

MINUTES OF THE REGULAR BOARD OF ALDERMEN MEETING

City Hall
Council Chambers

February 5, 2007
7:00 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

PRESENT: Mayor Kelly, Alderwoman Clements, Alderman Marshall, Alderman Leahy, Alderwoman Krewson, Alderman Kramer, Alderman Robertson, Alderman Wynn, Alderman Cross.

City Attorney Albrecht, City Clerk/Administrator Seemayer, Director of Planning and Development Dailey, City Treasurer Reynders and Executive Secretary Williams.

ABSENT: None.

CONSIDERATION AND APPROVAL OF THE AGENDA OF THE REGULAR BOARD OF ALDERMEN MEETING OF FEBRUARY 5, 2007

Motion was made by Alderman Cross, second by Alderwoman Clements to approve and adopt the Agenda of the Regular Board of Aldermen Meeting of February 5, 2007. All in favor none opposed.

CONSIDERATION AND APPROVAL OF THE MINUTES OF THE REGULAR BOARD OF ALDERMEN MEETING OF DECEMBER 4, 2006

Motion was made by Alderman Leahy, second by Alderman Marshall to approve and adopt the Minutes of the Regular Board of Aldermen Meeting of December 4, 2006 as presented. All in favor none opposed.

CONSIDERATION AND APPROVAL OF THE MINUTES OF THE SPECIAL BOARD OF ALDERMEN MEETING OF JANUARY 4, 2007

Motion was made by Alderwoman Clements, second by Alderman Leahy to approve and adopt the Minutes of the Special Board of Aldermen Meeting of January 4, 2007 as amended. Roll call: Alderwoman Clements, yes; Alderman Marshall, yes; Alderman Leahy, yes; Alderwoman Krewson, yes; Alderman Kramer, yes; Alderman Robertson, yes; Alderman Wynn, yes; Alderman Cross, yes.

Corrections: Insert on page 4, after the eight paragraph, "Alderman Kramer asked if Walgreen's or their management had increased the candlepower of their parking lot lighting affronting Brentwood and Litzsinger Roads, and additionally if they had installed

any new lighting boxes aimed at the existing back lighted Walgreen's signage on the eastern and northern fronts of their building. Mr. Kensaw asked if more light was a bad thing, but said that none of these changes were made to his knowledge".

Insert on page 8, after the third paragraph, "Alderman Kramer said his question was in reference to the island change and building setback. Based upon past Planning and Zoning discussions regarding any new curb cut or changes that St. Louis County would have to approve in that stretch of Brentwood Boulevard. Alderman Kramer said he understands that they would come predicated only upon a minimum of a 50 feet building setback from the Brentwood Boulevard curb, on the west side of the street. In this case, Fifth Third Bank would be in conformity despite the County's rejection".

Swearing in of Patrol Officers

Police Chief Knight came before the Board and stated that the Brentwood Police Department has two new police officers Thomas Nick Lang and Nick Nilson. Nick Lang was with the Crestwood Police Department for about two years before coming to Brentwood. He also served with the St. Louis Airport Police for one year. He was in the United States Marine Corp from 1993 to 1997 and he was a member of the combat team that was deployed in Somalia for operation United Shield. During that time he rose to the rank of Platoon Sergeant and commanded his team. During his military career he has received numerous medals for his military service. He has also received numerous letters of recognition and commendation from the Crestwood Police Department. Nick Nilson last worked for the FedEx Corporation unloading cargo planes at the airport. He went through the St. Charles Police Academy where he graduated with a final GPA of 94.6 and his background includes a number of people that said that he was a very hard worker, reliable and has fine work ethics.

Alderwoman Clements, Chair of the Public Safety Committee came before the Board and administered the Oath of Office to Patrol Officers Thomas Nick Lang and Nick Nilson.

Recognition of Officer

Mayor Kelly presented a plaque to Assistant Chief Disbennett recognizing his 30 years of service to the Brentwood Police Department and the community.

Assistant Chief Disbennett thanked the Mayor, Board and Police Chief Knight for their support of him and the police department. He also thanked his wife and sons that have stood by him. He stated that he has never once in 30 years thought of it as a job. He always felt that it was something that he loved to do with a passion.

BIDS – None

HEARING OF ANY MATTER OF PUBLIC INTEREST UPON REQUEST OF ANY PERSON PRESENT

Jim Fiete – 2201 Parkridge Avenue came before the Board and stated that he is representing Brentwood Masonic Lodge #616. Mr. Fiete stated that he distributed information that describes a program, which the Grand Lodge of Missouri started in the fall of 2005. It is called CHIP, Children’s Identification Program. The program is offered free to the public and it will be available to the public on March 17th at the Brentwood Rec Center. Three pictures are taken of the child, the parent(s) will fill out a questionnaire and the information will then be transferred to a computer chip. Fingerprints, bite impression and DNA will also be taken. The information will be given to the parent(s). The only thing the Grand Lodge of Missouri will keep would be the permission slips signed by the parent. All the information is confidential. The nice thing about the computer chip that will be given to the parent(s) is that it fits into the Amber Alert System. Once the disc is given to the police department, all the information will be available throughout the country through the Amber Alert System. The Missouri or Brentwood Masonic Lodge can be contacted for more information.

Mayor Kelly stated that information will be available on the website, BTV 10 and at the Parks and Recreation Department. He asked if there were any age limits.

Mr. Fiete stated that they do not have any, but the ideal ages would be from 2 to junior high. They will not turn anyone away.

Public Hearing – Conditional Use Permit/PetsMart, Inc.

Chip Misko – Attorney representing PetsMart, Inc. came before the Board and stated that PetsMart runs a retail store in Brentwood Promenade Plaza. They have filed an application for a Conditional Use Permit to expand the size of their store. The expansion will be for the location of a pet’s hotel. It is a holiday inn for dogs and cats.

Mayor Kelly asked if there were any questions from the audience. There were none.

Alderman Leahy asked about the waste measures for disposal. He stated that the applicant mentioned they had a trenching system. Were there any issues that came up with MSD in order to be able to hose down the lodgings for the different pets and run it out through the sewers.

Mr. Misko stated that his understanding is that this is like any other waste as far as MSD.

Alderman Leahy asked if someone will be on the premises 24-hours a day to care for the animals.

Mr. Misko responded yes.

Alderman Wynn asked if the pets would ever be outside.

Mr. Misko stated that they would be inside. It will all be self-contained. There are special filtering systems and soundproofing, etc.

Alderman Leahy asked about the number of pets they hope to house and take care of on a daily basis.

Mr. Misko stated that the plans call for 126 rooms.

Alderwoman Clements asked how much of the store is going to be taken up by the pet hotel.

Mr. Misko stated that the existing store would be the same. It will all be added onto the back of the store. Everything will be done inside of the current building. It will be about 6,500 – 7,000 square feet.

Alderman Cross asked if the hotel is going to be where the fish department is currently located.

Mr. Misko stated that is typically what they do and then the fish department slides back.

Alderman Cross stated that this is also a day camp as well. She asked what were the rates for a day versus overnight.

Mr. Misko responded that they do not have anything set yet but it will be priced to the market.

Alderman Kramer asked how were the rooms going to be constructed.

Mr. Misko stated that the dogs are separate from the cats. The kennels are back-to-back and wired in with separate gates. They are not stacked.

Alderman Cross asked if staff will make sure as the pets come in that they are all vaccinated.

Mr. Misko responded yes. That is one of their requirements for all their pets coming in the store. In order to be in the hotel the pets have to be current on all rabies and vaccinations.

Mayor Kelly announced the Public Hearing for PetsMart, Inc. closed at 7:24 p.m.

INTRODUCTIONS, READINGS, AND PASSAGE OF BILLS AND RESOLUTIONS

1st and 2nd Readings of Bills

Motion was made by Alderwoman Clements, second by Alderman Cross to give Bills No. 5365, 5366, 5367, 5368, 5369, 5370 and 5371 first and second readings. All in favor none opposed.

Motion was made by Alderman Kramer, second by Alderwoman Krewson to place Bill No. 5370 on hold.

Alderman Leahy asked Alderman Kramer if he could extend his motion to include Bills No. 5368 and 5369. The intent is to request that these actions be held up pending the City resolving an issue with the dispatchers and getting a chance to work through all the budgetary issues before they start looking at pay raises for the elected officials.

Alderman Marshall stated that the issue was brought up in the Ways and Means Committee meeting. As far as the raise for the judge, since the number of violators will be increased because of the red light ticketing systems, there should be some adjustment in compensation.

Alderman Wynn stated that in regards to the aldermen pay raises he is opposed to it. He does not want to see anything happen with that until after the election. The three aldermen that are running unopposed would get the raise after the election.

Roll call on placing Bill No. 5370 on hold: Alderwoman Clements, yes; Alderman Marshall, yes; Alderman Leahy, yes; Alderwoman Krewson, yes; Alderman Kramer, yes; Alderman Robertson, yes; Alderman Wynn, yes; Alderman Cross, yes.

Motion was made by Alderman Leahy, second by Alderman Kramer that the Board consider placing Bills No. 5368 and 5369 on hold until the City resolves the current issue with the dispatching service within the City of Brentwood.

Mayor Kelly stated that the judge requested a raise given the additional time that he is putting in. They are talking about having another court night every month. The Ways and Means Committee looked at what some of the judges in the surrounding municipalities were receiving for their services and determined the amount for Brentwood's judge.

Alderman Kramer stated that Bill No. 5370 talks about an increase for the aldermen who have not had an increase for 10 years. During that same period, his understanding is that the mayor and the judge had received at least one increase. According to Bill No. 5369, the judge received an increase in 2001. He does not see the difficulty in entertaining those topics as discussable points, but he wanted to address Alderman Wynn's comments and say that the aldermen have had a sizable workload increase. Some could say it has doubled or tripled since 1997. If you go back and look at the amount of development that has come into the City since 1997 it has been considerable in comparison from 1987 to 1997. With that in mind he thinks that the alderman should not have to make such a great case for their increase, as the judge does not have to either.

Alderman Wynn stated that he was first elected in 1978 and did not decide to serve to worry about what he would be paid. If they wait until after the election, they will allow the community to know more about it. If it is passed after the election, they will get the

raise in two years. They would not be putting it off forever. It is a small amount of money but people can be worked up about what aldermen are getting even if it is a small amount of money.

Alderman Leahy stated that his intention with placing Bills No. 5368, 5369 and 5370 on hold is to help focus the priority of the Board on resolving the dispatcher issues. He understands from the Ways and Means Committee that they could be looking at \$100,000 shortfall, which was not in the budget for this year. These pay increases were not in the original budget laid out that was approved last month. They should stay with priorities, take care of the police, fire and dispatchers first, get that issue completely resolved, and see if there is any justification or even any money left for them to entertain a raise for elected officials.

Mayor Kelly stated that the Board needs to base its decisions on the judge's salary increase on the position and requirement. He agrees with Alderman Wynn in that you do not do it for the money. When the mayor's salary was increased a few years ago, it was not something that he asked for. It was done unbeknownst to him until it came to the Board meeting. The proper way to look at the elected officials salary is to look at what the other elected officials in the area are getting and have some basis for that increase. It should not be because they feel that they have an increased workload. He did not want the Board to consider any kind of increase for the mayor's position.

Alderman Cross stated that she agrees. One time she came up to City Hall on court night around 10:15 p.m. and they were still holding court. She believes the judge deserves the raise and she is in favor of his raise, but if there is a couple of aldermen that want to put it off until the next meeting is there any harm in that, as long as it is done before the election.

Mayor Kelly stated that you are just putting off the inevitable if everybody is in favor of it.

Roll call to place Bill No. 5368 and 5369 on hold: Alderwoman Clements, no; Alderman Marshall, no; Alderman Leahy, yes; Alderwoman Krewson, yes; Alderman Kramer, yes; Alderman Robertson, no; Alderman Wynn, no; Alderman Cross, no.

Bill No. 5365 – Site Development Plan

City Attorney Albrecht gave Bill No. 5365, AN ORDINANCE GRANTING APPROVAL OF A SITE DEVELOPMENT PLAN FOR BUILDING AND SITE IMPROVEMENTS AT PROPERTY NUMBERED 8605 MANCHESTER ROAD WHICH PERMITS UNDER THE PROVISIONS OF CHAPTER 25, SECTION 126 OF THE BRENTWOOD CITY CODE THE DEVELOPMENT OF THAT SITE; PROVIDING THE CONDITIONS TO SUCH DEVELOPMENT; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE, first and second readings.

Alderman Kramer read a synopsis of Bill No. 5365 as a Bill that would approve a site plan for modifications to the Lawn Care Equipment Company located at 8605 Manchester Road. Conditions for approval include replacing fencing, removing designated existing pavement and replacing with green space, remove all outside storage and conceal rooftop HVAC units. This site was reviewed and approved by the Planning & Zoning Commission.

Phil Russo – Lawn Care Equipment/8605 Manchester Road came before the Board and introduced himself.

Alderman Cross stated that the synopsis stated, “remove all outside storage”. She asked if that is referring to the lawnmowers that are usually lined up outside.

Mr. Russo responded yes.

Alderman Marshall asked about the lights on the side of the building.

Mr. Russo stated that the Planning and Zoning Commission’s suggestion was for them to be illuminated north and south, to illuminate the side of the building and the green space. He is in compliance with that.

Chairman Geppert stated that they are down facing lights on the side of the building.

Mr. Russo stated it is a very low illuminated light. It will not be blinding in any way, shape or form. He believes they are 40-watt light bulb fixtures.

Alderman Leahy stated on the drawing dated 12/21/06, there is a note in the upper right hand corner dealing with the trash enclosure that will be located off the property and across the street on a temporary parking lot. City ordinances require that the enclosure be fenced off. He is not aware that this property can allow them to fence off the enclosure because it sits in a flood way. Can they authorize an exemption for the applicant from enclosing the container?

Mayor Kelly stated that he does not know that they need to grant him permission to do that given the fact that it has been there for as long as Lawn Care Equipment has been there and before they adopted that original ordinance. They are making note of that to give an existing condition but he does not think they need to grant a variance for that.

Mr. Russo stated it was for the aesthetics. It will be a six-foot privacy fence with two swinging gates in the front, so it will not be seen from Ruth Avenue.

City Administrator Seemayer suggested approving it as on the drawing and then if they cannot allow the fence in there they will mark it up as such on the actual permit.

Motion was made by Alderman Leahy, second by Alderman Robertson to approve and adopt Bill No. 5365. Roll call: Alderwoman Clements, yes; Alderman Marshall, yes;

Alderman Leahy, yes; Alderwoman Krewson, yes; Alderman Kramer, yes; Alderman Robertson, yes; Alderman Wynn, yes; Alderman Cross, yes.

The Mayor thereupon declared Bill No. 5365 duly passed and signed same into approval thereof. Said Bill was given Ordinance No. 4056.

Bill No. 5366 – Conditional Use Permit/PetsMart, Inc.

City Attorney Albrecht gave Bill No. 5366, AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT TO PETSMART, INC. WHICH PERMITS UNDER CERTAIN CONDITIONS THE USE OF CERTAIN DESCRIBED PROPERTY FOR OPERATION OF A PET HOTEL; PROVIDING THE CONDITIONS OF SUCH USAGE; AND PROVIDING THE EFFECTIVE DATE OF THIS ORDINANCE, its first and second readings.

Alderman Kramer read a synopsis of Bill No. 5366 as a Bill that would grant a Conditional Use Permit to PetsMart to house animals overnight. The Planning & Zoning Commission reviewed and approved this Conditional Use Permit.

Alderman Leahy stated that since the City does not have any type of ordinance that addresses this type of activity, is it covered under the PetsMart retail license from the sales tax side. Is there a business license request for this?

Mayor Kelly stated that it would be a service, so there is no sales tax on it. As far as the business license goes it would go into their gross receipts, which would then go towards their business license fee.

City Administrator Seemayer stated that he would look into it.

Motion was made by Alderman Cross, second by Alderman Wynn to approve and adopt Bill No. 5366. Roll call: Alderwoman Clements, yes; Alderman Marshall, yes; Alderman Leahy, yes; Alderwoman Krewson, yes; Alderman Kramer, yes; Alderman Robertson, yes; Alderman Wynn, yes; Alderman Cross, yes.

The Mayor thereupon declared Bill No. 5366 duly passed and signed same into approval thereof. Said Bill was given Ordinance No. 4057.

Bill No. 5367 – Order of Names on Ballot

City Attorney Albrecht gave Bill No. 5367, AN ORDINANCE AMENDING CHAPTER 8 OF THE REVISED CODE OF ORDINANCES OF THE CITY OF BRENTWOOD, MISSOURI BY DELETING SECTION 8-7 IN ITS ENTIRETY AND ENACTING IN LIEU THEREOF A NEW SECTION 8-7; AS IT RELATES TO ORDER OF NAMES ON BALLOT; PROVIDING FOR THE CURRENT MAINTENANCE OF THIS CODE; PROVIDING FOR THE REPEAL OF ALL CONFLICTING ORDINANCES; AND

PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE, its first and second readings.

Alderman Kramer read a synopsis of Bill No. 5367 as a Bill that amends the Brentwood City Code by changing the language for placing candidate's names on the ballot when two or more candidates file at the same time. The change makes a drawing of names to see who would be placed on the ballot to be held at a Board of Aldermen meeting rather than at a regularly scheduled Board of Aldermen meeting. This would allow names to be drawn at a special meeting in case the regular meeting was cancelled due to holidays.

Motion was made by Alderman Marshall, second by Alderwoman Clements to approve and adopt Bill No. 5367. Roll call: Alderwoman Clements, yes; Alderman Marshall, yes; Alderman Leahy, yes; Alderwoman Krewson, yes; Alderman Kramer, yes; Alderman Robertson, yes; Alderman Wynn, yes; Alderman Cross, yes.

The Mayor thereupon declared Bill No. 5367 duly passed and signed same into approval thereof. Said Bill was given Ordinance No. 4058.

Bill No. 5368 – Repealing Ordinance No. 3281

City Attorney Albrecht gave Bill No. 5368, AN ORDINANCE REPEALING ORDINANCE NO. 3281, SECTION 15-18 OF THE REVISED CODE OF ORDINANCES OF THE CITY OF BRENTWOOD, MISSOURI AS IT RELATES TO COMPENSATION FOR THE MUNICIPAL JUDGE; PROVIDING FOR THE CURRENT MAINTENANCE OF THIS CODE; PROVIDING FOR THE REPEAL OF ALL CONFLICTING ORDINANCES; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE, its first and second readings.

Alderman Kramer stated that the Bill does not say what the process was before for awarding the salary.

City Administrator Seemayer stated that the previous bill stated that the Board of Aldermen should set the salary of the judge annually in its budget. He does not believe it can be done that way unless you waited until after the term of the next election. You could not set the salary on January 1st every year for the judge because he would be getting a raise during the term of his office. The previous bill did not have a dollar amount.

Alderman Kramer read a synopsis of Bill No. 5368 as a Bill that repeals Ordinance #3281, which created a process by which the Municipal Judge is compensated.

Motion was made by Alderwoman Clements, second by Alderman Marshall to approve and adopt Bill No. 5368. Roll call: Alderwoman Clements, yes; Alderman Marshall, yes; Alderman Leahy, no; Alderwoman Krewson, yes; Alderman Kramer, yes; Alderman Robertson, yes; Alderman Wynn, yes; Alderman Cross, yes.

The Mayor thereupon declared Bill No. 5368 duly passed and signed same into approval thereof. Said Bill was given Ordinance No. 4059.

Bill No. 5369 – Compensation Municipal Judge

City Attorney Albrecht gave Bill No. 5369, AN ORDINANCE ADJUSTING THE COMPENSATION FOR THE MUNICIPAL JUDGE OF THE CITY OF BRENTWOOD, MISSOURI; PROVIDING FOR THE REPEAL OF ALL CONFLICTING ORDINANCES; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE, its first and second readings.

Alderman Kramer read a synopsis of Bill No. 5369 as a Bill that establishes a new process by which the Municipal Judge is to be compensated and set his monthly salary at \$1,125. The current salary is \$1,000 per month. The Bill also allows the salary to increase to \$1,250 per month with approval by the Board of Aldermen. If approved, this ordinance shall be effective after the expiration of the current term of office. This Bill was reviewed and approved by the Ways & Means Committee.

Alderman Marshall stated that the numbers on the synopsis are different from the numbers on the Bill.

City Administrator Seemayer stated it should be \$1,125 monthly.

Mayor Kelly requested that Bill No. 5369 be amended by deleting Section 1, and amending the amount in Section 2 to 1,250 per month. His concern is with setting one rate now and then setting an amount it could be raised to in the future. What criteria would the Board use in order to add those additional funds to the judge's salary? The position either warrants the increase or it does not. It should be set at that level, take the politics out of what that wage should be and then set it at whatever rate they think is appropriate.

Alderman Kramer stated that his recollection from the Ways and Means Committee's discussion and looking at the position itself, they looked at the workload, the systems that are on the way, including the ticket load, as well as the red light camera. They talked about the performance of that position as it relates to how that would be handled going forward, and not willing to give the full amount of the increase until they see how that workload is handled. To give the full increase now prior to the workload going through the process is almost like they are rewarding something that has not yet fully happened. The Ways and Means Committee wanted to give a partial reward now for the amount of workload that has increased to date and then going forward with the next set of workload.

Alderman Marshall stated that the idea was to set something aside to see if they were completely happy with the way the job was being done as far as the performance of adding the additional work.

Mayor Kelly stated that is the concern. The position either warrants the total increase or it does not warrant it at all. It would be very difficult for the Board of Aldermen to come up with criteria for deciding what and when those additional funds are given to the judge. He does not think that is the responsibility of the Board. The job that the judge performs is based on the election and the residents will decide whether he is performing his job correctly. The entire wage should be based on the position and the requirements of that position.

Alderwoman Krewson stated that their discussion covered, not so much the performance, but the workload increase that is coming and they are not sure what that might be.

Mayor Kelly stated that they do not have the criteria set for determining what that is. It is going to come down to the opinions of the Board of Aldermen.

Alderman Kramer stated that what Bill No. 5369 does is set the current reward for what their beliefs are now for the workload and the performance of that position and to allow the aldermen to come back and take a look at it again at a time down the road without having to do another bill/ordinance. This allows that next judgment to take place.

Alderman Wynn asked if it could be raised the additional \$125.00 and then if you want to increase it in two years come back and say that the workload has increased.

Mayor Kelly asked if the judge requested the \$250.00 increase or did he ask for an increase.

City Administrator Seemayer stated the judge requested about that much. He had a formula worked out as to the requested increase.

Alderwoman Clements stated the reason the Ways and Means Committee voted that way was to allow them the opportunity to increase his pay within his two-year election period.

Motion was made by Alderman Marshall, second by Alderman Cross to amend Bill No. 5369 by deleting Section 1, and amend what would become Section 1 to read "\$1,250 per month," and change Sections 3 and 4 to Sections 2 and 3. Roll call: Alderwoman Clements, yes; Alderman Marshall, yes; Alderman Leahy, yes; Alderwoman Krewson, no; Alderman Kramer, no; Alderman Robertson, yes; Alderman Wynn, yes; Alderman Cross, yes.

Alderman Leahy stated that he would like to further amend Bill No 5369. Motion was made by Alderman Leahy that the Board of Aldermen consider the priorities and ask that if Bill No. 5369 is perfected into ordinance form that it does not take effect until January 1st, 2008 contingent upon the Board of Aldermen resolving the dispatcher issues with the police department and the budget compensation to proceed with the \$100,000 shortfall.

There was no second to Alderman Leahy's motion.

Motion was made by Alderman Marshall, second by Alderman Cross to approve and adopt Bill No. 5369 as amended. Roll call: Alderwoman Clements, yes; Alderman Marshall, yes; Alderman Leahy, no; Alderwoman Krewson, yes; Alderman Kramer, no; Alderman Robertson, yes; Alderman Wynn, yes; Alderman Cross, yes.

The Mayor thereupon declared Bill No. 5369 duly passed and signed same into approval thereof. Said bill was given Ordinance No. 4060.

Bill No. 5371 – Agreement with Hochschild, Bloom & Company LLP

City Attorney Albrecht gave Bill No. 5371, AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH HOCHSCHILD, BLOOM & COMPANY LLP, CERTIFIED PUBLIC ACCOUNTANTS TO PROVIDE AUDITING SERVICES FOR THE CITY OF BRENTWOOD FOR 2006, 2007 AND 2008; PROVIDING FOR THE REPEAL OF ALL CONFLICTING ORDINANCES; AND PROVIDING FOR THE EFFECTIVE DATE OF THIS ORDINANCE, first and second readings.

Alderman Marshall stated that Susan Zimmer, Finance Officer will be retiring this year and she has had a long-standing relationship with Hochschild, Bloom & Company, LLP. With her leaving, it makes their reasoning for staying with the same company even stronger. They have done a good job for the City for the past several years and he would like them to continue.

Alderman Kramer read a synopsis of Bill No. 5371 as a Bill that would authorize the Mayor to enter into an agreement for a three year contract with Hochschild, Bloom & Company to provide annual auditing services for the City of Brentwood. This bill was reviewed and approved by the Ways & Means Committee.

Alderman Leahy requested that it be put in the record that the City of Brentwood did take competitive bids on the initial auditing contract and there is a clause in the current contract that allows the City to do an extension, thus they do not require a second resubmittal for bids.

Motion was made by Alderman Marshall, second by Alderwoman Clements to approve and adopt Bill No. 5371. Roll call: Alderwoman Clements, yes; Alderman Marshall, yes; Alderman Leahy, yes; Alderwoman Krewson, yes; Alderman Kramer, yes; Alderman Robertson, yes; Alderman Wynn, yes; Alderman Cross, yes.

The Mayor thereupon declared Bill No. 5371 duly passed and signed same into approval. Said Bill was given Ordinance No. 4061.

ACCOUNTS AGAINST THE CITY

Motion was made by Alderman Marshall, second by Alderman Cross to accept the revised warrant list dated 2/5/07. All in favor none opposed.

REPORTS OF COMMITTEES AND DEPARTMENT HEADS:

Mayor's Report

New P&Z Director

Mayor Kelly introduced Ellen Dailey, the new Asst. City Administrator and Director of Planning and Development.

Coffee with the Mayor

Mayor Kelly stated that the Coffee with the Mayor would be held on Friday, February 23rd at 9:00 a.m. with guest speaker Charlie Dooley, County Executive.

Dispatchers

Mayor Kelly stated that everyone should have a copy of a letter that was sent to the Brentwood dispatchers outlining the situation with respect to the dispatcher's office. The most important point is that they are aggressively seeking to regain the Rock Hill dispatching. The City is submitting a proposal to Rock Hill that is competitive with respect to what they will be receiving from the dispatch center in Richmond Heights. The important element that the Board needs to consider is that if the City is able to retain that contract the City will have an increase in expense this year of almost a \$100,000. The City would still have the Rock Hill contract at a lesser amount but would be able to have the same amount of dispatchers, two dispatchers for 16 ½ hours a day. They are trying very hard to retain those services and the quality of service they have with Brentwood dispatchers.

Alderman Robertson asked what would be the term of the agreement.

City Administrator Seemayer stated that in the request for proposal they asked for three years.

Eager Road/I-170/Highway 40/64

Mayor Kelly stated that the City has a verbal agreement with MoDOT that they will be funding the improvements to Eager Road and I-170 intersection. The TDD will realize a savings of about \$500,000 that the City does not have to spend for that project. The benefit is that it leaves the City additional funds to use towards the public works facility. They also stated that phase of the project will be completed by the end of the year.

Alderman Marshall noted that the funds generated could only be spent on the items listed in the TDD. That money cannot be used on other projects throughout the City.

Mayor Kelly stated that the public works garage was the last item on that list if any funds were left from the TDD.

Alderman Kramer asked about the status of the approval given to Metro for the new signage on Eager Road.

Mayor Kelly responded that he has not heard anything since they appeared before the Board last time, but he will check on it.

Alderman Leahy asked about the MoDOT meeting at the high school.

Mayor Kelly stated that the MoDOT meeting would be held tomorrow at Brentwood Middle School from 4:00 – 7:00 p.m.

Alderman Kramer stated that the MoDOT meeting at the Science Center was very factual. The presentations were rather brief. All the factual material was very good. It was the first chance to see some map detail that maybe was not as clear before. In particular, Brentwood Forest is being affected quite notably, more than they anticipated in the area of the Town and Country Apartments, which are coming down on Eager Road. The ramp from eastbound Highway 40/64 on northbound I-170 is exceptionally closer than they anticipated. They are trying to get more information about the sound walls and the landscaping that would act somewhat as a buffer.

Mayor Kelly stated that the one issue they have with the Highway 40/64 project is the Hanley/Eager Road, Dale Avenue intersection. The current plan calls for huge restrictions to Eager Road. It will be a right out and right in only, so that northbound Hanley traffic will no longer be able to turn onto Eager Road and Eager Road traffic will no longer be able to go north on Hanley Road. That restriction cuts off a lot of the traffic to Brentwood's shopping centers along Eager Road. He and staff met with MoDOT last Friday and nothing was resolved. They are trying to work with St. Louis County Highway, MoDOT and Richmond Heights because they have a big part in what could be the improvement for that intersection.

Public Safety Committee – No report

Public Works Committee – No further report

Director of Planning and Development – No report

Ways and Means Committee – No report

City Attorney – No report

City Clerk/Administrator – No report

Excise Commissioner – No report

Library – No report

Municipal League

Mayor Kelly stated that the MML Conference in Jefferson City would be held on February 20th and 21st.

Communication

Updates

Alderman Marshall stated that they will be doing some updates to the website which includes streaming video. You will be able to view the aldermanic meetings on the website or for review you would be able to look at possibly some archives.

Alderman Kramer asked for an update on the potential for the installation of the fiber optic and a change in the BTV 10 overall quality.

Alderman Marshall stated that the communication report that was distributed states that Charter Communications expects to have the new fiber optic uplink installed by the end of the month. It should greatly improve the signal.

Insurance Committee – No report

Historical Society – No report

UNFINISHED BUSINESS

Projects

Mayor Kelly stated that he received a message today about the Helen Avenue sewer project. The message from MSD stated that the contractor is not gone from Helen Avenue. They cannot put the project out to bid until the contractor has completed what they are supposed to. They hope to have it out to bid in March and reconstruction start in June.

City Administrator Seemayer stated that he would check on the status of the Rosalie/Eulalie project.

NEW BUSINESS

Appointment P&Z Commission

Mayor Kelly asked for the appointment of Michael Damming to the Planning and Zoning Commission. He is a Brentwood Forest resident and an attorney.

Motion was made by Alderwoman Clements, second by Alderman Wynn to approve the appointment of Michael Damming to the Planning and Zoning Commission. All in favor none opposed.

Resident Parking Only

Alderman Marshall asked the Public Safety Committee to look into reviewing resident only parking on Bridgeport, east of Brentwood. They are having a problem with parking and people leaving beer bottles on cars, etc.

Ward 3 Meeting

A Ward 3 meeting will be held on Tuesday, February 27th at 7:00 p.m. Council Chambers.

ADJOURNMENT

Motion was Alderwoman Clements, second by Alderman Wynn to adjourn the meeting at 8:35 p.m. All in favor none opposed.

Pat Kelly, Mayor

Attest:

Chris Seemayer, City Clerk

