



WHERE COMMUNITY AND SPIRIT MEET®

**KIRKWOOD CITY COUNCIL
KIRKWOOD CITY HALL
April 2, 2015
7:00 p.m.**

Pursuant to notice of meeting duly given by the Mayor, the City Council convened on Thursday, April 2, 2015, at 7:00 p.m. at Kirkwood City Hall, 139 South Kirkwood Road, Kirkwood, Missouri. Present were Mayor McDonnell, Council Members Biedenstien, Griffin, Jaksetic, Luetzow, Sears, and Ward. Also in attendance were Chief Administrative Officer Russell Hawes, Assistant Chief Administrative Officer Georgia Ragland, City Clerk Betty Montaño, and City Attorney John Hessel.

PRESENTATIONS

NONE

INTRODUCTIONS AND RECOGNITIONS

NONE

PUBLIC HEARINGS

NONE

PUBLIC COMMENTS

NONE

CONSENT AGENDA

Motion was made by Council Member Griffin and seconded by Council Member Jaksetic to approve the Consent Agenda. It was requested that items d) and e) be pulled and placed at the end of the regular agenda. The Consent Agenda was unanimously approved.

- a) Approval of the March 19, 2015 City Council Meeting Minutes
- b) Resolution 38-2015, accepting the proposal of General Code/Sullivan Publication Division for recodification of the Kirkwood Municipal Code and Supplemental Services and authorizing the Mayor to enter into a contract (\$22,935)
- c) Resolution 39-2015, accepting the bid of Spencer Contracting Company for the Essex Substation Beautification and directing the Mayor to enter into a contract (\$140,373.38)
- d) Resolution 40-2015, accepting the proposal of Dickenson Hussman Architects for train station design and construction services and directing the Mayor to enter into a contract (\$34,950) ****Placed at the end of the agenda***



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- e) Resolution 41-2015, approving a contract amendment to Burns & McDonnell for construction period services for Essex Substation Engineering and Contract Management Services (\$37,100) ****Placed at the end of the agenda***
- f) Resolution 42-2015, accepting the bid of CTM Services, Inc. for an ice rink resurfacing machine and authorizing the issuance of a Purchase Order (\$99,020)

OLD BUSINESS

Bill 10407, vacating public utility easement rights in the northern twenty-five foot section of vacated East Maple Avenue right-of-way dedicated to the City of Kirkwood, Laclede Gas, Union Electric, Metropolitan St. Louis Sewer District, Southwestern Bell Telephone, their successors or assigns in Adele Place and part of Lot 4 of the Houser Estate Subdivision located in Section 36, Township 45 North, Range 5 East in the City of Kirkwood, St. Louis County, Missouri, was brought before the council. A discussion took place regarding a letter from AT&T that was included with the packet information. Staff will contact AT&T regarding such.

Roll Call Vote as Follows:

Council Member Biedenstein	“Yes”
Council Member Griffin	“Yes”
Council Member Jaksetic	“Yes”
Council Member Luetzow	“Yes”
Mayor McDonnell	“Yes”
Council Member Sears	“Yes”
Council Member Ward	“Yes”

The bill, having received majority approval of the council, was adopted and became Ordinance 10258.

Mayor McDonnell recused himself from the meeting because of a conflict of interest on the next two items.

Bill 10408, amending provisions of the City of Kirkwood Municipal Code, Appendix A – Zoning, to add Physical Fitness Facilities as a Special Use Permit category in the B-1 Neighborhood District, was brought before the council. A discussion took place.

Roll Call Vote as Follows:

Council Member Biedenstein	“Yes”
Council Member Griffin	“Yes”
Council Member Jaksetic	“Yes”



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Council Member Luetzow	“Yes”
Mayor McDonnell	Absent
Council Member Sears	“Yes”
Council Member Ward	“Yes”

The bill, having received majority approval of the council, was adopted and became Ordinance 10259.

Motion was made by Council Member Griffin and seconded by Council Member Biedenstein to bring Substitute Bill 10409 to the floor for consideration. The motion was unanimously approved.

Substitute Bill 10409, granting a Special Use Permit for a physical fitness facility (BARx Crossfit) on the property known at 12309 Old Big Bend Road subject to certain conditions, was brought before the council. Motion was made by Council Member Biedenstein and seconded by Council Member Jaksetic to suspend Robert’s Rule of Order to allow the petitioner to address the council. The motion was unanimously approved. A discussion took place.

Roll Call Vote as Follows:

Council Member Biedenstein	“Yes”
Council Member Griffin	“Yes”
Council Member Jaksetic	“Yes”
Council Member Luetzow	“Yes”
Mayor McDonnell	Absent
Council Member Sears	“Yes”
Council Member Ward	“Yes”

The bill, having received majority approval of the council, was adopted and became Ordinance 10260.

Mayor McDonnell rejoined the proceedings.

NEW BUSINESS

Bill 10410, appropriating \$6,500 from the Equitable Sharing Fund Balance to a Police Department Operating Account, accepting the proposal of the Public Agency Training Council and authorizing and directing the Mayor to enter into an agreement, was brought before the council. Motion was made by Council Member Jaksetic and seconded by Council Member Luetzow to accept the bill for first reading approval. The motion was unanimously approved.



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The bill received first reading approval and was held over.

Bill 10411, appropriating grant funds in the amount of \$3,000 received by the Police Department from Union Pacific for community service education regarding train safety, was brought before the council. Motion was made by Council Member Jaksetic and seconded by Council Member Biedenstein to accept the bill for first reading approval. The motion was unanimously approved.

The bill received first reading approval and was held over.

Bill 10412, appropriating \$120,000 from the Parks and Recreation Sales Tax Fund to Account #302-2001-600.75.07, Project #PR1504, accepting the proposal of Jacobs Engineering Group, Inc. in an amount not to exceed of \$145,600 for Phase Two Conceptual Design for the Kirkwood Community Center Feasibility Study and authorizing and directing the Mayor to enter into a contract, was brought before the council. Motion was made by Council Member Griffin and seconded by Council Member Luetzow to accept the bill for first reading approval. A discussion took place. It was requested that council receive the written scope of services. Staff will provide to the information to the council. The motion was unanimously approved.

The bill received first reading approval and was held over. Council Member Biedenstein was opposed and Council Member Jaksetic abstained.

CONSENT AGENDA ITEMS FOR DISCUSSION

Resolution 40-2015, accepting the proposal of Dickinson Hussman Architects in an amount not to exceed \$34,950 for Train Station Design and Construction Period Services and authorizing and directing the Mayor to enter into a contract, was brought before the council. Motion was made by Council Member Sears and seconded by Council Member Griffin to accept the resolution as read. A discussion took place.

Roll Call Vote as Follows:

Council Member Biedenstein	“No”
Council Member Griffin	“Yes”
Council Member Jaksetic	“Yes”
Council Member Luetzow	“Yes”
Mayor McDonnell	“Yes”
Council Member Sears	“Yes”
Council Member Ward	“Yes”



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Resolution 41-2015, approving a contract amendment in the amount not to exceed \$37,100 to Burns & McDonnell for Construction Period Services for Essex Substation Engineering and Contract Management Services, was brought before the council. Motion was made by Council Member Ward and seconded by Council Member Biedenstein to accept the resolution as read. A discussion took place.

Roll Call Vote as Follows:

Council Member Biedenstein	"No"
Council Member Griffin	"Yes"
Council Member Jaksetic	"Yes"
Council Member Luetzow	"Yes"
Mayor McDonnell	"Yes"
Council Member Sears	"Yes"
Council Member Ward	"Yes"

CITY COUNCIL REPORTS

NONE

CHIEF ADMINISTRATIVE OFFICER REPORTS

Mr. Hawes reported that the Clay Avenue bridge will be closed starting Monday, April 6th for two weeks for minor repairs and painting of the bridge. Detour signage will be put up.

Mr. Hawes reported that the City of Kirkwood received an Application for Temporary Outdoor Promotional Variance from the Alpine Shop, 440 N. Kirkwood Road, to hold their annual Spring Swap & Sale on Friday, April 24, 2015 from 7:00 p.m. to 11:00 p.m., Saturday, April 25, 2015 and Sunday, April 26, 2015 during regular store hours. The request is also to include a tent going up Friday, April 17, 2015 and coming down on Wednesday, April 29, 2015. Motion was made by Council Member Jaksetic and seconded by Council Member Biedenstein to approve the application. The motion was unanimously approved.

CITY CLERK REPORT

Mrs. Montañó thanked the council for passing Resolution 38-2015.

CITY ATTORNEY REPORT

Mr. Hessel had nothing to report.



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ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned. The next regular council meeting is scheduled for April 16, 2015, at 7:00 p.m.

Betty Montañó, MMC/MPCC
City Clerk

Approved: April 16, 2015