by the Zoning and Planning Commission that the City Council approves a Special Use Permit for a communication antenna to be placed on an Ameren utility pole in the road right-of-way. The location of the pole is near 9798-9792 Old Warson Road, near the intersection of Old Warson and Overbrook. The property is in the B residential zoning district.

Zoning and Planning Matters:

ZP1: Request for referral to the Zoning and Planning Commission for review and recommendation of an application for a Special Use Permit submitted by Deer Creek Club to increase the width of their driveway and extend the parking area.

Ms. Sukanek presented the referral and noted that The Deer Creek Club was established in 1927, before the incorporation of the City of Ladue and has existed with legally non-conforming status. Because there have been few changes to the Club it had not been required to obtain a Special Use Permit. Ms. Sukanek explained the Club is now making plans to increase the width of their driveway and extend the parking area and for a Use with an existing Special Use Permit, this type of expansion would require an amendment to the Special Use Permit. Ms. Sukanek requested that the application for a Special Use Permit be referred to the Zoning and Planning Commission for review and recommendation.

Council Member Burroughs moved referral of the application for a Special Use Permit submitted by Deer Creek Club to increase the width of their driveway and extend the parking area to the Zoning and Planning Commission for review and recommendation, with second by Council Member Brennan the motion passed unanimously.

New Business:

Proposed Legislation:

Resolution No. 2020-11 – A resolution authorizing the Mayor to authorize on behalf of the City of Ladue, Missouri a work order with Oates Associates for engineering consultant services under the on-call professional services contract for Clayton Road ADA Improvements Phase 3.

Council Member Brennan moved adoption of Resolution No. 2020-11, with second by Council Member Hensley the motion passed unanimously.

Financial Matters:

The Mayor and Council reviewed the report of the Finance Director regarding significant financial transactions. The Mayor ordered the report filed for information.

The Mayor and Council reviewed the Vouchers for Payment for the month of April 2020. Council Member Burroughs moved their approval, upon second by Council Member Hensley the motion passed unanimously.

The Mayor and Council reviewed the Collector's Report for April 2020. The Mayor ordered the report filed for information.

The Mayor and Council reviewed the Treasurer's Report for April 2020. The Mayor ordered the report filed for information.

The Mayor and Council reviewed the Cash Flow Summary Report for April 2020. The Mayor ordered the report filed for information.

The Mayor and Council reviewed the Delinquent Real Estate Tax Report for April 2020. The Mayor ordered the report filed for information.

Mr. Zes reported the annual audit was nearing completion and had been conducted remotely.

Department Reports:

Fire Department: The Mayor and Council reviewed the Fire Department Activity Report for April 2020. The Mayor ordered the report filed.

Chief Lynn reported on recent calls for service and gave an update on COVID cases.

Police Department: The Mayor and Council reviewed the Police Department Activity Report for April 2020. The Mayor ordered the report filed.

Chief Andreski initiated discussion regarding the roof and gutter replacement project for the police department building citing ongoing damage to the interior of the building due to leaking. The Chief reported that bids were solicited and three were received. The low bid came in approximately \$21,000 over the budgeted amount of \$105,000. The Chief reported that the bid package included copper gutters. Discussion ensued regarding the low bid and the most cost-effective material for gutters. It was noted that a change order could be made if a different material other than copper was desired by the City. Upon conclusion of discussion Mayor Spewak asked Council Member Hensley to assist the Chief in investigating materials for the gutters.

Public Works Department: The Mayor and Council reviewed the Public Works Report for April 2020. The Mayor ordered the report filed.

Ms. Lamitola reported that leaf collection was almost complete with increased quantities and the ADA sidewalk project along Clayton Road had been completed.

Building Office Report: The Mayor and Council reviewed the Building Office report for April 2020. The Mayor ordered the report filed.

Mr. Stewart reported that the Building Department remained extremely busy.

Municipal Court: The Mayor and Council reviewed the Municipal Court Report for April 2020. The Mayor ordered the report filed.

Administration/City Clerk: The Mayor and Council reviewed the Administration Department Report.

Ms. Rider's report included an update on the discussions regarding court consolidation, precautions being taken at polling places in the County for the June 2nd election and the shortage of polling places due to COVID-19. Upon conclusion of Ms. Rider's report Council Member Kamps asked if any polling places in Ladue would be closed. Ms. Rider stated she would check and report back to the Council.

City Attorney: Ms. Seele reported on pending bills in the Missouri Legislature.

Mayor Spewak noted the next Council meetings were scheduled for Tuesday, June 16, 2020 and Monday, July 20, 2020 and would be held via Zoom until further notice.

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 and leasing, purchase or sale of real estate pursuant to RSMo. Section 610.021 (1) (2).

Council Member Fox moved to go into closed session for discussion of litigation, legal actions and/or any confidential or privileged communications from the City Attorney and leasing, purchase or sale of real estate pursuant to RSMo. 610.021 (1) (2), upon second by Council Member Brennan the roll call vote there upon was as follows:

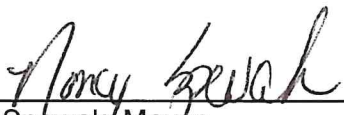
Council Member Kamps	"Aye"
Council Member Brennan	"Aye"
Council Member Burroughs	"Aye"
Council Member Fox	"Aye"
Council Member Howell	"Aye"
Council Member Hensley	"Aye"

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

The Mayor and Council went into closed session at 4:55 PM with Ms. Erin Seele, Ms. Anne Lamitola, Mr. Pete Merten and Mr. Sam Zes.

The Mayor and Council returned to open session at 5:44 PM with Ms. Erin Seele, Ms. Anne Lamitola, Mr. Pete Merten and Mr. Sam Zes.

Adjournment: Council Member Fox moved adjournment, upon second by Council Member Hensley, the motion passed unanimously. The meeting adjourned at 5:45 P.M.



Nancy Spewak, Mayor

ATTEST:



Laura Rider, City Clerk