



MEETING OF THE CITY COUNCIL
CITY HALL, Fifth Floor
6801 Delmar Blvd.
University City, Missouri 63130
May 9, 2016
6:30 p.m.

A. MEETING CALLED TO ORDER

B. ROLL CALL

C. APPROVAL OF AGENDA

D. PROCLAMATIONS

E. APPROVAL OF MINUTES

1. April 26, 2016 Regular session minutes

F. APPOINTMENTS to BOARDS & COMMISSIONS

1. Richard Massey is nominated for appointment to the Arts & Letters Commission by Councilmember Jennings, replacing Bwayne Smotherson

G. SWEARING IN to BOARDS & COMMISSIONS

1. Mary Gorman was sworn in the University City Loop Special Business District Advisory Commission by the City Clerk at the commission's April 12, 2016 meeting

H. CITIZEN PARTICIPATION (Total of 15 minutes allowed)

I. PUBLIC HEARINGS

J. CONSENT AGENDA

K. CITY MANAGER'S REPORT

L. UNFINISHED BUSINESS

M. NEW BUSINESS

RESOLUTIONS

BILLS

L. UNFINISHED BUSINESS

BILLS

1. **BILL 9285** – An ordinance granting to Laclede Gas Company, a Missouri Corporation, operating a gas distribution system in the City of University City, Missouri, its successors or assigns a franchise to operate a natural gas distribution system in said city and relating thereto.

M. NEW BUSINESS continued

RESOLUTIONS

BILLS

N. CITIZEN PARTICIPATION (continued if needed)

O. COUNCIL REPORTS/BUSINESS

1. Boards and Commission appointments needed
2. Council liaison reports on Boards and Commissions
3. Boards, Commissions and Task Force minutes
4. Other Discussions/Business

P. COUNCIL COMMENTS

Q. ADJOURNMENT

MEETING OF THE CITY COUNCIL
CITY HALL, Fifth Floor
6801 Delmar Blvd.
University City, Missouri 63130
April 26, 2016
6:30 p.m.

A. MEETING CALLED TO ORDER

At the Regular Session of the City Council of University City held on the fifth floor of City Hall, on Tuesday, April, 26, 2016, Mayor Shelley Welsch called the meeting to order at 6:30 p.m.

B. ROLL CALL

In addition to the Mayor the following members of Council were present:

Councilmember Rod Jennings
Councilmember Paulette Carr
Councilmember Terry Crow
Councilmember Arthur Sharpe, Jr.

Councilmembers Kraft and Glickert were excused
Also in attendance was City Manager, Lehman Walker.

C. APPROVAL OF AGENDA

Councilmember Sharpe stated that he had to leave the meeting early, and requested that the agenda be amended to put the first Citizen Comments section following Resolution 2016 – 7. His motion was seconded by Councilmember Jennings and the motion carried unanimously.

D. PROCLAMATIONS

E. APPROVAL OF MINUTES

1. April 11, 2016 Study session minutes were moved for approval by Councilmember Jennings, seconded by Councilmember Sharpe, and the motion carried unanimously.
2. April 11, 2016 Regular session minutes were moved for approval by Councilmember Jennings, seconded by Councilmember Sharpe, and the motion carried unanimously.
3. April 18, 2016 Special session minutes were moved for approval by Councilmember Sharpe, seconded by Councilmember Jennings, and the motion carried unanimously.

F. APPOINTMENTS to BOARDS & COMMISSIONS

G. SWEARING IN to BOARDS & COMMISSIONS

1. Steve Stone, Angela Fitzgerald, Dan Wald, Michael Alter, Ryan Patterson were sworn in to the Loop Special Business District Board by the City Clerk.
2. Lawanda Hinton was sworn in to the Arts & Letters Commission in the City Clerk's office.

M. NEW BUSINESS (to be handled by retiring Councilmembers)

RESOLUTIONS

Introduced by Councilmember Sharpe

1. **RESOLUTION 2016 – 7** April 5, 2016 Municipal Election results. The motion was seconded by Councilmember Carr and carried unanimously.

(Councilmember Sharpe was excused from the meeting at 6:33 p.m.)

H. CITIZEN PARTICIPATION (Total of 15 minutes allowed)

Suzanne Greenwald, 836 Barkley Square, University City, MO

Ms. Greenwald stated that she was speaking for the third time, to ask what happened to \$95,383 of the taxpayers' money associated with Summer Camp, and why the Mayor voted to cut a service to children that only cost the City \$4,617? She stated that she and the taxpayers of U City deserve a response. *(Ms. Greenwald asked that her written comments be attached as a part of the minutes.)*

Gloria Nickerson, 7576 Blackberry, University City, MO

Ms. Nickerson stated that her business, Ultimate Marketing, as well as numerous citizens will be presenting a plaque to Councilmember Sharpe for his many years of service to this community. Ms. Nickerson stated that although she lives in the 2nd Ward, Councilmember Sharpe was truly a friend to all residents.

I. PUBLIC HEARINGS

J. CONSENT AGENDA

K. CITY MANAGER'S REPORT

1. Approval to authorize the City Manager to execute and enter in an agreement with the U.S. Army Corps of Engineers for the completion of its Upper River des Peres University City Branch General Reevaluation Report and later seek full reimbursement under a reimbursement agreement with MSD.

Councilmember Carr moved to approve, was seconded by Councilmember Jennings and the motion carried unanimously.

Adjourn SINE DIE - Councilmember Carr made a motion to adjourn this session of Council Sine Die, seconded by Councilmember Jennings and the motion carried unanimously.

Swearing in of: Terry Crow, Councilmember Ward 1
Paulette Carr, Councilmember Ward 2
Bwayne Smotherson, Councilmember Ward 3

RECONVENE WITH NEW COUNCIL – Mayor Welsch reconvened the new session of Council at 6:38 p.m.

ROLL CALL

In addition to the Mayor the following members of Council were present:

Councilmember Rod Jennings
Councilmember Paulette Carr
Councilmember Terry Crow
Councilmember Bwayne Smotherson

Councilmembers Kraft and Glickert were excused.

L. UNFINISHED BUSINESS

~~ROLLS~~
May 9, 2016

M. NEW BUSINESS continued

RESOLUTIONS

Introduced by Councilmember Jennings

2. RESOLUTION 2016 – 8 Fiscal year 2015 – 2016 Budget Amendment #3.

The motion was seconded by Councilmember Smotherson and carried unanimously.

BILLS

Introduced by Councilmember Jennings

- 3. BILL 8856** – An ordinance renewing an existing franchise and granting for a period of ten (10) years to Laclede Gas Company, a Missouri Corporation, its successors and assigns, the right, permission and authority to construct, reconstruct, excavate for, place, replace, maintain, operate and use its mains, service pipes, conduits, conductors, tanks, vaults, vaporizers, regulators and other equipment, with all necessary or appropriate appliances and appurtenances in connection therewith, in, along, across over and under streets, roads, alleys, sidewalks, squares, bridges and other public places in the City of University City, Missouri and areas dedicated to the city for public utility use, for the purpose of transmitting, furnishing, transporting and distributing gas for light, heat, power and other purposes within and through said city, prescribing the terms and conditions of such grant and imposing certain obligations upon the grantee, its successors and assigns, successively, in connection therewith and providing that this ordinance shall not be effective unless Laclede Gas Company shall within sixty (60) days after the enactment of this ordinance, file with the city an acceptance of this ordinance. Bill 8856 was read for the first time.

N. CITIZEN PARTICIPATION (continued if needed)

O. COUNCIL REPORTS/BUSINESS

1. Boards and Commission appointments needed

Mayor Welsch noted the appointments that were needed.

- 2.** Council liaison reports on Boards and Commissions
- 3.** Boards, Commissions and Task Force minutes
- 4.** Other Discussions/Business

P. COUNCIL COMMENTS

Councilmember Crow congratulated Councilmember Smotherson on his victory and stated that he looked forward to partnering with him to help serve the needs of the entire City. He then acknowledged Coach Ed Deitzler and the U City Robolions for being selected to compete in the world championship competition, which is being held this week at the Americas Center.

Councilmember Crow stated that it is also important to acknowledge the success of Proposition H, which won in every precinct. On the surface, this was about the retention of historic buildings. But his belief is that the underlying message demonstrated by the overwhelming results, is something that every member of Council should see that the public's lack of trust in this administration and want to see a change in how their government operates.

He stated that whoever suggested that Councilmember Kraft stay on for one more vote, should rethink this proposition, because there is a need for Council to move forward. Until Councilmember Kraft officially resigns every 4 to 3 vote is going to be tainted and every action, will be questioned.

Councilmember Crow stated that he also would have to take issue with some of the comments made last month. The residents of this City clearly know who the bully and aggressor has been on this Council, so to now claim to be a victim, is disingenuous, dishonest and not worthy of this chamber.

Councilmember Carr concurred with Councilmember Crow's comments regarding the public's loss of confidence in the way that this City is being managed. She stated that she too, is concerned about the services that are being delivered and whether the number of staff allocated to do this work is sufficient. Consequently, she looks forward to moving this Council in a different direction; ensuring that every member is treated the same, and that this government is operated with the people in mind. Councilmember Carr then welcomed Councilmember Smotherson to City Council.

Councilmember Smotherson stated that one of the things gleaned from this election, reminded him of the U City he remembered from years past, where everyone participated. So, he is honored to be voted into his seat, and wished to thank everyone who supported him in his campaign. He then introduced his family and individual supporters. Councilmember Smotherson stated that it does not matter what ward you live in, everyone can, and should work together to build a better future for U City.

Mayor Welsch welcomed Councilmember Smotherson to Council, and then made the following announcements:

April 29th - The Men of Valor's ceremony which honors fathers of University City will be held at the high school auditorium at 7 p.m.

April 29th - U City in Bloom's Plant Sale Preview Party will be held at the Heman Park Community Center from 5 p.m. to 7:30 p.m. The Annual Plant sale will open to the public on Saturday, April 30th, from 9 a.m. to 2 p.m. and Sunday, May 1st, from 11 a.m. to 1 p.m.

May 2nd - The Sutter-Meyer Society's Annual Meeting will be held at the Julia Goldstein Early Childhood Center at 7 p.m.

May 12th - The Taste of U City, featuring over 30 restaurants, will be held at the Mandarin House Banquet Center from 5 p.m. to 8 p.m.

- Q. Roll-Call vote to go into a Closed Council Session according to RSMo 610.021 (1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys and (2) Leasing, purchase or sale of real estate by a public governmental body where public knowledge of the transaction might adversely affect the legal consideration therefor.**

Councilmember Crow moved to go into Executive Session and was seconded by Councilmember Jennings.

Roll Call Vote Was:

Ayes: Councilmembers Carr, Crow, Smotherson, Jennings and Mayor Welsch.

Nays: None

R. ADJOURNMENT

Mayor Welsch closed the regular City Council meeting at 6:55 p.m. to go into a Closed Session on the second floor. The Closed Session reconvened in an open session at 8:15 p.m. and was then adjourned.

Joyce Pumm, City Clerk, MRCC/CMC

Testimony at the City Council, April 28, 2016. Suzanne Greenwald, 836 Barkley Square.

I am here for the third time to ask for an explanation about the discrepancy in the Summer Camp funding. The Mayor claimed that the City contributed “about \$100,000” to the Summer Camp. Cost analysis by the Parks Commission proves that the City contributed only \$4,617.

What happened to ~~the~~ \$95,383 of our money?

Why did the Mayor vote to cut a service to our children that cost the City only \$4,617?

I deserve a response; the taxpayers of U. City deserve a response.

(Please include this statement in the minutes of this Council meeting.)



Council Agenda Item Cover

MEETING DATE: May 9, 2016

AGENDA ITEM TITLE: Laclede Gas Company Franchise Agreement

2016 AGENDA SECTION: Unfinished Business

CAN THIS ITEM BE RESCHEDULED? : Yes

BACKGROUND REVIEW:

In February 2006, The City of University City passed an ordinance renewing an existing franchise and granting Laclede Gas Company the authority to construct and service all Laclede's facilities within the right-of-way for a period of ten (10) years.

This franchise agreement between Laclede Gas and University City expired on February 13, 2016, and a new bill has been drafted to renew the rights to Laclede Gas Company for 20 years from the date of its enactment.

RECOMMENDATION:

Staff has reviewed the draft bill and recommends approval as submitted.

ATTACHMENTS:

- Laclede Gas Company Franchise Agreement (2006) – Ordinance #6622
- Laclede Gas Company Franchise Agreement (2016) – Draft Bill #9285

INTRODUCED BY: Mr. Robert Wagner

DATE: February 13, 2006

BILL NO.: **8856**

ORDINANCE NO.: **6622**

AN ORDINANCE RENEWING AN EXISTING FRANCHISE AND GRANTING FOR A PERIOD OF TEN (10) YEARS TO LACLEDE GAS COMPANY, A MISSOURI CORPORATION, ITS SUCCESSORS AND ASSIGNS, THE RIGHT, PERMISSION AND AUTHORITY TO CONSTRUCT, RECONSTRUCT, EXCAVATE FOR, PLACE, REPLACE, MAINTAIN, OPERATE AND USE ITS MAINS, SERVICE PIPES, CONDUITS, CONDUCTORS, TANKS, VAULTS, VAPORIZERS, REGULATORS AND OTHER EQUIPMENT, WITH ALL NECESSARY OR APPROPRIATE APPLIANCES AND APPURTENANCES IN CONNECTION THEREWITH, IN, ALONG, ACROSS OVER AND UNDER THE STREETS, ROADS, ALLEYS, SIDEWALKS, SQUARES, BRIDGES AND OTHER PUBLIC PLACES IN THE CITY OF UNIVERSITY CITY, MISSOURI AND AREAS DEDICATED TO THE CITY FOR PUBLIC UTILITY USE, FOR THE PURPOSE OF TRANSMITTING, FURNISHING, TRANSPORTING AND DISTRIBUTING GAS FOR LIGHT, HEAT, POWER AND OTHER PURPOSES WITHIN AND THROUGH SAID CITY, PRESCRIBING THE TERMS AND CONDITIONS OF SUCH GRANT, AND IMPOSING CERTAIN OBLIGATIONS UPON THE GRANTEE, ITS SUCCESSORS AND ASSIGNS, SUCCESSIVELY, IN CONNECTION THEREWITH AND PROVIDING THAT THIS ORDINANCE SHALL NOT BE EFFECTIVE UNLESS LACLEDE GAS COMPANY SHALL, WITHIN SIXTY (60) DAYS AFTER THE ENACTMENT OF THIS ORDINANCE, FILE WITH THE CITY AN ACCEPTANCE OF THIS ORDINANCE.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF UNIVERSITY CITY, MISSOURI, AS FOLLOWS:

Section 1. The right, permission and authority is hereby granted to, renewed, and vested in Laclede Gas Company, a corporation of the State of Missouri (hereinafter sometimes called "Laclede"), its successors and assigns, to construct, reconstruct, excavate for, place, replace, maintain, operate and use all necessary or appropriate mains, service pipes, conduits, conductors, vaults, vaporizers, regulators and other equipment with all necessary or appropriate appurtenances and appliances in connection therewith, in, along, across, over and under the streets, roads, alleys, sidewalks, squares, bridges and other public ways and places within the corporate limits of the City of University City (hereinafter sometimes called "City"), as now fixed and as hereafter extended, and areas dedicated to the City for public utility use, for the purpose of transmitting, furnishing, transporting and distributing gas for light, heat, power and other purposes within the City of University City, and in territory adjacent to said City and for the purpose of transporting and transmitting gas through said City; all such equipment, appliances and apparatus to be installed and maintained with due regard to the rightful use by other persons with vehicles or otherwise, of the streets, roads, alleys, sidewalks, squares, bridges and other public places and areas dedicated to the City for public utility use; and exercise of the rights, permission and authority hereby granted shall at all times be subject to proper regulation by the City in the exercise of its police powers.

Section 2. Extensions of, and additions to, the distribution system maintained by Laclede, its successors or assigns, in the City of University City, shall be made in accordance with the rules and regulations governing such extensions and additions by Laclede now on file with the Public Service Commission of Missouri or in accordance with such amended rules and regulations governing such extensions and additions by Laclede, its successors or assigns, as may hereafter become effective in the manner provided by law.

Section 3. The rights, privileges and authority hereby granted shall inure to and be vested in Laclede, its successors and assigns, successively, subject to all of the terms, provisions and conditions herein contained, and each of the obligations hereby imposed upon Laclede shall devolve and be binding upon its successors and assigns, successively, in the same manner.

Section 4. Laclede shall indemnify and hold said City harmless from all liability, damages, judgments, decrees, costs, expenses and attorney's fees incurred or imposed upon it on account of injury or damage to person or property caused by Laclede in the course of or in connection with any construction, reconstruction, excavation, placing, maintenance, operation or use of mains, service pipes, conduits, conductors or other equipment in, along, across, over or under any of the streets, roads, alleys, sidewalks, squares, bridges or other public ways and places in the City in the exercise of any of the rights and privileges conferred by this ordinance.

Section 5. As consideration for the rights and privileges conferred by this ordinance, Laclede shall pay to said municipality the gross receipts taxes, if any, provided for by applicable ordinances, as the same may be amended from time to time.

Section 6. Laclede shall, within sixty (60) days after the passage and approval of this ordinance, file its acceptance thereof with the Clerk of the City of University City. Upon its enactment and its acceptance by Laclede as hereinabove provided, this ordinance shall continue and remain in full force and effect, as a renewal of the preceding franchise, for a period of ten (10) years from the effective date, which shall be deemed to be the date of the filing of such acceptance by Laclede..

Section 7. Neither acceptance of, nor compliance with, the provisions of this ordinance nor exercise of any right granted hereby shall in any wise impair or affect, or constitute or be construed as a relinquishment or waiver of, any right, permission or authority which Laclede, its successors or assigns, may have independently of this ordinance; nor shall any use by Laclede, its successors or assigns, of public property or places in the City of University City, as authorized by this ordinance or service rendered by Laclede, its successors or assigns, in said City, be treated as use solely of the rights, permission and authority provided for by this ordinance or as service referable solely to this ordinance or to any obligation of service consequent upon acceptance thereof or as in any wise indicating non-use of, or non-compliance with, any obligation incident to any right, permission or authority vested in Laclede, its successors or assigns, independently of this ordinance; and the acceptance provided for in Section 13 of this ordinance, and each and every compliance with the provisions of this ordinance or with any obligation arising from acceptance thereof, shall be subject to, and conditioned by, the provisions of this Section 7, with the same force and effect as though each of

the provisions of this section were expressly incorporated in such acceptance and expressly declared by the acceptor, its successors or assigns, at and prior to the time of such compliance by it, as conditions of such compliance.

Section 8. Laclede agrees in the performance of its franchise not to discriminate on the ground or because of race, creed, color, national origin or ancestry, religion, sex, age, and handicap or disability, against any employee of, or applicant for employment with such company, and Laclede agrees to require a similar provision in all subcontracts let or awarded under its franchise with City. Laclede shall comply with all federal, state and city laws, ordinances and orders that prohibit discrimination, including but not limited to the above listed forms of discrimination, and Laclede shall require the same in all subcontracts let or awarded under its franchise with the City.

Section 9. This is a nonexclusive franchise.

Section 10. To the extent any provision of this ordinance conflicts with any now existing City ordinances governing the use of the City's rights-of-way or with any state law, then such conflicting provision of this ordinance shall be deemed, to the extent of such conflict, to be subordinate to such City ordinance or state law.

Section 11. This ordinance shall not relieve Laclede of the obligation to comply with any ordinance now existing in the City or enacted in the future requiring Laclede to obtain written permits or other approval from the City prior to commencement of construction of facilities within the streets thereof.

Section 12. If any provision of this ordinance, or the application of such provision to particular circumstances, shall be held invalid, the remainder of this ordinance, or the application of such provision to circumstances other than those as to which it is held invalid, shall not be affected thereby.

Section 13. This ordinance shall take effect and the rights, privileges and authority hereby granted and renewed shall vest in Laclede upon its filing of an acceptance with the City Clerk according to the terms prescribed herein.

PASSED this 6th day of March, 2006.

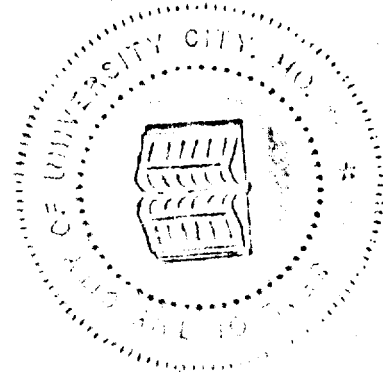

Mayor

ATTEST:


CITY CLERK

CERTIFIED TO BE CORRECT AS TO FORM:

John D. Mulligan
CITY ATTORNEY



STATE OF MISSOURI)
) ss
COUNTY OF ST. LOUIS)

I, Joyce Pumm, City Clerk within and for the City of University City in the State and County aforesaid, do hereby certify that the foregoing constitutes a full, true and correct copy of Ordinance No. 6622 of said City as passed by the City Council and approved by the Mayor on the 6th day of MARCH, 2006.

Joyce Pumm
City Clerk

(SEAL)

INTRODUCED BY

DATE: April 25, 2016

BILL NO. **9285**

ORDINANCE NO. _____

AN ORDINANCE GRANTING TO LACLEDE GAS COMPANY, A MISSOURI CORPORATION, OPERATING A GAS DISTRIBUTION SYSTEM IN THE CITY OF UNIVERSITY CITY, MISSOURI, ITS SUCCESSORS OR ASSIGNS, A FRANCHISE TO OPERATE A NATURAL GAS DISTRIBUTION SYSTEM IN SAID CITY AND RELATING THERETO.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF UNIVERSITY CITY, MISSOURI.

Section 1. The right, permission and authority for a period of twenty (20) years is hereby granted to, and vested in Laclede Gas Company, a corporation of the State of Missouri (hereinafter sometimes called "Laclede"), its successors and assigns, to construct, reconstruct, excavate for, place, replace, extend and maintain all necessary or appropriate mains, service pipes, conduits, conductors, vaults, vaporizers, regulators and other equipment with all necessary or appropriate appurtenances and appliances in connection therewith, in, along, across, over and under the streets, roads, alleys, sidewalks, squares, bridges and other public places within the corporate limits of the City of University City, as now fixed and within any future extensions of its limits as hereafter extended, and areas dedicated to the City for public utility use, for the purpose of transmitting, furnishing, transporting and distributing gas for light, heat, power and other purposes within the City of University City, and in territory adjacent to said City and for the purpose of transporting and transmitting gas through said City; all such equipment, appliances and apparatus to be installed and maintained with due regard to the rightful use by other persons with vehicles or otherwise, of the streets, roads, alleys, sidewalks, squares, bridges and other public places and areas dedicated to the City for public utility use; and exercise of the rights, permission and authority hereby granted shall at all times be subject to proper regulation by the City in the exercise of its police powers.

Section 2. Extensions of, and additions to, the distribution system maintained by Laclede, its successors or assigns, in the City of University City, shall be made in accordance with the rules and regulations governing such extensions and additions by Laclede now on file with the Public Service Commission of Missouri or in accordance with such amended rules and regulations governing such extensions and additions by Laclede, its successors or assigns, as may hereafter become effective in the manner provided by law. The financial responsibility for relocations of the Company's facilities within the City's rights-of-way shall be determined by State law as shall be specified by Statute or common law at the time of the relocation, and nothing herein shall be construed to confer upon the Company or the City any rights inconsistent therewith. The City will not vacate any public right-of-way containing any Company facilities without first advising the Company of its intention to vacate the right-of-way and cooperating with the Company in reasonable attempts to obtain the necessary property rights to maintain its facilities in the right-of-way.

Section 3. Laclede shall indemnify and hold said City harmless from all liability, judgments, decrees, costs, expenses and attorneys' fees incurred or imposed on account of injury or damage to person or property arising from the negligent acts or omissions or mismanagement of Laclede or its subcontractors in the construction, reconstruction, excavation, extension, restoration, placing or maintenance of the mains, service pipes, conduits, conductors or other equipment in along, across, over or under any of the streets, roads, alleys, sidewalks, squares, bridges or other public places in the City of University City in the exercise of any of the rights and privileges conferred by this ordinance.

Section 4. The rights, privileges and authority hereby granted shall inure to and be vested in Laclede, its successors and assigns, successively, subject to all of the terms, provisions and conditions herein contained, and each of the obligations hereby imposed upon Laclede shall devolve and be binding upon its successors and assigns, successively, in the same manner.

Section 5. As consideration for the rights and privileges conferred by this ordinance, Laclede shall pay to said municipality the gross receipts taxes, if any, lawfully provided for by applicable ordinances, as the same may be amended from time to time so far as such ordinances are reasonably applicable to the condition and business of the Company, and charges to the Company for any use of the public rights-of-way shall be limited to right-of-way management costs as determined in accordance with section 67.1840 RSMo. (2011).

Section 6. Laclede shall, within sixty (60) days after the passage and approval of this ordinance, file its acceptance thereof with the Clerk of the City of University City, and this ordinance shall continue and remain in full force and effect as a renewal of the preceding franchise for a period of twenty (20) years from the effective date as determined in accordance with Section 71.520 RSMo. (2000).

Section 7. Neither acceptance of, nor compliance with, the provisions of this ordinance shall in any wise impair or affect, or constitute or be construed as a relinquishment or waiver of, any right, permission or authority which Laclede, its successors or assigns, may have independently of this ordinance; nor shall any use by Laclede, its successors or assigns, of public property or places in the City of University City, as authorized by this ordinance or service rendered by Laclede, its successors or assigns, in said City, be treated as use solely of the rights, permission and authority provided for by this ordinance or as service referable solely to this ordinance or to any obligation of service consequent upon acceptance thereof or as in any wise indicating non-use of, non-compliance with, any obligation incident to, any right, permission or authority vested in Laclede, its successors or assigns, independently of this ordinance; and the acceptance provided for in Section 6 of this ordinance, and each and every compliance with the provisions of this ordinance or with any obligation arising from acceptance thereof, shall be subject to, and conditioned by, the provisions of this Section 7, with the same force and effect as though each of the provisions of this section were expressly incorporated in such acceptance and expressly declared by the acceptor, its successors or assigns, at and prior to the time of such compliance by it, as conditions of such compliance.

Section 8. All ordinances and parts of ordinances in conflict with this ordinance or with any of its provisions are, to the extent of such conflict, hereby repealed.

Section 9. This ordinance shall not relieve Laclede of the obligation to comply with any ordinance now existing in the City or enacted in the future requiring Laclede to obtain written permits or other approval from the City prior to commencement of construction of facilities within the street rights-of-way.

Section 10. If any provision of this ordinance, or the application of such provision to particular circumstances, shall be held invalid, the remainder of this ordinance, or the application of such provision to circumstances other than those as to which it is held invalid, shall not be affected thereby.

PASSED by the City Council of the City of University City, Missouri this ____day of _____, 2016

Mayor, City of University City

ATTEST:

City Clerk



Commission on Senior Issues

6801 Delmar Boulevard, University City, Missouri 63130, Phone: (314) 505-8777

Meeting Minutes – University City Commission on Senior Issues February 16, 2016

Location: Heman Park Community Center

Attendees Present: Margaret Diekemper, Mary Hart, Sue Slater, Bill Thomas, Marcia Mermelstein (Senior Coordinator), LaRette Reese (staff Liaison)

Absent: Evelyn Hollowell, Elaine Henton

Excused: Council Liaison Arthur Sharpe, Jr.

Guest: none

Ms. Margie Diekemper called the meeting to order at 6:10PM

Roll call was done by Ms. LaRette Reese

The new Senior Coordinator (Marcia Mermelstein) introduced herself and she provided information on her background and experience in working with older adults.

Approval of Minutes:

Ms. Slater moved to approve the meeting minutes from the November 16, 2015 meeting; it was seconded by Mr. Thomas. The motion passed.

There no new emails or phone calls to report.

Members agreed resume meeting on a monthly bases beginning with the March meeting.

Ms. Diekemper provided feedback from the Mayor's meeting on the possibility of starting an iTN (Independent Transportation Network) with other surrounding municipalities. There seem to be some interest from a few other cities (Creve Coeur, Chesterfield and others). Mayor Welsch is looking to see if a steering committee might be formed to review this idea in more dept.

There was discussion around filling the two open commission positions. Ms. Hart will reach out to Lori Fiegel to see if she might be interested. Members were ask to think about residents that be interested.

Members decided the top three priorities for 2016 would be website input, the file of life program and submitted regular ROARS articles.

Ms. Hart shared an update on the Wash U Student program and stated that the survey data had been finalized. The reports would be available at their next meeting on March 1st. She also shared feedback from the "Go Red for Women" event, which was very successful.

Medicare counseling (CLAIM) has begun at the U City Library on Tuesdays.

A reminder of upcoming City events was shared and the meeting was adjourned at 7:35PM.

Next Meeting: Monday, March 21 at 6:00 PM. – Heman Park Community Center

**Historic Preservation Commission
July 16, 2015 Meeting Minutes
(Approved 4/21/16)**

The Historic Preservation Commission held a meeting in the Heman Park Community Center located at 975 Pennsylvania Avenue, University City, Missouri on Thursday, July 16, 2015. The meeting commenced at 6:35 pm.

1. Roll Call

Voting Members Present

Donna Marin, Chairperson
Richard Wesenberg
James Guest
Bill Chilton
Mark Critchfield
Mary Pat Gallagher

Voting Members Absent

Esley Hamilton, Vice-Chairperson

Non-Voting Members Absent

Rod Jennings, Council Liaison

Staff Present

Andrea Riganti, Director of Community Development
Zach Greatens, Planner

2. Approval of Minutes

2.a. May 21, 2015 Historic Preservation Commission meeting minutes

A motion was made by Mr. Guest to approve the May 21, 2015 meeting minutes as written. The motion was seconded by Mr. Chilton and carried unanimously.

3. Old Business – None

4. New Business

4.a. File Number: HPC 15-02 – 6826 Chamberlain Court – Design review for proposed addition of a storm door to the Sutter-Meyer House (Local Historic Landmark and National Register of Historic Places)

Mr. Greatens provided a brief overview of a map and pictures of the property and summarized the review criteria for the proposal.

The applicant, Ms. Jen Jensen with the Sutter-Meyer Society, summarized the proposal. The proposed storm door would be added to the rear of the house to protect the existing exterior door, which was one of the original doors that had been previously refinished. She stated that they were not proposing a wood door, but there were two aluminum door options included in the material submitted with their application.

Mr. Greatens explained that for the Sutter-Meyer House Historic Landmark, the Secretary of the Interior's Standards for Rehabilitation and Guidelines for Rehabilitating Historic Buildings were the guidelines for the Commission members to base their decision on.

Questions, Comments, and Discussion:

- Commission members discussed the Secretary of the Interior's Standards and pointed out that there was no specific guidance regarding doors. They also discussed the proposed door material and agreed that aluminum, a substitute material, would be acceptable in this case as wood would be too costly and might impact the existing frame. It was also noted that the proposed material would be different from any existing historic materials or building elements, which was consistent with the Standards. The option presented on page two of the door options was recommended.

A motion was made by Mr. Wesenberg to recommend approval of the proposed addition of a storm door, specifically the model selected on the second page of door options presented by the applicant. The motion was seconded by Mr. Guest and carried unanimously.

5. Other Business

5.a. Public Comments

There were no further public comments.

6. Reports

6.a. Council Liaison Report – None

6.b. Department Report: Update from staff

Staff had no update.

7. Adjournment

The meeting adjourned at 7:15 pm.