

**CITY OF HAZELWOOD
REGULAR COUNCIL MEETING
NOVEMBER 15, 2023**

CALL TO ORDER

A regular meeting of the Hazelwood City Council was called to order by Mayor Matthew G. Robinson at 6:31 p.m. on Wednesday, November 15, 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. Councilman Smith introduced Boy Scout Troop 748 to assist with reciting the Pledge of Allegiance.

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

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

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

AMEND AGENDA

Ms. Wadlow moved, seconded by Ms. Matlock, to amend the agenda to include the addition of Proclamation 2321. The motion passed unanimously.

Mr. Hoops moved, seconded by Ms. Wadlow, to adopt the agenda as amended. The motion passed unanimously.

CONSENT AGENDA

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

AYE - 9

NAY - 0

Mr. Aubuchon
Mr. Ryan
Ms. Wadlow
Mayor Robinson
Ms. Matlock

Mr. Taylor
Mr. Smith
Mrs. Hatton
Mr. Hoops

The motion passed unanimously and the consent agenda, including a closed meeting immediately following the regular meeting to discuss litigation and consult with the City Attorney in accordance with the provisions of RSMo 610.021(1).

**APPROVAL OF
MINUTES**

Ms. Matlock moved, seconded by Mr. Hoops, to approve the minutes of the November 1 Council meeting as submitted. The motion passed unanimously.

SPECIAL ORDER OF BUSINESS - None

PROCLAMATIONS AND RESOLUTIONS

**GNCCC 2024
BUSINESS PERSON
OF THE YEAR**

Mayor Robinson called for the reading of a proclamation congratulating John Hutchens, the Greater North County Chamber of Commerce 2024 Business Person of the Year.

There were no objections and Proclamation 2319 was read.

Mr. Aubuchon moved, seconded by Mr. Ryan, the adoption of Proclamation 2319 extending congratulations to John Hutchens, Greater North County Chamber of Commerce 2024 Business Person of the Year, and commending him for his involvement and dedicated service to the community. The motion passed unanimously.

**GNCCC 2024
ZYKAN FAMILY
LEGACY AWARD
PROCLAMATION**

Mayor Robinson called for the reading of a proclamation congratulating Bob and Holly Mannecke, the Greater North County Chamber of Commerce 2024 Zykan Family Legacy Award recipients.

There were no objections and Proclamation 2320 was read.

Ms. Wadlow moved, seconded by Mr. Hoops, the adoption of Proclamation 2320 extending congratulations to Bob and Holly Mannecke, Greater North County Chamber of Commerce 2024 Zykan Family Legacy Award recipients, and commending them for their contributions to the Greater North County Chamber and the North County community. The motion passed unanimously.

**VETERAN OF
THE YEAR
PROCLAMATION**

Mayor Robinson called for the reading of a proclamation congratulating Councilman Robert Smith, Iraq Veteran and Hazelwood Veteran of the Year.

There were no objections and Proclamation 2321 was read.

Mr. Ryan moved, seconded by Ms. Wadlow, the adoption of Proclamation 2321 extending congratulations to Councilman Robert Smith, 2023 Iraq Veteran and Hazelwood Veteran of the Year.

ICON DESIGN
CHAPTER 100
INDUCEMENT

Mayor Robinson called for the reading of a resolution authorizing City staff and consultants to take certain actions with respect to a proposed project for Icon Design, LLC.

Mark Spykerman of Gilmore and Bell, the City's bond counsel, stated Icon Design, LLC intends to acquire and renovate the 97,000 square foot office building at 123 James S. McDonnell Boulevard. This project is in the Hazelwood Fire Department's service area and would not require a fire indenture service contract. To make the project financially feasible, the Icon Design is requesting that the City participate in a Chapter 100 industrial revenue bond transaction to facilitate a sales tax exemption on construction materials and 10 years of real property tax abatement.

There were no objections and Resolution 2311 was read by title only:

RESOLUTION AUTHORIZING CITY STAFF AND CONSULTANTS TO TAKE CERTAIN ACTIONS WITH RESPECT TO A PROPOSED PROJECT LOCATED AT 123 JAMES S. MCDONNELL BOULEVARD.

Mr. Aubuchon moved, seconded by Ms. Matlock, the adoption of Resolution 2311. The following vote was recorded on the motion:

AYE - 9

NAY - 0

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

Resolution 2311 was unanimously adopted.

SERVICE AGREEMENT
BRANDY DOUGLAS

Mayor Robinson called for the reading of a resolution authorizing an agreement with Brandy Douglas, LLC to perform Ground Emergency Medical Transportation Program (GEMT) billing services.

Fire Chief Dan Luley stated the Hazelwood Fire Department sought proposals to perform

billing services for the City to help recoup costs associated with transporting Medicaid patients. He stated the Fire Department received two bids, and staff recommends approving the proposal for Brandy Douglas, LLC.

Battalion Chief/Chief Medical Officer Amanda Boyer gave a brief presentation and was available for questions. She stated the GEMT program is a federal program that many districts utilize, explaining that GEMT is a voluntary cost settlement program where providers receive federal funding to bring payment per transport up to cost.

Ms. Wadlow asked if the last three years would be audited.

Ms. Boyer replied no submissions could be made for non-participating years.

Mr. Zimmerman stated this is the first eligible year of participation.

Mr. Smith asked if the Council could designate where the funds are allocated or will all funds automatically go to the general fund.

Mr. Zimmerman replied the Council would have the option of allocating funds.

Mr. Smith stated he would like to see the funds allocated to the Fire Department for purchases they may require.

There were no objections and Resolution 2312 was read by title only:

A RESOLUTION APPROVING PROFESSIONAL SERVICES AGREEMENT WITH BRANDY L. DOUGLAS, LLC REGARDING GROUND EMERGENCY MEDICAL TRANSPORTATION REIMBURSEMENT SERVICES.

Mr. Aubuchon moved, seconded by Mr. Hoops, the adoption of Resolution 2312. The following vote was recorded on the motion:

AYE - 9

NAY - 0

Mr. Aubuchon

Mr. Ryan

Ms. Wadlow

Mayor Robinson

Ms. Matlock

Mr. Taylor

Mr. Smith

Mrs. Hatton

Mr. Hoops

Resolution 2312 was unanimously adopted.

CITIZENS HEARINGS AND PRESENTATION OF PETITIONS

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

HISTORIC FLORISSANT Gina Siebe, President of Historic Florissant, stated she attended a Council meeting a year ago encouraging the City to add Brookes Park to the Historic St. Louis Consortium.

Ms. Siebe stated that she, Susan Kelly, and David Leezer have made significant efforts to include Brookes Park in the Historic Florissant tourist brochure. During her discussion, Ms. Siebe provided a brief history of St. Stanislaus Seminary and urged the City to acknowledge and preserve all of its historic properties.

CITY MANAGER'S STATUS REPORT Mr. Zimmerman reported on the concerns of several citizens expressed at the November 1 Council meeting.

Mr. Zimmerman stated Donald Davidson of 4921 Rose Blossom Lane discussed several topics of concern. One issue is properties on Plum Tree Lane that have grass exceeding the 8-inch height limit. He also mentioned that there are some homes in the Ville Maria subdivision with trampolines in their front yard. He stated he has tried contacting Mr. Davidson to get more details about the locations of the trampolines and tall grass, but he has not responded yet. Code Enforcement checked Ville Maria and Cedar Brook subdivisions and did not find any violations, although there were a few lots with grass that were not quite 8 inches tall. As per the City Code, there is no violation regarding trampolines in the front yard unless they are in disrepair. Mr. Davidson also complained about wild animals using his front yard as a bathroom. The Animal Control Officer will offer him advice on how to discourage animals from his property.

Clara Faatz of 8 Bon Vue Drive raised concerns about the inoperative elevator at Civic Center East. Otis Corporation failed to apply for a permit from St. Louis County, which is required as per the contract. City staff is considering filing for liquidated damages of \$150 per day, as the repairs were due within 14 days of receiving materials.

Karen Ebberson of 562 Candle Light Lane stated a vegan restaurant has opened, or is in the process of opening in Village Square Shopping Center. The owners have failed to obtain the necessary permits and licenses. Staff is contacting the business to bring them into compliance. If the owners fail to do so, the City will take legal action. The site was previously called Simply Cooking with Donna, but the owner passed away during the pandemic. If the family is operating the business, staff will check whether the existing permit can be transferred.

Marvin Davis of 677 Coachway Lane asked to receive the report from the Police Department regarding an incident. Mr. Zimmerman stated the report will remain private as per City policy.

Mr. Hoops reported commercial vehicles parking in the neighborhood near Holiday Avenue and Impala Lane. Police found no excessive number of commercial vehicles.

However, residents complained about a neighbor parking five commercial trucks on the street and grass. Police are working to address the issues restricting parking for neighboring properties. Another work vehicle parked on the street agreed to park in the driveway. The City Code prohibits commercial vehicles over 12,000 pounds from parking on the street unless making a delivery. Police will continue to monitor parking and work with neighbors to address any problems.

Mr. Smith has requested a report on repairs and clean-up in Ville Maria's parks. Parks Maintenance personnel is busy with holiday preparations, which will be finished before Thanksgiving. After the holiday, they will collect leaves and trim overgrown vegetation. Mr. Zimmerman stated during the summer, most park areas are trimmed back to encourage pedestrian use.

Ms. Wadlow stated she would like to see an ordinance prohibiting trampolines and pools in front yards.

PUBLIC HEARINGS - None

COMMUNICATIONS

EWGCG 2024 AGENCY BUDGET	The East-West Gateway Council of Governments' 2024 Agency Budget was received.
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TIP FUND OBLIGATION DEADLINE	A reminder of the Transportation Improvement Program fund obligation deadline for the Phantom Drive–Missouri Bottom Road to James S. McDonnell Boulevard lane reduction, and the Teson Road to Howdershell-Aubuchon Road resurfacing sidewalk projects were received from the East-West Gateway Council of Governments.
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WASTE REDUCTION & RECYCLING GRANT	Information on the 2024 Waste Reduction and Recycling Grant Program application process was received from the St. Louis-Jefferson Solid Waste Management District.
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HCC CID ANNUAL CID REPORT	The Hazelwood Commerce Center Community Improvement District annual report was received from Development Dynamics, LLC.
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MLMSTL NEWSLETTER	The November issue of The Link was received from the Municipal League of Metro St. Louis.
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EWGCG BRIEFINGS	The November 2 issue of Briefings was received from the East-West Gateway Council of Governments.
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POWERPLEX CID ANNUAL REPORT	The Hazelwood POWERplex Community Improvement District annual report was received from Husch Blackwell.
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Ms. Matlock moved, seconded by Mr. Hoops, to receive and file all communications. The motion passed unanimously.

UNFINISHED BUSINESS - None

MAYOR AND COUNCIL REPORTS

WORK SESSION AGENDA ITEMS	No items were added to the January 10 Council work session agenda.
MASTER COMP. PLAN COMMITTEE	No new appointments were made to the Comprehensive Master Plan Committee.
75TH ANNIVERSARY COMMITTEE	No new appointments were made to the 75th Anniversary Committee.
TRAFFIC STUDY	Police Chief James Hudanick gave an update on concerns regarding commercial motor vehicle traffic, inadequate signage, and speeding vehicles near Missouri Bottom Road, Leaf Crest Drive, and Tulip Tree Lane to the westbound 270 ramps.

Chief Hudanick stated at the Council's request, a traffic study has been completed on Missouri Bottom Road and Leaf Crest Drive from the area of Tulip Tree Lane to the onramp to west I-270. Between October 25 and November 1, 41,244 vehicles passed the traffic counter located at 12518 Missouri Bottom Road in both directions. The study revealed the average speed of the total vehicles was 27mph, the fastest speed recorded was 58 mph, and the slowest speed was 6 mph. 13,313 vehicles passed the traffic counter located at 1711 Leaf Crest Drive in both directions. The study revealed the average speed of the total vehicles was 27 mph, the fastest speed recorded was 74 mph, and the slowest speed was 7 mph. 2,277 vehicles passed the traffic counter located near Tulip Tree Lane and Missouri Bottom Road in both directions. The study revealed the average speed of the total vehicles was 26 mph, the fastest speed recorded was 46 mph, and the slowest speed was 7 mph. Traffic Management Team conducted a survey focused on inadequate signage. There are no signs prohibiting operation of vehicles over 12,000 pounds from the on ramp to Interstate 270 to Leaf Crest Drive. Staff has requested signage from St. Louis County without success. There are two signs posted along Missouri Bottom Road facing westbound traffic advising that the road is closed at Tulip Tree Lane, but one of these signs was obscured by a low-hanging tree. The Public Works Department added "Road Closed" signs to the barricades at Tulip Tree Lane and trimmed the tree blocking the signage. A letter to Missouri Department of Transportation requesting "No Thru Truck" signage be installed near Dollar General has been submitted.

VECTOR CONTROL SERVICES	Director of Public Works David Stewart stated Ms. Wadlow requested information on what it would cost the City to provide
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vector control service versus what the City pays St. Louis County to provide the service.

Mr. Stewart stated that in May 2023, the City approved a five-year contract with St. Louis County Vector Services. Mr. Stewart stated that the City has a budget of \$3,000 for vector services and gave a breakdown of the costs paid to St. Louis County over the last several years. He stated when the City had its part-time employees it was not as cost-effective and the County approach was more scientific and targeted. The majority of municipalities contract through St. Louis County, which allows for a much more holistic, countywide approach.

James Sayers, Environmental Manager, Vector-Borne Disease Prevention Program with St. Louis County provided a brief presentation of the program and services they provide to the City.

Mr. Ryan asked if the whole City is sprayed in one night.

Mr. Sayers replied in the negative. Spraying depends on the area and need.

Mr. Smith asked if moles fit the category of rodents.

Mr. Sayers replied negatively. Moles are considered carnivores and the County would not mitigate them.

CITY MANAGER'S REPORT

CONTRACT SECURITY FENCE	Fire Chief Dan Luley reported staff recommends authorizing a contract with Kennedy Fence Corp. for the 2023 Firehouse 1 Security Fence project at a cost not to exceed \$42,815.
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Chief Luley stated four bids were received for the security fence project, and the second lowest bidder was Kennedy Fence Corporation. Staff recommends Kennedy Fence as the City has utilized them in the past, and they have the earliest start date. Chief Luley stated the Capital Improvement Fund budget did not include money for the fence. He would like to utilize the \$90,000 from the sale of the 2004 firetruck.

Mr. Zimmerman stated this is an unbudgeted expense, and due to the many break-ins, this is a warranted project.

Ms. Matlock asked if the fence would have an electronic gate.

Chief Luley replied affirmatively.

Mr. Aubuchon moved, seconded by Ms. Wadlow, to concur with the staff recommendation to authorize a contract with Kennedy Fence Corp. for the 2023 Firehouse 1 Security Fence project at a cost not to exceed \$42,815 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.

SERVICE AGREEMENT City Manager Matt Zimmerman reported staff recommends authorizing an ordinance approving an Intergovernmental Agreement with the State regarding Ground Emergency Medical Transportation Program (GEMT) billing services.

Mr. Zimmerman stated in order to participate in the program for the 2024 federal fiscal year; the agreement must be signed by the City no later than November 30.

Mr. Hoops moved, seconded by Ms. Matlock, to concur with the staff recommendation to authorize an ordinance approving an Intergovernmental Agreement with the State regarding Ground Emergency Medical Transportation Program (GEMT) billing services 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.b.

6186 HOWDERSHELL SCREENING PLAN Ms. Lowery stated the ordinance does not require an amendment to be changed and this petition has been withdrawn.

Ms. Wadlow moved, seconded by Ms. Matlock, to concur with the staff recommendation to withdraw the amendment to the ordinance. The motion passed unanimously.

CITY ATTORNEY'S REPORT - None

CITY CLERK'S REPORT - None

COMMISSION AND BOARD REPORTS - None

NEW BUSINESS - None

INTRODUCTION AND FIRST READING OF BILLS

CONTRACT SECURITY FENCE Mayor Robinson called for the first reading of a bill to authorize a contract with Kennedy Fence Corp. for the 2023 Firehouse 1 Security Fence project at a cost not to exceed \$42,815.

There were no objections and Bill 5104 was read by title only:

AN ORDINANCE AUTHORIZING A CONTRACT WITH KENNEDY FENCE CORP. FOR THE 2023 HAZELWOOD FIREHOUSE #1 SECURITY FENCE PROJECT AT A COST NOT TO EXCEED \$42,815.

Bill 5104 will be on the agenda for second reading on December 6.

SERVICE AGREEMENT Mayor Robinson called for the first reading of a bill to authorize an ordinance approving an Intergovernmental Agreement with the State regarding Ground Emergency Medical Transportation Program (GEMT) billing services.

There were no objections and Bill 5105 was read by title only:

AN ORDINANCE APPROVING AN INTERGOVERNMENTAL TRANSFER OF PUBLIC FUNDS AGREEMENT AND AN ADMINISTRATION FEE AGREEMENT WITH THE MISSOURI DEPARTMENT OF SOCIAL SERVICES REGARDING GROUND EMERGENCY MEDICAL TRANSPORTATION SERVICES AND DECLARING THAT AN EMERGENCY EXISTS WITH RESPECT TO IMMEDIATE CONSIDERATION AND ADOPTION OF THIS ORDINANCE.

Mr. Aubuchon motioned, seconded by Mr. Hoops, to proceed with the second reading of Bill 5105. The motion passed unanimously.

Mr. Hoops moved, seconded by Ms. Wadlow, the adoption of Bill 5105 as an ordinance. The following vote was recorded on the motion:

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

Bill 5105 was unanimously adopted as Ordinance 4984-23.

SECOND READING OF BILLS AND ACTION ON BILLS

BILL 5102	Mayor Robinson called for the second reading of Bill 5102 to
AMEND PDM	amend the Planned District, Mixed Use, regulations for
AVIATOR BUSINESS	Aviator Business Park relative to usage.

There were no objections and Bill 5102 was read by title only:

AN ORDINANCE AMENDING THE PLANNED DISTRICT, MIXED USE, REGULATIONS ESTABLISHED FOR AVIATOR BUSINESS PARK, BY ORDINANCE 4042-09, RELATIVE TO PERMITTED SIGNS.

Mr. Aubuchon moved, seconded by Mr. Hoops, the adoption of Bill 5102 as an ordinance. The following vote was recorded on the motion:

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

Bill 5102 was unanimously adopted as Ordinance 4985-23.

BILL 5103	Mayor Robinson called for the second reading of Bill 5103 to
AGREEMENT	authorize an agreement for legislative services.

There were no objections and Bill 5103 was read by title only:

AN ORDINANCE AUTHORIZING AN AGREEMENT WITH AT GOVERNMENT STRATEGIES FOR STRATEGIC GOVERNMENT AFFAIRS AND LEGISLATIVE SERVICES.

Mr. Ryan moved, seconded by Ms. Wadlow, the adoption of Bill 5103 as an ordinance. The following vote was recorded on the motion:

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

Bill 5103 was unanimously adopted as Ordinance 4986-23.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

CITY HALL CLOSED	City Hall will be closed on November 23 and November 24 for the Thanksgiving holiday.
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COUNCIL MEETING

Mayor Robinson announced the next regular Council meeting would be held Wednesday, December 6, 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 7:54 p.m.

ATTEST:

Matthew G. Robinson - Mayor
City of Hazelwood, Missouri

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