

**CITY COUNCIL OF THE CITY OF LADUE
ST. LOUIS COUNTY, MISSOURI
MONDAY, NOVEMBER 19, 2018**

The regular meeting of the City Council of the City of Ladue, St. Louis County, Missouri, was held on Monday, November 19, 2018, 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
John Howell
Patrick Hensley
Harold Burroughs
William Brennan

Absent: John Fox

Five 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; Mr. Roger Stewart, Building Official; Ms. Andrea Sukanek, City Planner; and Ms. Erin Seele, City Attorney.

Approval of the Agenda: Council Member Hensley moved approval of the agenda, seconded by Council Member Burroughs, 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 October 15, 2018. Council Member Howell moved approval of the minutes as submitted for the regular and closed meetings of October 15, 2018, seconded by Council Member Hensley, which motion passed unanimously.

Public Forum: Ms. Susan Lammert, 8 Overbrook, requested that the City Council consider discontinuance of the mosquito spraying program before renewing the contract with St. Louis County for vector control services and investigate education opportunities for residents regarding eliminating standing water, which is a breeding ground for mosquitos. Mayor Spewak responded that staff will investigate the impact of spraying and potential educational opportunities.

Mr. Ray Potter, 13 Midpark Lane, expressed his concerns with traffic on Clayton Road in the business district and inquired about the possibility of extending the school zone and lowering the flower pots located in front of the shops, and asked about the City's role in protecting sidewalks when houses are under construction so that sidewalks remain open for pedestrian use during construction. Mayor

Spewak commented that the City is currently working under a speed enforcement initiative in the business district on Clayton Road. Ms. Lamitola will review the City's building permit process.

Public Hearings: There were no public hearings.

Zoning & Planning Matters:

ZP1: Referral to the Zoning and Planning Commission for review and recommendation of a text amendment regarding wireless communications antennas and towers, and discussion of the current telecommunication facilities located in Ladue and potential options for improving cell service.

Mayor Spewak introduced the matter by stating the most common complaint she receives is poor cell service in certain areas of Ladue.

Ms. Sukanek gave a status update of the current telecommunications facilities located in Ladue, options for improvements and current state legislation requiring zoning code changes. She also touched on telecommunications facilities that have been approved but not yet built. Her recommended strategies for steps for improvement of cell service include encouraging companies to build out previously approved antennas, possible installation of small cell antennas which improve capacity along roadways and invite wireless service providers to meet with City officials to review citywide facilities and potential sites for additional new antennas.

During meetings to discuss the comprehensive plan update the City will have the opportunity to get resident feedback about the strategies for improving cell service.

Ms. Sukanek gave an overview of HB1991 which restricts the ability of local government to regulate certain types of communication facilities, affects permitted uses, shortens the time period for the Special Use Permit (SUP) process, height limits and sets maximum fees. The City may have to amend the SUP process to meet these new requirements.

Council Member Brennan moved referral to the Zoning and Planning Commission for review and recommendation of a text amendment regarding wireless communications antennas and towers, seconded by Council Member Burroughs, which motion passed unanimously.

ZP2: Referral to the Zoning and Planning Commission for review and recommendation of an Amendment to the Special Use Permit for 1705 N. Woodlawn Avenue.

Ms. Sukanek explained there is currently a Special Use Permit (SUP) for 1705 N. Woodlawn because the structure exceeds 15,000 square feet. The property cannot be subdivided as a condition of the current SUP. The property owner wants to create two lots; one with 7 acres and the house and the second with 15 acres with horse facilities. A modification to the SUP will be required, as well as a variance. Because the property is located in a residential district the horse structures are not allowed to stand alone on the property without a residence. There is

another potential buyer of adjacent property that may want the 15 acre lot. Or possibly make the horse facilities a private club.

Mayor Spewak recalled there was tremendous discussion over a period of months when the current SUP was initially considered and the Zoning and Planning Commission had concerns and did not want the property used as a separate, private facility. It comes down to what the zoning code allows and what is best for the property. The timing could be complicated with the adjacent property for sale. The Zoning and Planning Commission should be educated on the history of the property and aware of the timing and all of the conditions of the current SUP.

Council Member Hensley moved referral to the Zoning and Planning Commission for review and recommendation of an Amendment to the Special Use Permit for 1705 N. Woodlawn, seconded by Council Member Kamps, which motion passed unanimously.

New Business:

Proposed Legislation:

Bill No. 2214 – An ordinance calling for a regular election to be held in the City of Ladue, St. Louis County, Missouri, on Tuesday, April 2, 2019 and designating the St. Louis County Board of Education Commissioners to conduct such election in compliance with state statute requirements and the revised Missouri election laws.

Mayor Spewak read Bill No. 2214 followed by a second reading by Council Member Brennan.

Council Member Howell moved approval of Bill No. 2214 with second by Council Member Burroughs, and the roll call vote thereupon was as follows:

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

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

Resolution No. 2018-32 – A resolution authorizing the Mayor to execute on behalf of the City of Ladue, Missouri, an amendment to the existing contract with EMS Management and Consultants (EMS/MC) for the reduction of net collection fees for ambulance services billed by .15% with a three-year extension to the contract.

Chief Lynn explained that the City has contracted with EMS/MC since 2014 and is very satisfied with their services. The amendment reduces the fees and extends the contract term.

Council Member Hensley moved adoption of Resolution No. 2018-32, with second by Council Member Kamps the motion passed unanimously.

Financial Matters:

Mr. Zes requested authorization to make payment of the full budget amount in excess of the recommended contribution to the City's Pension Funds.

Council Member Kamps moved authorization for the Finance Director to make payment of the full budget amount in excess of the recommended contribution to the City's Pension Funds in the amount of \$171,908.00, with second by Council Member Burroughs the motion passed unanimously.

The Council reviewed the **vouchers for payment** for the month of October 2018. Council Member Howell 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 October 2018. The Mayor ordered the reports filed for information.

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

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

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

Department Reports:

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

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

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

Ms. Lamitola reported the recent honeysuckle removal work day was successful; the application for Tree City USA has been submitted and gave an update on the status of the agreement with the City of Brentwood for the McKnight Road traffic study which sparked discussion of the traffic congestion along that route.

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

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

Administration/City Clerk: The Mayor and Council reviewed the report from the Records Control Committee.

Ms. Seele reported that she is working with staff on the telecommunications legislation.

Committee Appointments: There were no committee appointments.

Mayor Spewak noted that the next Council meetings are scheduled for Monday, December 17, 2018 and Tuesday, January 22, 2019.

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 employee matters pursuant to RSMo. Section 610.021 (1), (13).

Council Member Burroughs moved to go into closed session for discussion of litigation, legal actions and/or any confidential or privileged communications from the City Attorney and employee matters pursuant to RSMo. 610.021 (1), (13), seconded by Council Member Kamps and the roll call vote thereupon was as follows:

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

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

The Mayor and Council, with the exception of Council Member Fox who was absent, went into closed session at 5:01 PM with Ms. Erin Seele and Police Chief Andreski.

The Mayor and Council returned to open session at 5:15 PM with Ms. Erin Seele and Police Chief Andreski.

Adjournment: Council Member Burroughs moved adjournment, seconded by Council Member Hensley, which motion passed unanimously. The meeting adjourned at 5:15 PM.

APPROVED THIS 17TH DAY OF DECEMBER, 2018.



Nancy Spewak, Mayor

ATTEST:



Laura Rider, City Clerk