



**MINUTES
CITY OF CREVE COEUR
CITY COUNCIL
300 NORTH NEW BALLAS RD
MARCH 9, 2015
7:30 PM**

CALL TO ORDER

A regular meeting of the City Council of the City of Creve Coeur was called to order by Council Mayor Glantz at the Creve Coeur Government Center, 300 N. New Ballas Road on Monday, March 9, 2015 at 7:30 p.m.

PLEDGE OF ALLEGIANCE

Hayden Eckstein of Boy Scout Troop 505 led the Pledge of Allegiance.

INVOCATION

Mayor Glantz gave an invocation.

ROLL CALL

Mayor Glantz	
Mr. Kreuter	Council Member Ward I
Ms. Kramer	Council Member Ward I
Mrs. Lawrence	Council Member Ward II
Mr. Wang	Council Member Ward II
Mrs. D'Alfonso	Council Member Ward III
Mr. Hoffman	Council Member Ward III
Mr. Saunders	Council Member Ward IV
Mr. Kent	Council Member Ward IV

COMMENTS FROM THE GENERAL PUBLIC

(Citizens are asked to limit comments to three minutes and to complete a speaker card)

Linda Rezny resident of 104 Graeser discussed history of sales and property taxes. Asked Council to consider when considering something they need to consider where the money comes from.

PRESENTATION - West Newsmagazine Will Present Its Creve Coeur's Best Civic Servant Award To Dennis Woods, Commercial Building Inspector.

Kate Uptergrove of West News Magazine presented Dennis Woods with the 2014 Best Civic Servant Award.

ACCEPTANCE OF THE AGENDA

Council Member Wang moved, seconded by Council Member Hoffman to accept the agenda as presented, with the vote upon such motion, as follows:

Council Member Kreuter – Aye
Council Member Wang – Aye
Council Member Kent – Aye
Council Member Saunders – Aye
Council Member D'Alfonso – Aye



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Council Member Hoffman – Aye
Council Member Lawrence – Aye
Council Member Kramer – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried.

ANNOUNCEMENTS

**The City Council meets the 2nd and 4th Monday of each month
6:00 p.m. - 7:00 p.m. - Work Session
7:00 p.m. - Regular Meeting of the City Council**

However, the regularly scheduled meeting for Monday, March 23, 2015 will begin at 7:30 p.m. due to an extended work session.

FUTURE PUBLIC HEARING - March 23, 2015 - 7:30 p.m. Capital Improvement Program Fiscal Years 2016 – 2020

CONSENT AGENDA

1. Council Minutes Dated February 23, 2015

Council Member Saunders moved, seconded by Council Member Kramer to approve the consent agenda as presented, with the vote upon such motion, as follows:

Council Member Saunders – Aye
Council Member Kent – Aye
Council Member Wang – Aye
Council Member Kreuter – Aye
Council Member Kramer – Aye
Council Member Lawrence – Aye
Council Member Hoffman – Aye
Council Member D'Alfonso – Aye

The vote on the motion is 8 ayes and 0 nays, motion carried.

BILLS PAYABLE REPORT

For Information Only
Bills Payable Listing

UNFINISHED BUSINESS

- 2. Amended Bill No. 5532 - an Ordinance Authorizing a Master Sign Plan for DeSmet Jesuit High School Located at 233 N. New Ballas Road and Zoned "B" Single Family Residential. Continuance to April 13 Requested**



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City Clerk read Amended Bill No. 5532 and stated the applicant requested continuance until April 13.

Council Member Wang stated that his wife is a part time teacher at DeSmet and recused himself from the dais.

Council Member Lawrence moved, seconded by Council Member Kramer to approve the request to continue until April 12, 2015, with the vote upon such motion, as follows:

Council Member D'Alfonso – Aye
Council Member Hoffman – Aye
Council Member Lawrence – Aye
Council Member Kramer – Aye
Council Member Kreuter – Aye
Council Member Kent – Aye
Council Member Saunders – Aye

The vote on the motion being 7 ayes and 0 nays, motion carried.

NEW BUSINESS

3. Resolution No. 1152 - a Resolution of the City Council of the City of Creve Coeur, Missouri, Authorizing the Execution of a Contract with Sunnyside Nursery, Inc., for the Purchase and Installation of Trees and Bushes for the 2015, 2016, and 2017 Calendar Years.

City Clerk read Resolution No. 1152.

Council Member Hoffman moved, seconded by Council Member Kramer to approve Resolution No. 1152.

Staff recommended that the City hire Sunnyside Nursery to provide trees for the City's street tree program and for plantings to improve or replace landscaping within the City right of way or parks. Sunnyside Nursery was recommended due to their good recommendation from the City of Columbia, Missouri, and their low bid price.

Mr. Perkins stated that the trees in the street tree program had been approved by the Horticulture, Ecology, and Beautification Committee.

Council Member Lawrence asked whether staff would address the concerns about the quality of the plants that one of the references mentioned. Staff stated that the City's requirements would be discussed at the pre-construction meeting and that inferior plants would not be accepted.

Council Member Kent asked if the trees' future impact on sidewalks had been considered. Staff stated that sidewalks are generally considered, but the main goal of the program is beautification. The program does not include trees that drop fruit or otherwise could make a mess on the sidewalk. Smaller trees are also offered to avoid interference with overhead wires.

Mayor called to question for the approval of Resolution No. 1152, with the vote upon such motion, as follows:



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Council Member Kramer – Aye
Council Member Lawrence – Aye
Council Member Hoffman – Aye
Council Member D'Alfonso – Aye
Council Member Saunders – Aye
Council Member Kent – Aye
Council Member Wang – Aye
Council Member Kreuter – Aye

The vote on the motion being 7 ayes and 0 nays, motion carried.

4. Resolution No. 1153 - a Resolution of the City Council of the City of Creve Coeur, Missouri, Authorizing the Execution of a Contract with John Kalicak Construction for the Dielmann Complex Renovation Project for the Amount of \$ 452,742.00.

City Clerk read Resolution No. 1153.

Council Member Hoffman moved, seconded by Council Member Wang to approve Resolution No. 1153.

Matt Wohlberg presented the bid results for a project to renovate portions of the Dielmann Recreation Complex to introduce energy-efficient lighting and heat recovery elements, to create a central check-in desk for both ice arena and golf operations, and to make the space more useful and appealing. Staff recommended award of the construction contract to John Kalicak Construction Company due to their low bid for the project and their current performance for other renovations at the Dielmann Complex. Matt Wohlberg explained that the project will be subsidized by a Municipal Parks grant. The grant will reimburse the City for approximately \$400,000 of the contract price of \$452,742.

Mayor called the question to approve Resolution No. 1153, with the vote upon such motion, as follows:

Council Member Kreuter – Aye
Council Member Wang – Aye
Council Member Kent – Aye
Council Member Saunders – Aye
Council Member Kramer – Aye
Council Member Lawrence – Aye
Council Member Hoffman – Aye
Council Member D'Alfonso – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried.



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5. Resolution No. 1154 - a Resolution of the City Council of the City of Creve Coeur, Missouri, Authorizing the Execution of a Contract Increase with Bond Architects to Design Site Plans of the Creve Coeur Government Center for the Amount Not to Exceed \$13,200.

City Clerk read Resolution No. 1154.

Council Member Saunders moved, seconded by Council Member Hoffman to approve Resolution No. 1154.

Mark Perkins stated this is being requested after the meeting with the Government Center Task Force and felt it was important to see and site plans for the proposed options. Additional hours for meeting have been included in the request and is still within the budget for this fiscal year.

Council Member Kent asked if MSD's input has been requested on the proposed projects. Staff should make certain that piers are included in the construction cost and asked what is the current property value in today's market.

Jim Heines stated MSD has been contacted and can't comment until an option has been chosen. Piering has been included in the construction price.

Mayor called the question to approve Resolution No. 1154, with the vote upon such motion, as follows:

Council Member Saunders – Aye
Council Member Kent – Aye
Council Member Wang – Aye
Council Member Kreuter – Aye
Council Member D'Alfonso – Aye
Council Member Hoffman – Aye
Council Member Lawrence – Aye
Council Member Kramer – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried.

6. Resolution No. 1155 - a Resolution of the City Council of the City of Creve Coeur, Missouri, Authorizing the Execution of a Contract with M & H Concrete Contractors, Inc., for the 2015 Roadway Reconstruction Project as Part of the Street Repair Program for the 2015 Fiscal Year for the Amount of \$ 359,290.50.

City Clerk read Resolution No. 1155.

Council Member Saunders moved, seconded by Council Member Hoffman to approve Resolution No. 1155.

Matt Wohlberg presented the bid results for the City's 2015 Roadway Reconstruction Project and noted that the recommendation for award was to the second-lowest bidder. Staff explained that the contractor who provided the lowest bid interpreted the bid documents differently than



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the City and bid on thinner pavement than what the City would require. In light of this, this contractor and the City staff agreed that it would be best for both parties to award the project to the second-lowest bidder. Staff is recommending award of the contract to M&H Concrete Contractors due to their bid price and due to their past performance with the City. Staff stated that, at the advice of Mr. Lumley, the thickness of the pavement was written into the contract to avoid the possibility that the same misunderstanding could occur following execution of the contract.

Councilman Kent asked if the City had considered contract overruns and change orders with this project. Staff stated that the City has had few issues with M&H Concrete running over budget and with change order requests from M&H Concrete.

Mayor Glantz called to question the approval of Resolution No. 1155, with the vote upon such motion, as follows:

Council Member Kreuter – Aye
Council Member Wang – Aye
Council Member Kent – Aye
Council Member Saunders – Aye
Council Member D’Alfonso – Aye
Council Member Hoffman – Aye
Council Member Lawrence – Aye
Council Member Kramer – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried.

APPOINTMENTS

7. Reappointment of Municipal and Provisional Judges

Mayor Glantz stated he spoke with both the Municipal and Provisional Judges and both agreed they would like to continue serving.

Council Member Saunders moved, seconded by Council Member D’Alfonso to appoint Tim Englemeyer as Municipal Judge and Deann Outlaw as Provisional Judge each for a four year term both beginning April 12, 2015, with the vote upon such motion, as follows:

Council Member Kreuter – Aye
Council Member Wang – Aye
Council Member Kent – Aye
Council Member Saunders – Aye
Council Member D’Alfonso – Aye
Council Member Hoffman – Aye
Council Member Lawrence – Aye
Council Member Kramer – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried.

BUSINESS FROM MAYOR AND CITY COUNCIL



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8. Council Liaison Reports

Council Member Hoffman stated the recognition is on March 31, 2015 at 2:00 p.m. in the lobby and the Police Committee will meet immediately following.

Council Member Lawrence stated the newly formed Audit Committee met for the first time last Thursday and elected officers and implemented plans for the upcoming audit RFP.

Council Member Wang stated in the hallway next to the Council Chambers are the three finalist artist models of the proposed bus shelters and asked all to take a look.

Council Member Kreuter stated HEB is working hard on Arbor Day which is scheduled for April 26, 2015 at 1 p.m. at the Tappmeyer House.

9. Sales Tax Legislation

Mark Perkins stated the House Bill that is gaining a little bit of traction is HB 812 and that would basically put a cap on the amount of sharing that any one city would have to participate in. That would keep it at fifty percent. The A cities would not share more than fifty percent. For Creve Coeur we share both an A and B city. We have about 2/3rds as Point of Sale and about a 1/3rd of the city was annexed into the pool. Creve Coeur shares about twenty percent and fluctuates between eighteen and twenty-two percent every year. The impact of this fifty percent bill would be negligible for Creve Coeur and actually the amount we would be impacted is approximately \$12,900 per year. That is out of the General Fund of 1 ¼ sales tax which the city receives revenues of about \$4.5 million annually. For that reason, this is not a bill that has any consequential impact on Creve Coeur. Now there are other bills out there but this is the one that sales tax seems to be getting some traction and being discussed heavily. The other issues that we are hearing about is regarding limitations on court revenue. There are some bills that propose to limit court revenues to no more than fifteen percent of the city's General Fund Revenue or ten percent of the General Fund Revenue. Currently, Creve Coeur's are between eight and nine percent of General Fund Revenue. There are really only two cities that will benefit from this substantially and those are Fenton and Chesterfield.

Carl Lumley stated Senate Bill 5, which passed the Senate, currently says that cities can only keep five percent of fines from Interstate Highway policing. Which calls in question how a municipality would be able to afford to conduct Interstate Highway policing. There is an effort to correct the out of state motor tax and turn it into a ballot measure that the public could understand before they vote for it.

Council Member Kent asked if the city should be doing something to protect the city's position.

Mark Perkins stated cities hired a monitor (group of lawyers) to monitor legislation in Jefferson City so we can be advised of items coming that could affect cities.

10. Joint Work Session - Olivette

Council Member D'Alfonso stated she spoke with some Olivette officials and they are having a work session in July regarding the Better Together Organization. They intend to keep their own identity and what makes them a great community. Olivette invited Senator Schupp and McCrary and wanted to include Creve Coeur and hear their voice and ideas.



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Council Member Lawrence stated she would like to see Creve Coeur get with the State Reps on at their own meeting to discuss ideas.

Council Member Kreuter stated he doesn't want to duplicate what is being done but always willing to meet with the State Reps.

Council Member Kramer stated Speaker of the House Diehl would be helpful to include in any discussions Creve Coeur has.

Council Member Kent stated he would like to see a subcommittee development an agenda before a meeting is set with the State Reps listing issues Creve Coeur is interested in seeing.

Council Member Lawrence suggested Creve Coeur could meet the same day as Olivette but in a separate meeting.

BUSINESS FROM CITY ADMINISTRATOR

11. Executive Session

Council Member Hoffman moved, seconded by Council Member Kramer to go into Executive Session pursuant to Section 610.022 to discuss attorney-client matters at 8:47 p.m., with the vote upon such motion being as follows:

Council Member Hoffman – Aye
Council Member Kramer – Aye
Council Member Kent – Aye
Council Member Kreuter – Aye
Council Member Wang – Aye
Council Member Lawrence – Aye
Council Member D'Alfonso - Aye
Council Member Saunders – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried.

Council Member Hoffman moved, seconded by Council Member Saunders to adjourn Executive Session at 9:30 p.m., with the vote upon such motion being as follows:

Council Member Saunders – Aye
Council Member D'Alfonso – Aye
Council Member Lawrence - Aye
Council Member Kramer - Aye
Council Member Wang - Aye
Council Member Hoffman – Aye
Council Member Kreuter- Aye
Council Member Kent – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried.

Council Member Hoffman moved, seconded by Council Member D'Alfonso to adjourn at 9:33 p.m., with the vote upon such motion begin as follows:



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Council Member Kreuter – Aye
Council Member Hoffman – Aye
Council Member Wang – Aye
Council Member Saunders – Aye
Council Member Kent - Aye
Council Member D'Alfonso - Aye
Council Member Lawrence – Aye
Council Member Kramer - Aye

The vote on the motion being 8 ayes and 0 nays, motion carried.

Submitted by:

Deborah Ryan
City Clerk

Barry Glantz
Mayor

