MEETING OF THE CITY COUNCIL
CITY HALL, Fifth Floor
6801 Delmar Blvd.
University City, Missouri 63130
Monday, January 13, 2020
6:30 p.m.

A. MEETING CALLED TO ORDER

B. ROLL CALL

C. APPROVAL OF AGENDA

D. PROCLAMATIONS

E. APPROVAL OF MINUTES

1. November 11, 2019 Joint Study Session Minutes – CALOP
2. November 25, 2019 – Joint Study Session Minutes – Washington University RE: Community Policing
3. November 25, 2019 – Regular Meeting Minutes
4. December 9, 2019 – Study Session Minutes – Strategic Communications
5. December 9, 2019 – Regular Meeting Minutes

F. APPOINTMENTS to BOARDS & COMMISSIONS

1. Adam Brown is appointment to the St. Louis County Council for the University of Missouri Extension effective March 1, 2020, by Mayor Crow
2. Kathleen Sorkin is nominated to the Economic Development Strategic Plan Task Force by Mayor Crow
3. Traci Moore is nominated to the Economic Development Strategic Plan Task Force by Mayor Crow
4. Byron Price is nominated to the Economic Development Strategic Plan Task Force by Mayor Crow
5. Matt Erker is nominated to the Economic Development Strategic Plan Task Force by Councilmember Hales
6. Kevin Taylor is nominated to the Economic Development Strategic Plan Task Force by Councilmember Smotherson
7. Bwayne Smotherson is nominating himself to serve on the Economic Development Strategic Plan Task Force
8. Karen Neilson is nominated to the Economic Development Strategic Plan Task Force by Councilmember McMahon
9. Sam Estep is nominated to the Economic Development Strategic Plan Task Force by Councilmember McMahon
10. Ellen Hartz is nominated for **re-appointment** to the Plan Commission by Councilmember Carr
11. Mark Harvey is nominated for **re-appointment** to the Plan Commission by Councilmember Carr

G. SWEARING IN to BOARDS & COMMISSIONS

H. CITIZEN PARTICIPATION (Total of 15 minutes allowed)

I. PUBLIC HEARINGS

1. Liquor License – Pasta House

J. CONSENT AGENDA – Vote Required

1. Liquor License – Pasta House
2. Tree Trimming Bid Approval

K. **CITY MANAGER'S REPORT**

1. Legislative Update (Pat Kelly)
2. Consideration of Legislative Platform
3. Lease with Option to buy purchase of Fire Apparatus

L. **UNFINISHED BUSINESS**

1. **BILL 9397 -** AN ORDINANCE AUTHORIZING AMENDMENTS TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY AND CITY MANAGER GREGORY ROSE.

2. **BILL 9398** - AN ORDINANCE AMENDING SECTION 120.940 OF MUNICIPAL CODE OF THE CITY OF UNIVERSITY CITY, RELATING TO THE LOOP SPECIAL BUSINESS DISTRICT ADVISORY COMMISSION, BY AMENDING SUBSECTION A.1 THEREOF, RELATING TO MEMBERSHIP.

M. **NEW BUSINESS**

RESOLUTIONS

BILLS

N. **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

O. **CITIZEN PARTICIPATION (continued if needed)**

P. **COUNCIL COMMENTS**

Q. Motion to go into a Closed Session according to Missouri Revised Statutes 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 or attorneys.

R. **ADJOURNMENT**

JOINT STUDY SESSION
OF THE UNIVERSITY CITY CITY COUNCIL AND
THE COMMISSION FOR ACCESS AND LOCAL ORIGINATION PROGRAMING (CALOP)
5th Floor of City Hall
6801 Delmar Blvd.
November 11, 2019

AGENDA
Requested by the City Manager

1. **MEETING CALLED TO ORDER**
   The Joint City Council Study Session was held in Council Chambers on the fifth floor of City Hall, on Monday, November 11, 2019. Mayor Terry Crow called the Study Session to order at 5:34 p.m.

In addition to the Mayor, the following members of Council and the CALOP Commission were present:

Councilmember Stacy Clay
Councilmember Paulette Carr
Councilmember Steven McMahon
Councilmember Jeffrey Hales
Councilmember Tim Cusick
Councilmember Bwayne Smotherson

Commissioner Rick Ruderer
Commissioner Patricia McQueen
Commissioner David Stokes

Also, in attendance was City Manager, Gregory Rose; City Attorney, John F. Mulligan Jr., and Director of Communication, Allison Bamberger.

2. **Changes to Regular Council Agenda**
   Mr. Rose requested that item K3 *(Conditional Use Permit (CUP) – 8550 Olive - PC 19-06 – Establishment and operation of a Vehicle Service Facility with Used Vehicle Sales)* be removed from the regular meeting agenda.

3. **CALOP Commission Review**
   Mr. Rose stated as the Mayor and Council are aware; this review of the Commission for Access and Local Origination Programming is consistent with the FY20 Work Plan, where we meet with and review each of the boards and commissions.

CALOP was created to study the educational and cultural needs of University City and to encourage and develop programing to meet those needs.

Membership:
- 7 voting members Appointed by Council
- 3 non-voting Ex-Officio members
    - Councilmember Liaison
    - University City School District
    - Higher Education Consortium of Metro St. Louis

The Funding Source:

Funds will need to be generated from the City.

- Shall operate on City's fiscal year
- Able to issue and apply for grants Power to collect, hold, manage funds appropriated to CALOP

Responsibilities Include:

Draft a 5-year plan for the educational and cultural cablecasting programing goals and objectives for the City. CALOP shall have a public hearing before and after drafting the five (5) year plan and shall submit the plan to the Council for comment.

Mr. Rose asked if there are any questions and stated that after the Q&A period he would show a short video that was funded by CALOP per the Commission's request.

Mayor Crow asked if there were questions?

Councilmember Smotherson posed the following question:

Q. Is CALOP currently accepting applications and what funding is currently available?

A. Mr. Rose stated that he believed there is about $289 thousand currently available. He asked the Commission Chair to respond to the question regarding applications.

Chairperson McQueen stated that traditionally in the past there had been grant rounds; they are not currently in a grant round. The subject will be discussed in the upcoming meeting. Recently the by-laws were changed to reflect the number of meetings to be held annually; changing the frequency from monthly to quarterly, so the next meeting will be held in January. The Commission is considering smaller films as opposed to full length films; something that could possibly be done using an iPhone.

Commissioner Ruderer stated that since the creation of CALOP; video and social media has completely changed over the past twenty years. The last round of grants was designed to get short films that told a University City story. The goal is to make it more focused on University City both in learning about making videos and telling University City stories. We are looking at making videos that are shorter and require less investments, smaller grants for something that could be shared on social media to promote University City and CALOP. In last year's grant round; the request was for 3-5 minute videos, there were a total 6 grants; 5 grants for $3 thousand and 1 grant for $15 hundred. Those grants produced nice videos; now the discussion is centered around whether the same process will be repeated or if a different plan will be put in place. When CALOP was first started, no one could do a video on their phone; today everyone can. CALOP is in a transitional phase; but the first videos done in the short format have been completed. This grant round was done in 2018, the last round done in the traditional format was done in 2016.

Councilmember Clay posed the following question:

Q. What is the funding source?

A. Chairperson McQueen stated that previously the funding source was money that was received because there was a relationship with the Cable companies related to them having right of way access; it was one dollar a month per customer. That funding source was stopped nationally.

Councilmember Clay stated that many social media video sources exist now; like Tik Tok, there's been an exposition of video sources on the social media platform today. He stated that he finds it interesting that CALOP is exploring these kinds of options.

Mayor Crow stated that for record keeping purposes; the members present from the CALOP Commission are Patricia McQueen, David Stokes and Rick Ruderer.

Commissioner Stokes stated that CALOP had a special sponsorship with the library last year; CALOP funds were used to host and sponsor video training classes during the summer.

CALOP also helped purchase some of the equipment used by grade school and high school students, to teach them how to produce good videos that were artistically and effectively done to teach people the art of the media; and he hopes this sponsorship is continued.

Mayor Crow stated that he was pleased that the Commission is reinventing itself and its' mission as much as possible to stay relevant in today's environment.

Mr. Rose stated that the Commission requested to show a 6-minute video that was grant funded. The video is related to the history of the LOOP as well as some of the history of University City.
The video was viewed by those present at the meeting.

Commissioner Stokes stated that this a slightly older version of video; there is an updated version without the placeholder show Charles Branson and an original landowner on Delmar Blvd.

4. Motion to go into a Closed Session according to Missouri Revised Statutes 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 or attorneys and (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded, and (13) Individually identifiable personnel records, performance ratings or records pertaining to employees.

Councilmember Carr moved to go into a Closed Session, it was seconded by Councilmember Hales.

Roll Call Vote Was:
Ayes: Councilmember Carr, Councilmember Smotherson, Councilmember McMahon, Councilmember Hales, Councilmember Clay, Councilmember Cusick and Mayor Crow.
Nays: None.

5. **Adjournment**
   Mayor Crow thanked everyone and adjourned the study session at 5:42 p.m.

Deanna Burress, Acting City Clerk
LaRette Reese, City Clerk

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JOINT STUDY SESSION
OF THE UNIVERSITY CITY COUNCIL AND WASHINGTON UNIVERSITY
5th Floor of City Hall
6801 Delmar
November 25, 2019

AGENDA
Requested by the City Manager

1. **MEETING CALLED TO ORDER**
   The City Council Study Session was held in Council Chambers on the fifth floor of City Hall, on Monday, November 25, 2019**.** Mayor Terry Crow called the Study Session to order at 5:30 p.m.

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

   Councilmember Steven McMahon
   Councilmember Paulette Carr; *(Via conference call)*
   Councilmember Jeffrey Hales
   Councilmember Tim Cusick
   Councilmember Stacy Clay
   Councilmember Bwayne Smotherson

   Also in attendance was City Manager, Gregory Rose; City Attorney, John F. Mulligan Jr., and Chief Larry Hampton.

2. **CHANGES TO REGULAR COUNCIL AGENDA**
   Mr. Rose requested that Items J (2) and J (5) under the Consent Agenda be moved to the City Manager's Report.

Mayor Crow stated the amendment to move the Space Needs Study and Internal Audit will be made during the Regular Council Session.

3. **COMMUNITY POLICING INITIATIVES AND PARTNERSHIP WITH WASHINGTON UNIVERSITY**
   Mr. Rose stated this is a presentation from Chief Hampton on the advances being made in the City's Community Policing Initiative, which includes a partnership with Washington University to improve safety in specific areas of the City.

Chief of Police, Larry Hampton made the following presentation on his Department's 2019-2020 community outreach efforts, public safety updates, enhancements, and joint initiative with Washington University.

UCPD TECHNOLOGY & EQUIPMENT

- Car Cameras and One Step GPS devices added to all Fleet cars.
- New Mobile Data Terminals (MDTs or computers) are currently being updated for 90% of fleet vehicles.
- New Mobile Ticketing Printers added to Fleet cars. This enables computerized generated tickets.
- All Supervisors, FTOs, and Investigators are being trained and certified on the use of department A.R. 15 Rifles and TASERs; *(30 new purchased via a federal grant).*
- Approximately 30 tactical rifle vests added to daily fleets; *(purchased via matching grant).*
- Several Combat Armored Shields purchased and added to daily fleets.

- 3 Drones (U.A.V.) housed here at UCPD with access to 3 more at-will. This Includes 4 trained Drone Pilots/Operators. *(U City is the first Department to be granted FAA approval for day and night operations within St. Louis County.)*
- Combat conditions ROBOT with video and audio specs.
- Purchase of new Patrol Bikes being utilized for Bike Patrol Units within residential areas specifically impacted by Wash U.
- Riot Mace containers for enclosed structures; *(i.e., Jail cells, apartments, etc.)*
- Fully equipped combat-ready riot control suits.
- Two multi-purpose police canines fully trained and in use.

RING & UCPD Community Camera Programs

UCPD is currently working on a RING Camera program for dissemination in trendy areas. NEIGHBORS by RING is a nationwide program that RING and other companies have created to enhance public safety in communities around the country by creating a virtual neighborhood watch.

The Neighbors Portal gives law enforcement access to a platform, which includes:

1. No Cost-Neighbors Portal by RING. A free service offered to Law Enforcement.
2. Community Engagement provides law enforcement with the ability to join the conversation on the Neighbors app in response to videos or comments posted by the Neighbors community. *(An element which expands the Department's surveillance capabilities.)*
3. Posted Alerts based on the proximity to the recipient.
4. The ability to request videos from RING device owners who may have captured footage that can assist in new or active investigations.

This example of UCPD's use of public and private video cameras can reduce the number of victims to crime; prevent disasters from occurring while ensuring the safety of police officers and first responders. It is important for the general public to be well-informed about recognizing and reporting persons demonstrating suspicious behavior and to have confidence in public safety's response and intervention process.
Mr. Rose stated the City's initial intent is to establish a pilot program that focuses on neighborhoods where the most severe crimes are taking place. As a result, staff will be asking Council for approval to pilot the RING Program before making a full offer to extend this program City-wide.

V5 System Solutions

Accurate & Reliable Investigative Evidence

V5 systems technology is reducing gun violence with more than just gunshot detection technology.

The multi-sensor platform increases the quality and type of information to see the full picture of an event including acoustic gunshot detection/location, video surveillance with analytics, and license plate reading.

Below 0.1% False Positive Rate

AI technology combined with the multi-sensor secured operating center (MSOC) team, trained by ex-law enforcement commanders gives us the most accurate gunshot detection alert information within seconds.

Targeted Coverage Area

The V5 Systems units can easily be deployed and moved as needed to narrow down the investigative hotspots. V5 Systems technology is 100% self-powered through hail and bullet-resistant solar panels combined with a proprietary battery and a power management system. The system can also be connected to AC power.

Together, each of the units listed below work to assist the public and first responders to secure any outdoor environment in under 30 minutes. Portable access offers innovative technology at a much lower cost.

- Onsite + Portable Video Surveillance with Analytics
- On-sound Acoustic Gunshot Detection
- Onsite + Portable Camera Adaptive Platform
- Onsite + Portable PTZ; (Pan, Tilt Zoom)
- Onsite + Portable License Plate Reader

In an effort to continue to provide effective and innovative methods to protect the citizens of University City, the University City Police Department is currently evaluating gunshot detection system software. The software and cameras include license plate reader technology, live streaming cameras, and a standalone gunshot detection system.

Gunshot detection software has the ability to protect patrol officers with increased tactical awareness by identifying the number of rounds and shooters as they approach crime scenes, and connects investigators to the location of shell casings, while also improving police-community relations.

The Department extensively tested the usefulness and effectiveness of this system during a 120-day Pilot Program which began in Mid-July. The system remains operational and can be reactivated if Council provides the approval to move forward.

Results

Number of gunshot-related calls within U City:

- There was a total of 67 shots fired Incident Reports written from January 1, 2019, to November 10, 2019.

The top three hot-spots by Patrol Area:

1. 2030 - District 1 - Ward 3
2. 2080 - District 1 - Ward 3
3. 2083 - District 5 - Ward 3 and 2142 - District 6 - Ward 3; *(tied)*

❖ *V5 System has finalized an MOU (Memorandum of Understanding) with Ameren U E to employ their utility poles to install this equipment.*

❖ *Individual employees from the City's Public Works Department have been trained to adjust each system whenever necessary.*

Gunshot Detection Highlights

Multi-Sensor Approach: V5 Systems multi-sensor approach allows intelligent video surveillance, license plate recognition, and acoustic gunshot detection solutions to gain real-time, quality, and type of crime information and collect critical evidence for investigations.

Real-Time Information: AI software running at the edge quickly delivers actionable alerts directly to users for faster response.

Customizable Coverage: Allows the flexibility to cover small areas like city parks or entire cities through the deployment of compact and portable units.

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FAQ(s)

1. **How close do multiple units need to be to detect and triangulate the sound of gunfire?** For triangulation, the units need to be approximately 1000' feet from one another. This depends heavily on the environment in which the units are placed and the type of deployment required by the customer. V5 performed a survey of the City's chosen POC to determine the optimal location for each unit.
2. **What is the average time between the time of the shooting and the time of alert?** Alerts are pushed within seconds (near real-time).
3. **Does your system use AI-based software to filter impulsive sounds?** Yes. All impulsive sounds are detected and fed into our Artificial Intelligence framework which determines the likelihood that the sound was a gunshot.
4. **What is the rate of false positives?** The rate of false positives is based on the V5 systems being able to learn the ambient sounds of the environment where they are deployed, meaning false positives dramatically decrease over time. Additionally, V5 periodically updates the entire system using data from all employments which has resulted in baseline false-positive rates that have continued to dramatically decrease. Currently, V5's false positive rate is less than one unit per month worldwide.
5. **How many units are needed per square mile of coverage?** This varies dramatically based on the environment. For suburbs, it takes between 20-30 units per square mile. For highly obstructed, noisy environments, this number could be higher based on the density.

COMMUNITY PROGRAMS

VIPS (Volunteers In Police Service) has now been activated with two University City Citizen's Police Academy graduates, Mr. Cohen and Mr. Zelenovich, to assist the UCPD with Community Policing.

Juvenile Diversion Program

- UCPD has been a member of the Juvenile Conference Committee since 2014, which consists of St. Louis County Family Court personnel, U City citizens, the UCPD Chaplain, and School Resource Officers. The Committee uses restorative justice practices and family resources to alter negative behaviors exhibited by juvenile offenders.
- The Juvenile Detention Alternatives Initiative (JDAI) is a year-long pilot program slated to begin in 2020 that offers services and resources designed to help low-risk or first-time offenders ages 9 to 17 from entering the justice system.
- The Front Porch is a juvenile diversion program located in Savannah, Georgia, which also consists of law enforcement, juvenile detention, family court, and school counselors. The St. Louis County Family Court provided Chief Hampton with an opportunity to visit the programs in Savannah and Lake Charles, Louisiana to observe their operations.

M.A.R.C - Multi-Agency Resource Center

The purpose of M.A.R.C is to provide referral services to agencies and organizations that support juveniles in need of assistance within their communities.
This project is a collaborative effort between the Calcasieu Parish Police Jury and the Calcasieu Parish Children and Youth Planning Board. U City has been selected as one of the first areas to receive these resources.

- Through the pooling of resources, M.A.R.C reduces the length of time a juvenile must wait to gain access to available community services from several weeks to a matter of hours. For juveniles involved in criminal activity, M.A.R.C features a secure intake area staffed by M.A.R.C personnel, which reduces the time a law enforcement officer spends retaining custody of the subject.
- Needs are addressed and determined with each juvenile based on data collected from testing and interview assessments. Information collected through this process assists staff in identifying the best approach for each juvenile.

The MARC Process also makes every attempt to direct juveniles away from the juvenile justice system whenever possible, resulting in more productive outcomes for youth and their families.

THE DELMAR LOOP

Council was shown day and night aerial views of The Loop taken by drones. UCPD drones are utilized in The Loop on a daily basis.

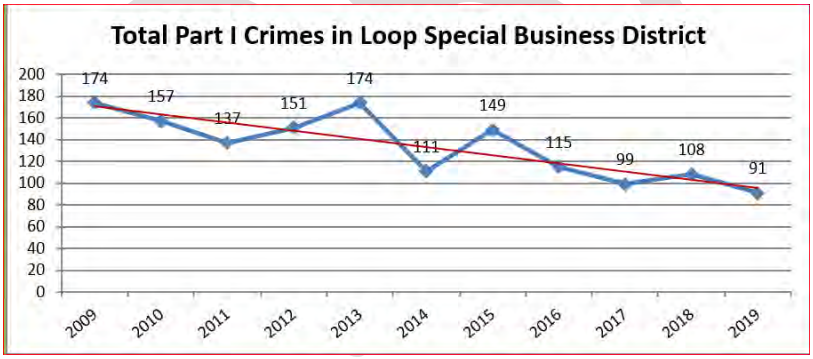
Loop Special Business District Part I Crimes

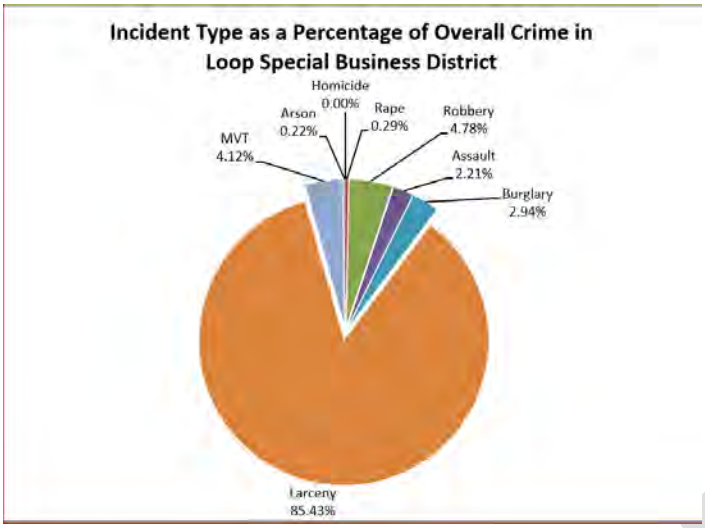
- Although drugs are not classified as a Part I Crime by the State or Federal Government, they are tracked in-house.
- Based on the significance of this commercial business district UCPD takes a proactive approach to deter crime.

Loop Special Business District
Part I Crimes 2009-2019

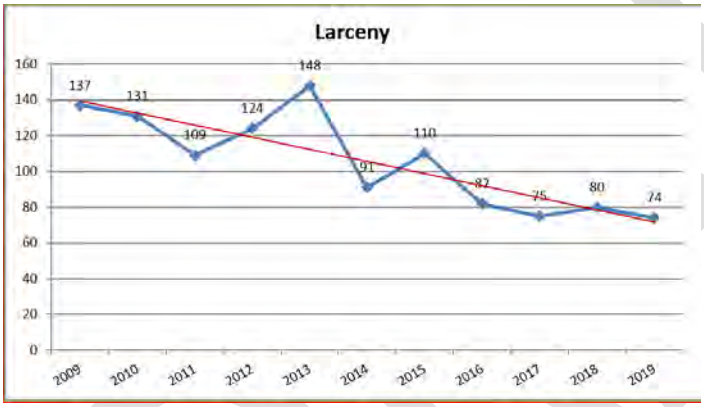
Incident Type	2009	2010	2011	2012	2013	2014	2015	2016	2017	2018	2019	Total
Homicide	0	0	0	0	0	0	0	0	0	0	0	0
Rape	0	0	0	0	0	1	1	1	0	1	0	4
Robbery	4	9	10	8	1	4	11	8	6	3	1	65
Assault	1	4	0	3	1	2	7	3	3	4	2	30
Burglary	7	2	5	1	8	2	0	5	4	5	1	40
Larceny	137	131	109	124	148	91	110	82	75	80	74	1161
MVT	8	3	5	4	3	1	9	10	3	4	6	56
Arson	1	0	0	0	1	0	1	0	0	0	0	3
Drugs	16	8	8	11	12	10	10	6	8	11	7	107
Total	174	157	137	151	174	111	149	115	99	108	91	1466

- Statistics reflected in each table and graph are from January 1, 2009, to November 19, 2019.

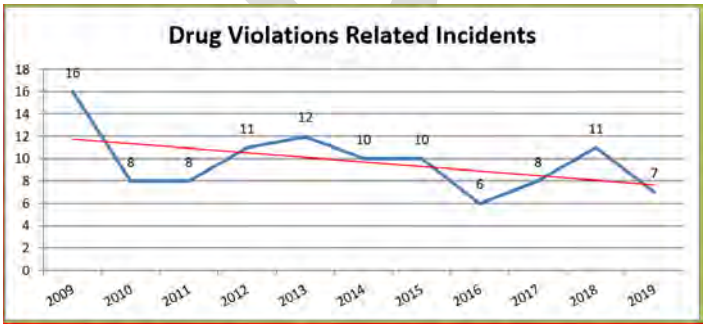




- Over 85 percent of the crime in The Loop are larcenies, i.e., unlocked doors, stolen cell phones, dine and dash, and theft of purses or backpacks.



- A drug offense refers to the unlawful possession, use, sale, growing, or manufacturing of any drug or intoxicating substance or drug paraphernalia, that is prohibited by law.



PUBLIC SAFETY PARTNERSHIPS

UCPD attends regularly scheduled criminal intelligence meetings between WUPD, SLMPD, Metro Transit PD, Clayton PD, and St. Louis County PD, to discuss current crime trends and develop strategies.

UCPD's partnership with Washington University enables law enforcement, fire, and EMS with the ability to quickly connect to valuable resources and intelligence that assists with effectively responding to any given situation(s). This reduces the misuse of manpower and enhances time management.

UCPD & WUPD Joint Operations

- Joint patrols to detect criminal and code violations in residential areas adjacent to the Danforth Campus. This patrol, which was initiated in the early 2000(s), has now been restructured and restored.
- Bike Patrols are deployed in teams to monitor community events and policing issues.
- Joint training to achieve annual gun and rifle certifications. This collaboration provides each organization with a familiarity of procedures and routine or high profile deployment policies.
- Crime Prevention Through Environmental Design (CPTED) is a multi-disciplinary approach for reducing crime through urban and environmental design and the management and use of built environments being utilized for security audits and neighborhood evaluations to enhance police and security deployments. Each organization has several trained CPTED personnel.
- WUPD owns and operates a regional hub in The Loop at 5977 Delmar for officers assigned to the Metro-Link Police Op. Meetings are conducted with multiple organizations to discuss Metro-related issues.

THE UTILIZATION OF DATA TO ENHANCE PUBLIC SAFETY

Increasing Real-Time Situational Awareness: There is a need for public safety agencies to integrate and layer data from different sources. Situational awareness is a key component of keeping officers safe on the streets and managing emergency situations.

Predicting Crime: Many law enforcement agencies use predictive policing strategies to identify crime hotspots. Predictive policing involves leveraging analytical data from multiple sources to identify patterns or trends indicative of criminal activity that allows us to respond more efficiently.

The Use of Social Media in Community Policing: Law enforcement has begun using social media as a vital aspect of community policing strategies to increase citizen engagement and proactively identify online threats and criminal behavior.

ENHANCED STREET-LIGHTING PROJECT

Studies have determined that improved lighting conditions in high crime areas assist in prevention. UCPD and the Department of Public Works Department conducted a review of the City's current lighting structures. Many of these structures are now being replaced or updated.

Chief Hampton concluded by urging everyone to lock their car doors. Vehicles automatically unlock when extra fobs are left inside, even if they are hidden and out of sight.

Councilmember Hales posed the following questions to Chief Hampton:

Q. I've had conversations with residents who have expressed some hesitancy with participating in the RING neighborhood portal based on their belief that the police will have access to their cameras.

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However, his understanding of this program is that the UCPD will only have access to the public portal where residents elect to share the footage with their neighbors. Is that correct?
A. That is correct. Unless there is consent, police must obtain a subpoena to access anyone's personal surveillance camera.

Q. If a resident signs up to participate in this pilot program are they giving their consent to cooperate with the UCPD?
A. The MOU, which must be signed by a resident in order to participate in the pilot program is only between the resident and RING. After the MOU is executed RING notifies the UCPD of the resident's participation.

Q. The number of gunshots within U City was reported as being a total of 67 shots fired Incident Reports. Were there 67 different incidents or was that the number of calls received regarding shots fired?
A. That number refers to 67 different incidents, which may have been reported by more than one caller.

Q. Do the numbers 2030 and 2080 under the top three hot spots refer to the units being dispatched to a specific area within Ward 3?
A. Those numbers represent the geographic code for a specific area; i.e., 203.0 and 208.0.

Councilmember Clay posed the following questions to Chief Hampton:
Q. Does the gunshot detection software also include a camera and license plate reader?
A. The pilot program included all three systems to provide the UCPD with an opportunity to see how they worked and hopefully, purchase them. However, the City already owns license plate readers and cameras that were purchased from another vendor.

Q. I applaud the Department for its involvement in the Juvenile Diversion Programs, and tend to think it would be a feather in our cap if we can capture young people early and get them on the right path. Do you have a sense of how many young people from this community have been diverted into this program?
A. We do have a sense. U City has made the most referrals to the Family Court's program, which is why his Department was approached by St. Louis County and offered the opportunity to visit some of the out-of-state programs. The County's confinement area for its diversion program consists of 58 residential units, which only experiences 50 percent utilization.

Q. Is the District Map on U City's website?
A. The map has been included on the website with the City's crime statistics.

Q. Can you talk a little bit about your Department's preparation for Mardi Gras to ensure that next year's celebration is tamer than last year's?
A. In spite of the ability to conduct strategic plans, like foot and static patrols, young people learn to adapt and move to a different area. The key is to make sure everyone understands the consequences behind this disruptive behavior; which has been enhanced. That includes the violators, as well as landlords who permit these actions to occur on their property.

Councilmember Clay stated It might be important to get information out to the public regarding the Department's preparation for this event once we start to get a little closer to February.

Councilmember Cusick posed the following questions to Chief Hampton:

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Q. Does the Department have a breakdown of the different types of drug offenses being committed in the City? Is there an issue with people coming into U City and selling drugs on the street?

A. I don't believe trafficking is an issue for the City as a whole; however, the stats provided to Council tonight are only for The Delmar Loop. And even though the Department does not maintain a breakdown of the different drug offenses, what he can say is that the use of cameras, drones, security, and police presence has been a strong deterrent, especially in the City's commercial districts.

Q. Can you explain how predicting crime correlates with the use of data to enhance public safety? How is the ability to predict crime different from profiling?

A. Predictive policing utilizes analytics to identify crime hotspots. For example, if Clayton experienced fifteen robberies, the utilization of that information would lead you to anticipate that areas adjacent to Clayton might be the next target area. So, it's much different than racial profiling, which uses race or ethnicity as grounds for suspecting someone of having committed an offense.

Chief Hampton informed Council that crime statistics for the entire City are still being compiled and must be submitted to the State by the end of January.

- NIBRS - National Incident-Based Reporting System
- Missouri is presently working to establish systems that will interface with the National Incident-Based Reporting System (NIBRS) of the FBI which breakdowns how multiple crimes are connected. The Missouri initiative is called "MIBRS

Mayor Crow acknowledged members of the Wash U community in the audience and extended an opportunity for them to make any comments regarding tonight's presentation.

Mayor Crow asked if there was a timeline for implementing the RING pilot program? Chief Hampton stated his understanding is that it is scheduled to begin in the next two to three months.

Mr. Rose stated based on the information he received, it will be closer to the three month time period.

Councilmember Carr asked Chief Hampton if the statistics provided for The Delmar Loop included the Parkview Gardens area? When you designate the area as The Delmar Loop that is not including Parkview Gardens to the north, just the core commercial area? Chief Hampton stated that they only included the core commercial area. However, their joint collaboration with Wash U will include Kingsland to the City Limits; (east), and Vernon to University Drive.

Councilmember Hales asked Chief Hampton if he would describe the functions performed by citizen Police Academy graduates? Chief Hampton stated the program includes a very detailed background check which allows volunteers to perform support services within the Department, observational patrolling, reporting of incidents, and attendance at community policing events and meetings.

4. ADJOURNMENT

Mayor Crow thanked Chief Hampton for his presentation and adjourned the meeting at 6:19 p.m.

LaRette Reese
City Clerk

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MEETING OF THE CITY COUNCIL
CITY HALL, Fifth Floor
6801 Delmar Blvd.
University City, Missouri 63130
Monday, November 25, 2019
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, November 25, 2019, Mayor Terry Crow 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 Stacy Clay
Councilmember Paulette Carr; (*via video conference)*
Councilmember Steven McMahon
Councilmember Jeffrey Hales
Councilmember Tim Cusick
Councilmember Bwayne Smotherson

Also in attendance were City Manager, Gregory Rose, and City Attorney, John F. Mulligan, Jr.

C. APPROVAL OF AGENDA

Mr. Rose requested that Items J (2) and J (5) under the Consent Agenda be moved to the City Manager's Report.

Mr. Hales moved to approve the request, it was seconded by Mr. Cusick and the motion carried unanimously.

Mr. Smotherson moved to approve the agenda as amended, it was seconded by Mr. Hales and the motion carried unanimously.

D. PROCLAMATIONS

E. APPROVAL OF MINUTES

1. October 28, 2019, Study Session Minutes – Economic and Fiscal Impact Study, were moved by Mr. Smotherson, it was seconded by Mr. Cusick and the motion carried unanimously.
2. November 11, 2019, Regular Meeting Minutes were moved by Mr. Clay, it was seconded by Mr. Smotherson and the motion carried unanimously.

F. APPOINTMENTS TO BOARDS & COMMISSIONS

1. John Stitleman is nominated for re-appointment to the Green Practices Commission by Councilmember Cusick. It was seconded by Mr. Smotherson and the motion carried unanimously.

2. Barbara Brain is nominated for re-appointment to the Green Practices Commission by Councilmember Cusick. It was seconded by Mr. McMahon and the motion carried unanimously.

G. SWEARING IN TO BOARDS & COMMISSIONS

H. CITIZEN PARTICIPATION (Total of 15 minutes allowed)

Aren Ginsberg, 430 West Point, University City, MO

Ms. Ginsberg stated the U City TNR volunteers are giving thanks to Darren Dunkle and Clifford Cross, who made the Heman Park Community Center available so that U City cats can be spayed and neutered this spring. TNR is also grateful to OpSpot for agreeing to provide this low-cost veterinary care and Feral Cat Out-Reach for providing traps and their expertise. Finally, Ms. Ginsberg stated they are thankful for compassionate neighbors who have fed these community cats and made sure that all of the lost dogs got home safely. Happy Thanksgiving.

Leif Johnson, 836 Barkley Square, University City, MO

Mr. Johnson stated it seems that things are going very well with the destruction of local governments in St. Louis, so he would like to provide an update.

- Mayor Krewson has approved $100 million dollars of the $200 million needed for a 40-year bond to expand the America Center and $240 million dollars for a new soccer stadium. More stadiums, TIF's, a marina, sports complex, riverfront renewal, luxury high-rise apartments or an amusement park, may be considered in future expansions.
- County Executive Page and the Governor have selected their Freeholders who met on November 12th. The media hype for these Freeholders will be *"Combating Racism".* And it looks like they want to consolidate the City and County School Districts in the Mega-Government, also under the theme of *"Racism"* or as Ms. Washington might put it, *"Educational Equity"*.

There are two reasons why a bankrupt City would float several hundred millions of dollars worth of new bonds:

1. Elimination of municipalities in the County will give the new City/County conglomerate government control of sales taxes. This greatly improves the capacity to service existing bonds and float new ones.
2. The International Monetary Fund warned on October 16th that there was a potential for a recession half as bad as the 2008 Great Recession. The Federal Reserve Board responded by pumping in short-term credit and lowering interest rates, but the bubble needs more liquidity for which government bonds are highly desirable since the taxpayer must pay.

The Mayor and Council have given devoted service in the interest of the people of U City who worked for their election and have been rewarded by their actions; especially in restoring the City's ambulance service and the hiring of Mr. Rose, who spent weeks rescuing the City's finances. The strength of the American Republic depends on an informed electorate. Therefore he is saddened by his belief that Council has failed to adequately report what the conditions of the City were when Council took office; what the needs were; what was accomplished, and Council's Intentions going forward. Mr. Johnson stated he thinks it would have been very informative to know what persons opposed the TIF and their connection to the financing.

And his proposal to two people, in particular, was to compile a weekly or biweekly electronic newsletter to inform the public. Without an informed electorate there is always a possibility of losing some members of Council which could plunge this City back into the name-calling, malfeasance, secrecy, disdain for citizens, phony lawsuits, privatization, and starvation of City services, including fire and police, all of which were suffered under the leadership of Shelley Welsch. So now that the April election is upon us, he would strongly suggest the distribution of such a newsletter.

I. PUBLIC HEARINGS

1. Zoning Code Text Amendment to Article VII - Off-Street Parking and Loading Requirements.

Mayor Crow opened the Public Hearing at 6:38 p.m., and after hearing no requests to speak the hearing was closed at 6:38 p.m.

2. Liquor License - Original J's Tex-Mex Barbecue, 7359 Forsyth Ave.

Mayor Crow opened the Public Hearing at 6:39 p.m., and after hearing no requests to speak the hearing was closed at 6:39 p.m.

J. CONSENT AGENDA – Vote Required

1. Golf Cart Lease Agreement
2. Internal Audit Proposal; *(Removed)*
3. Fiscal Impact Analysis
4. Emerald Ash Borer - Tree Replacement Program
5. Space Needs Study; *(Removed)*
6. Liquor License - Original J's Tex-Mex Barbecue, 7359 Forsyth Ave.

Mr. Hales moved to approve Items 1, 3, 4, and 6; it was seconded by Mr. Smotherson and the motion carried unanimously.

K. CITY MANAGER'S REPORT

1. Army Corps of Engineers Update

Mr. Rose stated an update on the Stormwater Plan for MSD will be provided by the Director of Public Works, Sinan Alpaslan.

Mr. Alpaslan stated this update is related to the River Des Peres Study conducted by the Army Corps of Engineers.

- The signing date for execution of the agreement between U City and the St. Louis District Office of the Army Corps is January 2020.
- The Design Team kick-off meeting for the evaluation report on the upper U City branch of the River Des Peres watershed is scheduled for February 2020.

Staff's intent is to meet all deadlines and come back before Council in 90-days to present another update. Mr. Alpaslan informed Council that Sean Sullivan from the Army Corps was also here to answer any questions.

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2. Internal Audit Proposal

Mr. Rose stated staff is recommending that Council approve the allocation of $57,750 for Phase I of the Internal Audit to be conducted by Brown Smith Wallace. The purpose of this audit is to perform a detailed review of purchasing, payables, solid waste billing, and grant management.
Mr. McMahon moved to approve, it was seconded by Mr. Smotherson.

Mayor Crow stated based on the amount of this bid, his previous question to the City Manager addressed due process and whether there was a need for this contract to go through the competitive bidding process. Mr. Rose stated he presented this question to the City Attorney who informed him that in this instance, there is no requirement for a competitive bid. Brown Smith Wallace is a local firm that has an extensive background in public accounting and a solid relationship with St. Louis County, which provides some of the City's revenue. So in his opinion, they are the best company to perform this audit.

Voice vote on the motion to approve carried unanimously.

3. Space Needs Study

Mr. Rose stated staff is recommending that Council provide authorization to conduct a Space Needs Assessment of existing utilization as well as future space needs throughout the entire organization. Staff is also recommending they be allowed to amend the Trivers' Contract to include this study. The total cost for this study is $141,900, which will be allocated as follows: $85,140 from the police facility fund; $30,000 from the Capital Fund, and $27,760 from the General Fund Reserves.

Mr. Clay moved to approve, it was seconded by Mr. McMahon.

Mr. Smotherson apologized for not emailing his questions in advance but he would like to get a clear understanding of what is meant by the statement under "*Programming*," which states, *"Police Department Program developed to the previous Annex Study will be reused"*?
Mr. Rose stated any pertinent information developed as a part of the Annex Study will be integrated into this new study. And that will reduce the overall cost since Trivers has already been compensated for that work. Mr. Smotherson stated while he believes Councilmember Clay's suggestion to conduct this study was a good one, doesn't the fact that the previous study focused on moving the police to the Annex mean that the incorporation of that information into the new study will eliminate the Annex as a possible location for any of the other departments? Mr. Rose stated although the initial study of the Annex was to determine the possibility of specifically using that facility to house the Police Department, it was an established fact that consideration would be given to housing other departments there as well. Ultimately, it will be up to Council to make the decisions about where all of the City's operations should be located. But once this study is completed, staff will provide a recommendation based on the existing facilities, the associated costs, and whether these modifications will be conducive to their desire to consistently provide exceptional service.

Mr. Smotherson stated his primary concern is about getting the biggest bang for the $141,000 being expended on this study.

But when he looks at Option 2 under *"Conceptual Design,"* which states, *"Ideal workplace and departmental distribution moving as few departments as possible,"* in his mind that says Trivers will be looking to doing the bare minimum. And if that's the case, why couldn't staff just complete this assessment? He stated his vision of this study was that Trivers would come in with a blank slate and review each department to determine a strategy that would allow the City to achieve optimum performance in all areas of its operations. But if that vision is incorrect, then he would be opposed to approving staff's recommendation. Mr. Rose stated while Trivers could be allowed to proceed with a blank slate; as you've described it, from a practical standpoint, the City is limited by the architectural structure of this building and the cost associated with asking Trivers to look at an infinite number of possibilities.

And to the question posed about why he had not elected to have his staff conduct this study, the answer is that the City does not have an employee with the type of engineering skill sets needed to perform this type of study. Trivers has actually formed a consortium with other companies to augment their own skill set in some of the areas that need specific expertise. So his goal is to make sure the City has the right individuals performing these functions and that's why he thinks the study should be contracted out.

Mayor Crow stated while he understands his colleague's concerns, the way he reads the statement is that the first option provides the best way to accommodate our needs, and the second option is how our needs can be met with the least amount of disruption.

Mr. Rose stated since Amy Gilbertson of Trivers is in the audience, he thinks she could answer that question much better than he can.

Ms. Gilbertson stated to clarify the first question about Programming, the program is strictly about the square footages and information ascertained from interviews and conversations conducted with the Police Department and has nothing to do with space layouts or locations. However, because there was a lot of good information that can be used for the Space Study, the purpose of that statement was to ensure the City understood that the process would not be repeated and they would not be charged for the use of that information.

She stated the Mayor is correct, in that Trivers does want to offer two options for your consideration.

- Option 1 - Gives no consideration to disruption and looks at all of the facilities with a blank slate, i.e., who should be where and their recommended location or relocation.

However, because sometimes ideal is not always feasible due to space or budget constraints, Trivers provided a second option.

- Option 2 - Moves as few people as possible with little disruption, construction or renovation. But that does not mean no consideration will be given to upgrading those spaces.

Ms. Gilbertson stated providing two options makes it a lot easier to weigh the pros and cons of each. And even if the City decides not to go through with either option exactly as proposed, you will have two feasible options that you can have extensive conversations about.

Mr. Rose asked Ms. Gilbertson if she would provide Council with the names of the companies that will be assisting them with this study? Ms. Gilbertson stated Trivers is partnering with HOK for justice programming; i.e., courts and police operations, and WPA; a survey company.

WPA will be charged with making sure they are asking employees about what they think the issues are and where they see room for improvement, as well as surveying the public to get their feedback; if the City is amenable to doing that, and then analyzing that information. The objective is to improve staff's experience in the workplace and the public's experience as they interact with the different departments.

Mr. Rose stated once this study is completed staff's recommendation will be based on the City's existing facilities, and how they can fit together in a cost-effective manner to provide effective and efficient services. But if Council decides to go a different direction, that's certainly a policy decision they can make.

Mr. Clay stated he had an opportunity to speak to the City Manager earlier today about this study, and in their conversation, he shared that the decisions Council will potentially make have a life span of twenty-five to thirty years. This is a conversation Council was involved in prior to his election, but as he entered into the conversation it was focused on a very tactical question; what do we do with our Police Department? So he is glad to see that this conversation has evolved from that question to a more strategic inquiry of how do we look at all of our buildings? Now, he would like to push a little bit further and say there is probably a need to spend time in the visionary space and look at a different question; how do we best serve our residents through the use of our facilities? When you do that, you begin to think about what could be. Mr. Clay stated most of us know that what could be rarely translates into what will be, but if our sole focus is on what can be, it will artificially limit us and this process. So he would really encourage everyone to focus on what could be and the process will lead you to what can be.

In terms of engaging the public to learn how our facilities can best serve their needs, Trivers mentions conducting a survey while we are in the visionary space, and he would like to propose some sort of public meeting(s), to engage them at the level of what should our Community Development Department look like in terms of applying for Occupancy Permits, et cetera. This gets the community on board with what Council and the administration are trying to do and it might encompass things none of us may have otherwise considered to make this a much more satisfying experience. Mr. Clay stated he does not necessarily think two meetings would take them off track and that they could still meet their June 12th deadline.

At the strategic level, a clear articulation of the process is crucial. Council should identify each building they want to look at and develop a scenario that helps them determine the highest and best use for those buildings.

Part of a strategy is the ability to understand the end; what are we trying to achieve? We need to get to a point of thinking strategically as we go through this entire process, and what he would like to see as the next step, is a discussion on what comes next; what happens after the Space Needs Study is completed? If Council is focused on or at least knows what they are trying to achieve, it informs how they operate in the present stage.

The final thing he would ask is far less tangible, and that is that we change our mindsets. There is no dearth of opinions. We all have ideas about where things should go and what should happen, but he would ask that we put those things aside and trust the process. If you are on the right road it will always take you to where you are supposed to be. And if we keep an open mind to the process and the possibilities, he thinks this City will come out with something that might be even better than anyone could have imagined.

Mr. Clay stated resources that confine and constrain you will always be an issue once you reach the tactical level. And even though there is a place for that, he does not think that now is the time for us to limit ourselves. His belief is that the ability to think in a visionary, strategic, and tactical mode will get this community to the place where it needs to be.

Mr. Rose stated the concept of adding a public engagement process is certainly something that can be done.

Ms. Gilbertson stated once information from the survey has been analyzed, the proposal also includes a four-hour visioning session to meet and work with the City's department heads. And there would probably be no need to amend their fee if the first hour of that session included the public. She stated the second half of the proposal has some flexibility, but it can be rewritten to include more engagement if the City would like to see more than the one-hour visioning session.

Mr. Rose stated he thinks they could incorporate two public meetings at a pretty minimal cost. One could be a charrette as part of the engagement with directors, and the other could be a set-aside conducted by the Mayor and Council.

With respect to the process after the conclusion of the study, the next steps will be to establish a list of priorities; identify a way to finance those changes which will probably outweigh the available resources, and finally, the design and construction phase.

Ms. Gilbertson stated the last thing they want to do is create a plan that is not useful. Their goal is to keep the momentum going and provide the City with information they can really act on.

Mayor Crow stated something the City has learned from live streaming these meetings is that there are many different avenues or mechanisms that can be used to garner their citizens' input. So whether it's a public meeting, the surveys conducted by staff, emails or even Nextdoor, he would like to look at utilizing something in conjunction with the charrettes, which in the past, seemed to sort of fade out as time went by.

Mr. Smotherson stated he would like to make sure Council is involved in the entire process. Trivers has mentioned having discussions with staff and the public, but there has been nothing said in terms of interactions with Council prior to its review of the end results.

Ms. Gilbertson stated although their proposal was not written that way, her assumption is that Council would be included in their discussions with department heads. Building a consensus is extremely important, and while it's often better to have department heads, the public, and Council at the same meeting where they can hear each other, she is willing to come to as many Council's meetings as necessary to provide updates or even hold a special meeting with Council. However, since the priorities from these three groups are not going to be the same, her preference would be to have one meeting where the things that are really important can be vetted out. Typically, the process consists of tables where members of Council are intermingled with the public and department heads because that's when you get your best outcomes.

Mr. Rose stated his intent is to work with Council to determine when they wanted to be incorporated into this process.

Mr. Hales stated he is glad to hear Council talking about taking a comprehensive look because based on his understanding of what he read, this study is not only about the Annex, but all of the space in Civic Plaza and how these facilities can be best utilized throughout each of the City's departments.

That said, as Council is being asked to consider all of these questions, he thinks it would be helpful to have the opportunity to tour these facilities.

Mr. Rose stated since Sinan has gained a lot of experience in conducting tours of these facilities, he is sure he would be happy to put a tour together for Council.

Mayor Crow stated based on the questions presented he does not necessarily think there is a need for any amendments to this Resolution. So unless someone feels a level of discomfort with moving forward, his intent is to call the question.

Voice vote on Mr. Clay's motion to approve carried unanimously.

L. UNFINISHED BUSINESS

1. **BILL 9395 -** AN ORDINANCE AMENDING CHAPTER 400 OF THE MUNICIPAL CODE OF THE CITY OF UNIVERSITY CITY, RELATING TO ZONING, BY AMENDING SECTION 400.2130 THEREOF, RELATING TO OFF-STREET PARKING AND LOADING REGULATIONS; CONTAINING A SAVINGS CLAUSE AND PROVIDING A PENALTY. Bill Number 9395 was read for the second and third time.

Mr. Smotherson moved to approve, it was seconded by Mr. Cusick.

Roll Call Vote Was:
Ayes: Ms. Carr, Mr. McMahon, Mr. Hales, Mr. Cusick, Mr. Smotherson, Mr. Clay, and Mayor Crow.
Nays: None.

M. NEW BUSINESS

RESOLUTIONS

1. **RESOLUTION 2019-16** A RESOLUTION ESTABLISHING AN ECONOMIC DEVELOPMENT STRATEGIC PLAN TASK FORCE.

Mr. Smotherson moved to approve, it was seconded by Mr. Clay.

Mr. Cusick asked how members of the Task Force would be assembled? Mr. Rose stated the recommendation from The I5 Group was an expansion of the EDRST Board; therefore, the Resolution was drafted to allow for that expansion, as well as some flexibility in how that could be achieved. So if Council would like to take an alternative route and have the Mayor appoint three and Council appoint two, that is an option that could be employed as well.

Mayor Crow questioned whether that was a decision that had to be made at tonight's meeting? Mr. Rose stated the only thing this Resolution is addressing is the creation of the Task Force.

Ms. Carr stated if you look at *"Now Therefore Be It Resolved,"* it says that *"The Task Force shall consist of 15 members who shall be appointed by the City Council; the Mayor shall appoint three Task Force members, and all other members of the City Council shall appoint two Task Force members".* So based on her understanding, once the Resolution is approved there is no flexibility.

Mr. Rose stated his belief is that the intent of the Resolution was to provide Council with the option of either appointing each member of the EDRST Board or making the additional appointments to achieve 15 members or allow each member of Council to select two members and the Mayor to select three.

Mr. Mulligan acknowledged his agreement with Mr. Rose's interpretation of the Resolution.

Ms. Carr asked Mr. Rose if the way he was thinking about proceeding was for each member of Council, including the Mayor, to appoint one member, and the Mayor to then appoint two more? Mr. Rose stated his belief is that during the meeting when this item was presented by I5, the Mayor indicated he would prefer to let the six members of Council make the remaining appointments since he had made the appointments to the EDRST Board.

Ms. Carr noted that two members of the EDRST Board are appointed by the School District and there might be some changes in those appointments. However, at this point, she can see where some of her colleagues might be amenable to the proposal to appoint one member, while others may not. So when does Council have to make a decision? Mr. Rose stated the intent is simply to vote on the creation of a Task Force tonight and make the actual appointments at the December 9th Council meeting.

Mr. McMahon stated Councilmember Carr's comments are significant because there is a need to make sure everyone understands what we are doing. So, are we talking about the Mayor having up to three appointments and each member of Council having up to two, with the option of appointing the EDRST Board as a block and working from there?

Mayor Crow stated while he is okay with the first option, he is not necessarily interested in the Task Force being comprised of the entire EDRST Board because he thinks it would be good to have some fresh eyes look at this. He stated he would be the first one out of the gate to make his appointments so that everyone knows who they are, and then each member of Council can make their determinations from the current EDRST Board or an independent citizen(s).

Mr. Clay stated while procedurally he is not sure what the recommendation should be, the arrangements being conveyed by Council do not correspond with the language contained in the Resolution. Perhaps, all that's needed is a little wordsmithing to address some of the edits; i.e., changing the word *"shall"* to *"up to".*

Mr. Rose stated based on his interpretation the language in the Resolution is drafted to allow Council to take a more traditional approach of Council appointing two members and the Mayor appointing three.

Mr. Cusick questioned whether it would be appropriate or possible to survey members of the EDRST Board to determine their interest in serving on the Task Force?

Mayor Crow stated the lawyer and politician in him say never ask a question that you don't know the answer to. So he would not suggest taking that step because if some express interest and do not get appointed it could generate feelings of ill-will.

Mr. McMahon stated he thinks the language in Paragraph 2 will accomplish either option; an expansion of the EDRST Board or some other selection.

Voice vote on Mr. Smotherson's motion carried unanimously.

2. **RESOLUTION 2019-17** A RESOLUTION OF THE CITY COUNCIL OF UNIVERSITY CITY ADOPTING THE ST. LOUIS REGIONAL HAZARD MITIGATION PLAN

Mr. Smotherson moved to approve, it was seconded by Mr. McMahon and the motion carried unanimously.

BILLS

Introduced by Councilmember Smotherson

1. **BILL 9396 -** ZONING CODE TEXT AMENDMENT - ZONING CODE SECTION 400.2140 OF ARTICLE VII OF CHAPTER 400 RELATING TO SCHEDULE OF OFF-STREET VEHICLE PARKING REQUIREMENTS. Bill Number 9396 was read for the first time.

N. COUNCIL REPORTS/BUSINESS

1. Boards and Commission appointments needed
2. Council liaison reports on Boards and Commissions

Mr. McMahon reported that the Parks Commission met last week and went through their annual review of projects. The report will be finalized and presented to Council in January.

Mr. Clay reported that the Senior Commission and their liaison, Lynda Taylor met last Monday, and discussed the importance of participating in the Census; St. Louis County's initiative to address elder abuse, and the Golden Lion's Program. Seniors were also provided with a free turkey for the holidays.

Mr. Hales reported that the Traffic Commission met last week, and reviewed safety issues associated with the operation of scooters in U City. Their discussion on this topic will be resumed at their next meeting.

The Urban Forestry Commission met last week and reviewed an incredibly thorough and exhaustive list of City trees to be planted in tree lawns, along with an interesting presentation facilitated by one of the new Forestry employees.

Ms. Carr reported that she has been meeting extensively with the Plan Commission who has now received all of the RFP proposals related to developing the Comprehensive Plan Update. Prior to the submittal of their recommendation, a joint meeting with Council will be conducted to hear each applicant's presentation.

3. Boards, Commissions, and Task Force minutes
4. Other Discussions/Business

O. CITIZEN PARTICIPATION (continued if needed)

P. COUNCIL COMMENTS

Mr. Cusick thanked both of the individuals reappointed to the Green Practices Commission, and everyone who volunteers their time on the City's Boards and Commission for their service. He stated he would also like to extend an invitation for more citizens to participate by contacting Ms. Reese for an application.

Mr. Smotherson stated his review of the 28-page report on vacant properties within U City was so profound that he solicited the help of his wife and Ms. McQueen to assist him with making this visual presentation to Council. The presentation reveals that based on this 28-page report, there are;

- Four and a half ($4^{1/2}$) pages of vacant properties associated with Ward 1
- Eight (8) pages of vacant properties associated with Ward 2, and
- Fifteen (15) pages of vacant properties associated with Ward 3

Mr. Smotherson stated this report provides a clear example of the issues he and Councilmember Clay deal with on a constant basis; absentee landlords; the condition of vacant homes, and the safety and health-related problems that ensue as a direct result of those conditions. Then there's Habitat for Humanity's desire to build seven homes in an area with the highest crime rate within the City and the recent request for a vehicle service center at 8550 Olive with cars and flags directly across from the ongoing development project. And while a new home or business can be a great step forward for individuals, as a City, all of us must begin to look at the bigger picture.

What all of this says to him, is that there is an immediate need for a housing plan; a plan that looks at more resources and some form of concentrated code enforcement to protect the property values in our neighborhoods, specifically the 3rd Ward, and looks at new construction and businesses in a way that ensures everyone one is on the same page and that any new addition represents the best fit for the proposed area. The I5 Group is currently conducting an Economic Development Study and therefore, he would ask the City Manager and Council to give consideration to placing a moratorium on any new requests for the 8200 to 8500 blocks of Olive until that study has been completed.

Mr. Hales stated earlier tonight a citizen mentioned looking back at the former administration and now being able to fully appreciate Mayor Crow's outspoken desire to move forward. For me, tonight was one of those meetings that exemplified precisely how much this Council and the City are doing just that; moving forward. Sometimes we are not all on the same page but the positive thing about where they are today is that there is a clear level of mutual respect among every member of this Council. That's why he has absolute faith and trust that he and his colleagues will get through all of these issues and continue to move forward in a respectful, open, and honest way.

Q. Motion to go into a Closed Session according to Missouri Revised Statutes 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 or attorneys and (3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded, and (13) Individually identifiable personnel records, performance ratings or records pertaining to employees

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Mr. Smotherson moved to go into a Closed Session, it was seconded by Mr. Hales.

Roll Call Vote Was:
Ayes: Mr. Hales, Mr. Cusick, Mr. Smotherson, Mr. Clay, Ms. Carr, Mr. McMahon, and Mayor Crow.
Nays: None.

R. ADJOURNMENT

Mayor Crow wished everyone a nice holiday and closed the regular City Council meeting at 7:42 p.m. to go into a Closed Session on the second floor. The Closed Session reconvened in an open session at 8:24 p.m.

LaRette Reese
City Clerk

DRAFT

Leif Johnson, 836 Barkley Square, U.City, MO 63130
725-5429; leifjohnson@hushmail.com

I have an update on the destruction of local governments in St. Louis County. It seems that things are going very well. City Mayor Krewson has approved $100 million of the $200 million of 40-year bonds to expand America's Center. And then there is the $240 million for a new soccer stadium. Coming up, may be more stadiums and TIFs, possibly a marina, a sports complex, riverfront renewal with luxury high-rises or an amusement park.

County Executive Page and the Governor have chosen their Freeholders, who met on November 12th. The media hype for the Freeholders will be "combatting racism", and it looks like they also want to consolidate the City and County school districts in the mega-government. The theme will also be racism, or as Pat Washington might say: "educational equity".

Why would a bankrupt City float several hundred millions of dollars worth of new bonds? Here are two good reasons:

1. The elimination of municipalities in the County will give the new City/County conglomerate government control of sales taxes. This will greatly improve the capacity to service existing bonds and float new ones.
2. The International Monetary Fund warned on October 16, that there was a potential for a recession half as bad as the 2008 Great Recession. The Federal Reserve Board responded by pumping in short term credit and lowering interest rates, but the bubble needs more liquidity, for which governmental bonds are highly desirable--since the taxpayer **must** pay.

***

Councilmembers, Mayor Crow, you have given us devoted service in the interests of the people of U. City. We worked for your election and we have been rewarded by your actions, especially in restoring our ambulance service and by hiring Mr. Rose who spent weeks rescuing our finances from the fakery and misappropriations of Shelley Welsch.

The strength of the American Republic depends on an informed electorate. I am saddened to say that I believe you have failed to adequately report to us what the condition of the City was when you took office, what were the needs, what was accomplished and what you intend to do. It would have been very informative if you had told us who the persons were who opposed the TIF and what were their connections.

I proposed to two persons in particular, and others also, to compile a weekly or bi-weekly e-mail newsletter to inform the public. I believe if a Councilmember or the Mayor asked persons they know to create an e-mail newsletter, they might do so. The April election campaign is upon us and we need that newsletter. Without an informed electorate, we could lose some of you, and that would plunge our City back into the name-calling, malfeasance, secrecy, disdain for the citizens, phony law suits, privatization and starvation of city services, including fire and police, we suffered under Shelley Welsch.

Thank you.

STUDY SESSION
OF THE UNIVERSITY CITY COUNCIL
5th Floor of City Hall
6801 Delmar
December 9, 2019

AGENDA
Requested by the City Manager

1. **MEETING CALLED TO ORDER**
The City Council Study Session was held in Council Chambers on the fifth floor of City Hall, on Monday, December 9, 2019**.** Mayor Terry Crow called the Study Session to order at 5:30 p.m.

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

Councilmember Steven McMahon
Councilmember Paulette Carr
Councilmember Jeffrey Hales
Councilmember Tim Cusick
Councilmember Stacy Clay
Councilmember Bwayne Smotherson

Also in attendance were City Manager, Gregory Rose; City Attorney, John F. Mulligan Jr., and Director of Communications, Allison Bamberger.

2. **CHANGES TO REGULAR COUNCIL AGENDA**
Mr. Rose requested that Item J (3) of the Consent Agenda; Habitat for Humanity St. Louis Letter of Support, be moved to the City Manager's Report.

Councilmember Cusick stated Ms. Reese informed him that Donna Marin is no longer eligible to serve on the Historic Preservation Commission because she has already served two terms. Therefore, she should be removed from the appointments.

3. **STRATEGIC COMMUNICATIONS**
Mr. Rose stated one of the most important responsibilities this administration has is to make sure residents are informed about the City's activities. Allison Bamberger, the Director of Communications, will present the different forms of communications being utilized in order to accomplish that task.

Ms. Bamberger stated this presentation illustrates how the City's communications efforts in the following areas have developed over the past year and her Department's goals for the future.

- Communications Philosophy
- Keys to Messaging
- Major Modes of External Communication
- ROARS
- Social Media

- Website
- Videos
- Calendar
- Internal Communications

Communications Philosophy

In order to build trust with those that we serve, there is a need to:

- Consistent, proactive communication both externally and internally with employees
- Communication should be equal among residents, stakeholders, and the business community
- Communicate with people the way they want to be communicated with; i.e., an easy mode of communication that reaches people where they are
- Listen

Keys to Messaging

All we do is to the benefit of our residents, and our messaging should reflect that.

- All of our services should benefit residents in efficient, convenient ways that are easily accessible
- Information to the public should be clear, concise and free from jargon when possible
- Communication should exist in consistent ways; i.e., Website, ROARS, Social Media, Council, Board, and Commission meetings, et cetera
- We should share the most possible information
- We should be responsive in our communication by answering questions

Major Modes of External Communications

- **ROARS Newsletter**
  - ROARS received an incredibly high score in the Citizen's Satisfaction Survey with respect to how people liked to receive communications and its effectiveness.
  - 2019 Distribution Method
    - ROARS was mailed out every other month at a cost of $60,000 per year
    - Utilization of a design firm at a cost of $24,000 a year
  - 2020 Distribution Proposal
    - Mailed out every three months, to include monthly online and printed mini issues. Hardcopies of the mini issues will be made available at City Hall, the Library, and Centennial Commons. This method of distribution will continue to provide consistent and accessible updates in a more cost-effective manner, resulting in a savings of $10,000 for printing and postage.
    - In-house design, layout, and printing, resulting in a cost savings of $24,000.

- **Social Media: NextDoor, Facebook, Twitter, Instagram**
  - An extremely popular way to engage residents and stakeholders of all ages.
  - Excellent mode of communication for social listening.

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- **Social Media Strategies:**
  - U City Facebook groups and countless NextDoor threads provide staff with insight into what people are talking about in their neighborhoods. Provides the City with the ability to build relationships with major social media participants who can help disseminate its messages i.e., subdivision trustees, the Historical Society, U City in Bloom, Arts & Letters, et cetera
  - Staff is encouraged to place all posts and answers to questions on the City's official webpage to ensure residents know exactly where they can go to get information that comes directly from the source.
  - The Missouri Legislature will be reviewing social media and its impact on the Sunshine Law during its next session. As these laws develop and change, the implementation of social media archive software will be needed to keep track of the City's social media posts which will then be considered public documents.

Social Media: NextDoor

- The City initiated its Agency Account in January 2019.
  - An Agency Account is different than a personal account in that it comes directly from the Director of Communications, allows you to post to a much larger audience, and provides a greater sense of power or influence.
- Staff makes an average of five (5) posts each week.
- Posts are sent directly to more than 8,000 registered residents, which represents an estimated 30 percent of the 23,000 households in University City.
- In the 2019 Citizen Satisfaction Survey, NextDoor was rated Number 2 as the most preferred way to get information from the City.
- Discussion on Council's expectations regarding NextDoor postings.

Mr. Rose stated a decision was made at the staff level to disseminate postings on social media outlets that were outside of the City's accounts. However, in previous discussions, Council expressed a desire for the City to disseminate information acknowledging its awareness of any incident that might capture the media's attention, as well as, its goal to provide as much detailed information as possible at a later date. So, the question is whether Council is comfortable with posting this type of information on NextDoor, which is increasingly starting to become the norm?

Councilmember Carr stated she would like to see this information posted on the City's website with some kind of bullet that says, "Important Announcement," so that people don't have to hunt to find it. Some of us avoid NextDoor or other social media outlets, and she is also concerned about those people who do not have or do not want to have access to the internet. Mr. Rose stated anything posted on NextDoor could also be posted on the City's Facebook or Twitter accounts.

Councilmember Carr stated for some of us Facebook has become an anaffma due to the harvesting of data. And she thinks a lot more people will start to drop off. So no matter what staff does on the other social media platforms they should always have this type of information on the City's own platform. Mr. Rose acknowledged that going forward, that would be the practice staff will be instructed to follow.

Ms. Bamberger stated she understands there are some folks who don't want to go online at all and would rather receive a phone call, so she will address some alternatives, and how the City's website can grow as she moves forward in her presentation.

Social Media: Facebook

- The City's official page has been in existence for a number of years.
- Staff makes an average of five (5) posts per week.
- There are approximately 2,700 followers.
- Facebook pages are also maintained by the Fire Department, Parks and Recreation, Centennial Commons, and several Boards and Commissions, who do a great job of posting information about their programs.
- Non-city sponsored pages also exist that are monitored, but not controlled by staff; i.e., U City On The Record, U City Positively, et cetera.

Social Media: Twitter

- The City's account was restarted in January 2019.
  - The last post was in 2017.
- Staff makes an average of five (5) original posts per week, and twenty (20) re-tweets about the weather, county information, and local business information.
- There are approximately 1,700 followers consisting mostly of journalists.
- The best use of Twitter is to get media information out to local outlets.

Social Media: Instagram

- The City's account began in January 2019.
- Staff posts several times a month.
- There are approximately 200 followers.
- There is some interest with Millennials and college-aged residents.
- Instagram's algorithms make it a difficult outlet to use for spreading information.
- Best use; to highlight the attractive features of U City.

The 2020 Website

The website is currently going through a redesign, with the help of CivicPlus,

- A more modern look
- Clearer news and calendar features
- Clearer search features
- New feature; jobs
- Data analytics used to reorganize information
- Scheduled to launch in January 2020; *(A snapshot and brief explanation of the new homepage was provided to Council)*

Notify Me

A feature on the City's website managed by CivicPlus and used to send an emailed message to residents when events/agendas are posted.

- Approximately 500 residents are currently signed up to receive this service.
- Other options that are more robust and do not require the use of CivicPlus: Nixle, RAVE Alert, Code Red.
  - These programs can also be used for emergency communications, via specifically targeted emails, text messages or phone calls.

- The approximate cost is $5,000 a year
- Joint proposal to be drafted by the Communications and Police Departments in 2020.

Public Meetings and Live Stream

- Currently, all public meetings on the 5th floor of City Hall are live-streamed to both YouTube and Facebook; *(Changes made within Facebook's software have caused problems with live streaming.)*
- Older infrastructure, such as microphones will need to be replaced in the future
- All servers are scheduled to be replaced in the next budget year to achieve quicker infrastructure communications.

Press Conferences and Ribbon Cuttings

In 2019 the City had two press conferences/ribbon cuttings:

- Olive and 1-70 Redevelopment in May
- Return of in-house EMS

- The goal for 2020 is to conduct at least three or potentially one every other month to tell our stories
- Council's expectations on the types of events to be celebrated

Mr. Rose stated staff's intention is to work with Council when setting up ribbon cuttings or press conferences. However, if Council would prefer to go in a different direction please let him know.

Video Program

- Monthly Department Videos with Mr. Rose, who sits down with each department to ascertain their status and provide updates.
  - Forsyth Improvement Project
  - Safety improvements within the Delmar Garage and forthcoming mural
  - City Recycling Tips
- More to come in 2020:
  - How to videos; How to get an Occupancy Permit, et cetera
  - The City's new website
- All videos are posted on YouTube and published across the City's website and social media sites.
- Most videos get approximately 200 to 250 views.

City Calendar

- Great partnerships with Jenny Wendt, the City's Sustainability Coordinator, and the Arts & Letter Commission.
- For the 2020 Mannequins on the Loop staff was able to combine information on sustainability with photos of the mannequins to increase education and informational resources.
- Looking to incorporate more educational and resource materials into next year's calendar.
- A PDF version of the calendar will be made available online.

Internal Communications

- All departments have been switched over to Microsoft Office 365.
  - Great feedback from detectives who really like the feature that allows them to share information in real-time to a shared document hosted in the cloud.
  - Some officers now have email for the first time.
  - Resolution of issues associated with the maxing out of storage space.
  - Training will continue in 2020
- Possible Employee Newsletter in 2020 to enhance communications between departments.

Councilmember Carr stated traditionally, members of Council have not had a City address, which leads to questions about whether the information was sent to their personal addresses, and problems with the ability to access her entire Ward. So she would ask that consideration be given to providing Council with a City address. Ms. Bamberger stated a City address is something that can be considered.

Councilmember Clay posed the following questions to Ms. Bamberger:

Q. I have concerns about the timeliness of the information being presented by volunteers who maintain their Board or Commission's Facebook page. Can you talk a little bit about how that works and how staff supports these entities?

A. Not every Board or Commission has a Facebook page, and in fact, most do not. But you're right, those that do, have a tendency to not update them as frequently. And since they are volunteers, she has not required them to register their pages with the Department or implemented any requirements as to what they can or cannot do. So at this point, she has simply been monitoring them and providing support when it is requested.

Q. One of the strategies listed for outreach was public meetings. Were you only thinking of the standard Council meetings or is there a larger vision?

A. Ms. Bamberger stated she has been encouraging every department to conduct public meetings, especially when they involve partner agencies like MSD, who will soon be starting a project on 82nd Street. It is something she would like to make a priority because these kinds of meetings can help bring a project and the community together.

Councilmember Clay stated he is glad to hear that, even though as a veteran of public meetings he can appreciate that oftentimes they do not yield in attendance what you might like to see. But he does think there is a benefit to Council and staff being out in the community. Ms. Bamberger stated the benefit of having public meetings in a space like this is the ability to film and archive it for future reference. Although they do have access to a camera with the capability of uploading videos to YouTube for meetings held at the Community Center.

Q. I appreciate the information we received from the Citizen's Satisfaction Survey but is there a way to take it a step further and engage our residents in some sort of focus groups in order to dig a little deeper in terms of things they would like to hear or do?

A. The first Study Session in January will be with ETC, the company that conducted the survey. They will provide Council with a breakdown of things the City is doing well, and the areas for improvement. From that, if Council determines there are certain parts where they would like more information, she thinks it would be a great idea to conduct a listening session with the public.

Q. Every now and then Council may become involved in things that are controversial or find the need to make decisions that may not please the entirety of this community. So what is your philosophy or thinking about how we can be proactive with respect to getting out in front of these issues with ready answers that provide the community with better clarification or understanding?
A. I am always ready to assist with putting together any kind of Q & A, fact sheet or talking points for anyone on a specific topic. In fact, she works with all of the directors when there are media inquiries to get that type of information solidified ahead of time prior to conducting interviews.
Mr. Rose stated staff's interest is in making sure that complete and accurate information is disseminated. These days, anyone that has a computer can be a journalist, but the expectation of getting good information from a local government is vastly different than an individual with a blog. So whenever a situation arises where they do not readily have a comprehensive response to an incident, they will be instructed to utilize the communication methods previously discussed at tonight's meeting.

Councilmember Smotherson posed the following questions to Ms. Bamberger:
Q. Do you have a breakdown by Ward of the 8,000 folks registered on the City's social media sites? A lot of folks in the 3rd Ward are not connected to social media, so the numbers would be important to help them determine how effective NextDoor really is in his community.
A. Although I do not have that breakdown it is something I can get from NextDoor. But when staff looks at the GIS maps from the Citizen's Satisfaction Survey they can cross-reference that data to found out how some people from each Ward responded to the question about how they prefer to receive communications. So she can provide that breakdown by tomorrow.

Q. In the past, more often than not, reporters have drifted off to the negative aspect of a story. So, while *"Tell our story; but make sure it's special,"* is an excellent goal, what connections has the City made in the St. Louis media world that will ensure our story gets told?
A. The West End Word's reporting is often very good; The Post Dispatch does a good job of covering the City, and there are reporters from Channels 2, 4 and 5, that she talks to all the time. But most importantly, when the City engages in these events it is connecting with its residents and directly telling that story by self-publishing.

Councilmember Hales stated he really appreciated a lot of the posts made this summer. The Forsyth construction project impacted the 1st Ward and during that construction, a curb cut was installed that extended too far out into the roadway. Residents immediately responded, and not only did the City address it, but they also issued a subsequent video documenting those changes. So for him, one of the greatest benefits comes from communicating with residents because he heard a lot of positive feedback.

Those communications clearly demonstrated the City was listening; a value that is really had to quantify.

Councilmember Carr stated she would like to echo Councilmember Hales' admiration. When the street collapsed in Ward 2 the City uploaded a wonderful video that explained exactly what was going on, which pacified a lot of people who had viewed the reports on TV. She stated her newsletters used to be a major source of information, in spite of the fact that her preference would have been that this information comes from the City so citizens would have been able to hear what the administration was saying. And she thinks that is what's being done today. Ms. Bamberger has just started, and while there is always room for improvement, from her perspective she is doing a wonderful job of reaching and disseminating various types of information.

Councilmember Carr stated encouraging citizens to use the Library may be another way for residents to access information. The Library has a bank of computers and librarians that would be happy to help them. It's simply a matter of educating people about how they can access these multimodal communication practices.

Mayor Crow stated based on his years of experience with the press; they have been inclined to gravitate to the negative side of a story. Perhaps, because it draws a larger audience than the positive narrative the City tries to publish. But, before a final decision is made, he would like staff to reflect on why the City should reduce the number of ROARS publications to every three months if it received such a high score from Citizens as being an effective means of communication? Mr. Rose stated staff's proposal is not just to reduce this publication, but to expand the City's message by issuing monthly mini issues. The goal is to do a better job of disseminating information not just through ROARS, but the utilization of various communication resources. So they could certainly continue ROARS on a bimonthly basis but that might be a little excessive if there is still interest in creating the mini issues. Mayor Crow asked if the mini issues would only be available online? Mr. Rose stated that they would be.

Mayor Crow stated while he can see the cost-effectiveness of performing the design in-house, his thoughts are that a smoother transition might be to start the mini issues and continue the bi-monthly issues of ROARS for a period of time until people have a clear understanding and comfort level with the new process. Because in all honesty, in spite of the fact that he gets a lot of his information online he actually looks forward to receiving his copy of ROARS in the mail. And that fact alone makes him think that folks who are older than he is are probably going to feel the same way. Mr. Rose and Ms. Bamberger both agreed that staff had the capacity to carry out the Mayor's suggestion over the course of the next year.

Councilmember Hales stated he thinks the Mayor's point is well taken and wonders if staff could also utilize Councilmember Carr's suggestion to begin educating residents over the next year about these mini issues and encouraging them to sign up and become a part of listserv. Because if you could get people to start utilizing this service, over time, that would certainly help with the transition.

Ms. Bamberger stated the list is relatively small, so staff will start making a more robust effort to educate folks about the availability of these resources.

She stated even though a lot of her counterparts are cutting back on printed copies for reasons associated with sustainability and the reduction of costs, there were several reasons why she was drawn to the idea of an online version of ROARS. Staff must start gathering information for the bi-monthly edition almost a month and a half before the issue goes out. By the time it reaches your mailbox, sometimes the information is outdated or incorrect. The mini issues make sure residents are receiving the most up-to-date information. However, this is just one out of a variety of options that can be considered.

Mr. Rose stated he's putting his plug in for the mini issues, which staff has suggested to be called *"The Cub".*

Councilmember Carr stated since some people may not be willing to provide their email address in order to access these new mini issues, she would once again encourage staff to post them on the City's website. She stated that she really would like to see more traffic on the website, as opposed to it just being a holding place.

Ms. Bamberger stated in the future, the process will consist of posting each issue on the website, along with a link to NextDoor and Twitter. PDF(s) will be mailed out to folks that sign up for listserv

Councilmember Smotherson stated if the Olive Redevelopment Project takes off as planned people will want to know what's going on, and Council will be bombarded with a lot of calls. Are there any communication initiatives or resources being contemplated to make sure everyone is engaged and up-to-date about what is or will be occurring?

He stated that his last question is for the Mayor, and that is, who requested tonight's presentation? Mayor Crow stated his recollection is that the topic of communications was presented at the Planning Session and determined to be a high priority among the list of subjects Council would like to see discussed in greater detail.

Mayor Crow stated he thinks it would be wise for staff to make contact with other municipalities that have experience in the process that encompasses planning for a major development; i.e., Maplewood and Richmond Heights, to learn what they did well; especially in the form of communications, and of course, what they could have done better.

Secondly, now that U City has restored its Mutual Aid Agreement, he has been curious to know the impact it has had with respect to reciprocal calls for assistance among its agency partners. This was a hot button issue for a vast number of citizens, and he thinks this data is something the public, as well as the City's neighboring partners, might be interested in knowing.

Councilmember Carr stated as members of this Council, each of us have a responsibility to communicate with our constituents; especially the seniors in our Wards, and those pockets of citizens who may not have good avenues for the receipt of information. So, when we become aware of new projects or issues that may be problematic, there is nothing wrong with making a phone call, sending a letter, initiating a Town Hall meeting, or even dropping printed materials off at someone's doorstep.

Councilmember Carr stated even though the City's communication program is much more comprehensive, and a useful asset, she thinks Council has an obligation to take some of the responsibility for outreach.

Mr. Rose stated he would like to make two comments in response to tonight's discussions. Currently, NOVUS is in the property acquisition and financing phase of the Olive/I-170 Redevelopment Project. However, once they get to the construction phase staff will distribute an informational packet to residents that will include a calendar of events.

The second comment is related to Study Sessions. Mr. Rose stated his goal has been to provide Council with tentative agendas for Study Sessions three months in advance so that if there are questions or concerns regarding a subject matter being proposed, Council will have ample opportunity to bring that to his attention. He stated he wanted to remind Council about this process and encourage anyone who would like to see a meeting or proposed agenda item revised, to please let him know.

4. ADJOURNMENT

Mayor Crow informed his colleagues that there will be a Closed Session after the Regular Council Session, and adjourned the Study Session at 6:23 p.m.

LaRette Reese
City Clerk

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MEETING OF THE CITY COUNCIL
CITY HALL, Fifth Floor
6801 Delmar Blvd.
University City, Missouri 63130
Monday, December 9, 2019
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, December 9, 2019, Mayor Terry Crow 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 Stacy Clay
Councilmember Paulette Carr
Councilmember Steven McMahon
Councilmember Jeffrey Hales
Councilmember Tim Cusick
Councilmember Bwayne Smotherson

Also in attendance were City Manager, Gregory Rose, and City Attorney, John F. Mulligan, Jr.

C. APPROVAL OF AGENDA

Mr. Rose requested that Item J (3) of the Consent Agenda; Habitat for Humanity St. Louis Letter of Support, be moved to the City Manager's Report.

Councilmember Cusick stated he nominated Donna Marin for reappointment to the Historic Preservation Commission; however, Ms. Reese has informed him that Ms. Marin is no longer eligible to serve because she has served two terms. Therefore, she should be removed from the appointments.

Mayor Crow asked Councilmember Cusick if he could take his amendment as a motion that also included the City Manager's request? Councilmember Cusick agreed.

Councilmember Cusick's motion was seconded by Councilmember Carr and carried unanimously.

D. PROCLAMATIONS

E. APPROVAL OF MINUTES

F. APPOINTMENTS TO BOARDS & COMMISSIONS

1. Donna Leach is nominated for **reappointment** to the Historic Preservation Commission by Councilmember Cusick. It was seconded by Councilmember Carr and the motion carried unanimously.
2. Donna Marin is nominated for **reappointment** to the Historic Preservation Commission by Councilmember Cusick. *(Removed)*

3. Susan Glassman is nominated to the Economic Development Strategic Plan Task Force by Councilmember Cusick. It was seconded by Councilmember Carr and the motion carried unanimously.
4. Frank Ollendorff is nominated to the Economic Development Strategic Plan Task Force by Councilmember Carr. It was seconded by Councilmember Cusick and the motion carried unanimously.
5. Natasha Kwan is nominated to the Economic Development Strategic Plan Task Force by Councilmember Carr. It was seconded by Councilmember Cusick and the motion carried unanimously.
6. Kurt Eller is nominated to the Economic Development Strategic Plan Task Force by Councilmember Hales. It was seconded by Councilmember McMahon and the motion carried unanimously.

G. SWEARING IN TO BOARDS & COMMISSIONS

H. CITIZEN PARTICIPATION (Total of 15 minutes allowed)

Leif Johnson, 836 Barkley Square, University City, MO

Mr. Johnson stated some 180 years ago in 1839, Abraham Lincoln stood before three faithful members of the Illinois State Legislature and delivered a 40-page speech. It detailed the destruction brought on the American Republic by the Presidency of Martin Van Buren and his party allies. Lincoln concluded with a manifesto of his love for this country that could never be shaken, which resulted in a pamphlet that became one of the most read and influential writings in America.

Lincoln believed that an informed electorate was the price of freedom and that there was no other way to preserve that freedom. But perhaps, that was a different time where people loved to read rather than watch television, or because there are so many distractions in today's modern life. And while that may be so, he is truly angered by the fact that he remains less informed about major issues and actions taken by this City Council than he was under the regime of Shelley Welsch.

It wasn't too much trouble for Lincoln to write that 40-page speech, and it wasn't too much trouble for thousands of Americans to read his speech. So, is it really too much trouble for you, Mr. Mayor and Council, to write a two or three page biweekly summary of what you have been doing and what needs to be done? *(Mr. Johnson asked that his written comments, along with the concluding pages of Lincoln's speech, be made a part of the record.)*

Jerrold Tiers, 7345 Chamberlain, University City, MO

Mr. Tiers stated having attended almost every Council meeting; he has been impressed with Mayor Crow's approach to handling comments. Members of the public have been allowed to make comments without interference; even those that may have been uncomplimentary. Not only that, the Mayor has gone out of his way to allow leeway on the 5-minute rule allowing commenters to finish their statement; which has not always been the case in past years. So tonight, he would like to thank Mayor Crow for his tolerance.

Councilmember Carr has announced her decision to not run for reelection. And although he realizes her term will not be over for several months, he thought now might be a good time to thank her for her service and mention a few of the contributions she has made during her tenure as a member of Council.

- Working to disclose, assist, and promote the Olive and I-170 Redevelopment Project;

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- Working to bring serious attention to the City's Stormwater issues through the creation of a Stormwater Task Force to study and assess these problems;
- Her leadership role in establishing a less intrusive plan for the storage tanks proposed by MSD;
- Her efforts to faithfully communicate with residents via email on a regular basis; and last, but not least,
- Her determination; with the support of Councilmember Cusick, to tackle the troubled relationship between U City and Wash U that hopefully, will provide a new start and ultimately be a net positive to the City.

I. PUBLIC HEARINGS

1. Liquor License – Winslow's Table

Mayor Crow opened the Public Hearing at 6:42 p.m. and hearing no requests to speak the hearing was closed at 6:42 p.m.

J. CONSENT AGENDA – Vote Required

1. Code Violations Software Contract
2. Liquor License – Winslow's Table
3. Letter of Support For Habitat For Humanity St. Louis AHAP Tax Credits; *(Removed)*

Councilmember Hales moved to approve Items 1 and 2, it was seconded by Councilmember Carr and the motion carried unanimously.

Mayor Crow acknowledged the new owners of Winslow's Table; formerly Winslow's Home and thanked them for being a part of this community.

K. CITY MANAGER'S REPORT

1. Budget Amendment Proposal – Planning & Development
Amendment to Fund Additional Inspector I Position

Mr. Rose stated one area of the City's survey revealed a weak spot in its ability to provide adequate code enforcement; which he believes has more to do with the lack of resources available. As a result, staff is recommending that Council provide authorization to increase the number of inspectors by adding a new employee to focus on exterior violations.

Clifford Cross, Director of Planning & Development, stated he thinks Council's memo related to this item pretty much explains what staff is asking for in terms of the budget for the remainder of FY20 and FY21. However, in his first ten months with the City, he and his staff have been peeling back the onion to identify deficiencies within the Department, and determine the answer to this question; how did we get here? They took a big step by addressing the Department's software issues. Next, they determined that this specific problem had evolved as a result of the obligations and responsibilities associated with occupancy inspections, which left Code Enforcement Officers with little or no time to address or ensure compliance of exterior infractions.

As documented in the Department's third-quarter memo, a new Housing Inspector was added in June of this year, which significantly enhanced their efforts to address some of these issues.

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And after assessing the Department's current status with Mr. Rose and other members of staff, everyone agreed that in order to be ready to hit the ground running by the spring of 2020, another Housing Inspector was needed to focus solely on exterior and zoning violations.

Councilmember Hales moved to approve, it was seconded by Councilmember Carr.

Councilmember Clay stated while he is not a huge fan of extra-budgetary expenses, this one is certainly needed. The data is fairly clear on the number of vacant properties in the 3rd Ward, so has any thought been given to addressing some of those concerns? Mr. Cross stated this position will help the City address those issues by providing the resources needed to perform routine follow-ups after a citation has been written and pay more attention to nuisance properties with continuous violations. Chapter 240 of the Property Maintenance Code also provides staff with the authority to declare properties as a public nuisance. And once that declaration has been filed, the City can take further actions for injunctive relief and compliance. Mr. Cross stated his belief is that the utilization of these measures will really hold the property owner's feet to the fire and help with long-term compliance.

Councilmember Smotherson asked how soon the new software and inspector would be in place and ready to go? Mr. Cross stated the inspector should be pretty quick, so Council should be able to see notices and citations addressing exterior compliance issues in the very near future. And he is also working to establish the position of a Zoning Administrator which should further expand staff's ability to be more efficient. The coding software is a four-month implementation process that has been worked out to ensure a smooth transition with no loss of service.

Councilmember Smotherson questioned whether the City's Housing Court was prepared to handle the increase? Mr. Cross stated another disconnect has been his Department's inability to quickly and aggressively prosecute cases with any kind of consistency. So they are taking steps to address that problem.

Mr. Rose stated since the Code Enforcement Division has not been generating the same quantity of violations as they have in the past, i.e., 2005 or 2006, there has been a reduction in the Housing Court's dockets. So at this point, staff believes the court already has the capacity to accommodate an increased amount of code violations.

Voice vote on Councilmember Hales' motion to approve carried unanimously.

2. Letter of Support For Habitat For Humanity St. Louis; AHAP Tax Credits

Mr. Rose stated this item seeks Council's approval for the Mayor to compose a letter in support of Habitat's application to utilize AHAP tax credits for the project being proposed in U City. Mr. Rose informed Council that Mr. Powers of Habitat for Humanity was here to answer any of their questions.

Councilmember Clay stated he wants to be clear about what this letter does and does not do. The letter of support does not speak to specific locations or anything of that nature, so is this strictly about the City's support for Habitat's receipt of tax credits? Mr. Rose stated that is correct.

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Michael Powers, Real Estate Development Manager for Habitat, stated in order to apply for state tax credits, you need letters of support from your State Representative, State Senator, the Mayor of the municipality you are working in, and a description of the land you are going to be building on. Letters have been secured from the Representative and Senator, but the credits will only be issued on land that Habitat is able to secure. The letter being requested by Council today does not ask for the scope, scale or location of the project.

Mr. Smotherson asked if the money from St. Louis County would be lost if Council does not grant approval? Mayor Crow informed Councilmember Smotherson that his understanding is that this is a State program.

Mr. Powers stated that is correct. But the answer to Councilmember Smotherson's question is unknown. When HUD produces an RFP in the St. Louis County region they score applicants based on their ability to leverage private donors, affordable land and other government entities that are willing to contribute funding towards a project. The State then incentivizes donors that give to community organizations that build affordable housing by providing them with tax credits; selling back 55% of what was donated. So this is a competitive statewide program where Habitat has done a very good job of bringing money to the St. Louis Region that would otherwise be going somewhere else. These dollars are important to the work that they do, but if Council should decide not to provide a letter of support, Habitat won't get the credits for this project and will be forced to find something in another municipality.

Councilmember Smotherson asked if there was any wiggle room for the City to negotiate on how the money is used? For example, what if the City wanted to rehab rather than construct new homes.

Mr. Powers stated most people assume that the money goes directly into a specific project, but in reality, it's used for operational expenses to ensure that Habitat will have the ability to produce more affordable housing. When Habitat tells the State they are going to produce affordable housing, they do not require that the dollars donated be utilized for that specific project. And the reason is that Habitat must find a donor, and if and when that occurs and Habitat pulls those dollars down, a project could already be completed. So the credits cannot be transferred to a governmental body or anyone other than the qualified applicant.

Councilmember Carr stated the proposed letter reads, "*With the support from MHDC this project will break ground in the next six to eight months with homes available".* So what land has been secured to build those homes on? Mr. Powers stated Habitat is securing land from private sellers, as well as St. Louis County, who both own property in the 6500 blocks of Plymouth. And if they are unable to secure all of the land by a specific time they will apply for a portion of the tax credits, and then reapply once the remainder is secured. So, the project could be broken down into multiple pieces which would require a second letter of support.

Councilmember Carr stated based on her understanding, her colleagues have an objection to building in the 6500 blocks of Plymouth based on their belief that there is a concentration of poverty in this area which prevents this from being a healthy situation for the construction of affordable housing. And as an alternative, I would like to see these seven new homes be more dispersive throughout the community. So while she is supportive of everything Habitat does, she is also sensitive towards that concentration and the expressed desires of her colleagues. Furthermore, her interpretation of the letter is that Council is being asked to sign-off on the 6500 blocks of Plymouth; is that correct?

Mr. Powers stated although these conversations have not been finalized, what Habitat's response has been to other communities is the possibility of moving projects forward in two phases. Where instead of constructing a total of seven homes at once, it could be reduced to four homes on Plymouth, with an option of taking the remaining three homes in a direction conducive to Council's desires; looking at rehab opportunities in the 3rd Ward or new construction in other parts of the City. The only caveat is whether HUD decides to make any changes to its high impact areas. St. Louis County's Five-Year Consolidated HUD Plan identifies targeted zones for where this money can be utilized. And in U City, there is a small wedge in the northeastern quadrant of the 3rd Ward that has been identified as their targeted area. The rest of their funding is prioritized for areas like Wellston, Pagedale, and the 24/1 communities. Councilmember Carr stated even though citizen groups have identified the northeast quadrant as an area needing attention, she will rely on her colleagues to inform her of what they would like to see this plan accomplish in that Ward.

Mayor Crow stated in the twelve years he's been on Council he does not ever recall having this level of inquiry over the issuance of tax credits. So the one thing he wants to make sure everyone understands is that's all this is; an application for tax credits. It's a process that every municipality seeking the addition of affordable housing through agencies like Habitat for Humanity must go through. They already have a yes from Senator Brian Williams and Representative Maria Chappelle-Nadal, and while he understands and respects his colleagues' concerns, the fact is, these tax credits are either going to be used for this project or they will be used for a project in another municipality. Therefore, his hope is that Council would want to see a project like this come forward, especially based on the options provided by Mr. Powers.

Ms. Avis McHugh, Director of Family Services for Habitat, stated she would like to speak to a comment made by Councilmember Carr with respect to poverty. Habitat works closely with each new homeowner to not only help them achieve ownership but reach other personal goals so that they don't stay at the same level of poverty associated with the areas they reside in. And the families they have previously partnered with in U City are doing amazing things with their careers, families, and their community.

Councilmember Carr stated she certainly does not dispute that fact, however, the question is more for her colleagues in the 3rd Ward who are faced with this decline, especially in the northeast quadrant.

The land and number of homes to be built are specified, so whether it's done in one felled swoop or sequentially is irrelevant, because the execution of this letter gives Habitat the approval they need. Essentially, she thinks that Habitat for Humanity walks on water, so she has no problem with that aspect of it. But with the deepest respect to the Mayor, she does not think Council has ever really looked at the problems associated with this decline and tried to address them, until the last few years. Councilmember Carr stated she thinks this discussion is a first step, which hopefully, will lead to a decision on what Council feels is the right approach.

Councilmember Clay stated he does not think anyone is unsupportive of Habitat's mission. The issues are placement, disbursement, and the need to make sure these homes are built in a location that can do the most good over the long-term. His understanding is that the location was not necessarily fixed. But in saying that, he does realizes there are two private sales on Plymouth which he is loath to interfere with because these are citizens looking to make a transaction in an area where real estate sales can be hard to come by.

But as it relates to the County's property he thought there was room to look at other places. Now he's hearing something a little bit different. So could you speak to that?

Mr. Powers stated they are really attracted to land that has been environmentally reviewed, owned by a municipal partner, has a clear title, and taxpayers are burdened with. Their approach in the City of St. Louis is to first, look at their inventory since they are very interested in moving property into private hands, and then work from there.

However, based on Council's feedback, the accommodation for U City is to only commit to four houses on Plymouth and then reexamine where the remaining three should go. It may be possible to give the $250,000 back to St. Louis County and not construct any more houses. Or this could be an instance where Habitat finds rehabbing opportunities on other blocks, as long as they fall within the framework that the County has laid out for the type of projects they want to fund.

Councilmember Clay stated there are several properties in the 3rd Ward that are owned by St. Louis County and meet the criteria you've just described, so can those be explored? Mr. Powers stated since they are working with an elderly senior resident who is interested in selling two parcels that are scheduled to close next week, their hope is to get the four properties locked down. Once that is accomplished, a longer period of time could be set aside to determine where to move the second phase of investment, and make sure the look and feel of those homes blend in with the selected neighborhoods. Councilmember Clay asked whether the approval of this letter absolutely locks in the City into those four homes on Plymouth? Mr. Powers stated the application cannot be submitted until they can provide documentation of the required support and ownership of the land.

Councilmember Clay asked if it would satisfy the requirements if Habitat could show they had secured the two parcels of land? Mr. Powers stated typically, Habitat would not submit an application for just two parcels because that would reduce their amount of tax credits, which are based on the number of parcels an agency, has. At this point, Habitat must submit a secondary application to construct only four parcels and go back to all of the parties to get a letter of support. And if they end up with seven parcels, the same process would have to be repeated. So this can be accomplished in segments with a finite amount of credits. However, it's important to remember that this is a competitive statewide competition and Habitat's history of success has been based on its ability to submit a good solid application that they think is going to be impactful to a community. So the weaker the application, the less likely it will be viewed as a feasible project that provides Habitat with the opportunity to invest $1.5 million dollars into the 3rd Ward.

Councilmember Smotherson stated he grew up on the north side of Olive and his parents were redlined and not allowed to look at houses on the south side. So when he first saw this proposal for the north side of Olive his initial thought was why? He stated he loves Habitat for Humanity and what they do for individuals, but as a representative, he has to look at the total picture; where you're placing these folks. At the last Council meeting, he showed his colleagues 300 vacant properties in the 3rd Ward, so while he doesn't necessarily want to interfere with the construction of the four homes, he would like to see some discussions take place on the possibility of using money from the remaining three homes for rehab. Mr. Powers stated he reached out to Amy Ellis, who is the contact for the County's Community Development Department and specifically asked how her department would feel about this amendment? There was sort of a glowing response which led him to believe that members of this community had already reached out to her department in an attempt to get them to understand that rehab should be a priority.

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But, if you look at the way Community Development has drafted their RFP, rehab is not encouraged. Their preference is projects with secure titles that will result in an easy environmental review; which is the reason why they liked the project Habitat put forward. The County owns part of the land, the City owns part of the land, and Habitat has worked with both entities in the past. Mr. Powers stated Habitat's preference would be to utilize the land owned by U City for the four homes and let the County land go back under U City's control until everyone has had time to talk about the final three homes. And if they are unable to come up with something everyone feels will raise the quality of life and improve outcomes in the 3rd Ward, then nothing further will be pursued. He stated Avis is charged with placing homeowners into a 30-year mortgage, so there has to be some faith that the community around them is going to improve. But as it stands tonight, Habitat is looking to construct four new homes in U City.

(Councilmember Hales was excused from the meeting at 7:22 p.m.)

Mayor Crow noted that Council had failed to follow protocol in that no motion was made prior to the commencement of any discussions.

Councilmember Clay moved to approve, it was seconded by Councilmember Carr.

Councilmember Smotherson stated he still had questions and unsettled emotions regarding the options associated with the remaining three homes.

Mayor Crow stated due to the nature of Council's questions, he would ask the City Clerk to conduct a roll call vote.

Roll Call Vote Was:
Ayes: Councilmember McMahon, Councilmember Hales, Councilmember Cusick, Councilmember Clay, Councilmember Carr, and Mayor Crow.
Nays: Councilmember Smotherson.

L. UNFINISHED BUSINESS

1. **BILL 9396 -** ZONING CODE TEXT AMENDMENT - ZONING CODE SECTION 400.2140 OF ARTICLE VII OF CHAPTER 400 RELATING TO SCHEDULE OF OFF-STREET VEHICLE PARKING REQUIREMENTS. Bill Number 9396 was read for the second and third time.

Councilmember Smotherson moved to approve, it was seconded by Councilmember Carr.

Roll Call Vote Was:
Ayes: Councilmember Carr, Councilmember McMahon, Councilmember Cusick, Councilmember Smotherson, Councilmember Clay, and Mayor Crow.
Nays: None.

M. NEW BUSINESS

RESOLUTIONS

DRAFT

1. **RESOLUTION 2019-18:** A RESOLUTION AMENDING THE FISCAL YEAR 2019-2020 (FY20) BUDGET – **AMENDMENT #1** AND APPROPRIATING SAID AMOUNT FOR AN ADDITIONAL HOUSING INSPECTOR I POSITION TO THE PLANNING AND DEVELOPMENT DEPARTMENT.

Councilmember Smotherson moved to approve, it was seconded by Councilmember Cusick and the motion carried unanimously.

2. **RESOLUTION 2019-19:** A RESOLUTION APPROVING A USER AGREEMENT WITH ST. LOUIS COUNTY FOR THE DISPATCH EQUIPMENT INTEROPERABLE RADIO SYSTEM.

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

3. **RESOLUTION 2019-20**: A RESOLUTION APPROVING A USER AGREEMENT WITH ST. LOUIS COUNTY FOR THE ST. LOUIS COUNTY AGENCIES INTEROPERABLE RADIO SYSTEM

Councilmember Cusick moved to approve, it was seconded by Councilmember McMahon and the motion carried unanimously.

BILLS

Introduced by Councilmember Smotherson

4. **BILL 9397 -** AN ORDINANCE AUTHORIZING AMENDMENTS TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY AND CITY MANAGER GREGORY ROSE. Bill Number 9397 was read for the first time.

Introduced by Councilmember Carr

5. **BILL 9398** - AN ORDINANCE AMENDING SECTION 120.940 OF MUNICIPAL CODE OF THE CITY OF UNIVERSITY CITY, RELATING TO THE LOOP SPECIAL BUSINESS DISTRICT ADVISORY COMMISSION, BY AMENDING SUBSECTION A.1 THEREOF, RELATING TO MEMBERSHIP. Bill Number 9397 was read for the first time.

Councilmember Carr stated the original Ordinance for the Loop Special Business District (LSBD) was established in 1980 and amended in 1989. Bill No. 9398 represents a second amendment for the purpose of clarifying;

- **a.** That the real property or licensed business must be subject to the additional tax in Municipal Code Section 120.910 and not be in arrears. Revenue from the taxes is used to pay all costs and expenses incurred in the operation of the District, and
- **b.** That if the owner of real property or a licensed business within the district is a partnership or a business organization or other entity, including a limited partnership, corporation, estate or trust, the owner may designate in writing an individual as the owner's legally authorized representative and such individual may be appointed to the Advisory Commission provided the individual is formally affiliated with the owner and the owner is subject to the additional tax in Section 120.910 and not in arrears.

Councilmember Carr stated forty years ago most of the real property and licensed businesses were owned by individuals but today, they are owned by partnerships, LLC(s), and trusts.

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Therefore, what has happened over time is that individuals associated with these entities have been appointed to the Commission. She stated there is a need to make certain that members of the LSBD represent those businesses and property owners who actually pay into the District. So this amendment asks that their designation/appointment, be a formal designation and that the person being designated has some relationship with ownership of those properties. Councilmember Carr noted that this amendment has been examined and accepted by the City Attorney.

N. COUNCIL REPORTS/BUSINESS

1. Boards and Commission appointments needed

2. Council liaison reports on Boards and Commissions

Councilmember Carr reported that the Stormwater Task Force has now issued its amazing report to the City that is well worth reading. Members of the Task Force will make a presentation to Council during the January 27th Study Session. Several of their recommendations include:

- An early warning system to alert residents
- The hiring of a consultant to help with the prioritization of suggested projects
- A review of the City's Ordinances that address stormwater runoff

Councilmember Carr stated her hope is that this Task Force will culminate into an official Board or Commission that continues to address these ongoing problems. She stated this has been a very long journey, so she could never give enough thanks to those members who gave their time and expertise, for initiating this process. Special thanks should also go out to Councilmember Cusick, for his dedication and labor.

3. Boards, Commissions, and Task Force minutes

4. Other Discussions/Business

O. CITIZEN PARTICIPATION (continued if needed)

Patricia McQueen, 1132 George Street, University City, MO

Ms. McQueen stated she listened intently to the discussions regarding Habitat's letter of support, and while she is appreciative of the positions taken by Councilmembers Carr and Smotherson, Councilmember Clay's decision to fold was disheartening.

Ms. McQueen stated her hope was that the presentation of vacant properties orchestrated by herself and Mrs. Smotherson would have been the jolt this Council needed to clearly understand what is needed here in U City. But today, her challenge is for members of this Council to visit the 6500 blocks of Plymouth during the day, night, and especially on weekends. Perhaps, that visual will help each of you form the insight needed to convince Habitat about the obvious need for rehabilitation.

Habitat for Humanity is an organization she has admired for a long time, but over time it seems to have taken on the characteristics of a sacred cow, so she understands the need to strike a balance between these two positions. Everyone wants to put families in affordable housing, but shouldn't we also want to make sure these homes are in an area that is safe, with the potential to thrive? As it stands today that is not what the 6500 block of Plymouth represents. Habitat's Chicago affiliate performs rehabilitation of neighborhoods where new houses are being constructed. And that's what she would like to see Council moving towards because that's what would work for the northeast quadrant of the 3rd Ward.

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P. COUNCIL COMMENTS

Councilmember Smotherson stated prior to making his final comment for the night, he too would like to thank Councilmember Carr for her service and passion for the work she has performed.

He stated as a 50-year resident, the success of U City has always been his focus, but now, his focus is on Olive; the Boulevard where he previously resided. As we speak, a new beauty supply is opening, and his question is; how many beauty supply companies do we really need on Olive?

Mayor Crow announced the passing of Mr. Elliott Porter last month, who some may remember as the gentleman who frequently attended these meetings to hold this Council accountable. If anyone is interested in learning more about Mr. Porter, there is a beautifully written obituary in the *St. Louis Post Dispatch*.

Mayor Crow stated he is pleased by the number of people who exhibited their support of the City's decision to manage the Dog Park and would like to thank everyone who participated in the robust online discussion about this topic.

In response to one of the comments made tonight, he stated although some of the newsletters generated in the past may have been mildly informative, they typically included a hammer and a political component that no longer exists in the communications dispersed by this City's administration. So while his belief is that this Council can always do better at communicating, one of their goals over the past couple of years has been to ensure that their interactions did not befuddle the press. That is something they have been rather successful in accomplishing and will continue to strive for.

Mayor Crow stated he also thinks that tonight clearly illustrated how seven members of Council can have a conversation about a subject where there are mixed emotions and still reach a rational conclusion. So while there is no doubt that some folks would have preferred to see a different outcome, the respect his colleagues demonstrated towards this issue and the people involved, is commendable.

Councilmember Carr stated it just occurred to her while talking about the LSBD, that Mr. Paul Schoomer; the former Councilmember instrumental in forming the LSBD was in the audience tonight. This initiative has survived for 40-years, so she wanted to take this opportunity to say thank you.

Q. Motion to go into a Closed Session according to Missouri Revised Statutes 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 or attorneys.

Councilmember McMahon moved to go into a Closed Session, it was seconded by Councilmember Cusick.

Roll Call Vote Was:
Ayes: Councilmember Cusick, Councilmember Smotherson, Councilmember Clay, Councilmember Carr, Councilmember McMahon, and Mayor Crow.
Nays: None.

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R. ADJOURNMENT

Mayor Crow thanked everyone for their attendance and closed the regular City Council meeting at 7:39 p.m. to go into a Closed Session on the second floor. The Closed Session reconvened in an open session at 8:24 p.m.

LaRette Reese
City Clerk

DRAFT

Council Agenda Item Cover

MEETING DATE: January 13, 2020

AGENDA ITEM TITLE: Liquor License for **The Pasta House Co, 8213 Delmar Blvd.**

AGENDA SECTION: Public Hearing

CAN THIS ITEM BE RESCHEDULED? No

BACKGROUND REVIEW: **The Pasta House Co** has applied for **All Kinds of Intoxicating Liquor, by the Drink, Retail** liquor license including **Sunday Liquor License.**

The Applicant / Managing Officer is Joseph Fresta.

- A background check / investigation by the Police Department revealed no disqualifying information.
- Department Approval was granted from all necessary departments.
- Recommendations from University City citizens are included.
- The applicant has opted out of getting a Petition from business owners within a radius of 200 feet. The applicant is relying on a five-sevenths vote approval from City Council.
- A current Certificate of No Sales Tax Due issued by the Missouri Department of Revenue was received relative to the business.
- 2019 personal property tax record for the applicant indicates payment of taxes.
- Current voter registration documentation for the applicant was provided.

Council Agenda Item Cover

MEETING DATE: January 13, 2020

AGENDA ITEM TITLE: Liquor License for **The Pasta House Co, 8213 Delmar Blvd.**

AGENDA SECTION: Consent

CAN THIS ITEM BE RESCHEDULED? No

BACKGROUND REVIEW: **The Pasta House Co** has applied for **All Kinds of Intoxicating Liquor, by the Drink, Retail** liquor license including **Sunday Liquor License.**

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- Recommendations from University City citizens are included.
- The applicant has opted out of getting a Petition from business owners within a radius of 200 feet. The applicant is relying on a five-sevenths vote approval from City Council.
- A current Certificate of No Sales Tax Due issued by the Missouri Department of Revenue was received relative to the business.
- 2019 personal property tax record for the applicant indicates payment of taxes.
- Current voter registration documentation for the applicant was provided.

RECOMMENDATION: City Manager recommends the approval of the Liquor License.

ATTACHMENT: Memorandum Report from Police Department.

CITY OF UNIVERSITY CITY

APPLICATION FOR LIQUOR LICENSE

University City Municipal Code, Chapter 600 Section 600.060

INSTRUCTIONS: Read each question carefully. Make certain that each question is answered completely and correctly before you submit this application. If you need additional space, use the additional sheet provided at the end of this application. If a question does not apply to you, write N/A in the space, ***do not leave any blank fields.*** Submit all documents as requested. **PLEASE PRINT CLEARLY.**

Please note that this application may only be completed and filed by a sole proprietor, corporate officer, managing partner, or managing officer of the business applying for this license.

◊ **AN APPLICANT IS NOT PERMITTED TO OPERATE UNTIL LICENSE IS ISSUED** ◊

Applications must be accompanied by a non-refundable application filing fee of $25.00

Type of license requested- separate license shall be obtained for each of the following classes of sales: (Please check each classification that applies)

☒	2-	All kinds of intoxicating liquor, by the drink, retail.	$450.00
☐	4-	CLUB: All kinds of intoxicating liquor, by the drink, retail	200.00
☐	5-	Malt liquor not in excess of 5% alcohol wholesaler to wholesaler	75.00
☐	6-	Intoxicating liquor not in excess of 22% alcohol wholesaler to wholesaler	150.00
☐	7-	Malt liquor not in excess of 5% alcohol wholesaler to retailer	150.00
☐	8-	Intoxicating liquor not in excess of 22% alcohol wholesaler to retailer	300.00
☐	9-	Malt liquor in excess of 3.2% and not in excess of 5% alcohol, by the package, retail	75.00
☐	10-	Malt liquor in excess of 3.2% and not in excess of 5% alcohol, by the drink, retail.	75.00
☐	11-	Malt liquor not in excess of 5% beer and 14% wine, by the drink, retail	75.00
☐	12-	Intoxicating liquor not more than 22%, by the package, retail	75.00
☐	13-	Intoxicating liquor of all kinds, wholesaler to wholesaler	375.00
☐	14-	Intoxicating liquor of all kinds, wholesaler to retailer	750.00
☐	15-	Intoxicating liquor of all kinds, by the package, retail	150.00
☒		Sunday Liquor License	300.00

I. BUSINESS APPLYING FOR LICENSE:

A. BUSINESS NAME AND TYPE: THE PASTA HOUSE CO.

☐ Sole Owner
☐ Partnership
☒ Corporation
☐ Limited Liability Company

B. DESCRIPTION OF PREMISES AND ADDRESS:
DESCRIPTION: FREE STANDING BUILDING
ADDRESS: 8213 DELMAR BLVD
HOURS OF OPERATION: 11AM - 10PM

C. PHONE: 314-991-2022

II. MANAGING OFFICER:

A. NAME: (LAST)	(FIRST)	(MIDDLE INITIAL)
FRESTA	JOSEPH	A.

B. ADDRESS, CITY & ZIP CODE:	C. PHONE:
19 WARSON DOWNS ST. LOUIS, MO. 63141	314-692-2462

D. DATE OF BIRTH:	F. BUSINESS PHONE: (IF DIFFERENT FROM ABOVE)
	314-535-6644

G. PREVIOUS ADDRESS: (IF NOT AT PRESENT ADDRESS FOR 5 YEARS OR MORE)

H. IF FOREIGN BORN, PLEASE STATE COUNTRY, PLACE AND STATE OF NATURALIZATION:

I. MISSOURI RESIDENT SINCE: (MONTH & YR)	K. TOWNSHIP:	L. COUNTY:
MAY 1938	CREVE COEUR	ST. LOUIS COUNTY

M. CURRENT BUSINESS OR OCCUPATION OF APPLICANT:
PRESIDENT OF THE PASTA HOUSE CO.

N. NAME OF CORPORATION, PARTNERSHIP OR CLUB: (IF APPLICABLE)
THE PASTA HOUSE CO.

FOR PARTNERSHIP OR LIMITED PARTNERSHIP — **NUMBER OF MEMBERS:**

A2. STATE NAMES, ADDRESSES, PHONE NUMBERS AND DATES OF BIRTH OF ALL PARTNERS: (USE PAGE 7 IF NECESSARY)

FOR CORPORATION OR LIMITED LIABILITY COMPANY — **NUMBER OF MEMBERS:**

A3. STATE NAMES, ADDRESSES, PHONE NUMBERS AND DATES OF BIRTH OF ALL OFFICERS, DIRECTORS AND STOCKHOLDERS OWNING 1% OR MORE INTEREST IN THE CORPORATION OR MEMBERS OF A LIMITED LIABILITY COMPANY. (USE PAGE 7 IF NECESSARY)
JOSEPH A. FRESTA, 19 WARSON DOWNS ST. LOUIS, MO. 63141 314-692-2462

OTHER PERSONS — **NUMBER OF MEMBERS:**

A4. LIST NAMES, ADDRESSES, PHONE NUMBERS AND DATES OF BIRTH FOR ALL OTHER PERSONS WHO HAVE AN INTEREST IN THE BUSINESS FOR WHICH LICENSE IS REQUESTED. (USE PAGE 7 IF NECESSARY)

B4. IN WHAT TYPE OF BUSINESS IS EACH OF THE ABOVE PERSONS ENGAGED: (USE PAGE 7 IF NECESSARY)

III. OTHER INFORMATION

A. IS APPLICANT A QUALIFIED VOTER IN THE STATE OF MISSOURI?
☒ YES ☐ NO

B. IS APPLICANT AN ASSESSED, TAX PAYING CITIZEN IN THE STATE OF MISSOURI? ☒ YES ☐ NO

C. HAS APPLICANT PREVIOUSLY HELD A LIQUOR LICENSE OF ANY TYPE?
☒ YES ☐ NO (IF YES, EXPLAIN, SEE ITEM D)

D. EXPLAIN (WHEN, WHERE?) (SEE ATTACHED)
JOSEPH FRESTA HOLDS ALL LIQUOR LICENSES FOR OTHER OWNED LOCATIONS

E. HAS APPLICANT, OR ANY EMPLOYEE, OR PROPOSED EMPLOYEES, EVER BEEN DENIED A LIQUOR LICENSE, OR HAD A LICENSE TO SELL LIQUOR REVOKED?
☐ YES ☒ NO (IF YES, EXPLAIN, SEE ITEM F)

F. EXPLAIN (WHEN, WHERE?)

G. HAS APPLICANT EVER BEEN EMPLOYED IN ANY CAPACITY BY A BUSINESS WITH A BEER, WINE OR LIQUOR LICENSE?
☒ YES ☐ NO (IF YES, EXPLAIN, SEE ITEM H)

H. EXPLAIN (WHEN, WHERE?)
THE PASTA HOUSE CO.

I. HAS THE APPLICANT, EMPLOYEE, OR PROPOSED EMPLOYEE EVER BEEN CONVICTED OF A VIOLATION OF ANY LAW REGULATING, CONTROLLING, OR PROHIBITING THE SALES OR MANUFACTURING OF INTOXICATING LIQUOR?
☐ YES ☒ NO (IF YES, EXPLAIN. USE PAGE 7 IF NECESSARY)

J. HAS ANY DISTILLER, WHOLESALER, WINE MAKER, BREWER OR ANY EMPLOYEE, OR AGENT THEREOF, HAVE OR PROPOSE TO HAVE, ANY FINANCIAL INTEREST IN THE BUSINESS TO WHICH THIS APPLICATION APPLIES?
☐ YES ☒ NO (IF YES, EXPLAIN. USE PAGE 7 IF NECESSARY)

K. INDICATE THE TYPE OF BUSINESS, IF ANY, APPLICANT PROPOSES TO CONDUCT ON PREMISES IN ADDITION TO SALE OF INTOXICATING LIQUOR:

☒ RESTAURANT — ITALIAN RESTAURANT
☐ HOTEL DINING ROOM
☐ OTHER (PLEASE EXPLAIN)

L. STATE ESTIMATE OF ANNUAL SALES VALUE: FOOD $ 1,500,000 OTHER (INCLUDING LIQUOR) $ 100,000

M. IS THERE A SCHOOL, CHURCH, SYNAGOGUE, PUBLIC PARK OR PLAYROUND WITHIN ONE HUNDRED FIFTY (150) FEET OF THE PROPOSED BUSINESS? ☒ YES ☐ NO (IF YES, STATE THE NAME AND APPROXIMATE DISTANCES):
AGUDAS ISRAEL SYNAGOGUE 100 FT.
8202 DELMAR

N. IS THE APPLICANT INDEBTED TO ANY PERSON FOR MONEY OR PROPERTY, TO BE USED IN THE LICENSED BUSINESS? (IF YES, STATE AMOUNT OF INDEBTEDNESS AND TO WHOM IT IS OWED.)
☐ YES ☒ NO

AMOUNT OWED: $
NAME:
ADDDRESS, CITY, STATE, & ZIP:
PHONE:
OCCUPATION:

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

Comes now JOSEPH A. FRESTA of lawful age, being first duly sworn upon oath, deposes and says that he or she: (1) is the sole proprietor, corporate officer, managing partner, or managing officer of the business applying for this license, (2) is authorized to make this application, (3) has read this application and understands same, (4) knows the contents of this application, (5) swears that the answers and statements contained in this application are true and correct, and (6) on behalf of the applicant, agrees to comply with all laws of the City of University City and the State of Missouri relevant to the applicant's business.

SIGNATURE OF APPLICANT/MANAGING OFFICER

SUBSCRIBED AND SWORN TO BEFORE ME ON THIS DAY 19th OF NOVEMBER 2019.

NOTARY PUBLIC

MY COMMISSION EXPIRES:
1/20/2022

FRAN M. PULIZZO
Notary Public – Notary Seal
St Louis County – State of Missouri
Commission Number 13440377
My Commission Expires Jan 20, 2022

THIS SECTION FOR CITY USE ONLY

APPROVALS:

Police Chief	Chief L. Hampton	**Date:** 12/6/19
Comments:		
Community Development		**Date:** 1/7/20
Comments:		
City Manager		**Date:**
Comments:		

IV. SUNDAY LIQUOR LICENSE

If application is for Sunday liquor license, complete the following section:

Under the provisions of Chapter 600, Section 600.260 of the Municipal code of the City of University City, application is hereby made for a license to sell intoxicating liquor between the hours of 9:00 A.M. and midnight on Sundays.

A. APPLICANT NAME: (LAST)	(FIRST)	(MIDDLE INITIAL)
FRESTA	JOSEPH	A.

B. BUSINESS NAME:	PHONE NUMBER:
THE PASTA HOUSE CO.	314-991-2022

Type of Liquor License held or applied for:

- [x] 1-2 All kinds of intoxicating liquor, by the drink, retail
- [ ] 9 Malt liquor in excess of 3.2% not in excess 5% alcohol, by the package, retail
- [ ] 10 Malt liquor in excess of 3.2% not in excess 5% alcohol, by the drink, retail
- [ ] 11 Malt liquor not in excess of 5% beer and 14% wine, by the drink, retail
- [ ] 12 Intoxicating liquor not more than 22%, by the package, retail
- [ ] 15 Intoxicating liquor of all kinds, by the package, retail

For the purpose of obtaining said Sunday Liquor license: applicant states that at least fifty percent (50%) of the gross income of the restaurant bar at the above location is derived from the sale of prepared meals or food consumed on the premises, **or** which has an annual gross income of at least two hundred seventy-five thousand dollars ($275,000.00) from the sale of prepared meals or food.

Joseph A. Fresta
Signature of Applicant

MANAGING OFFICER
Title of Applicant

11-19-19
Date

V. RECOMMENDATIONS- COMPLETE IF APPLYING FOR LICENSE TYPE 2, 10, OR 11

Five recommendations are required for Applicants petitioning for a license to sell intoxicating liquor by the drink at retail under section 600.060 of University City Municipal Code.

Each of the following recommendations is to be filled in and signed by a credible resident citizen of University City, vouching for the character of the applicant.

1) Date: 11/13/19 Name: DARIN + LYNN PANG
Location of University City real property taxed in your name: YES
How long have you known applicant? 18 YEARS Are you related? NO
Are you aware of any reason to refuse applicant a license to sell intoxicating liquor? NO
Do you vouch for applicant's moral character and reputation? 7439 WASHINGTON AVE
Phone Number: 623 810 2266 Signature:

2) Date: 11/14/19 Name: PATRICIA MERCADO
Location of University City real property taxed in your name: 7936 GANNON
How long have you known applicant? 25 yrs Are you related? NO
Are you aware of any reason to refuse applicant a license to sell intoxicating liquor? N/O
Do you vouch for applicant's moral character and reputation? Yes
Phone Number: 314 807 9417 Signature:

3) Date: 11/14/19 Name: ASHLEY C. SAVAGE
Location of University City real property taxed in your name: 5802 HAMILTON AVE
How long have you known applicant? 20+ YRS Are you related? NO.
Are you aware of any reason to refuse applicant a license to sell intoxicating liquor? NO. Not UCity
Do you vouch for applicant's moral character and reputation? YES See Attached
Phone Number: (314) 235-2481 Signature:

4) Date: 11-14-19 Name: Gloria Nickerson
Location of University City real property taxed in your name: 7576 Blackberry Ave
How long have you known applicant? 30 Are you related? NO
Are you aware of any reason to refuse applicant a license to sell intoxicating liquor? NO
Do you vouch for applicant's moral character and reputation? Yes
Phone Number: (314) 726-6634 Signature: Gloria Nickerson

5) Date: 11-14-19 Name: Wayne F. Flesch
Location of University City real property taxed in your name: 7236 Maryland
How long have you known applicant? 25 years Are you related? NO
Are you aware of any reason to refuse applicant a license to sell intoxicating liquor? NO
Do you vouch for applicant's moral character and reputation? Yes
Phone Number: 314-862-4490 Signature: Wayne F. Flesch

V. RECOMMENDATIONS- COMPLETE IF APPLYING FOR LICENSE TYPE 2, 10, OR 11

Five recommendations are required for Applicants petitioning for a license to sell intoxicating liquor by the drink at retail under section 600.060 of University City Municipal Code.

Each of the following recommendations is to be filled in and signed by a credible resident citizen of University City, vouching for the character of the applicant.

1) Date: Nov 27 Name: Nancy & Richard Chapman
Location of University City real property taxed in your name: 8216 Cannon Avenue 63132
How long have you known applicant? 63 yrs. Are you related? No
Are you aware of any reason to refuse applicant a license to sell intoxicating liquor? No
Do you vouch for applicant's moral character and reputation? yes
Phone Number: 314 995-8599 Signature: Nancy K. Chapman

2) Date: _____ Name: _____
Location of University City real property taxed in your name: _____
How long have you known applicant? _____ Are you related? _____
Are you aware of any reason to refuse applicant a license to sell intoxicating liquor? _____
Do you vouch for applicant's moral character and reputation? _____
Phone Number: _____ Signature: _____

3) Date: _____ Name: _____
Location of University City real property taxed in your name: _____
How long have you known applicant? _____ Are you related? _____
Are you aware of any reason to refuse applicant a license to sell intoxicating liquor? _____
Do you vouch for applicant's moral character and reputation? _____
Phone Number: _____ Signature: _____

4) Date: _____ Name: _____
Location of University City real property taxed in your name: _____
How long have you known applicant? _____ Are you related? _____
Are you aware of any reason to refuse applicant a license to sell intoxicating liquor? _____
Do you vouch for applicant's moral character and reputation? _____
Phone Number: _____ Signature: _____

5) Date: _____ Name: _____
Location of University City real property taxed in your name: _____
How long have you known applicant? _____ Are you related? _____
Are you aware of any reason to refuse applicant a license to sell intoxicating liquor? _____
Do you vouch for applicant's moral character and reputation? _____
Phone Number: _____ Signature: _____

City of University City

6801 Delmar Blvd
University City, MO 63130
Tel: (314) 505-8544
Fax: (314) 863-0921

VI. PETITION- COMPLETE IF APPLYING FOR LICENSE TYPE 2, 10, OR 11

Under Chapter 600, Section 600.080, a petition must be submitted in favor of the license. **Please Note:** In the absence of valid petitions, the city council must have a five-sevenths vote to approve the license.

The undersigned taxpaying citizens, record owners of property within a radius of 200 feet of the primary public entrance of the premises in which the applicant proposes to sell intoxicating liquor, **and** owners occupying or conducting a business on the main or surface floor of buildings within such radius, hereby approve the foregoing application, and consent to the issuance to the applicant of a license to sell intoxicating liquor by the drink, to be consumed on the premises where sold:

NAME	ADDRESS

WE REQUEST THAT THE CITY COUNCIL APPROVE THE LICENSE WITH AT LEAST A FIVE-SEVENTHS VOTE IN LIEU OF CONTACTING OUR NEIGHBORING BUSINESSES.

WE ARE NOT CHANGING OWNERSHIP ONLY MANAGING OFFICER + THE PASTA HOUSE CO HAS BEEN A STABLE RELIABLE BUSINESS IN UNIVERSITY CITY AT THIS SAME LOCATION FOR OVER 40 YEARS.

THANKS FOR YOUR CONSIDERATION.

(Attach additional sheet if necessary)

VII. ADDITIONAL INFORMATION

USE THIS SHEET FOR ANY ADDITIONAL INFORMATION. LIST PAGE, SECTION, AND LETTER TO WHICH THE INFORMATION APPLIES.

PAGE	SECTION	LETTER	ADDITIONAL INFORMATION

TAXATION DIVISION
PO BOX 3666
JEFFERSON CITY, MO 65105-3666

Missouri
DEPARTMENT OF REVENUE

Telephone: 573-751-9268
Fax: 573-522-1265
E-mail: taxclearance@dor.mo.gov

PASTA HOUSE CO PRONTO
700 N NEW BALLAS RD
CREVE COEUR, MO 63141-6716

DATE: 11/21/2019
VALID THROUGH: 02/21/2020
UNIVERSITY CITY

CERTIFICATE OF NO TAX DUE

MISSOURI ID: 11170751
Notice Number 2010114520

To Whom It May Concern: The Department of Revenue, State of Missouri, certifies the above listed taxpayer has filed all required returns and paid all sales or withholding tax due, including penalties and interest, and does not owe any sales and withholding tax, as of November 20, 2019. This review does not include returns that are not required to be filed as of this date or that have been filed but not yet processed by the Department.

This statement only applies to sales and withholding tax due and is not to be construed as limiting the authority of the Director of Revenue to assess, or pursue collection of liabilities resulting from final litigation, default in payment of any installment agreement entered into with the Director of Revenue, any successor liability that may become due in the future, or audits or reviews of the taxpayer's records as provided by law.

THIS CERTIFICATE REMAINS VALID FOR 90 DAYS FROM THE ISSUANCE DATE.

TAXATION DIVISION

ST. LOUIS COUNTY, MISSOURI

Personal Property Tax Receipt

This information reflects the tax status for the account and tax year indicated.

This receipt serves as proof of paid personal property taxes
and must be submitted when applying for an annual permit or license from St. Louis County.

No Taxes Are Due

Effective 1/7/2020.

Tax Year:	2019
Account Number:	I00386168
Account Status:	Active
Name:	Fresta Joseph A Sr & Phyllis A
Taxing Address:	19 Warson Downs Rd Saint Louis, MO 63141
School Sub Code:	117MM
City Code:	082
Site Code:	0406
Total Assessed Value:	5,270
Tax Rate:	7.8509
Personal Property Declaration:	2019 declaration has been received.

Office Use: TP9998763176Y873J0X0WIUV9R 1/7/2020 10:20:40 AM

19 19 I00386168 FRE

Personal Property Tax Paid: I00386168

Tax Year	Tax	Interest	Penalties	Other Charges	Total Tax	Amount Paid	Date Paid
2019	$413.74	$0.00	$0.00	$0.00	$413.74	$413.74	12/31/2019

Vehicles Detail: I00386168 - 2019

Line Number	Reference Number	Year	Make	Model	Type	Product Code	Total Units	Assessed Value Per Unit	Total Assessed Value
1	10	2014	Merz	Glk350	Auto	525114	1	5,270	5,270
								Total >>	**5,270**

If you have any questions, please contact the Collection Division at (314)615-5500.

Close Window

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J - 1 - 13

ST. LOUIS COUNTY
BOARD OF ELECTION COMMISSIONERS
725 NORTHWEST PLAZA DRIVE
ST. ANN, MO 63074

RETURN SERVICE REQUESTED

OFFICIAL ELECTION MAIL

NONPROFIT ORG
US POSTAGE
PAID
SAINT LOUIS, MO
PERMIT NO 2160

CUT ALONG DOTTED LINE

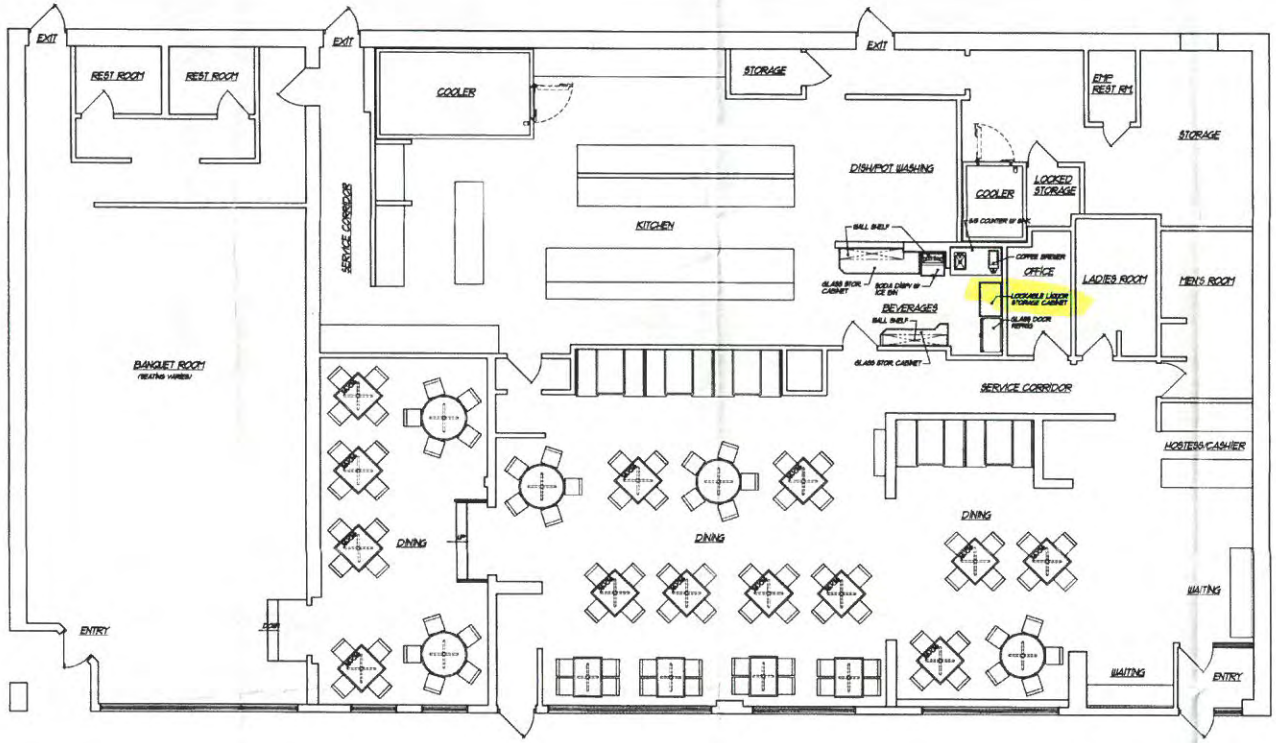
CC.033 - Creve Coeur
73354249

Saint Louis COUNTY
ELECTION BOARD
IDC2017

**********ECRWSS**C 014
Joseph A Fresta
19 Warson Downs
Saint Louis MO 63141-7928

414
413 563926

Voter Identification Card



GENERAL LAYOUT PLAN

WAREHOUSE BUILDING AREA - 6448 SQ.FT

GENERAL LAYOUT

SCALE: 1/4"=1'-0"

Sheet
FOODSERVICE EQUIPMENT PLAN

Project
THE PASTA HOUSE CO.
8213 DELMAR BLVD.
ST. LOUIS MO. 63124

Revisions
REV1 REVDATE
REVNOTE
REV2 REVDATE
REVNOTE

Issue Date
11/22/19

Drawn By
BRENNELL

Job Number
01

Sheet No.
K1

THE PASTA HOUSE CO.
& pizzeria
PASTA
PICK UP
ONLY

University City Police Department

Inter-office Memo

Date: 12/05/19

TO: Colonel Hampton, Chief of Police DSN 391

FROM: Lieutenant Shawn Whitley DSN 372

SUBJECT: 8213 Delmar Blvd (Liquor License Application)

CC:

Business

Pasta House Co.
8213 Delmar Blvd
University City MO. 63130

Applicant/Owner

Applicant: Joseph Fresta
Home Address: #19 Warson Downs St. Louis, MO. 63141
D.O.B
SSN: N/A
Phone: 314-692-2462

Sir,

I have reviewed the findings of the investigation completed by Detective Santos concerning the liquor license application submitted by, **Joseph Fresta, located at 8213 Delmar Blvd, University City, MO 63130**. Det. Santo's investigation was thorough and revealed no cause for a denial for a City of University Liquor License as applied for by Joseph Fresta of Pasta House Co.

Respectfully Submitted,

Lieutenant Shawn Whitley DSN 372

Chief Larry Hampton DSN 391

Council Agenda Item Cover

MEETING DATE: January 13, 2020

AGENDA ITEM TITLE: Tree Trimming Program

AGENDA SECTION: Consent Agenda

CAN THIS ITEM BE RESCHEDULED?: Yes

BACKGROUND: The City removes or prunes trees in the public right-of-way that have been identified by the City Forester. In support of the in-house efforts the City lets an annual contract for outside assistance in the above-described tree trimming work. The contractor is responsible for removing/pruning the trees in the project scope and removing/chipping any debris to the City's specifications. Funds in the amount of $50,000.00 are allocated in the Park Maintenance Budget – Maintenance Contracts – 01-50-45-6050.

The City advertised for bids for the Tree Trimming Project on the City's website as well as emailed the information to several companies. Three (3) companies responded to the bid request and agreed to provide services per the specifications. The tabulation of bid proposals is as follows:

Contractor	Base Bid	Alternate Bid
Gamma Tree Experts	$8,372.00	$34,624.20
Omni Tree Service	$36,950.00	$80,481.00
Clipper Tree	$18,200.00	$112,905.00

RECOMMENDATION: The City Manager recommends that the City Council approve the award for the FY20 Annual Tree Trimming Contract to the lowest responsible bidder Gamma Tree Experts in an amount not to exceed $50,000.00 (Base Bid ($8,372.00), Alternate Bid ($34,624.20), and Contingency ($7,003.80) to address unforeseen conditions or additional trees as needed).

Attachment 1: Contract

CONTRACT

THIS AGREEMENT, made as of the _____ day of _____ , 20___, by and between The City of University City, MISSOURI (here in after called the CITY) and Gamma Tree Experts, a company with offices at 1564 North and South, University City, MO 63130 (herein after called the CONTRACTOR), WITNESSETH, that whereas the CITY intends to proceed with Project No. PK20-001 – Tree Trimming Contract, hereinafter called the PROJECT, in accordance with the Specifications and Contract Documents prepared by the City of University City.

NOW, THEREFORE, The CITY and CONTRACTOR for the considerations hereinafter set forth, agree as follows:

THE CONTRACTOR AGREES to furnish all the necessary labor, materials, equipment, tools and services necessary to perform and complete in a workmanlike manner all work required for the PROJECT, in strict compliance with the Contract Documents herein mentioned, which are hereby made a part of the Contract.

a. Contract Time: Work under this Agreement shall be commenced upon written Notice to Proceed and shall be completed within one hundred and twenty (120) calendar days of the authorization date in the Notice to Proceed.
b. Liquidated Damages: The Contractor hereby expressly agrees to pay the City the sum of two hundred dollars ($200.00) per day for each and every day, Sundays and legal holidays only excepted, after calendar days have expired during or upon which said work, or any part thereof remains incomplete and unfinished.
c. Subcontractors: The Contractor agrees to bind every subcontractor by the terms of the Contract Documents. The Contract Documents shall not be construed as creating any contractual relation between any subcontractor and the City. No subcontractor shall further subcontract any of their work.

THE CITY AGREES to pay, and the Contractor agrees to accept, in full payment for the performance of this Contract, the amount as stipulated in the Proposal, which is:

Forty-Two Thousand Nine Hundred Ninety-Six Dollars and Twenty Cents ($42,996.20).

Final dollar amount will be computed from actual quantities/services provided as verified by the Director of Parks, Recreation and Forestry and in accordance with the unit prices set out in the Proposal.

(See following pages)

CONTRACT DOCUMENTS:

The Contract comprises the Contract Documents as bound herein. In the event that any provision of one Contract Document conflicts with the provision of another Contract Document, the provision in that Contract Document first listed below shall govern, except as otherwise specifically stated:

A. Contract (This Instrument)
B. Addenda to Contract Documents

C. Conditions of the Contract
D. Remaining Legal and Procedural Documents
   1. Proposal
   2. Instruction to Bidders
   3. Invitation for Bids
E. Job Special Provisions
F. Bonds/Attachments
   1. Performance/Payment Bond
   2. Bid Bond

AUTHORITY AND RESPONSIBILITY OF THE PARKS, RECREATION AND FORESTRY DIRECTOR:

All work shall be done under the general inspection of the Director of Parks, Recreation and Forestry or his designee. The Director of Parks, Recreation and Forestry or his designee shall decide any and all questions which may arise as to the quality and acceptability of materials furnished, work performed, and rate of progress of work, interpretations of specifications and all questions as to the acceptable fulfillment of the Contract on the part of the Contractor.

SUCCESSORS AND ASSIGNS:

This Agreement and all of the covenants hereof shall insure to the benefit of and be binding upon the City and Contractor respectively and their partners, successors, assigns and legal representatives. Neither the Owner nor the Contractor shall have the right to assign, transfer, or sublet their interests or obligation hereunder without consent of the other party.

The Contract contains a binding arbitration provision that may be enforced by the parties.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement:

(SEAL)

Attest:

Title: _____

By (signature): _____

Contractor (print): _____

Date: _____

(SEAL)

Attest:

CITY OF UNIVERSITY CITY, MISSOURI

By: _____
City Clerk

Date: _____

CITY OF UNIVERSITY CITY

By: _____
City Attorney

Date: _____

CITY OF UNIVERSITY CITY

By: _____
City Manager

Date: _____

Council Agenda Item Cover

MEETING DATE: January 13, 2020

AGENDA ITEM TITLE: Legislative Update
Pat Kelly, Executive Director, Municipal League of Metro St. Louis

AGENDA SECTION: City Manager

CAN THIS ITEM BE RESCHEDULED?: Yes

BACKGROUND:

Pat Kelly, Executive Director, Municipal League of Metro St. Louis will provide a legislative update.

Council Agenda Item Cover

MEETING DATE: January 13, 2020

AGENDA ITEM TITLE: Legislative Platform

AGENDA SECTION: City Manager

CAN THIS ITEM BE RESCHEDULED?: Yes

BACKGROUND:
This agenda item asked Council to consider the proposed 2020 legislative platform. Approval of this document will provide guidance to our legislative delegation and staff during the 2020 legislative session.

RECOMMENDATION: The City Manager recommends approval.

Attachment 1: Draft University City 2020 Legislative Platform

City of University City 2020 Legislative Platform

This 2020 Legislative Platform reflects Council's legislative positions and priorities on current or anticipated legislative action at both State and Federal levels. Guided by this legislative platform, staff will take action to influence legislative efforts based on the best interests of the City of University City. Staff will update Council throughout the legislative session while seeking specific feedback on issues of major importance to the City.

2020 State Legislative Platform

I. REVENUE AND FINANCE

A. The City will oppose legislation that results in the reduction of revenues collected by the City and support legislation that enhances revenue collections.

- Oppose legislation that reduces shared revenues, State Gas Tax, licensing or franchise fees, or any other source of current revenue for the City.

B. The City will protect its ability to collect and use property taxes in order to properly manage the operations of the City and to manage growth.

II. GOVERNANCE

A. The City will oppose legislation that reduces the City's local authority and support legislation that strengthens or increases local control.

- Oppose legislation that creates unfunded mandates and burdensome regulations.
- Oppose legislation that imposes personal liability on Council members for actions taken as part of their official duty; and oppose legislation that increases City liability or requires the City to take on additional indemnity.
- **Oppose legislation that consolidates governments, and/or services without a vote of those residents impacted or a vote that is diluted.**

DRAFT

III. QUALITY SERVICES

A. The City will support legislation that enhances or incentivizes economic development within the City and oppose legislation that weakens economic development tools.

- Support legislation that provides alternative financing tools in order to bring economic investments to the City.
- Support legislation that leverages tax laws in order to bring economic investments to the City.

B. The City will support legislation that enhances public safety and protection from criminal activity, and oppose any legislation that needlessly reduces public safety or compromises the City's ability to provide public safety and to protect property utilizing its own local authority.

C. The City will support efforts to increase the ability to provide additional quality parks, recreation and library services and oppose efforts to limit the ability to fund community services.

- Support legislation that allows additional options to participate in cost sharing and to finance municipal recreational infrastructure.
- Support all aspects of Community Development Block Grants (CDBG).

D. The City will support legislation that advances responsive and high quality health and human service practices and delivery to people living in and around University City, and oppose legislation that negatively impacts these services.

- Support legislation that brings additional services and cost effective resources to our senior and veteran population.
- Support legislation that increases health care access to the City's residents.

IV. INFRASTRUCTURE

A. The City will support legislation that advances the planning, design, maintenance, and completion of transportation infrastructure and oppose legislation that will hinder completion of transportation infrastructure.

- Support legislation that creates additional funding options or revenue sources for transportation infrastructure including private-public partnerships and new revenue streams.

DRAFT

- Support legislation that reduces or repeals unnecessary or redundant regulatory requirements.

B. The City will support legislation that enhances the City's ability to provide or oversee safe and affordable utility services while protecting the health, safety, and public welfare of the people within the City, and oppose any legislation that needlessly reduces the safety and affordability of utilities or compromises the City's oversight authority.

V. 2020 FEDERAL LEGISLATIVE PLATFORM

A. The City will seek federal funding for transportation infrastructure**, and storm water management projects.**

B. The City will advocate for continued federal support of the transportation infrastructure grant programs.

C. The City will advocate with the Federal Environmental Protection Agency on issues negatively impacting the environment.

D. The City will advocate for Federal funding of COPS Grants.

VI. STAFF REQUSTED LEGISLATIVE ACTIVITY

Activity	Requesting Department
Support legislation that improves health, wellness, literacy and information access.	City Manager's Office
Support legislation that enhances the efficiency and effectiveness of law enforcement, while protecting taxpayers and maintaining local authority. • Prioritize resources to combat Violent Crime • Federal Sentencing Reform and Reducing Unnecessary Incarceration	Police
Actively pursue funding for storm water management projects.	City Manager's Office/Public Works
Oppose State SB526 being legislation to reduce cable franchise fees collected for use of the public's right-of-way	City Manager's Office

DRAFT

Council Agenda Item Cover

MEETING DATE: January 13, 2020

AGENDA ITEM TITLE: Lease with Option to purchase of Fire Apparatus

AGENDA SECTION: City Mangers report

CAN THIS ITEM BE RESCHEDULED? : Yes

BACKGROUND REVIEW: The Fire department lost a frontline apparatus to flood waters during a rescue of a woman and child trapped in the waters. The insurance company wrote it off as a total loss. The truck was replaced on the front line by reserve pumper 2614, which is a late 90's model pumper. 2614 has recently suffered a failure of mechanical gaskets in the pump, causing damage to the interior of the pump and shafts with an estimated repair cost of $12, 000 to $18,000 depending on what it found when taken apart. The repairs are equal to the value of the truck and repairs are not guaranteed due to the age and fatigue of the vehicle and parts. There is a necessity to order a new truck, which can take at least 14 to 16 months. The fire department is in immediate need of a reliable, tested vehicle to serve as a front line apparatus and to move to reserve status for a reliable backup when a new truck is received.

The fire department has searched and found a sound and reliable used fire truck at a neighboring department that will fill the UCFD immediate and future needs. It has been tested and certified by independent testing companies and has been completely gone over by the City's mechanics and verified as being in excellent condition and ready for service. The lease and future purchase can be paid using some of the insurance money received from the loss of the apparatus in the flood waters.

We received $325,456 from the insurance on the loss of the front line truck. The lease will cost $5,000 a month, with a purchase price of $175,000 minus the amount paid to lease the vehicle.

RECOMMENDATION: The City Manager recommends approval of the lease with the option to purchase contract from Community Fire District for the immediate lease and future purchase of CFD 100 platform reserve ladder truck.

ATTACHMENTS:

- Lease with option to purchase contract with Community Fire District.

LEASE

This Lease, made and entered into this _____day of _____,

2020, by and between Community Fire Protection District, a political subdivision of the State of Missouri, hereinafter referred to as “Lessor”, and the City of University City, Missouri, hereinafter known referred to as “Lessee”.

Article I- Leased Vehicle:

The Lessor hereby leases to the Lessee the vehicle described herein; a 2005 Sutphen Aerial truck, VIN IS9A3KLE251003098.

The vehicle should be operated by the Lessee to serve the best interests and welfare of the Lessee and the people of University City, Missouri.

The vehicle shall be maintained and operated in a manner that will provide the maximum amount of safety and protection to the Lessee’s employees.

The Lessee shall adhere to all requirements set forth by the State of Missouri regarding the operation of this motor vehicle.

The Lessee will be responsible for all fees incurred for the registration (license tag) of the vehicle, transfer of registration, etc.

The Lessee shall utilize the Lessor’s equipment in accordance with procedures and guidelines set forth for the use of such vehicles.

The Lessee shall not sublease the Lessor’s equipment to another entity without the express written consent of the Lessor.

Article II – Term of Lease and Commencement Date:

The term of this Lease shall be for up to (1) year, commencing on the _____ day of _____,2020 and will continue until the agreement is cancelled or terminated in writing by either the Lessor or the Lessee, or by mutual consent with (30) days advanced notice.

Article III- Consideration:

In consideration for leasing the vehicle, the Lessee agrees to pay the Lessor Five Thousand Dollars ($5,000) per month for the term of the Lease, and the Lessee further agrees to bear all costs of maintenance, operation, and repair of the leased vehicle described herein.

The Lessee agrees to hold the Lessor harmless for any damages arising out of the use, maintenance, or operation of the leased vehicle by the Lessee or any third party for any purpose whatsoever, and with the Lessee's responsibility more fully described hereinafter.

Article IV- Routine Maintenance and Operation Expense:

The Lessee assumes the full and sole responsibility for maintaining the Lessor's equipment at a high level of cleanliness, safety, and mechanical soundness.

The Lessee agrees to pay all charges for fuel; oil, parts and services used or supplied for the vehicle during the term of this lease and shall indemnify the Lessor against all liability on such account.

The Lessor shall not be required to furnish any services, parts/materials, facilities or personnel to make any repairs or to maintain the vehicle: This is clearly and entirely the responsibility of the Lessee.

Article V- Liability and Insurance:

The Lessee assumes all liability regarding the operation of the vehicle and agrees to indemnify the Lessor for any losses incurred by the Lessee because of tortious conduct in the course of the operation of the leased vehicle.

The Lessee will cover its activities and vehicle with insurance sufficient to protect the Lessee, the Lessor and the Lessor's Board of Director's from any loss whatsoever, in regard to the vehicle.

The Lessee shall provide a copy of the insurance policy to the Lessor. On an annual basis, proof of adequate insurance shall be provided to the Lessor if the lease is extended.

Article VI – Option to Purchase:

At any time during the term of the Lease, the Lessee may purchase the vehicle for the total price of $175,000.

Should the Lessee elect to exercise to purchase the vehicle, any monthly lease payments already made shall be applied to the balance of the purchase price stated above and reduce the purchase price by the amounts paid.

The Lessee agrees that it has inspected the vehicle and determined that it is in good operating condition.

Further, The Lessee understands that should it elect to purchase the vehicle, that it is an "as is" purchase without any warranties or guarantees regarding the condition of the vehicle.

The Lessee specifically waves any rights or claims it may have regarding the condition of the vehicle and agrees to accept the vehicle in an "as is" condition.

Article VII- Full Agreement:

It is agreed by the parties that this Lease embodies the entire agreement between the parties.

Lessor – Community Fire Protection District

By : _____

Title: _____

Lessee: City of University City, Missouri

By: _____

Title: City Manager_____

Council Agenda Item Cover

MEETING DATE: January 13, 2020

AGENDA ITEM TITLE: An Ordinance Authorizing Amendments to the Employment Agreement Between the City and City Manager Gregory Rose

AGENDA SECTION: Unfinished Business - Bills

CAN THIS ITEM BE RESCHEDULED? Yes

BACKGROUND REVIEW:

This Bill authorizes certain amendments to the Employment Agreement between the City and City Manager Gregory Rose. The City's contribution to Mr. Rose's ICMA RC 457 retirement plan increases to nine percent of his base salary from six percent. The City's severance payment to Mr. Rose for termination without cause after the first 24 months of employment increases to 12 months' salary from nine months' salary through the 48th month of employment, and to nine months' salary from six months' salary after the 48th month of employment. Lastly, the City agrees to assist Mr. Rose with a future purchase of a principal residence located within the corporate boundaries of the City by providing an equity loan in the amount of up to $50,000, the specific terms of which are subject to approval by the parties.

RECOMMENDATION:

ATTACHMENT:

1. Bill NO. 9397
2. Employment Agreement

INTRODUCED BY:_____ DATE:_____

BILL NO. 9397 **ORDINANCE NO.____**

AN ORDINANCE AUTHORIZING AMENDMENTS TO THE EMPLOYMENT AGREEMENT BETWEEN THE CITY AND CITY MANAGER GREGORY ROSE.

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

Section 1. The Employment Agreement dated November 13, 2017 between the City and City Manager Gregory Rose, which was approved by Ordinance No. 7070 and effective December 28, 2017, is hereby amended as provided in the First Amended Employment Agreement, which is attached and incorporated by reference.

Section 2. This ordinance shall take effect and be in force from and after its passage as provided by law.

PASSED this _____ day of _____, _____.

_____
MAYOR

ATTEST:

_____
CITY CLERK

CERTIFIED TO BE CORRECT AS TO FORM:

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CITY ATTORNEY

FIRST AMENDED EMPLOYMENT AGREEMENT

This First Amended Employment Agreement is made and entered into this 13th day of January, 2020, by and between the City of University City, Missouri, a municipal corporation (hereafter called the "Employer" or the "City"), and Gregory Rose (hereinafter called "Gregory Rose," "you" or "your"), an individual who has education, training and experience in local government management and who, as a member of the ICMA, is subject to the ICMA Code of Ethics.

RECITALS:

A. The City and Gregory Rose entered into an Employment Agreement dated November 13, 2017, which was approved by Ordinance No. 7070 and effective December 28, 2017; and

B. The City and Gregory Rose now desire to make certain amendments to the Employment Agreement.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the City and Gregory Rose agree as follows:

1. Section 6.B of the Employment Agreement is amended, effective from and after January 19, 2020, to read as follows: For each month during the term of this Agreement, the Employer shall contribute to an ICMA RC 457 retirement plan for your benefit an amount equal to nine percent (9%) of your base salary.

2. Section 8.C of the Employment Agreement is amended to read as follows: If you are terminated without cause after the first twenty-four months of employment, the Employer shall provide a severance payment equal to twelve months' salary at the current rate of pay.

3. Section 8.D of the Employment Agreement is amended by deleting it in its entirety.

4. Section 12 of the Employment Agreement is amended by adding a subsection D, which shall read as follows: Upon your request, the City shall assist you with a future purchase of a principal residence located within the corporate boundaries of University City by providing an equity loan in an amount of up to $50,000, the specific terms of which are subject to approval by the City and you.

5. All other terms and conditions of the Employment Agreement shall remain in full force and effect.

City of University City, Missouri

By: _____
Gregory Rose

Date of Execution: _____

By:_____
Mayor Terry Crow
For the City and the Council

Date of Execution: _____

Council Agenda Item Cover

MEETING DATE: January 13, 2020

AGENDA ITEM TITLE: An Ordinance Amending Section 120.940 of the Municipal Code of the City of University City, Relating to the Loop Special Business District Advisory Commission, By Amending Subsection A.1 Thereof, Relating to Membership

AGENDA SECTION: Unfinished Business - Bills

CAN THIS ITEM BE RESCHEDULED? Yes

BACKGROUND REVIEW:

This Bill amends Municipal Code Section 120.940.A.1, relating to the Loop Special Business District Advisory Commission membership. Currently, individuals who own property or operate a municipally-licensed business within the District may be appointed to Commission. The Bill clarifies that the real property or licensed business must be subject to the additional tax in Municipal Code Section 120.910 and not be in arrears. The additional tax on real property is 85 cents per $100 of assessed valuation, and on licensed businesses it is 50% over any other business license taxes levied by the City. Revenue from the taxes is used to pay all costs and expenses incurred in the operation of the District.

The Bill further clarifies that if the owner of real property or a licensed business within the district is a partnership or a business organization or other entity, including a limited partnership, corporation, estate or trust, the owner may designate in writing an individual as the owner's legally authorized representative and such individual may be appointed to the Advisory Commission provided the individual is formally affiliated with the owner and the owner is subject to the additional tax in Section 120.910 and not in arrears. Most of the real property and many licensed businesses are owned by entities rather than individuals, and the informal practice has been to appoint individuals associated with such entities to the Commission. The Bill formalizes the practice but requires that there be a written designation by the entity.

RECOMMENDATION:

City Manager recommends approval.

ATTACHMENT:

1. Bill NO. 9398

INTRODUCED BY:_____ DATE:_____

BILL NO. 9398 **ORDINANCE NO.____**

AN ORDINANCE AMENDING SECTION 120.940 OF MUNICIPAL CODE OF THE CITY OF UNIVERSITY CITY, RELATING TO THE LOOP SPECIAL BUSINESS DISTRICT ADVISORY COMMISSION, BY AMENDING SUBSECTION A.1 THEREOF, RELATING TO MEMBERSHIP.

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

Section 1. Section 120.940 of the Municipal Code of the City of University City, relating to the Loop Special Business District Advisory Commission, is hereby amended by amending subsection A.1 relating to membership, so that Section 120.940, as so amended, shall read as follows:

Section 120.940. Advisory Commission.

A.

The City Council shall have sole discretion as to how the revenues of the district shall be used within the scope of this Chapter. To assist in exercising this discretion, a University City Special Business District Advisory Commission is created.

1. *Membership.* The Advisory Commission shall consist of nine (9) members, chosen from and consisting of individuals who, at the time of appointment and during their entire term, own real property or a licensed business within the district that is subject to the additional tax in Section 120.910 and not in arrears. If the owner of real property or a licensed business within the district is a partnership or a business organization or other entity, including a limited partnership, corporation, estate or trust, the owner may designate in writing an individual as the owner's legally authorized representative and such individual may be appointed to and a member of the Advisory Commission provided, at the time of appointment and during the entire term, the individual is formally affiliated with the owner and the owner is subject to the additional tax in Section 120.910 and not in arrears. No member of the municipal government shall be a member of the Advisory Commission.

2. *Term of office.* Upon passage and approval of the ordinance codified in this Chapter, the Mayor, with the approval of the City Council, shall appoint to the members of said Advisory Commission two (2) additional members so that each of the nine (9) members shall hold office for three (3) years. With respect to the term of office of the two (2) members added by this amendment, their terms shall be deemed to have commenced on the first (1st) of January, 1989. Annually thereafter the Mayor shall, before the first (1st) of January of each year, appoint, as before, replacement members for those members whose terms shall have expired, and those replacement members shall hold office for three (3) years, and/or until their successors are appointed.

3. *Dismissals.* The City Council may remove any member of the Advisory Commission for misconduct or neglect of duty.

4. *Vacancies.* Vacancies on the Advisory Commission, occasioned by removal, resignation or otherwise, shall be reported to the City Council and shall be filled in like manner as normal appointments within thirty (30) days of the report to the Council. Members appointed to fill vacancies shall assume the term of membership held by the vacated member.

5. *Compensation.* No member of the Advisory Commission shall receive compensation for his/her duties.

6. *Conflict of interest.* No person shall be employed by the district who is related to a member of the Advisory Commission either by blood or marriage, and no business shall be conducted with firms which are owned in whole, or part, by a person related to a member of the Advisory Commission either by blood or marriage.

Section 2. This Ordinance shall take effect and be in force after its passage as provided by law.

PASSED this _____ day of _____, 2020.

_____
MAYOR

ATTEST:

_____
CITY CLERK

CERTIFIED TO BE CORRECT AS TO FORM:

_____
CITY ATTORNEY