



WHERE COMMUNITY AND SPIRIT MEET®

**KIRKWOOD CITY COUNCIL  
KIRKWOOD CITY HALL  
September 15, 2016  
7:00 p.m.**

Pursuant to notice of meeting duly given by the Mayor, the City Council convened on Thursday, September 15, 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, Public Information Officer Beth von Behren, and City Attorney John Hessel. City Clerk Betty Montañó was absent and excused.

**PRESENTATIONS**

Mayor Griffin presented the Constitution Week Proclamation to Kathy Felix from the Webster Groves Chapter of the DAR.

Deputy Mayor Ward presented the Hands on Kirkwood Day Proclamation to members of Hands on Kirkwood.

**INTRODUCTIONS AND RECOGNITIONS**

NONE

**PUBLIC HEARINGS**

Mayor Griffin recessed the meeting for the purpose of conducting a public hearing regarding a request to amend the Kirkwood Code of Ordinances, Appendix A: the City of Kirkwood Zoning Code, specifically Section 510: B-2 General Business District (Central Business District) Sections 510.2, 510.3 and 510.5. Mr. Hessel entered the following exhibits into the record: an Affidavit of Publication in the St. Louis Countian on August 30, 2016, as Exhibit 1; an Affidavit of Publication in the Webster Kirkwood Times on August 26, 2016, as Exhibit 2; the Planning and Zoning Commission Report dated August 17, 2016, as Exhibit 3; and the Kirkwood Code of Ordinances as Exhibit 4.

Director of Public Services Bill Bensing presented information pertaining to the request. Some of the items presented are as follows:

- During the review of the Preliminary Site Plan Madison Avenue B-2 Mixed Use Proposal, it was determined that a language clarification was needed, specifically Article V, Section A-510.5(2)(a).
- The zoning code change would require approval of any mixed-use development from Planning and Zoning Commission and the City Council.



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The bill will be placed on the October 6, 2016 agenda for first reading consideration.

**PUBLIC COMMENTS**

NONE

**CONSENT AGENDA**

Motion was made by Council Member Ward and seconded by Council Member Sears to approve the Consent Agenda. A discussion took place. The Consent Agenda was unanimously approved.

- a) Approval of the September 1, 2016 City Council Meeting Minutes
- b) Resolution 114-2016, directing the Mayor to enter into an agreement with Sungard as a single source provider to modify the current file transfer routine from the Elster AMI System (not to exceed \$13,640)
- c) Resolution 115-2016, appointing Matthew Biere as a member of the Finance Committee to fill an unexpired term to June 2018
- d) Resolution 116-2016, accepting the bid of Ed Roehr Safety Products Co. for lighting, partitions, weapon storage, and console equipment for the 2017 Ford Interceptor Utility AWD Patrol Vehicle (pursuant to State of Missouri Cooperative Contract) and directing the issuance of a Purchase Order (\$27,256.56)
- e) Resolution 117-2016, accepting the bid of World Wide Technology, Inc. for 6 Panasonic Toughbook Laptop Computers, Docking Stations, and extended warranty for the Police Department (pursuant to State of Missouri Cooperative Contract) (31,068.96)
- f) Resolution 118-2016, accepting the bid of Reliable Tree for tree removal and stump removal services for the City (not to exceed \$135,927)
- g) Resolution 120-2016, a resolution ratifying the purchase and payment for 16 ballistic vests for the Police Department (\$12,144)

**OLD BUSINESS**

Bill 10505, changing the zoning from R-1 to R-3 on property known as 425 Emmerson and 2017 Lily Avenue and directing such change in the Zoning District Map, was brought before the council.

Roll Call Vote as Follows:

Council Member Luetzow	“Yes”
Council Member Sears	“Yes”
Deputy Mayor Ward	“Yes”
Council Member Zimmer	“Yes”



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

The bill, having received majority approval of the council, was adopted and became Ordinance 10354.

Bill 10507, fixing and establishing the rate of taxation to be levied upon all real estate and certain tangible personal property in the City of Kirkwood, County of St. Louis, State of Missouri, for the year 2016, for the maintenance of the Kirkwood Public Parks; for the Debt Service Fund for the retirement of City’s General Bonded Indebtedness; for the Police and Firemen’s Pension Fund; for General Government Services and for business in the Special Business District, was brought before the council.

Roll Call Vote as Follows:

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

The bill, having received majority approval of the council, was adopted and became Ordinance 10355.

Bill 10508, fixing and establishing the rate of taxation to be levied upon all real estate and certain tangible personal property in the City of Kirkwood, County of St. Louis, State of Missouri, for the year 2016, for the operation and maintenance of the Municipal Library District of Kirkwood, was brought before the council.

Roll Call Vote as Follows:

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



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Mayor Griffin

“Yes”

The bill, having received majority approval of the council, was adopted and became Ordinance 10356.

#### **NEW BUSINESS**

Bill 10509, appropriating a donation in the amount of \$6,213.00 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. 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.

Bill 10510, appropriating a donation in the amount of \$575.00 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. 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.

The bill received first reading approval and was held over.

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. Motion was made by Council Member Sears and seconded by Council Member Ward to accept the bill for first reading approval. The motion was unanimously approved.

The bill received first reading approval and was held over.

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 Luetzow and seconded by Council Member Zimmer 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.



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Resolution 113-2016, approving the Preliminary Plan for a Community Unit Plan Type A and Preliminary Subdivision Plat on the property known as 425 Emerson Avenue, 2017 and 2029 Lily Avenue, and 2040 Boaz Avenue in the City of Kirkwood, St. Louis County, Missouri, 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:

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

Resolution 119-2016, accepting the bid of Gershenson Construction in the amount not to exceed \$807,100.86 (which includes a contingency of \$73,372.81) for Gilbert Street Reconstruction for the Street Department and authorizing and directing the Mayor to enter into a contract, was brought before the council. Motion was made by Council Member Duwe and seconded by Council Member Zimmer to accept the Resolution as read.

Roll Call Vote as Follows:

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

### **CONSENT AGENDA ITEMS FOR DISCUSSION**

NONE

### **CITY COUNCIL REPORTS**

Council Member Ward reported that he attended the MML Conference in the city of St. Louis and stated that the conference was well received.



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Council Member Edman reminded everyone that the Greentree Festival is the coming weekend and recognized all those involved for all of their hard work.

Council Member Sears reported that the Greentree/Rotary Ramble that took place this past Saturday was a success.

#### **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 its Annual Fall Swap & Sale (October 21, 22, and 23 – Tent will be installed on October 14 and taken down on October 25). Motion was made by Council Member Duwe and seconded by Council Member Luetzow to approve the application. The motion was unanimously approved.

#### **CITY ATTORNEY REPORT**

Mr. Hessel had nothing to report.

#### **CITY CLERK REPORT**

Ms. Asche read the report of the September 7, 2016 Planning and Zoning Commission meeting. The following action took place:

1. The motion to approve the site plan for St. John Vianney High School at 1311 South Kirkwood Road in accordance with the amended Sub-Committee Report passed by a vote of six to one.
2. The motion and amended Sub-Committee Report recommending approval of the Special Use Permit and Site Plan for a day care center known as Strictly Pediatrics at 449 and 451 Magnolia Avenue were unanimously approved by the six members present. Prior to proceeding to City Council, a revised site plan is required. \*A revised site plan has been received and barring objection from the council a public hearing will be scheduled for October 6, 2016
3. A training session conducted by City staff and the City Attorney will be held on September 21, 2016.

#### **ADJOURNMENT**

There being no further business to come before the Council, the meeting was adjourned. The next regular council meeting is scheduled for October 6, 2016, at 7:00 p.m.

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Laurie Asche, MRCC  
Deputy City Clerk

***Approved: October 6, 2016***