

**CITY COUNCIL OF THE CITY OF LADUE
ST. LOUIS COUNTY, MISSOURI
MONDAY, MARCH 27TH, 2023**

The meeting of the City Council of the City of Ladue, St. Louis County, Missouri, was held on Monday March 27th, 2023, at 4:00 p.m., at City Hall, 9345 Clayton Road. The following members were present:

The Hon. Nancy Spewak, Mayor, presiding.

Members of the Council present:

Stacey Kamps
Patrick Hensley
John Fox
John Howell
Harold Burroughs

Five Council Members present.

Also, present Police Chief Ken Andreski; Fire Chief Steven Lynn; Mr. Paul Garlock, Building Commissioner; Ms. Lamitola, Director of Public Works; Mr. Scott Kroenung, Director of Finance; Ms. Erin Seele, City Attorney; and Ms. Stacey Mann, City Clerk.

Approval of the Agenda: Council Member Fox moved to approve the agenda as presented, upon second by Council Member Hensley the motion passed unanimously.

Approval of the Minutes: Mayor Spewak asked if there were any amendments, corrections, or clarifications to the minutes of the Regular Meeting of February 21st, 2023. Council Member Burroughs moved approval of the minutes as submitted; upon second by Council Member Fox, the motion passed unanimously.

Presentation:

Anne Lamitola recognized certified City Arborist, Sean Seed, for his ten years of continuous service to the City of Ladue. Ms. Lamitola shared that Mr. Seed has worked in several roles throughout the City and is a valuable member of the team.

Mayor Spewak and Council thanked Ms. Seed for his dedicated service to the citizens of Ladue.

Public Forum:

Randy Renner, builder, and Dick Busch, architect, provided Council with renderings of the proposed mixed-use development at 9255 Clayton Road. Mayor Spewak stated that this matter has been continued to the April 17th, 2023, City Council meeting, at which time the city planner will be available.

Public Hearing:

PH1: The City Council of the City of Ladue will hold a Public Hearing regarding a request for a proposed amendment to Section III of the Ladue Zoning Ordinance (Ord. 1175) to require that solar installations obtain a Special Use Permit in all zoning districts.

Council Member Howell moved to open the public hearing, with second by Council Member Hensley the motion passed unanimously.

Justin Perryman, an energy lawyer and adjunct professor at Washington University, asked the Council to consider what a beacon Ladue is, and how this requirement may become a foundation for other communities who do not have the same resources as Ladue or Clayton. Mr. Perryman asked the Council to avoid placing barriers that may be too restrictive on solar installations.

Andrew Linhares, with Renew Missouri, a statewide advocacy group for clean energy discussed Rsmo 442.012 Solar Energy which explicitly recognizes solar energy as a property right.

Ms. Seele announced that the notice for the hearing, the entire Code of Ordinances including Ordinance 1175, the entire file including the application, Zoning & Planning Commission recommendation and staff report was available and made part of the official record.

Council Member Howell moved to close the public hearing, with second by Council Member Hensley the motion passed unanimously.

PH2: The City Council of the City of Ladue will hold a Public Hearing regarding a request for a proposed amendment to Ordinance 1175 zoning approval process for planned mixed use developments.

Mayor Spewak announced that this public hearing has been continued at the request of the applicant to the April 17th, 2023, City Council Meeting.

New Business:

Proposed Legislation:

Bill 2330: An ordinance to amend Ordinance 1175 – the Zoning Ordinances of the City of Ladue, St. Louis County, Missouri to create a zoning approval process for planned mixed-use developments.

Mayor Spewak announced that Bill 2330 has been continued at the request of the applicant to the April 17th, 2023, City Council meeting.

Bill 2332: An ordinance to amend Ordinance 1175 – Section III of the Zoning Ordinances of the City of Ladue, St. Louis County, Missouri to require that solar installations obtain a Special Use Permit in all zoning districts.

Mayor Spewak read Bill No. 2332 followed by a second reading by Council Member Howell.

Council Member Fox moved for approval of Bill No. 2332. Upon second by Council Member Burroughs the roll call vote thereupon was as follows:

Council Member Burroughs	"Aye"
Council Member Fox	"Aye"
Council Member Hensley	"Aye"
Council Member Howell	"Aye"
Council Member Kamps	"Aye"

There being five aye votes and zero nay votes the motion passed unanimously.

Bill 2333: An ordinance to amend Chapter 58 of the Ladue Code of Ordinances regarding the hours of operation when construction noise is allowed on Saturdays.

Mayor Spewak read Bill No. 2333 followed by a second reading by Council Member Hensley.

Ms. Lamitola stated that these hours are more in keeping with our neighboring communities and does not affect lawn services. Ms. Lamitola added that contractors that are undertaking larger projects may request extended construction hours for approval by Council.

Council Member Hensley moved for approval of Bill No. 2333. Upon second by Council Member Burroughs the roll call vote thereupon was as follows:

Council Member Fox	"Aye"
Council Member Hensley	"Aye"
Council Member Howell	"Aye"
Council Member Kamps	"Aye"
Council Member Burroughs	"Aye"

There being five aye votes and zero nay votes the motion passed unanimously.

Proclamation – A proclamation recognizing April 22, 2023, as the 5th Annual Arbor Day Observance in the City of Ladue.

Financial Matters:

Mr. Kroenung stated that approximately \$900,000 in funds is currently being held by the St. Louis County assessor due to real estate tax protests.

The Mayor and Council reviewed the Vouchers for Payment for the month of February 2023. Council Member Howell moved their approval, upon second by Council Member Hensley the motion passed unanimously.

The Mayor and Council reviewed the Collector's Report for February 2023. The mayor ordered the report filed for information.

The Mayor and Council reviewed the Treasurer's Report for February 2023. The mayor ordered the report filed for information.

The Mayor and Council reviewed the Cash Flow Summary for February 2023. The mayor ordered the report filed for information.

The Mayor and Council reviewed the Delinquent Real Estate Tax Report for February 2023. The mayor ordered the report filed for information.

The Mayor and Council reviewed the Investments Report for February 2023. The mayor ordered the report filed for information.

Department Reports:

Fire Department: The Mayor and Council reviewed the Fire Department Activity Report for February 2023. The mayor ordered the report filed.

Police Department: Mayor and Council reviewed the Police Activity Report for the period February 1 – February 28, 2023. The mayor ordered the report filed.

Public Works & Building: Mayor and Council reviewed the report of the Director of the Public Works Department for February 2023. The mayor ordered the report filed.

Ms. Lamitola shared that all 12 easements for the Dielman Road project have been obtained.

Mr. Garlock stated that since the submittal of the true value construction has been enforced there has been an increase in permitting fees. Mr. Garlock reported that in February 2022 approximately \$102,00 in permit fees was collected, in comparison to the \$172,527 collected in February 2023.

Municipal Court: Mayor and Council reviewed the report of the Municipal Court for February 2023. The mayor ordered the report filed.

City Attorney: Nothing to report currently.

Administration:

Ms. Mann stated that the next subdivision trustee meeting would be held on Thursday, May 4th, 2023, at 6PM.

Ms. Mann stated that the staff has completed their evaluations for the Managed IT Services project and recently wrapped up interviews and reference checks. Ms. Mann stated that staff will have a recommendation to the Council in April.

Committee Appointments

Mayor Spewak requested approval of the following appointments:

- Mark Merlotti, Finance, Revenue and Taxation Committee for a three-year term
- Hunter Brown, Finance, Revenue and Taxation Committee for a three-year term

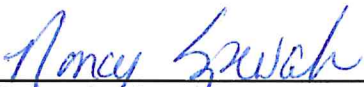
Council Member Fox moved to approve the appointments of Mark Merlotti and Hunter Brown to the Finance, Revenue and Taxation Committee for three-year terms, with a second by Council Member Burroughs the motion passed unanimously.

Reports of Various Board & Commission Meetings


The Mayor and Council reviewed the reports of various Board & Commission Meetings held between February 9th, 2023, and March 8th, 2023. The mayor ordered the reports filed for information.

Adjournment: Council Member Fox moved adjournment, with second by Council Member Burroughs the motion passed unanimously. The meeting adjourned at 4:49 p.m.

APPROVED THIS 17th DAY OF APRIL 2023.



Nancy Spewak, Mayor

ATTEST:


Stacey Mann, City Clerk