



WHERE COMMUNITY AND SPIRIT MEET*

**KIRKWOOD CITY COUNCIL
KIRKWOOD CITY HALL
OCTOBER 4, 2018
7:00 p.m.**

Pursuant to notice of meeting duly given by the Mayor, the City Council convened on Thursday, October 4, 2018, at 7:00 p.m. at Kirkwood City Hall, 139 South Kirkwood Road, Kirkwood, Missouri. Present were Mayor Griffin, Council Members Duwe, Edman, Luetzow, Ward, Wurtz, and Zimmer. Also in attendance were Chief Administrative Officer Russell Hawes, Assistant Chief Administrative Officer Georgia Ragland, City Clerk Laurie Asche, Deputy City Clerk Fredrick Doss, and City Attorney John Hessel.

**INTRODUCTIONS AND RECOGNITIONS
NONE**

**PRESENTATIONS
NONE**

**PUBLIC HEARINGS
NONE**

**PUBLIC COMMENTS
NONE**

CONSENT AGENDA

Motion was made by Council Member Zimmer and seconded by Council Member Luetzow to approve the Consent Agenda. The Consent Agenda was unanimously approved.

- a) Approval of the September 20, 2018 City Council Meeting Minutes
- b) Resolution 154-2018, accepting the proposal of Donohue & Associates for 2018 Water Main Replacement Design and Bid Period Services for Grand Avenue and authorizing and directing the Mayor to enter into a contract (not to exceed \$50,850)
- c) Resolution 155-2018, transferring funds from the Purchased Professional Services/Legal Account to the Capital Expenditures/Building and Site Improvement Account for the purchase of a water heater for the Ice Rink (\$10,800)
- d) Resolution 156-2018, accepting the bid of Metro Electric Supply for LED lights and light shields for a term of one year with an option to renew annually thereafter for an additional four one-year terms and authorizing



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- e) and directing the Mayor to enter into a contract (at the unit price listed on the bid tab sheet)
- f) Resolution 157-2018, accepting the proposal of CMT for 2018 Water Main Replacement Design and Bid Period Services for Geyer Avenue and Dougherty Ferry Road and authorizing and directing the Mayor to enter into a contract (not to exceed \$140,000)

UNFINISHED BUSINESS

Bill 10676, changing the zoning of a portion of 421 Emmerson Avenue from R-1 Single-Family Residential District to R-3 Single-Family Residential District and a portion of 2017 Lily Avenue from R-3 to R-1 and directing such change in the Zoning District map, was brought before the council.

Roll Call:

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

The bill, having received majority approval of the council, was adopted and became Ordinance 10521.

Bill 10677, granting a Special Use Permit for a convenience store (candy shop) at 108 North Kirkwood Road subject to certain conditions, was brought before the council.

Roll Call:

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

The bill, having received majority approval of the council, was adopted and became Ordinance 10522.



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Bill 10678, appropriating \$10,000 from the Equitable Sharing Fund Balance to the Capital Expenditures/Building/Site Improvements Account for the conversion of the Police Dispatch Center, was brought before the council.

Roll Call:

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

The bill, having received majority approval of the council, was adopted and became Ordinance 10523.

Bill 10679, appropriating \$9,000 from the Fund Balance Reserves to Account #203-5501-465.31.10 for the E-Cab Program for the Downtown Special Business District, was brought before the council.

Roll Call:

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

The bill, having received majority approval of the council, was adopted and became Ordinance 10524.

Bill 10680, appropriating \$7,636 from the Equitable Sharing Fund Balance to Account #205-1201-429.75.05 for the purchase of traffic counters for the Police Department, was brought before the council.

Roll Call:

Mayor Griffin	“Yes”
Council Member Ward	“Yes”
Council Member Wurtz	“Yes”



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Council Member Luetzow	“Yes”
Council Member Duwe	“Yes”
Council Member Edman	“Yes”
Council Member Zimmer	“Yes”

The bill, having received majority approval of the council, was adopted and became Ordinance 10525.

NEW BUSINESS

Bill 10681, granting a Special Use Permit amendment and amended Site Plan approval for a restaurant with drive-through and outdoor uses in conjunction with said restaurant use at 951 S. Kirkwood Road subject to certain conditions, was brought before the council. Motion was made by Council Member Edman and seconded by Council Member Ward to accept the bill for first reading approval. The motion was unanimously approved.

Motion was made by Council Member Edman and seconded by Council Member Luetzow to amend the bill by amending Section 1, Condition #10 to include the following, “Said revised landscape plan shall also include reducing the Grolow Sumac plantings to accommodate one evergreen shrub in the northeast planter area (landscape island) and three evergreen shrubs in the southeast planter area (landscape island). Said evergreen shrubs shall be a minimum of 18 inches in height when planted. Said revised landscape plan shall also omit the original requirement to plan liriopae. All areas designated as liriopae beds shall be mulched and maintained weed free.” The motion to amend was unanimously approved.

Motion was made by Council Member Edman and seconded by Council member Luetzow to amend the bill by amending Section 1, Condition #11 to read, “The three river birch shall be replanted with spacing as indicated on the proposed plan with satisfactory inspect by the City.” A discussion took place. The motion to amend was unanimously approved.

Motion was made by Council Member Edman and seconded by Council Member Duwe to amend the bill by amending Section 1, by adding Condition #23 to read, “Two signs indicating ‘Pick-up only. No orders taken’ shall be installed. One of said signs shall be located near the northwest corner of the building and one shall be located near the southwest corner of the building. Said signs shall be submitted to the Architectural Review Board for review.” A discussion took place. Motion was made by Council Member Luetzow and seconded by Council Member Ward to Suspend Robert’s Rule of Order to allow the petitioner to address the council. The motion was unanimously approved. A discussion took place. The motion to amend the bill was withdrawn.



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Motion was made by Council Member Edman and seconded by Council Member Duwe to amend the bill by amending Section 1, by adding Condition #23 to read, "Two signs indicating 'Window for pick-up only. No orders taken' shall be installed. One of said signs shall be located near the northwest corner of the building and one shall be located near the southwest corner of the building. Said signs shall be submitted to the Architectural Review Board for review." A discussion took place. The motion to amend was unanimously approved.

A substitute bill will be drafted to include language pertaining to traffic hazards and congestion, giving the City Council authorization to revoke the drive-thru pick-up window if these issues arise.

The bill received first reading approval and was held over.

Resolution 153-2018, granting a one year extension to the approval of Resolution 129-2017 granting Site Plan approval for a building addition and parking lot expansion on the property known as 204 South Clay Ave subject to certain conditions, was brought before the council. Motion was made by Council Member Edman and seconded by Council Member Wurtz to accept the Resolution as read. A discussion took place.

Roll Call:

Mayor Griffin	"Yes"
Council Member Ward	"Yes"
Council Member Wurtz	"Yes"
Council Member Luetzow	"Yes"
Council Member Duwe	"Yes"
Council Member Edman	"Yes"
Council Member Zimmer	"Yes"

CONSENT AGENDA ITEMS FOR DISCUSSION
NONE

CITY COUNCIL REPORTS

Mayor Griffin recognized Kirkwood School Board Member Angie Bernadri who was in attendance.

Mayor Griffin reported the following:

- Hands on Kirkwood is Saturday, October 6th, starting at 8:00 a.m. at Kirkwood Baptist Church.
- The open house at the Police Department is Saturday, October 6th from 10:00 a.m. to 2:00 p.m.



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- An open house at Greentree Park is on Sunday, October 7th from 1:00 p.m. to 2:30 p.m. for the new prairie trail.

Council Member Luetzow stated that the Greentree Park prairie trail is a nice use of the area.

CHIEF ADMINISTRATIVE OFFICER REPORT

Mr. Hawes reported that the City of Kirkwood received an Application for Temporary Outdoor Promotional Variance from the Alpine Shop, 440 N. Kirkwood Road, for a Semi-Annual Swap and Sale October 19th from 6:00 p.m. to 10:00 p.m., October 20th from 10:00 a.m. to 9:00 p.m., and October 21st from 11:00 a.m. to 6:00 p.m. Motion was made by Council Member Ward and seconded by Council Member Zimmer to approve the application. The motion was unanimously approved.

CITY ATTORNEY REPORT

Mr. Hessel reported that Vianney filed an appeal.

CITY CLERK REPORT

Ms. Asche read the report of the October 3, 2018 Planning and Zoning Commission. The following action took place:

1. The Commission recommended approval of amendments to the Zoning Code as it pertains to the addition of a frontage occupation requirement in the B-1, B-2, B-4, B-5, and I-1 Districts. A public hearing will be scheduled.
2. The Commission recommended approval of amendments to the Zoning Code regarding front yard area requirements in the B-1, B-2, B-4, B-5, and I-1 districts and to the Definition section of the Zoning Code. A public hearing will be scheduled.
3. Parks and Recreation Director Murray Pounds presented the plans for the new Performing Arts Center.

The next meeting will be held on October 17 at 7 p.m., at which meeting there will be a public hearing for a Preliminary B4 Development Plan for multiple uses at 10461 Manchester Road submitted by Nolan Real Estate Interests LLC.

Ms. Asche reported that the City Clerk's Office received a Destruction of Records Form from the Police Department. The form will be filed with the approved October 4th council meeting minutes.



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ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 7:45 p.m. The next regular council meeting is scheduled for October 18, 2018, at 7:00 p.m.

Laurie Asche, CMC/MRCC
City Clerk

Approved: October 18, 2018