

**City of Brentwood, Missouri  
Board of Aldermen Meeting  
March 6, 2017**

**MEETING CALLED TO ORDER**

Mayor Christopher Thornton called the meeting to order at 7:05 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	Alderwoman O'Neill	Present
Alderman Wegge	Present	Alderman Leahy	Present
Alderman Lochmoeller	Present	Alderwoman Sims	Present
Alderman Kramer	Present	Alderman Dimmitt	Present
Mayor Thornton	Present		

Members present constituted a quorum. Also present were City Administrator Bola Akande, City Attorney Kevin O'Keefe and Acting City Clerk Courtney Currin.

**APPROVAL OF AGENDA**

Board of Alderman March 6, 2017 - The agenda was approved by acclamation.

**CONSIDERATION AND APPROVAL OF MINUTES**

The February 6, 2017 – Alderman Leahy made the motion, and seconded by Alderman Plufka to approve the meeting minutes by acclamation.

At the request of Alderwoman O'Neill, Mayor Thornton asked for a motion to postpone action on item 4b- Board of Aldermen February 21, 2017 meeting minutes until the next meeting so that staff may review the recording. A motion was made by Alderman Plufka and seconded by Alderman Leahy. This was approved by acclamation.

**PRESENTATION/RECOGNITION**

**None**

**PUBLIC HEARNG**

**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.)

**David Ray, 2519 Louis Avenue,** Stated he has resided at this address for 14 years, paying taxes every year. He had not received notice of an Architecture Review Board (ARB) meeting and neither did his neighbors.

**Barry Williams, 9001 Pine Avenue,** Stated he was in attendance to praise the new tree policies and acknowledge that a lot of work went into the development of the new policy. He also wanted to bring attention to the trouble and or conflict in the City between trees and hardscape and suggest the city consider minimum spacing in tree lawns. Second, as current trees mature, perhaps, the city would consider planting trees behind the sidewalk.

### **Aldermanic Response**

Mayor Thornton stated this is not the first time we have had this type of issue in regards to notice provisions and has a plan to speak to City Administrator Akande about ways that would be more effective.

### **UNFINISHED BUSINESS**

#### **Bill No. 6112.1 Amended – City’s Pay Classification System (uniformed – Exhibit A and non-uniformed – Exhibit B) Pursuant to a Review of the Comparator Cities –**

Mayor Thornton stated this item was on the last regular meeting agenda and unbeknownst to him and City Administrator Akande, because of the turnover in Administration, there were a number of errors in the tables attached to this bill; and since he never signed the ordinance, the best way to handle this to have a 1<sup>st</sup> and 2<sup>nd</sup> reading of the bill with the corrected tables. City Attorney Kevin O’Keefe stated the best way to reconsider the bill would be to have an alderman on the prevailing side make a motion to reconsider.

Motion was made by Alderman Plufka and seconded by Alderwoman O’Neill to reconsider Bill No. 6112 into ordinance form. Attorney Kevin O’Keefe performed the 1<sup>st</sup> reading of amended Bill No. 6112.1 by title only.

#### **MOTION PASSED**

Motion was made by Alderman Wegge and seconded by Alderman Plufka to amend Bill No. 6112 to Bill No. 6112.1.

#### **MOTION PASSED**

Attorney Kevin O’Keefe performed 2<sup>nd</sup> reading of amended Bill No. 6112.1 by title only.

Alderman Plufka stated that the version presented to the Board of Aldermen reflects the recommendation made by the city’s compensation consultant.

#### **MOTION PASSED**

A synopsis is provided, “An amended ordinance reconsider Bill No. 6112.1 to update and implement employee compensation plans for the City of Brentwood, Missouri, beginning in fiscal year 2017, which are contingent upon the annual budget appropriation. In addition, this ordinance amends the uniformed (7 step-- Exhibit A) non-uniformed (12 step – Exhibit B) compensation plan pursuant to a review of the comparator cities conducted by Higbee & Associates in the Fall of 2016. Furthermore, this ordinance also does the following:

- 1) 1.4% increase across the board for the non-uniform (all 12 steps) compensation plan;
- 2) Increase the 1st step for the uniform plan range 17 on 7 step compensation plan (Firefighter/Paramedic); and
- 3) Create a new range 17P for the Police Officer and Detective roles to meet market.
- 4) Remove the City Administrator role from range 30 of the non-uniform 12 step compensation plan.”

**Perfection of Bills**

Motion was made by Alderman Kramer and seconded by Alderman Wegge to perfect Bill No. 6112.1 into ordinance form.

**Roll Call:**

Alderman Dimmitt- Yes	Alderdwoman O’Neill - Yes
Alderman Kramer – Yes	Alderman Plufka - Yes
Alderman Leahy – Yes	Alderdwoman Sims - Yes
Alderman Lochmoeller – Yes	Alderman Wegge - Yes

**MOTION PASSED**

**Bill No. 6112.1 IS HEREBY PASSED BY THE BOARD OF ALDERMEN AND UPON SIGNATURE BY THE MAYOR BECOMES ORDINANCE NUMBER 4765.**

**BILLS TO BE GIVEN A FIRST READING ONLY**

**Bill No. 6118 – Agreement with Ideacom Midwest, Inc. for Maintenance of Communication Equipment and an Intergovernmental Cooperation Agreement with regard to a portion of such equipment and maintenance with the City of Rock Hill, MO** – Attorney Kevin O’Keefe performed the 1<sup>st</sup> reading of Bill No. 6118 by title only. Alderman Kramer provided the synopsis, “An ordinance approving and authorizing execution of an agreement with Ideacom Midwest, Inc. For maintenance of communications equipment and an intergovernmental cooperation agreement with regard to a portion of such equipment and maintenance with the City of Rock Hill, Missouri.

Alderman Plufka asked if there had been any change to the agreement and the percentage of services received by the City of Rock Hill. City Administrator Akande stated there had been no change.

**BILLS TO BE GIVEN A SECOND READING ONLY**

**Bill No. 6115 – Amending the City’s Employee Handbook to Establish a Policy for the Issuance of Photo Identification Cards to Elected Officials and City Employees** – Attorney Kevin O’Keefe performed the 2<sup>nd</sup> reading of Bill No. 6115 by title only. Alderman Kramer provided the synopsis, “An ordinance amending the Employee Handbook to establish a policy for the issuance of photo identification cards to elected officials and city employees for the use

of said badge while at city facilities or when representing the City of Brentwood in any official capacity in an effort to provide a safe and secure workplace for all. Furthermore, the policy outlines when the badge will be worn and how it will be displayed when representing the City of Brentwood in any official capacity. The Public Works Committee unanimously recommends to the Board of Aldermen an amendment to the Employee Handbook in regards to the access control policy.”

**Perfection of Bills**

Motion was made by Alderman Leahy and seconded by Alderwoman O’Neill to perfect Bill No. 6115 into ordinance form

**Roll Call:**

Alderman Dimmitt- Yes	Alderwoman O’Neill - Yes
Alderman Kramer – Yes	Alderman Plufka - Yes
Alderman Leahy – Yes	Alderwoman Sims - Yes
Alderman Lochmoeller – Yes	Alderman Wegge - Yes

**MOTION PASSED.**

**Bill No. 6115 IS HEREBY PASSED BY THE BOARD OF ALDERMEN AND UPON SIGNATURE BY THE MAYOR BECOMES ORDINANCE NUMBER 4768.**

**Bill No. 6116 – Authorization to Contribute a Percentage of Funds from the TracFone Wireless Settlement to the Municipal League of Metro St. Louis** – Attorney Kevin O’Keefe performed the 1<sup>st</sup> reading of Bill No. 611 by title only. Alderman Kramer provided the synopsis, “An ordinance authorizing the contribution of 5% of the TracFone Wireless class action lawsuit funds to the Missouri Municipal League of Metro St. Louis. As in previous telephone tax settlements, class members may assign a portion of their received settlement funds to the Municipal League of Metro St. Louis to be used for legislative, lobbying and advocacy efforts. The city will receive \$12,986.14 in unexpected tax revenue. The Ways and Means Committee unanimously recommends to the Board of Aldermen an assignment of 5% of the TracFone settlement funds to the Municipal League of Metro St. Louis.” Alderman Wegge asked the bill be perfected into ordinance form.

Alderman Leahy asked if City Administrator Akande had been successful in obtaining answers to questions he asked at the February 21<sup>st</sup>. Questions such as if the municipalities cover the cost of the legal expenses; if the expenses are covered from the membership dues paid to the Municipal League; and if the attorneys undertook the work on a contingency basis for the amount of work or whether they would share in some percentage of some recovery. City Administrator Akande stated she did not have a response to the questions at this time. Mayor Thornton stated he believes the cost for legal services was based on a contingency basis. This is what the League does to pursue efforts that are in everybody’s interest. Alderman Leahy made a motion requesting that Bill No. 6116 be placed on indefinite hold until such time as the information he requested is available. The motion died for lack of a second.

**Perfection of Bills**

Motion was made by Alderman Plufka and seconded by Alderman Wegge to perfect Bill No. 6116 into ordinance form.

**Roll Call:**

Alderman Dimmitt- Yes	Alderwoman O'Neill - Yes
Alderman Kramer – Yes	Alderman Plufka - Yes
Alderman Leahy – Nay	Alderwoman Sims - Yes
Alderman Lochmoeller – Yes	Alderman Wegge - Yes

**MOTION PASSED.**

**Bill No. 6116 IS HEREBY PASSED BY THE BOARD OF ALDERMEN AND UPON SIGNATURE BY THE MAYOR BECOMES ORDINANCE NUMBER 4769.**

**Bill No. 6117 – An Ordinance approving and authorizing execution of service agreements with ABM Janitorial Services – Midwest, Inc. (dba ABM Industry Groups, LLC) – Exhibit A – City Hall and Exhibit B – Public Works Administration** – City Attorney Kevin O’Keefe provided a 1<sup>st</sup> reading of Bill No.6116 in title only. Alderman Kramer provides a synopsis, “An Ordinance Approving and Authorizing Execution of an Agreement with Ideacom Midwest, Inc. for Maintenance of Communications Equipment and an Intergovernmental Cooperation Agreement with regard to a portion of such equipment and maintenance with the City of Rock Hill, Missouri.” Motion was made by Alderman Leahy, seconded by Alderman Plufka to authorize the execution of service agreements with ABM Janitorial Services – Midwest, Inc. Industry Groups, LLC.

Alderman Lochmoeller asked if the contract for the police department building comes up for renewal in April 2017.

Alderman Kramer stated that we are not displacing any employee by approving this new contract. Public Works Director Dan Gummersheimer says no employees will be displaced in the Public Works department. City Administrator Akande confirms no employees will be displaced in Public Works or the Parks and Recreation department.

City Attorney Kevin O’Keefe provided a 2<sup>nd</sup> reading of Bill No. 6117 in title only.

**Perfection of Bills**

Motion was made by Alderman Leahy and seconded by Alderman Plufka to perfect Bill No. 6117 into ordinance form.

**Roll Call:**

Alderman Dimmitt- Yes	Alderwoman O'Neill - Yes
Alderman Kramer – Yes	Alderman Plufka - Yes
Alderman Leahy – Yes	Alderwoman Sims - Yes
Alderman Lochmoeller – Yes	Alderman Wegge - Yes

**MOTION PASSED.**

**Bill No. 6117 IS HEREBY PASSED BY THE BOARD OF ALDERMEN AND UPON SIGNATURE BY THE MAYOR BECOMES ORDINANCE NUMBER 4770.**

**BILLS TO BE GIVEN A FIRST AND SECOND READING**

**RESOLUTIONS**

**Resolution No. 1072 – Amending the Tree Policies and Guidelines Manual to include a Chapter on Arboricultural Specifications Procedures Manual** – A Resolution Of The City Of Brentwood, Missouri, Amending The Parks And Recreation Policies And Procedures Manual - Exhibit A - Chapter 12 - Arboricultural Specifications And Tree Policies And Guidelines Manual.

A motion was made by Alderman Leahy and seconded by Alderman Plufka to adopt Resolution No. 1072.

Alderman Wegge stated this manual is really great. A couple of things were not included – resident notifications, the fact that ribbons would be tied around trees. He said the Public Works Committee should look at the ordinance and include in the policies and procedures how we maintain trees. Also, how we define events to be communicated in regards to procedures. Parks and Recreation Eric Grunenfelder stated that the next steps would be outlined in a general city-wide comprehensive communication strategy and procedures.

A motion was made by Alderman Plufka and seconded by Alderman Lochmoeller to amend the section of the Tree Policies and Guidelines Manual, section titled Tree Policy Manual in recognition of Louise Charboneau, a long time and politically active resident, who often advocated on behalf of improving and sustaining Brentwood’s Urban Forest.”

Alderman Lochmoeller stated that he supports the amendment and trees were her soul and her life. Mayor Thornton also said she was a supreme advocate for trees.

Alderwoman O’Neill stated that this is absolutely wonderful to have this in one place and in writing. She also asks how the City will conduct a four year assessment. Mr. Grunenfelder stated that the goal is to get our eyes on all the trees. Some cities are on a 4-6 year rotation.

Alderman Kramer stated excellent job to Director Grunenfelder in putting this document together. A lot of credit goes to Mr. Peter Van Linn. How should the City respond to the question about the types of trees that would be placed in a small lawn tree area? Director Grunenfelder stated that the types of trees will be based on site specific and space conditions. Additional discussions would have to be conducted with the City Attorney in regards to liability.

Alderman Leahy stated that he likes the document in getting Appendix E to where it is. He would like the City to undertake some research if it would be feasible to do what resident Mr. Williams requests if it is at all possible. It would solve a lot of the conflict between trees and hardware. I complement your staff for doing a very good job.

**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 Wegge - Yes

**MOTION PASSED**

**Resolution No. 1072 is hereby adopted as amended by the Board of Alderman.**

**Resolution No. 1073 – Adoption of the Findings And Recommendations Of The Center for Public Safety Management With Regards to Police Services In The City of Brentwood and Directing Implementation Of Recommended Improvements To Police Operations and Authorizing Engagement Of Additional Resources To Promote Effective Enhancement Of The City’s Public Safety And Crime Prevention Efforts, and Addressing Requested Personnel Changes.** – Alderman Kramer read the synopsis, “A Resolution Of The City Of Brentwood, Missouri, Adopting The Findings And Recommendations Of The Center For Public Safety Management With Regard To Police Services In The City; Directing Implementation Of Recommended Improvements To Police Operations; Authorizing Engagement Of Additional Resources To Promote Effective Enhancement Of The City’s Public Safety And Crime Prevention Efforts, And Addressing Requested Personnel Changes. A motion was made by Alderwoman O’Neill and seconded by Alderwoman Sims to adopt the findings and recommendations of the Center for Public Safety Management with Regards to Police Services in the City of Brentwood and direct Implementation of Recommended Improvements to Police Operations and Authorizing Engagement of Additional Resources to Promote Effective Enhancement of the City’s Public Safety and Crime Prevention Efforts and Addressing Requested Personnel Changes.”

Alderman Plufka stated that he is favor of this resolution. The question where in the police departments requests for additional positions, is best deferred until such a time as the recommendations in the CPSM Report has been implemented.

Alderman Kramer stated that communication from police department management to City Administrator Akande is in stark contrast to the CPSM Report. The department has indicated in their response that they will not implement some of the recommendations in the report.

Mayor Thornton stated that he had asked City Administrator Akande to request that Chief Fitzgerald and Assistant Police Chief McIntyre to prepare a memo where they outline their concerns in respect to the CPSM Report. This response is included in the Board of Aldermen packet. He also said, additional questions may be more appropriately deferred until the CPSM Report can be implemented. The department should be able to provide clarification as to whether there are modifications that have to be made and whether they are able to or not implement the recommendations in the CPSM Report. CPSM will return in a month to provide a progress report to the Board of Aldermen.

**ROLL CALL:**

Alderman Dimmitt- Yes	Alderwoman O’Neill - Yes
Alderman Kramer – Yes	Alderman Plufka - Yes
Alderman Leahy – Yes	Alderwoman Sims - Yes
Alderman Lochmoeller – Yes	Alderman Wegge – Yes

**MOTION PASSED**

**Resolution No. 1073 is hereby adopted by the Board of Alderman.**

**ACCOUNTS AGAINST THE CITY**

Alderman Dimmitt announced he reviewed the warrant list with City Administrator Akande and recommends approval of the Warrant List in the amount of \$88,886.70. Alderman Kramer seconded the motion.

**ROLL CALL:**

Alderman Dimmitt- Yes	Alderwoman O'Neill - Yes
Alderman Kramer – Yes	Alderman Plufka - Yes
Alderman Leahy – Yes	Alderwoman Sims - Yes
Alderman Lochmoeller – Yes	Alderman Wegge - Yes

**MOTION PASSED**

**REPORT OF COMMITTEES AND DEPARTMENT HEADS**

**Mayor Thornton** gave a presentation on the mitigation of flooding along Deer Creek. He stated in his presentation, that the goal of the study was to determine if it might be possible to control the flooding along Deer Creek. The engineers were advised to keep the solution contained to Brentwood as much as possible and assume that any necessary property could be used accordingly. The study clearly shows that it is possible to control the flooding along Deer Creek and substantially benefit the surrounding area. That said, this is NOT a plan, a project and certainly not a project plan. This study simply indicates that these things are feasible and provides a very high level view of what might be required should the Board and the citizens of Brentwood choose to pursue this objective.

A tremendous amount of work will be required before we would be in a position to provide more detailed information about the study. The next phase of our investigation will be focused on determining what the critical elements of such a plan might be and provide a similarly high level view of what might be required from the legal, financial and planning perspectives. I would caution you against speculating publicly about these questions.

What we can say with some degree of certainty is that mitigation of the flooding along Deer Creek is possible and that doing so would, at a minimum, require significant changes to the properties abutting the creek. In addition, we can almost certainly say that doing so would have a significant positive impact on the entire area. Mayor Thornton said I think these results are incredibly exciting and I look forward to working with you as we continue to explore possible improvements in this area of our City!

A copy of this presentation may be found on the City website.

**Public Safety Committee,** Alderman Plufka announced that they are doing the final touches on the traffic calming report. The next meeting will be the 3<sup>rd</sup> Thursday of March (16<sup>th</sup>) at 5:30 pm.

**Public Works Committee,** Alderman Leahy announced that the next meeting of the committee is March 8<sup>th</sup> at 4:30pm in the Council Chambers.

**Director of Planning & Development,** Director Koerkenmeier had no report.

**Ways and Means Committee**, Alderman Dimmitt announced they will meet on April 6<sup>th</sup> at 6:00 pm in the Council Chambers.

**City Attorney Kevin O’Keefe** had no report.

**City Administrator** had no report.

**Excise Commissioner** had no report.

**Library Board**, Alderwoman O’Neill had no report.

**Municipal League**, Mayor Thornton had no report.

**Historical Society**, lost a key member this past week. Joe Gill. The visitation and mass will be held at St. Mary Magdalen.

**ANNOUNCEMENTS**

Alderman Wegge announced that the Ward 2 meeting will take place March 7<sup>th</sup> at 6:30pm in the Council Chambers. He also encouraged all to attend the meeting on the Dog Park scheduled to take place on March 21 at 6:00pm.

Alderman Dimmitt announced that Ward 1 will meet on March 14<sup>th</sup> at 7:00pm in the Council Chambers.

Alderman Leahy announced that Ward 3 will have a meeting Tuesday March 28<sup>th</sup> in the Council Chambers at 7pm.

Mayor Thornton announced that there would be a joint workshop with the Brentwood School District Board on March 7 at 8:00pm. Also a forum for the three open spots on the Board of Education. It starts at 7:00pm at the school administration facility. Finally on the 17<sup>th</sup>, Mrs. Clements and I will participate in a forum sponsored by the League of Women Voters from 7-10pm.

Alderman Leahy stated that at the last meeting, he had inquired about the police vehicle incident. Do we have any update? City Administrator had contacted the insurance carrier and the Ford Motor Company and did not have additional information to share with the Board of Aldermen.

**NEW BUSINESS**

**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)

**None**

**Aldermanic Response**

**None**

**CLOSED SESSION**

**None**

**ADJOURNMENT**

Motion was made by Alderman Plufka and seconded by Alderman Leahy to adjourn the regular meeting at 9:07pm. Unanimous vote in favor taken; **MOTION PASSED**

Attest:

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Christopher A. Thornton, Mayor

\_\_\_\_\_  
Bola Akande, City Clerk/Administrator