

**CITY COUNCIL OF THE CITY OF LADUE
ST. LOUIS COUNTY, MISSOURI
MONDAY, FEBRUARY 21, 2023**

The meeting of the City Council of the City of Ladue, St. Louis County, Missouri, was held on Monday February 21st, 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:

Patrick Hensley
John Fox
John Howell (arrived at 4:13PM)
William Brennan
Harold Burroughs

Absent:
Stacey Kamps

Five Council Members present.

Also, present were Police Chief Ken Andreski; Fire Chief Steven Lynn; Mr. Paul Garlock, Building Commissioner; Ms. Lamitola, Director of Public Works; Ms. Andrea Sukanek, City Planner; Ms. Erin Seele, City Attorney; and Ms. Lori Mullins, Deputy City Clerk.

Approval of the Agenda: Council Member Fox moved to approve the agenda, upon second by Council Member Brennan, 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 January 17, 2023. Council Member Brennan moved approval of the minutes as submitted; upon second by Council Member Fox, the motion passed unanimously.

Public Forum: No one wished to address the Mayor and Council.

Public Hearings:

PH1: The City Council will hold a Public Hearing regarding a request for a Special Use Permit Amendment for an addition to the clubhouse at the Bogey Club. The property is located at 9266 Clayton Road, in the B-Residential Zoning District.

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

Mr. Matt Wolfe, Architect for the Bogey Club kitchen renovation shared the plans for the addition with the Council.

Ms. Sukanek stated that the Zoning and Planning Commission unanimously recommends approval, following standard construction conditions.

No one else came forward to speak.

Ms. Seele announced the public hearing notice, the application, Zoning and Planning file, the Code of Ordinances and Ordinance 1175 were available for viewing and part of the official record.

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

Council Member Hensley moved approval of the amendment to the Special Use Permit for renovations at the Bogey Club, located at 9266 Clayton Road, upon second by Council Member Burroughs the motion passed unanimously.

PH2: The City Council of the City of Ladue will hold a Public Hearing regarding a proposed text amendment regarding a new Planned Development procedure.

The public hearing was opened upon motion by Council Member Fox and second by Council Member Howell.

Ms. Sukanek shared the proposed text amendment to the Zoning Code allowing commercial and residential use in G-1 and G-2 zoning districts. The submitted changes reflect objectives and goals stated in the comprehensive plan with commercial properties on the street level and luxury condominiums on the upper floors. The text amendment is being presented with the approval of the Zoning and Planning Commission.

After discussion, it was determined that more information was necessary to amend the Zoning Code as proposed. Council Member Fox moved to keep open the public hearing through the March meeting, with second by Council Member Hensley the motion passed unanimously.

No one else came forward to speak.

Ms. Seele announced the public hearing notice, the application, Zoning and Planning file, the Code of Ordinances and Ordinance 1175 were available for viewing and part of the official record.

The public hearing was kept open through the March meeting upon motion by Council Member Hensley and second by Council Member Brennan.

PH3: The City Council of the City of Ladue will hold a Public Hearing regarding a proposed text amendment to add certain language to Section VII regarding Special Use Permits.

Council Member Burroughs moved to open the public hearing, with second by Council Member Fox the motion passed unanimously. Mayor Spewak announced that this application was forwarded to the Council from the Zoning & Planning Commission with a positive recommendation.

Ms. Sukanek reported the proposed additional language gives the City Council the full authority to deny or revoke Special Use Permits due to uses found to be unsuitable, non-compliant and/or creating a nuisance.

Ms. Seele added the current code does not include revocation language for Special Use Permits. Ms. Seele announced the public hearing notice, the application, Zoning and Planning file, the Code of Ordinances and Ordinance 1175 were available for viewing and part of the official record.

No one else came forward to speak.

The public hearing was closed upon motion by Council Member Burroughs and second by Council Member Fox.

New Business:

Proposed Legislation:

Bill No. 2326-An ordinance modifying Chapter 102 – Trees and Landscaping, of the Ladue Code of Ordinances of the City of Ladue

Mayor Spewak read Bill No. 2326 followed by a second reading by Council Member Brennan.

Ms. Lamitola reported that additional BOSTA Committee members will ensure meetings have a quorum, which will aid in performing the additional permit review responsibilities to the Committee.

Mr. David Woltz addressed the City Council on the issue of Bamboo and it's unwelcome spreading from yard to yard. He commended the City Council for taking measures to tackle the problem but suggested more vigorous measures such as adding a requirement for property owners to register bamboo plants with the City to ensure proper containment of the plant.

Mayor Spewak thanked Mr. Woltz for his comments and ensured that the City will monitor this going forward, and address it as necessary.

After discussion, Council Member Hensley moved approval of Bill No. 2326. Upon second by Council Member Fox the roll call vote thereupon was as follows:

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

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

Bill No. 2327- An ordinance amending Article VI, Drug Regulations, of Chapter 62, Offenses and Miscellaneous Provisions of the Code of Ordinances of the City of

Ladue, St. Louis County, Missouri in compliance with Amendment 3 to the Missouri Constitution.

Mayor Spewak read Bill No. 2327 followed by a second reading by Council Member Hensley.

Ms. Seele reported on the necessity of Bill No. 2327 to ensure compliance with Missouri Amendment 3.

Council Member Hensley moved approval of Bill No. 2327. Upon second by Council Member Fox 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 Brennan	"Aye"

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

Bill No. 2328- An ordinance amending Section 90-221 of Chapter 90 Streets and Sidewalks, Article IV. and Section 98-7 Chapter 98 Traffic, Article I., of the Code of Ordinance of the City of Ladue, St. Louis County, Missouri regarding traffic calming devices

Mayor Spewak read Bill No. 2328 followed by a second reading by Council Member Brennan.

Chief Lynn reported on the recommended amendments to Chapter 90 Section 90-221 by updating the language and eliminating the ban of speed bumps.

A second recommended change to Chapter 98 defines the procedure. Updating the title of Sec. 98-7 to Traffic Calming Devices in Streets, revising the terminology, and clarifying within the ordinance, that traffic calming devices are permitted by resolution, with placement to accommodate emergency vehicles.

A permit process will insure proper approval, placement, and removal at the end of the maximum 120-day period after approval by the City Traffic Commissioner, Fire Authority, and Police Chief.

Council Member Howell moved approval of Bill No. 2328. Upon second by Council Member Brennan the roll call vote thereupon was as follows:

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

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

Bill No. 2329- An ordinance to amend Section 2-105(b) of Chapter 2 Administration, Article IV, of the Code of Ordinance of the City of Ladue, St. Louis County, Missouri regarding the composition of the Revenue, Finance, and Taxation Committee

Mayor Spewak read Bill No. 2329 followed by a second reading by Council Member Hensley.

Council Member Howell moved approval of Bill No. 2329. Upon second by Council Member Brennan 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 Brennan	"Aye"

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

Bill No. 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

Council Member Burroughs moved to table Bill No. 2330. Upon second by Council Member Howell the motion passed unanimously.

Bill No. 2331-An ordinance to amend Ordinance 1175 – the Zoning Ordinances of the City of Ladue, St. Louis County, Missouri regarding the city council's authority over special use permits

Mayor Spewak read Bill No. 2331 followed by a second reading by Council Member Howell.

Council Member Brennan moved approval of Bill No. 2331. Upon second by Council Member Hensley the roll call vote thereupon was as follows:

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

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

Resolution No. 2023-05- A resolution outlining the local cost share for the City of Ladue for the Hazard Mitigation Grant Program. *Regarding properties 14, 22, 25 Foxboro*

Ms. Lamitola shared information on the following three resolutions regarding the flood buyouts and City cost share.

Council Member Fox moved to adopt Resolution No. 2023-05, with second by Council Member Howell the motion passed unanimously.

Resolution No. 2023-06- A resolution outlining the local cost share for the City of Ladue for the Hazard Mitigation Grant Program. *Regarding property 23 Foxboro*

Council Member Brennan moved to adopt Resolution No. 2023-06, with second by Council Member Hensley the motion passed unanimously.

Resolution No. 2023-07-A resolution authorizing designated city staff to sign on behalf of the City of Ladue, Missouri the various required forms for the Hazard Mitigation Grant Program (HMGP) Applications and grants designated city staff further authority to sign all other documents and take all actions reasonably necessary to pursue the FMA buyouts.

Council Member Howell moved to adopt Resolution No. 2023-07, with second by Council Member Hensley the motion passed unanimously.

Resolution No. 2023-08- A resolution authorizing the mayor to execute on behalf of the City of Ladue, Missouri a professional services contract with S C Ryan Consulting, LLC for Public Relations Specialist Services

Council Member Howell moved to adopt Resolution No. 2023-08, with second by Council Member Burroughs the motion passed unanimously.

Resolution No. 2023-09- A resolution of the City of Ladue City Council endorsing St. Louis County's Grant Program for the city's waste reduction efforts.

Council Member Burroughs moved to adopt Resolution No. 2023-09, with second by Council Member Howell the motion passed unanimously.

Resolution No. 2023-10- A resolution authorizing the mayor to authorize on behalf of the City of Ladue, Missouri a contract amendment to work order #002 with Horner & Shifrin for engineering consultant services under the on-call professional services contract for the Foxboro Road buyout project for Flood Mitigation Assistance (FMA) Program

Council Member Hensley moved to adopt Resolution No. 2023-10, with second by Council Member Brennan the motion passed unanimously.

Resolution No. 2023-11- A resolution rescinding Resolution 1972-62

Council Member Hensley moved to adopt Resolution No. 2023-11, with second by Council Member Brennan the motion passed unanimously.

Financial Matters:

The Mayor and Council reviewed the vouchers for payment for the month of January 2023. Council Member Fox moved their approval, with second by Council Member Burroughs the motion passed unanimously.

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

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

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

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

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

Council Member Fox moved to amend the agenda to include a Capital purchase for the Fire Department to purchase a replacement Chevy Tahoe, with second by Council Member Burroughs the motion passed unanimously.

Department Reports:

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

Chief Lynn addressed the Capital Purchase of a Hose Replacement. The mayor has approved the purchase, and the Chief requested approval of the Council.

Council Member Hensley moved to approval of the purchase of the fire hose, with second by Council Member Brennan the motion passed unanimously.

Chief Lynn reported on a purchase request for a new Chevy Tahoe, at a cost of \$49,510 as budgeted.

Council Member Howell moved approval of the purchase of the replacement Tahoe, with second by Council Member Fox the motion passed unanimously.

Police Department: Mayor and Council reviewed the Police Activity Report for the period January 1 – January 31st, 2023. The mayor ordered the report filed.

Chief Andreski reported on the Police Department response to recent events in the City.

Chief Andreski requested approval for the Capital Purchase of a 2022 Ford Explorer XLT as budgeted: the cost being \$45,782.

Council Member Fox moved approval of the purchase of the 2022 Ford Explorer XLT, with second by Council Member Hensley the motion passed unanimously.

Chief Andreski requested approval for the Capital Purchase of a 2023 Ford F150 Police Responder as budgeted: the cost being \$35,733 after trade-in.

Council Member Fox moved approval of the purchase of the 2023 Ford F150, with second by Council Member Howell the motion passed unanimously.

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

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

City Attorney: Ms. Seele gave a brief report on the Legislative Conference.

Administration: No report.

Appointments: Mayor Spewak requested approval of the appointment of the following residents as members of the Ladue Finance, Revenue, and Taxation Committee.

Joe Gazzoli- Chairman
Dave Ryan
Lisa Guirl
David Wells
Wally Klein
Joe Rechter

Mayor Spewak noted that Scott Kroenung, would serve as staff liaison; the Department Heads, and Public Works Committee and Board of Fire and Police, will be included in these meetings.

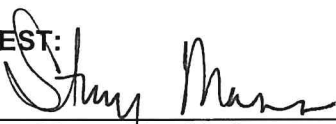
Mayor Spewak reminded the Council members the next meeting date is March 27th is the next meeting date, April 17

Adjournment: Council Member Burroughs moved adjournment, with second by Council Member Howell the motion passed unanimously. The meeting adjourned at 5:43 p.m.

APPROVED THIS 27th DAY OF MARCH 2023.



Nancy Spewak, Mayor

ATTEST:


Stacey Mann, City Clerk