

THE CITY OF CLAYTON

Board of Aldermen
City Hall – 10 N. Bemiston Avenue
April 9, 2019
7:00 p.m.

Minutes

Mayor Sanger called the meeting to order and requested a roll call. The following individuals were in attendance:

Aldermen: Mark Winings, Joanne Boulton, Rich Lintz, Ira Berkowitz, Michelle Harris, and Bridget McAndrew.

Mayor Sanger
Acting City Manager Watson
City Attorney O'Keefe

Absent: City Manager Owens

PUBLIC REQUESTS AND PETITIONS

Walter Wittenberg, 6434 Cecil Avenue, addressed the Board with concerns on street closure(s) during the *GO St. Louis* Marathon over the weekend. Residents were "locked-in" the neighborhood for two hours due to the marathon.

APPEAL – BOARD OF ALDERMEN'S DECISION REGARDING A CONDITIONAL USE PERMIT REQUEST FOR THE MONTESSORI SCHOOL LOCATED AT 6611-6619 CLAYTON ROAD AND A PARKING LOT LOCATED AT 6602 ALAMO AVENUE

Motion made by Alderman Winings to adopt the findings and ruling and deny the appeal. Alderman Boulton seconded.

The motion passed on a roll call vote: Alderman Winings – Aye; Alderman Boulton – Aye; Alderman Lintz – Aye; Alderman Berkowitz – Aye; Alderman Harris – Aye; Alderman McAndrew, and Mayor Sanger – Aye.

A MOTION TO CONSIDER APPROVING A LIQUOR LICENSE FOR THE CHARRED CRUST, LLC LOCATED AT 105 S. MERAMEC AVENUE

Acting City Manager Watson reported that Charred Crust, LLC is requesting a liquor license to sell 5% beer and not to exceed 14% wine at retail by the drink, except Sundays, at 105 S. Meramec Avenue.

Andrew Simon, representative/owner, addressed the Board to answer questions.

Motion made by Alderman Winings to approve a liquor license for Charred Crust, LLC located at 105 S. Meramec Avenue. Alderman Boulton seconded.

Motion passed unanimously on a voice vote.

A MOTION TO CONSIDER APPROVING A LIQUOR LICENSE FOR AHTRST CONCESSIONS, LLC D.B.A. HAMPTON INN & SUITES LOCATED AT 216 N. MERAMEC AVENUE

Acting City Manager Watson reported that AHTRST Concessions, LLC d.b.a. Hampton Inn & Suites is requesting a liquor license to sell all kinds of intoxicating liquor at retail by the drink, including Sundays, at 216 N. Meramec Avenue. A liquor license is currently in place for this establishment, but is under new ownership, hence the application from AHTRST Concessions, LLC.

Kashif Mohammed, General Manager, addressed the Board to answer questions.

Motion made by Alderman Winings to approve a liquor license for AHTRST Concessions, LLC d.b.a. Hampton Inn & Suites located at 216 N. Meramec Avenue. Alderman Boulton seconded.

Motion passed unanimously on a voice vote.

A MOTION TO APPOINT A PROVISIONAL MUNICIPAL JUDGE

Acting City Manager Watson reported that Cynthia Garnholz, Ward 2, has been nominated for a reappointment as a Provisional Judge for term to end on June 30, 2021.

Motion made by Alderman Winings to approve the reappointment of Cynthia Garnholz as a Provisional Judge. Alderman Boulton seconded.

Motion passed unanimously on a voice vote.

AN ORDINANCE TO CONSIDER ADOPTING REGULATIONS PERTAINING TO STREET PERFORMERS

Acting City Manager Watson reported that this is an ordinance for the Board of Aldermen to consider amending the municipal code and adding a new chapter regarding the regulation of street performers.

Gary Carter, Economic Developer, addressed the Board summarizing that beginning with the 2010 Downtown Master Plan and as of recent staff has been requested to establish policies, programs, and initiatives that increase vibrancy in downtown Clayton.

The ordinance seeks to encourage street performers but ensures minimal interference with residents, businesses, and the general public.

The ordinance requires performers to obtain a permit and establishes when and where performances can take place.

The Board raised questions of concerns regarding areas not located in the Clayton Business District and also the discretion of a merchant who does not want a performer in front of its business.

Cindy Lerick, Executive Director, St. Louis Art Fair, addressed the Board stating that the ordinance would help a lot during the Art Fair event.

Motion made by Alderman Winings to table Bill No. 6723. Alderman Boulton seconded.

The motion passed unanimously on a voice vote.

AN ORDINANCE TO CONSIDER A CONTRACT WITH SBC CONTRACTING, INC. FOR THE FY2019-2021 ADA IMPROVEMENTS PROJECT

Acting City Manager Watson reported that the Public Works Department is requesting approval of a construction contract with SBC Contracting, Inc. for the FY2019 - 2021 ADA Improvements Project. This project will include the replacement of various sidewalk, curb ramps, curbs, and streetscape that do not meet ADA requirements throughout the City as identified through our ADA Transition Plan Implementation, as well as address citizen-reported issues.

In response to the Board's questions, Dale Houdeshell, Director of Public Works, explained that the bids are close to what staff had projected. This is the annual sidewalk program where they allocate approximately \$100,000 each year to do ADA and sidewalk improvements. SBC Contracting has performed much of the sidewalk work over the last several years. He also explained the difference between brick pavers versus brick stamping.

Alderman Winings introduced Bill No. 6724, an ordinance to approve a contract with SBC Contracting, Inc. for the FY2019-2021 ADA Improvements Project to be read for the first time by title only. Alderman Boulton seconded.

City Attorney O'Keefe reads Bill No. 6724, first reading, An Ordinance Approving a Contract with SBC Contracting, Inc. for the Fiscal Year 2019 ADA Improvements Project by title only.

The motion passed unanimously on a voice vote.

Motion made by Alderman Winings that the Board give unanimous consent to consideration for adoption of Bill No. 6724 on the day of its introduction. Alderman Boulton seconded.

The motion passed unanimously on a voice vote.

Alderman Winings introduced Bill No. 6724, an ordinance to approve a contract with SBC Contracting, Inc. for the FY2019-2021 ADA Improvements Project to be read for the second time by title only. Alderman Boulton seconded.

City Attorney O'Keefe reads Bill No. 6724, second reading, An Ordinance Approving a Contract with SBC Contracting, Inc. for the Fiscal Year 2019 ADA Improvements Project by title only.

The motion passed on a roll call vote: Alderman Winings – Aye; Alderman Boulton – Aye; Alderman Lintz – Aye; Alderman Berkowitz – Aye; Alderman Harris – Aye; Alderman McAndrew – Aye; and Mayor Sanger – Aye. The bill, having received majority approval was adopted and became Ordinance No. 6588 of the City of Clayton.

AN ORDINANCE TO CONSIDER APPROVING A CONTRACT WITH LAMKE TRENCHING & EXCAVATING INC. FOR THE ALLEY REPAIRS FY2019 PROJECT

Acting City Manager Watson reported that the Public Works Department is requesting approval of a construction contract for the Alleys Repairs FY2019 Project. This bid scope included the

reconstruction of various alleys in the Hillcrest neighborhood as well as add alternates for Bemis Way and select spot repairs throughout City.

In response to the Board's questions, Dale Houdeshell stated that they are on target on their projections. The project will be two primary areas and also include smaller spots in other areas of the City.

Alderman Winings introduced Bill No. 6725, an ordinance to approve a contract with Lamke Trenching & Excavating Inc. for the Alley Repairs FY2019 Project to be read for the first time by title only. Alderman Boulton seconded.

City Attorney O'Keefe reads Bill No. 6725, first reading, an Ordinance Approving a Contract with Lamke Trenching & Excavating Inc. for the Fiscal Year 2019 Alley Repairs Project by title only.

The motion passed unanimously on a voice vote.

Motion made by Alderman Winings that the Board give unanimous consent to consideration for adoption of Bill No. 6725 on the day of its introduction. Alderman Boulton seconded.

The motion passed unanimously on a voice vote.

Alderman Winings introduced Bill No. 6725, an ordinance to approve a contract with Lamke Trenching & Excavating Inc. for the Alley Repairs FY2019 Project to be read for the second time by title only. Alderman Boulton seconded.

City Attorney O'Keefe reads Bill No. 6725, first reading, an Ordinance Approving a Contract with Lamke Trenching & Excavating Inc. for the Fiscal Year 2019 Alley Repairs Project by title only.

The motion passed on a roll call vote: Alderman Winings – Aye; Alderman Boulton – Aye; Alderman Lintz – Aye; Alderman Berkowitz – Aye; Alderman Harris – Aye; Alderman McAndrew – Aye; and Mayor Sanger – Aye. The bill, having received majority approval was adopted and became Ordinance No. 6589 of the City of Clayton.

AN ORDINANCE TO CONSIDER APPROVING A VACATION OF AN EASEMENT AT 808 S. BRENTWOOD

Acting City Manager Watson reported that Henry Herman Holdings has requested the vacation of a ten-foot-wide easement within Lots 1, 2, 3, and 4, in Block 18 of Davis Place, recorded in Plat Book 21, Pages 14 and 15 of the St. Louis County, Missouri records. A copy of the petition is attached. This vacation is necessary to facilitate the sale and renovation of the property.

AT&T and MSD have provided documentation that indicates release of their easement rights for this easement.

No private rights will be injured or endangered by such vacation, and the public will suffer no loss or inconvenience.

Alderman Winings introduced Bill No. 6726, an ordinance to vacate an easement at 808 S. Brentwood to be read for the first time by title only. Alderman Boulton seconded.

City Attorney O’Keefe Bill No. 6726, first reading, an Ordinance Providing for the Vacation of a Ten-Foot-Wide Easement Within Lots 1, 2, 3, and 4, in Block 18 of Davis Place, Commonly Known as 808 S. Brentwood and Recorded in Plat Book 21, Pages 14 & 15 of the St. Louis County Missouri Records.

The motion passed unanimously on a voice vote.

Motion made by Alderman Winings that the Board give unanimous consent to consideration for adoption of Bill No. 6726 on the day of its introduction. Alderman Boulton seconded.

The motion passed unanimously on a voice vote.

Alderman Winings introduced Bill No. 6726, an ordinance to vacate an easement at 808 S. Brentwood to be read for the second time by title only. Alderman Boulton seconded.

City Attorney O’Keefe Bill No. 6726, second reading, an Ordinance Providing for the Vacation of a Ten-Foot-Wide Easement Within Lots 1, 2, 3, and 4, in Block 18 of Davis Place, Commonly Known as 808 S. Brentwood and Recorded in Plat Book 21, Pages 14 & 15 of the St. Louis County Missouri Records.

The motion passed on a roll call vote: Alderman Winings – Aye; Alderman Boulton – Aye; Alderman Lintz – Aye; Alderman Berkowitz – Aye; Alderman Harris – Aye; Alderman McAndrew – Aye; and Mayor Sanger – Aye. The bill, having received majority approval was adopted and became Ordinance No. 6590 of the City of Clayton.

Other

Alderman Winings reported on the following:

- Parks & Recreation Commission
 - Discussed the proposed art/sculpture for Oak Knoll Park.

Alderman Boulton reported on the following:

- Sustainability Committee
 - Marco Tipton, Ameren representative met with the group providing information on their new programs.
 - Cindy Mense provided a presentation on bike tours.

Alderman Lintz reported on the following:

- Plan Commission/ARB
 - Conceptual presentation provided for 7921 Forsyth Boulevard; owner has proposed a rooftop bar.
- Attended a *ConstructforSTL* event.

Alderman Berkowitz reported on the following:

- Parks & Recreation Commission
- Congratulations to Mayor Michelle Harris.

Alderman Harris reported on the following:

- Boards & Commissions reception – good event.
- Participated with Alderman Winings on the elected leader’s panel for the Clayton Leadership Academy.
- Cards Home Opener lunch event – well attended.

Alderman McAndrew reported on the following:

- Participated as a panelist on the STL Women's Bike summit with Alderwomen Kara Spencer.

Mayor Sanger reported on the following:

- Boards & Commissions Reception – very nice event.

Captain Glenn followed up regarding the *GO St. Louis* marathon noting that communication details should be included in the permitting process.

There being no further business the meeting was adjourned at 7:45 p.m.

Mayor

ATTEST:

City Clerk