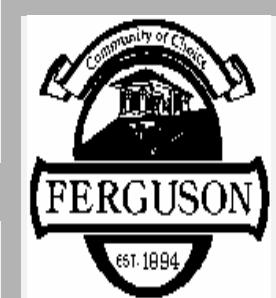


Approved 9/25/07

FERGUSON CITY COUNCIL

**Council Meeting Minutes
September 18, 2007
COUNCIL MEETING, 8:30 P.M.**

**CITY HALL
110 Church Street**



The regular meeting of the Ferguson City Council was called to order at 8:30 p.m. on September 18, 2007 by Mayor Brian P. Fletcher, in the Council Chamber of City Hall, 110 Church Street, Ferguson, Missouri.

Mayor Fletcher requested that everyone stand for a moment of silent prayer, after which the Pledge of Allegiance was recited. On roll call, the following Council Members were present:

Mayor Brian P. Fletcher
Kynan S. Crecelius
Michael Salant - (ABSENT)
James W. Knowles III
Dwayne James
Peggy Faul
Fran Grecco

Also present were City Manager John Shaw, City Attorney Stephanie Karr, and City Clerk Debbie Matthies. Mrs. Matthies declared a quorum was present.

Mayor Fletcher welcomed all present and explained the Council meeting would have a Public Comment Portion at which time you are invited to speak on matters of general concern; and Business Portion in which you are welcome to listen but not participate.

PUBLIC COMMENTS

Kim Cooper – New website looks great and is very user friendly.

Mike Lonero – 29 Almeda – complimented the Public Works Department and construction crew for doing such a great job on Florissant Road. The street looks great and he has had very little disruption with his business.

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There being no additional public comments, Mayor Fletcher closed the Public Comments portion at 8:35 p.m.

BUSINESS PORTION
MINUTES

Council Meeting Minutes – August 28, 2007. A motion was made by Council Member Knowles, seconded by Council Member James and carried to approve and receive as presented the Council Meeting Minutes of August 28, 2007 and file as appropriate.

APPOINTMENTS

Council consensus was to appoint Veronica Wells, Dave Wesloh, and Victoria Salsman to the temporary Personnel Board.

RESOLUTION

2007-32 A RESOLUTION SELECTING A BIDDER FOR THE PARKING LOT ASPHALT OVERLAY/SEAL COATING PROJECT - CITY HALL PARKING LOT & CITY LOT 3 AWARDING THE CONTRACT TO SAID BIDDER AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE CONTRACT ON BEHALF OF THE CITY, was introduced by Council as a whole and read by City Attorney, Stephanie Karr.

Mr. Shaw explained that this Resolution simply authorizes the City Manager to execute a contract with Ford Asphalt Company, who was the lowest bidder for the overlay of the two City lots. Their bid was in the amount of \$45,700.00. It is important to note that this bid came significantly under budget by about \$65,000.00. Therefore, staff recommends approving the passage of this Resolution.

A motion was made by Council Member Knowles, seconded by Council Member Crecelius to read Resolution No. 2007-32.

On roll call vote, the motion carried as follows:

AYES: 6 – Crecelius, Knowles, James, Fletcher, Faul, Grecco
NOES: 0
ABSENT: 1 – Salant

Resolution passes (6-0)

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BILLS REQUIRING SECOND READING

BILL NO.6806 AN ORDINANCE OF THE CITY OF FERGUSON, MISSOURI GRANTING A SPECIAL USE PERMIT FOR THE PROPERTY LOCATED AT 10732 W. FLORISSANT AVENUE SUBJECT TO THE CONDITIONS, RESTRICTIONS AND REQUIREMENTS SET FORTH HEREIN, was introduced by Council as a whole and read the first time.

A motion to read the Bill a second time and place it upon its passage was made by Council Member Knowles, seconded by Council Member Faul.

On roll call vote the motion carried as follows:

AYES: 6 – Knowles, James, Fletcher, Faul, Grecco, Crecelius
NOES: 0
ABSENT: 1 - Salant

Bill No. 6806 was declared passed and sent to the Mayor for signature. Bill No. 6806 thus became Ordinance No. 2007-3325 and is permanently recorded in Book 29 on page 39.

BILL NO.6807 AN ORDINANCE OF THE CITY OF FERGUSON, MISSOURI GRANTING A SPECIAL USE PERMIT FOR THE PROPERTY LOCATED AT 9101 W. Florissant AVENUE SUBJECT TO THE CONDITIONS, RESTRICTIONS AND REQUIREMENTS SET FORTH HEREIN, was introduced by Council as a whole and read the first time.

A motion to read the Bill a second time and place it upon its passage was made by Council Member Knowles, seconded by Council Member Grecco.

On roll call vote the motion carried as follows:

AYES: 6 – James, Fletcher, Faul, Grecco, Crecelius, Knowles
NOES: 0
ABSENT: 1 - Salant

Bill No. 6807 was declared passed and sent to the Mayor for signature. Bill No. 6807 thus became Ordinance No. 2007-3326 and is permanently recorded in Book 29 on page 40.

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BILL NO.6808 AN ORDINANCE LEVYING SPECIAL TAX BILLS AGAINST CERTAIN PROPERTIES FOR COSTS OF BOARDING UP BUILDINGS AS PROVIDED UNDER CHAPTER 7. BUILDINGS AND BUILDING REGULATIONS, OF THE CODE OF THE CITY OF FERGUSON, MISSOURI, was introduced by Council as a whole and read the first time.

A motion to read the Bill a second time and place it upon its passage was made by Council Member Knowles, seconded by Council Member James.

On roll call vote the motion carried as follows:

AYES: 6 – Fletcher, Faul, Grecco, Crecelius, Knowles, James
NOES: 0
ABSENT: 1 - Salant

Bill No. 6808 was declared passed and sent to the Mayor for signature. Bill No. 6808 thus became Ordinance No. 2007-3327 and is permanently recorded in Book 29 on page 41.

BILL NO.6809 AN ORDINANCE LEVYING SPECIAL TAX BILLS AGAINST CERTAIN PROPERTIES FOR COST OF REMOVING TRASH AND DEBRIS AS PROVIDED UNDER CHAPTER 28. NUISANCES, OF THE CODE OF THE CITY OF FERGUSON, MISSOURI, was introduced by Council as a whole and read the first time.

A motion to read the Bill a second time and place it upon its passage was made by Council Member Knowles, seconded by Council Member Grecco.

On roll call vote the motion carried as follows:

AYES: 6 – Faul, Grecco, Crecelius, Knowles, James, Fletcher,
NOES: 0
ABSENT: 1 - Salant

Bill No. 6809 was declared passed and sent to the Mayor for signature. Bill No. 6809 thus became Ordinance No. 2007-3328 and is permanently recorded in Book 29 on page 42.

BILL NO.6810 AN ORDINANCE LEVYING SPECIAL TAX BILLS AGAINST CERTAIN PROPERTIES FOR COSTS OF CUTTING AND REMOVING WEEDS AS PROVIDED UNDER CHAPTER 46. VEGETATION, ARTICLE III. WEEDS AND VINES, OF THE CODE OF THE CITY OF FERGUSON, MISSOURI, was

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introduced by Council as a whole and read the first time.

A motion to read the Bill a second time and place it upon its passage was made by Council Member Knowles, seconded by Council Member Faul.

On roll call vote the motion carried as follows:

AYES: 6 – Grecco, Crecelius, Knowles, James, Fletcher, Faul

NOES: 0

ABSENT: 1 - Salant

Bill No. 6810 was declared passed and sent to the Mayor for signature. Bill No. 6810 thus became Ordinance No. 2007-3329 and is permanently recorded in Book 29 on page 43.

MISCELLANEOUS

Ms. Faul – attended the Park Board Tour of the parks. Reminded everyone of the Lake Pembroke and Chateau Woods Block parties Saturday, September 23. Krispy Kreme is holding a drive-through for flu shots.

Ms. Faul had the opportunity to attend the Missouri Municipal League Conference which was very informative and attended several workshops including one on energy audit and retailers.

Mr. Grecco – congratulated the Metamor4ic Math Center and encouraged everyone to participate. Ms. Grecco informed citizens that the current waste contract does not include rear recycle pick up. If you would like to return the recycle containers arrangements can be made to pick them up.

Mr. Shaw – announced that the 2nd Strategic Action Plan Meeting will be held on Wednesday, October 3 at 6 p.m.

Due to the fact that time is of the essence, because of Streetfest, Mr. Shaw requested Council's direction regarding the options for the Victorian Plaza Pavers. Mr. Shaw agrees with staff's recommendation.

Public Works Director, Terry O'Neil explained that the area of pavers at the fountain and around the gazebo will fall below the grade of the sidewalk creating a trip hazard. There will have to be a way to create a transition to assure there is not a trip hazard. The pavers have begun to shift and drop and have created gullies that hold water and dirt. The area is approximately 10 years old and there are approximately 240 pavers engraved with donors names.

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Staff is proposing that the pavers be removed and replaced with stamped concrete but retain the engraved pavers.

An 8'X8' area would be created to place 288 pavers so that all 240 engraved pavers can remain in Victorian Plaza but, if desired, allow room for future expansion of the engraved pavers. At this time, the 44 spaces that do not have engraved pavers will be filled with blank pavers. This would allow the plaza to match the new sidewalk in front, require lower maintenance and address the current shifting of the pavers and the standing water problems.

Mr. O'Neil further stated that it has been discussed with Joe Lonero and Bud Seiter who were responsible for the fund raising and building of the area with the pavers, gazebo, clock and fountain. Their only request was that the engraved pavers be placed somewhere at the plaza. They both felt that it has been 10 years and due to the shifting and sinking needed to be repaired or replaced.

Mr. O'Neil further explained that there have been several areas of the Florissant Road project that adjustments had to be made which lowered the expense of the project. These adjustments would offset the cost of the stamped concrete at Victorian Plaza. They are currently pouring and preparing the stamped sidewalk in front of the plaza and this would be the ideal time to make this change. If a decision can be made by today or tomorrow, it could be ready for Streetfest.

The Public Works Department recommends this change.

Council consensus was to create an area for the pavers with room for future expansion with some type of ribbon border and a plaque with the name and year of the engraved pavers.

Mayor Fletcher announced that City Manager, John Shaw was one of the chosen thirty to receive a North County Inc. 2007 Leadership award saluting "30 Leaders in their 30's. The award will be presented at a luncheon held September 28 at Norwood Hills Country Club. Council congratulated Mr. Shaw.

ADJOURNMENT

There being no further business to consider, Council Member Knowles moved to adjourn, seconded by Council Member Grecco. The meeting adjourned at 9:00 p.m.

Deborah L. Matthies, City Clerk