



WHERE COMMUNITY AND SPIRIT MEET®

**KIRKWOOD CITY COUNCIL
KIRKWOOD CITY HALL
December 1, 2016
7:00 p.m.**

Pursuant to notice of meeting duly given by the Mayor, the City Council convened on Thursday, December 1, 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 Montañó, and City Attorney John Hessel.

PRESENTATIONS

Deanna Jones, City Clerk with the City of Berkeley and the Chair of the Missouri City Clerks and Finance Officers Association PR Committee, recognized Deputy City Clerk Laurie Ashe on receiving the IIMC Certified Municipal Clerk designation. It takes a lot of hard work including focus on education and commitment to the responsibilities that are part of the City Clerk's Office to receive the CMC designation. Ms. Ashe received a standing ovation.

INTRODUCTIONS AND RECOGNITIONS

NONE

PUBLIC HEARINGS

NONE

PUBLIC COMMENTS

1. David Mulcahy, 17 Forest Glen, spoke in regards to the Vianney baseball field. Would like a change of the Vianney School from a Permitted Use to a Special Use.
2. David Powell, 80 Forest Glen, spoke in regards to the pedestrian crosswalk lights on South Geyer Road. Unsure if the color yellow helps to slow and stop vehicles and asks if the lights could be changed to red.

CONSENT AGENDA

Motion was made by Council Member Ward and seconded by Council Member Duwe to approve the Consent Agenda. It was requested that item f) be pulled and placed at the end of the agenda for further discussion. The Consent Agenda was unanimously approved.

- a) Approval of the November 17, 2016 City Council Meeting Minutes



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- b) Resolution 156-2016, transferring funds, accepting the proposal of Brady Construction, Inc. for the Aquatic Center slide bridge and tower platform repair and directing the Mayor to enter into a contract (not to exceed \$68,056)
- c) Resolution 157-2016, accepting the bid of First Student for bus transportation for Parks and Recreation Department and directing the Mayor to enter into a contract for one year with the option to renew (rates listed in bid sheet)
- d) Resolution 158-2016, amending Resolution 22-2016 by increasing the amount of the contract with Planning Design Studio for Fillmore Park Construction Period Services (change not to exceed amount to \$85,975)
- e) Resolution 160-2016, accepting and approving the City of Kirkwood Deferred Compensation Restated Plan Document effective January 1, 2017
- f) Resolution 161-2016, authorizing a contract amendment to be issued to JW Fuller Construction, LLC for Firehouses 1 and 3 surface repairs and painting for the Facilities Operations Department (not to exceed \$51,378) ****Pulled and placed at the end of the agenda***

OLD 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.

Roll Call Vote as Follows:

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

The bill, having received majority approval of the council, was adopted and became Ordinance 10368.

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.



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Roll Call Vote as Follows:

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

The bill, having received majority approval of the council, was adopted and became Ordinance 10369.

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. A discussion took place.

Roll Call Vote as Follows:

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

The bill, having received majority approval of the council, was adopted and became Ordinance 10370.

NEW BUSINESS

Bill 10523, granting a Special Use Permit Amendment for a restaurant with outdoor seating and approving the Site Plan on the property known as 10310/10312 Manchester Road subject to certain conditions, 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. The motion was unanimously approved.

The bill received first reading approval and was held over.



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Bill 10524, vacating a 158' x 5' utility easement at 1035 North Kirkwood Road as recorded in Book 363, Page 310, St. Louis County, Missouri, was brought before the council. Motion was made by Council Member Sears 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.

Bill 10525, providing for the continuation of a sales tax in the amount of one-half of one percent for the purpose of funding Capital Improvements and calling an election on the question of whether to continue to impose such sales tax; designating the time of holding said election; and authorizing and directing the City Clerk to give notice of said election, was brought before the council. Motion was made by Council Member Zimmer 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 10526, appropriating \$19,507 from the Equitable Sharing Fund Balance to Account #205-1201-429.75.05 for the purchase of 90 Sig Sauer P320 Pistols for the Police Department, 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. The motion was unanimously approved.

The bill received first reading approval and was held over.

Bill 10527, appropriating \$146,150 from the Park Sales Tax Fund Reserves to Account #302-2001-600.75.04, Project #PR1701, accepting the bid of Nutoys Leisure Products, Inc. in the amount of \$175,077 (pursuant to HGACBuy Cooperative Contract) for playground equipment for Fillmore Park 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 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 10528, 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 Ward and seconded by Council Member Zimmer to accept the bill for first reading approval. A discussion took place. The motion was unanimously approved.



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The bill received first reading approval and was held over.

Bill 10529, appropriating \$312,382 from the Electric Fund to the Circuit Upgrades Account, Project #EL1701 for Distribution System Upgrades to Circuit 8 for the Electric Department, 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.

Resolution 159-2016, transferring funds in the amount of \$58,000 from Account #301-1401-600.75.14 to Account #302-2001-600.75.04 (Park Improvements), Project #PR1701, accepting the bid of Ideal Landscaping Group, Inc. in the amount not to exceed of \$533,098 (which includes a contingency of \$25,000) for Fillmore Park Implementation 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 Luetzow to accept the Resolution as read. A discussion took place.

Roll Call Vote as Follows:

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

CONSENT AGENDA ITEMS FOR DISCUSSION

Resolution 161-2016, authorizing a contract amendment to be issued to JW Fuller Construction, LLC for an amount not to exceed \$51,378 (includes \$8,563 contingency) for Firehouse 1 and 3 surface repairs and painting for the Facilities Operations Department, 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 Edman	“Yes”
Mayor Griffin	“Yes”
Council Member Luetzow	“Yes”



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Council Member Sears	“Yes”
Council Member Ward	“Yes”
Council Member Zimmer	“Yes”
Council Member Duwe	“Yes”

CITY COUNCIL REPORTS

Mayor Griffin reported that the Kirkwood High Pioneers football team and Vianney both won the Football State Championship in their classes. The Kirkwood School District, along with support from the City of Kirkwood, will be holding a pep rally for the Kirkwood High Pioneers on Saturday, December 3rd at 2 p.m. at Station Plaza.

Council Member Sears commended staff and all those involved in drafting the new Purchasing Ordinance.

Council Member Luetzow thanked staff for the new Purchasing Ordinance and reported that the Board of Adjustment will hold another special meeting on Monday, December 5th at 7 p.m. to continue discussion of Vianney’s variance request.

CHIEF ADMINISTRATIVE OFFICER REPORT

Mr. Hawes reported that the City of Kirkwood received a Liquor License Application to sell intoxicating liquor by the drink, plus Sundays, for Kirkwood Brewhouse, 10312 Manchester Road. Motion was made by Council Member Ward and seconded by Council Member Sears to approve the request. The request was unanimously approved.

CITY ATTORNEY REPORT

Mr. Hessel had nothing to report.

CITY CLERK REPORT

Mrs. Montañó 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 15, 2016, at 7:00 p.m.

Betty Montañó, MMC/MPCC
City Clerk

Approved: December 15, 2016