

**CITY OF HAZELWOOD
REGULAR COUNCIL MEETING
MAY 19, 2021**

CALL TO ORDER

A regular meeting of the Hazelwood City Council was called to order by Mayor Matthew G. Robinson at 7:35 p.m. on Wednesday, May 19, 2021, in the Council Chambers of Hazelwood City Hall, 415 Elm Grove Lane.

In response to the coronavirus (COVID-19) public health emergency, some members of the City Council attended in-person in the Council Chambers at Hazelwood City Hall and others attended and participated by video conference in accord with Section 610.015, RSMo (“All votes taken by roll call in meetings of a public governmental body consisting of members who are all elected ... shall be cast by members ... who are physically present ... or who are participating via videoconferencing.”) It was impossible and impractical to hold the meeting in a manner physically accessible by the public. Section 610.020.2, RSMo (“Each meeting shall be held at a place reasonably accessible to the public ... unless for good cause such a place ... is impossible or impractical.”) Public access to the meeting was accommodated in person and via access to video conference pursuant to notice provided in accord with Section 610.020, RSMo.;

On roll call the following members of the Council were present:

Rosalie Hendon
Mary G. Singleton
Robert M. Aubuchon
Don W. Ryan
Daniel T. Herin
Matthew G. Robinson
Lisa M. Matlock
Warren H. Taylor

Council Member Carol A. Stroker was not present. City Clerk Julie Lowery declared a quorum was present.

Also present were City Manager Matt Zimmerman and City Attorney Kevin O'Keefe.

AGENDA

There being no amendments proposed, Mr. Aubuchon moved, seconded by Mrs. Hendon, the adoption of the agenda as printed. The motion passed unanimously.

CONSENT AGENDA

Mrs. Hendon moved, seconded by Mr. Ryan, the adoption of the consent agenda as printed. The following vote was recorded on the motion:

AYE - 8

NAY - 0

Mrs. Hendon
Mrs. Singleton
Mr. Aubuchon
Mr. Ryan
Mr. Herin
Mayor Robinson
Ms. Matlock
Mr. Taylor

The motion passed unanimously and the consent agenda, including a closed meeting immediately following the regular meeting to discuss litigation and to consult with the City Attorney in accordance with the provisions of RSMo 610.021(1), was adopted.

APPROVAL OF MINUTES

Mrs. Hendon moved, seconded by Mr. Ryan, to approve the minutes of the April 28 special and closed Council meetings, the April 28 Council work session, and the May 5 regular and closed Council meetings as submitted. The motion passed unanimously.

SPECIAL ORDER OF BUSINESS - None

PROCLAMATIONS AND RESOLUTIONS

PASTOR LEVIN
RETIREMENT
PROCLAMATION

Mayor Robinson called for the reading of a proclamation expressing recognition to retiring North County Community Church Pastor Bob Levin.

There were no objections and Proclamation 2113 was read.

Mr. Ryan moved, seconded by Mrs. Hendon, the adoption of Proclamation 2113 expressing recognition to Pastor Bob Levin for his many years of service at North County Community Church and extending sincere good wishes for a happy retirement. The motion passed unanimously.

CITIZENS HEARINGS AND PRESENTATION OF PETITIONS

Mayor Robinson explained the procedures to be followed during a hearing. He invited anyone desiring to make a comment to come forward at this time.

TEMPORARY
LIQUOR LICENSE

A request for an extension of the temporary liquor license for Love Restaurant at 7217 North Lindbergh Boulevard had been received from Demetrius Jackson, the managing officer.

Mr. Jackson stated he is seeking a 90-day extension of his temporary liquor license, which expired on May 18, due to the restaurant not being in operation.

Mr. Aubuchon moved, seconded by Mr. Herin, to grant a 90-day extension of the temporary Full Liquor License, with Sunday, for Love Restaurant at 7217 North Lindbergh Boulevard. The motion passed unanimously.

RFPD UPDATES Keasha Orban of 1112 Woodcrest Lane expressed disappointment with not receiving updates regarding Robertson Fire Protection District (RFPD) negotiations.

Mayor Robinson responded that negotiations between the parties are private and residents will receive updates when allowable. The city's mediator is aware of the residents' concerns.

RFPD CONCERNS Alan Orban of 1112 Woodcrest Lane expressed concern about there not being an adjustment clause or end date in the contract between the City and RFPD.

Mr. O'Keefe responded that the contract was written based on a combination of statutes enforced and judicial orders in litigation associated with the annexation.

RCM & RFPD Clara Faatz of 8 Bon Vue Drive stated she believes Council meetings should be in-person and that the residents should be receiving more communication regarding mediation with RFPD.

Ms. Faatz stated meetings regarding fire service issues should include all residents, and not just those who reside in the annexed area.

Mayor Robinson stated that the residents are working together to set up a town hall meeting regarding mediation, and agrees that there needs to be more communication with residents.

CITY MANAGER'S STATUS REPORT Mr. Zimmerman reported on concerns expressed at the May 5 Council meeting.

Regarding John Zamudio's concerns, Mr. Zimmerman stated that he has received a report from Police Chief Gregg Hall and the information provided shows that over the past two years there have been relatively few calls for service to Cabela's for theft.

Regarding Amy Mulholland's questions about the swim team, Mr. Zimmerman stated that the City would host the team practices and swim meets.

PUBLIC HEARINGS

LIQUOR LICENSE
9085 DUNN ROAD

Mayor Robinson called to order the public hearing to consider the application by Sara Winbush for a Full Liquor License, with Sunday, for 9085 Dunn Kitchen & Bar d/b/a At Monroe at 9085 Dunn Road.

The requisite background check had been performed and Chief Hall has recommended approval of the application once ownership has been obtained and the occupancy permit has been issued.

Mayor Robinson asked if anyone present wished to speak in favor of or in opposition to the proposal.

No one spoke in favor of or in opposition to the proposal and Mayor Robinson declared the hearing closed.

Mr. Aubuchon moved, seconded by Mr. Taylor, to concur with the staff recommendation and grant the 90-day temporary Full Liquor License, with Sunday Liquor License, for 9085 Dunn Kitchen & Bar, LLC d/b/a At Monroe, at 9085 Dunn Road, once ownership has been obtained and the occupancy permit has been issued. The motion passed unanimously.

COMMUNICATIONS

EWGCG
BRIEFINGS

The April 29 issue of Briefings was received from the East-West Gateway Council of Governments.

CHARTER
COMMUNICATIONS

A notification advising of upcoming price changes was received from Charter Communications.

EWGCG
BRIEFINGS

The May 6 issue of Briefings was received from the East-West Gateway Council of Governments.

EWGCG
BRIEFINGS

The May 13 issue of Briefings was received from the East-West Gateway Council of Governments.

Mrs. Hendon moved, seconded by Mr. Ryan, to receive and file all communications. The motion passed unanimously.

UNFINISHED BUSINESS - None

MAYOR AND COUNCIL REPORTS

WORK SESSION
AGENDA ITEMS

No items were added to the July 14 Council work session agenda.

RFPD FIRE SERVICES UPDATE Mr. O’Keefe stated a case management conference was held last week.

Mr. O’Keefe stated the judge has issued an order for the City and RFPD to engage in a settlement conference on July 6 and a motion hearing is scheduled for July 9.

IN-PERSON COUNCIL MEETINGS Mr. Aubuchon asked when the Council would start attending the regular Council meetings in-person.

Mayor Robinson responded staff is working through details to ensure technology is available to continue using Zoom and live streaming, and to accommodate all participants whether they choose the in-person or online option.

CITY MANAGER'S REPORT

SOLID WASTE & RECYCLING COLLECTION Public Works Director David Stewart stated the current contract with Republic Services is set to expire on August 31, 2021.

Mr. Stewart stated the City has solicited bids for solid waste, recycling, and yard waste collection services. Bids were received from Republic Services, Waste Connections and Meridian Waste on May 07, 2021. Republic provided the lowest rate for trash and recycling, with the highest charge for optional yard waste.

Republic Services representative Susan Piazza was available for questions.

Mr. Aubuchon stated he does not want yard waste collection to be a mandatory service.

Mr. Ryan agreed.

Mrs. Singleton moved, seconded by Mrs. Hendon, to award the bid for solid waste, recycling, and optional yard waste collection services to Republic Services of Bridgeton, MO. The motion passed unanimously.

CITY ATTORNEY'S REPORT - None

CITY CLERK'S REPORT - None

COMMISSION AND BOARD REPORTS Mrs. Hendon moved, seconded by Mr. Ryan, to receive and file the minutes of the March 22 Historic Preservation Commission meeting and the April 13 Community Enrichment Commission meeting. The motion passed unanimously.

NEW BUSINESS - None

INTRODUCTION AND FIRST READING OF BILLS - None

SECOND READING OF BILLS AND ACTION ON BILLS

BILL 4937 Mayor Robinson called for the second reading of Bill 4937 to
SLUP grant a Special Land Use Permit for a restaurant at 9085
9085 DUNN ROAD Dunn Road.

There were no objections and Bill 4937 was read by title only:

AN ORDINANCE AUTHORIZING AND GRANTING A PERMANENT SPECIAL LAND USE PERMIT TO 9085 DUNN KITCHEN & BAR, LLC D/B/A AT MONROE KITCHEN & BAR FOR A RESTAURANT AT 9085 DUNN ROAD AND PROVIDING THE CONDITIONS OF SUCH USAGE.

Mr. Aubuchon moved, seconded by Mr. Taylor, the adoption of Bill 4937 as an ordinance. The following vote was recorded on the motion:

<u>AYE - 8</u>	<u>NAY - 0</u>
Mrs. Hendon	
Mrs. Singleton	
Mr. Aubuchon	
Mr. Ryan	
Mr. Herin	
Mayor Robinson	
Ms. Matlock	
Mr. Taylor	

Bill 4937 was unanimously adopted as Ordinance 4821-21.

BILL 4938 Mayor Robinson called for the second reading of Bill 4938
CONTRACT authorizing a contract with Sweetens Concrete Services,
LLC for joint and crack sealing of various City streets.

There were no objections and Bill 4938 was read by title only:

AN ORDINANCE AUTHORIZING A CONTRACT WITH SWEETENS CONCRETE SERVICES, LLC FOR JOINT AND CRACK SEALING OF VARIOUS CITY STREETS AT A COST NOT TO EXCEED \$64,565.

Mr. Aubuchon moved, seconded by Mr. Ryan, the adoption of Bill 4938 as an ordinance. The following vote was recorded on the motion:

<u>AYE - 8</u>	<u>NAY - 0</u>
Mrs. Hendon	

Mrs. Singleton
Mr. Aubuchon
Mr. Ryan
Mr. Herin
Mayor Robinson
Ms. Matlock
Mr. Taylor

Bill 4938 was unanimously adopted as Ordinance 4822-21.

MISCELLANEOUS BUSINESS AND ANNOUNCEMENTS

CITY HALL CLOSED Mayor Robinson announced City Hall will be closed on May 31 in observance of Memorial Day.

COUNCIL MEETING Mayor Robinson announced the next regular Council meeting will be held Wednesday, June 2, at 7:30 p.m. in the Council Chambers.

ADJOURNMENT There being no further business to come before the Council, the meeting was adjourned at 8:25 p.m.

Matthew G. Robinson - Mayor
City of Hazelwood, Missouri

ATTEST:

Julie Lowery - City Clerk
City of Hazelwood, Missouri