

**CITY OF HAZELWOOD
REGULAR COUNCIL MEETING
OCTOBER 4, 2023**

CALL TO ORDER

A regular meeting of the Hazelwood City Council was called to order by Mayor Matthew G. Robinson at 6:34 p.m. on Wednesday, October 4, 2023 in the Council Chambers of Hazelwood City Hall, 415 Elm Grove Lane.

Mayor Robinson asked those present to join in a moment of silent meditation followed by the Pledge of Allegiance.

On roll call the following members of the Council were present:

William C. Hoops, Jr.
Robert M. Aubuchon
Don W. Ryan
Kelly Wadlow
Matthew G. Robinson
Lisa M. Matlock
Warren H. Taylor
Robert C. Smith
Jen Hatton

City Clerk Julie Lowery declared a quorum was present. Also present were City Manager Matt Zimmerman and City Attorney Kevin O'Keefe.

AGENDA

There being no amendments proposed, Mr. Taylor moved, seconded by Ms. Wadlow, the adoption of the agenda as printed. The motion passed unanimously.

CONSENT AGENDA

Mr. Aubuchon moved, seconded by Mr. Ryan, the adoption of the consent agenda as printed. The following vote was recorded on the motion:

AYE - 9

NAY - 0

Mr. Hoops
Mr. Aubuchon
Mr. Ryan
Ms. Wadlow
Mayor Robinson
Ms. Matlock
Mr. Taylor
Mr. Smith
Mrs. Hatton

The motion passed unanimously and the consent agenda was adopted.

**APPROVAL OF
MINUTES**

Mr. Aubuchon moved, seconded by Mr. Ryan, to approve the minutes of the September 20 Council meeting as submitted. The motion passed unanimously.

SPECIAL ORDER OF BUSINESS - None

PROCLAMATIONS AND RESOLUTIONS

**FIRE PREVENTION
PROCLAMATION**

Mayor Robinson called for the reading of a proclamation designating the week of October 8 through October 14, 2023 as Fire Prevention Week.

There were no objections and Proclamation 2317 was read.

Mr. Aubuchon moved, seconded by Mr. Hoops, the adoption of Proclamation 2317 designating October 8 through October 14, 2023, as Fire Prevention Week and urges all residents to focus on cooking safety and to educate the public about simple ways to help reduce the risk of fire when cooking at home, keeping themselves and those around them safe for Fire Prevention Week 2023, and to support the many public safety activities and efforts of the Hazelwood Fire Department. The motion passed unanimously.

CITIZENS HEARINGS AND PRESENTATION OF PETITIONS

Mayor Robinson explained the procedures to be followed during a hearing. He invited anyone desiring to make a comment to come forward at this time.

**PROPERTY
CONCERNS**

Ingrid Harrop of 1452 Teson Road stated she has lived in Hazelwood for 47 years and expressed concerns about properties near her home being rezoned.

Mrs. Harrop stated she is requesting rezoning be denied by anyone purchasing the land in her neighborhood.

Mayor Robinson replied that the City Attorney would look at the properties in this area and make recommendations pertaining to any rezoning efforts.

SPORTS COMPLEX

Kevin Foley of 5274 Ville Rosa Lane asked if the Hazelwood Sports Complex has had any type of flooding.

Mr. Foley asked if Code Enforcement rules were similar in other cities and municipalities.

Mr. Zimmerman replied in his experience, there are similarities, but not all zoning codes are the same.

PUBLIC HEARINGS

SLUP
7919 N. LINDBERGH

Mayor Robinson called to order the public hearing to consider the petition by My Mady, LLC d/b/a Kelly's Donuts for a Special Land Use Permit for a drive-in restaurant at 7919 North Lindbergh Boulevard.

City Planner Darren May stated the petitioner has applied for a Special Land Use Permit due to a change in ownership of Kelly's Donuts and there would be no other changes to the business model.

Mayor Robinson asked if anyone present wished to speak in favor of or in opposition to the proposal.

No one spoke in favor of or in opposition to the proposal and Mayor Robinson declared the hearing closed.

Ms. Lowery read the City Plan Commission motion "to recommend approval to the City Council of the petition for a drive-in restaurant located at 7919 North Lindbergh Boulevard, Ward 3, with the conditions contained in the original Special Land Use Permit." She stated the motion passed unanimously.

Mr. Ryan moved, seconded by Wadlow, to concur with the City Plan Commission recommendation to grant the Special Land Use Permit for a drive-in restaurant at 7919 North Lindbergh Boulevard and to place the draft bill on this agenda for introduction. The motion passed unanimously and the bill was added to the agenda as item 17.a.

COMMUNICATIONS

EWGCG
BRIEFINGS

The September 21 issue of Briefings was received from the East-West Gateway Council of Governments.

EWGCG
BRIEFINGS

The September 28 issue of Briefings was received from the East-West Gateway Council of Governments.

Mr. Aubuchon moved, seconded by Mr. Ryan, to receive and file all communications. The motion passed unanimously.

UNFINISHED BUSINESS - None

MAYOR AND COUNCIL REPORTS

WORK SESSION
AGENDA ITEMS

No new items were added to the November 8 Council work session agenda.

COMPREHENSIVE MASTER PLAN COMMITTEE Mayor Robinson appointed the following to the Comprehensive Master Plan Committee: Dave Guyton, Clara Faatz, Leslie Henderson, and Margo McNeil.

Mr. Aubuchon moved, seconded by Mr. Ryan, to approve the preceding appointments. The motion passed unanimously.

75th ANNIVERSARY COMMITTEE Mayor Robinson appointed the following to the 75th Anniversary Committee: Clara Faatz, Leslie Henderson, and Susan Kelly.

Mr. Aubuchon moved, seconded by Mr. Ryan, to approve the preceding appointments. The motion passed unanimously.

CITY MANAGER'S REPORT

PURCHASE OF Police Major Mark McKeon reported staff recommends the purchase of one 2023 Dodge Durango police vehicle with emergency equipment, installation and graphics from Behlmann Chrysler Dodge at a cost not to exceed \$56,147.

Major McKeon stated this vehicle would be used for the recently approved grant from the Missouri Department of Transportation Safety Division for impaired driving enforcement. This grant was authorized in August to provide for the reimbursement of a patrol vehicle with equipment and installation up to \$60,000 and the salary and benefits of one police officer. Staff has found that the State of Missouri is using Missouri Buys, an E-Procurement system where car dealerships, upon meeting set parameters by the State of Missouri, become registered contractors to provide patrol vehicles statewide. Staff contacted Landmark Chrysler Dodge in Independence, Missouri, and Behlmann Chrysler Dodge in Troy Missouri, who both are E-Procurement registered contract dealerships with available vehicles. Major McKeon stated funds from the Capital Improvement Budget fund would be utilized to make the purchase and the State of Missouri will reimburse that amount to the City of Hazelwood upon receipt submission.

Mr. Aubuchon moved, seconded by Mr. Ryan, to concur with the staff recommendation to purchase one 2023 Dodge Durango police vehicle with emergency equipment, installation and graphics from Behlmann Chrysler Dodge at a cost not to exceed \$56,147. The motion passed unanimously.

CITY ATTORNEY'S REPORT - None

CITY CLERK'S REPORT - None

COMMISSION AND BOARD REPORTS Mr. Aubuchon moved, seconded by Mr. Ryan, to receive and file the minutes of the June 28, July 26, and August 23 Green Committee Board, the minutes of the July 24 Historic

Preservation Commission, the minutes of the August 8 Community Enrichment Commission, the minutes of the August 10 City Plan Commission, and the minutes of the August 30 Pension Plan Board of Trustees meetings. The motion passed unanimously.

NEW BUSINESS – None

INTRODUCTION AND FIRST READING OF BILLS

SLUP 7919 N. LINDBERGH	Mayor Robinson called for the first reading of a bill to grant a Special Land Use Permit for a drive-in restaurant at 7919 North Lindbergh Boulevard.
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There were no objections and Bill 5101 was read by title only:

AN ORDINANCE AUTHORIZING AND GRANTING A PERMANENT SPECIAL LAND USE PERMIT TO MY MADY, LLC D/B/A KELLY'S DONUTS FOR A DRIVE-IN RESTAURANT AT 7919 NORTH LINDBERGH BOULEVARD AND PROVIDING THE CONDITIONS OF SUCH USAGE.

Bill 5101 will be on the agenda for second reading on October 18.

SECOND READING OF BILLS AND ACTION ON BILLS

BILL 5099 CONTRACT ASPHALT PROJECT	Mayor Robinson called for the second reading of Bill 5099 to authorize a contract with Byrne & Jones Enterprises, Inc. for the 2023 Hazelwood Asphalt Improvements Project.
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There were no objections and Bill 5099 was read by title only:

AN ORDINANCE AUTHORIZING A CONTRACT WITH BYRNE & JONES ENTERPRISES, INC., FOR THE 2023 HAZELWOOD ASPHALT IMPROVEMENT PROJECT AT A COST NOT TO EXCEED TWO HUNDRED FIFTY-EIGHT THOUSAND ONE HUNDRED SEVENTY-FIVE DOLLAR (\$258,175).

Mr. Aubuchon moved, seconded by Mr. Hoops, the adoption of Bill 5099 as an ordinance. The following vote was recorded on the motion:

<u>AYE - 9</u>	<u>NAY - 0</u>
Mr. Hoops	
Mr. Aubuchon	
Mr. Ryan	
Ms. Wadlow	
Mayor Robinson	
Ms. Matlock	

Mr. Taylor
Mr. Smith
Mrs. Hatton

Bill 5099 was unanimously adopted as Ordinance 4982-23.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

COUNCIL MEETING Mayor Robinson announced the next regular Council meeting would be held Wednesday, October 18, at 6:30 p.m. in the Council Chambers.

ADJOURNMENT There being no further business to come before the Council, the meeting was adjourned at 6:55 p.m.

Matthew G. Robinson - Mayor
City of Hazelwood, Missouri

ATTEST:

Julie Lowery, CMC - City Clerk
City of Hazelwood, Missouri