

**CITY COUNCIL OF THE CITY OF LADUE  
ST. LOUIS COUNTY, MISSOURI  
MONDAY, SEPTEMBER 17, 2018**

The regular meeting of the City Council of the City of Ladue, St. Louis County, Missouri, was held on Monday, September 17, 2018, at 4:14 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  
John Fox  
Patrick Hensley  
William Brennan

Absent:       John Howell  
                  Harold Burroughs

Four Council Members present.

Also present were Ms. Laura Rider, Assistant to the Mayor/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 Brennan moved approval of the agenda, seconded by Council Member Fox, which motion passed unanimously.

**Approval of the Minutes:** Mayor Spewak asked if there were any amendments, corrections or clarifications to the minutes of the regular and closed meetings of August 20, 2018. Council Member Fox moved approval of the minutes as submitted for the regular and closed meetings of August 20, 2018, seconded by Council Member Hensley, which motion passed unanimously.

**Public Forum:** Mr. Lucien Fouke, resident at 66 Briarcliff, expressed his frustration with poor cell service in his neighborhood and requested the City's assistance with a resolution. Discussion ensued regarding the placement of cell towers, antenna boosters, potential options and methods of working toward a resolution along with City's legal limitations for action.

Former St. Louis County Police Chief, Tim Fitch, announced his candidacy for County Council District 3.

**Public Hearings:** There were no public hearings.

**Zoning & Planning Matters:** There were no referrals to the Zoning and Planning Commission.

**New Business:**

Proposed Legislation:

**Bill No. 2207** – An ordinance of the City of Ladue to repeal and replace Section 34-51 of Article II of Chapter 34 – Fire Protection and Prevention of the Ladue Code relating to permitted hours of firework displays.

Mayor Spewak read Bill No. 2207 followed by a second reading by Council Member Fox.

Chief Lynn explained Chapter 34 - Fire Protection and Prevention – of the Ladue Code was amended at the last Council meeting relating to permitted hours of firework displays. This bill was drafted upon direction from the Council for extension of the conclusion of firework displays to 11:30 p.m.

Council Member Hensley moved approval of Bill No. 2207 with second by Council Member Fox, and the roll call vote thereupon was as follows:

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

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

**Resolution No. 2018-26** – A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri an agreement with St. Luke’s Workplace Health for pre-employment testing and workers compensation injury treatment.

Ms. Rider stated that with the change from Missouri Employers Mutual to Travelers on July 1st for the workers compensation insurance coverage, the City’s management team felt it was an opportune time to review the City’s options for injury treatment and pre-employment testing. St. Luke’s Workplace Health is an authorized provider for Travelers, offers a convenient location in Ladue and their fees are lower than the City’s current provider.

Council Member Kamps moved adoption of Resolution No. 2018-26 with second by Council Member Hensley, the motion passed unanimously.

**Resolution No. 2018-27** – A resolution adopting fiscal policies.

Mr. Zes requested adoption of this resolution which will formalize fiscal policies that were already in place and practiced. These are Government Finance Officers Association (GFOA) recommended policies and received review by the Finance Committee.

Council Member Brennan moved adoption of Resolution No. 2018-27 with second by Council Member Fox, the motion passed unanimously.

**Resolution No. 2018-28** - A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a professional services contract with EDM Incorporated for engineering consultant services for the #1602 Babler Lane Infrastructure Project.

Ms. Lamitola explained that this is the fifth contract out of five to be presented to the City Council for engineering consultant services in connection with the Storm Water Implementation Plan with this being for the Babler Lane project. This contract followed the same negotiation process as the other contracts and is within the budget amount.

Council Member Fox moved adoption of Resolution No. 2018-28 with second by Council Member Brennan, the motion passed unanimously.

**Resolution No. 2018-29** – 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 1.

Ms. Lamitola presented the resolution and supporting documentation and provided a brief overview of the relationship with Oates Associates, who worked with the City on the ADA self-evaluation and transition plan in 2017. The deficiencies identified during the self-evaluation were structured in tiers and phases to be completed over the next several years. This work order will cover the design and bid package for Project #2; Sidewalks and Ramps along Clayton Road, in the amount of \$34,700.00.

Council Member Fox moved adoption of Resolution No. 2018-29 with second by Council Member Brennan, the motion passed unanimously.

**Resolution No. 2018-30** – A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri a contract with Waddell Concrete Inc. for removal and replacement of the concrete at the Police Department Building Carport.

Chief Andreski reported that the concrete at the Police Department carport has been falling apart to the extent that the rebar is visible. In accordance with the purchasing policy three bids were solicited, however, the Chief recommended Waddell Concrete Inc., the second lowest bidder, as it was discovered that the lowest bid had a potential conflict of interest for an employee.

Council Member Kamps moved adoption of Resolution No. 2018-30 with second by Council Member Hensley, the motion passed unanimously.

#### **Financial Matters:**

The Council reviewed the **vouchers for payment** for the month of August 2018. Council Member Fox moved their approval, seconded by Council Member Kamps which motion passed unanimously.

The Mayor and Council reviewed the Treasurer's and Collector's reports for August 2018. The Mayor ordered the reports filed for information.

The Mayor and Council reviewed the Financial Report for August 2018. The Mayor ordered the report filed for information.

The Mayor and Council reviewed the Cash Flow Summary for August 2018. The Mayor ordered the report filed for information.

The Mayor and Council reviewed the Delinquent Real Estate Tax Report for August 2018. The Mayor ordered the report filed for information.

### **Department Reports:**

**Fire Department:** The Mayor and Council reviewed the Fire Department Activity Report for August 2018. The Mayor ordered the report filed.

Chief Lynn presented a request for authorization to purchase fire hose in accordance with the replacement schedule from the Capital Fund Budget.

Council Member Hensley moved authorization for the Fire Chief to purchase Attack Fire Hose from Leo M. Ellebracht Company at a cost of \$5,654.00 and Supply Fire Hose from Banner Fire Equipment at a cost of \$11,302.53, with second by Council Member Brennan the motion passed unanimously.

**Police Department:** The Mayor and Council reviewed the Police Activity Report for August 2018. The Mayor ordered the report filed.

**Public Works Department:** The Mayor and Council reviewed the Public Works report for August 2018. The Mayor ordered the report filed.

Ms. Lamitola reported that Metropolitan St. Louis Sewer District (MSD) agreed to a payment of \$309,432.77 for an easement on City owned property at 9810 S. 40 Drive for MSD's Deer Creek Sanitary Sewer Project. Payment is expected to be received in about four weeks.

Ms. Lamitola presented a request for ratification of an expense for installation of the generator at the Public Works building. The electrical work for the installation was estimated at \$6,500.00 which was approved by the City Clerk in accordance with the purchasing policy, but the actual cost was \$10,365.20 for work performed by Schaeffer Electric. The cost overrun was due to unforeseen modifications in order to comply with St. Louis County electrical code. The City Clerk is authorized to approve expenditures up to \$7,500.00, therefore Council approval is needed.

Council Member Fox moved ratification of the expense for the installation of the generator at the Public Works building for electrical work performed by Schaeffer Electric in the amount of \$10,365.20, with second by Council Member Hensley the motion passed unanimously.

**Building Office Report:** The Mayor and Council reviewed the Building Office report for August 2018. The Mayor ordered the report filed.

**Municipal Court:** The Mayor and Council reviewed the Municipal Court Report for August 2018. The Mayor ordered the report filed.

**Administration/City Clerk:** Ms. Seele reported on HB 1456 which became effective August 28, 2018. HB 1456 imposes a prepaid wireless emergency telephone service charge paid at the time of purchase to go into effect on January 1, 2019. The fee is distributed to the Department of Revenue and then passes to the Missouri 911 Service Board. Cities may opt out through passage of an ordinance. Ms. Seele offered to research any potential reasons for opting out and report back to the Council.

**Committee Appointments:** There were no committee appointments.

Mayor Spewak noted that the next Council meetings are scheduled for Wednesday, September 26, 2018 (to set the property tax rates) and regular meetings of Monday, October 15, 2018 and Monday, November 19, 2018.

**Adjournment:** Council Member Fox moved adjournment, seconded by Council Member Kamps, which motion passed unanimously. The meeting adjourned at 4:58 PM.

**APPROVED THIS 15TH DAY OF OCTOBER, 2018.**

  
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Nancy Spewak, Mayor

**ATTEST:**  
  
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Laura Rider, City Clerk