

REGULAR MEETING OF THE BOARD OF ALDERMEN
March 17, 2015

The Regular Meeting of the Board of Aldermen of the City of Warson Woods was held on Tuesday, March 17, 2015, at the City Hall, 10015 Manchester Road. Upon roll call, the following members of the Board were reported present:

Mayor Larry Howe
Gordon Gosh
Mike Dell'Orco
Mark Thompson
Jim Newman
George Bruenning
Charles Luisetti
Mark Wittich
Debbie Pentland

Also present were Treasurer Jim Malik, Building Commissioner Dan Wilson, Police Chief Robert Stanczak, and City Clerk Kathy Mahany. Mayor Howe called the meeting to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE

Mayor Howe introduced Kristen Erickson of Cunningham, Vogel & Rost LLC, who is attending the meeting for the City Attorney Paul Rost.

APPROVAL OF AGENDA

Alderman Gosh moved, seconded by Alderman Thompson, that the Revised Agenda be approved. On Voice Vote the motion was unanimously approved.

PUBLIC HEARING

- 1) *Amended Site Development Plan for 9981 Manchester Road*

Building Commissioner Dan Wilson explained the proposed amendments to the site development plan for 9981 Manchester Road and Mr. Pat Cunningham of Capitol Land was also present to answer any questions.

- 2) *Amendment to Section 415.060 Land Use Relating to Fences.*

Dan Wilson also explained the need to change the fence code relating to shadow box fencing

- 3) *Amendments to the Municipal Code Relating to Preemption by Federal or*

*State Law and to Enact Non-preemptions Building Code Regulations to
Address Recent Changes in Federal and State Laws.*

Mayor Howe explained that this ordinance will bring the City into conformance with Federal and State Laws.

At this time Margaret Crane, 716 Havenwood Circle Ct. asked what happened with the proposed cell tower being built in Royal Oaks Park. Her reason for concern is bad reception on cell phones in her area of the City. Mayor Howe answered that Network Real Estate, the company that was negotiating the contract for TowerCo, made an offer to the City. The City made a counter offer but TowerCo failed to respond to the City's counter offer.

Hearing no further comments Mayor Howe closed the Public Hearing at 7:09 p.m.

MINUTES

REGULAR BOARD MEETING—February 16, 2015

Alderman Pentland moved, seconded by Alderman Wittich that the Minutes of February 16th be accepted as submitted. On Voice Vote, the motion was unanimously approved.

EXECUTIVE SESSION—February 16, 2015

Alderman Bruenning moved, seconded by Alderman Dell'Orco that the Executive Session Minutes of January 20th be accepted as submitted. On Voice Vote, the motion was unanimously approved.

SPECIAL MEETING—March 2, 2015

Alderman Gosh moved, seconded by Alderman Wittich that the Special Meeting Minutes of March 2nd be accepted as submitted. On Voice Vote, the motion was unanimously approved.

EXECUTIVE SESSION OF THE SPECIAL MEETING—February 5, 2015

Alderman Gosh moved, seconded by Alderman Dell'Orco that the Executive Session of the Special Meeting Minutes of February 5th be accepted as submitted. On Voice Vote, the motion was unanimously approved.

PLANNING & ZONING MEETING—March 2, 2015

Alderman Dell'Orco moved, seconded by Alderman Wittich that the Public Safety Meeting Minutes of March 2nd be accepted as submitted. On Voice Vote, the motion was unanimously approved.

SPECIAL MEETING—March 10, 2015

Alderman Dell'Orco moved, seconded by Alderman Pentland that the Special Meeting Minutes of March 10th be accepted as submitted. On Voice Vote, the motion was unanimously approved.

EXECUTIVE SESSION OF THE SPECIAL MEETING—March 10, 2015

Alderman Bruenning moved, seconded by Alderman Dell'Orco that the Executive Session of the Special Meeting Minutes of March 10th be accepted as submitted. On Voice Vote, the motion was unanimously approved.

TREASURER'S REPORT—February 2015

Alderman Gosh moved, seconded by Alderwoman Pentland, that the Treasurer's report be received as submitted. On Voice Vote, the motion was unanimously approved.

BILLS & RECURRING DISBURSEMENTS WITH ADDENDUM TO BE APPROVED

Alderman Dell'Orco, seconded by Alderman Gosh, that the Bills and Recurring Disbursements be approved as submitted. On Voice Vote, the motion was unanimously approved.

GLENDALE FIRE REPORT- January-No Action Required

GLENDALE FIRE REPORT-February-No Action Required

Alderman Luisetti made the statement that no one from the Glendale Fire Department ever comes to our meetings to discuss any plans they may have. Further, he did not appreciate learning of the proposed plan to partner with Rock Hill by reading it in the newspaper. Mayor Howe said if he had any concerns he would be happy to go the Glendale with them.

At this time Mrs. Virginia Klamon Tucker, 1517 Rue Renee, asked if we ever send a representative to Glendale for their meetings. Mayor Howe answered yes he attends Glendale meetings periodically.

WARSON WOODS POLICE REPORT—No action required.

PETITIONS, REQUESTS AND COMPLAINTS

Virginia Klamon Tucker, 1517 Rue Renee discussed notification of the residents by the City. Mayor Howe promised to hand deliver the power point presentation form the February Board meeting to her tomorrow. Jill Clarkson, 1418 Warson Oaks suggested using the automated telephone alert system as notification. It was decided this is not an option. The alert system is used for emergency notifications only. Jack Kenny, 1664 Andrew(?) inquired about the deed to Derher Park. Mayor Howe explained that it was discovered that the ground was donated to the City to be used as "Park Grounds Only" by the White family. Dawn Bickford 1426 Andrew, had concerns about traffic and time restrictions for the proposed wine storage facility going into 9981 Manchester Rd. space. The Mayor assured her that there would be no traffic and the hours would be minimal. Lastly Mr. Kenny, 1664 Andrew Dr. asked if Dierberg's is the only source of revenue. He was told no it is not but it generates a large portion of the sales tax.

MISC. REPORTS

COLLECTOR—Kathy Mahany, nothing to report.

BUILDING COMMISSIONER—Dan Wilson reported were entering a busy period for building permits. Later this year he will compare permit applications to last year. Lastly he said he has contacted the general contractor for the 1125 Warson Woods Dr. project. The site is in need of clean-up and protective barriers to be put in place.

PARK COMMISSIONER—Gordon Gosh, submitted the attached report.

TENNIS COMMISSONER—Mark Boland was excused.

CITY ENGINEER (ACTING)—Mike Dell’Orco, reported on several items. First, MO American Water will be undertaking a large line replacement project in Ward 1. It will impact several streets in the area including Andrew Dr., Dearborn Dr., North Dr., Forest View, and Ridgeline. The project will continue through the spring and summer. He asked for everyone’s co-operation. He said notices have gone out to the residents of the affected areas and notices will go out prior to service interruption. Next he reported that MSD will begin installing storm water sewer lines north of the creek and this project should last approximately 280 days. He is anticipating a meeting with the contractor prior to the beginning of the project. Lastly he informed everyone that he had a meeting with KDG (our Engineering contractor) regarding the Royal Oaks Park renovations. He said the design and bid period will begin in June and construction should begin around the end of July and extend through mid-October. A short discussion followed.

CITY ATTORNEY—Paul Rost was excused. Kristen Erickson of CVR, sat in in Paul’s absence.

TREASURER—Jim Malik briefly stated that year to date he sees no large variation on the budget. He then stated that he is looking forward to working on the budget with the Finance Committee.

MAYOR—Larry Howe, told the Board that a Special meeting will be scheduled for next week either Wednesday or Thursday and they will be notified by e-mail of the date.

OLD BUSINESS

A. Update on St. Matthew’s Property – Nothing to report at this time. The City is waiting for a response from Grace church.

B. Misc. Old Business—Nothing to report.

NEW BUSINESS

A. PROCLMATION

Proclaiming April 10, 2015 as Arbor Day in the City of Warson Woods. Alderman Gosh moved, seconded by Alderwoman Pentland to Proclaim April 10, 2015 as Arbor

Day in the City of Warson Woods. On Voice Vote, the motion was unanimously approved.

B. Approval of the Glendale Fire Department Annual Service Charge. Alderman Luisetti moved, seconded by Alderman Dell’Orco to approve the Annual Service Charge. After discussion, On Voice Vote, the motion was unanimously approved.

C. Bill No. 1606 AN ORDINANCE AMENDING the Municipal Code to Enact Other Provisions Relating to Preemption by Federal or State Law and to Enact Non-Preempted Building Code Regulations to Address Recent Changes in Federal and State Laws.

After being read two times by title only, Alderman Gosh moved, seconded by Alderman Dell’Orco, that Bill 1606 be approved.

The Board discussed the ordinance.

By Roll Call, the Vote was as follows:

	Ayes	Nays	Abstain	Not Present
Dell’Orco	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Bruenning	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Gosh	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Luisetti	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Newman	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Pentland	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Thompson	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Wittich	<u> X </u>	<u> </u>	<u> </u>	<u> </u>

It was announced that the motion passed and Bill No. 1606 becomes Ordinance No. 1549.

D. Bill No. 1607 AN ORDINANCE AMENDING SECTION 415.060 “Additional Height, Area, Fence and Materials” and SECTION 500.207 “Fences-Types, Construction and Materials” of the Municipal Code of the City of Warson Woods.

After being read two times by title only, Alderman Wittich moved, seconded by Alderwoman Pentland, that Bill 1607 be approved.

The Board discussed the ordinance.

By Roll Call, the Vote was as follows:

	Ayes	Nays	Abstain	Not Present
Wittich	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Bruenning	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Gosh	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Luisetti	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Newman	<u> X </u>	<u> </u>	<u> </u>	<u> </u>

Pentland	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Thompson	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Dell'Orco	<u> X </u>	<u> </u>	<u> </u>	<u> </u>

It was announced that the motion passed and Bill No. 1607 becomes Ordinance No. 1550.

E. Bill No. 1608 AN ORDINANCE AMENDING The Site Development Plan Including and Amended Sign Plan for the Warson Woods Shopping Center.

After being read two times by title only, Alderman Newman moved, seconded by Alderman Wittich, that Bill 1608 be approved.

The Board discussed the ordinance.

By Roll Call, the Vote was as follows:

	Ayes	Nays	Abstain	Not Present
Wittich	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Gosh	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Bruenning	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Luisetti	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Newman	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Pentland	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Thompson	<u> X </u>	<u> </u>	<u> </u>	<u> </u>
Dell'Orco	<u> X </u>	<u> </u>	<u> </u>	<u> </u>

It was announced that the motion passed and Bill No. 1608 becomes Ordinance No. 1551.

F. Misc. New Business-Alderman Luisetti reminded everyone that there is a Finance Committee meeting scheduled for Thursday April9, 2015 at 7:00 p.m.

ADJOURNMENT

Alderman Gosh moved, seconded by Alderman Newman, the meeting be adjourned. On Voice Vote, the motion was unanimously approved. The meeting closed at 7:55 P.M.

Respectfully submitted,

Kathy Mahany, City Clerk

Laurance M. Howe, Mayor