



WHERE COMMUNITY AND SPIRIT MEET®

**KIRKWOOD CITY COUNCIL
KIRKWOOD CITY HALL
April 16, 2015
7:00 p.m.**

Pursuant to notice of meeting duly given by the Mayor, the City Council convened on Thursday, April 16, 2015, at 7:00 p.m. at Kirkwood City Hall, 139 South Kirkwood Road, Kirkwood, Missouri. Present were Mayor McDonnell, Council Members Biedenstein, Griffin, Jaksetic, Luetzow, Sears, and Ward. Also in attendance were Chief Administrative Officer Russell Hawes, Assistant Chief Administrative Officer Georgia Ragland, City Clerk Betty Montaña, and City Attorney John Hessel.

PRESENTATIONS

Mayor McDonnell, Human Rights Commission Chair Darnel Frost, and members of the Human Rights Commission presented the annual essay contest winners with certificates. The order of essay contest winners is as stated below:

- 1st Place:** Elia Taffa
- 2nd Place:** Daniel Stobbe
- 3rd Place:** Annabel Dolan
- Honorable Mention:** Kendrick Loving

Mayor McDonnell presented the Arbor Day Proclamation to David Slane with the Kirkwood Urban Forestry Commission. David Slane presented the Annual Report of the Urban Forestry Commission.

INTRODUCTIONS AND RECOGNITIONS

Chief of Police Jack Plummer presented the Chief's Commendation Awards to Officers Bob Bruhy and Jimmie Patterson for their assistance in helping apprehend criminals and solve two major crimes.

PUBLIC HEARINGS

NONE

PUBLIC COMMENTS

NONE



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CONSENT AGENDA

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

- a) Approval of the April 2, 2015 City Council Meeting Minutes
- b) Resolution 43-2015, transferring funds from various Water Department Accounts to balance the 2015 Water Department Budget (\$59,068)
- c) Resolution 44-2015, adopting the St. Louis Regional All-Hazard Mitigation Plan 2015-2020
- d) Resolution 45-2015, accepting the bid of Kelpo Contracting, Inc. for the 2016 concrete street reconstruction project and directing the Mayor to enter into a contract (Not To Exceed \$987,000) ***Moved to the end of the agenda***
- e) Resolution 46-2015, accepting the bid of Emergency Service Supply for an Emergency Medical Care Ambulance and directing the issuance of a Purchase Order (\$242,465)

OLD 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.

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 10261.

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.



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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 10262.

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. 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	“Yes”
Council Member Sears	“Yes”
Council Member Ward	“Yes”

The bill, having received majority approval of the council, was adopted and became Ordinance 10263.

NEW BUSINESS

Bill 10413, appropriating donations for the Urban Forestry Commission in the amount of \$450.00 from the Donations Revenue Account to the Urban Forestry Account, 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.



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Bill 10414, amending and readopting the provisions of Appendix E, “Personnel Rules and Regulations” of the Kirkwood Code of Ordinances, was brought before the council. Motion was made by Council Member Griffin and seconded by Council Member Ward to accept the bill for first reading approval. A discussion took place. Council Member Biedenstein requested that the Bill be consistent in wording, such as in sections where “he” was changed to “he/she”. The motion was unanimously approved.

The bill received first reading approval and was held over.

Bill 10415, appropriating \$22,030 from the General Fund (Fund Balance) to the Other Professional Account for the Sewer Lateral Program, 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. The motion was unanimously approved.

The bill received first reading approval and was held over.

Bill 10416, appropriating \$16,877 from the General Fund (Fund Balance) to the Engineering Department Salary Account, was brought before the council. Motion was made by Council Member Ward and seconded by Council Member Jaksetic to accept the bill for first reading approval. The motion was unanimously approved.

The bill received first reading approval and was held over.

Bill 10417, amending the Kirkwood Code of Ordinances, Chapter 2, Article VI. Divisions 1-7, “Purchasing”, was brought before the council. Motion was made by Council Member Griffin and seconded by Council Member Biedenstein to accept the bill for first reading approval.

Motion was made by Council Member Luetzow and seconded by Council Member Biedenstein to amend the Bill by amending Section 2-420 by adding after “thereof”, “over the entire term of the contract, including options that are available to either party”. And by amending Section 2-443 by adding after “contractual services”, “when the extended cost thereof over the entire term of the contract, including options that are available to either party shall be less than”. The motion to amend the bill failed with Council Members Biedenstein, Jaksetic and Luetzow in favor and Council Members Griffin, Sears, Ward and Mayor McDonnell opposed.

The bill received first reading approval and was held over. Council Members Biedenstein and Luetzow were opposed.



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CONSENT AGENDA ITEMS FOR DISCUSSION

Resolution 45-2015, accepting the bid of Kelpo Contracting, Inc. in the not to exceed amount of \$987,000 (which includes a contingency of \$89,727.25) for the 2016 Concrete Street Reconstruction for the Public Services Department and authorizing and directing the Mayor to enter into a contract, was brought before the council. Motion was made by Council Member Biedenstein and seconded by Council Member Luetzow to accept the resolution as read. 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	“Yes”
Council Member Sears	“Yes”
Council Member Ward	“Yes”

CITY COUNCIL REPORTS

Council Member Jaksetic stated that she appreciated the Chief’s Commendation Awards being done at the council meeting and hoped that future presentations would occur at council meetings.

Mayor McDonnell announced that he had the privilege of presenting a proclamation to Peg Sharp for her 105th Birthday this past weekend.

Council Member Sears passed around a photo of himself standing the amphitheater this past week in the last City that Chief Administrative Russell Hawes managed.

CHIEF ADMINISTRATIVE OFFICER REPORTS

Mr. Hawes had nothing to report.

CITY CLERK REPORT

Mrs. Montañó read the report of the April 15, 2015 Planning & Zoning Commission Meeting. The following action took place:

1. Recommended approval of rezoning 1015 North Woodlawn Avenue from R-4 to B-3 and a Site Plan approved for a parking lot; recommended an amendment to the Special Use Permit for Sugar Creek Gardens at 1011 North Woodlawn Avenue; recommended approval of a Special Use Permit for a restaurant with a drive-thru and outdoor seating and Site Plan for a new building for Starbucks at 10300



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Manchester Road. Prior to proceeding to City Council, a revised site plan is required that reflects conditions of approval.

2. Received a presentation from Mark Winfield to amend the Special Use Permit for Winfield's Gathering Place at 10312 Manchester Road to construct a patio for additional outdoor seating. A Subcommittee consisting of Ms. Coronado, Mr. Frick, and Mr. Mallinckrodt was appointed.
3. The motion to amend the Zoning Code to require the City Council to take action on all Site Plan Reviews was unanimously approved.

Mrs. Montaña also reported that the City of Kirkwood hosted the Eastern Division monthly City Clerk meeting today.

CITY ATTORNEY REPORT

Mr. Hessel had nothing to report.

ADJOURNMENT

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

Betty Montaña, MMC/MPCC
City Clerk

Approved: May 7, 2015