



WILDWOOD

CITY OF
WILDWOOD
FEBRUARY 23, 2015 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 7:30 P.M.

A roll call was taken, with the following results:

Present at Roll Call:

- Mayor Tim Woerther
- Council Member Greg Stine
- Council Member Jeff Levitt
- Council Member Debra McCutchen
- Council Member Dave Bertolino
- Council Member Sue Cullinane
- Council Member Jim Baugus
- Council Member Larry McGowen
- Council Member Glen DeHart
- Council Member Larry Goodson
- Council Member Joe Garritano
- Council Member Jim Bowlin
- Council Member David Sewell
- Council Member Katie Dodwell
- Council Member Ed Marshall
- Council Member Ray Manton

Absent: Council Member Marc Cox

A quorum was present

Also present:

- Mr. Ryan Thomas, City Administrator
- Mr. Rob Golterman, City Attorney
- Mr. Joe Vujnich, Director of Planning and Parks
- Ms. Laura Rehtin, Deputy City Clerk

PLEDGE OF ALLEGIANCE

Mayor Woerther led the Pledge of Allegiance

MAYOR ANNOUNCEMENTS/APPOINTMENTS

PRESENTATION – WEST NEWSMAGAZINE

Ms. Mary Shapiro from West Newsmagazine presented a plaque to Director of Planning Vujnich.

Mayor Woerther spoke briefly about the Witness Form for House Bills 768 and 812.

APPROVAL OF MINUTES

The minutes of the February 9, 2015 City Council meeting were submitted for approval. A motion was made by Council Member Baugus, seconded by Council Member Levitt, to approve the minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

PUBLIC PARTICIPATION

John Gragnani, 1510 Scofield, stated the City Administrator and City Attorney needed to check on the FCC Bill regarding the internet. Dr. Gragnani stated that if the Bill passed, the FCC would have control over the internet. Dr. Gragnani suggested the City take a look at the Bill and work hard to make sure Congress does not put it into effect. Dr. Gragnani also stated that the Witness Form that the Mayor spoke of can be filled out online as well.

Dan Topik, 1576 Englebrook Drive, spoke regarding his concerns on the Strecker Forest site. Mr. Topik stated he was sending an email to the head of the EPA and to all Senators and Congressman and would forward it to the City Council as well. Mr. Topik stated there was an upcoming podcast from New York City that was going to discuss the Strecker Forest site.

Barbara Sprenger, 84 Strecker Road, spoke regarding her concerns on the Strecker Forest site and the EPA report. Ms. Sprenger stated her comments on the EPA report had been submitted to the City. Ms. Sprenger stated she felt the City should hire Dr. deFur again.

Mary Morton, 211 Strecker Forest, thanked the Council for the letter to the congressional team. Ms. Morton spoke regarding water flow and safety.

Victoria Allen, 1651 Idle Rock Farm Road, spoke regarding the EPA remediation. Ms. Allen also spoke regarding the dangers of the smells and the air they breathe in that brings those poisons into their systems.

PUBLIC HEARING(S)

P.Z. 3-15 Cambury Subdivision, McBride and Son Companies, L.L.C., c/o Jeannie Aumiller, 16091 Swingley Ridge Road, Suite 300, Chesterfield, Missouri, 63017 – A request to amend the existing Planned Residential Development Overlay District (PRD) in the R-6A 4,000 square foot Residence District for tracts of land located on the east side of Larksong Drive and west of

Eatherton Road, south of State Route 100 (Addresses: 2416, 2420, 2502, 2506 Larksong Drive, 17041, 17053, 17054, 17033, 17029, 17025, 17017, 17013, 17009, 17032, 17028, 17024, 17020, 17008, 17004, 17000 Cambury Lane, 2402, 2406, 2410, 2418, 2400 North Kilare Lane, 2500, 2504, 2512, 2516, 2520, 2508 South Kilare Lane, 2413, 2417, 2421, and 2425 Eatherton Road / Locator Numbers: 23V121271, 23V120995, 23V121013, 23V121282, 23V210892, 23V210526, 23V210517, 23V211064, 23V210920, 23V211075, 23V211086, 23V210975, 23V211097, 23V211152, 23V210700, 23V210690, 23V211141, 23V210654, 23V210636, 23V211121, 23V211031, 23V210847, 23V211042, 23V211053, 23V211002, 23V210737, 23V211163, 23V211174, 23V210782, 23V211185, 23V210810, 23V211112, 23V210580, 23V210571, and 23V211103). The petitioner is seeking major modifications to the governing site-specific ordinance to accommodate the addition of four (4) attached rear entry rowhouses and forty-three (43) detached single-family dwellings, with common ground area. These modifications include a reduction in total units, the use of front entry garages on the proposed detached single family dwellings, the modification of the current streetscape, and others to accommodate the completion of this project that was started in 1998. (Ward Eight)

Mayor Woerther opened the public hearing. Mayor Woerther stated the address locator numbers were specifically read as part of the record at the Planning and Zoning Commission meeting and were part of the record as part of the agenda. Deputy City Clerk Rehtin read the public hearing into the record.

Director of Planning Vujnich stated the current request was for major modifications to the governing site-specific ordinance to accommodate the addition of four (4) attached rear entry rowhouses and forty-three (43) detached single-family dwellings, with common ground area.

John Kelly, 2401 Larksong Drive, resident of Cambury, stated the Homeowners' Association had not been turned over to the residents so they respectfully requested a change to condition 8A to remove the term 'association'. Mr. Kelly also stated they were concerned about the construction traffic on Cambury Lane, especially since all of the stamped concrete was just redone, and there was parallel parking on that street.

Ms. Jeannie Aumiller with McBride and Son gave a brief history of McBride and showed a picture of the current site. Ms. Aumiller discussed how McBride came up with a product the market would want and would go with the current subdivision. Ms. Aumiller reviewed the different site plans and some of the lessons learned after Grover Crossing. Ms. Aumiller stated they were not opposed to the change to the indentures and mentioned that McBride would provide current residents with a copy and ask for their comments. Ms. Aumiller requested that one additional change be made and that would be that the final indentures could be approved by Staff as opposed to having to go to the City Council for approval.

Discussion was held regarding the following: with any motion to prepare legislation, the Department of Planning would like the authority to amend condition 8A so it states 'homeowners' instead of 'homeowners' association'; what is the price range; no official one right now; townhomes will be a different price range; homes will start in the mid 200's; more likely low 300's; pricing at Grover Crossing was similar; thrilled that this project was taken over by McBride; why has the development community not come up with any one level villa type places; what type of landscaping are you planning; a lot of that is detention area and when we come back with the site plan we will have to have a landscape plan approved as well; it would be nice to have shrubs and trees around the detention ponds; no action was taken by the Commission regarding the indentures being approved by Staff instead of Council.

A motion was made by Council Member Goodson, seconded by Council Member Garritano, to prepare legislation and authorize the Department of Planning the authority to amend condition 8A so it reads 'homeowners' instead of 'homeowners' association' and to allow the indentures to be approved by City Staff. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

There being nothing further, Mayor Woerther closed the public hearing.

UNFINISHED BUSINESS

BILL #2084 AN ORDINANCE AUTHORIZING THE REAPPROVAL OF A BOUNDARY ADJUSTMENT PLAT OF LOT 12 OF THE HIDDEN VALLEY FOREST SUBDIVISION [PHASE 2, PLAT 2] AND A CONSOLIDATION OF PART OF LOT 9 OF THE COURTOIS TRACT AND PART OF LOTS 9, 10, 11, AND 16, KNOWN AS TRACT B, OF RIVER BEND SUBDIVISION [PLAT BOOK 57, PAGE 24], ALL BEING LOCATED IN U.S. SURVEY 3206, TOWNSHIP 44 NORTH, RANGE 3 EAST, CITY OF WILDWOOD, ST. LOUIS COUNTY, MISSOURI, AND MORE SPECIFICALLY SITUATED ALONG HIDDEN FOREST LANE, EAST OF STATE ROUTE 109; THEREBY TRANSFERRING A 0.23 ACRE AREA BETWEEN THESE ADJOINING PROPERTIES. *Recommended by the Department of Planning (Second Reading) (Ward Six)*

A motion was made by Council Member Sewell, seconded by Council Member Bowlin, for the second reading of Bill #2084. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #2084 was read for the second time by title only.

A roll call vote was taken for passage and approval of Bill #2084, with the following results:

Ayes – Stine, Levitt, McCutchen, Bertolino, Cullinane, Baugus, McGowen, DeHart, Goodson, Garritano, Bowlin, Sewell, Dodwell, Marshall and Manton

Nays – None

Absent – Cox

Whereupon Mayor Woerther declared Bill #2084 approved, passed and it became ORDINANCE #2084.

BILL #2085 AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF WILDWOOD, MISSOURI APPROVING A RECORD PLAT, TRUST INDENTURE, GENERAL WARRANTY DEED, AND CASH DEPOSIT AGREEMENTS, WHICH PROVIDE THE NECESSARY GUARANTEES FOR REQUIRED SUBDIVISION IMPROVEMENTS; ALL FOR AN EIGHT (8) LOT RESIDENTIAL SUBDIVISION UPON ON A SIX (6) ACRE PARCEL OF GROUND THAT IS LOCATED IN SECTION 7, TOWNSHIP 44 NORTH, RANGE 4 EAST, IN THE CITY OF WILDWOOD, ST. LOUIS COUNTY, MISSOURI; AND, MORE SPECIFICALLY, SITUATED ON THE NORTH SIDE OF OLD STATE ROAD, SOUTH OF RIDGE ROAD, HEREAFTER TO BE KNOWN AS THE “OLD STATE PLACE” SUBDIVISION. *Recommended by the Department of Planning (Second Reading) (Ward Seven)*

A motion was made by Council Member Stine, seconded by Council Member Levitt, for the second reading of Bill #2085. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #2085 was read for the second time by title only.

A roll call vote was taken for passage and approval of Bill #2085, with the following results:

Ayes – Stine, Levitt, McCutchen, Bertolino, Cullinane, Baugus, McGowen, DeHart, Goodson, Garritano, Bowlin, Sewell, Dodwell, Marshall and Manton

Nays – None

Absent – Cox

Whereupon Mayor Woerther declared Bill #2085 approved, passed and it became ORDINANCE #2085.

BILL #2086 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF WILDWOOD, MISSOURI, TO EXECUTE A CONTRACT ON BEHALF OF THE CITY OF WILDWOOD WITH J. M. MARSCHUETZ CONSTRUCTION COMPANY FOR CITY-WIDE CONCRETE STREET AND SIDEWALK REPLACEMENT, INCLUDING TRAFFIC CONTROL AND OTHER INCIDENTAL ITEMS AS SHOWN ON CONSTRUCTION DRAWINGS AND SPECIFICATIONS. *Recommended by the Administration/Public Works Committee (Second Reading) (Wards – All)*

A motion was made by Council Member Marshall, seconded by Council Member Dodwell, for the second reading of Bill #2086. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #2086 was read for the second time by title only.

A roll call vote was taken for passage and approval of Bill #2086, with the following results:

Ayes – Stine, Levitt, McCutchen, Bertolino, Cullinane, Baugus, McGowen, DeHart, Garritano, Bowlin, Sewell, Dodwell, Marshall and Manton

Nays – None

Absent – Goodson and Cox

Whereupon Mayor Woerther declared Bill #2086 approved, passed and it became ORDINANCE #2086.

BILL #2087 AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF WILDWOOD, MISSOURI TO EXECUTE A CONTRACT ON BEHALF OF THE CITY OF WILDWOOD WITH H. R. GREEN, INC. FOR THE DEVELOPMENT OF CONSTRUCTION PLANS AND SPECIFICATIONS FOR A ROUNDABOUT AT THE INTERSECTION OF MISSOURI ROUTE 109 AND THE EASTBOUND RAMPS TO AND FROM MISSOURI ROUTE 100, WITHIN THE CITY OF WILDWOOD. *Recommended by the Administration/Public Works Committee (Second Reading) (Wards One and Eight)*

A motion was made by Council Member McGowen, seconded by Council Member Manton, for the second reading of Bill #2087. A voice vote was taken with an affirmative result and the motion was declared passed (McCutchen voted Nay). Bill #2087 was read for the second time by title only.

A roll call vote was taken for passage and approval of Bill #2087, with the following results:

Ayes – Stine, Levitt, Bertolino, Cullinane, Baugus, McGowen, DeHart, Garritano, Bowlin, Sewell, Dodwell, Marshall and Manton

Nays – McCutchen

Absent – Goodson and Cox

Whereupon Mayor Woerther declared Bill #2087 approved, passed and it became ORDINANCE #2087.

A motion was made by Council Member Garritano, seconded by Council Member Levitt, to amend the agenda and move up Resolution #2015-06. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

RESOLUTION #2015-06 A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WILDWOOD, MISSOURI THAT HEREBY ENDORSES AND THEREBY RATIFIES A CHANGE TO THE CHARTER’S COMPREHENSIVE ZONING MAP TO ACCOMMODATE THE DEVELOPMENT OF 8.01 ACRE TRACT OF LAND THAT IS LOCATED ON THE WEST SIDE OF CENTER AVENUE, SOUTH OF MANCHESTER ROAD, BY CHANGING THE DEFINITION OF “SUBURBAN RESIDENTIAL AREA” TO ACCOMMODATE A DENSITY THAT IS NO GREATER THAN 1.75 UNITS PER ACRE, RATHER THAN THE CURRENT ONE (1) UNIT PER ACRE, PER THE ACTION OF THE PLANNING AND ZONING COMMISSION, WHICH IS DETAILED IN ITS LETTER OF RECOMMENDATION DATED FEBRUARY 2, 2015 – P.Z. 21, 22, and 23-14 Stone Mill. (Ward Eight)

A motion was made by Council Member Garritano, for the reading of Resolution #2015-06, which motion was seconded by Council Member Manton. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Resolution #2015-06 was read into the record. A voice vote was taken for the approval of Resolution #2015-06 with a unanimous affirmative result.

NEW BUSINESS

BILL #2088 AN ORDINANCE BY THE CITY COUNCIL OF THE CITY OF WILDWOOD, MISSOURI AUTHORIZING A CHANGE IN ZONING FROM THE NU NON-URBAN RESIDENCE DISTRICT TO THE R-1A 22,000 SQUARE FOOT RESIDENCE DISTRICT, WITH A PLANNED RESIDENTIAL DEVELOPMENT OVERLAY DISTRICT (PRD), TO ACCOMMODATE THE DEVELOPMENT OF AN 8.01 ACRE TRACT OF LAND THAT IS LOCATED ON THE WEST SIDE OF CENTER AVENUE, SOUTH OF MANCHESTER ROAD, WITH TWELVE (12) SINGLE FAMILY DETACHED DWELLINGS ON INDIVIDUAL LOTS, WITH COMMON GROUND AND PUBLIC SPACE AREAS, PER THE ACTION OF THE PLANNING AND ZONING COMMISSION, WHICH IS DETAILED IN ITS LETTER OF RECOMMENDATION DATED FEBRUARY 2, 2015 – P.Z. 21, 22, and 23-14 Stone Mill. *Recommended by the Planning and Zoning Commission (First Reading)* (Ward Eight)

A motion was made by Council Member Garritano, seconded by Council Member Goodson, for the first reading of Bill #2088. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #2088 was read for the first time by title only.

BILL #2089 AN ORDINANCE OF THE CITY OF WILDWOOD, MISSOURI, AUTHORIZING THE CITY TO EXECUTE A THREE-YEAR EXTENSION TO AN EXCLUSIVE SOLID WASTE LICENSE AGREEMENT WITH HERE TO SERVE – MISSOURI WASTE DIVISION, LLC d/b/a MERIDIAN WASTE SERVICES, LLC FOR THE COLLECTION OF RESIDENTIAL WASTE. *Recommended by the Administration/Public Works Committee (First Reading) (Wards – All)*

A motion was made by Council Member Dodwell, seconded by Council Member Bowlin, for the first reading of Bill #2089. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #2089 was read for the first time by title only.

BILL #2090 AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE CERTAIN AGREEMENTS AND DOCUMENTS IN ORDER TO PROCEED WITH OBTAINING FEDERAL FUNDING FOR THE ROUTE 100 PEDESTRIAN BRIDGE AT EATHERTON ROAD UNDER THE SAFE, ACCOUNTABLE, FLEXIBLE, EFFICIENT TRANSPORTATION EQUITY ACT: A LEGACY FOR USERS (SAFETEA-LU). *Recommended by the Planning/Economic Development/Parks Committee (First Reading) (Wards Five and Eight)*

A motion was made by Council Member McCutchen, seconded by Council Member Cullinane, for the first reading of Bill #2090. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #2090 was read for the first time by title only.

BILL #2091 AN ORDINANCE OF THE CITY OF WILDWOOD ACCEPTING CERTAIN STREETS WITHIN GROVER CROSSING SUBDIVISION WITHIN THE CITY OF WILDWOOD FOR PUBLIC DEDICATION AND FOR MAINTENANCE AND SNOW REMOVAL ON THESE STREETS BY THE CITY. *Recommended by the Administration/Public Works Committee (First Reading) (Ward Eight)*

A motion was made by Council Member Garritano, seconded by Council Member Goodson, for the first reading of Bill #2091. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #2091 was read for the first time by title only.

RESOLUTION (S)

RESOLUTION #2015-07 A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF WILDWOOD, MISSOURI AUTHORIZING THE MAYOR OF THE CITY OF WILDWOOD, MISSOURI TO ENTER INTO A CONTRACT WITH E. TERRENCE JONES AND CYNTHIA J. PALAZZOLO FOR THE DEVELOPMENT, ADMINISTRATION, AND ANALYSIS OF AN INTERNET-BASED SURVEY TO BE USED IN CONJUNCTION WITH THE 2015 UPDATE OF THE CITY'S MASTER PLAN, AS RECOMMENDED BY THE CITY COUNCIL, AFTER A PRESENTATION TO IT BY THE DEPARTMENT OF PLANNING ON FEBRUARY 9, 2015. (Wards – All)

A motion was made by Council Member Baugus, for the reading of Resolution #2015-07, which motion was seconded by Council Member McGowen. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Resolution #2015-07 was read into the record. A voice vote was taken for the approval of Resolution #2015-07 with a unanimous affirmative result.

RESOLUTION #2015-08 A RESOLUTION BY THE CITY COUNCIL OF CITY OF WILDWOOD, MISSOURI AUTHORIZING THE ADOPTION OF THE POLICY - USE OF PUBLIC FUNDS FOR PARTNERSHIPS - THAT WAS DEVELOPED AND RECOMMENDED BY THE PLANNING/ECONOMIC DEVELOPMENT/PARKS COMMITTEE, PER THE DIRECTION IT RECEIVED FROM THE CITY COUNCIL AT ITS MEETING ON NOVEMBER 24, 2014, AND NOW HEREBY IMPLEMENTS IT FOR THE CONSIDERATION, REVIEW, AND ACTION UPON REQUESTS OF FUNDING OF OUTSIDE ENTITIES BY THIS COMMUNITY. (Wards – All)

A motion was made by Council Member Baugus, for the reading of Resolution #2015-08, which motion was seconded by Council Member Cullinane. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Resolution #2015-08 was read into the record. A voice vote was taken for the approval of Resolution #2015-08 with a unanimous affirmative result.

RESOLUTION #2015-09 A RESOLUTION AUTHORIZING THE RENEWAL OF A CONTRACT WITH HERE TO SERVE – MISSOURI WASTE DIVISION LLC d/b/a MERIDIAN WASTE SERVICES LLC FOR STREET SWEEPING SERVICES WITHIN THE CITY OF WILDWOOD OR OTHER INCIDENTAL ITEMS AS REQUIRED IN THE CONTRACT SPECIFICATIONS. (Wards – All)

A motion was made by Council Member Levitt, for the reading of Resolution #2015-09, which motion was seconded by Council Member Garritano. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Resolution #2015-09 was read into the record. A voice vote was taken for the approval of Resolution #2015-09 with a unanimous affirmative result.

OTHER

APPROVAL OF EXPENDITURES

A motion was made by Council Member Cullinane, seconded by Council Member Baugus, to approve the expenditures. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

RECEIVE & FILE (S)

A recommendation report regarding P.Z. 19-14 The Manors at the Meadows of Cherry Hills, McBride Town Center, L.L.C., c/o Jeannie Aumiller, 16091 Swingley Ridge Road, Suite 300, Chesterfield, Missouri, 63017; R-4 7,500 square foot Residence District (Town Center “Neighborhood General District”), with a Planned Residential Development Overlay District (PRD), for two (2) properties total 11.5 acres of area; south side of Manchester Road, east of Taylor Road (Locator Numbers 24V640065 and 24V640076/Street Addresses: 16612 Manchester Road and 102 Cherry Hills Meadows Drive); which authorize the development of the property with thirty (38), single family detached dwellings on individual lots, with common ground and public space, in a design of traditional and neo-traditional styles. (Ward Eight)

Director of Planning Vujnich stated the Site Plan Subcommittee of the Planning and Zoning Commission considered the submitted plans, which included the Site Development Plan (SDP), Landscape Plan, Public Space Plan, and other related items and believed them to be in general compliance with the site-specific ordinance governing the property and the City's Zoning Ordinance and Subdivision and Development Regulations. Director of Planning Vujnich stated this compliance led the members of the Site Plan Subcommittee to support approval of this complement of plans, thereby allowing the Department of Planning to sign and release them.

Other

Discussion was held regarding the following: what is the date for the next Master Plan input session; March 11th; can we get a status update on the warning light at Highway T and Highway 100; there is a bid opening this week regarding the light and then it will go to the Administration/Public Works Committee; is there an escrow for the Cambury subdivision; is it legal that we could take money from the escrow to replenish what should be in their fund.

ADJOURNMENT

A motion was made by Council Member Dodwell, seconded by Council Member Marshall, 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 to come before the City Council; the meeting was adjourned at 9:07 p.m.

Approved this _____ day of _____, 2015.

Timothy Woerther, Mayor

ATTEST:

City Clerk

**COUNCIL WORK SESSION MINUTES
COUNCIL CHAMBERS**

**CITY HALL
City of Wildwood, Missouri**

**MONDAY, FEBRUARY 23, 2015
6:00 P.M.**

Present	Absent
Stine	Cox
Levitt	
McCutchen	
Bertolino	
Cullinane	
Baugus	
McGowen	
DeHart	
Goodson	
Garritano	
Bowlin	
Sewell	
Dodwell	
Marshall	
Manton	

EXECUTIVE [CLOSED] SESSION with regard to legal actions, causes of action, litigation or privileged communications between the City’s representatives and its attorneys [RSMO 610.021(1) 1994]; lease, purchase or sale of real estate [RSMO 610.021 (2) 1994]; hiring, firing, disciplining or promoting employees by a public governmental body [RSMO 610.021 (3) 1994]; bidding specification [RSMO 610.021 (11) 1994]; sealed bids and related documents, until the bids are opened and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected [RSMO 610.021 (12) 1994]; and/or individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment [RSMO 610.021 (13) 1994]

A motion was made by Council Member Marshall, seconded by Council Member Cullinane, to go into Executive Session at 6:00 p.m. with regard to legal actions, causes of action, litigation or privileged communications between the City’s representatives and its attorneys [RSMO 610.021(1) 1994] and/or individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment [RSMO 610.021 (13) 1994].

A roll call vote was taken with the following results:

Ayes – Stine, Levitt, McCutchen, Bertolino, Cullinane, Baugus, McGowen, DeHart, Goodson, Garritano, Bowlin, Sewell, Dodwell, Marshall and Manton

Nays – None

Absent – Cox

Whereupon Mayor Woerther declared the motion passed.

A motion was made by Council Member Levitt, seconded by Council Member Dodwell, to go out of Executive Session at 6:50 p.m. with regard to legal actions, causes of action, litigation or privileged communications between the City's representatives and its attorneys [RSMO 610.021 (1) 1994] and/or individually identifiable personnel records, performance ratings or records pertaining to employees or applicants for employment [RSMO 610.021 (13) 1994].

A roll call vote was taken with the following results:

Ayes – Stine, Levitt, McCutchen, Bertolino, Cullinane, Baugus, McGowen, DeHart, Goodson, Garritano, Bowlin, Sewell, Dodwell, Marshall and Manton

Nays – None

Absent – Cox

Whereupon Mayor Woerther declared the motion passed.

MAYOR'S COMMENTS/ANNOUNCEMENTS/APPOINTMENTS – None

CITY ADMINISTRATOR DISCUSSION ITEMS

Draft Letter to Officials Expressing the City's Concerns with the Environmental Protection Agency's Removal Action at the Strecker Forest Site. (Ward Two)

City Administrator Thomas stated the City Council had been provided a draft letter and asked for their input before a final draft was sent.

Discussion was held regarding the following: my concern is the data in the final report has elevated amounts and are higher than what the EPA has deemed acceptable at the sight; they appear to be moving toward the creek bed; it has new information but the data appears to suggest we have an issue dealing with water; we should voice our concerns about water; we should ask for a specific time to meet with the Congresswoman; I think we need to send this to more people than just Ann Wagner, it needs to go to Claire McCaskill and the head of the EPA; we need to be clear about what we expect; we should call after the letter is sent to see what staff member it was assigned to; if they know others are receiving the letter, we will have a better chance for a response; this Council is taking this very seriously, we are not going to just drop this, we are doing what we can to be a squeaky wheel; citizens are encouraged to speak out to their representatives as well; we should take out the last paragraph and maybe weave it to the front.

COMMITTEE ACTION ITEM(S)/RECOMMENDATION(S)

Update on Rural Internet Access Project (Wards – All)

Director of Planning Vujnich gave a brief update on the Rural Internet Access Project. Director of Planning Vujnich stated the Department identified a structural engineer to look at the poles that were damaged by woodpeckers. Director of Planning Vujnich stated the Department was still waiting for the requested information from Wisper ISP on its testing program of the new equipment.

Discussion was held regarding the following: any reason why Wisper ISP hasn't gotten back to us; I bet he is in South Africa, his wife is from there I think he goes there every year; there has been discussion through email with Ward Six residents about Bays ET's service and the sporadic nature of its service and responses; we are currently looking into it to see how to address it; neither provider has a monopoly on these poles, so I think both providers on all poles might be a good idea.

**Planning/Economic Development/Parks
Update on Community Park Project (Ward One)**

Director of Planning Vujnich gave a brief update on the Community Park project. Director of Planning Vujnich stated last week was a wash due to the weather and there were no change orders. Director of Planning Vujnich stated the Department was anticipating a change order to add frosting to the restroom windows and to add a coat of stain to the retaining wall. Director of Planning Vujnich stated the anticipated cost for those two items was \$1,000.00.

Other

Discussion was held regarding the following: can we put the Sewer Lateral proposal on the November ballot; the guardrail along Highway 100 and the trail looks like it was just slapped on there, maybe it could be stained; the rail needs to fully weather still; the Strategic Planning Session has been cancelled and we need to know everyone's availability for a new date.

ADJOURNMENT

Work Session was adjourned at 7:09 p.m.