



WHERE COMMUNITY AND SPIRIT MEET®

**KIRKWOOD CITY COUNCIL
KIRKWOOD CITY HALL
AUGUST 2, 2018
7:00 p.m.**

Pursuant to notice of meeting duly given by the Mayor, the City Council convened on Thursday, August 2, 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 Betty Montañó, and City Attorney John Hessel.

INTRODUCTIONS AND RECOGNITIONS

NONE

PRESENTATIONS

NONE

PUBLIC HEARINGS

NONE

PUBLIC COMMENTS

1. Bob Sutton, 1211 Evans, questioned who controls the contractors for home development. Chief Administrative Officer Russell Hawes took Mr. Sutton's contact information and will contact him regarding his question.
2. John Michener, 520 S. Crescent Drive, asks the City to repave Crescent Drive since the water main has been replaced.
3. Terri Fulton, 515 N. Crescent Drive, asks the City to repave Crescent Drive.
4. Sandy Lusk, 506 N. Crescent Drive, asks the City to repave Crescent Drive.
5. Nikki Difani, 1905 Westview, opposed to Bill 10645 regarding side yard setbacks in the R-3 Zoning District.
6. Taylor Hunt, 308 E. Adams, opposed to Bill 10645 regarding side yard setbacks in the R-3 Zoning District.
7. Mike Wamble, 515 S. Crescent Drive, asks the City to repave Crescent Drive.

CONSENT AGENDA

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

- a) Approval of the July 19, 2018 City Council Meeting Minutes



WHERE COMMUNITY AND SPIRIT MEET®

- b) Resolution 130-2018, accepting the bid of Dave Sinclair Ford (pursuant to MoDOT Cooperative Contract) for the purchase of a Ford F550 with 11' Dump
- c) Body for the Street Department and authorizing and directing the Director of Procurement to issue a Purchase Order (\$44,651)
- d) Resolution 135-2018, transferring funds from multiple accounts to the Professional Services Account for the Water Department (\$17,683)

UNFINISHED BUSINESS

Bill 10661, amending Ordinance 10545 by increasing the contract amount with Black and McDonald for the Distribution System Circuit 30 Upgrades for the Electric Department by \$10,548 for a not to exceed amount of \$216,644, was brought before the council.

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

The bill, having received majority approval of the council, was adopted and became Ordinance 10506.

Bill 10662, appropriating \$24,090,269 from the Reserves/Trustee Fund to the Capital Expenditure/Building and Site Improvement Account, Project #PR1911 for the bonds received for the Performing Arts Center and Community Center projects, was brought before the council.

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

The bill, having received majority approval of the council, was adopted and became Ordinance 10507.

NEW BUSINESS

Bill 10645, amending the provisions of the Municipal Code, Appendix A – Zoning, regarding Side Yard Setbacks in the R-3 Single Family Residential District, was brought



WHERE COMMUNITY AND SPIRIT MEET®

before the council. Motion was made by Council Member Edman and seconded by Council Member Luetzow to accept the bill for first reading approval. A discussion took place.

Motion was made by Council Member Wurtz and seconded by Council Member Luetzow to table the bill. The motion to table was unanimously approved.

The bill was tabled.

Bill 10663, granting a Special Use Permit for a motor vehicle repair (major) use at 902 S. Kirkwood Road, subject to certain conditions, was brought before the council. Motion was made by Council Member Ward and seconded by Council Member Edman to accept the bill for first reading approval. A discussion took place.

Motion was made by Council Member Luetzow and seconded by Council Member Duwe to suspend Robert's Rules of Order to allow the petitioner to address the council. The motion was unanimously approved. Tommy Davis, owner of Venture Off-Road, addressed the council.

Motion was made by Council Member Duwe and seconded by Council Member Zimmer to continue the bill to August 16, 2018. The motion was unanimously approved. A substitute bill will be prepared prior to the August 16, 2018 meeting.

The bill was continued to August 16, 2018.

Bill 10664, authorizing and directing the Mayor to enter into a Traffic Engineering Assistance Program (TEAP) Agreement with the Missouri Highways and Traffic Commission for the awarded funding to study the irregular intersections of Old Big Bend Road, Craig Road, and Ballas Road for a safer more efficient intersection alignment, was brought before the council. Motion was made by Council Member Wurtz 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 10665, authorizing and directing the Mayor to enter into a Cost Share Agreement with the Missouri Highways and Transportation Commission for the roadway enhancements on Manchester Road between Kirkwood Road and the eastern City limits, was brought before the council. Motion was made by Council Member Luetzow and seconded by Council Member Duwe 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.



WHERE COMMUNITY AND SPIRIT MEET®

Bill 10666, transferring \$25,000 from the General Fund then to the Capital Revenue Fund and then to a Capital Account and increase the line item budget for the Engineering Department in the Capital Account and reduce the line item budget in the Engineering Department Operating Account for ongoing sidewalk programs, was brought before the council. Motion was made by Council Member Zimmer and seconded by Council Member Edman to accept the bill for first reading approval. The motion was unanimously approved.

The bill received first reading approval and was held over.

Bill 10667, appropriating \$78,000 from the Park and Storm Water Fund Reserves to the Building Site Improvements Account, Project #PR1711, and amending the existing contract with BSI Constructors, Inc. for Program Development and Design Phase Services for Construction Manager at Risk for the Community Center and Performing Arts Center Construction by \$78,000 for a total amount of \$166,000, was brought before the council. Motion was made by Council Member Ward and seconded by Council Member Edman to accept the bill for first reading approval. There was a clerical error in Section 2 of the bill, which will be corrected prior to second reading. The motion was unanimously approved.

The bill received first reading approval and was held over.

Resolution 128-2018, accepting the proposal of Oates Associates, Inc. in the amount not to exceed of \$148,643 (which includes a contingency of \$13,513) for Americans with Disabilities Act (ADA) Self Evaluation and Transition Plan 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 Zimmer and seconded by Council Member Duwe to accept the Resolution as read. A discussion took place.

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

Resolution 129-2018, accepting the bid of US Bancorp in the amount of \$3,162,284.15 over ten years for financing on lease/purchase with option to buy for the replacement of the Swan Water Pump Station and Water Main and authorizing and directing the Mayor to enter into a contract, was brought before the council. Motion was



WHERE COMMUNITY AND SPIRIT MEET®

made by Council Member Duwe and seconded by Council Member Luetzow to accept the Resolution as read. A discussion took place.

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

Resolution 131-2018, accepting the bid of Plocher Construction Company, Inc. in the not to exceed amount of \$1,080,083 (which includes a contingency of \$51,433) for the Swan Avenue Pump Station Replacement 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 Zimmer to accept the Resolution as read.

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

Resolution 132-2018, accepting the bid of Unnerstall Contracting Co. in the not to exceed amount of \$1,346,848 (which includes a contingency of \$64,136) for the Swan Avenue Pump Station Water Main Replacement and authorizing and directing the Mayor to enter into a contract, was brought before the council. Motion was made by Council Member Zimmer and seconded by Council Member Duwe to accept the Resolution as read.

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

Resolution 133-2018, amending Resolution 97-2017 by increasing the contract amount with Crawford, Murphy & Tilly for Construction Management Services for the



WHERE COMMUNITY AND SPIRIT MEET®

Swan Pump Station Replacement by \$204,342 for an amount not to exceed \$474,066 was brought before the council. Motion was made by Council Member Zimmer and seconded by Council Member Edman to accept the Resolution as read. A discussion took place.

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

Resolution 134-2018, amending Resolution 17-2017 by increasing the contract amount with BSI Constructors, Inc. for the Construction Manager at Risk for the Performing Arts Center by \$4,391,036 which will be used to cover the cost of design build elements; some early construction activities; and orders that require a long lead time, was brought before the council. Motion was made by Council Member Ward and seconded by Council Member Wurtz to accept the Resolution as read. A discussion took place.

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

CONSENT AGENDA ITEMS FOR DISCUSSION
NONE

CITY COUNCIL REPORTS

Council Member Luetzow reported that the Infill Stormwater Sub-Committee is moving along and hopes to have a recommendation to the City Council within the next month.

Council Member Zimmer reported that the Westchester neighborhood held a successful block party and encourages more block parties throughout Kirkwood.

CHIEF ADMINISTRATIVE OFFICER REPORT

Mr. Hawes had nothing to report.



WHERE COMMUNITY AND SPIRIT MEET®

CITY ATTORNEY REPORT

Mr. Hessel reported that he will not be in attendance at the August 16, 2018 Council meeting and that Assistant Attorney Sarah Mullen will attend in his absence.

CITY CLERK REPORT

Mrs. Montaña reported on a Destruction of Records Form from the City Clerk's Office, which will be filed with the approved August 2, 2018 Council meeting minutes.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 8:17 p.m. The next regular council meeting is scheduled for August 16, 2018, at 7:00 p.m.

Betty Montaña, MMC/MPCC
City Clerk

Approved: August 16, 2018