



WILDWOOD

CITY OF WILDWOOD
JULY 22, 2019 RECORD OF PROCEEDINGS

CITY OF WILDWOOD
MEETING OF CITY COUNCIL
WILDWOOD CITY HALL
16860 MAIN STREET
WILDWOOD, MO 63040

The meeting was called to order at 7:00 P.M.

A roll call was taken, with the following results:

Present at Roll Call:

Mayor Jim Bowlin
Council Member Niles Stephens
Council Member Crystal McCune
Council Member Jon Bopp
Council Member Dave Bertolino
Council Member Katie Dodwell
Council Member Kenneth E. Remy
Council Member Lauren Edens
Council Member Larry Brost
Council Member Joe Garritano
Council Member Tim Woerther
Council Member Debra Smith McCutchen
Council Member Steve Taylor
Council Member Kevin Dillard
Council Member Don Bartoni
Council Member John Gragnani

Absent:

Council Member Cheryl Jordan

Also present:

Mr. Joe Vujnich, Director of Planning and
Parks/Co-Interim City Administrator
Mr. Steve Cross, Co-Interim City Administrator
Mr. Rick Brown, Director of Public Works
Mr. John Young, City Attorney
Ms. Jessica Stirmlinger, Deputy City Clerk
Mr. Julian M.D. Jacquin, Economic Development
Manager

PLEDGE OF ALLEGIANCE

Mayor Bowlin led the Pledge of Allegiance.

APPROVAL OF MINUTES

The minutes of the July 8, 2019 City Council meeting were submitted for approval. A motion was made by Council Member McCune, seconded by Council Member Remy, to approve the minutes of the July 8, 2019 City Council meeting. A voice vote was taken with an affirmative result and the motion was declared passed. Council Member Dillard abstained.

PUBLIC PARTICIPATION

Public Participation and Hearing Procedures

Mike Rothe, 314 Waterside, spoke in regard to Lake Chesterfield.

Joe Wood, 16456 Centerpointe Dr., spoke in regard to Lake Chesterfield.

Jeanne Flowers, 404 Beacon Point Ln., spoke in regard to Lake Chesterfield.

Officials' Responses

MAYOR ANNOUNCEMENTS AND APPOINTMENTS

Announcements –

Presentation – FY-2018 Comprehensive Annual Financial Report, RubinBrown LLP (Wards – All)

Ted Williamson, Partner with RubinBrown LLP, provided a brief summary of financial results and reported an unmodified or clean opinion on the financial statements.

Fahr Greenhouse - Patrick and Mary Bellrose – named “2019 St. Louis County Farm Family”

Mayor Bowlin recognized Patrick and Mary Bellrose for being named “2019 St. Louis County Farm Family.”

Appointments -

Stacy Jackson – Provisional Municipal Judge – (Ward Six) – Term Ending June 2021

A motion was made by Council Member Bopp, seconded by Council Member Woerther, to approve the appointment of Stacy Jackson as Provisional Municipal Judge. A voice vote was taken with an affirmative result and the motion was declared passed.

Arnie Sprunger – Board of Adjustment – (Ward One) – Term Ending June 2024

A motion was made by Council Member Brost, seconded by Council Member Gragnani, to approve the appointment of Arnie Sprunger to the Board of Adjustment. A voice vote was taken with an affirmative result and the motion was declared passed.

Mikel Garrett – Board of Ethics – (Ward Two) – Term Ending June 2024

A motion was made by Council Member Bartoni, seconded by Council Member Edens, to approve the appointment of Mikel Garrett to the Board of Ethics. A voice vote was taken with an affirmative result and the motion was declared passed. Council Members Stephens, McCune, Bopp, Woerther, Dillard and Gragnani opposed.

Lynette Baker – Board of Public Safety – (Ward Seven) – Term Ending June 2022

A motion was made by Council Member Bopp, seconded by Council Member McCune, to approve the appointment of Lynette Baker to the Board of Public Safety. A voice vote was taken with an affirmative result and the motion was declared passed.

PUBLIC HEARING –

- A. P.Z. 4-19 City of Wildwood Planning and Zoning Commission, c/o Department of Planning, 16860 Main Street, Wildwood, Missouri 63040 – A request to consider possible amendments to the City of Wildwood’s Zoning Ordinance – Chapter 415.380 Miscellaneous Regulations – which would address certain issues and concerns relating to hotels, motels, and similar types of uses, specifically regarding guest vehicles and the identification of them relative to their parking and/or storage in conjunction with these activities. (Wards – All)

Co Interim City Administrator and Director of Planning, Joe Vujnich, provided an overview of the request for action.

Public Hearing Comments

Jane Finnegan, 2517 Rainforest Dr., spoke in regard to concerns for accountability of consequences to the rules and regulations.

A motion was made by Council Member Woerther, seconded by Council Member Taylor, to authorize the preparation of legislation. A voice vote was taken with an affirmative result and the motion was declared passed.

UNFINISHED BUSINESS - None

NEW BUSINESS

BILL #2483 AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF WILDWOOD, MISSOURI AUTHORIZING THE CO-INTERIM CITY ADMINISTRATORS TO EXECUTE AND ISSUE A PURCHASE ORDER FOR CERTAIN SECURITY ITEMS INTENDED FOR INSTALLATION AT CITY HALL, WHICH RELATE TO OCCUPANT SAFETY, THROUGH THE USE OF PROPOSITION P SALES TAX FUNDS. *Recommended by the Board of Public Safety and the Department of Planning and Parks (First Reading)* (Wards – All)

Direct Budgetary Impact: \$66,000

A motion was made by Council Member McCutchen, seconded by Council Member Bertolino, for the first reading of Bill #2483. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #2483 was read for the first time by title only.

BILL #2484 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF WILDWOOD, MISSOURI TO EXECUTE A CONSULTANT/SERVICES AGREEMENT ON BEHALF OF THE CITY OF WILDWOOD WITH SC ENGINEERING, LLC, d/b/a COCHRAN, FOR THE DESIGN OF SMALL BRIDGE AND BOX CULVERT REPLACEMENTS ON BOUQUET ROAD AND WILD HORSE CREEK ROAD WITHIN THE CITY OF WILDWOOD. *Recommended by the Administration / Public Works Committee* (First Reading) (Ward - One)

Direct Budgetary Impact: \$21,960

A motion was made by Council Member Brost, seconded by Council Member Gagnani, for the first reading of Bill #2484. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #2484 was read for the first time by title only.

BILL #2485 AN ORDINANCE OF THE CITY OF WILDWOOD, MISSOURI, AUTHORIZING AN AGREEMENT WITH THE MISSOURI OFFICE OF STATE COURTS ADMINISTRATOR (OSCA) FOR IMPLEMENTATION OF THE SHOW-ME COURTS (SMC) AUTOMATION SOFTWARE AND IMPOSING A COURT AUTOMATION SURCHARGE OF SEVEN DOLLARS ON MUNICIPAL CASES IN ORDER TO ASSIST IN PAYMENT THEREOF AND AMENDING THE MUNICIPAL CODE RELATING THERETO. *Recommended by the City Attorney and Co – Interim City Administrators* (First Reading) (Wards – All)

Direct Budgetary Impact: TBD

A motion was made by Council Member Dodwell, seconded by Council Member McCune, for the first reading of Bill #2485. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #2485 was read for the first time by title only.

RESOLUTIONS –

RESOLUTION #2019-28 A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WILDWOOD, MISSOURI GRANTING THE APPROVAL OF A CONDITIONAL USE PERMIT (CUP), WHICH WILL ALLOW FOR THE INSTALLATION OF SOLAR PANELS ON THE FRONT-FACING PORTION OF AN EXISTING DWELLING, WHICH WOULD THEN MAKE THEM VISIBLE FROM THE ABUTTING STREET, WITH SUCH ACTION BEING CONSISTENT WITH THE REPORT AND RECOMMENDATION OF THE PLANNING AND ZONING COMMISSION'S LETTER OF RECOMMENDATION, BEING DATED MAY 20, 2019, EXCEPTING THE MATTER OF CERTAIN TREE RETENTION CONTAINED THEREIN - P.Z. 2-19 Doug Gray. *Recommended by the City Council* (Ward - Five)

Direct Budgetary Impact: None

A motion was made by Council Member Bertolino, for the adoption of Resolution #2019-28, which motion was seconded by Council Member McCutchen. A voice vote was taken for approval of Resolution #2019-28 with an affirmative result and the motion was declared passed. Council Members Gagnani, Woerther and McCune opposed.

MISCELLANEOUS –

Approval of Expenditures (Wards – All)

A motion was made by Council Member Gagnani, seconded by Council Member Remy, for approval of the expenditures. A voice vote was taken with an affirmative result and the motion was declared passed. Council Member Woerther opposed.

Receive and File – One (1) Items

P.Z. 8-19 Albert and Gisela Baner, 18909 Old Fox Bridge Road, Wildwood, Missouri 63069, c/o Straight Up Solar, 10330

Page Industrial Boulevard, St. Louis, Missouri 63132 – A request for a Conditional Use Permit (CUP) in the NU Non-Urban Residence District and FPNU Floodplain Non-Urban Residence District (Street Address: 18909 Old Fox Bridge Road/Locator Number: 26Y120115), for the installation of roof-mounted solar panels, which are to be so situated on the dwelling as to be visible from an adjoining roadway. This request is to be reviewed in accordance with Chapter 415.090 NU Non-Urban Residence District Regulations of the City of Wildwood Zoning Ordinance, which establishes standards and requirements for the installation of solar panels. The requested permit is required due to the panels' placement on the front facing area of the dwelling's roof, which does abut a roadway. (Ward - Six)

Director of Planning, Joe Vujnich, provided an overview and stated he was available for any questions or comments.

Redaction of Public Records for Privacy – Council Member Taylor

Council Member Taylor shared concerns of how the City responds to Sunshine requests and protecting resident information.

A motion was made by Council Member Taylor, seconded by Council Member McCutchen, to ask the City Attorney to investigate the legality of closing certain email lists and other sources of personal resident information within the constraints of Missouri Sunshine Law in order to protect privacy and promote public safety.

A motion was made by Council Member McCune, seconded by Council Member Stephens, to postpone until the next council meeting for the information to be provided to the Council that comes from City Attorney Young and Council Member Taylor.

A roll call vote was taken with the following results:

Ayes – Stephens, McCune, Bopp, Brost, Woerther, Dillard, Gragnani

Nays – Bertolino, Dodwell, Remy, Edens, Garritano, McCutchen, Taylor, Bartoni

Absent – Jordan

Abstain – None

Whereupon Mayor Bowlin declared the motion failed.

A motion was made by Council Member Remy, seconded by Council Member Dodwell, to refer the main motion to the Administration/Public Works Committee.

City Attorney Young will provide the case and Council Member Taylor will provide communication in redacted form to the Administration/Public Works Committee.

A roll call vote was taken with the following results:

Ayes – Stephens, McCune, Bopp, Bertolino, Dodwell, Remy, Edens, Brost, Garritano, Woerther, McCutchen, Taylor, Dillard, Bartoni, Gragnani

Nays – None

Absent – Jordan

Abstain – None

Whereupon Mayor Bowlin declared the motion passed.

Council Member Garritano made a request for Co Interim City Administrators to review how we capture information and full disclosure to the residents.

ADJOURNMENT

A motion was made by Council Member Stephens, seconded by Council Member Dodwell, to adjourn the meeting. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. There being no further business; the meeting was adjourned at 8:21 p.m.

Approved this _____ day of _____, 2019.

James R. Bowlin, Mayor

ATTEST:

Deputy City Clerk

DRAFT

**COUNCIL WORK SESSION MINUTES
COUNCIL CHAMBERS**

WILDWOOD CITY HALL
16860 Main Street
City of Wildwood, Missouri 63040

MONDAY, JULY 22, 2019
6:00 P.M.

<u>Present</u>	<u>Absent</u>
Bowlin	
Stephens	
McCune	
Bopp	
Bertolino	
Dodwell	
Remy	
Edens	
Brost	
Garritano	
Woerther	
Jordan	x
McCutchen	
Taylor	
Dillard	
Bartoni	
Gagnani	

MAYOR'S COMMENTS AND ANNOUNCEMENTS

FOR INFORMATION

Administration/Public Works

Consultant Agreement for Design of Small Bridge / Box Culvert Replacements on Bouquet Road and Wild Horse Creek Road (Wards – One and Six)

Mayor Bowlin stated a memorandum had been provided for the City Council's review and asked if there were any comments or questions.

Show Me Courts Implementation (Wards – All)

Mayor Bowlin stated a memorandum had been provided for the City Council's review and asked if there were any comments or questions.

Update on New Microphones in Council Chambers (Wards – All)

Mayor Bowlin stated a memorandum had been provided for the City Council's review and asked if there were any comments or questions.

Lake Chesterfield Update (Ward – Seven)

Mayor Bowlin stated a memorandum had been provided for the City Council's review and asked if there were any comments or questions.

Director of Planning, Joe Vujnich, provided an overview of the meeting with Geotechnology regarding a proposal of \$59,000 to evaluate the roadway safety.

Discussion was held regarding the following: roadway safety concerns; lake is on private property, can't spend public funding on private property; is the lake necessary?; if lake is removed discussion would need to take place with MSD to determine what happens with the run off; removal of current roadway and reroute for stability; discussions with HOA and MSD for funding; storm water feature to manage run off; limit heavy truck traffic

Co Interim City Administrator and Director of Planning, Joe Vujnich, to discuss truck traffic with the consultant and provide an ordinance for the next council meeting.

A motion was made by Council Member McCune, seconded by Council Member Woerther, to use the \$25,000 escrow and \$34,000 in the current operational budget to fund the study with Geotechnology.

A motion was made by Council Member Remy, seconded by Council Member Dodwell, to call the question. A voice vote was taken with an affirmative result and the motion was declared passed.

A roll call vote was taken on the main motion with the following results:

Ayes – Stephens, McCune, Bopp, Bertolino, Dodwell, Remy, Edens, Brost, Garritano, Woerther, McCutchen, Taylor, Dillard, Bartoni, Gragnani

Nays – None

Absent – Jordan

Abstain – None

Whereupon Mayor Bowlin declared the motion passed.

City Hall HVAC Interface (Wards – All)

Mayor Bowlin stated a memorandum had been provided for the City Council's review and asked if there were any comments or questions.

Department of Planning and Parks

Community Park – Phase III Update (Wards – All)

Mayor Bowlin stated a memorandum had been provided for the City Council's review and asked if there were any comments or questions.

Planning and Parks Committee

Advertising with West Newsmagazine for Senior Programming (Wards - All)

Mayor Bowlin stated a memorandum had been provided for the City Council's review and asked if there were any comments or questions.

Public Art Opportunities within the Plaza Area of the State Route 100 Pedestrian Bridge, near State Route 109 (Wards - Five and Eight)

Mayor Bowlin stated a memorandum had been provided for the City Council's review and asked if there were any comments or questions.

Update Report on Facility Reservations, Event Registrations, and Ongoing and Long-Term Maintenance Costs for Parks and Trail Facilities (Wards – All)

Mayor Bowlin stated a memorandum had been provided for the City Council's review and asked if there were any comments or questions.

Update on Parks and Recreation Action Plan (Wards – All)

Mayor Bowlin stated a memorandum had been provided for the City Council's review and asked if there were any comments or questions.

Rural Internet Access Committee

Rural Internet Access Update (Wards – All)

Mayor Bowlin stated a memorandum had been provided for the City Council's review and asked if there were any comments or questions.

Construction Project Update (Wards – All)

Mayor Bowlin stated a memorandum had been provided for the City Council's review and asked if there were any comments or questions.

FOR ACTION

Policy Regarding Replacement of Existing Street Trees (Wards – All)

Co Interim City Administrator and Director of Planning, Joe Vujnich, provided an overview of the policy.

A motion was made by Council Member Gragnani, seconded by Council Member Bartoni, to amend the policy as requested by the department. A voice vote was taken with an affirmative result and the motion was declared passed.

The Council came to a consensus to recess the Work Session, at 6:58 p.m., until after the City Council meeting.

EXECUTIVE [CLOSED] SESSION: Legal Actions, Causes of Action, Litigation or Privileged Communications Between the City's Representatives and its Attorneys [RSMO 610.021(1) 1994]

A motion was made by Council Member McCune, seconded by Council Member Dodwell, to go into Executive Session at 8:21 p.m. with regards to Legal Actions, Causes of Action, Litigation or Privileged Communications Between the City's Representatives and its Attorneys [RSMO 610.021(1) 1994].

A roll call vote was taken with the following results:

Ayes – Stephens, McCune, Bopp, Bertolino, Dodwell, Remy, Edens, Brost, Garritano, Woerther, McCutchen, Taylor, Dillard, Bartoni, Gragnani

Nays – None

Absent – Jordan

Abstain – None

Whereupon Mayor Bowlin declared the motion passed.

A motion was made by Council Member Taylor, seconded by Council Member Bartoni, to go out of Executive Session at 9:11 p.m. with regards to Legal Actions, Causes of Action, Litigation or Privileged Communications Between the City's Representatives and its Attorneys [RSMO 610.021(1) 1994].

A roll call vote was taken with the following results:

Ayes – Stephens, McCune, Bopp, Bertolino, Dodwell, Remy, Edens, Brost, Garritano, Woerther, McCutchen, Taylor, Dillard, Gragnani

Nays – None

Absent – Jordan, Bartoni

Abstain – None

Whereupon Mayor Bowlin declared the motion passed.

MISCELLANEOUS – None

ADJOURNMENT

A motion was made by Council Member Dodwell, seconded by Council Member Taylor, to adjourn Work Session at 9:14 p.m. A voice vote was taken with an affirmative result and the motion was declared passed.