

July 23, 2019

The July 23, 2019 City Council meeting was called to order at 7:30 p.m., Mayor Barry Greenberg presiding.

ON ROLL CALL, the following members were present: Mayor Greenberg, Councilmember Crader, Councilmember Faulkingham, Councilmember Pardini, Councilmember Phillips, Councilmember Schmidt and Councilmember Wood.

MOTION TO EXCUSE COUNCILPERSON: No need.

APPROVAL OF THE COUNCIL AGENDA: Councilmember Wood motioned to approve, duly seconded by Councilmember Phillips, which motion received the approval of the Council.

PUBLIC HEARING TO HEAR CITIZEN'S COMMENTS ON A REQUEST BY MICHELLE JAINAKOPLIS TO AMEND PUD ORDINANCE #5724 TO AMEND THE DIMENSIONS OF LOT B AT 7113 SOUTH ST: No one spoke.

PUBLIC HEARING TO HEAR CITIZEN'S COMMENTS ON A REQUEST BY MAPLEWOOD RAFTERS TO OPERATE AN EVENT SPACE AT 7305 MARIETTA AVENUE: No one spoke.

PUBLIC FORUM: Amy Brieahan, 3445 Commonwealth, spoke regarding the police department's general order for body worn cameras. Her concerns included privacy rights, transparency and retention of records.

ANNOUNCEMENTS: Councilmember Crader welcomed members of Boy Scout Troop 493 who were in attendance for their *Citizenship in the Community* merit badge. Councilmember Wood mentioned the Concert in the Park tomorrow night at 6:00 p.m.

APPROVAL OF THE JULY 9, 2019 CITY COUNCIL MEETING MINUTES AND CLOSED SESSION MINUTES: Councilmember Wood motioned to approve, duly seconded by Councilmember Phillips, which motion received the approval of the Council.

R19-37, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, REAPPOINTING KRIPANIDHI NITHYA TO THE LIBRARY BOARD AND ESTABLISHING HER TERM OF OFFICE AS EXPIRING JUNE 30, 2022 was introduced. It was moved by Councilmember Wood, duly seconded by Councilmember Phillips, to approve the resolution which motion received the following roll call vote: Ayes, members Crader, Faulkingham, Mayor Greenberg, Pardini, Phillips, Schmidt and Wood. Nays, none.

R19-38, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, APPOINTING GINA LAROSE TO THE LIBRARY BOARD AND ESTABLISHING HER TERM OF OFFICE AS EXPIRING JUNE 30, 2022 was introduced. It was moved by Councilmember Wood, duly seconded by Councilmember Phillips, to approve the resolution which motion received the following roll call vote: Ayes, members Crader, Faulkingham, Mayor Greenberg, Pardini, Phillips, Schmidt and Wood. Nays, none.

R19-39, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, AUTHORIZING THE CITY MANAGER TO PURCHASE FOUR HUNDRED (400) HOURS AS PART OF THE IT SUPPORT SERVICE AGREEMENT WITH THE REGIONAL JUSTICE INFORMATION SYSTEM (REJIS) AT A COST OF THIRTY THOUSAND EIGHT HUNDRED DOLLARS (\$30,800.00) was introduced. It was moved by Councilmember Wood, duly seconded by Councilmember Phillips, to approve the resolution which motion received the following roll call vote: Ayes, members Crader, Faulkingham, Mayor Greenberg, Pardini, Phillips, Schmidt and Wood. Nays, none.

R19-40, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, AUTHORIZING THE CITY MANAGER TO SIGN A PROPOSAL FOR LEGAL SERVICES FOR THE PERIOD OF JULY 1, 2019 THROUGH JUNE 30, 2022 WITH LEWIS RICE LLC was introduced. It was moved by Councilmember Wood, duly seconded by Councilmember Phillips, to approve the resolution which motion received the following roll call vote: Ayes, members Crader, Faulkingham, Mayor Greenberg, Pardini, Phillips, Schmidt and Wood. Nays, none.

R19-41, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, AUTHORIZING THE CITY MANAGER TO EXECUTE A MISSOURI HIGHWAYS & TRANSPORTATION COMMISSION ROAD RELINQUISHMENT AGREEMENT FOR MANCHESTER BETWEEN BIG BEND WEST TO BARTOLD, A DISTANCE OF 0.41 MILES was introduced. It was moved by Councilmember Wood, duly seconded by Councilmember Phillips, to approve the resolution which motion received the following roll call vote: Ayes, members Crader, Faulkingham, Mayor Greenberg, Pardini, Phillips, Schmidt and Wood. Nays, none.

BILL 6122, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, TO RE-ADOPT AND TO ESTABLISH AND MAKE PUBLIC A PROCEDURE TO DISCLOSE POTENTIAL CONFLICTS OF INTEREST AND SUBSTANTIAL INTERESTS FOR CERTAIN MUNICIPAL OFFICIALS was given its first reading. It was moved by Councilmember Wood, duly seconded by Councilmember Phillips, that Bill No. 6122 be moved to its second reading, which motion received the approval, by voice vote, of the Council.

On its second reading, it was moved by Councilmember Wood, duly seconded by Councilmember Phillips that Bill No. 6122 be passed to its third and final reading, which motion received the approval of the Council.

BILL 6119, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, AMENDING PLANNED UNIT DEVELOPMENT ORDINANCE NUMBERS 5724, 5846 AND 5901 TO CREATE A NEW LOT 5 AND AMEND THE RIGHT-OF-WAY SETBACK ALONG SOUTH STREET FOR NEWLY CREATED STRUCTURES was given its third and final reading. It was moved by Councilmember Wood, duly seconded by Councilmember Phillips that Bill 6119 be approved which motion received the following roll call vote: Ayes, members Crader, Faulkingham, Mayor Greenberg, Pardini, Phillips, Schmidt and Wood. Nays, none.

BILL NO. 6119 was approved by the City Council on this 23rd day of July, 2019 as **Ordinance number 5914.**

BILL 6120, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, GRANTING A CONDITIONAL USE PERMIT TO SHARON AYRES OF MAPLEWOOD RAFTERS TO OPERATE AN EVENT SPACE AT 7305 MARIETTA AVENUE was given its third and final reading. A motion was made by Councilmember Wood that Bill No. 6120 be tabled for the reading of the findings of fact, duly seconded by Councilmember Phillips, which motion received the approval, by voice vote, of the Council.

The Mayor and City Council make the following findings of fact for the petition for a Conditional Use Permit for an event space at 7305 Marietta Avenue:

- The proposed use complies with all applicable provisions of the Zoning Code.
- The proposed use will contribute to and promote the community welfare and convenience.
- The proposed use will not cause substantial injury to the value of neighboring property.
- The proposed use does comply with the overall neighborhood development plan and existing zoning provisions.
- The proposed use will provide, if applicable, off-street parking and loading areas in accordance with the standards of the Zoning Code.
- The proposed use will not substantially increase traffic hazards.
- The proposed use will not substantially increase fire hazards.
- The proposed use will not overtax public utilities.
- The proposed use will not place an undue burden on municipal services.

It was then moved by Councilmember Wood, duly seconded by Councilmember Phillips, that the findings of fact be approved, which motion received the following roll call vote: Ayes, members Crader, Faulkingham, Mayor Greenberg, Pardini, Phillips, Schmidt and Wood. Nays, none.

Councilmember Wood motioned to bring Bill 6120 back onto the table, duly seconded by Councilmember Phillips, which motion received the approval, by voice vote, of the Council.

A motion was made by Councilmember Wood, duly seconded by Councilmember Phillips, that Bill No. 6120 be approved, which motion received the following roll call vote: Ayes, member Crader, Faulkingham, Mayor Greenberg, Pardini, Phillips, Schmidt and Wood. Nays, none.

BILL NO. 6120 was approved by the City Council of this 23rd day of July, 2019 as **Ordinance No. 5915.**

BILL 6121, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI ADOPTING THE BUDGET FOR THE CITY OF MAPLEWOOD, MISSOURI, FOR THE FISCAL YEAR BEGINNING JULY 1, 2019 THROUGH JUNE 30, 2020 was given its third and final reading. It was moved by Councilmember Wood, duly seconded by Councilmember Phillips that Bill 6121 be approved which motion received the following roll call vote: Ayes, member Crader, Faulkingham, Mayor Greenberg, Pardini, Phillips, Schmidt and Wood. Nays, none.

BILL NO. 6121 was approved by the City Council on this 23rd day of July, 2019 as **Ordinance number 5916.**

DISCUSSION OF GENERAL ORDER FOR POLICE DEPARTMENT BODY WORN CAMERAS:
The Council asked numerous questions which were answered by Lt. Matt Nighbor and City Attorney John Hessel.

COUNCIL COMMUNICATION: None.

MAYOR'S REPORT: No report.

CITY ATTORNEY'S REPORT: No report.

CITY MANAGER'S REPORT: No report.

MOTION TO HOLD A CLOSED SESSION, IF NEEDED, TO DISCUSS MATTERS RELATING TO LITIGATION, LEGAL ACTIONS AND/OR COMMUNICATION FROM THE CITY ATTORNEY AS PROVIDED FOR IN SECTION 610.021(1)RSMO. AND/OR SPECIFICATIONS FOR COMPETITIVE BIDDING UNDER SECTION 610.021(11) AND/OR SEALED BIDS AND RELATED DOCUMENTS AND SEALED PROPOSALS AND RELATED DOCUMENTS UNDER SECTION 610.021(11) AND/OR PERSONNEL MATTERS UNDER SECTION 610.021(13)RSMO. AND/OR EMPLOYEE MATTERS UNDER SECTION 610.021(3)RSMO. AND/OR REAL ESTATE MATTERS UNDER SECTION 610.021(2)RSMO. AND/OR DOCUMENTS RELATED TO A NEGOTIATED CONTRACT UNDER SECTION 610.021(12)RSMO: None.

There being no further business before the Council, the meeting adjourned at 8:50 p.m.