



WHERE COMMUNITY AND SPIRIT MEET®

**KIRKWOOD CITY COUNCIL
KIRKWOOD CITY HALL
November 17, 2016
7:00 p.m.**

Pursuant to notice of meeting duly given by the Mayor, the City Council convened on Thursday, November 17, 2016, at 7:00 p.m. at Kirkwood City Hall, 139 South Kirkwood Road, Kirkwood, Missouri. Present were Mayor Griffin, Council Members Duwe, Edman, Luetzow, Sears, Ward, and Zimmer. 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

Mayor Griffin recessed the meeting for the purpose of conducting a public hearing regarding a request to amend the Special Use Permit and Site Plan for the restaurant at 10310 and 10312 Manchester Road to expand the outdoor seating area. Mr. Hessel entered the following exhibits into the record: an Affidavit of Publication in the St. Louis Countian on November 1, 2016, as Exhibit 1; an Affidavit of Publication in the Webster Kirkwood Times on November 4, 2016, as Exhibit 2; a list of property owners who were sent notice of the public hearing, as Exhibit 3; an aerial view map showing the subject property and the properties that were notified of the hearing, as Exhibit 4; the report of the Planning and Zoning Commission dated October 20, 2016, as Exhibit 5; the Planning and Zoning Commission Subcommittee Report dated October 19, 2016, as Exhibit 6; and the Kirkwood Code of Ordinances as Exhibit 7.

City Planner Jonathan Raiche presented information pertaining to the request. Some of the items presented are as follows:

- The proposal is for use in the current tenant's space under its Special Use Permit, which permits twelve tables and twenty-nine chairs for outdoor seating.
- The proposal is to build a 600 square foot deck that would be located in the existing courtyard.
- The proposal would have additional parking to the rear of the building. The parking requirements are met for this location. There will be a partnership with Sugar Creek Gardens and Kirkwood Electric to share access to the additional parking.



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- The existing stairwell to the lower level will be unaltered, except for a security gate being installed at the top.
- The proposal for the lower level is to remove the tree, excavate the area and install a concrete patio.

The bill will be placed on the December 1, 2016 agenda for first reading consideration.

PUBLIC COMMENTS

NONE

CONSENT AGENDA

Motion was made by Council Member Ward and seconded by Council Member Zimmer to approve the Consent Agenda. It was requested that items h) and k) be removed and placed at the end of the agenda for further discussion. The Consent Agenda was unanimously approved.

- a) Approval of the November 3, 2016 City Council Meeting Minutes
- b) Resolution 144-2016, accepting the bid of Fletcher-Reinhardt Co., for fiberglass utility poles for the Electric Department and directing the issuance of a Purchase Order (\$19,120)
- c) Resolution 145-2016, transferring funds, accepting the bid of Excel Utility Contractors for the Woodlawn Avenue Water Main Replacement and directing the Mayor to enter into a contract (not to exceed \$278,093)
- d) Resolution 146-2016, accepting the bid of Black & McDonald for transmission system Lakeshire 79 upgrades for the Electric Department and directing the Mayor to enter into a contract (not to exceed \$88,067)
- e) Resolution 148-2016, accepting the proposal of Survalent Technology Corporation as the most qualified for a new Substation Control and Data Acquisition System for the Electric Department and directing the issuance of a Purchase Order (not to exceed \$201,756)
- f) Resolution 150-2016, accepting the bid of Wesco for horizontal group-operated loadbreak switches for the Electric Department and directing the issuance of a Purchase Order (\$17,645)
- g) Resolution 151-2016, accepting the bid of Black & McDonald for distribution system upgrades to Circuit 8 for the Electric Department and directing the Mayor to enter into a contract (not to exceed \$312,382)
- h) Resolution 152-2016, accepting the bid of Wright Tree Service, Inc. for tree trimming services for the Electric Department for 1 year with an option to renew annually for 4 years and directing the Mayor to enter into a contract (rates as listed on the bid tab sheet) ****Removed and placed at the end of the agenda***



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- i) Resolution 153-2016, accepting the proposal of Payken Consulting, LLC as the most qualified for TAP 5502 (607) South Kirkwood Road-Nipher Middle School SRTS Project right-of-way negotiation services and directing the Mayor to enter into a contract (not to exceed \$22,000)
- j) Resolution 154-2016, transferring funds, accepting the proposal of Payken Consulting, LLC as the most qualified for CMAQ 5502 (605) Kirkwood Signal Optimization Project right-of-way negotiation services and directing the Mayor to enter into a contract (not to exceed \$85,140)
- k) Resolution 155-2016, approving payment to John T. Stricker Grading and Seeding for sod restoration on Gill Avenue and Orrick Avenue (\$10,820) ****Removed and placed at the end of the agenda***

OLD BUSINESS

Bill 10519, granting a Special Use Permit Amendment for a restaurant at 119 North Kirkwood Road and a portion of the property at 121 North Kirkwood Road, subject to certain conditions, was brought before the council.

Roll Call Vote as Follows:

Council Member Duwe	“Yes”
Council Member Edman	“Yes”
Mayor Griffin	“Yes”
Council Member Luetzow	“Yes”
Council Member Sears	“Yes”
Council Member Ward	“Yes”
Council Member Zimmer	“Yes”

The bill, having received majority approval of the council, was adopted and became Ordinance 10367.

NEW BUSINESS

Bill 10520, approving a petition requesting the creation of the Kirkwood Square Community Improvement District; establishing the District as a Political Subdivision of the State of Missouri; approving the appointment of the initial Board of Directors of the District; and directing the City Clerk to notify the Missouri Department of Economic Development of the creation of the District, was brought before the council. Motion was made by Council Member Ward and seconded by Council Member Duwe 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 10521, enabling the City of Kirkwood, Missouri, to join the Missouri Clean Energy District pursuant to Sections §67.2800 to §67.2835, inclusive, RSMO., the “Property Assessed Clean Energy Act,” and stating the terms under which the City will conduct activities within the City as a Member of such District, was brought before the council. Motion was made by Council Member Duwe and seconded by Council Member Zimmer to accept the bill for first reading approval. The motion was unanimously approved.

The bill received first reading approval and was held over.

Bill 10522, appropriating \$45,050 from the Equitable Sharing Fund Balance to Account #205-1201-429.75.05, accepting the proposal of Ti Training Corp. in the amount of \$45,050 for Portable Use of Force Training Simulator for the Police Department and authorizing and directing the Mayor to enter into a contract, was brought before the council. Motion was made by Council Member Ward and seconded by Council Member Luetzow to accept the bill for first reading approval. A discussion took place. Electric Director Mark Petty provided the City Council with information advising that the automated electric meters are very safe for customers. The motion was unanimously approved.

The bill received first reading approval and was held over.

Resolution 147-2016, accepting the bid of Vision Metering in the amount of \$28,350 for K-Base Adapters for the Electric Department and authorizing and directing the issuance of a Purchase Order, was brought before the council. Motion was made by Council Member Zimmer and seconded by Council Member Luetzow to accept the Resolution as read. A discussion took place.

Roll Call Vote as Follows:

Council Member Duwe	“Yes”
Council Member Edman	“Yes”
Mayor Griffin	“Yes”
Council Member Luetzow	“Yes”
Council Member Sears	“Yes”
Council Member Ward	“Yes”
Council Member Zimmer	“Yes”

Resolution 149-2016, transferring \$548,244 between two Electric Department Project Accounts to Mobilization Costs associated with the Metering Infrastructure Project by completing the project in June 2017, was brought before the council. Motion was made by Council Member Luetzow and seconded by Council Member Edman to accept the Resolution as read. A discussion took place.



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Roll Call Vote as Follows:

Council Member Duwe	“Yes”
Council Member Edman	“Yes”
Mayor Griffin	“Yes”
Council Member Luetzow	“Yes”
Council Member Sears	“Yes”
Council Member Ward	“Yes”
Council Member Zimmer	“Yes”

CONSENT AGENDA ITEMS FOR DISCUSSION

Resolution 152-2016, accepting the bid of Wright Tree Service, Inc., at the rates listed on the bid tab sheet (a copy of which is attached hereto and incorporated by reference herein) for Tree Trimming Services for the Electric Department for a term of one year with the option to renew annually for four years 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 Ward to accept the Resolution as read. A discussion took place.

Roll Call Vote as Follows:

Council Member Duwe	“Yes”
Council Member Edman	“Yes”
Mayor Griffin	“Yes”
Council Member Luetzow	“Yes”
Council Member Sears	“Yes”
Council Member Ward	“Yes”
Council Member Zimmer	“Yes”

Resolution 155-2016, approving payment of \$10,820 to John T. Stricker Grading and Seeding for Sod Restoration on Gill Avenue and Orrick Avenue, was brought before the council. Motion was made by Council Member Sears and seconded by Council Member Zimmer to accept the Resolution as read. A discussion took place.

Roll Call Vote as Follows:

Council Member Duwe	“Yes”
Council Member Edman	“Yes”
Mayor Griffin	“Yes”
Council Member Luetzow	“Yes”
Council Member Sears	“Yes”



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Council Member Ward
Council Member Zimmer

“Yes”
“Yes”

CITY COUNCIL REPORTS

Council Member Luetzow reported that the Board of Adjustment will conduct a special meeting on Monday, November 28th at 7:00 p.m. to continue discussion of Vianney’s variance request.

CHIEF ADMINISTRATIVE OFFICER REPORT

Mr. Hawes reported that the City of Kirkwood received a request from the Kirkwood Optimist Club to operate a fundraising Christmas Tree Lot at North Middle School. Motion was made by Council Member Ward and seconded by Council Member Luetzow to approve the request. The request was unanimously approved.

CITY ATTORNEY REPORT

Mr. Hessel had nothing to report.

CITY CLERK REPORT

Mrs. Montaño 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 December 1, 2016, at 7:00 p.m.

Betty Montaño, MMC/MPCC
City Clerk

Approved: December 1, 2016