

**CITY OF BRENTWOOD
BOARD OF ALDERMEN MEETING
MAY 2, 2016**

MEETING CALLED TO ORDER

Mayor Christopher Thornton called the meeting to order at 7:00 pm, in the Council Room of City Hall located at 2348 S. Brentwood Blvd., Brentwood, MO 63144 and immediately led the Pledge of Allegiance.

ROLL CALL

The following members were present

Alderman Plufka	Present	Alderman O'Neill	Present
Alderman Slusser	Present	Alderman Leahy	Present
Alderman Lochmoeller	Present	Alderman Sims	Present
Alderman Kramer	Present	Alderman Dimmitt	Present
Mayor Thornton	Present		

Members present constituted a quorum. Also present were City Clerk/Administrator Bola Akande, Attorney Kevin O'Keefe, Treasurer Greg Reynders, Assistant City Administrator/Planning Director Lisa Koerkenmeier, and Deputy Clerk Octavia Pittman.

Mayor Thornton led a moment of silence in honor of the passing of former City Attorney, Jerry Murphy.

APPROVAL OF AGENDA

Board of Aldermen May 2, 2016

Hearing no objections, the agenda was approved by acclamation.

CONSIDERATION AND APPROVAL OF MINUTES

Board of Aldermen Regular Meeting Minutes April 19, 2016

Hearing no changes, meeting minutes were approved as submitted by unanimous consent.

PRESENTATION/RECOGNITION

Certificate of Excellence – Officer Joshua Bowersox

Police Chief Fitzgerald presented Officer Joshua Bowersox for bravery in his role apprehending a carjacking suspect.

Presentation – General Assembly Sales Tax Bill (Former Mayor) Pat Kelly

Former Mayor Kelly announced his role as the Executive Director of the Municipal League of Metro St. Louis and introduced the services offered to municipalities. He provided an update of the League's efforts to create a sales tax policy (of which was distributed for review) and explained the impact that it has on both point of sale cities and pool cities within St. Louis. Legislation is currently being drafted with hopes of being implemented next year.

Mayor Thornton also recognized the retirement of Fire Chief Ted Jury and announced the Assistant Chief Terry Kurten will be filling in as Interim Fire Chief.

PUBLIC HEARING

None

BIDS

None

HEARING OF ANY MATTER OF PUBLIC INTEREST UPON REQUEST OF ANY PERSON

PRESENT (Each person addressing the board shall give his/her name, address and organization or firm represented, if any. He/she shall speak for a period not to exceed three (3) minutes; though additional time may be granted by the presiding officer of the board.)

Lee Wynn (Former Alderman) addressed the board stating his appreciation for the city leaders and their dedication. He also commented on the blessing to have a walking trail in his name.

UNFINISHED BUSINESS

None

BILLS TO BE GIVEN A FIRST READING ONLY

Bill No 6063 – An Ordinance Amending Schedule III Of The Brentwood City Code Regarding Residential Parking Restrictions

Attorney O’Keefe read Bill #6063 by title only. Alderman Kramer provided the synopsis, “This bill is for ordinance that ensures there is protected margins of no parking, 27 feet to the east and west of the Brentwood Court Apartments egress onto Eager Road and 27 feet to the east from Oriole Lane on Eager Road; no parking from here to the corner. The Public Safety Committee made a unanimous motion that the request be forwarded to the Board of Aldermen with a positive recommendation”.

Administrator Akande explained that it is the opinion of the Board of Aldermen that when it comes to residents, visitors and generally all drivers on the roadway/streets, safety is non-negotiable. The Aldermen affirms that it should be the responsibility of the developer of the multi-family unit on the north side of Eager Road to ensure the safety and appropriate accommodation of construction traffic during the construction of this project. With the lack of assurance taken by the developer, the Public Safety Committee and Board of Alderman found the need for egress so that those living in the area easy access on to Eager Road.

After questions from Aldermen it was clarified that this legislation is not establishing any precedence and that the restriction is not just during the construction process. Signs will be erected in the area denoting the changes.

BILLS TO BE GIVEN A SECOND READING ONLY

None

BILLS TO BE GIVEN A FIRST AND SECOND READING

Bill No. 6061 – An Ordinance Amending Section 600.200 Of The Brentwood City Code Relating To Prohibited Conduct For Licensees Authorized To Dispense Alcoholic Beverages

Attorney O’Keefe read Bill #6061 by title only. Alderman Kramer provided the synopsis, “this bill is for an ordinance amending section 600.200 of the City of Brentwood City Code relating to

prohibited conduct for licensees authorized to dispense alcoholic beverages. This bill underscores the importance of all licenses maintaining strict adherence to such standards at all times and enable the Police Department to use the regulatory authority vested in them by state law and the ordinance of the City to assure that all licenses premises are operated in a safe and lawful manner. The Public Safety Committee made a unanimous motion that the request be forwarded to the Board of Aldermen with a positive recommendation”.

Administrator Akande explained that an increasing number of neighboring municipalities, who after reviewing their code realize that it does not offer much protection regarding what is deemed to be prohibited conduct in establishments where alcohol is sold. The Board asked the Attorney to review in which he recommended some expansions. A discussion was held and

After questions from Aldermen, Attorney O’Keefe clarified that this legislation is to be used as an additional enforcement tool. Attorney O’Keefe read Bill #6061 by title only. Motion was made by Alderman Leahy and seconded by Alderman Slusser to perfect Bill No. 6061 into ordinance form. **ROLL CALL:** Alderman Dimmitt – yes; Alderman Kramer – yes; Alderman Leahy – yes; Alderman Lochmoeller – yes; Alderwoman O’Neill – yes; Alderman Plufka – yes; Alderwoman Sims – yes; Alderman Slusser – yes; **MOTION PASSED.**

BILL #6061 IS HEREBY PASSED BY THE BOARD OF ALDERMAN AND UPON SIGNATURE BY THE MAYOR BECOMES ORDINANCE #4711

RESOLUTIONS

None

ACCOUNTS AGAINST THE CITY

Alderman Slusser announced the warrant list in the amount of \$112,198.94 and made a motion for approval. Motion seconded by Alderman Kramer. **ROLL CALL:** Alderman Dimmitt – yes; Alderman Kramer – yes; Alderman Leahy – yes; Alderman Lochmoeller – yes; Alderwoman O’Neill – yes; Alderman Plufka – yes; Alderwoman Sims – yes; Alderman Slusser – yes; **MOTION PASSED.**

REPORT OF COMMITTEES AND DEPARTMENT HEADS

Mayor Thornton announced the National Day of Prayer to be held at City Hall on May 5th. He offered a reminder of Community Shred Day on May 7th and the Fire Department Open House on May 11th.

Appointments to Boards and Commissions

Mayor Thornton presented additional appointments to Board and Commission (non-aldermanic). He announced efforts to advertise in the city bulletin and website the request for volunteers. As we often receive volunteers, they don’t always represent all 4 wards of the city. He asked that he is notified if Aldermen were aware of interested volunteers. He also noted that conversations have been held with the current Planning and Zoning Commission Chairman who has expressed interest in expanding the number of members from 11 members to 15, as allowed per the state statute. Motion was made to approve the 2016 appointments to board and committees as submitted. Motion seconded by Alderman Plufka. **ROLL CALL:** Alderman Dimmitt – yes; Alderman Kramer – yes; Alderman Leahy – yes; Alderman Lochmoeller – yes; Alderwoman O’Neill – yes; Alderman Plufka – yes; Alderwoman Sims – yes; Alderman Slusser – yes; **MOTION PASSED.**

Election of the Acting President of the Board of Aldermen

Pursuant to RSMo 79.010, the Board of Aldermen is required to elect a member as Acting President of the Board of Aldermen and a majority vote of the board is required. Nominations

for the position were accepted; Alderman Slusser nominated Alderman Plufka and Alderman Kramer was nominated by Alderman Lochmoeller.

Ballots were accepted from Aldermen for the position of Acting President of the Board:

Alderman Kramer received 4 votes

Alderman Plufka received 4 votes

Alderman Plufka expressed appreciation for the nomination, however withdrew his name from consideration. As there were no other nominations, **Alderman Kramer was elected as the Acting President of the Board of Aldermen.**

Public Safety Committee, Alderman Plufka announced the request considered at the previous meeting in which the committee approved the installation of 2 deaf child at play signs. He noted the lengthy agenda and need to postpone some of the items; for instance, the police efficiency report will be presented at the June 16th meeting.

Public Works Committee, Alderman Leahy announced the next meeting on May 11th at 4:30pm.

Director of Planning & Development, Administrator Akande introduced the new Assistant City Administrator/Planning Director Lisa Koerkenmeier and provided a brief background. Ms. Koerkenmeier expressed her appreciation for the opportunity.

Special Use Permit – Bed Bath and Beyond

Director Koerkenmeier announced the request from Bed Bath and Beyond for a special use permit for their annual Back to School event of which is generally approved each year. They want to place 12 storage containers at the back of the store, each being 7 feet by 40 feet long. The items stored are pre-paid orders that the customers will be picking up, and this generates over a million dollars for the store. Start date is June 1, and they say 117 day duration which would be Sept 25th.

After a question was raised recently regarding the use of temporary containers / trailers for temporary storage and for use as part of a construction project, in December 2015, the Public Works Committee requested that staff research regulations / policy to better regulate the use of temporary storage containers used in the City of Brentwood. Any changes the City wants to consider would be in the form of a text amendment to the City's Zoning Code to provide better direction in approving Temp Trailers / Containers before this permit request is up for approval. This text amendment would need to go to the Planning Commission and staff if preparing to review and bring back to the Public Works Committee for informational purposes before it is put on the Board of Aldermen agenda.

Alderman Leahy expressed concerns of BBB extending their timeframe and noted that they should better utilize their indoor storage space in fairness to Walgreens who is consistently denied.

Ways and Means Committee, Alderman Slusser announced the next meeting on May 5th at 6pm; discussions will continue regarding the conflicts of interest bill for the aldermen as well as benefit renewals for employees.

City Attorney Kevin O'Keefe had no report.

City Clerk/Administrator Akande

Request to Join the Buy Board Purchasing Cooperative

Administrator Akande announced staff's request to join the Buy Board Purchasing Cooperative. The Board of Alderman previously approved the request of the City to join two purchasing cooperatives; National Joint Powers Alliance (NJPA) and the Cooperative Purchasing Network (CPN). Cooperative purchasing is a procurement method where a government agency has already gone through the procurement process and awarded a contract to one or more vendors for a particular product or service. The contract can be utilized on the same terms and conditions as the original procurement contract for other agencies. Staff was approached by representatives from Buy Board to inquire if the City would be willing to join Buy Board. Buy Board is sponsored by the Missouri Municipal League and the Missouri School Boards Association. There are a number of vendors that City has used who are vendors in the Buy Board National Purchasing Cooperative, including, Daktronic Scoreboards, Kubota Tractor Corporation, Musco Lighting, O'Reilly Auto Parts and Victor Stanley just to name a few.

Motion was made by Alderman Leahy and seconded by Alderman Slusser to join the Buy Board Purchasing Cooperative in conformance with the purchasing policy. Unanimous vote in favor taken; **MOTION PASSED.**

Excise Commissioner Slusser had no report.

Library, Alderwoman O'Neill had no report.

Municipal League, there was no report.

Historical Society, Chief Fitzgerald had no report.

ANNOUNCEMENTS

Alderman Plufka announced the Ward 1 meeting to be held on May 3rd at 6:30pm in city hall.

Alderman Leahy announced the Ward 3 meeting to be held on May 31st at 7pm in the council chambers. He added that MSD was in attendance at the April meeting to provide updates regarding the sewer project.

NEW BUSINESS

None

HEARING OF ANY MATTER OF PUBLIC INTEREST UPON REQUEST OF ANY PERSON

PRESENT (Each person addressing the board shall give his/her name, address and organization or firm represented, if any. He/she shall speak for a period not to exceed three (3) minutes; though additional time may be granted by the presiding officer of the board. Total time allotted for this section shall not exceed 15 minutes)

Susan Lee, Eulalie, requested the status of the request to rezone property for the development on Manchester and Hanley.

Mayor Thornton responded that the applicant had made a request to rezone the property from PD to UD. They were looking to separate the approval for the rezoning from the development, but shortly before the meeting they decided not to separate site plan and rezoning and to have it come forward as a single package; it has not yet been brought back to the board.

ADJOURNMENT

Motion was made by Alderman Slusser and seconded by Alderwoman Sims to adjourn the meeting at 8:22pm. Unanimous vote in favor taken; **MOTION PASSED.**

Approved, as submitted, on the 16th day of May, 2016

Attest:

Christopher A. Thornton, Mayor

Bola Akande, City Clerk/Administrator