MEETING OF THE CITY COUNCIL
CITY HALL, Fifth Floor
6801 Delmar Blvd.
University City, Missouri 63130
September 11, 2017
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 Monday, September 11, 2017, 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 Steven McMahon
Councilmember Terry Crow
Councilmember Michael Glickert
Councilmember Bwayne Smotherson

Also in attendance was Interim City Manager, Charles Adams, Director of Community Development, Andrea Riganti, Director of Finance, Tina Charumilind, and City Attorney, John F. Mulligan, Jr.

❖ *Roll call was taken at the end of Closed Session on the 2nd floor*

C. APPROVAL OF AGENDA

Mr. Adams requested that Item No. 2 under the City Manager's Report; ESM Social Media Marketing Proposal Approval, Bill Number 9322, and Bill Number 9326 all be removed from the agenda for further study.

Councilmember Smotherson requested that Resolution 2017-18 be postponed until the next Council meeting to ensure the procedural process which calls for a recommendation by the Traffic Commission is adhered to.

Mayor Welsch asked Mr. Adams if the removal of Resolution 2017-18 would create any problems for staff? Ms. Andrea Riganti, Director of Community Development, stated that this matter had never been brought before the Traffic Commission for a vote since it does not require an Ordinance change. There is a matter of the Kingsland Walk entrance that goes before St. Louis County, however, the Traffic Commission's role, as she understands it, would only be informational.

Councilmember Carr noted that the Chair of the Traffic Commission was shaking his head. Although from her point of view, the process has been compromised on several occasions and since this is identified as an item that can be rescheduled, Council should take this opportunity to remedy those past mistakes by proceeding in the correct manner.
Ms. Riganti stated since it is not within her purview, perhaps, a clarification of exactly what the Traffic Commission would be opining about would be helpful in reviewing the

City's Ordinance.

Citizen's Comment

Jeff Hales, 7471 Kingsbury, University City, MO

Mr. Hales stated this item was presented to the Traffic Commission at their July meeting for input and recommendation. The minutes of that meeting reflect the Commission's desire to see a report from the Plan Commission; who deals with ingress/egress, and the number of parking spaces, before making a recommendation. The Traffic Commission was informed that once the Plan Commission's report was complete the item would be returned to the Traffic Commission for a recommendation.

Further, the Traffic Commission has regularly dealt with various development projects involving traffic and parking, since the Ordinance charges the Commission with studying all matters related to traffic and parking. So, although this is something that probably has a minimal impact, it is a matter of process and this item should be returned to the Commission.

Councilmember Glickert moved to approve the request to remove ESM Social Media Marketing Proposal Approval, Bill Number 9322, and Bill Number 9326, seconded by Councilmember Smotherson and the motion carried unanimously.

Councilmember Smotherson moved to approve postponing Resolution 2017-18, seconded by Councilmember Carr.

Councilmember Glickert questioned whether it would be fair to assume that this item would be placed on the next City Council agenda since the Traffic Commission will be meeting this week? Councilmember Smotherson stated that it absolutely would be. Councilmember Glickert stated if the Plan Commission indicated they were going to send it back to Traffic for final approval he believes their request should be honored. He stated that he has been working with the businesses located across the street who constantly encounter problems with parking, and this new development will provide a substantial amount of much-needed parking.

Mayor Welsch stated based on the explanation provided by Ms. Riganti, she would be voting against the request to postpone.

Voice vote on Councilmember Smotherson's motion carried unanimously, with the exception of Mayor Welsch.

Councilmember Smotherson moved to approve the agenda as amended, seconded by Councilmember Jennings and the motion carried unanimously.

D. PROCLAMATIONS

E. APPROVAL OF MINUTES

1. August 14, 2017, Study session minutes were moved by Councilmember Jennings, seconded by Councilmember McMahon and the motion carried unanimously.

2. August 14, 2017, Regular session minutes were moved by Councilmember Smotherson, seconded by Councilmember Jennings and the motion carried unanimously.
3. August 22, 2017, Special session minutes were moved by Councilmember Glickert, seconded by Councilmember Jennings and the motion carried unanimously.

F. APPOINTMENTS to BOARDS & COMMISSIONS

1. Roseann Benson and Robert Criss are nominated to the Storm Water Task Force by Mayor Welsch, seconded by Councilmember Glickert and the motion carried unanimously.
2. Bobette Patton and Todd Thompson are nominated to the Storm Water Task Force by Councilmember Smotherson, seconded by Councilmember Jennings and the motion carried unanimously.
3. Eric Stein and Tim Cusick are nominated to the Storm Waster Task Force by Councilmember Crow, seconded by Councilmember Carr and the motion carried unanimously.
4. Gloria Nickerson and Mark Holly are nominated to the Storm Water Task Force by Councilmember McMahon, seconded by Councilmember Jennings and the motion carried unanimously.

Councilmember Carr stated two of her colleagues have yet to make their appointments to the Task Force. And while there are several pending applications they might want to consider, she would ask that their appointments be made by the next Council meeting.

G. SWEARING IN TO BOARDS & COMMISSIONS

1. Adam Staudt was sworn into the Green Practices Commission at tonight's meeting.
2. Barbara Brain was sworn into the Green Practices Commission on September 6th in the City Clerks' office.

H. CITIZEN PARTICIPATION - (Total of 15 minutes allowed)

John Chasnoff, 7475 Gannon Avenue, University City, MO

Mr. Chasnoff stated he is a member of two coalitions that support state-wide policing reforms and would like to present the alleged facts surrounding a disturbing incident that occurred in U City. On March 17th, Clarence Graham was talking to a former employer in the 6300 block of McPherson. When the conversation ended the two men walked off in opposite directions. U City Police Officer, Larry Becton, who had observed the conversation from his car while responding to a report of a suspicious person supposedly peering into houses on the 6200 block of Pershing, pulled up towards Mr. Graham and asked him if he lived there. The police report included a description of clothing worn by the suspicious person; which in no way matched the clothing worn by Mr. Graham, and Officer Becton admitted that he had not witnessed Mr. Graham engaging in any suspicious behavior. The only characteristic Mr. Graham had in common with this suspicious person was that he was a Black male. Officer Becton failed to start the conversation with a casual consensual discussion to determine the facts, and ultimately, his confrontational approach escalated the situation causing Mr. Graham to fear for his safety. Mr. Graham refused to answer any questions; was handcuffed and arrested for Failure to Comply.

Mr. Chasnoff stated the Constitution requires that police have reasonable suspicion to initiate a pedestrian stop and also gives pedestrians the right to refuse to answer questions that result from an unreasonable stop. In spite of those rights, Mr. Graham was held for seven hours before his charges were dismissed.
These events have resulted in a lawsuit filed by the Missouri ACLU. He stated the facts, as alleged, follow an all too familiar pattern; people of color are often caught up in these fit-the description situations in which the color of their skin seems to be the cause of unreasonable suspicion. While there are no statistics for pedestrians, black drivers are stopped at a rate of 44 percent greater than Whites in U City, and Black individuals are 3.5 times more likely to be searched than Whites.

Mr. Chasnoff asked Council to consider taking a progressive step to becoming a State leader by voluntarily establishing the data tools needed to measure this problem and test possible solutions. In doing so, U City can determine whether these stops are initiated according to Constitutional standards; whether they are fruitful in their outcomes, and whether people of color are more likely to be stopped, searched or arrested. He stated that this recommendation has been endorsed by four organizations and a variety of U City residents working on regional and state police reform. Mr. Chasnoff invited City Council, its administration and police officials, to sit down with representatives from these organizations and explore the possibility of this policing change. *(Mr. Chasnoff asked that this written comment be made a part of the record.)*

Kevin Barbeau, 5875 Delmar, University City, MO
Mr. Barbeau, Chief Executive Officer of the Loop Trolley Company, stated his company does recognize the on-street conditions and bicycle injuries that have continued to occur as a result of the flange droid on the Loop Trolley tracks. Consequently, they have reached out to other cities and bicycle advocacy groups for best practices, and what Council now has in front of them his company's draft plan for what they hope will be the first steps towards addressing bicycle safety. The plan identifies two areas where these injuries are occurring.

1. **The approach to the platforms:** At this point, the platform is extended out slightly past the parking lane and the tracks move in towards the platform to allow passengers to embark and disembark. Currently, bicyclists are utilizing the space in between the parking and driving lanes; although most of it is cross-hatched for no access. So when cyclists approach the platform they reach a **dead end and are forced to immediately cross the track-ways to enter the street.**

Best Practice: (A) establishing a 60 degree or greater crossing as the minimum angle by which bicyclists should cross trolley tracks; (B) the installation of pavement markings on the road, both at the point where bicycles are crossing the tracks, in advance and after platforms, and (C), identifying markings that notify bicyclists as they are riding that they are about to encounter a point where they will have to reenter the street-way.

2. **Track shifts within the street-running portion.** This can be left or right depending on the location of the tracks, and if a bicyclist is looking around as they should, they may not see the track shift until they are already upon it.

Best Practice: Advance notification through the utilization of pavement markings that are visible to cyclists, informing them of the train track shift; at a still to be determined distance of 25 to 30 feet.

Mr. Barbeau stated based on their initial research this is his company's first attempt to prevent these injuries from occurring. However, they are fully vetted and hope this will become a pilot program that can potentially be expanded to other locations where track interactions occur.

Council's Comments

Councilmember Carr informed Mr. Barbeau that signage was necessary, but not sufficient because a bicyclist is especially vulnerable to other modes of transportation.

Mr. Barbeau stated that signage is what they would like to address as a first step measure. Councilmember Carr suggested that additional research be conducted to find a more substantial solution because the next time an accident occurs it could result in a loss of life. Mr. Barbeau stated that they had looked at flange-fillers; a compressive material that goes within the flange and drops when a trolley track wheel goes over the top. But a lighter vehicle or a pedestrian would not necessarily be able to make that type of compression. He stated their research also determined that flange-fillers deteriorate quickly and cause additional problems. However, they will continue to look at other options.

Councilmember Crow concurred with Councilmember Carr's comments and stated his hope is that the Loop Trolley Company and its affiliates understand the serious posture this Council has taken regarding this issue. Mr. Barbeau expressed his understanding of Councilmember Crow's comments.

Citizen's Comments

Jan Adams, 7150 Cambridge Avenue, University City, MO

Ms. Adams inquired about Council's intentions to allow public participation in their process to hire a new City Manager. While she understands the need to keep the resumes of applicants confidential, this topic was discussed at the U City Participates meeting on Saturday where a reasonable proposal was suggested which she believes protects the dual interest of meaningful public input and applicant confidentiality. Council can create a document that identifies the top five applicants numerically. All information that would expose the identity of the applicants could be withheld or obscured.

Ms. Adams stated that each member of this Council campaigned on the promise of an open process that allowed for meaningful citizen input. Therefore, she anticipates that Council will or has devised a procedure that fulfills these promises. She asked that Council inform the public on what is being proposed with respect to public input during tonight's Council Comment segment of the agenda. *(Ms. Adams asked that her written comments be made a part of the record.)*

Kristine Hendrix, 1205 Meyer Street, University City, MO

Ms. Hendrix, representative for the Board of Education, presented the following update:

- District leaders and teachers are currently participating in Restorative Practice and Justice Workshops in conjunction with the Learning Reimagined Initiative
- Live streaming of meetings will now be available on the District's website beginning September 21st.
- Approval and execution of a contract to restructure the Technology Department
- Renewal of the Joint Memorandum of Agreement between the District and UNICEF
- A visit from the Gifted Resource Council
- The High school football team attended the last Board meeting to advise members of their goal to put academics first

On a personal note, Ms. Hendrix stated one of the things she learned after attending the Restorative Justice training, was that communities like Oakland and Chicago, who have embraced restorative practices as a model for their community have had a significant impact on their school districts, as well as the community. So in light of all the recent events that have happened and Mr. Chasnoff's comments, she would really like to see U City become just as progressive as Oakland and Chicago.

Katherine Palladino, 11933 Breezemont Drive, Maryland Heights, MO
Ms. Palladino thanked Councilmember Jennings, and Community Development staffers Tim Scott and Marsha Mermelstein for their assistance in helping her and her brother bring her mom's house on 1316 Fairview back up to code.

I. PUBLIC HEARINGS

1. Zoning Map Amendment to rezone the properties located at 7128-7138 Forsyth Boulevard from MR–Medium Density Residential District to PA– Public Activity District. (Case # PC 17-04)

Mayor Welsch opened the public hearing at 7:05 p.m.

Citizen's Comments
Christine Dougherty Powers, 7135 Forsyth Boulevard, University City, MO
Ms. Powers stated she lives directly across the street from the proposed project and is adamantly opposed to this development for the following reasons:

- Lack of safety for children who play in the parking lot/playground during school hours
- Lack of safety for children who play sports on this lot after-hours and on the weekends
- The installation of a 10-foot chain-link fence which is aesthetically inappropriate for the area
- The unwarranted destruction of four architecturally beautiful buildings
- Lack of parking for teachers
- Construction of an 8 million dollar project while other schools are closing due to a lack of funding.

Ms. Powers stated that should Council vote to approve this development she would suggest that the playground/parking lot be located behind the school and not on a busy street.

Hearing no other requests to speak, Mayor Welsch closed the public hearing at 7:08 p.m.

2. Zoning Map Amendment to rezone the properties located at 7135-7139 Northmoor Drive from SR–Single-Family Residential District to PA– Public Activity District. (Case # PC 17-05)

Mayor Welsch opened the public hearing at 7:08 p.m., and hearing no requests to speak the hearing was closed at 7:08 p.m.

3. Zoning Map Amendment to rezone a parcel located at 6668 Vernon (at Kingsland Avenue) from PD-M – Planned Development – Mixed-Use District to PD-R – Planned Development – Residential District for development of an assisted living & memory care facility. (Case # 17-09)

Mayor Welsch opened the public hearing at 7:08 p.m., and hearing no requests to speak the hearing was closed at 7:08 p.m.

4. Liquor License for IrieEat's Jamaican Restaurant L.L.C.

Mayor Welsch opened the public hearing at 7:08 p.m., and hearing no requests to speak the hearing was closed at 7:09 p.m.

J. CONSENT AGENDA

K. CITY MANAGER'S REPORT

1. Memorial Justice Grant Program for the Police Department.

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

2. ESM Social Media Marketing Proposal Approval
(Removed)

3. Conditional Use Permit – 1011 East Park Industrial Dr. and 6425 Maple Ave.

Councilmember Jennings moved to approve, seconded by Councilmember Smotherson.

Citizen's Comment

Scott Towner, 1011 East Park Industrial Drive, University City, MO

Mr. Towner read the following statement prepared by counsel, into the record:
"We are located in an Industrial/Commercial Zone. Section 400.620 enumerates permanent uses in an Industrial/Commercial Zone. Permanent uses are uses in which businesses have a right to engage within the zone. Within an I/C Zone these permitted uses include light manufacturing, fabricating, assembly, disassembly or processing of goods and products, such as the following: appliances; small, books, magazines and other printed materials; clothing; electrical components; small, such as motors and switching devices; metal plating; paper products, but not paper milling; pharmaceuticals; plastics and fiberglass; wood assembly and finishing, and machine shops. The manufacturing of sporting firearms is light manufacturing and machining. Section 400.610 sets out the expressly prohibited uses which include heavy industrial operations such as, but not limited to, foundries, refineries, incinerators, tire and rubber reclamation facilities, and processing of flammable liquids, gases, explosives, caustic and hazardous materials. The manufacturing of firearms is not included in Section 400.610. My company, therefore, has a right to manufacture firearms within the industrial/Commercial Zone.

The Planning Commission cites Section 400.620(a), for its contention that a Conditional Use Permit is necessary. It reads in pertinent part, 'other uses not listed,' which are determined by the Zoning Administrator to be identical or similar to one or more of the following uses are permitted as well. When an unlisted use is proposed, which appears to meet the intent of this District, but its potential impact is uncertain, then such use shall be considered a conditional use. The Planning Commission we believe is incorrect for the following reasons:

- *Light manufacturing is Permitted Use No. 6; not light manufacturing of the products enumerated as examples below No. 6, but light manufacturing in general.*
- *The enumerated products are merely examples. Consequently, whether a specific product is expressly enumerated is irrelevant.*

What is relevant is whether the manufacturing of the product is light manufacturing, as opposed to heavy manufacturing. The fact is evidenced by the many products being manufactured in U City which are not specifically enumerated, but for which U City has not required Conditional Use Permits.

- *The only relevant question, therefore, is whether firearm manufacturing constitutes light manufacturing, as opposed to heavy manufacturing, and there is no question that it does. Machine shops are permitted under Use No. 8, and firearm manufacturers are machine shops.*

Hendricks and Hunter wish to be a good corporate citizen and neighbor and believe that its business activities will be a benefit to U City. That is why Hendricks and Hunter are willing to participate in this exercise and go through the process of obtaining a Conditional Use Permit, and willing to comply with the City's reasonable conditions. But it is not waiving its right to, at any time, assert that the manufacturing of firearms in the manner that it intends within the Industrial/Commercial Zone is a permitted use and that it did not need to apply for or obtain a Conditional Use Permit." Mr. Towner stated that he would remain available to answer any questions.

Voice Vote on Councilmember Jennings' motion to approve carried unanimously.

4. Awarding of a contract for Emerald Ash Borer Tree Work.

Councilmember Crow moved to approve, seconded by Councilmember Carr.

Councilmember Glickert asked Mr. Adams if staff had only received one bid for this work? Mr. Adams advised Councilmember Glickert that his assumption was correct.

Mayor Welsch stated she is glad the City is finally implementing this work, with even more effort.

Voice vote on Councilmember Crow's motion to approve carried unanimously.

5. Approval of the Leaf Collection Contract.

Councilmember Glickert moved to approve, seconded by Councilmember Smotherson and the motion carried unanimously.

6. Approval of the Liquor License for IrieEat's Jamaican Restaurant L.L.C.

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

7. Approval of the Annual Contract for Police Uniforms.

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

8. Demolition of the City-owned property at 7315 Olive Blvd.

Councilmember Smotherson questioned whether staff was seeking direction from Council with respect to what should happen with the three items listed? Mr. Adams stated that was correct.
However, the building is inhabitable and continues to deteriorate. Councilmember Smotherson moved to approve the commencement of a discussion, seconded by Councilmember Glickert and the motion carried unanimously.

Councilmember Smotherson stated his belief is that previously, Councilmember Jennings had mentioned that first, an RFP be issued to inform the public of the City's interest in finding a new business for this site, and second, to identify what provisions would be offered to anyone interested in developing the site. But, if there are no responses to the RFP, perhaps the next step would be demolition. Councilmember Smotherson made a motion that a second RFP be issued for proposed development of this property, seconded by Councilmember Jennings.

Councilmember Crow stated his belief is that the last time this issue came up was in response to a proposal presented by several business owners. Ms. Riganti stated their proposal had been in response to the original RFP. But since that time the property has continued to deteriorate to the point of becoming a safety hazard.

Councilmember Smotherson stated he would also like to see the sculptures included in the demolition**.**

Mayor Welsch advised Council that they were being asked to vote on a motion for staff to issue another RFP for redevelopment of the property.

Councilmember Jennings stated his belief is that the sculptures are on loan from Washington University; however he would agree that they should be removed.

Councilmember McMahon stated his understanding is that this is a motion requesting staff to issue another RFP for redevelopment and if there were no responses then demolition of the building should move forward. Councilmember Smotherson stated since staff had asked for directions his intent was merely to encompass the entire process.

Mayor Welsch suggested that Council address the motion to issue an RFP first.

Councilmember Smotherson stated he would address the next phase at a later time.

Councilmember Jennings suggested that a timeframe of six months be added to the motion.

Mayor Welsch suggested that staff provide Mr. Adams with an approximate timeframe that can be shared with Council at a later date.

Voice vote on Councilmember Smotherson's motion to issue an RFP carried unanimously.

9. Approval of the IT Services Contract.

Councilmember Carr moved to approve, seconded by Councilmember Glickert.

Councilmember Crow stated he is more than willing to go forward with this bid, however, since the City has utilized this company for some time, he would like to pose two questions (1). Whether a satisfaction survey had been conducted with all of the stakeholders to determine their effectiveness, and (2), how long it has been since staff compared this bid with other providers? Director of Finance, Tina Charumilind, informed Councilmember Crow that the City's contract with Tech Electronics has been in existence for three years, and she would agree that it was time to take a look at some other options, like hiring an in-house technician. Currently, the City is paying this company over $80,000 a year, which did not include any work performed at the temporary police facility. That work was billed at $74.00 an hour. Therefore, she has suggested a one-year contract with a 30-day cancellation notice which would give staff the leeway to look at other options.

Councilmember Carr amended her motion to accept the contract and asked that it include the option of a 30 day written cancellation notice.

Councilmember Crow informed Councilmember Carr that the option has already been included in the contract.

Voice vote on Councilmember Carr's original motion to approve carried unanimously.

L. UNFINISHED BUSINESS

BILLS

1. **Bill 9321** – AN ORDINANCE AMENDING CHAPTER 400 OF THE MUNICIPAL CODE OF THE CITY OF UNIVERSITY CITY, MISSOURI, RELATING TO ZONING DISTRICTS ESTABLISHED PURSUANT TO SECTION 400.070 THEREOF, AND ENACTING IN LIEU THEREOF A NEW OFFICIAL ZONING MAP, THEREBY AMENDING SAID MAP SO AS TO CHANGE THE CLASSIFICATION OF PROPERTIES LOCATED WITHIN THE CITY LIMITS OF UNIVERSITY CITY AT **1351 NORTH HANLEY ROAD** FROM “PA” – PUBLIC ACTIVITY DISTRICT TO “HR” HIGH DENSITY RESIDENTIAL DISTRICT; AND ESTABLISHING PERMITTED LAND USES AND DEVELOPMENTS THEREIN; CONTAINING A SAVINGS CLAUSE AND PROVIDING A PENALTY. Bill Number 9321 was read for the second and third time.

Councilmember Carr moved to approve, seconded by Councilmember Smotherson.

Roll Call Vote Was:
Ayes: Councilmember Carr, Councilmember McMahon, Councilmember Crow, Councilmember Glickert, Councilmember Smotherson, Councilmember Jennings and Mayor Welsch.
Nays: None.

2. **Bill 9322** – **REQUEST WITHDRAWAL**
   AN ORDINANCE APPROVING AN AMENDED FINAL DEVELOPMENT PLAN FOR PROPOSED REDEVELOPMENT TO CROWN CENTER FOR SENIOR LIVING LOCATED AT **8348-8350 DELCREST** DRIVE IN THE "PD-M" PLANNED DEVELOPMENT MIXED-USE ZONING DISTRICT. *(Removed)*

3. **Bill 9323** - AN ORDINANCE AMENDING SCHEDULE III OF THE SECTION 355.100 OF THE TRAFFIC CODE, TO REVISE TRAFFIC REGULATION AS PROVIDED HEREIN. Bill Number 9323 was read for the second and third time.

Councilmember Glickert moved to approve, seconded by Councilmember Jennings.

Roll Call Vote Was:
Ayes: Councilmember Carr, Councilmember McMahon, Councilmember Crow, Councilmember Glickert, Councilmember Smotherson, Councilmember Jennings and Mayor Welsch.
Nays: None.

4. **Bill 9324** - AN ORDINANCE AMENDING SCHEDULE III OF THE TRAFFIC CODE, TO REVISE TRAFFIC REGULATION AS PROVIDED HEREIN. Bill Number 9324 was read for the second and third time.

Councilmember Crow moved to approve, seconded by Councilmember McMahon.

Roll Call Vote Was:
Ayes: Councilmember Carr, Councilmember McMahon, Councilmember Crow, Councilmember Glickert, Councilmember Smotherson, Councilmember Jennings and Mayor Welsch.
Nays: None.

5. **Bill 9325** - AN ORDINANCE AMENDING SCHEDULE VII, TABLE VII-A – STOP INTERSECTIONS, CHAPTER 300 TRAFFIC CODE, OF THE UNIVERSITY CITY MUNICIPAL CODE, TO REVISE TRAFFIC REGULATION AS PROVIDED HEREIN. Bill Number 9325 was read for the second and third time.

Councilmember Smotherson moved to approve, seconded by Councilmember Carr.

Roll Call Vote Was:
Ayes: Councilmember Carr, Councilmember McMahon, Councilmember Crow, Councilmember Glickert, Councilmember Smotherson, Councilmember Jennings and Mayor Welsch.
Nays: None.

M. NEW BUSINESS

RESOLUTIONS

1. **Resolution 2017-16** Resolution on Charlottesville
   Requested by Councilmember Glickert and co-seconded by Councilmember Jennings and Crow

Councilmember Glickert thanked Councilmembers Crow and Jennings for their support. He stated that from January to April of 2016, the Anti-Defamation League reported nine incidents of White supremacist propaganda on U.S. campuses. However, during that same time period in 2017, (115) incidents were reported. As a result, there is a need for U City to reaffirm its commitment of why people live here; love to live here, and will not tolerate incidents like the one that occurred in Charlottesville.
(Councilmember Glickert read the Resolution in its entirety into the record.)

Voice vote on Councilmember Glickert's motion to approve carried unanimously.

Introduced by Councilmember Carr

2. **Resolution 2017- 17** Resolution for Voluntary Buyout Policy – Hafner Ct. The motion was seconded by Councilmember Glickert.

Voice vote on Councilmember Carr's motion to approve carried unanimously.

(Removed)

3. **Resolution 2017 – 18** Preliminary Development Plan – 6668 Vernon

Introduced by Councilmember Smotherson

4. **Resolution 2017** – **19** Budget Amendment #1 - FY2017-2018. The motion was seconded by Councilmember Glickert.

Citizen's Comments

Mary Adams, 7700 Olive Boulevard, University City, MO

Ms. Adams, Director of the Chamber of Commerce, stated included in Council's packet is a revised Chamber Application for the City-Wide Advertising, Marketing, and Branding Project for Fiscal Year 2018, along with an outline of the proposed use of funds.

In February of this year, the Chamber submitted two separate applications to the EDRST Board totaling $69,000, for the purpose of stimulating economic activity. Last spring the EDRST Board voted to approve staff's recommendation to combine these two applications at a funding level of $50,000. At their June 26th meeting, Council voted to amend the budget by removing the $50,000, with the understanding that the Chamber's funding request could be revisited in the first quarter. Ms. Adams stated the Chamber complied with Council's request to revise the combined proposal and on August 17th the EDRST Board voted to recommend this project for funding. This revised application integrates the highest impact activities of the two original applications that The Chamber believes will best build on the momentum of previous campaigns and fortify economic stability and growth.

Advertising, marketing, and branding campaigns are critical activities for a business' success, and raising the consumer's awareness of U City as the desired destination location to shop, dine, live and conduct business. U City is home to more than 800 small businesses, few of whom have the capacity to effectively market their products. The Chamber's application focuses on building awareness and driving consumer traffic to the underserved Olive Link, as well as other underrepresented business districts within U City who depend on this assistance to help drive consumers to their doors. Ms. Adams stated the Chamber is uniquely qualified to conduct this project for the following reasons:

- Five years of demonstrated success
- Directors with advanced levels of professional expertise in ad marketing
- Co-developer of U City's unique brand language for its communities and business districts

- Multiple stakeholders and regional partners
- Demonstrated continuity, relationships, and in-depth knowledge of what has been done; what has yet to be done; which activities, and which vendors have performed best
- Close working relationship with City officials, business owners, the Loop SBD and multiple vendors
- Rapidly growing membership
- Utilization of high-quality materials and the capacity to bring non-duplicative, non-competitive projects to successful completion

Ms. Adams stated promoting businesses throughout U City is a primary Chamber activity and a core piece of its organizational mission. The Chamber of Commerce, its Board and members, are eager to build upon the momentum created to expand the Chamber's scope in the coming year, and would respectfully request Council's approval for funding of its City-Wide Ad-Marketing, Branding Project.

Jeff Hales, 7471 Kingsbury, University City, MO

Mr. Hales stated he continues to be concerned about what he would describe as a very mottled relationship between the Chamber and this City. While he absolutely believes the EDRST Board and the Chamber's intent is to enhance the economic development of U City, the Chamber is a business advocacy organization, and that fact alone creates some irregularities when its chief benefactor is the City. He stated that in his opinion, the Chamber's list of deliverables read more like a contract. However, when the Director of Community Development was asked whether the City had a contract with the Chamber, her response was no. But literally two minutes later, the Mayor made a reference to the City's contract with the Chamber. So, if the City's goal is economic development then why hasn't this list of deliverables been packaged into an RFP to determine exactly what is the best marketing service available? And if the Chamber wants to submit a proposal, that's fine. Because without the utilization of this process, it appears as though the City is out-sourcing the economic development wing of its Community Development Department. He stated that in many communities the extent to which a city participates with their Chamber of Commerce is often by purchasing the highest membership level to ensure they have a seat on the Board. This seems to be a more equitable type of partnership that eliminates any conflicts of interest. So he would suggest that more conversations be conducted before Council agrees to bankroll the Chamber for yet, another year.

<u>Council's Comments</u>

Councilmember Carr stated Council is being told that if they do not support this funding request, in effect, they would not be supporting the businesses in U City. However, in her opinion, this is a fallacious argument since she not only supports all of these businesses, but believes the Chamber supports them as well. She stated her main issue with the Chamber's proposed plan is that although it depicts growth, it offers little or no data to support that rate of growth. Document M4-5 under Digital Promotion emphasizes the necessity of social media marketing and states, *"Social media campaigns are essential for effective 21st Century ad marketing". "Social media marketing is a critical component of any marketing plan and provides the lowest cost and highest return on investment in the industry for focused ad marketing to target demographics."*

Councilmember Carr provided members of Council with a handout illustrating a pictorial representation of the Chamber's online ad campaign.

She stated because there were very few, if any past or present quantifiable metrics provided to depict their rate of growth, she took an in-depth look at the Chamber's social media page to gain a better understanding of the type of return on investment the City could expect from the allocation of $50,000. And when you look at the Chamber's targeting for organic posts on Facebook, what you see is that their "likes" and "clicks" are unbelievably low. If you start at the inception of their Facebook page the first post was created on February 10, 2012.

Since that first posting five and a half years ago, the Chamber has generated a total of 967 likes on their page. If you add up the total amount of money U City has allocated to the Chamber for the past five and a half years; which is in the six-figure range, you have to ask yourself whether this is a wise investment? As you scroll through the Chamber's Facebook page it is surprising how much content is related to planning trips abroad to China and Greece, and how much is duplicative of the Loop's promotions found on their social media channels. In fact, many of the Chamber's current social media campaigns piggyback off of marketing efforts for events sponsored by the Delmar Loop. The Chamber has never played any role in the organization of these events, yet, their proposal indicates a desire to do so in the future.

Councilmember Carr stated the Delmar Loop already has a well-established presence on social media, in print publications, television, and radio, so giving additional funds to the Chamber simply to duplicate these efforts does not seem like a wise investment. The results for several reviews of the Chamber's paid social media ads from the past six months have been included in Council's handout. The amount of money spent is high, and the number of people they are reaching is abominably low.
She stated while everyone would agree that exposure can be beneficial, this plan does not provide a comprehensive understanding of how U City will benefit or generate a prosperous year for its businesses. What has the Chamber brought to U City as a result of the previous expenditures that have been made? This City needs results, not advertising. And that's what Council should consider when it looks at spending taxpayer's funds to promote economic growth. She stated that after thoroughly reviewing this proposed plan her conclusion is that if the City continues to fund the Chamber's advertising requests that is exactly what they are going to get; lots of advertising and low results.

Councilmember Carr stated a quick check revealed that other than membership dues, most Chambers of Commerce receives no additional funding from cities. The City of St. Charles reports, *"As a nonprofit, membership-supported organization the Chamber receives no tax money but works closely with The Greater St. Charles Convention and Visitor's Bureau, and the City of St. Charles' Economic Development to promote the City and its businesses."*

Finally, how many of U City's 800 small businesses are a member of the Chamber of Commerce? If over the past five and a half years these businesses have seen no value in joining their own Chamber why should tax dollars continue to be allocated to this organization year after year?

Councilmember Smotherson stated that the Chamber's lack of communication with this Council causes him to question exactly what accomplishments have been achieved since last year's funding allocation? And what role does the Chamber play in the retention of businesses? Because this year the City lost two important businesses, Kidz Biz Learning Center on 82nd Street and the Firestone located on Olive. The owner of Kidz Biz has lived in U City for over 48 years, but knew nothing about the Chamber of Commerce.

Councilmember McMahon thanked the Chamber for their resubmittal, and the EDRST Board for all of the effort they have put into this proposal. He stated his position has been to look at this proposal from multiple levels that are centered on issues this Council is currently facing. First, recent discussions about the City's desire to contract with EMS Marketing, who measures the value of their social media placements via a specific software program, raises the important question of whether the Chamber's marketing plan is something this City needs to hold on to or is marketing something the City should take care of itself?

Second, Council must begin to think about how it sets priorities with respect to economic development, and how the EDRST Board sets their priorities. If there is a disconnect between Council and the Board as to what those priorities are, then instead of rowing the boat in the same direction, there will be more antagonistic discussions like this one. His hope is that Council and the Board will start to have these important conversations and begin moving in the right direction.

Councilmember McMahon stated fundamentally, it comes down to the proposal, and exactly what the City will be getting, as Councilmember Carr has alluded to. Just because you call the delivery of a flyer or an ad marketing, does not mean that you get a pass; there have to be measurables. However, given all of the complexities, for the short-term, he would make a motion to amend the Resolution to allocate $25,000, and allow the Chamber to come back to Council for the remaining $25,000 in six months or at such time when they are able to provide Council with measurable and quantifiable results.

Councilmember Glickert stated since he can see where this is going; he would wholeheartedly second the motion.

Councilmember Crow stated since the EMS contract was removed from tonight's agenda his assumption would be that a supplemental review is needed before it will be brought back to Council. He commended Councilmember Carr on her research and stated he believes Council has supported the Chamber over a much longer time span than he ever anticipated, and this incubation period needs to end.

Councilmember Crow stated he would also agree there is a strong likelihood that Council and the Board's economic development priorities are not in-sync. So although the compromise brought forth by Councilmember McMahon does, to a limited degree, help Council move forward, a long-term solution about how the City's relationship with the Chamber will evolve in the future must still be determined.

Mayor Welsch reminded her colleagues that earlier this year they had conducted a Joint Study Session with the EDRST Board for the very purpose of sharing individual considerations and goals. In fact, this year, Council has approved everything recommended by the Board, except for the Chamber's marketing proposal. And here are some additional facts: the EDRST Board allocated a quarter of a million dollars for the Loop Trolley studies; they spend $12,000 every single year for 20,000 brochures that are placed in hotels around the City; every year the City purchases a large ad in the Convention and Visitor's Bureau Guide focusing on the Loop; every year the City allocates twenty to thirty thousand dollars for the Loop Ice Carnival; this year Council allocated $39,000 for street grades in the Loop, and not once has this or any previous Council asked for quantifiable results or questioned how these allocations have impacted U City's economic development. So it would appear as though this Council has not only established a double standard, but somehow decided that the Loop Special Business District (LSBD) and the Chamber of Commerce are different. They are not.

What is different is that other municipalities have not levied economic development retail sales taxes that are designed specifically to focus on economic development within their communities. Many Chambers around the region contract with cities to handle various aspects of their operation. And in areas where EDRST funds are available, her bet is that this same type of funding allocation is being requested by their Chamber of Commerce.

Mayor Welsch stated like Councilmember Glickert, she knows where this is going, and therefore, would support this amendment.

Councilmember Carr stated last year Mr. Rice, the Chair of the Chamber, promised Councilmember Smotherson that they would provide Council with quarterly updates. And to date, no one has ever shown up. She stated that she would strongly disagree with the notion that the LSBD and the Chamber are the same.

In spite of the fact that she may not agree with how some of the Loop's advertising dollars are spent because oftentimes they seem to focus on Mr. Edwards' business rather than the Loop as a whole, and she has no idea whether the brochures mentioned by the Mayor has produced any tangible results for businesses in the Loop, there is a significant difference between the LSBD and the Chamber. The Chamber is an independent, nonprofit business. The LSBD is a political subdivision under the auspices of this government. And admittedly, if she would have had her wits about her, she probably would have objected more strenuously to some of the EDRST requests presented by the Loop. But, the fact of the matter is, this three and a half blocks comprising the Loop brings in roughly 20 percent of the City's tax dollars. And because they are a political subdivision, they also generate a tax that goes back to the LSBD that can be used to fund some of their independent projects.

Councilmember Carr stated she does wish the Chamber success because their success is this City's success. However, she does not believe that taxpayer dollars should continue to be used to subsidize this organization. If U City is responsible for advertising its businesses, then that task should be outsourced through a competitive bidding process by the Department of Community Development.

Councilmember McMahon stated there is a difference when you talk about hardscape deliverables like U City in Bloom or street grades versus brochures and ads.

The intent of marketing is to have increased growth or retention of current businesses and the measurables for this type of marketing are a little fuzzy. That's what makes these discussions somewhat difficult.

Councilmember McMahon thanked the Mayor for pointing out that perhaps Council should be looking at all of these proposals from a different perspective and start to have discussions about what the measurable outcomes should be. However, pointing out past failures does not mean that Council should continue in the same vein going forward.

Mayor Welsch asked that her comments be placed into the record verbatim**.** *"For the record, this project does not subsidize the University City Chamber of Commerce. This project goes to market the City of University City. I believe the Chamber would get a small percentage for actually designing the campaign, and managing the campaign. It does not subsidize the Chamber. The Chamber has memberships, those fees subsidize, and they have other ways of raising money. This is something the Chamber is doing for the City, and managing for the City. I too, wish we were at the days when we had a larger staff who might be able to handle all of this in-house, but I think we all know Ms. Riganti's department is not overstaffed. She does not have a full-time marketing person on the staff, and we will have to, -- I'm not against looking at that, but we have to realize that was something we had in the past, and that is a salary; it is full benefits, and then on top of*

that you have the cost of all campaigns. So, I would just like to stress again, that this is not subsidizing the Chamber of Commerce. They are not dependent on this for their success. We as a city, -- imagine what the other 700-some businesses in our community, -- how they might thrive if they had the money given to them by the City, or the work that we've been giving to the Loop group, for now, ten years."

Councilmember Crow said although he is not quite sure how much of the Mayor's comments are supposed to be verbatim they purely represent her opinions, and should not be construed as fact. However, he would agree that Council should take a closer look at some of these other proposals and looks forward to the Mayor's leadership in that regard.

Mayor Welsch called for a vote on the amended Resolution and asked Councilmember McMahon if he had established a timeframe of six months for the remaining funds?

Councilmember Carr informed the Mayor that Councilmember McMahon's motion to amend had not been voted on?

Councilmember McMahon stated although his belief is that he had mentioned a six-month timeframe, he would be willing to amend his motion as follows: that Council allocate $25,000, and allow the Chamber to come back to Council for the remaining $25,000 in six months or at such time when they are able to provide Council with measurable and quantifiable results.

Voice vote on Councilmember McMahon's motion to amend the Resolution carried unanimously.

Councilmember McMahon moved to approve Resolution 2017-19, as amended; seconded by Councilmember Jennings and the motion carried unanimously, with the exception of Councilmembers Carr and Crow.

Introduced by Councilmember Jennings

5. **Resolution 2017 – 20** City Council Student Representative. The motion was seconded by Councilmember Glickert.
   Requested by Councilmember Jennings and Mayor Welsch

Councilmember Jennings stated during his tenure on the School Board it was important to hear from City Council Student Representatives because it promoted leadership. In addition, this Resolution encourages student leaders to motivate their peers to attend community meetings and observe the City's boards and commissions. So, he thinks it would be a win/win for all, to get students reacquainted with this City's governmental process.

Councilmember Smotherson stated one of the lessons learned by the Arts and Letters Commission was that their decision to promote upcoming contests only to students within the Public School District was not a fair representation of the community they served. And in his opinion, this Resolution contains the same flaw. He would love to see this opportunity expanded to every student living within U City, and not simply those attending public school.

He stated based on his lack of experience and information about this program he is curious about how successful it has been in the past. And to a certain extent, he found some of the language within the Resolution debatable.

Councilmember Carr stated she is also a little time uncomfortable with some of the wording, specifically where it says, *"The City Council of U City hereby establishes a seat on the Council for a student representative," and "Suggest Resolutions."* She stated members of this ruling body have no authority to establish a seat on Council. And even though the Resolution goes on to say this student representative is not a member of Council the word *"establishes,"* seems to be misleading. Furthermore, she thinks *"Suggest Resolutions,"* adds some questionable authority to this position. Because it seems to imply that this representative will have the authority to suggest Resolutions, and encourage their peers to participate in the City's boards and commissions.

Councilmember Carr stated she does not object to having a student representative, but thinks the aforementioned language may create some legal problems. Councilmember Carr asked Mr. Adams if Mr. Mulligan could provide his thoughts on this language.

City Attorney, John Mulligan stated he had received a copy of the Draft Resolution from Mr. Adams, and the two of them had engaged in a conversation the following day where he expressed some concerns about the language. So his assumption is that Council is reviewing a revised copy of the Draft Resolution.

This appointment; which the Resolution states shall be made by the Superintendent of the School District, is for a term of one year. And even though it says that the student representative is not a member of Council, the terms stated within the Resolution assigns the authority to make an appointment for a seat on this Council to another governmental entity. So, while he does not know that the language, *"Now, therefore, be it resolved that the City Council hereby establishes a seat on Council for a student representative,"* crosses the line of violating a provision of the Charter which states that Council shall consist of seven members, it certainly raises an issue that can be remedied with a few minor changes.

Mr. Mulligan stated under Sections 20 and 22 of the Charter, Council may establish boards and commissions that advise the Council, just as presumably, this student could do. They are also entitled to suggest Resolutions for consideration by this Council just like anyone else could do by contacting a Councilmember and informing them of their suggestion because they too have a role in the governance of this community. Student representatives are not elected, nor are they a voter, so any authority would be greatly restricted in this case. But nonetheless, that person is being brought into the municipal governance structure by sitting on a Council and having a recognized authority to make suggestions, including the suggestion of student representatives to other City boards and commissions. And of course, Council is free to accept or reject those suggestions.

Mr. Mulligan stated the U. S. Supreme Court has made it clear that every student should have a right to be engaged in public service through an appointment on this Council. So again, while he is not saying that the requirement to be a U City High School student would run afoul of the Court's ruling on equal protection, Councilmember Smotherson is right, in that it does raise some concerns. In his inquiries to some of his colleagues around the State, basically, all of the responses he received regarding how this topic was handled were in the form of a Youth Commission, as opposed to having a student representative who sits on Council.

For instance, in New Richmond, he learned that eligible applicants for their Youth Commission must live in the City and be in grades 9 through 12. Students who attend private school, public school, or who are homeschooled, are all welcome to apply. He stated that adding these qualifications to the Resolution would avoid any type of equal protection challenge.

Mayor Welsch asked Councilmember Jennings if he was open to revising the Resolution to address these concerns? Councilmember Jennings stated that the City's Youth Commission had been very active while he was the liaison. But now that he is no longer assigned to that Commission it has become inactive and many of the students and volunteers have left.

He stated although he would be willing to amend the Resolution to make it all-inclusive, he would note that this is a ceremonial Resolution which states that the student representative serves in an advisory, non-voting capacity, and is not a member of Council.

Mayor Welsch suggested that the Resolution be withdrawn, revised, and then brought back to Council at the next meeting. Councilmember Jennings made a motion to withdraw the Resolution at this time, seconded by Councilmember Glickert.

Councilmember Carr provided Council with a copy of the U City School District's policy on Student Involvement and Decision-making. She stated that although it does not address the issue of equal protection, their language is different than the language contained in the Resolution, which says they will establish a position of student representative to the School Board which shall be elected by the student body.

Councilmember Carr stated although she does not remember the previous student representative making suggestions for resolutions or seats on boards and commissions, she does think this could be an excellent learning position for someone interested in civic service. So while she would not do away with the Resolution at this point in time, she does believe the City should revisit the Youth Commission since it already has the mechanisms in place.

Voice vote on Councilmember Jennings motion to withdraw carried unanimously.

Mayor Welsch stated that the Mayoral Task Force recommended the formation of the Youth Commission and Council voted to approve their recommendation. She stated she is aware that the age requirements may have played a role in its inactivity because by the time kids get to be juniors and seniors they are focusing on their next steps. So while Councilmember Smotherson may be able to provide some background on the current status of this Commission, perhaps, the requirements need to be amended to include younger students that will be around a little longer.

BILLS

6. **BILL 9326** - AN ORDINANCE AMENDING VARIOUS SECTIONS OF CHAPTER 405, SUBDIVISIONS AND LAND DEVELOPMENT REGULATIONS, TO REVISE LAND DISTURBANCE TOTAL AREA REGULATIONS AS PROVIDED HEREIN. *(Removed)*

Introduced by Councilmember Glickert

7. **BILL 9327** – AN ORDINANCE AMENDING SCHEDULE VII, TABLE VII-A – STOP INTERSECTIONS, OF CHAPTER 300 TRAFFIC CODE, OF THE UNIVERSITY CITY MUNICIPAL CODE, TO REVISE TRAFFIC REGULATION AS PROVIDED HEREIN. Bill Number 9327 was read for the first time.

Introduced by Councilmember Smotherson

8. **BILL 9328** – AN ORDINANCE AMENDING CHAPTER 400 OF THE MUNICIPAL CODE OF THE CITY OF UNIVERSITY CITY, MISSOURI, RELATING TO ZONING DISTRICTS ESTABLISHED PURSUANT TO SECTION 400.070 THEREOF, AND ENACTING IN LIEU THEREOF A NEW OFFICIAL ZONING MAP, THEREBY AMENDING SAID MAP SO AS TO CHANGE THE CLASSIFICATION OF PROPERTY AT 6668 VERNON AVENUE FROM "PD-M" PLANNED DEVELOPMENT-MIXED USE DISTRICT TO "PDR" PLANNED DEVELOPMENT-RESIDENTIAL DISTRICT; AND ESTABLISHING PERMITTED LAND USES AND DEVELOPMENTS THEREIN; CONTAINING A SAVINGS CLAUSE AND PROVIDING A PENALTY. Bill Number 9328 was read for the first time.

Introduced by Councilmember Crow

9. **BILL 9329** – AN ORDINANCE AMENDING CHAPTER 400 OF THE MUNICIPAL CODE OF THE CITY OF UNIVERSITY CITY, MISSOURI, RELATING TO ZONING DISTRICTS ESTABLISHED PURSUANT TO SECTION 400.070 THEREOF, AND ENACTING IN LIEU THEREOF A NEW OFFICIAL ZONING MAP, THEREBY AMENDING SAID MAP SO AS TO CHANGE THE CLASSIFICATION OF FOUR PROPERTIES LOCATED WITHIN THE CITY LIMITS OF UNIVERSITY CITY AT 7128-7138 FORSYTH BOULEVARD FROM "MR" – MEDIUM DENSITY RESIDENTIAL DISTRICT TO "PA" PUBLIC ACTIVITY DISTRICT; AND ESTABLISHING PERMITTED LAND USES AND DEVELOPMENTS THEREIN; CONTAINING A SAVINGS CLAUSE AND PROVIDING A PENALTY. Bill Number 9329 was read for the first time.

Introduced by Councilmember Crow

10. **BILL 9330** – AN ORDINANCE AMENDING CHAPTER 400 OF THE MUNICIPAL CODE OF THE CITY OF UNIVERSITY CITY, MISSOURI, RELATING TO ZONING DISTRICTS ESTABLISHED PURSUANT TO SECTION 400.070 THEREOF, AND ENACTING IN LIEU THEREOF A NEW OFFICIAL ZONING MAP, THEREBY AMENDING SAID MAP SO AS TO CHANGE THE CLASSIFICATION OF TWO PROPERTIES LOCATED WITHIN THE CITY LIMITS OF UNIVERSITY CITY AT 7135-7139 NORTHMOOR DRIVE FROM "SR" – SINGLE-FAMILY RESIDENTIAL DISTRICT TO "PA" PUBLIC ACTIVITY DISTRICT; AND ESTABLISHING PERMITTED LAND USES AND DEVELOPMENTS THEREIN; CONTAINING A SAVINGS CLAUSE AND PROVIDING A PENALTY. Bill Number 9330 was read for the first time.

N. COUNCIL REPORTS/BUSINESS

1. Boards and Commission appointments needed

Mayor Welsch announced the appointments that were needed.

2. Council Liaison Reports on Boards and Commissions

Councilmember McMahon stated Council had received a letter from the U City Commission on Human Relations; which he believes was also sent to MSD that he would like to read into the record.

"Dear Councilmember Welsch, on behalf of the U City Commission on Human Relations we would like to thank you for taking the time to review our concerns.

We would like to go on record showing we strongly recommend that you oppose the Metropolitan St. Louis Sewer District Project proposed to construct two large storage tanks in U City in the general vicinity of Hafner Court and Hafner Place, located north of Olive Boulevard and south of Canton Avenue". (Councilmember McMahon read the entire letter into the record and thanked the Commission for all the work they do.)

3. Boards, Commissions, and Task Force minutes

4. Mayor Welsch thanked Mr. Adams and staff for the minutes Council received.

5. Other Discussions/Business

a) Prop P Funds

Requested by Councilmembers McMahon and Glickert

Councilmember McMahon thanked Councilmember Glickert and members of the community for their support regarding the influx of funds from Prop P, which has raised concerns by many citizens as well as this Council. Some of the philosophical discussions he believes need to take place between Council, staff, and citizens, evolve around what public safety means; what public safety means with respect to the allocation of these funds, and how the City can remain transparent about how these funds earmarked essentially for public safety, are utilized.

Councilmember McMahon made a motion to instruct the City Manager to schedule a Town Hall meeting in order to gain input from all stakeholders on the expenditure of Prop P funds, seconded by Councilmember Glickert.

Councilmember Glickert stated he has received numerous correspondences from residents wanting to participate in some form of engagement about these funds and hopes that this next step leads to new people getting involved in the political process. He stated Prop P funds represent a windfall of approximately $800,000 to 1.7 million dollars that this City will receive over the next couple of years, and while it is not Council's desire to micromanage City staff, there is a need to be cognizant of everyone's input. Therefore, he would suggest that a date for this Town Hall meeting be established sooner, rather than later.

Councilmember Smotherson stated there is a need to build a new police station and resolve financial issues associated with the pension funds, so this City already knows exactly where this money is going to go. And while he has no qualms with members of Council being open to what citizens have to say, his belief is that staff and Council are both qualified enough to reasonably allocate these funds. He stated that once these issues are resolved the City can seek additional input, but to conduct a Town Hall meeting at this point, is a little premature.

Councilmember Carr stated although fundamentally, she does not disagree with this request, she does believe that Council and staff have already identified specific needs. She then expressed her thoughts about the following action items:

- Facilitate Public Input - The recent Town Hall meeting associated with the hiring of a new City Manager yielded sixteen interested residents. Nevertheless, she absolutely believes one should be conducted to discuss Prop P funds.
- Determine the General Categories to Which the Revenue May Be Allocated - These categories would largely consist of things that this fund should not go towards. One could always play a shell game of moving and removing funds, but she does not think that is the City's intent.

- Determine a Process for Identifying Public Safety Needs to Be Addressed - While having public input on a regular basis is good, and she would be willing to go along with this request, her belief is that a process other than the one already established by the City Manager would not necessarily produce results she would be comfortable with.
- Explore Establishing an Advisory Board or Commission - This has the potential to be something other than what it should be which is a Town Hall meeting where everyone's opinion is given equal weight. And everyone includes staff since they are the ones who have the most intimate knowledge of what the City's needs are.
- Accounting Practices - A citizen should be able to look at the City's website and know where money is going. So she certainly does not object to this practice or believe that it should be limited to Prop P expenditures.

Councilmember Jennings stated he has also received a number of calls and emails from concerned residents, so there is a need to be open and transparent and thinks a Town Hall meeting is in order.

Councilmember Crow asked Councilmember McMahon if only one action item was being brought forward for a vote tonight? Councilmember McMahon stated his motion only referenced the Town Hall meeting and everything else would be for further discussion.

Councilmember Crow stated once again, he is glad to see Council having these robust discussions. He stated his opinion is that it is not too early and that it would be appropriate for Council to hear everyone's concerns. However, he does not have an interest in the creation of an Advisory Board since there will probably be enough lawsuits filed over the next year or so that clarify exactly what this City can and cannot do with these funds.

Voice vote on Councilmember McMahon's motion to schedule a Town Hall meeting carried unanimously.

O. CITIZEN PARTICIPATION (continued if needed)

Deb Henderson, 6124 Victoria Avenue, St. Louis, MO

Ms. Henderson stated this is the fourth year she has had the opportunity to work with U City High School students at the Farmer's Market and would like to provide the following update on the Market's progress:

- Grant from the MO Agriculture Department - Funds from this grant was used to open a coffee booth, employ student workers, and take them on a field trip to learn how coffee is roasted. Equipment was donated by Park Avenue Coffee.
- Market Assistant Training Program - An introductory manual and training program created for high school students working at farmer's markets.
- Mentoring by experienced students and the City's Health Inspector.
- Partnership with the Health Protection Education Services - Free fruits and vegetables are provided to senior citizens that attend this nutrition program held at the U City Library.
- Mandarin and Chinese phonetic translation guide for Market staff - This guide was created by a former student volunteer who is now in her second year at Wash U.
- Partnership in a three-year grant that offers double-up food bucks for participants in the SNAP/EBT Program.

Ms. Henderson stated two of their students this year were recruited through the City's Summer Youth Program and they are looking for corporate sponsors to assist the Market with hiring additional youth next year.

Jeff Hales, 7471 Kingsbury, University City, MO
Mr. Hales stated although it may not be in the purview of the Traffic Commission to review items related to County roads, previous minutes reflect that they have reviewed such proposals for both County and State roads. He stated one reason these reviews are conducted is to make certain that the Commission's input goes back to the City Manager, who then feeds it to these jurisdictions with the hope of ensuring that the City's concerns are addressed in the final plan. So while there does seem to be some confusion, he would urge both the Commission's Council liaison and the City Manager to work on establishing clearer guidelines regarding which Commissions are expected to take part in this review process.

P. COUNCIL COMMENTS

Councilmember Carr stated today is the sixteenth anniversary of the day of infamy; the deadly attacks on the World Trade Towers and the death of countless innocent people. As such, she would like to take a moment to remember both the losses and heroism of that day and the weeks following, which have kept this nation and everyone's constitutional rights, safe. May God bless America and her people.

She stated a couple of weeks ago she lost her constituent and friend, Agnes Wilcox. Agnes had a special gift for theater and people, which she brought to those studying theater, as well as her prison ministry, that gave the incarcerated a reason for accomplishment and dignity. Councilmember Carr stated everyone is better for having known Agnes and she would like to thank her for the special moments that she gave so freely. Godspeed Agnes.

Councilmember Carr stated she would like to extend her congratulations to Mr. Mulligan who received an award from his colleagues at the Missouri Municipal Attorney's Association for his accomplishments, professionalism and ethical conduct. This is also an honor for U City, and she is grateful for his decision to serve as this City's attorney.

Councilmember Jennings stated earlier this year he asked Council to consider a new Ordinance related to hate crimes which they suggested be taken to the Commission on Human Relations for review. He stated that although he did follow Council's suggestion and the Commission expressed their support, so much has happened in this world since the origination of this Ordinance, that he has come to believe that perhaps, there is a better way to move forward and expand the community's conversations on racial animosity, anti-Semitism and other issues that tear a community apart. Councilmember Jennings stated he has decided to focus his energy on working with established groups like the City's Commission on Human Relations, Citizens Volunteer Corp., and Ministerial Alliance, to form some type of ongoing discussions similar to what he was told existed here in the 1980(s). His hope is that U City can build a model for the entire St. Louis region about how to have these tough conversations that a healthy community and our society really need to have. So he will be asking for the help of his colleagues and residents of U City as he and several other supporters initiate an initiative called Unity City.

Councilmember McMahon stated that the former City Manager, along with an outside consultant, put together a number of recommendations with respect to response times that have been sitting dormant for almost a year.

Therefore, he would like to reiterate the need for a review of the Gateway Ambulance contract because there are a number of items he believes can be redefined and improved. He stated that the City failed to establish any type of system to review an outside entity providing services to its citizens, and there is a need to ensure that Gateway is reporting response times and that the City is using its data to measure their accuracy. So hopefully, the City Manager has reached out to Gateway to set up a meeting where all interested parties can start to have these conversations.

He stated that staff and members of Council have put together a proposed Architectural Review Board Ordinance to address issues associated with infill housing. This Ordinance is currently being reviewed by several City departments.

Councilmember McMahon stated there were a number of comments made during his motion to amend the Chamber funding that caused him to reflect back on the 2010 Civility Pledge. This is a Pledge he believes, was brought forth by the Mayor, which asserts that members of Council should not question the motives of their colleagues. So when a member says, *"I know where this is going,"* in his opinion, it does not serve Council's relations well, and more importantly, it does not serve Council's relations with its citizens well. He stated that in general, motions are made in an attempt to generate a compromise and see if you can get others on board with your proposal. But at the end of the day, members vote their conscience and do the best they can. So let's not question each other's motives when something is merely being offered to try to make things better.

Q. ADJOURNMENT

Mayor Welsch thanked everyone for their attendance and closed the City Council meeting at 9:05 p.m.

LaRette Reese
Interim City Clerk

September 11, 2017

City Council Members—

I came to speak with you today about a disturbing incident that occurred in University City, and to suggest a change in policing policy that could prevent similar incidents from occurring in the future. My name is John Chasnoff and I have been working on policing issues in Missouri for 18 years. I am a member of two coalitions supporting statewide policing reforms.

The alleged facts of this incident, and I emphasize they are only alleged, are as follows:

On March 17, 2017, Clarence Graham was speaking to an acquaintance and former employer in the 6300 block of McPherson. When the conversation ended, the two men walked in opposite directions. University Police Officer Larry Becton, who had watched the conversation from his car, pulled up toward Mr. Graham, demanding to talk to him and asking, "Do you live here?"

Officer Becton was responding to a report of a suspicious person who was supposedly peering into houses on the 6200 block of Pershing. That report included a description of clothing worn by the "suspicious person" and that description in no way matched the clothing worn by Mr. Graham. Nor was Mr. Graham engaged in any of the suspicious behaviors that had been reported. In other words, the only characteristics that Mr. Graham had in common with the "suspicious person" was that he is a black male.

Officer Becton did not begin with a casual consensual discussion with Mr. Graham to determine the facts. His confrontational approach escalated the situation and caused Mr. Graham to fear for his safety.

Mr. Graham refused to answer questions, was handcuffed, and later arrested for "failure to comply."

The US constitution requires that police must have reasonable suspicion to initiate a pedestrian stop. The constitution also gives the pedestrian the right to refuse questions that result from an unreasonable stop yet Mr. Graham was held for seven hours before charges were later dismissed. This should not be something that happens anywhere in our country and it is our duty to stop it from happening here in University City.

The events I have described have resulted in a lawsuit filed by the ACLU of Missouri. I do not intend for you to comment on that case, the legalities involved, or in any way influence those proceedings.

However, I think you would (perhaps silently) agree that the facts as alleged follow an all-too-familiar pattern. People of color are too often caught up in these "fit-the-description" situations, in which the color of their skin seems to be the cause of unreasonable suspicion.

How often does this happen in University City? We do not know, because no statistics are kept regarding pedestrian stops. Missouri law does require data collection of traffic stops, resulting in confirmation that "driving while black or Hispanic" is a legitimate concern across the state. What that means for University City is that we do know Black drivers are stopped at a rate 44 percent greater than expected

based solely on their proportion of the driving-age population here in U. City and that Black individuals are 3.5 times more likely to be searched in U. City than Whites.

We need to stop sweeping the problem of pedestrian stops under the rug and give ourselves at least the data tools to measure the problem and test possible solutions. I am asking you all to consider taking a progressive step, one that would be fitting for a progressive city like ours. I am asking that U. City become a state leader in volunteering to collect records on pedestrian stops and analyze that data. In doing so we could determine whether these stops are initiated according to constitutional standards, whether they are fruitful in their outcomes, and whether people of color are more likely to be stopped, searched or arrested. We could and should also seek to limit the occurrence of pedestrian stops by clearly defining them and requiring that reasonable suspicion be observed.

This recommendation has been endorsed by ~~three~~ FOUR organizations working on regional and state police issues and by U. City residents. There are members of those organizations and supportive City residents here tonight and I would like to ask them to stand and join me in issuing an invitation that our representatives sit down with city government and police officials to explore the possibility of this policing change.

Thank you for your time.

Empower Missouri

ACLU of Missouri

Coalition Against Police Crimes and Repression

Momentum Missouri Moving Forward

Zaki Baruti

John Chasnoff 314-413-0454 johnchasnoff@cs.com

Susie Chasnoff

Barbara Chicherio

Grace DuMaine

Don Fitz

Angelika Mueller Rowry

Ben Senturia

Marlene Shuman

CITY COUNCIL – SEPT. 11, 2017

I rise to inquire about your intentions to allow public input in your process to hire the new City Manager. I understand the need to keep the resumes of the applicants confidential to protect those that are currently working.

We discussed this conundrum at the UCity Participates (UCP) meeting Saturday and there was a reasonable proposal that I believe protects the dual interests of meaningful public input and applicant confidentiality. This Council can create a document that identifies the top 5 applicants as Applicant No. 1, Applicant No. 2, etc. All information that would expose the identity of the applicants could be withheld or obscured.

Most of the current members of Council were critical of the closed processed used to hire Mr. Walker. All campaigned on the promise of an open process that allowed for meaningful citizen input. I anticipate that you will devise a procedure that fulfills your campaign promises. You may not agree to adopt the proposed procedure that I have presented to you, but I would like to hear tonight, during your Council Comments, what procedure you propose and why.

Respectfully submitted,

Jan Adams, 7150 Cambridge Ave.

Bicycle Safety in the Loop

Prepared by: Kevin Barbeau
Executive Director
Loop Trolley Company

Prepared on: 08/08/17

NON-AGENDA ITEM

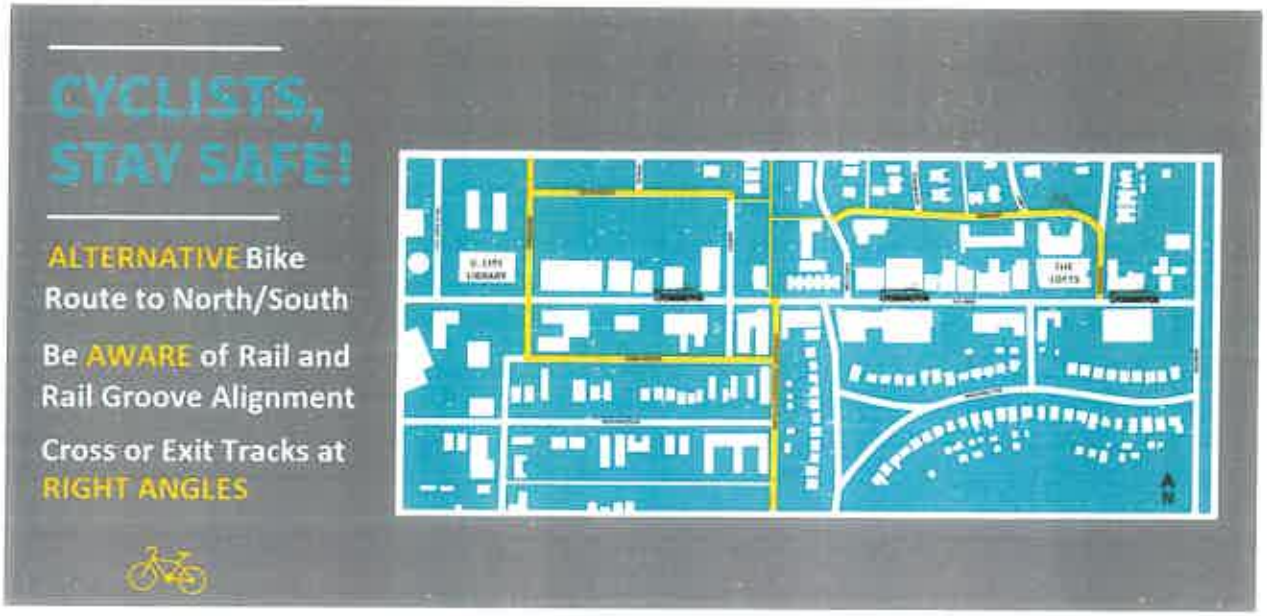
Project Overview

The Loop Trolley Transportation Development District began construction on the Loop Trolley project in 2015, following appropriate processes and procedures for design and construction conformance, review and approval by involved municipalities, organizations and utilities. As of mid-2017, all construction elements are considered substantially complete. Two vehicles have been delivered, with the third – a 1920s model streetcar built in Melbourne, Australia – currently being refurbished and completed.

In late-2016/early-2017, the Loop Trolley Company – the contracted 501c3 nonprofit organization tasked with operations and maintenance of the system and vehicles upon start of revenue service – hired initial managerial staff to begin creating the documents, policies and procedures necessary for operations under Federal Transit Administration (FTA) guidelines, as well as filling additional staff positions critical to operations and maintenance.

Issues with Bicycle Safety on Loop Trolley Tracks

Upon completion of the trackway, and the reopening of all street segments to the general public, a safety issue was identified relating to navigation of bicycles on and across the street-running portion of the Loop Trolley tracks, notably that wheels could become lodged or redirected within the flange grooves. At this time, an alternate – or sustainable – bicycle route was established to direct bicyclists off of Delmar to Enright, Loop North and Loop South (see image below).



Additionally, signage and pavement markings were installed as part of the complete project, notifying both drivers and bicyclists entering the trackway at *all* intersections of the tracks' presence. This included 'TROLLEY X-ING AHEAD', the 'UPENDED BICYCLIST' sign, and visual track crossing signs.

Pavement markings (sharrows) were also added to portions of the sustainable route, as well as designating signage on all portions of the sustainable route.

The Loop Trolley project also updated its website with information for safe interaction with the tracks, including vehicles, bicycles, strollers and wheelchairs, and began including information in its in-person/electronic public outreach.

(examples of existing signage and pavement markings)

(cont'd)

In discussions with both the City of St. Louis and the City of University, two interaction areas/types were identified as primary concerns:

1) Bicycle Interaction at Station Platforms

2) Bicycle Interaction at Track Shifts

Interaction at Station Platforms

In the approved and constructed Loop Trolley project, there are six (6) platforms wherein passenger loading and unloading will occur at curb edge of an active traffic lane. These locations are: Leland Ave. (Eastbound), Leland Ave. (Westbound), City Limit (Eastbound), City Limit (Westbound), The Pageant (Eastbound), The Pageant (Westbound).

Approaching these platforms, we have identified the most active bicyclist approach as the area between the outermost trolley track and the parking lane. In most situations, these areas are crosshatched or striped to further delineate the active roadway from parking lane. It is important to note that these lanes are not intended for travel by *any* vehicle type, but rather as controlled separation from parked cars and passing trolleys or vehicles.

Upon approaching the platform, bicyclists move out of this area, across the tracks, and into an active driving lane to avoid the platform. Likewise, after clearing the platform, bicyclists again cross the tracks into the area between the outermost trolley track and parking lane, when present.

In cooperation, the Loop Trolley project and University City's City Manager office will devise a pilot program based on research into other cities' bicycle/track interaction best practices, as well as input from local/regional bicycle advocacy groups. These best practices include marked paths at a degree of 60 or greater (up to 90) to visually guide bicyclists across embedded trackways. Likewise, we will consider 'advance notice' markings or signage at a still-to-be-determined distance from those interaction points identifying the upcoming 60 degree or greater crossing.

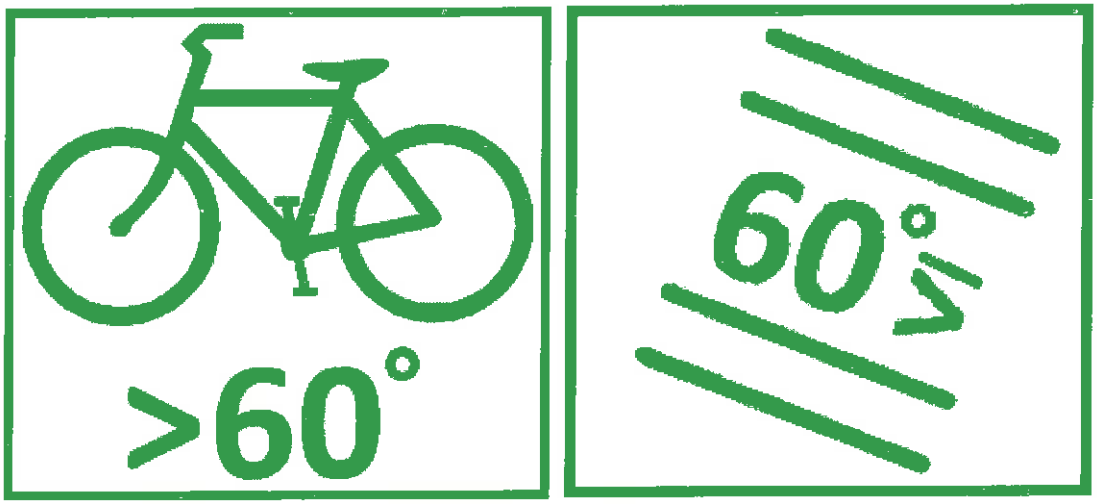
Another practice still being considered is the idea of a "queue stall" – a variation of a European "box left" at the approach to each platform, wherein a bicyclist must come to a complete stop, wait for vehicular clearance, then cross the trackway at 60 degrees or greater. This method would reduce instances of wheel-grab by bringing the bicyclist to a complete stop, but also presents an additional safety hazard as it impedes bicyclists' speed/movement relating to flow of traffic.

(example of bicycle box left best practice)

Interaction at Track Shifts

The other safety issue identified is locations where the trackway shifts left or right, usually on the approach to or exit from curb-access platforms. When traveling within or parallel to the trackway, bicyclists may not identify in time that the track is shifting. This may result in a bicyclist traveling directly into the flange, locking up or destabilizing the wheel(s)

A pilot program is likewise being developed for this instance, focused on approach pavement markings that will identify an upcoming lane shift at a still-to-be determined distance from that shift. In this set-up, a pavement marking would exist across or within the trackway to notify bicyclists that they are approaching a lane shift, oriented in the direction of the shift. Bicyclists would then have a longer reaction time to prepare for the shift.



(draft examples of possible pavement markings)

Conclusion

While it will be impossible to mark/sign every portion of the street-running portion of the Delmar Loop Trolley where bicycle interactions occur, by identifying the two areas of issue above, and continuing education and communication on the proper procedures for interaction – via media releases, online materials, and in-person workshops – the intent is that bicycle safety will be improved without redesigning or reworking the existing project infrastructure.

Materials handed out to Council by Councilmember Carr at the 9/11/2017 meeting

University City Chamber of Commerce
Jul 21 at 11:02am

Shopping - ✔
Dining - ✔
Entertainment - ✔
Come see why The Delmar Loop is recognized as one of the 10 Great Streets in America.

Get the Scoop on The Delmar Loop
universitycitychamb...
LEARN MORE

Michelle Grainick and 8 others

Like Comment Share

8,695 people saw this post > Boost Post

55	8,660	44
Organic Reach	Paid Reach	Post Clicks

University City Chamber of Commerce
Jul 4 at 11:02am

Looking for something fun to do this summer? Join us at one of our exciting and family-friendly events, like Fair U City, International Make Music Day, and Loop Arts Fest! Click to learn more!

View Our Calendar of Events
universitycitychamb...
LEARN MORE

Kendre' Robinson and Tyson Dhom

Like Comment Share

5,441 people saw this post > Boost Post

47	5,394	24
Organic Reach	Paid Reach	Post Clicks

University City Chamber of Commerce

May 18 at 11:02am

Our strength lies in our inclusiveness and diversity of people, communities, and businesses in The Olive Link. Click to discover why U City is the 'Neighborhood to the World'.

Explore the Olive Link
theolivelink.com

LEARN MORE

Shanell Marshall and 14 others 1 Share

Like Comment Share

6,988 people saw this post > Boost Post

165	6,823	28
Organic Reach	Paid Reach	Post Clicks

University City Chamber of Commerce

Apr 27 at 10:00am

University City is dedicated to providing year-round events for our community and visitors. One of our most popular is the annual Taste of U City, taking place on May 11th. Featuring diverse cuisine from more than 30 restaurants -- be sure to mark your calendar now!

Click to View the Taste of U City
universitycitychamb...

LEARN MORE

2 4 Shares

Like Comment Share

5,038 people saw this post > Boost Post

27	4,764	34
Organic Reach	Paid Reach	Post Clicks

Chamber of Commerce

The St. Charles Chamber of Commerce is in its 8th decade of serving the community, and nearly 600 members. A 4-person professional staff carries out day-to-day operations, under the leadership of a 21-member board of directors. The mayor of St. Charles and the chairman of the Young Professionals of St. Charles serve as ex-officio board members.

As a non-profit, membership-supported organization, the Chamber receives no tax money, but works closely with the Greater St. Charles Convention and Visitors Bureau and the City of St. Charles' Economic Development office to promote the city and its businesses.

Whether your business is large or small, if you're a new resident or St. Charles native, or just planning to spend some time visiting, we are here to serve you.

Contact Us

St. Charles Chamber of Commerce

2201 First Capitol Drive
St. Charles, MO 63301
Website

Ph: 636-946-0633
Fx: 636-946-0301

Hours
Monday - Friday
9 a.m. - 5 p.m.

University City

LOGIN SE

Policies

Home Policies Listing J. Students Policy - JFB

University City

Select Lang

Type:	Policy
Descriptor Code:	JFB
Title:	**STUDENT INVOLVEMENT IN DECISION MAKING**
Status:	

The University City Board of Education has established a position of student representative to the School Board. The student represen

1. Serve in an advisory, non-voting capacity.
2. Serve a one-year term.
3. Be known as the student representative to the School Board and not as a member of the Board.
4. Serve as liaison with the student body at the high school.
5. Be elected by the student body at the high school.
6. Receive appropriate Board materials.
7. Sit with Board members at the Board table.
8. Be eligible for appointment by the chairman to Board committees.
9. Be eligible to propose resolutions for consideration (the introduction of motions and formal resolutions is restricted to statutory Board).

* * * * * * *

Note: The reader is encouraged to check the index located at the beginning of this section for other pertinent policies and t administrative procedures and/or forms for related information.

University City **Original Adopt**

2000, Missouri School Boards' Association, Registered in U.S. Copyright Office.
For Office Use Only: [0]

Copyright © 2017 eBOARDsolutions Inc. - All rights reserved. | Privacy Notice
Version: 8.0.0.20