



WHERE COMMUNITY AND SPIRIT MEET®

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

Pursuant to notice of meeting duly given by the Mayor, the City Council convened on Thursday, June 7, 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

Kirkwood Arts Commission Chair Agnes Garino presented the Kirkwood Arts Commission Annual Report.

Kirkwood Arts Commission Member Jim Weidman presented the Kirkwood Arts Commission Foundation Report.

PUBLIC HEARINGS

Public Hearing #1

Mayor Griffin recessed the meeting for the purpose of conducting a public hearing regarding allocation of \$46,800 in Community Development Block Grant funds which will become available after January 1, 2019. Mr. Hessel entered the following exhibits into the record: an Affidavit of Publication in the St. Louis Countian on May 17, 2018, as Exhibit 1; an Affidavit of Publication in the Webster Kirkwood Times on May 18, 2018, as Exhibit 2; and the Kirkwood Code of Ordinances as Exhibit 3.

Assistant Chief Administrative Officer Georgia Ragland presented the matter to the council:

- The funds to be received are the same as last year.
- It is recommended that the City participate with St. Louis County's Home Improvement program. The County would administer the program for the City.
- The City does not receive enough funding to administer the program and that is why St. Louis County handles the program.
- The program is need based and there is currently a waiting list.
- The maximum amount of the grant is \$5,000, the applicant must meet certain income requirements to participate, and they may only participate in the program once.



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A resolution will be placed on the June 21, 2018 meeting agenda.

Public Hearing #2

Mayor Griffin recessed the meeting for the purpose of conducting a public hearing regarding a request to rezone 1506 Dougherty Ferry Road and a portion of 1340 Bryan Meadows from R-1 to R-3. Mr. Hessel entered the following exhibits into the record: an Affidavit of Publication in the St. Louis Countian on May 11, 2018, as Exhibit 1; an Affidavit of Publication in the Webster Kirkwood Times on May 11, 2018, as Exhibit 2; an aerial view map showing the subject property and the properties that were notified of the hearing, as Exhibit 3; a list of property owners who were sent notice of the public hearing, as Exhibit 4; the report of the Planning and Zoning Commission dated May 3, 2018, as Exhibit 5; the report of the Planning and Zoning Commission Sub-Committee dated May 2, 2018, as Exhibit 6; and the Kirkwood Code of Ordinances as Exhibit 7.

Assistant City Planner Amy Lowry presented information pertaining to the request:

- The petitioner is requesting to rezone the property at 1506 Dougherty Ferry Road and a portion of the property at 1340 Bryan Meadows Court from R-1 Single-Family Residential to R-3 Single-Family Residential.
- The properties are currently occupied by residential homes.
- The purpose of the request is to accommodate a boundary adjustment between property owners.
- No new lots are being created, but the rezoning is required to ensure the resulting lots meet the minimum lot area requirements of the Zoning Code.

The bill will be placed on the June 21, 2018 agenda for first reading consideration.

PUBLIC COMMENTS

1. Tim Fitch, 1903 Lance End Drive, spoke in regards to running as a candidate for St. Louis County Council.

CONSENT AGENDA

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

- a) Approval of the May 17, 2018 City Council Meeting Minutes
- b) Resolution 94-2018, authorizing a budget transfer for a late invoice that was received
- c) Resolution 96-2018, accepting the proposal of Easter Fence, Inc. for supply and installation of the Alfred Substation fence for the Electric Department and directing the Mayor to enter into a contract (not to exceed \$58,440)

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d) Resolution 98-2018, appointing and reappointing members to various boards and commissions

- e) Resolution 100-2018, accepting the bid of Corrective Asphalt Materials for 2018 emulsified maltene based rejuvenator and directing the Mayor to enter into a contract (not to exceed \$29,158.91)
- f) Resolution 101-2018, accepting the bid of E. Meier Contracting at the rates provided in the bid response for the repair of roadway, driveway, sidewalk and other surfaces from water main breaks, and hazardous sidewalk repair for the Engineering Department for a term of one year with the option to renew annually for two years and directing the Mayor to enter into a contract
- g) Resolution 102-2018, transferring funds, accepting the bid of Garland/DBS, Inc. (pursuant to US Communities Cooperative Contract) for the Rifle Range Roof Replacement and directing the Mayor to enter into a contract (not to exceed \$113,697)
- h) Resolution 103-2018, accepting the bid of Ricoh USA (pursuant to US Communities Cooperative Agreement) for the purchase and monthly maintenance costs for a format copier for the Engineering Department and directing the issuance of a Purchase Order (\$10,049 plus monthly maintenance costs)
- i) Resolution 104-2018, accepting the bid of Ricoh USA for the purchase and monthly maintenance of a copy/print/scan/fax machine for the Building Commissioner’s Office and directing the issuance of a Purchase Order (\$9,947 plus monthly maintenance costs)

UNFINISHED BUSINESS

Bill 10646, adopting and enacting a revised Code of Ordinances of the City of Kirkwood, County of St. Louis, State of Missouri; establishing the same; providing for the repeal of certain ordinances not included therein, except as herein expressly provided; providing for the manner of amending such Code of Ordinances; providing penalties for the violation thereof, was brought before the council.

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



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The bill, having received majority approval of the council, was adopted and became Ordinance 10492.

Bill 10647, appropriating \$343,605 from the Medical Fund (Fund Balance) to the Claims Expenses Account, was brought before the council.

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

The bill, having received majority approval of the council, was adopted and became Ordinance 10493.

Bill 10648, amending the Kirkwood Code of Ordinances, Chapter 14, Section 14-393 “Schedule C: No Parking” by adding no parking on both sides of Florist Avenue from the easternmost boundary of the right-of-way to approximately 200 feet west where the right-of-way widens, was brought before the council.

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

The bill, having received majority approval of the council, was adopted and became Ordinance 10494.

NEW BUSINESS

Bill 10649, vacating a 10’ wide easement on a tract of land being Lot 5 of Weatherfield Lane as recorded in Plat Book 137, Page 82, located in the City of Kirkwood, St. Louis County, Missouri, was brought before the council. Motion was made by Council Member Zimmer and seconded by Council Member Ward to accept the bill for first reading approval. The motion was unanimously approved.



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The bill received first reading approval and was held over.

Bill 10650, authorizing and directing the Mayor to enter into an Illuminated Street Sign Maintenance and Power Supply Agreement with the Missouri Highways and Transportation Commission for the CMAQ 5502(605) Project, 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 10651, vacating a 15' wide portion of a public right-of-way known as Cherry Street in the Westchester Subdivision recorded in Plat Book 19, Page 32, St. Louis County, Missouri, 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. A clerical error in the legislation will be corrected.

The bill received first reading approval and was held over.

Bill 10652, authorizing and directing the Mayor to enter into Traffic Signal and Lighting Facilities Agreement with the Missouri Highways and Transportation Commission for the CMAQ 5502(605) Project, was brought before the council. Motion was made by Council Member Duwe 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.

Resolution 92-2018, authorizing the Chief Administrative Officer to enter into a Collective Bargaining Agreement with the Eastern Missouri Coalition of Police, Fraternal Order of Police, Lodge 15 for Police Sergeants through March 31, 2021, was brought before the council. Motion was made by Council Member Ward and seconded by Council Member Luetzow to accept the Resolution as read.

Roll Call Vote as Follows:

Mayor Griffin	“Yes”
Council Member Edman	“Yes”
Council Member Zimmer	“Yes”
Council Member Ward	“Yes”



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	Council Member Wurtz	"Yes"
	Council Member Luetzow	"Yes"
Council Member Duwe	"Yes"	

Resolution 93-2018, authorizing the Chief Administrative Officer to enter into a Collective Bargaining Agreement with the Eastern Missouri Coalition of Police, Fraternal Order of Police, Lodge 15 for Police Officers through March 31, 2021, was brought before the council. Motion was made by Council Member Luetzow and seconded by Council Member Wurtz to accept the Resolution as read.

Roll Call Vote as Follows:

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

Resolution 95-2018, transferring funds in the amount of \$423,956 from Project #PR1712 to Project #PR1711 in Account #302-2001-600.75.03, approving a contract amendment with Jacobs Engineering Group, Inc. in the amount of \$423,956 for a not to exceed value in the amount of \$1,956,894 for Design Bidding and Construction Services for the Performing Arts Center, was brought before the council. Motion was made by Council Member Ward and seconded by Council Member Zimmer to accept the Resolution as read. A discussion followed.

Roll Call Vote as Follows:

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

Resolution 97-2018, amending Resolution 137-2016 by extending the contract with Hercules Construction Management Company in an amount not to exceed of \$120,000 annually for Owner's Representative Service for the Community Center and Theater Construction Projects, was brought



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before the council. Motion was made by Council Member Ward and seconded by Council Member Luetzow to accept the Resolution as read.

Roll Call Vote as Follows:

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

Resolution 99-2018, accepting the bid of Spencer Contracting in the not to exceed amount of \$95,901.85 (which includes a contingency of \$8,718.35) for South Geyer Road sidewalk extension and authorizing and directing the Mayor to enter into a contract, was brought before the council. Motion was made by Council Member Luetzow and seconded by Council Member Zimmer to accept the Resolution as read.

Roll Call Vote as Follows:

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

Resolution 105-2018, establishing various City Fee Schedules relating to Ambulance, Building Permits, Parks and Recreation User Fees and Utilities, was brought before the council. Motion was made by Council Member Edman and seconded by Council Member Wurtz to accept the Resolution as read.

Roll Call Vote as Follows:

Mayor Griffin	“Yes”
Council Member Edman	“Yes”
Council Member Zimmer	“Yes”



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Council Member Ward	"Yes"
Council Member Wurtz	"Yes"
Council Member Luetzow	"Yes"
Council Member Duwe	"Yes"

Resolution 106-2018, granting the property owner of 463 Goethe Avenue, Kirkwood, Missouri, authorization for an encroachment of approximately 24 inches into the public right-of-way of Goethe Avenue for a distance of seventy-nine feet beginning at the Northern property line of 463 Goethe Avenue for the purpose of constructing a fence 30" from an existing retaining wall, was brought before the council. Motion was made by Council Member Zimmer and seconded by Council Member Edman to accept the Resolution as read.

Roll Call Vote as Follows:

Mayor Griffin	"No"
Council Member Edman	"No"
Council Member Zimmer	"Yes"
Council Member Ward	"No"
Council Member Wurtz	"No"
Council Member Luetzow	"No"
Council Member Duwe	"No"

Resolution 107-2018, supporting and implementing the Missouri State Statues regarding no metered parking fees for Bronze Star Recipients, was brought before the council. Motion was made by Council Member Duwe and seconded by Council Member Luetzow to accept the Resolution as read.

Roll Call Vote as Follows:

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

CONSENT AGENDA ITEMS FOR DISCUSSION

NONE

CITY COUNCIL REPORTS

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Mayor Griffin congratulated Vianney on winning the Class 5 State Championship.

Mayor Griffin reminded everyone of the Cars and Guitars Festival that will take place from 5:00 p.m. to 11:00 p.m. on Saturday.

CHIEF ADMINISTRATIVE OFFICER REPORT

Mr. Hawes had nothing to report.

CITY ATTORNEY REPORT

Mr. Hessel had nothing to report.

CITY CLERK REPORT

Mrs. Montaña had nothing to report.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned at 8:23 p.m. The next regular council meeting is scheduled for June 21, 2018, at 7:00 p.m.

Betty Montaña, MMC/MPCC
City Clerk

Approved: June 21, 2018