

**CITY OF HAZELWOOD
REGULAR COUNCIL MEETING
APRIL 17, 2019**

CALL TO ORDER

A regular meeting of the Hazelwood City Council was called to order by Mayor Matthew G. Robinson at 7:32 p.m. on Wednesday, April 17, 2019, 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:

Carol A. Stroker
Robert M. Aubuchon
Don W. Ryan
Robert Parkin II
Matthew G. Robinson
Russell Todd
Warren H. Taylor
Rosalie Hendon
Mary G. Singleton

City Clerk Christine Thomas 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 Mr. Parkin, the adoption of the agenda as printed. The motion passed unanimously.

CONSENT AGENDA

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

AYE - 9

NAY - 0

Mrs. Stroker
Mr. Aubuchon
Mr. Ryan
Mr. Parkin
Mayor Robinson
Mr. Todd
Mr. Taylor
Mrs. Hendon
Mrs. Singleton

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

**APPROVAL OF
MINUTES**

Mr. Aubuchon moved, seconded by Mr. Taylor, to approve the minutes of the April 3 regular and closed Council meetings as submitted. The motion passed unanimously.

SPECIAL ORDER OF BUSINESS

WHAT'S NEW

Communications Coordinator Tim Davidson provided the What's New in Hazelwood report.

**EMPLOYEE
INTRODUCTIONS**

Police Chief Gregg Hall introduced newly hired Police Officers Nicholas Paulda, Shane Olmsted and Blake Thornton.

**EMPLOYEE SERVICE
AWARD**

As his biography was read, Recreation Supervisor Darryl Miller was presented with a 25 year service award.

**COUNCIL SERVICE
AWARD**

As his biography was read, Mayor Matthew Robinson was presented with a 25 year service award.

**CERTIFIED RESULTS
OF 4/2/19 ELECTION**

Mrs. Thomas reported the certified results from the April 2 general municipal election.

Mrs. Stroker received 93% of the votes for Ward 1, Mr. Ryan received 96% of the votes for Ward 3, Mr. Todd received 93% of the votes for Ward 5 and Mrs. Hendon received 55% of the votes for Ward 7.

Mrs. Thomas stated Proposition F, the Hazelwood Annexation Area NID Tax Levy for Fire and EMS Service, failed by a vote of 144 in favor and 423 opposed.

OATHS OF OFFICE

Mrs. Thomas administered the oath of office to Council members Stroker, Ryan, Todd and Hendon.

RECEPTION

A reception was held in honor of the re-elected Council members.

RECONVENE

The meeting was reconvened with all Council members in attendance.

PROCLAMATIONS AND RESOLUTIONS

**MAYOR SCHNEIDER
PROCLAMATION**

Mayor Robinson called for the reading of a proclamation in honor of retiring City of Florissant Mayor, Tom Schneider.

There were no objections and Proclamation 1905 was read.

Mr. Parkin moved, seconded by Mr. Ryan, the adoption of Proclamation 1905 congratulating Mayor Schneider on his retirement and wishing him and his family good luck, good health, and much happiness, now and in the future. The motion passed unanimously.

The proclamation was presented to Mayor Schneider during his retirement celebration.

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.

POWERPLEX UPDATE Robertson Fire Protection District Assistant Fire Chief Maynard Howell asked for an update on postponement of Bill 4765 to amend the Planned District, Mixed Use, regulations for the mall to establish regulations for the POWERplex sports facility.

Mayor Robinson replied it will be addressed at the second reading of bills.

MCDONNELL DOUGLAS BOULEVARD Clara Faatz of 8 Bon Vue Drive stated she is aware that McDonnell Douglas Boulevard is not the City's jurisdiction but asked if there is anything the City can do to get St. Louis County to make repairs to this road.

Mr. Zimmerman replied they are scheduled to resurface in spring of 2020.

PUBLIC HEARINGS - None

COMMUNICATIONS

CHARTER COMMUNICATIONS Notification was received from Charter Communications of programming changes, effective this month, to the following channels: Newsy, Gaiam TV and Love Channel.

EWGCG LOCAL BRIEFINGS The April 4 issue of Local Government Briefings was received from the East-West Gateway Council of Governments.

NCI 2019 PUBLIC SERVICE AWARD RECIPIENT Notification was received from North County Inc., stating Police Officer Timothy Benning was selected as their 2019 Public Service Award recipient.

SLUP PETITION
5735 FEE FEE ROAD A petition for a Special Land Use Permit for a vehicle service and repair facility and vehicle storage at 5735 Fee Fee Road was received from TOW ME STL, LLC, d/b/a GOTCHA TOWING AND RECOVERY.

APPRECIATION FOR
DINNER A letter of appreciation for their annual dinner was received from the Community Enrichment Commission.

MLMSTL NEWSLETTER The April 2019 issue of The Link newsletter was received from the Municipal League of Metro St. Louis.

LIQUOR LICENSE
EXPANSION REQUEST A request for a liquor license expansion to include an outdoor area at 7401 North Lindbergh Boulevard, for a special event on May 3, 4 and 5, 2019, was received from Pueblo Nuevo.

Mr. Aubuchon moved, seconded by Mr. Taylor, to refer the petition to the City Plan Commission, to approve the liquor license request and 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 July 10 Council work session agenda.

ELECTION OF
MAYOR PRO TEMPORE After discussion, Mrs. Singleton moved, seconded by Mr. Ryan, to appoint Mr. Taylor as 2019/2020 Mayor Pro Tempore to act as mayor in the absence of Mayor Robinson. The motion passed unanimously.

CITY MANAGER'S REPORT

AMEND CHAP. 500
RE: APPEAL FEES Mr. Zimmerman reported staff recommends amending *Chapter 500. Building Codes and Building Regulations* regarding fees for appeals.

Mr. Zimmerman stated the proposal is to increase appeal fees for the Board of Architectural Review and Board of Appeals from \$75 to \$200 for residential and from \$100 to \$300 for commercial to match the current fees for the Board of Adjustment.

Mr. Ryan asked if these fees are in line with surrounding municipalities. Mr. Zimmerman responded these fees are in line with Florissant and Bridgeton.

Mrs. Hendon moved, seconded by Mrs. Singleton, to concur with the staff recommendation to amend *Chapter 500. Building Codes and Building Regulations* regarding fees for appeals 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.

AMEND CHAP. 500 Mr. Zimmerman reported staff recommends amending
RE: REGULATIONS FOR *Chapter 500: Building Codes and Building Regulations* by
DUMPSTERS & PODS adding a new section regulating parking and placement of
 storage trailers, portable on-demand storage units (PODS)
 and dumpsters.

Mr. Zimmerman stated the City does not have an ordinance addressing the use of dumpsters and PODS, including soft-sided “bagsters.” He stated City staff has received complaints about improper use of these containers.

Mr. Aubuchon moved, seconded by Mr. Taylor, to concur with the staff recommendation to amend Chapter 500 by adding a new section regulating parking and placement of storage trailers, portable on-demand storage units (PODS) and dumpsters 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.

CITY ATTORNEY'S REPORT - None

CITY CLERK'S REPORT - None

COMMISSION AND BOARD REPORTS - None

NEW BUSINESS - None

INTRODUCTION AND FIRST READING OF BILLS

AMEND CHAP. 500 Mayor Robinson called for the first reading of a bill to amend
RE: APPEAL FEES *Chapter 500. Building Codes and Building Regulations*
 regarding fees for appeals.

There were no objections and Bill 4793 was read by title only:

AN ORDINANCE AMENDING CHAPTER 500. BUILDING CODES AND BUILDING REGULATIONS OF THE HAZELWOOD CITY CODE REGARDING FEES FOR APPEALS.

Bill 4793 will be on the agenda for second reading on May 1.

AMEND CHAP. 500 Mayor Robinson called for the first reading of a bill to amend
RE: REGULATIONS FOR *Chapter 500: Building Codes and Building Regulations* by
DUMPSTERS & PODS adding a new section regulating parking and placement of

storage trailers, portable on-demand storage units (PODS) and dumpsters.

There were no objections and Bill 4794 was read by title only:

AN ORDINANCE AMENDING ARTICLE VI OF CHAPTER 500 OF THE MUNICIPAL CODE BY THE ADDITION OF A NEW SECTION REGULATING THE PARKING AND PLACEMENT OF STORAGE TRAILERS, PORTABLE ON-DEMAND STORAGE UNITS (PODS) AND DUMPSTERS, INCLUDING SOFT-SIDED DUMPSTERS OR “BAGSTERS”, AND OTHER SIMILAR DEVICES.

Bill 4794 will be on the agenda for second reading on May 1.

SECOND READING OF BILLS AND ACTION ON BILLS

BILL 4765 AMEND PDM CONDITIONS	The second reading of Bill 4765, to amend the Planned District, Mixed Use, conditions for a retail shopping mall by establishing conditions for a sports facility, has been postponed.
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Mr. Zimmerman stated Bill 4765 has been postponed because there is no agreement for purchase of the property or settlement of the TDD debt with the bondholders. Discussions are ongoing. Mr. Zimmerman explained the bill would be passed out if no agreements are reached.

BILL 4788 AMEND PDM AVIATOR BUSINESS PARK	Mayor Robinson called for the second reading of Bill 4788 to amend the Planned District, Mixed Use, regulations established for Aviator Business Park relative to structure setback requirements.
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There were no objections and Bill 4788 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 STRUCTURE SETBACK REQUIREMENTS.

Mr. Aubuchon moved, seconded by Mr. Ryan, the adoption of Bill 4788 as an ordinance. The following vote was recorded on the motion:

<u>AYE - 9</u>	<u>NAY - 0</u>
Mrs. Stroker	
Mr. Aubuchon	
Mr. Ryan	
Mr. Parkin	
Mayor Robinson	
Mr. Todd	

Mr. Taylor
Mrs. Hendon
Mrs. Singleton

Bill 4788 was unanimously adopted as Ordinance 4673-19.

BILL 4789 Mayor Robinson called for the second reading of Bill 4789 to
AMEND CHAP. 405 amend *Chapter 405: Zoning Regulations* relative to fees.

There were no objections and Bill 4789 was read by title only:

AN ORDINANCE AMENDING CHAPTER 405: ZONING REGULATIONS OF THE HAZELWOOD CITY CODE REGARDING FEES ASSESSED IN VARIOUS ZONING ISSUES.

Mrs. Singleton moved, seconded by Mrs. Hendon, the adoption of Bill 4789 as an ordinance. The following vote was recorded on the motion:

<u>AYE - 9</u>	<u>NAY - 0</u>
Mrs. Stroker	
Mr. Aubuchon	
Mr. Ryan	
Mr. Parkin	
Mayor Robinson	
Mr. Todd	
Mr. Taylor	
Mrs. Hendon	
Mrs. Singleton	

Bill 4789 was unanimously adopted as Ordinance 4674-19.

BILL 4790 Mayor Robinson called for the second reading of Bill 4790 to
SLUP grant a Special Land Use Permit for a hotel at 6053 North
6053 N. LINDBERGH Lindbergh Boulevard.

There were no objections and Bill 4790 was read by title only:

AN ORDINANCE GRANTING A PERMANENT SPECIAL LAND USE PERMIT FOR A HOTEL (EXTENDED STAY) AT 6053 NORTH LINDBERGH BOULEVARD TO HAZ MGMT HOSPITALITY LLC, D/B/A BEST WESTERN PLUS AND EXTENDED STAY, AND PROVIDING THE CONDITIONS OF SUCH USAGE.

Mr. Aubuchon moved, seconded by Mr. Ryan, the adoption of Bill 4790 as an ordinance. The following vote was recorded on the motion:

AYE - 9

NAY - 0

Mrs. Stroker
Mr. Aubuchon
Mr. Ryan
Mr. Parkin
Mayor Robinson
Mr. Todd
Mr. Taylor
Mrs. Hendon
Mrs. Singleton

Bill 4790 was unanimously adopted as Ordinance 4675-19.

BILL 4791 MESSENGER PRINTING CONTRACT	Mayor Robinson called for the second reading of Bill 4791 to authorize a contract for printing and binding of the City Newsletter/Activity Guide.
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There were no objections and Bill 4791 was read by title only:

AN ORDINANCE AUTHORIZING A CONTRACT WITH MESSENGER PRINT GROUP, LLC FOR PRINTING AND BINDING OF THE HAZELWOOD NEWSLETTER AND PARKS AND RECREATION ACTIVITY GUIDE FLIPBOOKS FOR A THREE YEAR PERIOD AT A COST OF \$40,050.

Mr. Ryan moved, seconded by Mrs. Hendon, the adoption of Bill 4791 as an ordinance. The following vote was recorded on the motion:

AYE - 9

NAY - 0

Mrs. Stroker
Mr. Aubuchon
Mr. Ryan
Mr. Parkin
Mayor Robinson
Mr. Todd
Mr. Taylor
Mrs. Hendon
Mrs. Singleton

Bill 4791 was unanimously adopted as Ordinance 4676-19.

BILL 4792 CIVIC PLUS AGREEMENT	Mayor Robinson called for the second reading of Bill 4792 to authorize an agreement for website development and hosting services.
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Mr. Zimmerman stated legal changes have been made to the agreement.

Mr. Parkin moved, seconded by Mrs. Stroker, to amend Bill 4792 by substituting the revised agreement as Exhibit A. The motion passed unanimously.

There were no objections and Bill 4792, as amended, was read by title only:

AN ORDINANCE AUTHORIZING AN AGREEMENT WITH CIVIC PLUS, LLC FOR WEBSITE DEVELOPMENT AND HOSTING SERVICES AT A ONE-TIME COST OF \$29,750 AND MAINTENANCE FOR THREE YEARS AT AN ANNUAL COST OF \$7,250.

Mr. Todd moved, seconded by Mr. Taylor, the adoption of Bill 4792, as amended, as an ordinance. The following vote was recorded on the motion:

AYE - 9

NAY - 0

Mrs. Stroker
Mr. Aubuchon
Mr. Ryan
Mr. Parkin
Mayor Robinson
Mr. Todd
Mr. Taylor
Mrs. Hendon
Mrs. Singleton

Bill 4792, as amended, was unanimously adopted as Ordinance 4677-19.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

COUNCIL MEETING Mayor Robinson announced the next regular Council meeting will be held Wednesday, May 1, at 7:30 p.m. in the Council Chambers.

ADJOURNMENT There being no further business to come before the Council, the meeting was adjourned at 8:19 p.m.

Matthew G. Robinson - Mayor
City of Hazelwood, Missouri

ATTEST:

Christine Thomas, CMC - City Clerk
City of Hazelwood, Missouri