



WHERE COMMUNITY AND SPIRIT MEET®

**KIRKWOOD CITY COUNCIL
KIRKWOOD CITY HALL
October 6, 2016
7:00 p.m.**

Pursuant to notice of meeting duly given by the Mayor, the City Council convened on Thursday, October 6, 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.

Mayor Griffin requested a moment of silence in honor of fallen St. Louis County Police Officer Blake Snyder.

PRESENTATIONS

Mayor Griffin presented a Proclamation to Heike Zander-Hagemann recognizing her as a prime, driving force in the success of the German-American Partnership Program (GAPP) with great leadership in organizing many German-American exchanges of students during her 30 years directing GAPP and proclaimed October 7, 2016 as Heike Zander-Hagemann Day in Kirkwood, Missouri.

INTRODUCTIONS AND RECOGNITIONS

NONE

PUBLIC HEARINGS

Mayor Griffin recessed the meeting for the purpose of conducting a public hearing regarding a request for a Special Use Permit and Site Plan for a day care center known as Strictly Pediatrics at 449 and 451 Magnolia Avenue. Mr. Hessel entered the following exhibits into the record: an Affidavit of Publication in the St. Louis Countian on September 20, 2016, as Exhibit 1; an Affidavit of Publication in the Webster Kirkwood Times on September 23, 2016, 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 September 8, 2016, as Exhibit 5; the Planning and Zoning Commission Subcommittee Report dated September 7, 2016, as Exhibit 6; and the Kirkwood Code of Ordinances as Exhibit 7.

Assistant City Planner Amy Lowry presented information pertaining to the request. Some of the items presented are as follows:



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- The petitioner is requesting a Special Use Permit and Site Plan approval to construct a 10,627 square foot building at 449/451 Magnolia Avenue to operate a licensed day care center.
- Care will be provided to infants, toddlers and pre-school age children up to the age of six years and will include nursing care within a designated room for children with medical or developmental needs.
- Hours of operation will be Monday through Friday from 6:30 a.m. to 6:00 p.m.

Michael Kelly and Dan Wind of LNB Architecture answered questions from the council regarding parking, traffic flow and storm water issues along the north boundary line. There will be one parking space per employee, one parking space per class room, and seven additional spaces for pick up and drop off of children. Most of the storm water drainage will be funneled into the sewers, reducing the amount of water into the swells.

The bill will be placed on the October 20, 2016 agenda for first reading consideration.

PUBLIC COMMENTS

1. JoAnne Wideman, 1518 Southlin Drive, concerned about concrete streets being installed Lindgate and not along Southlin and Northlin. Stated that Southlin is in poor condition and questions when the rest of the subdivision will receive concrete streets.

Mayor Griffin requested that Chief Administrative Officer Russell Hawes speak with the Director of Public Services regarding this question.

CONSENT AGENDA

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

- a) Approval of the September 15, 2016 City Council Meeting Minutes
- b) Resolution 121-2016, approving the renewal of the agreement with PatientCare (\$9,735.60)
- c) Resolution 122-2016, accepting the single source quote of Laclede Gas Company for gas main relocation for the Gilbert Street reconstruction project and directing the Mayor to enter into an agreement (\$14,154)
- d) Resolution 123-2016, amending Resolution 13-2016 by increasing the amount of the contract with Kelpo Construction to include the installation of sidewalks and a pedestrian crosswalk on South Geyer Road and adding the concrete street reconstruction on Lindgate from Northlin Drive to Lockett Drive (\$322,897)
- e) Resolution 124-2016, appointing Ron Evens to the Industrial Development Authority and Laura Eads to the Library Board to fill unexpired terms



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- f) Resolution 125-2016, transferring funds between two operating accounts, accepting the proposal of Security Title Insurance Agency, LLC for title search services and directing the Mayor to enter into a contract (not to exceed \$35,000)

OLD BUSINESS

Bill 10509, appropriating a donation in the amount of \$6,213 from the General Fund (Fund Balance) to the Professional Services Account for donations received to be used towards the Police Canine Program, was brought before the council.

Roll Call Vote as Follows:

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

The bill, having received majority approval of the council, was adopted and became Ordinance 10357.

Bill 10510, appropriating a donation in the amount of \$575 from the General Fund (Fund Balance) to the Professional Services Account for donations received in honor of Police Dog Dingo’s Retirement, was brought before the council.

Roll Call Vote as Follows:

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

The bill, having received majority approval of the council, was adopted and became Ordinance 10358.



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Bill 10511, appropriating funds in the amount of \$11,000 from the Safety Fund (Fund Balance) to Account #602-3112-442.75.06, accepting the bid of Joe Machens Ford Columbia in the amount of \$21,119 (pursuant to MoDOT Cooperative Contract) for the purchase of a 2017 Ford Escape AWD Vehicle for the Safety Manager/Emergency Management Director and authorizing the Director of Purchasing to issue a Purchase Order, was brought before the council.

Roll Call Vote as Follows:

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

The bill, having received majority approval of the council, was adopted and became Ordinance 10359.

Bill 10512, amending and readopting the provisions of Appendix E, “Personnel Rules and Regulations” of the Kirkwood Code of Ordinances, was brought before the council. Motion was made by Council Member Sears and seconded by Council Member Ward to amend Section 1 by adding “as amended” after “City of Kirkwood”. The motion to amend was unanimously approved

Roll Call Vote as Follows:

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

The bill, having received majority approval of the council, was adopted and became Ordinance 10360.

NEW BUSINESS

Bill 10513, amending provisions of the City of Kirkwood Municipal Code, Appendix A – Zoning, regarding provisions for mixed-use developments in the B-2 Zoning District, was brought



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before the council. Motion was made by Council Member Luetzow 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 10514, appropriating \$6,000 from the Equitable Sharing Fund Balance to a Police Department Operating Account, accepting the proposal of The Thomas and Means Law Firm and authorizing and directing the Mayor to enter into an agreement, 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 10515, vacating a 25' wide public utility easement at 1280 Simmons Avenue as recorded in Book 1310, Page 515, St. Louis County, Missouri, 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.

CONSENT AGENDA ITEMS FOR DISCUSSION

NONE

CITY COUNCIL REPORTS

Mayor Griffin reported that former Council Member Harold Whitfield had passed away.

Council Member Luetzow reported that the Community Day in the Park will be held in Kirkwood Park on Saturday, October 8th from 10:00 a.m. to noon.

The Mayor and Council wished Council Member Zimmer a Happy Birthday.

CHIEF ADMINISTRATIVE OFFICER REPORT

Mr. Hawes reported that the Community Day in the Park on Saturday, October 8th will be held at the Sugar Creek Ridge Pavilion.

CITY ATTORNEY REPORT

Mr. Hessel reported that the City has closed on the purchase of 130 E. Jefferson.



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CITY CLERK REPORT

Mrs. Montañó read the report of the September 21, 2016 Planning and Zoning Commission meeting. The following action took place:

1. After a presentation to amend the Special Use Permit for the restaurant known as One 19 North Tapas to expand into a portion of 121 North Kirkwood Road, the Commission unanimously recommended approval of the project by the six members present. Barring objection from the council a public hearing will be scheduled for October 20, 2016.

Mrs. Montañó read the report of the October 5, 2016 Planning and Zoning Commission meeting. The following action took place:

1. After a presentation to amend the Special Use Permit for the restaurant at 10310 and 10312 Manchester Road to expand the outdoor seating area, Ms. Coronado, Mr. O'Donnell, and Mr. Mallinckrodt were appointed to the Subcommittee. The Subcommittee will meet at the site on October 12 at 9 a.m.

ADJOURNMENT

There being no further business to come before the Council, the meeting was adjourned. The next regular council meeting is scheduled for October 20, 2016, at 7:00 p.m.

Betty Montañó, MMC/MPCC
City Clerk

Approved: October 20, 2016