

FERGUSON CITY COUNCIL

**Council Meeting Minutes
June 10, 2008**



**COUNCIL MEETING, 7:00 P.M.
CITY HALL
110 CHURCH STREET**

The regular meeting of the Ferguson City Council was called to order at 7:00 p.m. on June 10, 2008 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
James W. Knowles, III
Dwayne James
Peggy Faul
Fran Grecco

Ms. Brooks declared a quorum was present.

Also present were City Manager John Shaw, City Attorney Stephanie Karr and Deputy City Clerk Sonya Brooks.

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

PUBLIC HEARING

**Proposed Annual Operating Budget for Fiscal Year 2008-2009
and Capital Improvement Program**

City Manager, John Shaw explained that each year the Budget approval process begins with a Public Hearing to give the City an opportunity to present the Budget to citizens and to allow them an opportunity to speak on any concerns. Mr. Shaw noted that the City Council and Staff has worked very hard over the last number of months in preparing this Budget and Mr. Shaw would like to personally thank everyone for their efforts.

Finance Director Jeff Blume gave a brief overview of the 2008-2009 Fiscal Year Budget highlighting the Capital Improvement Projects, the Annual Operating Budget, and the budgeted revenues and expenditures of all funds.

SPECIAL PRESENTATIONS

Jeske Park

Mr. Shaw stated that during the last Budget Work Session, many of the Capital Projects for the Parks and Recreation and Public Works Departments were discussed. One item was a clean up of the brush along the Jeske Park creek. Council requested Staff to look into options for the clean up and to estimate what costs would be associated with different approaches.

Public Works Director Terry O'Neil briefly discussed and presented his findings to Council.

PUBLIC COMMENTS

Renee Owens, 809 Deandell, expressed her concern over the City licensing for residential day cares. Ms. Owens informed the Council that she has been licensed by the State and has been operating for nine years with no complaints from residents. Ms. Owens inquired about her eligibility since her neighbor is also operating a day care.

City Manager, John Shaw responded that Staff and City Council are in the process of reviewing the Ordinance and no decisions have been made.

BUSINESS PORTION **MINUTES**

Council Meeting Minutes – May 27, 2008. A motion was made by Council Member Knowles, seconded by Council Member Grecco, and carried to receive the minutes as presented and file as appropriate.

Council Budget Work Session Minutes – June 3, 2008. A motion was made by Council Member Knowles, seconded by Council Member Grecco, and carried to receive the minutes as presented and file as appropriate.

REQUESTS

A motion was made by Council Member Knowles, seconded by Council Member Faul that pursuant to Sec. 2-26 of the Ferguson Code, during the months of July and August, regular Council Meetings shall be held only on the fourth Tuesday of each month, July 22, 2008 and August 26, 2008. Motion carried unanimously.

LIQUOR LICENSES/RENEWALS:

A motion was made by Council Member Knowles, seconded by Council Member Faul to approve the following businesses that have applied for Liquor License Renewals for the 2008-2009 fiscal year. Motion carried unanimously.

Vincenzo's, Ferguson Amoco – 1032 S. Florissant Road, Lamplighter Banquet Center, Candlelight Banquet Center, Shop 'N' Save – 49 N. Florissant Road, Shop 'N' Save – 10805 Old Halls Ferry Road, Emerson Electric Bldg. AA, Convenient Food Mart #61 – 1108 S. Florissant Road, Blessed Teresa of Calcutta, Zion Lutheran Church, SAM's Club, Wal-Mart, Ferguson Supermarket & More, Inc. – 9101 W. Florissant Ave., Paul's Market, El Palenque, Rinderer's Drug Store.

Agenda amended to add: Savoy Banquet Center, R&R Mini Mart, Malone's, and Smoke Stop.

RESOLUTIONS

A motion was made by Council Member Knowles, seconded by Council Member Grecco to read Resolution 2008-11. Motion carried.

2008-11 A RESOLUTION RE-APPOINTING RONALD BROCKMEYER AS MUNICIPAL JUDGE FOR THE CITY OF FERGUSON FOR A TERM OF TWO (2) YEARS; JULY 1, 2008 – JUNE 30, 2010.

City Manager, John Shaw explained this Resolution formally re-appoints Judge Ronald Brockmeyer as Ferguson's Judge for two more years (2008-2010). Mr. Shaw felt comfortable with Judge Brockmeyer's performance that he should be retained as Ferguson's Judge.

On roll call vote, the motion carried as follows:

AYES: 7–Crecelius, Salant, Knowles, James, Mayor Fletcher, Faul, Grecco

NOES: 0

Resolution passes.

A motion was made by Council Member Knowles, seconded by Council Member Grecco to read Resolution 2008-12. Motion carried.

2008-12 A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERGOVERNMENTAL COOPERATION AGREEMENT ON BEHALF OF THE CITY TO PROVIDE FUEL SERVICES TO THE VILLAGE OF CALVERTON PARK.

Mr. Shaw explained this Resolution allows the City Manager to enter into a contract with Calverton Park to provide fuel services to their fleet. Calverton Park is the second municipality that has officially responded to the City's offer.

On roll call vote, the motion carried as follows:

AYES: 7 – Salant, Knowles, James, Mayor Fletcher, Faul, Grecco, Crecelius

NOES: 0

Resolution passes.

BILLS REQUIRING FIRST READINGS

BILL NO. 6844 AN ORDINANCE ADOPTING A PROCEDURE TO
DISCLOSE POTENTIAL CONFLICTS OF INTEREST AND
SUBSTANTIAL INTERESTS FOR CERTAIN MUNICIPAL
OFFICIALS, was introduced by Council as a whole and read the
first time.

City Manager, John Shaw explained this Ordinance is required to be passed by State Statute every two years (Section 105.485 RSMo). It simply establishes the procedure for the disclosure statement that the City Council, the Finance Director and City Manager complete every year.

BILL NO. 6845 AN ORDINANCE REPEALING ORDINANCE NO.
2007-3315, AND ADOPTING AN ORDINANCE FIXING THE
SALARIES AND OTHER COMPENSATION OF ALL OFFICERS AND
EMPLOYEES OF THE CITY AS PROVIDED IN SECTION 2-47.
COMPENSATION, OF CHAPTER 2. ADMINISTRATION, OF THE
CODE OF THE CITY OF FERGUSON, FOR THE FISCAL YEAR 2008-
2009, was introduced by Council as a whole and read the
first time.

Mr. Shaw explained this is the first reading of the Ordinance that is passed every year, adopting the salary schedules, designations and ranges for all employees except for the part-time seasonal employees in Parks and Recreation. The following Bill No. 6846 will address part-time seasonal employees. Mr. Shaw further stated, as the Council had discussed for all non-PAR employees, the 2% increase to minimum, midpoint and maximum salary amount is applied. Also, you will note, as discussed, the adjustments to the Maintenance Worker classification.

The Personnel Board met this evening and recommended that the City Council adopt the Ordinances as presented.

BILL NO. 6846 AN ORDINANCE REPEALING ORDINANCE NO. 2 007-3316, AND ADOPTING AN ORDINANCE FIXING THE SALARIES OF PART-TIME EMPLOYEES OF THE PARKS AND RECREATION DEPARTMENT OF THE CITY OF FERGUSON; FOR THE FISCAL YEAR 2008-2009, was introduced by Council as a whole and read the first time.

BILL NO. 6847 AN ORDINANCE AFFIRMING ADOPTION OF A REDEVELOPMENT PLAN, REDEVELOPMENT AREA, REDEVELOPMENT PROJECT; AUTHORIZING THE EXECUTION OF A REDEVELOPMENT AGREEMENT BETWEEN THE CITY AND MARLEY'S BAR & GRILL LLC, AT 500 S. FLORISSANT ROAD; PRESCRIBING THE FORM AND DETAILS OF SAID AGREEMENT; MAKING CERTAIN FINDINGS WITH RESPECT THERETO; AUTHORIZING OTHER RELATED ACTIONS IN CONNECTION WITH THE REDEVELOPMENT OF CERTAIN PROPERTY WITHIN THE REDEVELOPMENT AREA; AND CONTAINING A SEVERABILITY CLAUSE, was introduced by Council as a whole and read the first time.

Mr. Shaw explained this Ordinance outlines the agreement that was discussed and agreed to in principal by the City Council. It will act as the official redevelopment agreement for Martin and Kelly Braun, who purchased the Golden Greeks and are renovating the building to open Marley's Bar and Grill. The agreement provides for monetary assistance in the amount of \$50,000 and specifies numerous improvements that will be made to the overall property.

OLD BUSINESS

City Manager, John Shaw provided an update on the Forestwood Avenue Project. Mr. Shaw explained that the Federal STP grant the City applied for, for Forestwood Avenue was passed over this year for the for the \$2.9 million grant for improvements to Forestwood Avenue.

Mr. Shaw explained that the City opted for the 70/30 split (matching the Federal 70% with the other 30% of the project), as opposed to the more standard 80/20, hoping that would make the application more competitive. Ferguson was in direct competition with a number of area Counties, which, because of their size are often given preference.

Staff was encouraged by staff at East-West Gateway to reapply next year, and that we could apply for the 80/20 this time around. Typically, provided they meet all of the necessary requirements, communities are granted funding on an application after a year of rejection.

City Manager, John Shaw provided an update and report on the status of programs and projects that tie directly from the results on the Parks Projects and the Master Plan.

Recreation Superintendent Stan Kreitler a gave a brief report on the status of various initiatives and projects including: TrailNet to conduct study, Dade Park new entrances, Tennis courts at Forestwood Park, Hudson Park walking path, Trail nature development, Fountain at JW Lake, Wayside – Dog Park, and many more.

Mayor Fletcher inquired about discussion to use the pool at McCluer South-Berkeley. Mr. Kreitler says the discussion is still on the table.

Council Member Crecelius questioned if day care operators have a grace period to continue operations during the submission process for their licensing to the City. City Attorney, Stephanie Karr responded that enforcement is up to the City and the City has some discretion. The City will try to work through this and bring some proposed changes to the Council.

Council Member Knowles pointed out that there is only \$10,000 in the CIP for the Jeske Park recommended that it be amended. Mayor Fletcher responded it will be considered.

MICELLANEOUS

Mr. Crecelius - encouraged residents to look into the maintenance of their air conditioner.

Mr. Salant – welcomed the Braun's business to Ferguson and is looking forward to vacation this summer.

Mr. Knowles – echoed checking the maintenance of your air conditioners.

Mr. Knowles wanted residents to know that the budget process was not easy. Council and Staff spent many meetings reviewing the Budget. Thanked the Staff for their hard work.

Ms. Faul – reminded residents to keep their grass cut and watch for overgrowth and brush onto the sidewalks.

Ms. Faul – two neighborhood walks were held and residents took a look at their neighborhoods and discussed the positives and negatives. Ms. Faul thanked Community Development Coordinator Natasha Ramey and the Neighborhood Leagues for their efforts.

Ms. Faul – further reminded residents to put their trashcans in at the right time and suggested the City look into obtaining City trash cans to be strategically placed.

Ms. Grecco – thanked Planning and Development for their movie nights. Over 100 people attended movie night at Jeske Park. Invites everyone to attend movie night at Robert Superior Thursday, June 12 to see Shrek 3.

Ms. Grecco – thanked the AmerenUE crews for all their work during the recent power outage.

Ms. Grecco – also thanked the Police Department for their quick attention and response on Barat Avenue.

Mr. Shaw – reminded Council that the St. Louis County Municipal League Installation Golf Tournament is Thursday, June 12 at noon at the Florissant Golf Club.

Mayor Fletcher – shared the success story of a local singing group previously called Me Too from Calverton Park (performed at 4th of July and StreetFest) and are currently performing under the name, Pearl Heart and are participants on the TV show Nashville Star on NBC on Monday nights. Encouraged residents to support local talent.

Mayor Fletcher – reminded residents that Ferguson is a point of sale City and encouraged everyone to shop Ferguson first. Stated that it benefits residents by helping to lower taxes if residents continue to support local businesses.

Mayor Fletcher – reminded businesses that they must provide quality services as well. Suggested that a citizen group be formed to work with Staff and Council to evaluate and address local businesses' quality and services.

Mayor Fletcher – echoed Council Member Faul's statement on maintaining your grass which will save your from being cited by the City and to please be considerate of your neighbors and the community.

Mayor announced a closed session.

ADJOURNMENT

At 8:23 p.m. a motion was made by Council Member Knowles, seconded by Council Member Faul, to enter into closed session in accordance with RSMo 610.021/610.022 Section(s) (1) (2) and (12). Motion carried.

Having concluded the closed session at 9:30 p.m., a motion was made by Council Member Faul, seconded by Council Member Grecco to convene to open session. On roll call vote, the motion carried.

There being no further business to consider, Council Member Knowles, seconded by Council Member Grecco moved to adjourn the meeting. The meeting adjourned at 9:30 p.m.

Brian P. Fletcher - Mayor
City of Ferguson, Missouri

ATTEST:

Sonya D. Brooks – Deputy City Clerk
City of Ferguson, Missouri

Approved: 6/24/08
