

Table of Contents

Agenda	3
Council Minutes dated May 12, 2014	
Council Minutes dated May 12, 2014	7
Annual Records Disposal	
Memo to City Administrator dated May 22, 2014	26
Court records destruction list	27
Administration records destruction list	28
Finance records destruction list.	32
Police Dept records destruction list	36
Resolution No. 1111 - A Resolution Of The City Council Of The City Of Creve Coeur, Missouri Authorizing The Execution Of An Agreement With St. Louis County Regarding A Community Development Block Grant For Accessibility Improvements To The City's Public Pedestrian Facilities.	
Resolution No. 1111	38
CDBG - Recommendation	39
For Information Only	
Report, Bills Listing, 5-21-14	40
Bill No. 5490 - An Ordinance Confirming The Status Of Streets In The Corporate Square And Light Industrial Area, Annexed By The City Of Creve Coeur From St. Louis County, As Public Streets. Final Reading and Passage	
Bill No. 5490	64
Staff Recommendation Street Acceptance Memo	66
Bill No. 5491 - An Ordinance Confirming The Status Of Streets In The Ward IV Area, Annexed By The City Of Creve Coeur From St. Louis County, As Public Maintained Streets. Final Reading and Passage	
Bill No. 5491	68
Staff Recommendation - Ward 4 Street Acceptance Confirmation	72
Bill No. 5492 - An Ordinance Approving A Final Subdivision Plat (Plat 7) For Lots 5-6, 21-29, 38-40, 41-43, & Lots 50-55 In The Enclave Bellerive Subdivision. Final Reading and Passage	
Bill No. 5492	74
Staff Report	76
Plat 7, Page 1.	80
Plat 7, Page 2.	81
P&Z Chair Letter	82
Bill No. 5493 - An Ordinance Of The City Council Of The City Of Creve Coeur, Missouri, Authorizing The Acceptance Of The Dedication Of Various Rights Of Way And Easements From Mercy Hospitals East Communities Related To The Completed Roadway Improvements On Conway Road And South New Ballas Road. Final Reading and Passage	
Bill No. 5493	83
Mercy Conway-Ballas - Exhibit A (ROW)	84

Mercy Conway-Ballas - Exhibit B (Easements)	85
Mercy Conway-Ballas - Recommendation	86
Bill No. 5494 - An Ordinance Approving A Final Subdivision Plat For A Subdivision Known As Mosley Grove On At The North East Corner Of Mosley Road And Mosley Acres Drive, City Of Creve Coeur, St. Louis County, Missouri. First Reading	
Bill No. 5494	90
Staff Report	92
Mosley Grove Plat	97
P&Z Chair Letter	98
Bill No. 5495 - An Ordinance Repealing Section 315.140 Of The Creve Coeur Code Of Ordinances Regarding Public Safety At Intersections. First Reading and Request for Emergency Second Reading and Approval	
Bill No. 5495	99
Bill No. 5496 - An Ordinance Amending Title VI, Chapter 635, Section 635.260 Of The Code Of Ordinances Of The City Of Creve Coeur Missouri, Establishing A Temporary Credit Against The Business License And Occupation Tax Rate For Water Service. First Reading	
Bill No. 5496	102
memo, Credit for Mo-American Water Tax, 5-21-14	104
Indemnification Ordinance	
Indemnification ordinance - redline draft 05-15-14	105
Review of Elected Official Compensation Per Section 3.3 Of The City of Creve Coeur Charter.	
Elected Official Salary Survey 5_14_14.	109



**AMENDED AGENDA
CITY OF CREVE COEUR
CITY COUNCIL MEETING
300 N NEW BALLAS ROAD
Tuesday, May 27, 2014
7:30 PM**

CALL MEETING TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL

COMMENTS FROM THE GENERAL PUBLIC

(Citizens are asked to limit comments to three minutes and to complete a speaker card)

ACCEPTANCE OF AGENDA

ANNOUNCEMENTS

The City Council meets the 2nd and 4th Monday of each month

6:00 p.m. – 7:00 p.m. – Work Session

7:00 p.m. – Regular Meeting of the City Council

However, the regularly scheduled Monday, June 9, 2014 Council meeting will begin at 7:30 p.m. due to an extended work session.

FUTURE PUBLIC HEARINGS – Monday, June 9, 2014 – 7:30 p.m. there will be a Public Hearing regarding the FY 2015 City Budget

1. CONSENT AGENDA

a. Council Minutes dated May 12, 2014

b. Annual Records Disposal

Summary: The City annually contracts with a company to dispose of old records in accordance with state requirements.

c. Resolution No. 1111 - A Resolution Of The City Council Of The City Of Creve Coeur, Missouri Authorizing The Execution Of An Agreement With St. Louis County Regarding A Community Development Block Grant For Accessibility Improvements To The City's Public Pedestrian Facilities.

Summary: City staff recommends that the City pursue grant funding for sidewalk improvements through the CDBG program. The City is typically eligible for \$20,000 in grant aid each year through this program.



CITY OF CREVE COEUR – AMENDED AGENDA
CITY COUNCIL MEETING
Tuesday, May 27, 2014
7:30 PM

BILLS PAYABLE REPORT

For Information Only

Summary: A report of bills payable dated May 21, 2014 in the amount of \$151,785.83 has been provided for Council review. No vote is required.

UNFINISHED BUSINESS

2. **Bill No. 5490 - An Ordinance Confirming The Status Of Streets In The Corporate Square And Light Industrial Area, Annexed By The City Of Creve Coeur From St. Louis County, As Public Streets. Final Reading and Passage**

Summary: Approval of this ordinance will confirm the list of streets annexed from St. Louis County on February 11, 1991, which are publicly maintained.

3. **Bill No. 5491 - An Ordinance Confirming The Status Of Streets In The Ward IV Area, Annexed By The City Of Creve Coeur From St. Louis County, As Public Maintained Streets. Final Reading and Passage**

Summary: Approval of this Ordinance will confirm the acceptance of streets for public maintenance in Ward 4 annexed from St. Louis County on November 9, 1995.

4. **Bill No. 5492 - An Ordinance Approving A Final Subdivision Plat (Plat 7) For Lots 5-6, 21-29, 38-40, 41-43, & Lots 50-55 In The Enclave Bellerive Subdivision. Final Reading and Passage**

Summary: An application has been submitted by Volz Incorporated, on behalf of The Enclave at Bellerive LLC, for approval of Enclave Bellerive Plat 7 a final plat for all of the remaining un-built lots within the Enclave Bellerive Subdivision. The entire Enclave Bellerive subdivision is zoned "B" Single-Family Residential as modified by the Preliminary Plat authorized by Residential Design Development Permit Ordinance No. 3037. Planning and Zoning Commission recommended approval on May 5, 2014.

5. **Bill No. 5493 - An Ordinance Of The City Council Of The City Of Creve Coeur, Missouri, Authorizing The Acceptance Of The Dedication Of Various Rights Of Way And Easements From Mercy Hospitals East Communities Related To The Completed Roadway**



CITY OF CREVE COEUR – AMENDED AGENDA
CITY COUNCIL MEETING
Tuesday, May 27, 2014
7:30 PM

Improvements On Conway Road And South New Ballas Road. Final Reading and Passage

Summary: City staff recommends the approval and acceptance of several areas of right of way and sidewalk and utility easements related to the expansion of Conway Road and South New Ballas Road resulting from the recent roadway improvement project by Mercy Hospital. Planning and Zoning Commission recommended approval on May 5, 2014.

NEW BUSINESS

6. Bill No. 5494 - An Ordinance Approving A Final Subdivision Plat For A Subdivision Known As Mosley Grove On At The North East Corner Of Mosley Road And Mosley Acres Drive, City Of Creve Coeur, St. Louis County, Missouri. First Reading

Summary: An application has been submitted for the approval of a final plat for the minor subdivision of the 4.91 acres at 536 N. Mosley Road into four, one-acre lots with a new cul-de-sac drive, Elsie Manor, off Mosley Road. The final plat of the Mosley Grove subdivision substantially conforms to the preliminary plat reviewed by the Planning and Zoning Commission on September 16, 2013. Planning and Zoning Commission recommended approval on May 19, 2014.

7. Bill No. 5495 - An Ordinance Repealing Section 315.140 Of The Creve Coeur Code Of Ordinances Regarding Public Safety At Intersections. First Reading and Request for Emergency Second Reading and Approval

Summary: To minimize public confusion arising from recent court decisions regarding intersection safety programs in other cities, this bill would repeal section 315.140 and allow the city to focus resources on enforcement of other traffic and safety ordinances.

8. Bill No. 5496 - An Ordinance Amending Title VI, Chapter 635, Section 635.260 Of The Code Of Ordinances Of The City Of Creve Coeur Missouri, Establishing A Temporary Credit Against The Business License And Occupation Tax Rate For Water Service. First Reading

Summary: To establish a temporary credit against the business license and occupation tax rate for water service.



CITY OF CREVE COEUR – AMENDED AGENDA
CITY COUNCIL MEETING
Tuesday, May 27, 2014
7:30 PM

BUSINESS FROM THE MAYOR and CITY COUNCIL

BUSINESS FROM CITY ADMINISTRATOR

9. Indemnification Ordinance

Summary: The proposed ordinance would establish an indemnification policy for the city and its officials and employees. The draft was originally developed by the City attorney in 2009, and has been recently updated as noted. For discussion only. If Council is in general agreement, the ordinance will be placed on a future agenda for consideration.

10. Review of Elected Official Compensation Per Section 3.3 Of The City of Creve Coeur Charter.

Summary: Councilmanic salaries are reviewed every five (5) years per Section 3.3 of the City Charter. Any adjustments as approved per City Council would become effective only as a new term begins.

11. Executive Session

Pursuant to Section 610.022 RSMo., the City Council could, at any time during the meeting, vote to close the public meeting and move to closed session to discuss matters relating to litigation, legal actions and/or communications from the City Attorney as provided under Section 610.021(1) RSMo. 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) or other matters as permitted by Chapter 610.

Posted: _____ posted 5/23/2014

Deborah Ryan, MPCC
City Clerk



**MINUTES
CITY OF CREVE COEUR
CITY COUNCIL MEETING
300 N NEW BALLAS ROAD
Monday, May 12, 2014
7:00 PM**

CALL MEETING TO ORDER

A regular meeting of the City Council of the City of Creve Coeur was called to order by Mayor Glantz at the Creve Coeur Government Center, 300 N New Ballas Road on Monday, May 12, 2014 at 7:00 pm.

PLEDGE OF ALLEGIANCE

Mayor Glantz led the Pledge of Allegiance.

INVOCATION

Mayor Glantz gave the invocation.

Mayor Glantz thanked the HEB Committee and staff for a wonderful Arbor Day event and all their hard work getting that event together.

Mayor Glantz stated the Farmers Market has seen great success it's first two weekends and invited everyone to come on Saturday mornings to enjoy what the market has to offer.

ROLL CALL

Mayor Glantz

Mr. Kreuter	Council Member Ward I
Ms. Kramer	Council Member Ward I
Mrs. Lawrence	Council Member Ward II
Mr. Wang	Council Member Ward II
Mr. Hoffman	Council Member Ward III
Mrs. D'Alfonso	Council Member Ward III
Mrs. Rhoades	Council Member Ward IV
Mr. Saunders	Council Member Ward IV

COMMENTS FROM THE GENERAL PUBLIC

(Citizens are asked to limit comments to three minutes and to complete a speaker card)

George Cibulka resident of 808 Fern View stated he feels that Monsanto is making the rules to eliminate protesting and there is no need for the city to limit the freedom of speech. Mr. Cibulka congratulated the new Ward IV Council Member Robert Kent.

Susan Baseley, Fran Cantor, Tracy Grass and Claire Chosid were present representing the HEB and Fran Cantor read and submitted a statement for the record regarding the need for better communications with staff. (Exhibit A)



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

Mark Perkins stated it was not intentional to ignore to exclude the HEB Committee regarding the tree inventory. Staff will forward the reports to the HEB for review.

Sharon Stott stated she is the staff liaison and takes responsibility for the lack of communication between staff and the committee.

ACCEPTANCE OF AGENDA

Council Member Hoffman moved, seconded by Council Member Saunders to accept the agenda as presented, with the vote upon such motion as follows, to-wit:

Council Member Kramer – Aye
Council Member Lawrence – Aye
Council Member Hoffman – Aye
Council Member D'Alfonso – Aye
Council Member Saunders – Aye
Council Member Kent – Aye
Council Member Wang – Aye
Council Member Kreuter – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried.

ANNOUNCEMENTS

The City Council meets the 2nd and 4th Monday of each month

6:00 p.m. – 7:00 p.m. – Work Session

7:00 p.m. – Regular Meeting of the City Council

1. CONSENT ORDINANCE READINGS

- a. Bill No. 5488 - An Ordinance Authorizing The Installation Of One (1) Fire Hydrant For Elsie Manor Court East Of The Intersection Of Mosley Road And Elsie Manor Court In The City Of Creve Coeur, Missouri. Final Reading**

City Clerk read Bill No. 5488 for the final time.

2. CONSENT AGENDA

Council Member Hoffman moved, seconded by Council Member Saunders to approve the consent agenda as presented.

- a. Council Minutes dated April 28, 2014**

- b. Bill No. 5488 - An Ordinance Authorizing The Installation Of One (1) Fire Hydrant For Elsie Manor Court East Of The Intersection Of Mosley Road**



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

And Elsie Manor Court In The City Of Creve Coeur, Missouri. Final Passage

Mayor Glantz called the question to approve the consent agenda as presented, with the vote upon such motion as follows, to-wit:

Council Member Saunders – Aye
Council Member Kent – Aye
Council Member Wang – Aye
Council Member Kreuter – Aye
Council Member D'Alfonso – Aye
Council Member Hoffman – Aye
Council Member Lawrence – Aye
Council Member Kramer – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried. Bill No. 5488 becomes Ordinance No. 5364.

BILLS PAYABLE REPORT

For Information Only

Summary: A report of bills payable dated May 7, 2014 in the amount of \$395,021.33 has been provided for Council review. No vote is required.

UNFINISHED BUSINESS

- 3. Bill No. 5482 - An Ordinance Amending The Official Zoning Map Of The City Of Creve Coeur To Rezone 8.49 Acres Of Land From "A" Single-Family Residential District To "B" Single-Family Residential District And Authorizing A Residential Designed Development (RDD) With Accompanying Preliminary Subdivision Plat And Site Development Plan For The Proposed Creekside On Mason Subdivision, For The Property Currently Addressed As 853 North Mason Road. First Reading**

Mark Perkins stated a letter was received from the applicant requesting the first reading be deferred until the June 9th, 2014 Council meeting.

Council Member Saunders moved, seconded by Council Member Kent to defer the first reading of Bill No. 5482 until June 9, 2014 Council meeting, with the vote upon such motion as follows, to-wit:

Council Member Saunders – Aye
Council Member Kent – Aye
Council Member Wang – Aye



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

Council Member Kreuter – Aye
Council Member Kramer – Aye
Council Member Lawrence – Aye
Council Member Hoffman – Aye
Council Member D'Alfonso – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried.

4. Bill No. 5483 - An Ordinance Approving A Final Subdivision Plat For A Subdivision Known As Difani Estates On Mason Road, City Of Creve Coeur, St. Louis County, Missouri. Final Reading and Passage

City Clerk read Bill No. 5483 for the final time.

Council Member Saunders moved, seconded by Council Member Hoffman to approve Bill No. 5483, with the vote upon such motion as follows, to-wit:

Council Member D'Alfonso – Aye
Council Member Hoffman – Aye
Council Member Lawrence – Aye
Council Member Kramer – Aye
Council Member Kreuter – Aye
Council Member Wang – Aye
Council Member Kent – Aye
Council Member Saunders – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried. Bill No. 5483 becomes Ordinance No. 5366.

5. Bill No. 5484 - An Ordinance Repealing Ordinance Number 4088 And Approving A New Master Sign Plan Pursuant To Section 405.950.J Of The City Of Creve Coeur's Code Of Ordinances For The Creve Coeur Corporate Center Campus Located Within The "CB" Core Business District. Final Reading and Passage

City Clerk read Bill No. 5484 for the final time.

Council Member Saunders moved, seconded by Council Member Hoffman to approve Bill No. 5484, with the vote upon such motion as follows, to-wit:

Council Member Saunders – Aye
Council Member Kent – Aye
Council Member Wang – Aye



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

Council Member Kreuter – Aye
Council Member D'Alfonso – Aye
Council Member Hoffman – Aye
Council Member Lawrence – Aye
Council Member Kramer – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried. Bill No. 5484 becomes Ordinance No. 5367.

6. Bill No. 5485 - An Ordinance Authorizing The Issuance Of A New Conditional Use Permit For A 100-Foot Tall Monopole Communications Tower Located At The Ladue Early Childhood Development Center At 10900 Ladue Road. Final Reading and Passage

City Clerk read Bill No. 5485 for the final time.

Council Member Wang moved, seconded by Council Member Saunders to approve Bill No. 5485.

Carl Lumley stated new legislation passed and has been signed by the Governor during the session that will take effect at the end of August and one of the changes is to preclude cities from looking at the issue of co-location opportunities and requiring applicants to document that. The city has applied the full ordinance that is in effect currently but we are only a few months away from an additional ratcheting down of our authority. It will be on P & Z Commission agenda in the next month or so.

Council Member Kent asked if there is a picture of the cell coverage for the entire city of Creve Coeur and if those locations accommodate the needs and if the proposed pole will fill the gaps.

Brick Starts of CSI Communications stated this area has been a historically difficult area for coverage primarily due to the heavy residential nature. There aren't any other areas close that will accommodate the equipment and meet the zoning requirements.

Council Member Kent stated the question is being asked so that the Council won't expect to see another application from this applicant later this year because of coverage.

Council Member Lawrence stated if a pole is decommissioned does it stay.

Mr. Starts stated no, in most agreements it indicates that the sites will be removed completely if a company removes its equipment.

David Caldwell resident of 257 Brooktrail Court read and presented a statement for the record opposing the application. (Exhibit B)



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

Rick Rovak resident of 37 Oak Parc Drive read and presented a statement for the record opposing the application. (Exhibit C)

Evan Buxner resident of 10937 Brooktrail Court stated he is opposed to the application and echoes the comments of the previous speakers and requested Council to defer and consider all the facts.

Michael Kaplan resident of 200 Brooktrail Court stated he is opposed to the application and is concerned about the health effects on the students at the school.

Todd McDowell resident of 38 Oak Park Drive stated he is opposed and stated there are more aesthetically pleasing poles to erect in a city and could place in a different area instead of a residential area.

Ellen Kelly resident of 23 Oak Park Drive stated she is opposed to the tower as it would cause a constant eyesore and be in the sightline of her residential property. Ms. Kelly stated she feels this is more of a greed issue than a coverage issue for the developer. There are no other towers like this in our vicinity or in neighboring municipalities. Hoping the Council will take additional time to consider a meaningful look into commercial areas for a structure such as this.

Mel Klearman resident of 739 Bergerac Drive stated he is concerned that the developer is going to leave the city if the Council doesn't help with this application.

Mr. Storts stated an attorney, Steve Koslovsky sent a letter dated May 9, 2014 representing Mr. David Caldwell, opposing this application. If Mr. Koslovsky was familiar with the Creve Coeur ordinance he would understand that we meet 100% of the ordinance for this telecommunication site on this proposed tract, along with staff and P & Z Commission unanimous approval. Mr. Caldwell was in attendance at the hearing and presumably listened to testimony that this large tract of property is the only tract that would allow for a telecommunication facility and meet 100% of the ordinance in Creve Coeur. Obviously all exhibits, search areas, propagation maps etc have been placed on the record and presented. The school wants better communication on their site and in their buildings.

Paul Langdon stated as indicated in the staff report, staff did find that this was a complete application and supports the installation. It is important to remember that under very specific federal guidelines, questions about the safety of these antennas is not our preview and will not discuss further and suggests the Council does not either. Mr. Langdon acknowledged the question of disguising or trying to make a pole look better but not sure how that is possible. There are no 100 foot trees in Missouri and creating a flag pole will just create another issue with noise. Along with the noise will come issues with the very large flags and maintenance and replacement of the flag and lighting on the flag throughout the year.



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

Rick Rovak stated the pictures that were shown indicating that residents wouldn't be able to see the pole, is because the pole isn't there yet. There isn't anyone present tonight that wants the pole and there is only a select amount of residents that this is going to effect. There are no people here tonight in support of this application. Nothing that the applicant stated in his presentation indicated that we need this pole; it is just available and a want, not a need.

David Caldwell stated the data that was presented only covered the option that is being requested. There is no presentation of data by the applicant or any independent source as to what the coverage would be with other possibilities. The applicant stated he could come back with a 65 foot pole for coverage then why is that not being presented now.

Dave Kreuter stated he would like to hear the response to the 65 foot question.

Mr. Storts stated AT&T has requested a 130 foot pole but lowered it to 100 foot so that the application could meet 100% of the zoning ordinance. If another carrier comes after then they would be lower than AT&T.

Mayor Glantz called for the question for the approval of Bill No. 5485, with the vote upon such motion being as follows, to-wit:

Council Member Kramer – Nay
Council Member Lawrence – Nay
Council Member Hoffman – Aye
Council Member D'Alfonso – Aye
Council Member Saunders – Aye
Council Member Kent – Aye
Council Member Wang – Aye
Council Member Kreuter – Nay

The vote on the motion 5 ayes and 3 nays, motion carried. Bill No. 5485 becomes Ordinance No. 5368.

7. Bill No. 5489 - An Ordinance Amending Section 345.080 Of The Code Of Ordinances Of The City Of Creve Coeur Regarding Pedestrians. Final Reading and Passage

City Clerk read Bill No. 5489 for the final time.

Council Member Hoffman moved, seconded by Council Member Wang to approve Bill No. 5489.

Chief Eidman stated this proposed ordinance, the Police Department feels, is one of safety. Monsanto did not request this change. Use of the medians jeopardizes the safety of the people



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

involved and serve as a distraction to motorists. They are not a public place and not a safe area. The Missouri Uniform Traffic Control device requires 305 feet for a flagman in a work zone to ask someone to slow down before they get to that spot. Poor reaction time could result in an accident or someone getting hurt.

Council Member Wang asked about crossing the streets.

Chief Eidman stated what they do is stand in the median and then walk out in front of traffic, distracting and stopping drivers. The Police Department supports the rights of the protestors to hand out literature to drivers; however, it is dangerous to walk into traffic lanes and occupy the medians.

Carl Lumley stated to clarify; the ordinance is only allowing lawful crossing and not allowing jaywalking. Not allowing crossing contrary to pedestrian signals and traffic safety. If it is the appropriate time for someone to cross the street it is allowed.

Council Member Kramer stated the median is only the center divider.

Chief Eidman stated correct.

Council Member Kramer stated the triangular piece is Monsanto's.

Chief Eidman stated correct, Monsanto has allowed them to occupy that portion of their property.

Council Member Kramer asked about the west side of the street and if protestors can stand there.

Chief Eidman stated he believes that is the Danforth Center and isn't certain where their property lines are but the protestors have not been precluded from standing there.

Council Member Hoffman asked what the penalty is if someone was to violate the ordinance.

Chief Eidman stated it would be a city ordinance violation.

Carl Lumley stated it would be a traffic ticket.

Will Smith resident of 2727 Russell Blvd stated he is organizing a march and the Police Department has been working with the protestors to make the protests a family-friendly environment. Requesting Council vote down this proposed Ordinance. The PD already has the authority to stop a person from doing anything that is considered unsafe.



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

Council Member Hoffman asked Mr. Smith what their committee is going to do to minimize the problems they create during a protest.

Council Member Kramer stated with the proposed ordinance, if the protestors jaywalk then they will get ticketed.

Will Smith stated there are already laws in place that give power to the police to handle situations and the city doesn't need to make laws more prohibitive.

Council Member Hoffman asked if the protestors feel that Monsanto isn't giving them enough space.

Will Smith stated there is space but this proposed ordinance is restricting the public access to public space.

John Chasnoff resident of 7475 Gannon stated it is the democratic process and the right to free speech to protest. Protestors can still walk into the street and crowd traffic from the curb as easily as the median. Mr. Chasnoff asked Council to slow down this process and review what they are approving.

Janet Cuenoa resident of 1333 Orchard View Drive stated she feels that the speed of the traffic is not an issue regarding safety as there are three traffic lights right in a row and traffic often does not reach the speed limit as posted. There are currently laws in place to address the issues that the Chief is concerned with. Since this proposed ordinance is around the issue of protest, it could be interpreted as an attempt to stifle free speech. Groups like the fire department and old newsboy's day use the median for their collections. If this proposed ordinance is passed then it will need to apply to all.

Chief Eidman stated this ordinance is not about the police chief, but rather the Police Department. For all of the protests held at Monsanto the arrest rate has been less than one percent. The Police Department has been extremely tolerant trying to protect all their rights. This is about keeping people safe and that is what the department is asking the Council to do.

Carl Lumley stated the current ordinance doesn't allow the citizens to be in the median. This will clarify it as it is obviously confusing people. The ordinance states, if there is not a sidewalk that they have to stay on the side of the road and it does not permit people to go to the middle of the road. There are trees in the median with very little space on either side of them. It is obviously not clear enough and that is why this clarification was proposed by the Police Department and his office.



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

Mayor Glantz called the question to approve Bill No. 5489, with the vote upon such motion being as follows, to-wit:

Council Member Kramer – Aye
Council Member Lawrence – Aye
Council Member Hoffman – Aye
Council Member D'Alfonso – Aye
Council Member Saunders – Aye
Council Member Kent – Aye
Council Member Wang – Aye
Council Member Kreuter – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried. Bill No. 5489 becomes Ordinance No. 5369.

NEW BUSINESS

8. Bill No. 5490 - An Ordinance Confirming The Status Of Streets In The Corporate Square And Light Industrial Area, Annexed By The City Of Creve Coeur From St. Louis County, As Public Streets. First Reading

City Clerk read Bill No. 5490 for the first time.

Mark Perkins stated staff has been working on updating the city's street inventory files and have found a number of streets that we do not find ordinances on accepting these streets. Even though, they have been maintained as public streets while in unincorporated St. Louis County and for those reasons, staff is requesting Council adopt two ordinances to acknowledge these as public streets.

9. Bill No. 5491 - An Ordinance Confirming The Status Of Streets In The Ward IV Area, Annexed By The City Of Creve Coeur From St. Louis County, As Public Maintained Streets. First Reading3

City Clerk read bill No. 5491 for the first time.

10. Bill No. 5492 - An Ordinance Approving A Final Subdivision Plat (Plat 7) For Lots 5-6, 21-29, 38-40, 41-43, & Lots 50-55 In The Enclave Bellerive Subdivision. First Reading

City Clerk read Bill No. 5492 for the first time.

11. Bill No. 5493 - An Ordinance Of The City Council Of The City Of Creve Coeur, Missouri, Authorizing The Acceptance Of The Dedication Of Various Rights Of Way And Easements From Mercy Hospitals East Communities Related To The Completed Roadway Improvements On Conway Road And South New Ballas Road. First Reading



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

City Clerk read Bill No. 5493 for the first time.

Mark Perkins stated as a result of Mercy Hospital's multiyear expansion over the last several years, this provides for the acceptance to the city of a number of street rights of ways as well as sidewalk and utility easements.

Council Member Hoffman clarified and stated for the record that he is on staff at Mercy Hospital but has no financial arrangement with them.

12. Resolution No. 1109 - A Resolution Of The City Council Of The City Of Creve Coeur, Missouri, Authorizing The Execution Of An Agreement With St. Louis County Regarding A Community Development Block Grant For Accessibility Improvements To The Dielmann Recreational Complex.

City Clerk read Resolution No. 1109.

Council Member D'Alfonso moved, seconded by Council Member Saunders to approve Resolution No. 1109.

Carl Lumley stated to clarify for the record, in conformity with the Community Development Block Grant Program this is a public forum on this particular item if anyone has comments. No one indicated a desire to be heard.

Mark Perkins stated staff is moving funding that was previously earmarked for some accessibility improvements to the Government Center to the Dielmann Recreation Complex for accessibility improvements in conjunction with their renovations that are occurring over there. For a total of \$40,000.

Mayor Glantz called the question to approve Resolution No. 1109, with the vote upon such motion being as follows, to-wit:

Council Member Saunders – Aye
Council Member Kent – Aye
Council Member Wang – Aye
Council Member Kreuter – Aye
Council Member D'Alfonso – Aye
Council Member Hoffman – Aye
Council Member Lawrence – Aye
Council Member Kramer – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried.



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

13. Resolution No. 1110 - A Resolution Of The City Council Of The City Of Creve Coeur, Missouri Authorizing The Execution Of A Contract Increase With Intuition & Logic For Engineering Services Related To The Design And Permitting For The Dam, Detention Pond, And Channel Rehabilitation Project, For The Lump-Sum Amount Of \$4,200.00.

City Clerk read Resolution No. 1110.

Council Member Hoffman moved, seconded by Council Member D'Alfonso to approve Resolution No. 1110.

Jim Heines stated there are a number of sanitary and storm water pipes on the golf course that are currently located there with no easements. Staff needs a survey completed and the proper documents created so that easements can be set up and recorded for MSD. This protects the city so the land is not condemned.

Council Member Kent stated in Mr. Wohlberg's report it indicates that the project will deepen an adjoining lake to remove silt, replace stone channel and replace plantings. Mr. Kent stated several options were presented by Intuition and Logic and asked if any decision has been made.

Jim Heines stated he is uncertain of the status of the east channel, as to whether the 404 has been received in regards to closing that area. This Resolution only pertains to the dam area and along the side of the lake.

Council Member Kent stated so it is to assume that the subject of whether or not the overflow will be closed or open is still an open issue.

Jim Heines stated the issue is still open.

Mayor Glantz called the question to approve Resolution No. 1110, with the vote upon such motion being as follows, to-wit:

Council Member D'Alfonso – Aye
Council Member Hoffman – Aye
Council Member Lawrence – Aye
Council Member Kramer – Aye
Council Member Kreuter – Aye
Council Member Wang – Aye
Council Member Kent – Aye
Council Member Saunders – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried.

APPOINTMENTS



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

14. Appointment of Nominating Committee Member for Appointment of Provisional Judge, Discussion of Nomination Deadline.

Mayor Glantz stated for the appointment for the new Provisional Judge, due to the resignation, we will need a Council representative to join Council President D'Alfonso and the Mayor on the Nominating Committee.

Council Member Hoffman moved, seconded by Council Member Lawrence to nominate Council Member Wang as the third member of the Nominating Committee for the Provisional Judge search, with the vote upon such motion being as follows, to-wit:

Council Member Kreuter – Aye
Council Member Wang – Nay
Council Member Kent – Aye
Council Member Saunders – Aye
Council Member D'Alfonso – Aye
Council Member Hoffman – Aye
Council Member Lawrence – Aye
Council Member Kramer – Aye

The vote on the motion being 7 ayes and 1 nay, motion carried.

Carl Lumley stated the initial effective date of the resignation was May 3, 2014, which the fifteen day deadline for nominations would run to the 18th. As a result of Judge Englemeyer's schedule, Mr. Fried agreed to cover another docket and not leave us with a gap. Technically the vacancy commences on the 14th, which the deadline would then be May 29th, but when meeting with Judge Englemeyer and the Prosecutor, their concern is that the length of the process is going to leave us with, perhaps an uncovered court date. If the Council would agree to leave it May 18th in terms of the deadline, it would facility keeping this process moving. For newer Council Members, the structure is intentional where the Provisional Judge covers one docket a month so that the Provisional Judge stays familiar with the process here and the personnel and to keep the court running in a more efficient manner.

Council Member Lawrence asked if the city will have enough nominees by the 18th.

Carl Lumley stated it really falls to the Council Members to submit nominations. Not sure if the Council is going to get very many from out of the blue.

Council Member Hoffman moved, seconded by Council Member Wang to change the deadline to May 23rd to allow for additional time for advertising and receipt of applications, with the vote upon such motion being as follows, to-wit:

Council Member Kreuter – Aye



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

Council Member Wang – Aye
Council Member Kent – Aye
Council Member Saunders – Aye
Council Member D'Alfonso – Aye
Council Member Hoffman – Aye
Council Member Lawrence – Aye
Council Member Kramer – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried.

BUSINESS FROM THE MAYOR and CITY COUNCIL

15. Trash Service Review Timeline

Council Member D'Alfonso stated when she was the HEB liaison they had a schedule of when things were due and it was helpful. Since Council only approved the contract for a year, she thought it would be helpful for Council to have a timeline and have input in the beginning so that we can all make sure Council is on the same page going forward. Jim Heines proposed a timeline that was included in the packet.

Council Member Lawrence stated she loves there is a timeline that Council can agree upon but would like to point out there are more than three options available for consideration.

Council Member D'Alfonso stated in case there are more than three options, she would like for the Council to have time to discuss those so that we are feeling rushed.

Mark Perkins stated if the Council decides to go out to bid, we are already up against the wall. If there is going to be any kind of public engagement process, not sure how likely that is with the timeline. There isn't going to be much time once the survey results are returned and there will be time for some work sessions and discussions and HEB review but not time for extensive public engagement process if we are going to go out to bid in the early fall.

Council Member Hoffman stated he doesn't feel that we are starting at ground zero any longer. There is enough information that has been covered by the public and Council to move forward. This is more to reach a compromise at this point and that shouldn't take six or eight months.

Mayor Glantz stated if we do have work sessions on this, to discuss exactly which direction we want the city to go on this trash contract.

Council Member Lawrence stated we have a work session on June 23rd; every Council Member should come prepared with their top two options they would like to see the trash service head towards and lay it out. If Council Members don't come prepared then there isn't going to be progress in the discussions.



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

Council Member Saunders stated this is only going to work, particularly on a very tight timeline, as Mr. Perkins is pointing out, if everyone is very engaged in the discussions.

Council Member D'Alfonso stated Finance and CATF have requested to be more involved in the review process regarding trash service as well as HEB. We need to give all those committees a heads up that this issue is coming and their input is going to have to be timely.

Council Member Kent moved, seconded by Council Member Hoffman to accept the timeline for the process of the trash contract as presented and recommended by staff, with the vote upon such motion being as follows, to-wit:

Council Member Kramer – Nay
Council Member Lawrence – Aye
Council Member Hoffman – Aye
Council Member D'Alfonso – Aye
Council Member Saunders – Aye
Council Member Kent – Aye
Council Member Wang – Aye
Council Member Kreuter – Aye

The vote on the motion being 7 ayes and 1 nay, motion carried.

16. Trash Contract and Utility Taxes

Council Member Kent read and submitted information for the record. (Exhibit D)

17. City / County Merger Proposal

Council Member D'Alfonso asked if we, as a city, do resolutions in support of something like Ballwin and now Ellisville have done and do we have a position on this issue and how this issue affects us as a city.

Council Member Lawrence stated there is a website for the Better Together movement/committee. Information on the site shows what it would do to that pool of County taxes if the City of St. Louis merges.

Council Member Hoffman asked what the Chamber's position is on this issue.

Mark Perkins stated he is unaware if they have a position.

Mayor Glantz stated the St. Louis Municipal League is still researching this topic and feels this discussion is premature since there is no actual position on this issue yet.



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

Council Member Kent read and presented a newspaper article from West News Magazine. (Exhibit E)

18. Smoke Alarm Upgrade Requirements

Council Member D'Alfonso stated when she installed her alarm system on her house they asked to do the smoke alarms wirelessly, but during that time she was also redoing a room and at that time she found that she was required to get her smoke detectors hard wired. There have been several residents that have come to her lately asking why the city won't allow wireless smoke detectors and they are required to be hard wired.

Paul Langdon stated one of the issues with wireless detectors is that there are concerns in the industry whether they are as reliable as the insurance adjusters would like. The other issue, to keep in mind, is with any regulations is protection of occupants. It's great if it also protects the structure, minimizes the fire and reduces damage.

Mark Perkins stated this was first adopted by the city in the 2003 code and the city adopted that code in 2007. In talking with the Chief Building Official for the city, this requirement hasn't changed with either the 2009 code or the 2012 code. If we don't rely on the national code, then what code are we going to rely on?

Council Member D'Alfonso stated she would like to ask staff to make an effort to let more residents know about this code and it is important. This is a significant additional cost to residents.

Mark Perkins stated there is more that staff can do, but the information is posted on the website, and cross referenced on the checklist for this specific permits. When a contractor comes in and pulls a permit for a home remodel, the Chief Building Official will send a letter to the home owner advising them about the requirements.

Mayor Glantz stated there are cost ramifications on life safety issues.

Lynn Berry resident of 626 Graeser Road stated she owns a small 1926 farm house and stated she doesn't need anything more than a battery operated smoke detector but can't get any remodeling because of the cost to hardwired smoke alarms.

Council Member Saunders stated isn't the ordinance written as such that it is only required for the detectors to be hard wired if there is actually access space where it can be done?

Mark Perkins stated that is correct.

Council Member D'Alfonso stated she just wants people to know, in advance, that get alarm systems to skip the wireless alarms.



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

19. Planning and Zoning Commission, Finance Committee and other Vacancies

Mayor Glantz stated he would like to let everyone know that he has received resignations from the Planning and Zoning Commission and the Finance Committee and requests Council submit names as soon as possible as both of those committees require the interview process.

20. City Council Liaison Assignments

Mayor Glantz stated beginning at the next FY there will be some Council liaison changes and modifications to committees. Some will remain the same and some will change. Council Member Lawrence will stay the same for the Employee Pension Board of Trustees as she went through some continuing education classes to serve that Board. If any Council Member has a specific request or recommendation to please get it to the Mayor as soon as possible.

BUSINESS FROM CITY ADMINISTRATOR

21. 25% by 20 Campaign

Mark Perkins stated at their April 24, 2014, the Climate Action Task Force discussed the U.S. Green Building Council –Missouri Gateway's "25% by 20" campaign. The campaign is a challenge to the St. Louis region to reduce energy consumption 25 percent by the year 2020. To participate in the challenge, the city would first take the 25x20 Pledge to reduce our energy use 25 percent by 2020. The second step of the challenge is to begin using the ENERGY STAR Portfolio Manager to benchmark our energy consumption; fortunately, the city is already utilizing Portfolio Manager for this purpose. The third and final component of the campaign is for the city to pledge to encourage the rest of the community to participate in the challenge. The Climate Action Task Force and staff believe this challenge is yet another program the city can employ to reach its larger goals. Specifically, the Climate Action Plan calls for communitywide greenhouse gas emission reductions of 50 percent by 2050, compared to 2005 baseline levels. Taking the pledge will serve as a reminder of the city's commitment to emission reductions and will add another component to our community education efforts. The cost to the City of Creve Coeur is nothing other than staff time and promotion through established channels (website, newsletter, social media).

22. Government Center Needs Analysis Update

Mark Perkins stated the task force has had a couple of meetings and all city staff has been called on to contribute in some fashion. There are a number of safety and security concerns in the building, issues relative to functionality and how they relate to each other and the lay of the building. The task force has been considering a variety of different options from small scale operations to a new building. Consultant has been focusing on grander options. If the city is going to seriously consider any of these options, then the next step would be to complete some site investigations tasks including utilities, MSD/storm water, and topography and then see which options are viable.

Council Member Hoffman stated the issues the task force focused on mainly were the parking, the need for a separate police department building along with a second drive so that we are not mixing police vehicles and community vehicles.



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

Council Member Saunders stated the best parts of the building are what the public sees and those are not great.

Mark Perkins stated now that we have a report we plan to share this information with the public and possibly have public tours.

23. Third Quarter FY 2014 Financial Analyses

Mark Perkins stated the utility taxes through the third quarter are up over the previous year as we have seen rate increases and this is even though the tax rate was rolled back last fall on electric utility from 7 to 5.5% and the intergovernmental revenues, which is sales tax, is actually a little down. The Enterprise Fund has seen an uptick on the golf course. There were some one time credits for some unplayed rounds and gift certificates that had accumulated overtime. Ice Arena expenditures are up substantially from a year ago mainly to do with the unforeseen repairs that needed to be made.

24. Executive Session

Council Member Hoffman moved, seconded by Council Member Saunders to go into Executive Session to discuss attorney – client communications at 9:49 p.m., with the vote upon such motion being as follows, to-wit:

Council Member Saunders – Aye
Council Member Hoffman – Aye
Council Member Lawrence – Aye
Council Member Kramer – Aye
Council Member Kent – Aye
Council Member D'Alfonso – Aye
Council Member Wang – Aye
Council Member Kreuter – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried.

Council Member Hoffman moved, seconded by Council Member Saunders to adjourn Executive Session at 9:57 p.m., with the vote upon such motion being as follows, to-wit:

Council Member Kreuter – Aye
Council Member Wang – Aye
Council Member D'Alfonso – Aye
Council Member Kent – Aye
Council Member Saunders – Aye
Council Member Hoffman – Aye



CITY OF CREVE COEUR – MINUTES
CITY COUNCIL MEETING
Monday, May 12, 2014
7:00 PM

Council Member Lawrence – Aye
Council Member Kramer – Aye

The vote on the emotion being 8 ayes and 0 nays, motion carried.

Council Member Hoffman moved, seconded by Council Member Saunders to adjourn at 9:59 p.m., with the vote upon such motion begin as follows, to-wit:

Council Member Kent – Aye
Council Member D'Alfonso – Aye
Council Member Wang – Aye
Council Member Kreuter – Aye
Council Member Kramer – Aye
Council Member Lawrence – Aye
Council Member Hoffman – Aye
Council Member Saunders – Aye

The vote on the motion being 8 ayes and 0 nays, motion carried.

Submitted by:

Deborah Ryan
City Clerk

Barry Glantz
Mayor



Memorandum

To: Mark Perkins, City Administrator
CC: Mayor Glantz and City Council
From: Debbie Ryan, City Clerk
Date: 05/22/2014
Re: Annual Records Shredding

A request was sent out to all departments requesting their information for the city's annual record destruction. City departments have gone through their records and pulled items eligible for shredding in accordance of the Secretary of States' Records Retention Manual.

A list of documents to be shredded by department is attached with this memo.

Once Council approval is received, all documents will be gathered and the shredding company will come to the Government Center and the City Clerk will be on sight to ensure that all the records are handled properly and a certificate of destruction will be filed for record with the lists of all records shredded.



LOCAL RECORDS PROGRAM

DISPOSITION LIST

CITY OF CREVE COEUR MUNICIPAL COURT

2014

The following **Creve Coeur City Clerk records** have met the mandated retention schedule and are recommended for disposal under RSMo 109.230 subsection 4. The records are scheduled for shredding and said action shall be recorded in the jurisdictional minutes with the record series and inclusive dates.

RECORD SERIES	INCLUSIVE DATES	DESTRUCTION CODE FROM SOS
2010 3 YEAR RETENTION COURT RECORDS. 38 BANKER BOXES TOTAL.	1/1/2013- 12/31/2013	PER MO SUPREME COURT OPERATING RULE 8 GUIDELINES
MISC. RECORD INFORMATION PURGED FROM COURT FILES---REJIS PRINT OUTS & OTHER DOCUMENTS NOT PART OF COURT RECORDS TO BE RETAINED. 3 BANKER BOXES TOTAL	TO DATE	PER MO SUPREME COURT OPERATING RULE 8 GUIDELINEES



LOCAL RECORDS PROGRAM

DISPOSITION LIST

CITY OF CREVE COEUR

2014

The following **Creve Coeur City Clerk records** have met the mandated retention schedule and are recommended for disposal under RSMo 109.230 subsection 4. The records are scheduled for shredding and said action shall be recorded in the jurisdictional minutes with the record series and inclusive dates.

RECORD SERIES	INCLUSIVE DATES	DESTRUCTION CODE FROM SOS
Employee Benefit Records	2003-2004	GS 032
Disability and Life Insurance Policy	1999-2006	GS 056
Compensation Records	1981-2000	GS 063
Employee Holiday Memorandums	1994-1997	GS 013
Previous City Attorney's files prior to 1993: City of Creve Coeur v. St Louis Co. Boundary Commission, et al.	1988-1992	GS 058
Previous City Attorney's files prior to 1992: Sign Ordinance	1991	GS 012/GS 059
Previous City Attorney's files prior to 1992: Prayer Issue	1991	GS 012/GS 059
Previous City Attorney's files prior to 1992: Sunshine Act	1991	GS 012/GS 059
Previous City Attorney's files prior to 1992: Marc's Restaurant Location including opinion letter	1991	GS 012/GS 059
Previous City Attorney's files prior to 1992: St. John Mercy Trip Generation and Parking Demand Survey	1991	GS 012/GS 059
Previous City Attorney's files prior to 1992: Letters discussing the acceptance of Tri Lane Street as public street	1991	GS 012/GS 059

Previous City Attorney's files prior to 1992: Des Met Jesuit High School conditional use permit	1991	GS 012/GS 059
Previous City Attorney's files prior to 1992: Amendment to Zoning Ordinance Relating to Master Site Development	1991	GS 012/GS 059
Previous City Attorney's files prior to 1985: Special Business District Establishing Ordinances and Plans	1980-1984	GS 012/GS 059
Previous City Attorney's files prior to 2001	1988-2000	GS 012/GS 059
Previous City Attorney's files prior to 1992: Brown v. Robbins, et al.	1991	GS 058



LOCAL RECORDS PROGRAM

DISPOSITION LIST

CITY OF CREVE COEUR

2014

The following **Creve Coeur City Clerk records** have met the mandated retention schedule and are recommended for disposal under RSMo 109.230 subsection 4. The records are scheduled for shredding and said action shall be recorded in the jurisdictional minutes with the record series and inclusive dates.

RECORD SERIES	INCLUSIVE DATES	DESTRUCTION CODE FROM SOS
Journal Entries, Journal Vouchers	FY 09 and Previous	0717
Permits and Licenses: Business Licenses	FY 09 and Previous	GS 050
Accounts Payable Records	FY 09 and Previous	GS 007
Accounts Receivable Records	FY 09 and Previous	GS 008
Purchasing Records	FY 09 and Previous	GS 009



LOCAL RECORDS PROGRAM

DISPOSITION LIST

CITY OF CREVE COEUR

2014

The following **Creve Coeur City Clerk records** have met the mandated retention schedule and are recommended for disposal under RSMo 109.230 subsection 4. The records are scheduled for shredding and said action shall be recorded in the jurisdictional minutes with the record series and inclusive dates.

RECORD SERIES	INCLUSIVE DATES	DESTRUCTION CODE FROM SOS
Handwritten Warning Tickets	1/1/2012- 12/31/2013	POL001
Handwritten VSI Forms	01/01/2011 – 12/31/2013	
OID Forms for employee's who resigned in 2012	01/01/2012 – 12/31/2012	
Request for Voiding a Citation	01/01/2009 – 12/31/2010	
Accident report diagrams	01/01/2008 – 12/31/2008	POL003
Alarm Reports	01/01/2011- 12/31/2011	POL017
Bond Logs	01/01/2008 – 12/31/2013	Now kept electronically
Bond Handwritten Receipts	01/01/2012 – 12/31/2012	
Fax Requests for Information	01/01/2012 – 12/31/2012	
NRN Paperwork	01/01/2012 – 12/31/2012	POL002
Police Reports – Not Class A Felonies	01/01/2003 – 12/31/2003	POL001

Repossessions	01/01/2012- 12/31/2012	POL002
Towed vehicles with no report written	01/01/2010- 12/31/2010	POL002
UCR Reports	01/01/2008 – 12/31/2008	
Validation sign off sheets	01/01/2012- 12/31/2012	
Arrest records	01/01/2003 – 12/31/2003	POL006
Vehicle Inspection Checklists	For Vehicles No Longer Owned by City	GS067
Police Vehicle Records	For Vehicles No Longer Owned by City	GS067

RESOLUTION NO. 1111

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CREVE COEUR, MISSOURI AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ST. LOUIS COUNTY REGARDING A COMMUNITY DEVELOPMENT BLOCK GRANT FOR ACCESSIBILITY IMPROVEMENTS TO THE CITY'S PUBLIC PEDESTRIAN FACILITIES.

WHEREAS, a Community Development Block Grant (CDBG) is offered to municipalities to improve pedestrian facilities;

WHEREAS, the City Council of the City of Creve Coeur recognizes a need for improvements to the pedestrian facilities throughout the City, particularly at its intersections along Town & Four Drive;

WHEREAS, a public forum was held at 5:30 pm, Wednesday, May 21, 2014, in the Council Chambers to discuss potential projects;

WHEREAS, all persons will benefit from said improvements;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CREVE COEUR, AS FOLLOWS:

1. Application shall be made under the CDBG Grant for a grant-in-aid to assist with some or all of the cost to provide accessibility improvements, in the form of new curb ramps and associated sidewalk and pavement replacement, to one or more intersections along Town & Four Drive in the City of Creve Coeur.
2. The governing body hereby authorizes the execution of the necessary documents for submitting the project proposal application for a grant-in-aid under the CDBG Grant Commission.
3. If a grant is awarded, the City of Creve Coeur will enter into an agreement or contract with the Commission regarding said grant.
4. The project proposal described herein shall be prepared, bid, and constructed, and the cost of the project shall be submitted to the CDBG Grant Commission for reimbursement upon completion of the work.

Adopted this 27th day of May 2014.

Barry Glantz
Mayor

Attest:

Deborah Ryan, MPCC
City Clerk



DEPARTMENT OF PUBLIC WORKS STAFF MEMORANDUM

DATE: May 22, 2014

TO: Mark Perkins, City Administrator

CC: Jim Heines, Director of Public Works

FROM: Matt Wohlberg, P.E., City Engineer

SUBJECT: Recommendation for Approval
2014 Community Development Block Grant Application

City staff recommends that the City pursue a Community Development Block Grant (CDBG) for accessibility improvements at the intersections along Town & Four Drive. The intersections along this street typically have no curb ramps and have real barriers to access to the sidewalk for the handicapped, such as gaps in the sidewalk, tripping hazards, and a step. Town & Four Drive primarily serves several townhome communities, and the area represents one of the most densely populated areas in Creve Coeur.

These sidewalk improvements will complement the recent effort to replace the broken pavement along Town & Four Drive.

Grant

The City of Creve Coeur is eligible for \$20,000 in grant assistance each year through the CDBG program. These funds are to be used to serve disadvantaged populations, including the disabled, and can be used to make accessibility improvements to remove barriers to access, such as those noted above for Town & Four Drive.

The City currently has several rounds of CDBG funding that are active. Funding from two previous years was recently allocated to fund accessibility improvements to the Dielmann Recreational Complex, and improvements to the intersection of Tempo Drive and Olive Boulevard are being considered for the current year's funding.

The application that staff recommends today is for funding that will become available in the spring of 2015.

Public Hearing

City staff hosted a public meeting in the Council Chambers of the Creve Coeur Government Center at 5:30 pm on Wednesday, May 21, 2014, to discuss the planned improvements and to hear suggestions for other uses for the funding. The meeting adjourned at approximately 6:15 pm due to the fact that no residents attended the meeting.

Recommendation

Staff recommends that the City Council endorse the pursuit of grant funding through the CDBG program in order to improve sidewalk accessibility along its roadways.



City of Creve Coeur
300 N. New Ballas Road
Creve Coeur, Missouri 63141
(314) 432-6000
www.creve-coeur.org

DATE: May 21, 2014
TO: Mark Perkins, City Administrator
FROM: Daniel Smith, Director of Finance
SUBJECT: Bills Payable

For your information and transmittal to the City Council, is a list of bills payable dated May 21, 2014 in the amount of \$151,785.83.



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

NO DEPT - NO DIV

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
02207		012714	27-Jan-14	HOENIG, EMILY	SEWER LATERAL REPAIR REIMB	02-00-00-1901	3,116.00
00116		7462	15-May-14	SAM'S CLUB	PRISONER MEALS	01-00-00-2410	50.58
00092		59204	05-May-14	ST LOUIS COUNTY	ST LOUIS CNTY MUNI HSING FEES	01-00-00-2410	1,170.00
01559		0245004-	14-May-14	WILL ELECTRONICS	REPAIR MICROPHONE BOOKNG AREA	01-00-00-2410	345.00
02206		042114	21-Apr-14	WILLMANN, RICHARD	SEWER LATERAL REPAIR REIMB	02-00-00-1901	3,100.00
Sum of Invoices							7,781.58



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

LEGISLATIVE

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
00019	P001908	99873	05-May-14	CURTIS, HEINZ, GARRETT & O'KEEFE	LEGAL SERVICES-CITY ATTY APRIL	01-11-12-6201	13,096.00
00080		7474-112-5	28-Apr-14	DIERBERGS	ITEMS FOR ELECTION RECEPTION	01-11-12-6264	51.54
02113		CR0000992	01-May-14	GENERAL CODE	CREDIT MEMO	01-11-13-6203	-60.00
02113	P001854	C0014683	01-May-14	GENERAL CODE	PREMIUM eCODE360 W/PUBDOCS MOD	01-11-13-6203	1,195.00
Sum of Invoices							14,282.54



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

Administration

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
00136		E1592	13-May-14	CREVE COEUR/OLIVETTE CHAMBER OF COMMERCE	MAY 2014 MEMBERSHIP LUNCH	01-12-11-6264	66.00
01447	P001708	19782	06-May-14	DIVERSIFIED PRINTING INC	NEWSLETTER PRINTING-MAY 2014	01-12-11-6203	1,090.00
00053		140879	01-May-14	MERCY CORPORATE HEALTH	PREPLACEMENT PHYSICAL	01-12-11-6271	103.00
00053		140883	01-May-14	MERCY CORPORATE HEALTH	PREPLACEMENT PHYSICAL	01-12-11-6271	104.00
00053		140946	01-May-14	MERCY CORPORATE HEALTH	D.O.T. TESTING	01-12-11-6271	78.00
00053		140947	01-May-14	MERCY CORPORATE HEALTH	D.O.T. TESTING	01-12-11-6271	48.00
01262	P001695	30435	07-May-14	SPECIALTY MAILING	NEWSLETTER HANDLING-MAY 2014	01-12-11-6203	225.18
01048		972446195 GF	01-May-14	VERIZON WIRELESS	CELL PHONES-APRIL 2014	01-12-11-6253	52.02
Sum of Invoices							1,766.20



**CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING**

5/21/2014

IT

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
00073		LP05072	01-May-14	CDW-G	2 EA OFFICE PUBLISHER LICENSES	01-12-51-6213	198.78
01048		972446195 GF	01-May-14	VERIZON WIRELESS	CELL PHONES-APRIL 2014	01-12-51-6253	52.02
<i>Sum of Invoices</i>							<u>250.80</u>



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

FINANCE

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
00045		707347078001	30-Apr-14	OFFICE DEPOT	CLOCK FOR FINANCE OFFICE	01-13-11-7304	64.98
01048		972446195 GF	01-May-14	VERIZON WIRELESS	CELL PHONES-APRIL 2014	01-13-11-6253	52.02
Sum of Invoices							117.00



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

INTERDEPARTMENTAL

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
00014	P001719	0215132 5/15	06-May-14	CHARTER COMMUNICATIONS	CABLE TV SERVICE AT CITY HALL	01-13-15-6255	15.01
00014	P001719	0215132 5/15	06-May-14	CHARTER COMMUNICATIONS	CABLE TV SERVICE AT CITY HALL	01-13-15-6255	115.74
00045		707923360001	03-May-14	OFFICE DEPOT	FILE POCKETS	01-13-15-7312	24.39
00045		70792360001	05-May-14	OFFICE DEPOT	VARIOUS OFFICE SUPPLIES	01-13-15-7312	131.72
01169		3230291600	03-May-14	STAPLES ADVANTAGE	BATTERIES, BINDERS, INK CARTRI	01-13-15-7312	195.29
00760		10-3031	30-Apr-14	TBW INDUSTRIES, INC.	YEARS OF SERVICE PINS	01-13-15-6272	180.90
Sum of Invoices							663.05



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

COMMUNITY SERVICES

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
01940		068372	12-May-14	ADVERTISING PREMIUM SALES, INC.	FRIENDS OF THE MARKET TOTES	01-14-11-7304	364.40
						<i>Sum of Invoices</i>	<u>364.40</u>



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

ICE ARENA

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
00195		R9652	05-May-14	ALARM 24, INC.	ALARM MONITORING/SERVICE	06-14-31-6212	90.00
00195		R9652	05-May-14	ALARM 24, INC.	ALARM MONITORING/SERVICE	06-14-31-6212	90.00
01550		452-7417866	13-May-14	ARAMARK UNIFORM SERVICES	CLEANING SUPPLIES (5/13/14)	06-14-31-7301	0.88
01550		452-7417866	13-May-14	ARAMARK UNIFORM SERVICES	UNIFORM RENTAL (5/13/14)	06-14-31-7308	3.96
00935		25034230	02-May-14	BMI	BMI MUSIC LICENSING	06-14-31-6262	330.00
00014		136635 5/14	23-Apr-14	CHARTER COMMUNICATIONS	TV SERVICE AT DIELMANN COMPLEX	06-14-31-6255	96.26
02159	P001909	3017	09-May-14	CTM SOLUTIONS	1 J04A2.ZN FLOW CONTROL	06-14-31-6211	80.14
02159	P001909	3017	09-May-14	CTM SOLUTIONS	2 40-20030 SLED CYLINDER	06-14-31-6211	811.98
02159	P001909	3017	09-May-14	CTM SOLUTIONS	SHIPPING	06-14-31-6211	105.00
00081		9432108083	05-May-14	GRAINGER	FLEXIBLE COUPLING	06-14-31-6212	16.83
00081		9433872430	06-May-14	GRAINGER	PIPE COUPLERS	06-14-31-6212	59.72
00081		9432108083	05-May-14	GRAINGER	GAS LEAK DETECTOR	06-14-31-7301	10.99
00164		040638	12-Mar-14	NEW SYSTEM CARPET & BUILDING CARE LTD.	PAPER PRODUCTS	06-14-31-7301	211.37
01777		120763W-1	29-Apr-14	STARBEAM SUPPLY CO.	EXTERIOR LIGHTS	06-14-31-6212	233.40
00711		334568632	15-Apr-14	TERMINIX	PEST CONTROL SERVICE	06-14-31-6212	35.00
01048		9724446195 EF	01-May-14	VERIZON WIRELESS	CELL PHONE-APRIL 2014	06-14-31-6253	52.02
Sum of Invoices							2,227.55



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

GOLF MAINTENANCE

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
01638		826446	17-May-14	DUEVER GREENHOUSES	14 FLATS OF FLOWERS	06-14-32-7303	210.00
02084		203563927	08-May-14	HELENA CHEMICAL CO.	FAIRWAY FERTILIZER	06-14-32-7303	400.00
00117		6401659	13-May-14	HOME DEPOT	LUMBER FOR BRIDGE	06-14-32-6212	16.23
00175		954978-00	08-May-14	MTI DISTRIBUTING, INC.	BOOM VALVE FOR SPRAY RIG	06-14-32-6210	608.77
00175		951254-00	28-Apr-14	MTI DISTRIBUTING, INC.	CUT ARM GM 1000	06-14-32-6211	79.50
00175		952413-00	01-May-14	MTI DISTRIBUTING, INC.	SEALS FOR GM 1000	06-14-32-6211	6.66
00175		951902-00	28-Apr-14	MTI DISTRIBUTING, INC.	IRRIGATION PARTS	06-14-32-6212	572.00
00173		IN118780	08-May-14	SUPREME TURF PRODUCTS	MARKING PAINT	06-14-32-7301	54.00
00173		IN118497	30-Apr-14	SUPREME TURF PRODUCTS	SEED AND GREENS FERTILIZER	06-14-32-7303	352.00
<i>Sum of Invoices</i>							<u>2,299.16</u>



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

PRO SHOP

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
00014		136635	23-Apr-14	CHARTER COMMUNICATIONS	TV SERVICE AT DIELMANN COMPLEX	06-14-33-6255	41.26
00164		040638	12-Mar-14	NEW SYSTEM CARPET & BUILDING CARE LTD.	PAPER PRODUCTS	06-14-33-7301	90.58
00116		5986	07-May-14	SAM'S CLUB	CLEANING SUPPLIES	06-14-33-7301	6.98
00711		334568632	15-Apr-14	TERMINIX	PEST CONTROL SERVICE	06-14-33-6212	35.00
Sum of Invoices							173.82



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

SNACK BAR

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
01550		452-7417866	13-May-14	ARAMARK UNIFORM SERVICES	WIPING TOWELS (5/13/14)	06-14-34-7301	3.58
00116		8895	14-May-14	SAM'S CLUB	FOOD FOR RESALE	06-14-34-8315	96.30
00116		5986	07-May-14	SAM'S CLUB	COFFEE FOR RESALE	06-14-34-8317	13.68
00116		5986	07-May-14	SAM'S CLUB	SNACKS FOR RESALE	06-14-34-8319	88.89
00116		8895	14-May-14	SAM'S CLUB	SNACKS FOR RESALE	06-14-34-8319	32.57
Sum of Invoices							235.02



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

BUILDING MAINTENANCE

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
01550		452-7417865	13-May-14	ARAMARK UNIFORM SERVICES	UNIFORM RENTAL (5/13/14)	01-16-11-7308	3.96
01550		452-7392322	06-May-14	ARAMARK UNIFORM SERVICES	UNIFORM RENTAL (5/16/14)	01-16-11-7308	3.96
00117		9010371	30-Apr-14	HOME DEPOT	SMALL TOOLS	01-16-11-7302	111.00
00164		042012	14-May-14	NEW SYSTEM CARPET & BUILDING CARE LTD.	PAPER PRODUCTS/CLEANING ITEMS	01-16-11-6212	1,309.57
00796		417764	12-May-14	OVERHEAD DOOR COMPANY OF ST. LOUIS	DOOR REPAIR 1ST FLOOR P.D.	01-16-11-6212	639.40
00116		7462	15-May-14	SAM'S CLUB	LOUNGE SUPPLIES	01-16-11-7304	394.96
00968		80107757	07-May-14	SIMPLEX GRINNELL	CONNECT DOOR LOCK TO FIRE ALAR	01-16-11-6212	505.00
01779		002929-07-14	02-May-14	ST LOUIS COUNTY TREASURER	PAYMENT FOR INSPECTIONS	01-16-11-6211	236.00
01048		972446195 GF	01-May-14	VERIZON WIRELESS	CELL PHONES-APRIL 2014	01-16-11-6253	32.32
00054		02099205	02-May-14	WALTER KNOLL FLORIST	ATRIUM FLORAL MAINT-JUNE 2014	01-16-11-6212	80.00
Sum of Invoices							3,316.17



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

POLICE-ADMIN

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
02119		210548	09-May-14	DAVE SINCLAIR LINCOLN-MERCURY, INC.	CAR 2412 REPLACE FRNT BRAKES	01-21-11-6210	647.60
01068		127550	07-May-14	DNT	MTHLY MAINT CHIEF OFC COPIER	01-21-11-6213	31.93
01425		253248140	09-May-14	US BANK EQUIPMENT FINANCE	LEASING FEE CHIEF OFC COPIER	01-21-11-6266	137.00
01228		1432814-2014030	30-Apr-14	LEXISNEXIS	2 PHONE SEARCHES/2 USER FEES	01-21-11-6202	171.00
00053		IA 677	05-May-14	MERCY CORPORATE HEALTH	(54)HEARTSAVER CPR AED CARDS	01-21-11-7304	113.00
01378		08663	30-Apr-14	PERSONNEL EVALUATION INC.	3 JV PEP BILL&RESULT SEARCHES	01-21-11-6203	75.00
00092	P001689	59404	12-May-14	ST LOUIS COUNTY	C.A.R.E. CONTRACT MAY 2014	01-21-11-6202	23.91
01726		79839.	29-Apr-14	ST LOUIS COUNTY DOH	500 EA DOMESTIC ABUSE FORMS	01-21-11-7304	53.00
00273		T1404011	08-May-14	ST LOUIS UNIVERSITY	APRIL TOXICOLOGY LAB FEES	01-21-11-6202	700.00
01048		9724705477	04-May-14	VERIZON WIRELESS	BROADBAND FOR IPAD	01-21-11-6253	40.01
01048		972446195 GF	01-May-14	VERIZON WIRELESS	CELL PHONES-APRIL 2014	01-21-11-6253	84.34
00091		222128	08-May-14	WIRELESS USA	(3) ANTENNAS FOR NEW CARS	01-21-11-6211	72.78
Sum of Invoices							2,149.57



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

POLICE-INVESTIGATIONS

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
00234		407892	01-May-14	ED. ROEHR SAFETY PRODUCTS	CARRIER ABA EXTERNAL OUTR VEST	01-21-21-7308	115.38
01048		972446195 GF	01-May-14	VERIZON WIRELESS	CELL PHONES-APRIL 2014	01-21-21-6253	193.92
<i>Sum of Invoices</i>							<u>309.30</u>



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

POLICE-PATROL

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
00073		1118841	25-Apr-14	CDW-G	(3) MOBILE PRINTER CABLES	01-21-22-6211	66.06
02119		210395	06-May-14	DAVE SINCLAIR LINCOLN-MERCURY, INC.	CAR 2405 REPLACED ACC PED SNSR	01-21-22-6210	328.50
02119		210444	07-May-14	DAVE SINCLAIR LINCOLN-MERCURY, INC.	MOUNT AND BALANCE TIRE	01-21-22-6210	12.50
02119		210626	13-May-14	DAVE SINCLAIR LINCOLN-MERCURY, INC.	MOUNT & BALANCE 3 TIRES	01-21-22-6210	37.50
02119		210335	02-May-14	DAVE SINCLAIR LINCOLN-MERCURY, INC.	CAR 2419 MOUNT 2 TIRES, ALIGN	01-21-22-6210	212.85
02119		210537	09-May-14	DAVE SINCLAIR LINCOLN-MERCURY, INC.	CAR 2406 3000 MILE SERVICE	01-21-22-6210	42.95
00234		408525	14-May-14	ED. ROEHR SAFETY PRODUCTS	UNIFORM ITEMS FOR TYLER FINK	01-21-22-5107	253.64
00234	P001856	408078	06-May-14	ED. ROEHR SAFETY PRODUCTS	4 ABAIL-SX01-2C MALE BODY ARM	01-21-22-9503	1,640.00
00125	P001821	313060-01	28-Mar-14	LEON UNIFORM	UNIFORM ITEMS FOR PATROL DIVIS	01-21-22-5107	157.14
00125		316966	28-Feb-14	LEON UNIFORM	COURT SECURITY UNIFORM	01-21-22-7308	34.95
00970		1852-415389	05-May-14	O'REILLY AUTO PARTS	(7) WIPER BLADES FOR EXPLORERS	01-21-22-6210	126.47
00116		7462	15-May-14	SAM'S CLUB	WATER & SNACKS FOR PROTEST	01-21-22-7304	90.48
01048		972446195 GF	01-May-14	VERIZON WIRELESS	CELL PHONES-APRIL 2014	01-21-22-6253	362.60
01931	P001859	4BOINV0000087	27-Feb-14	WATCH GUARD VIDEO	SOFTWARE INSTALL-VIDEO RECORD	01-21-22-9503	2,060.00
01931	P001859	WARINV000175	28-Feb-14	WATCH GUARD VIDEO	WARRANTIES/SOFTWARE VIDEO RECO	01-21-22-9503	7,000.00
01931	P001859	4REINV0002607	04-Mar-14	WATCH GUARD VIDEO	MOBILE VIDEO RECORDING SYSTMS	01-21-22-9503	20,770.00
01931	P001859	4REINV0002607	04-Mar-14	WATCH GUARD VIDEO	SHIPPING	01-21-22-9503	100.00
00237		3524781	30-Apr-14	WORLD WIDE TECHNOLOGY	(4) MOBILE PRINTER BATTERIES	01-21-22-6211	329.92
<i>Sum of Invoices</i>							<u>33,625.56</u>



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

PUBLIC WORKS

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
00053		141531	01-May-14	MERCY CORPORATE HEALTH	SEMINAR	01-31-11-6261	90.00
00126		INV0208364	01-May-14	ROTOLITE	PAPER FOR BLUEPRINT COPIER	01-31-11-7304	13.97
01048		972446195 GF	01-May-14	VERIZON WIRELESS	CELL PHONES-APRIL 2014	01-31-41-6253	188.38
Sum of Invoices							292.35



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

STREETS

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
00131		9918616337	30-Apr-14	AIRGAS	WELDING GAS/TANKS	01-31-41-7307	51.85
01550		452-7417862	13-May-14	ARAMARK UNIFORM SERVICES	MOP RENTAL (5/13/14)	01-31-41-6212	8.91
01550		452-7392319	06-May-14	ARAMARK UNIFORM SERVICES	MOP RENTAL (5/6/14)	01-31-41-6212	8.91
01550		452-7417862	13-May-14	ARAMARK UNIFORM SERVICES	UNIFORM RENTAL (5/13/14)	01-31-41-7308	42.25
01550		452-7392319	06-May-14	ARAMARK UNIFORM SERVICES	UNIFORM RENTAL (5/6/14)	01-31-41-7308	59.46
00007		379-632491	29-Apr-14	BATTERIES PLUS - 270	EMERGENCY EXIT LIGHTS AT SHOP	01-31-41-6212	41.04
00102		771757	30-Apr-14	BEYERS LUMBER	CONCRETE SUPPLIES CONWAY DOWNS	01-31-41-7305	155.61
01980		674087	08-May-14	BLUE CHIP EXTERMINATING	PEST CONTROL SERVICE	01-31-41-7301	26.00
00693		281864	01-May-14	BMC ENTERPRISES, INC.	CONCRETE FOR CONWAY DOWNS	01-31-41-7305	1,532.30
00010		946496	13-May-14	BRANNEKY HARDWARE	HEX NUTS	01-31-41-6210	3.00
00010		945570	05-May-14	BRANNEKY HARDWARE	CINDER BLOCKS	01-31-41-6211	15.92
00010		945569	05-May-14	BRANNEKY HARDWARE	SUPPLIES FOR STOCK	01-31-41-7304	88.05
00010		946538	12-May-14	BRANNEKY HARDWARE	BENTONITE FILLER FOR DAM RPRS	01-31-41-7305	59.96
00010		946539	12-May-14	BRANNEKY HARDWARE	MDSE RETURN	01-31-41-7305	-14.99
00010		946432	09-May-14	BRANNEKY HARDWARE	ASPHALT TOOLS	01-31-41-7305	39.98
00013		1763-225912	08-May-14	CARQUEST AUTO PARTS	CREDIT MEMO	01-31-41-6210	-43.00
00013		1763-225734	05-May-14	CARQUEST AUTO PARTS	AIR BRAKE PARTS TRK 315	01-31-41-6210	69.50
00013		1763-225911	08-May-14	CARQUEST AUTO PARTS	FREON FOR ALL TRUCKS	01-31-41-6210	89.99
00013		1763-225527	30-Apr-14	CARQUEST AUTO PARTS	BRAKE LINES FOR TRUCK 206	01-31-41-6210	27.32
00013		1763-225567	30-Apr-14	CARQUEST AUTO PARTS	AIR FILTERS	01-31-41-6210	121.71
00013		1763-225634	01-May-14	CARQUEST AUTO PARTS	BRAKE PARTS FOR TRUCK 206	01-31-41-6210	11.22
00099		1338551	30-Apr-14	CEEKAY SUPPLY	WELDING GAS/TANKS	01-31-41-7307	70.95
00394		14-5903	05-May-14	CHUCK'S BOOTS	BOOTS FOR NEW STREET EMPLOYEE	01-31-41-7308	120.00
01466		140048556	30-Apr-14	CROSS MIDWEST TIRE	TRUCK TIRES	01-31-41-6210	247.00
00049		36736	14-May-14	EMPLOYEE STAFFING GROUP	TEMP PERSONNEL W/E 5/11/14	01-31-41-6207	2,980.32
00049		36711	07-May-14	EMPLOYEE STAFFING GROUP	TEMP PERSONNEL W/E 5/4/14	01-31-41-6207	4,069.46
01979		D-39071	09-May-14	FASTSIGNS OF BRIDGETON	SIGN FOR DOG PARK	01-31-41-7311	19.50
01979		D-38906	01-May-14	FASTSIGNS OF BRIDGETON	VARIOUS SIGNS FOR PARKS	01-31-41-7311	318.50
00023		390840	12-May-14	FRED WEBER	ASPHALT FOR NEW SALEM	01-31-41-7305	120.00
00023		390229	08-May-14	FRED WEBER	ASPHALT FOR NEW SALEM	01-31-41-7305	420.00
00023		389740	07-May-14	FRED WEBER	ASPHALT FOR NEW SALEM/WEYBRIDG	01-31-41-7305	360.00
00023		388710	02-May-14	FRED WEBER	ASPHALT FOR WEYBRIDGE	01-31-41-7305	600.00
00023		387958	30-Apr-14	FRED WEBER	ASPHALT FOR WEYBRIDGE	01-31-41-7305	600.00
00023		391093	13-May-14	FRED WEBER	STONE FOR STOCK AT SHOP	01-31-41-7305	208.56
00117		0011246	09-May-14	HOME DEPOT	CONCRETE SUPPLIES-BALLAS REPAI	01-31-41-7305	311.78



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

STREETS

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
00560		21607	02-May-14	HUMMERT INTERNATIONAL	FERTILIZER FOR FLOWERS ON OLIV	01-31-41-7303	288.00
01636		0347-000166489	30-Apr-14	JOHNNY ON THE SPOT	2 EACH RENTAL UNITS	01-31-41-6266	164.22
00240		142065	30-Apr-14	KEY EQUIPMENT & SUPPLY CO	SAFETY SWITCHES FOR LEAF VACS	01-31-41-6211	117.01
00209		196081/1	29-Apr-14	KIRKWOOD MATERIAL SUPPLY	SOIL FOR FLOWERS ON OLIVE	01-31-41-7303	44.20
00209		196635/1	03-May-14	KIRKWOOD MATERIAL SUPPLY	MULCH FOR FLOWERS ON OLIVE	01-31-41-7303	62.85
00209		196626/1	03-May-14	KIRKWOOD MATERIAL SUPPLY	MULCH FOR FLOWERS ON OLIVE	01-31-41-7303	62.85
00209		196591/1	03-May-14	KIRKWOOD MATERIAL SUPPLY	MULCH FOR FLOWERS ON OLIVE	01-31-41-7303	80.25
00209		196610/1	03-May-14	KIRKWOOD MATERIAL SUPPLY	MULCH FOR FLOWERS ON OLIVE	01-31-41-7303	80.25
00209		196550/1	02-May-14	KIRKWOOD MATERIAL SUPPLY	MULCH FOR FLOWERS ON OLIVE	01-31-41-7303	80.25
00209		196515/1	02-May-14	KIRKWOOD MATERIAL SUPPLY	MULCH FOR FLOWERS ON OLIVE	01-31-41-7303	80.25
00209		196473/1	02-May-14	KIRKWOOD MATERIAL SUPPLY	MULCH FOR PLANTERS AT OLIVE/27	01-31-41-7303	80.25
00209		196707/1	05-May-14	KIRKWOOD MATERIAL SUPPLY	COMPOST FOR FLOWERS ON OLIVE	01-31-41-7303	20.95
00215	P001872	PAY #1-MULCHING	30-Apr-14	LANDESIGN, LLC/MULCH-TECH	MULCH-R.O.W. & CITY PROPERTY	01-31-41-6212	15,000.00
00053		141531	01-May-14	MERCY CORPORATE HEALTH	SEMINAR	01-31-41-6261	360.00
00348		68546	13-May-14	MIDWEST SYSTEMS TRUCK EQUIPMENT, INC.	SPREADER PARTS TRK 312	01-31-41-6210	132.75
00040		830113	01-May-14	MILBRADT	SPARK PLUGS FOR WATER PUMP	01-31-41-6210	8.98
00042		I120801	13-May-14	MPR SUPPLY	IRRIGATION PARTS-MILLENNIUM PR	01-31-41-6211	142.35
00411		104895	25-Apr-14	N.B. WEST CONTRACTING CO.	COLD PATCH FOR POTHOLE	01-31-41-7305	242.55
00865	P001879	240626	03-May-14	OUTDOOR SOLUTIONS	R.O.W. MOWING-WEEK 2	01-31-41-6212	221.83
00865	P001879	240562	01-May-14	OUTDOOR SOLUTIONS	R.OW. MAINTENANCE-APRIL 2014	01-31-41-6212	665.49
00809		131336	30-Apr-14	RED BUD SUPPLY, INC.	ELECTROLYTE BEVERAGES	01-31-41-7308	101.71
01779		002929-07-14	02-May-14	ST LOUIS COUNTY TREASURER	PAYMENT FOR INSPECTIONS	01-31-41-6202	30.00
00692		534074	06-May-14	ST LOUIS SAFETY, INC.	TRAFFIC CONES FOR FARMER'S MAR	01-31-41-7311	138.00
00173		IN118657	06-May-14	SUPREME TURF PRODUCTS	WEED KILLER FOR R.O.W.	01-31-41-7303	360.00
00492		154902	02-May-14	TOMASOVIC GREENHOUSE & NURSERY INC	ROSES FOR OLIVE PLANTERS	01-31-41-7303	75.00
00492		154933	02-May-14	TOMASOVIC GREENHOUSE & NURSERY INC	ROSE BUSHES FOR OLIVE PLANTERS	01-31-41-7303	25.00
01048		972446195 GF	01-May-14	VERIZON WIRELESS	CELL PHONES-APRIL 2014	01-31-41-6253	122.01
01869		66577	08-May-14	VIKING-CIVES MIDWEST, INC.	BED UP SWITCH	01-31-41-6210	39.05
01988		37426	30-Apr-14	WEBER FIRE AND SAFETY EQUIPT. CO.	FIRE EXTING. MAINT AT GARAGE	01-31-41-6202	966.00
Sum of Invoices							32,633.11



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

HEALTH & WELFARE

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
01048		972446195 GF	01-May-14	VERIZON WIRELESS	CELL PHONES-APRIL 2014	01-31-42-6253	32.32
						<i>Sum of Invoices</i>	32.32



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

PARKS

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
01550		452-7417862	13-May-14	ARAMARK UNIFORM SERVICES	UNIFORM RENTAL (5/13/14)	01-31-43-7308	42.25
01550		452-7392319	06-May-14	ARAMARK UNIFORM SERVICES	UNIFORM RENTAL (5/6/14)	01-31-43-7308	59.46
02193	P001910	4755	13-May-14	BI STATE LANDSCAPING SUPPLY, INC.	ENGINEERED WOOD CHIPS-PLAYGROU	01-31-43-6212	1,600.00
01980		674087	08-May-14	BLUE CHIP EXTERMINATING	PEST CONTROL SERVICE	01-31-43-7301	26.00
00560		22975	13-May-14	HUMMERT INTERNATIONAL	WAND FOR BACKPACK SPRAYER	01-31-43-6211	28.90
00215	P001874	10442	30-Apr-14	LANDESIGN, LLC/MULCH-TECH	MULCH FOR CITY PARKS	01-31-43-6212	2,316.00
00215	P001873	10441	30-Apr-14	LANDESIGN, LLC/MULCH-TECH	MULCH FOR PLANTED AREAS AT CIT	01-31-43-7303	3,184.00
00694	P001867	050114	01-May-14	MIRELLI TUCKPOINTING LLC	TUCK POINT CHIMNEYS AT TAPPMY	01-31-43-6212	300.00
00809		131336	30-Apr-14	RED BUD SUPPLY, INC.	ELECTROLYTE BEVERAGES	01-31-43-7308	101.71
00173		IN118673	06-May-14	SUPREME TURF PRODUCTS	WEED KILLER-CONWAY LAKE	01-31-43-7303	197.50
00492	P001862	154819	01-May-14	TOMASOVIC GREENHOUSE & NURSERY INC	SPRING ANNUALS FOR OLIVE/270	01-31-43-7303	3,600.00
00492	P001862	154338	24-Apr-14	TOMASOVIC GREENHOUSE & NURSERY INC	SPRING ANNUALS FOR OLIVE/270	01-31-43-7303	730.00
01048		972446195 GF	01-May-14	VERIZON WIRELESS	CELL PHONES-APRIL 2014	01-31-43-6253	37.67
00109		452984	14-May-14	WESTPORT POOLS	SPLASH PAD CHEMICALS	01-31-43-7301	286.64
Sum of Invoices							12,510.13



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

COMMUNITY DEVELOPMENT - PLANNING

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
00303		10542461	28-Apr-14	MISSOURI LAWYERS MEDIA	PUBLIC HRG NOTICE-BOA	01-32-11-6260	42.92
00303		10542458	28-Apr-14	MISSOURI LAWYERS MEDIA	PUBLIC HRG NOTICE-BOA	01-32-11-6260	66.12
00126		INV0208364	01-May-14	ROTOLITE	PAPER FOR BLUEPRINT COPIER	01-32-11-7304	13.96
01048		972446195 GF	01-May-14	VERIZON WIRELESS	CELL PHONES-APRIL 2014	01-32-11-6253	149.39
Sum of Invoices							272.39



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

COMMUNITY DEVELOPMENT - BUILDING

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
00112		196276	25-Apr-14	MPS	1000 EA INSPECTION REQUESTS	01-32-61-7304	338.59
00126		INV0208364	01-May-14	ROTOLITE	PAPER FOR BLUEPRINT COPIER	01-32-61-7304	13.97
01048		9724705477	04-May-14	VERIZON WIRELESS	INSPECTOR TABLET	01-32-61-6253	50.00
01048		972446195 GF	01-May-14	VERIZON WIRELESS	CELL PHONES-APRIL 2014	01-32-61-6253	203.92
Sum of Invoices							606.48



CITY OF CREVE COEUR
ACCOUNTS PAYABLE LISTING

5/21/2014

CAPITAL IMPROVEMENTS

Vendor Number	Purchase Order	Invoice Number	Invoice Date	Vendor Name	Description	GL Account	Invoice Amount
00117		6020546	13-May-14	HOME DEPOT	CONCRETE SUPPLIES-DAM PROJECT	02-61-71-9509-14522	306.62
00606	P001888	PAY #2 MOSLEY RD.	16-May-14	HORNER & SHIFRIN INC	DESIGN SERVICES FOR MOSLEY ROA	02-61-71-9510-14708	17,358.90
00411	P001803	FINAL PAY CHILTON	14-May-14	N.B. WEST CONTRACTING CO.	CHILTON CULVERT REHABILITATION	02-61-71-9509-14515	13,080.56
02152	P001917	44536	02-Apr-14	SLAB MASTERS, INC.	MUDJACKING-DAM PROJECT	02-61-71-9509-14522	5,131.25
Sum of Invoices							35,877.33

Grand Total of All Invoices 151,785.83

BILL NO. 5490

ORDINANCE NO. _____

AN ORDINANCE CONFIRMING THE STATUS OF STREETS IN THE CORPORATE SQUARE AND LIGHT INDUSTRIAL AREA, ANNEXED BY THE CITY OF CREVE COEUR FROM ST. LOUIS COUNTY, AS PUBLIC STREETS.

WHEREAS, the City of Creve Coeur annexed an area in the northeast corner of the City as identified by land description in Ordinance 1444 from St. Louis County certified on February 11, 1991; and

WHEREAS, a number of streets within the described boundaries were maintained as public roads by St. Louis County prior to the annexation; and

WHEREAS, the City of Creve Coeur has continued to maintain these streets since annexation; and

WHEREAS, this Ordinance confirms that these annexed streets are considered approved and public streets, so that City records are clear in this respect; and

WHEREAS, a copy of this ordinance has been made available for public inspection prior to its adoption by the City Council and this bill having been read by title in open meeting two times before final passage;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CREVE COEUR, MISSOURI AS FOLLOWS:

SECTION 1: The streets listed on Exhibit A attached hereto are hereby confirmed to be public streets of the City of Creve Coeur and the City Administrator is authorized to execute Exhibit A on behalf of the City and the City Clerk is authorized and directed to attest thereto. The City Administrator and his designated representatives are hereby authorized and directed to take any and all actions necessary, desirable, convenient or proper in order to carry out the intent of this Ordinance, and the matters herein authorized.

SECTION 2: This ordinance shall become effective pursuant to Section 3.11(g) of the City Charter.

Passed this ____ day of _____ 2014.

Charlotte D'Alfonso
President of City Council

Approved this ____ day of _____ 2014.

Barry Glantz
Mayor

Attest:

Deborah Ryan, MPCC
City Clerk

“EXHIBIT A”

Streets Annexed From St. Louis County on February 11, 1991 Confirmed as Publicly
Maintained

<u>Street Name</u>	<u>From</u>	<u>To</u>
Corporate Square Dr.	Old Olive Street Rd.	Lindbergh Blvd.
Paget Dr.	Corporate Square Dr.	Cul-de-sac
Woodfield Ln.	Corporate Square Dr.	Mid-block Cul-de-sac
Andes Blvd.	Baur Blvd.	Ambassador Blvd.
Ambassador Blvd.	Andes Blvd.	Research Blvd.
Research Blvd.	Baur Blvd.	End of Pavement
Gateway Blvd.	Research Blvd.	Warson Rd.

Approved this ____ day of _____ 2014.

Mark Perkins
City Administrator

Attest:

Deborah Ryan, MPCC
City Clerk



DEPARTMENT OF PUBLIC WORKS OFFICE MEMO

DATE: May 6, 2014
TO: Mark Perkins, City Administrator
FROM: Jim Heines, Director of Public Works
SUBJECT: Public Street Confirmation

While updating our street inventory files, staff has found several issues with some City streets that were annexed and have been believed to be public streets since they have been maintained as such for some time. Some other issues were found, ranging from public easements for roads to plats dedicating streets to private use forever. For the purpose of this report we will be discussing the Streets annexed from St. Louis County in Ward IV and the Corporate Square areas.

History

Lindbergh-Warson

The City of Creve Coeur annexed an area in the northeast corner of the city from St. Louis County through Ordinance 1441 on February 11, 1991. The area is located to the north of Olive Blvd. between Lindbergh Blvd. and Warson Rd. to the west and east, and Baur Rd. to the north. This area is made up of Light Industrial and Corporate businesses.

Ward IV

The City of Creve Coeur annexed the land known as Ward IV through Ordinance 1661 on November 9, 1995. This area is mostly located west on the west-end of the city and is mostly residential except for the commercial strips along Olive Blvd.

Included in the annexations of the land was the responsibility to maintain the public streets which were being maintained by St. Louis County at the time of the annexations. The city immediately upon annexation began investing public funding for the upkeep and maintenance of the road and sidewalk pavements on streets that were previously maintained. Unfortunately the annexation approvals did not list the streets which were assumed to be publicly maintained.

Responsibilities

Each year the city invests a minimum of \$1,000,000 and in some years over \$2,000,000 to maintain and improve the public roads city wide. Since annexed from St. Louis County, all of these streets have received either an asphalt overlay, curb replacement, slab replacement or a combination of these improvements. For well over 20 years, the city has kept up with the responsibility of maintaining the public roads in these annexed areas and plans to continue providing these services in the future. Without official legislation confirming these streets are publicly maintained roads and sidewalks, staff will be unable to continue investing public funds towards their upkeep.

Recommendation

The attached ordinances and street lists have been drafted to confirm the list of assumed streets which were publicly maintained by St. Louis County prior to annexation and currently maintained by Creve Coeur. Public Works staff recommends the approval of the attached ordinances to help clarify and confirm the city's intent and desire to continue providing maintenance services on the public streets listed in each of the exhibits.

BILL NO. 5491

ORDINANCE NO. _____

AN ORDINANCE CONFIRMING THE STATUS OF STREETS IN THE WARD IV AREA, ANNEXED BY THE CITY OF CREVE COEUR FROM ST. LOUIS COUNTY, AS PUBLIC MAINTAINED STREETS.

WHEREAS, the City of Creve Coeur annexed an area mostly west of Mason Road as identified by land description in Ordinance 1661 from St. Louis County certified on November 9, 1995; and

WHEREAS, a number of streets within the described boundaries were maintained as public roads by St. Louis County prior to the annexation; and

WHEREAS, the City of Creve Coeur has continued to maintain these streets since annexation; and

WHEREAS, this Ordinance confirms that these annexed streets are considered approved and public streets, so that City records are clear in this respect; and

WHEREAS, a copy of this ordinance has been made available for public inspection prior to its adoption by the City Council and this bill having been read by title in open meeting two times before final passage;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CREVE COEUR, MISSOURI AS FOLLOWS:

SECTION 1: The streets listed on Exhibit A attached hereto are hereby confirmed to be public streets of the City of Creve Coeur and the City Administrator is authorized to execute Exhibit A on behalf of the City and the City Clerk is authorized and directed to attest thereto. The City Administrator and his designated representatives are hereby authorized and directed to take any and all actions necessary, desirable, convenient or proper in order to carry out the intent of this Ordinance, and the matters herein authorized.

SECTION 2: This ordinance shall become effective pursuant to Section 3.11(g) of the City Charter.

Passed this ____ day of _____ 2014.

Charlotte D'Alfonso
President of City Council

Approved this ____ day of _____ 2014.

Barry Glantz
Mayor

Attest:

Deborah Ryan, MPCC
City Clerk

“EXHIBIT A”

Streets Annexed From St. Louis County on November 9, 1995 Confirmed as Publicly
Maintained

Publicly Maintained Streets in Ward 4		
Street Name	From	To
Ambleside Lane	Ladue Rd	Cul-de-sac
Ambois Drive	Rue De Fleur Dr	Bellerive Manor Dr
Aramis Drive	D'Artagnan Ct	End of Pavement
Ariege Drive	Montauban Dr	Barbezieux Dr
Auburndale Drive	Mason Rd	West Walling Dr
Barbezieux Drive	Fernview Dr	Lesparre Dr
Beauvais Court	Bellerive Estates Dr	Cul-de-sac
Bellerive Estates Drive	Mason Manor Rd	Fernview Dr
Bellerive Manor Drive	Turrentine Trail	End of Pavement
Bellerive Springs Drive	Mason Rd	Cul-de-sac
Bergerac Drive	Narbonne Dr	Fernview Dr
Cannes Drive	Aramis Dr	Montmartre Dr
Castleton Court	Mariners Point Dr	Cul-de-sac
Chamblee Lane	Clion Ln	Cul-de-sac
Champeix Drive	Clion Ln	Chasselle Ln
Chasselle Lane	Ladue Rd	Mason Rd
Chaumont Court	Fernview Dr	Cul-de-sac
Clion Lane	Champeix Ln	Chamblee Ln
Corum Way Court	Corum Way Dr	Cul-de-sac
Corum Way Drive	Mason Rd	Cul-de-sac
Coulange Court	Chasselle Ln	Cul-de-sac
Cuiseaux Court	Chamblee Ln	Cul-de-sac
Dartagnan Court	Turrentine Trail	Cul-de-sac
Deauville Court	Bellerive Estates Dr	Cul-de-sac
Executive Parkway Drive	Mason Rd	Mason Rd
Falling Leaves Court	Ladue Lake Dr	Cul-de-sac
Ferncrest Court	Fernview Dr	Cul-de-sac
Ferngate Lane	Fernway Ln	Fernway Ln
Fernpark Drive	Fernway Ln	Ferntop Ln
Ferntop Lane	Fernview Dr	End of Pavement
Ferntrails Lane	Fernview Dr	Cul-de-sac
Fernview Drive	Olive Blvd	Bellerive Estates Dr
Fernway Lane	Fernview Dr	Lesparre Dr
Fischel Court	Laduemont Dr	Cul-de-sac

Gallagher Road	Bellerive Farm Dr	Lesparre Dr
Gascogne Court	Gascogne Dr	Cul-de-sac
Gascogne Drive	D'Artagnan Ct	Cannes Dr
Greenville Lane	Laduemont Dr	End of Pavement
Haverton Drive	Somerton Ridge Dr	Mariners Point
Hezel Lane	Mason Rd	Cul-de-sac
Hibler Oaks Court	Hibler Oaks Dr	Cul-de-sac
Hibler Oaks Drive	Hibler Rd	Cul-de-sac
Hibler Road	Mason Rd	End of Pavement
Ladue Aire Drive	Ladue Rd	Cul-de-sac
Ladue Grove Lane	Ladue Rd	Cul-de-sac
Ladue Lakes Court	Ladue Lake Dr	Falling Leaves Ct
Ladue Lakes Drive	Ladue Rd	Falling Leaves Ct
Ladue Pine Woods Place	Ladue Rd	Cul-de-sac
Laduemont Drive	Conway Rd	Ladue Rd
Lampadaire Drive	Mason Manor Rd	Rud De Fleur Dr
Le Havre Drive	Bellerive Estates Dr	End of Pavement
Les Parre Drive	Fernway Ln	Nimes Dr
Libourne Court	Fernview Dr	Cul-de-sac
Maison Ladue Drive	Town and Four Parkway Dr	Cul-de-sac
Mason Manor Road	Mason Rd	Lampadaire Dr
Montauban Drive	Fernview Dr	Bellerive Estates Dr
Montmarte Court	Montmartre Dr	Cul-de-sac
Montmarte Drive	Ambois Dr	Fernview Dr
Narbonne Drive	Montmartre Dr	Fernview Dr
Nimes Drive	Montauban Dr	Cul-de-sac
North Walling Drive	West Walling Dr	Mason Rd
Oakstone Lane	Cul-de-sac	Cul-de-sac
Pinehurst Estates Drive	Ladue Rd	Cul-de-sac
Rue De Fleur Drive	Mason Manor Rd	Ambois Dr
Somerton Ridge Drive	Nimes Dr	Mariners Point
Timber Run Drive	Bellerive Estates Dr	Haverton Dr
Town & Four Drive	Town and Four Parkway Dr	Mariners Point
Town & Four Parkway Drive	Olive Blvd	Maison Ladue Dr
Turrentine Trail	Bellerive Manor Dr	D'artagnan Ct

Approved this ____ day of _____ 2014.

Mark Perkins
City Administrator

Attest:

Deborah Ryan, MPCC
City Clerk



DEPARTMENT OF PUBLIC WORKS OFFICE MEMO

DATE: May 6, 2014
TO: Mark Perkins, City Administrator
FROM: Jim Heines, Director of Public Works
SUBJECT: Public Street Confirmation

While updating our street inventory files, staff has found several issues with some City streets that were annexed and have been believed to be public streets since they have been maintained as such for some time. Some other issues were found, ranging from public easements for roads to plats dedicating streets to private use forever. For the purpose of this report we will be discussing the Streets annexed from St. Louis County in Ward IV and the Corporate Square areas.

History

Lindbergh-Warson

The City of Creve Coeur annexed an area in the northeast corner of the city from St. Louis County through Ordinance 1441 on February 11, 1991. The area is located to the north of Olive Blvd. between Lindbergh Blvd. and Warson Rd. to the west and east, and Baur Rd. to the north. This area is made up of Light Industrial and Corporate businesses.

Ward IV

The City of Creve Coeur annexed the land known as Ward IV through Ordinance 1661 on November 9, 1995. This area is mostly located west on the west-end of the city and is mostly residential except for the commercial strips along Olive Blvd.

Included in the annexations of the land was the responsibility to maintain the public streets which were being maintained by St. Louis County at the time of the annexations. The city immediately upon annexation began investing public funding for the upkeep and maintenance of the road and sidewalk pavements on streets that were previously maintained. Unfortunately the annexation approvals did not list the streets which were assumed to be publicly maintained.

Responsibilities

Each year the city invests a minimum of \$1,000,000 and in some years over \$2,000,000 to maintain and improve the public roads city wide. Since annexed from St. Louis County, all of these streets have received either an asphalt overlay, curb replacement, slab replacement or a combination of these improvements. For well over 20 years, the city has kept up with the responsibility of maintaining the public roads in these annexed areas and plans to continue providing these services in the future. Without official legislation confirming these streets are publicly maintained roads and sidewalks, staff will be unable to continue investing public funds towards their upkeep.

Recommendation

The attached ordinances and street lists have been drafted to confirm the list of assumed streets which were publicly maintained by St. Louis County prior to annexation and currently maintained by Creve Coeur. Public Works staff recommends the approval of the attached ordinances to help clarify and confirm the city's intent and desire to continue providing maintenance services on the public streets listed in each of the exhibits.

**AN ORDINANCE APPROVING A FINAL SUBDIVISION PLAT (PLAT 7) FOR,
LOTS 5-6, 21-29, 38-40, 41-43, & LOTS 50-55 IN THE ENCLAVE BELLERIVE
SUBDIVISION, CITY OF CREVE COEUR, ST. LOUIS COUNTY, MISSOURI**

WHEREAS an application has been submitted by Volz Incorporated, on behalf of The Enclave at Bellerive, LLC, for approval of Enclave Bellerive Plat 7 a final plat for Lots 41-43 of Mulberry Row Court & Lots 38-40 of Tufton Farm Court (Village A), Lots 50-55 of Wythe House Court (Village B), and Lots 5-6 of Nomini Hall Court & Lots 21-29 of Mulberry Row Court (Village C), within the Enclave Bellerive Subdivision; and

WHEREAS the entire Enclave Bellerive subdivision is zoned "B" Single-Family Residential as modified by the Preliminary Plat authorized by Residential Design Development Permit Ordinance No. 3037; and

WHEREAS Final Plat 7 conforms to Ordinance No. 3037 except where the front setbacks shown for all lots within Village B have been reduced from 30 feet on the Preliminary Plat to 15 feet and Village C have been reduced from 20 feet as shown on the Preliminary Plat to 15 feet as provided by Section 405.450.C, Residential Design Development and Chapter 410, Subdivision and Development of Land; and,

WHEREAS public notice of said final plat applications was provided in accordance with Section 410.140.C.2 of the Creve Coeur Municipal Code; and

WHEREAS the Planning and Zoning Commission recommended by a vote of ____ for approval of Enclave Bellerive Final Plat 7 on May 5, 2014; and

WHEREAS, a copy of the proposed ordinance has been made available for public inspection prior to its adoption by the City Council and this bill having been read by title in open meeting two times before final passage by the City Council;

NOW, THEREFORE, be it ordained by the City Council of the City of Creve Coeur, Missouri as follows:

SECTION 1: The Final Subdivision Plat 7 for the Enclave Bellerive development, described as a tracts of land being part of Lot 4 and 5 of the subdivision in partition of the Wm. Hogg estate and parts of U.S. survey 730 and fractional Section 8 Township 45 North, Range 5 East, City of Creve Coeur, St. Louis County, Missouri, as heretofore submitted on March 28, 2014 by Volz Incorporated are hereby approved subject to the following conditions:

1. The applicant shall provide two paper copies and one electronic copy of the recorded plat to the City of Creve Coeur.
2. No building permits shall be issued until applicant provides proof of recording of indentures as approved by the City Attorney.

SECTION 2: Such approval of the Plats for the resubdivision of the property shall be endorsed on said Plat as indicated in Section 1 hereof under the hand of the City Clerk, and the seal of the City of Creve Coeur, Missouri shall be affixed thereto.

BILL No. 5492

ORDINANCE No. _____

SECTION 3: This ordinance shall become effective in accordance with Section 3.11 (g) of the City Charter.

ADOPTED THIS ____ DAY OF _____, 2014.

CHARLOTTE D'ALFONSO
PRESIDENT OF CITY COUNCIL

APPROVED THIS ____ DAY OF _____, 2014.

BARRY GLANTZ
MAYOR

ATTEST:

DEBORAH RYAN, MPCC
CITY CLERK



city of CREVE COEUR

300 North New Ballas Road • Creve Coeur, Missouri 63141
(314) 432-6000 • Fax (314) 872-2539 • Relay MO 1-800-735-2966
www.creve-coeur.org

APPLICATION TO PLANNING AND ZONING COMMISSION #14-017 FOR FINAL PLAT SEVEN OF ENCLAVE AT BELLERIVE

FOR THE MEETING OF: **Monday, May 5, 2014**

LOCATION: Enclave at Bellerive Subdivision, north of the intersection of Mason Road and Ladue Road. The subject property is zoned "B" Single-Family Residential with an "RDD" Residential Design Development.

REQUEST: An application has been submitted for the approval of a final plat for Lots 41-43 of Mulberry Row Court & Lots 38-40 of Tufton Farm Court (Village A), Lots 50-55 of Wythe House Court (Village B), and Lots 5-6 of Nomini Hall Court & Lots 21-29 of Mulberry Row Court (Village C), within the Enclave Bellerive Subdivision.

ADDITIONAL INFORMATION: The preliminary plat for the Enclave Bellerive subdivision was approved in 2005. Approval of a final plat is a ministerial act that should be granted unless a technical failure is found in the drawing or the drawing is not in substantial conformance with the preliminary plat.

Key Issues:

- Do the lots substantially conform with the previously approved preliminary plat?
- Do the final plat drawings meet the technical requirements for such drawings?

Comp. Plan References

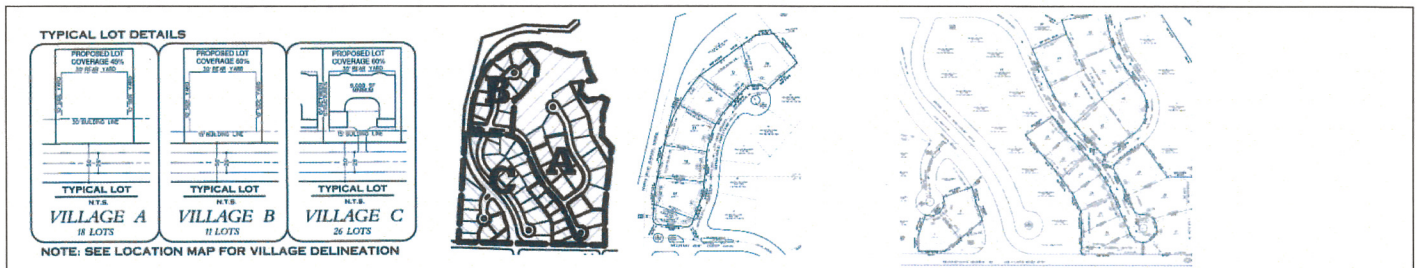
- Residential Neighborhoods

Subdivision Code References

- Section 410.140: Step Five -- Final Subdivision Plat
- Community Health and Connectivity

APPLICANT: Eric Kirby
Volz, Inc.
10849 Indian Head Industrial Blvd.
St. Louis, MO 63132

OWNER: The Enclave Bellerive, LLC
332 Wythe House Court
Creve Coeur, MO 63141



REPORT PREPARED BY:

Whitney Kelly, AICP, City Planner

Date

ATTACHMENTS: Applicant's Final Plat 7 submitted March 28, 2014
Draft Ordinance

SUBDIVISION AND ZONING HISTORY

The Planning and Zoning Commission recommended approval of the preliminary subdivision plat on January 3, 2005. The City Council subsequently approved the development of Enclave Bellerive on January 24, 2005, when the property was rezoned from “A” to “B” Single-Family Residential with an “RDD” Residential Design Development preliminary plat. A site development plan was also approved at that time for fifty-five (55) houses. The subdivision infrastructure is complete and plat 7 represents the final plat for all of the remaining properties.

LAND USE AND ZONING OF SURROUNDING PROPERTIES

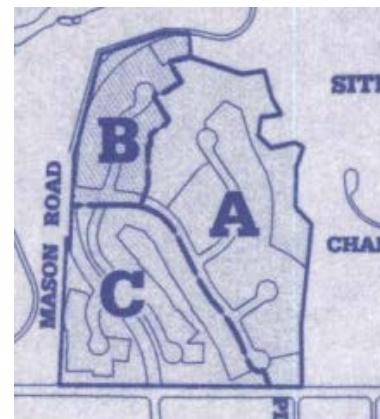
The adjacent zoning and land uses are as follows:

Direction	Use	Zoning District	Separated by
North	Single-family residences	“A” Single-family Residential	N/A
South	Single-family residences	“A” Single-family Residential	Ladue Road
East	Single-family residences	“A” Single-family Residential	N/A
West	Bellerive Country Club	Town and Country Zoning	Mason Road (partial)

ANALYSIS

The original concept reviewed by the Planning and Zoning Commission and approved by the City Council had the entire development divided into three villages “Village A”, “Village B”, and “Village C” (see map at right).

Lots 41-43 of Mulberry Row Court & Lots 38-40 of Tufton Farm Court are located in Village A, Lots 50-55 of Wythe House Court are located within Village B area, and Lots 5-6 of Nomini Hall Court & Lots 21-29 of Mulberry Row Court are located within Village C.



It is important to note that the preliminary plat reviewed by the Planning and Zoning Commission on January 3, 2005, and approved by the City Council on January 24, 2005, originally showed setbacks at:

	Front	Side	Rear
Village A	30 feet	10 feet	30 feet
Village B	30 Feet	10 feet	30 feet
Village C	20 Feet	15 feet between structures	30 feet

Subsequently, the site improvement plans reviewed by the Planning and Zoning Commission in July 2005, show that the Village B and Village C front setbacks had changed to 15 feet, and the staff report reviewed along with the plans indicated a setback at 15 feet. Enclave Bellerive Plat 1 was approved in 2006 with the 15-foot front setback, and the existing homes within Village C have been built to what is close to this setback. In 2005 and 2006, the final plat for two lots in Village B indicated 15-foot front-yard setbacks. In 2011, the final plats 4 and 5 were approved with the setback at 30-feet for Village A, and a 15-foot setback for Village C, as well as the final plat 6, which approved the Lot 19 is located in Village C with a 15-foot setback, Lots 30-33 & 37 in Village A with a 30-foot setback, and Lots 47-49 are located in Village B with a 15-foot

front yard setback in 2012. Thus the revised setbacks, as indicated on the drawings for final plat 7 are:

	Front	Side	Rear
Village A	30 feet	10 feet	30 feet
Village B	15 Feet	10 feet	30 feet
Village C	15 Feet	15 feet between structures	30 feet

While nothing in the Subdivision Ordinance states that final plats have to be in complete conformance with the preliminary plat, site improvement plans are required to be in substantial compliance with the approved preliminary plat. Nonetheless the Planning and Zoning Commission reviewed and approved the site improvement plans for the entire subdivision in July, 2005, with the 15-foot front setbacks in Villages B and C, and maintaining the setbacks as proposed with this application would be consistent with the prior action of the Planning and Zoning Commission and City Council.

RECOMMENDATION AND CONDITIONS OF APPROVAL

Review of these final plats is a ministerial act and they should be approved unless a technical failure is found in the drawings. Should the Planning and Zoning Commission recommend approval of the proposed final plats, staff recommends the following conditions:

1. The applicant shall provide two paper copies and one electronic copy of the recorded plat to the City of Creve Coeur.
2. No building permits shall be issued until applicant provides proof of recording of indentures as approved by the City Attorney.

ACTION

Action on these items will be in the form of two separate motions to recommend approval as presented, approval with additional conditions, or denial for failure to meet all technical requirements. City Council review is tentatively scheduled for May 12, 2014.

The following is an example motion for this application:

“I move to recommend approval of the final subdivision plat for Enclave Bellerive Plat 7 with the conditions listed in the Staff Report for the meeting of May 5, 2014.” (other conditions may be added, eliminated, altered, and modified by prior motion).

APPENDIX 1: COMPREHENSIVE PLAN

Included and attached by reference. See body of report for specific excerpts.

APPENDIX 2: ZONING CODE (CHAPTER 405 OF THE CREVE COEUR MUNICIPAL CODE)

Included and attached by reference. See body of report for specific excerpts.

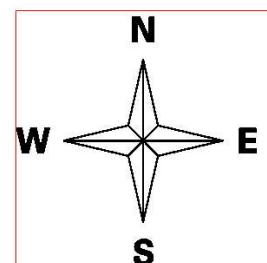
APPENDIX 3: CREVE COEUR SUBDIVISION AND LAND DEVELOPMENT REGULATIONS (CHAPTER 410 OF THE CREVE COEUR MUNICIPAL CODE)

Included and attached by reference. See body of report for specific excerpts.

APPENDIX 4: AERIAL MAP



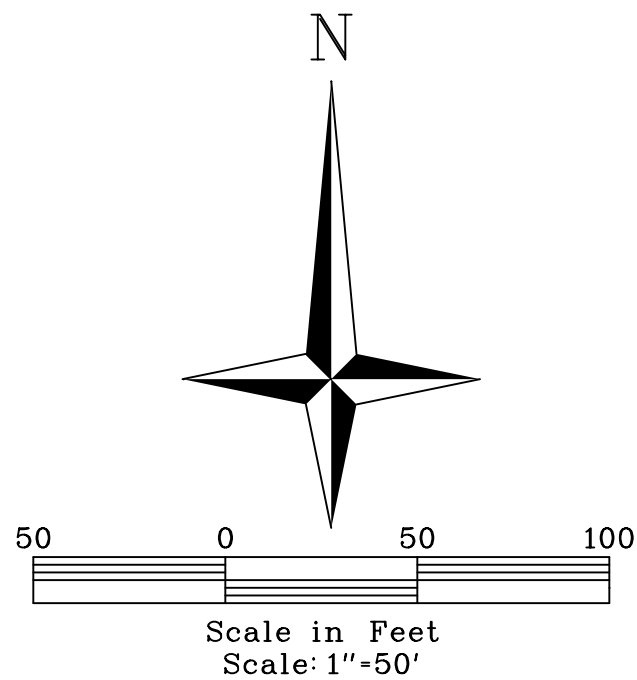
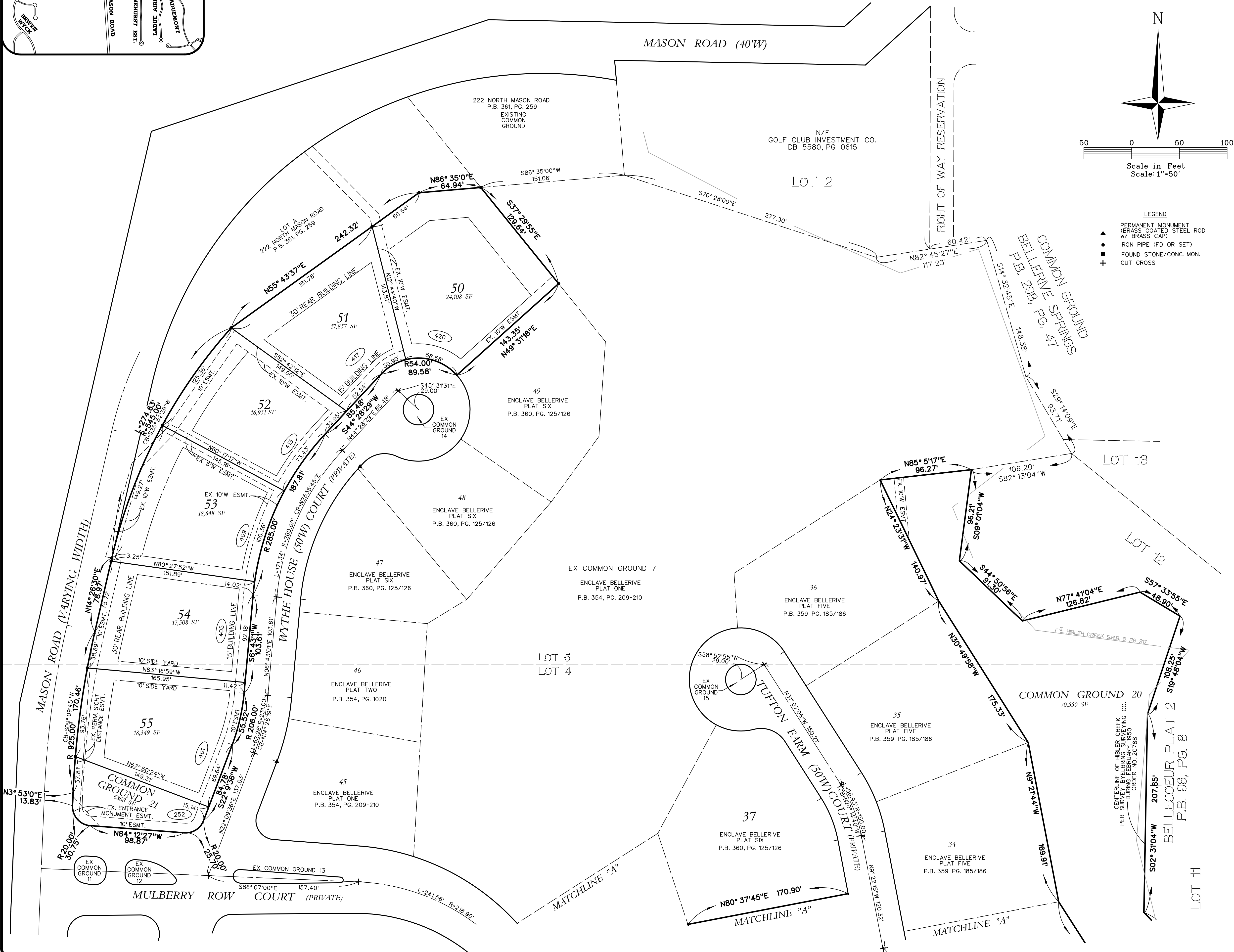
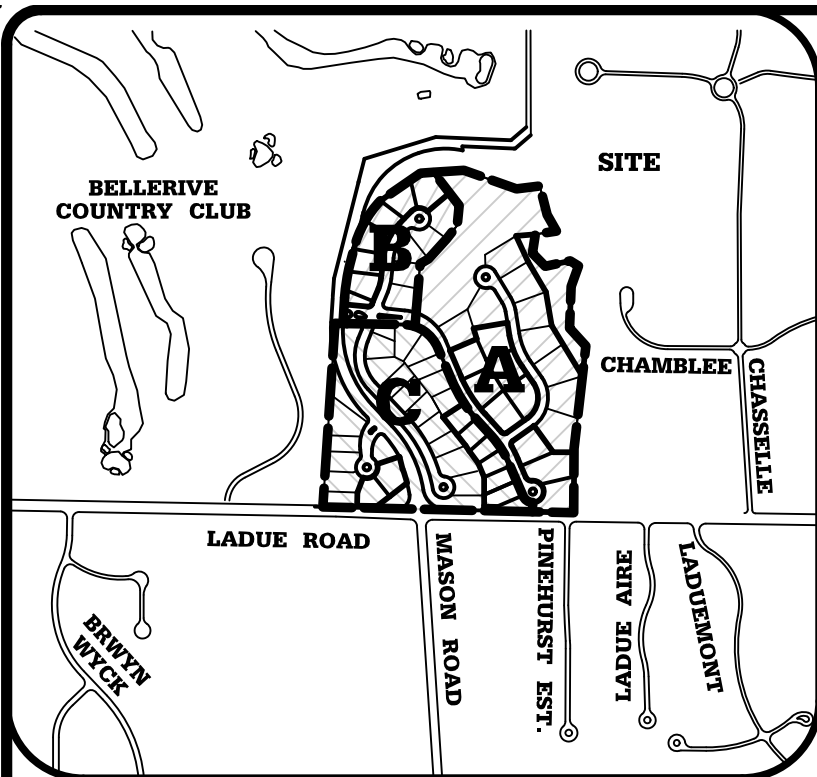
-  Municipal Boundary
-  Property Lines
-  Enclave at Bellerive Subdivision



Note that map only shows individual lots that have been recorded with St. Louis County Recorder of Deeds. Current zoning allows a total of 55 lots to be recorded.

ENCLAVE BELLERIVE PLAT SEVEN

TRACTS OF LAND BEING LOTS 4 AND 5 OF THE SUBDIVISION
IN PARTITION OF THE WM. HOGG ESTATE AND PARTS OF U.S. SURVEY 730
AND FRACTIONAL SECTION 8 TOWNSHIP 45 NORTH, RANGE 5 EAST
CITY OF CREVE COEUR, ST. LOUIS COUNTY, MISSOURI



LEGEND
▲ PERMANENT MONUMENT (BRASS COATED STEEL ROD w/ BRASS CAP)
● IRON PIPE (FD. OR SET)
■ FOUND STONE/CONC. MON.
+ CUT CROSS

This is to certify that we have, during the month of March 2014, by order of The Enclave at Bellerive, L.L.C., made prepared a Subdivision Plat of a tract of land being part of Lots 4 and 5 of the Subdivision in Partition of the Wm. Hogg Estate according to the plat accompanying the Commissioner's Report recorded in Deed Book 409, Page 81 and Survey Record Book 6, Page 217 of the St. Louis City (former County) Records and parts of U.S. Survey 730 and Fractional Section 8, Township 45 North, Range 5 East, in the City of Creve Coeur, St. Louis County, Missouri. This Survey was made in accordance with the "Missouri Minimum Standards for Property Boundary Surveys", as established by the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors and Landscape Architects, meets the accuracy requirements of an Urban Property Survey, as defined therein, and the results are as shown on this plat.

Volz Incorporated

Eric J. Kirby, P.L.S.
Professional Land Surveyor
Mo. PLS No. 2005000074

GENERAL NOTES:

- Bearing system adopted from Enclave Bellerive Plat One as recorded in Plat Book 354 Pages 209 and 210.
- Source of Title: A First American Title Insurance Company Commitment for Title Insurance Number NCS-46336-STLO, dated April 12, 2003. All easements reported therein, are shown hereon.
- All easements shown as existing, unless specifically noted, were created on the plat "Enclave Bellerive Plat One" as recorded in Plat Book 354 Pages 209 and 210.

We the undersigned owners of the tracts of land hereon platted and further described in the foregoing Surveyor's Certificate, have caused the same to be surveyed and subdivided in the manner shown on this plat, which Subdivision shall be subject to any easements, restrictions or covenants of record and hereafter be known as ENCLAVE BELLERIVE PLAT SEVEN. No roads or easements are being dedicated on this plat

Two permanent monuments for each block created (indicated as ▲) and semi permanent monuments at all lot corners (indicated as ●) will be set, with the exception that the front lot corners may be monumented by notches or crosses cut in concrete paving on the prolongation of the lot line, within twelve (12) months after the recording of this subdivision plat, in accordance with 10 CSR 30-2.090 of the Missouri Department of Natural Resources and 4 CSR 30-16.090 of the Missouri Department of Economic Development

This Subdivision is subject to the conditions and restrictions filed in conjunction with this plat and recorded this _____ day of _____, 20____, as Daily Number _____ of the St. Louis County Records.

It is hereby certified that all existing easements (as referenced in the First American Title Insurance Company Commitment for Title Insurance Number NCS-46336-STLO, dated April 12, 2003) are shown or noted on this plat as of the time and date of the recording of this plat. All taxes due and payable against this property have been paid in full.

IN WITNESS WHEREOF, we have hereunto set our hand, this _____ day of _____, 20____.

The Enclave at Bellerive, L.L.C.

By: _____
Christopher Vatterott, Managing Member

STATE OF MISSOURI)
COUNTY OF ST. LOUIS)SS

On this _____ day of _____, 20____, before me appeared Christopher Vatterott, to me personally known, who being by me duly sworn, did say that he is the Managing Member of The Enclave at Bellerive, L.L.C., a Missouri limited liability company and that said instrument was signed on behalf of said limited liability company by authority of its members and the said Managing Manager acknowledged said instrument to be the free act and deed of said limited liability company

IN TESTIMONY WHEREOF, I have herewith set my hand and affixed by notarial seal the day and year above written.

My Commission expires _____

Notary Public

It is hereby certified, that this Subdivision Plat was approved on the _____ day of _____, 20____ pursuant to the Subdivision Regulations of the City of Creve Coeur, Missouri, as outlined in said regulations in Section 22A-3.4 of Ordinance Number 1045.

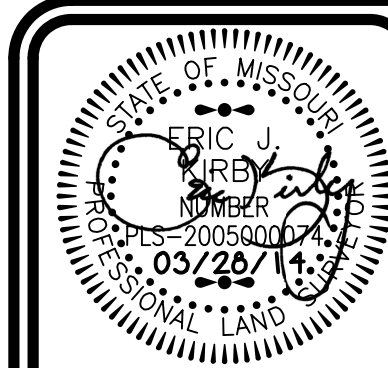
Planning & Zoning Commission
City of Creve Coeur, Missouri

Signature

Print Name & Title

I, Deborah Ryan, City Clerk for and within the City of Creve Coeur, Missouri, do hereby certify that this Subdivision Plat is in complete compliance with Ordinance No. 1045 approved on the twenty-fifth day of July, 1983, as approved by the City Council of the City of Creve Coeur.

Deborah Ryan, City Clerk



Eric J. Kirby
Professional Land Surveyor
Mo. P.L.S. #2005000074

VOLZ
Incorporated

10849 Indian Head Ind'l. Blvd.
St. Louis, Missouri 63132
314.426.6212 main - 314.890.1250 fax
WWW.VOLZINC.COM

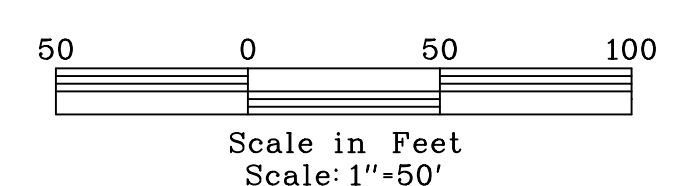
MISSOURI CORPORATE CERTIFICATES OF AUTHORITY:
NO. 19 EXPIRES : DECEMBER 31, 2015 - LAND SURVEYING
NO. 203 EXPIRES: DECEMBER 31, 2015 - ENGINEERING

Enclave Bellerive Plat Seven
7607-34

Sheet 1 of 2

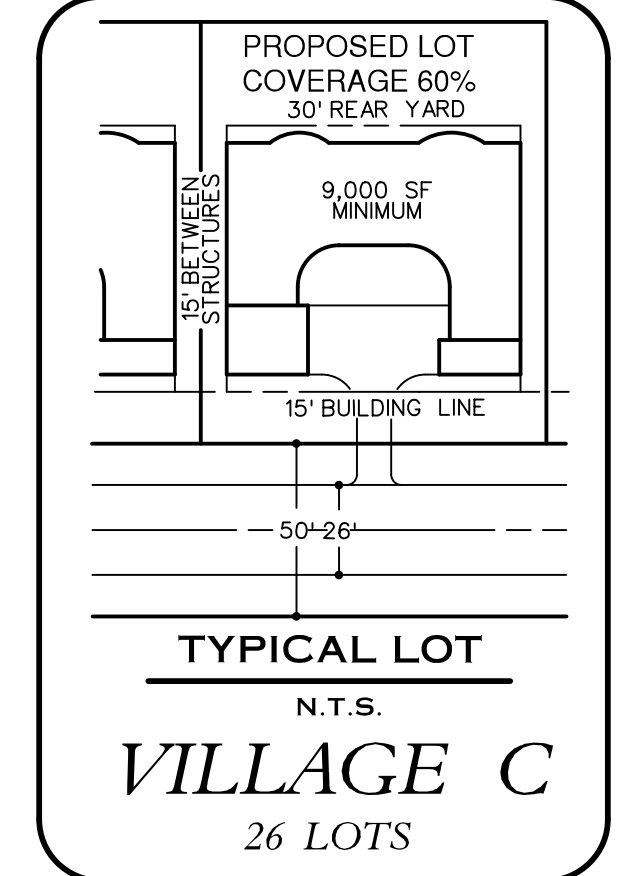
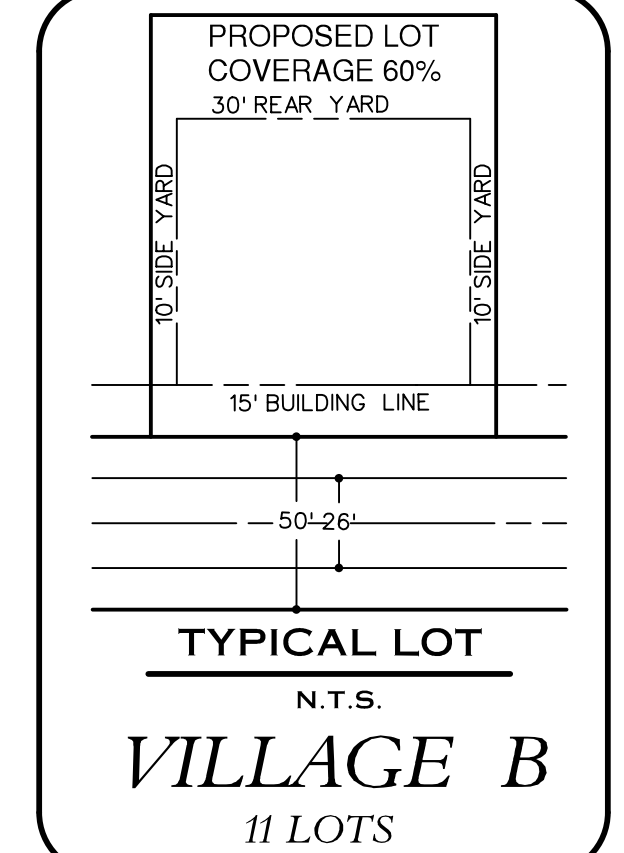
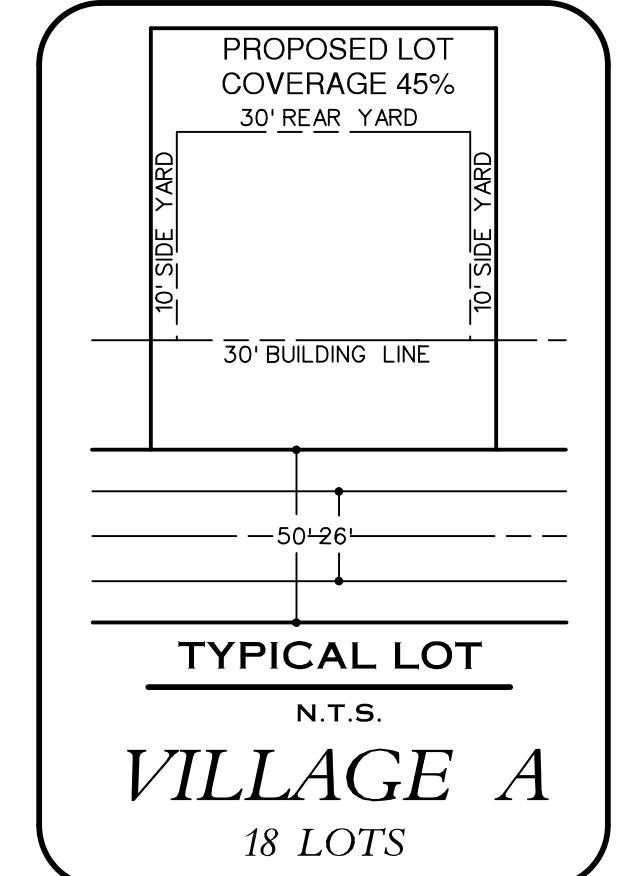
ENCLAVE BELLERIVE PLAT SEVEN

TRACTS OF LAND BEING LOTS 4 AND 5 OF THE SUBDIVISION
IN PARTITION OF THE WM. HOGG ESTATE AND PARTS OF U.S. SURVEY 730
AND FRACTIONAL SECTION 8 TOWNSHIP 45 NORTH, RANGE 5 EAST
CITY OF CREVE COEUR, ST. LOUIS COUNTY, MISSOURI

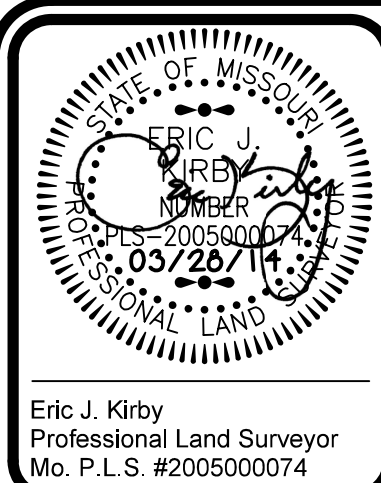


- LEGEND
- PERMANENT MONUMENT (BRASS COATED STEEL ROD w/ BRASS CAP)
 - IRON PIPE (FD. OR SET)
 - FOUND STONE/CONC. MON.
 - CUT CROSS

TYPICAL LOT DETAILS

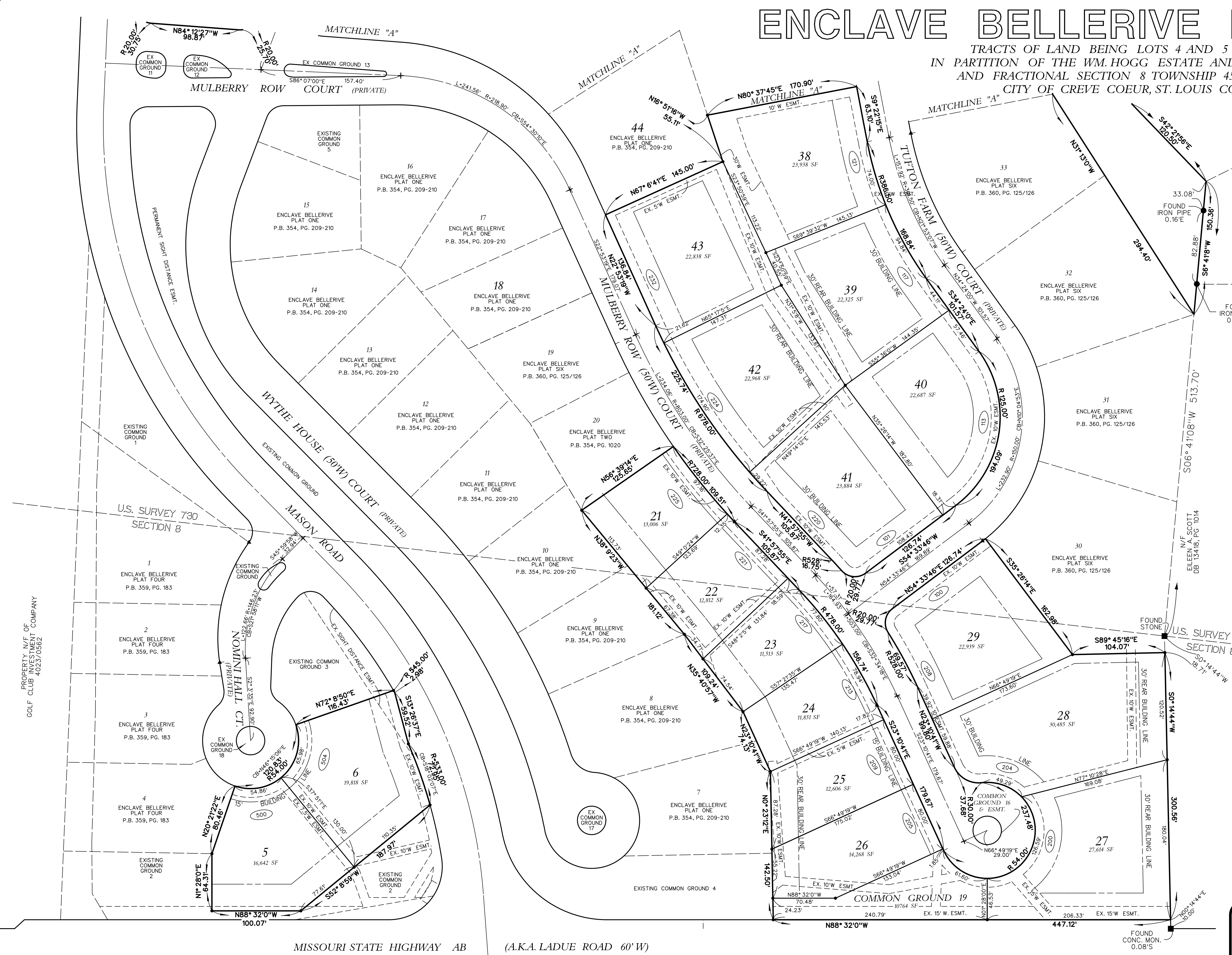


NOTE: SEE LOCATION MAP FOR VILLAGE DELINEATION



VOLZ Incorporated
10849 Indian Head Ind'l. Blvd.
St. Louis, Missouri 63132
314.426.6212 main - 314.890.1250 fax
WWW.VOLZINC.COM

MISSOURI CORPORATE CERTIFICATES OF AUTHORITY
No. 19 EXPIRES: DECEMBER 31, 2015 - LAND SURVEYING
No. 203 EXPIRES: DECEMBER 31, 2015 - ENGINEERING





city of **CREVE COEUR**

300 North New Ballas Road • Creve Coeur, Missouri 63141
(314) 872-2500/872-2501 • Fax (314) 872-2505 • Relay MO 1-800-735-2966
www.creve-coeur.org

May 7, 2014

Eric Kirby
Volz, Inc.
10849 Indian Head Industrial Blvd.
St. Louis, MO 63132

Re: Application #14-017, Enclave Bellerive Subdivision Final Plat 7

Mr. Kirby:

The Planning and Zoning Commission, at its meeting of May 5, 2014, reviewed your request on behalf of Enclave Bellerive L.L.C., for approval of Final Plat 7 in the Enclave Bellerive subdivision.

By a unanimous vote, the Planning Commission recommends approval of the final plat, subject to the conditions contained in the draft ordinance (see attached). The first of two readings of the draft ordinance by the City Council is scheduled for Monday, May 12, 2014. You or a representative should plan to be in attendance to speak for the request.

If you have any questions, please contact the Planning Division staff (872-2501) as soon as possible. Note that significant changes to the draft ordinance may require that the matter be returned to the Planning and Zoning Commission prior to City Council approval.

Sincerely,

CITY OF CREVE COEUR

Timothy Madden, Chairman
Planning & Zoning Commission

TM:jl

Cc: M.C. Perkins, City Administrator
G. Eidman, Chief of Police
J. Heines, Public Works Director
S. Unser, Chief Building Official

BILL NO. 5493

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CREVE COEUR, MISSOURI, AUTHORIZING THE ACCEPTANCE OF THE DEDICATION OF VARIOUS RIGHTS OF WAY AND EASEMENTS FROM MERCY HOSPITALS EAST COMMUNITIES RELATED TO THE COMPLETED ROADWAY IMPROVEMENTS ON CONWAY ROAD AND SOUTH NEW BALLAS ROAD.

WHEREAS, Mercy Hospitals East Communities, formerly known as St John's Mercy Medical Center (Mercy), completed its project to widen the intersection of Conway Road at South New Ballas Road in 2013, and

WHEREAS, the roadway and sidewalk improvements were designed and constructed to the standards of the Missouri Department of Transportation and the City of Creve Coeur; and

WHEREAS, Mercy has proposed to dedicate three areas of right of way and two areas of permanent sidewalk and utility easements to the City; and

WHEREAS, The Creve Coeur Planning and Zoning Commission reviewed and approved the easements and right of way at its meeting on May 5, 2014, as required by Chapter 89 of the Missouri Revised Statutes; and

WHEREAS, a copy of this ordinance has been made available for public inspection prior to its adoption by the City Council and this bill having been read by title in open meeting two times before final passage;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CREVE COEUR, MISSOURI AS FOLLOWS:

SECTION 1: The hachured areas shown and described on the Right of Way Plat, designed by Heideman & Associates, Inc., dated 06/01/2011 and last updated on 04/01/2014, attached hereto as Exhibit A, are hereby confirmed to be areas of public right of way of the City of Creve Coeur.

SECTION 2: The hachured areas shown and described on the Ballas and Conway Easement Dedication Plat, designed by Heideman & Associates, Inc., dated 06/01/2011 and last updated on 04/01/2014, attached hereto as Exhibit B, are hereby confirmed to be areas of public sidewalk and utility easement for the use of the City of Creve Coeur.

SECTION 2: This ordinance shall become effective pursuant to Section 3.11(g) of the City Charter.

Passed this ____ day of _____ 2014.

Charlotte D'Alfonso
President of City Council

Approved this ____ day of _____ 2014.

Barry Glantz
Mayor

Attest:

Deborah Ryan, City Clerk

Williamsburg Rd

Balcones Rd

S. Parkway

210

S. Robinson Ln

Terry Ln

Conway

KNOW ALL MEN BY THESE PRESENTS: Mercy Hospitals East Communities, f/k/a St. John's Mercy Medical Center, a Missouri corporation, hereby by its duly authorized officers, certifies that it is the owner of the lands as shown hereon and described in the foregoing Surveyor's Certificate attached hereto, and that said corporation has caused the same to be surveyed in the manner shown hereon, and is hereby dedicated and to be hereafter known as "BALLAS AND CONWAY EASEMENT DEDICATION PLAT".

Missouri-American Water Company has the right and easement to lay, repair, replace and forever maintain its water pipes, hydrants, valves, and appurtenant facilities in an easement on the strip or strips of ground shown hatched on this plat, together with the right to use commercially reasonable additional space adjacent to the above described easements as may be required during the period of construction and maintenance, including the ability and right of ingress and egress, unless specifically shown as an exclusive easement to another utility company.

All easements shown on this plat, unless designated for other specific purposes, are hereby dedicated to City of Creve Coeur Missouri, St. Louis County Missouri, Missouri Department of Transportation (MoDOT), Missouri American Water Company, Laclede Gas Company, Ameren Missouri, Southwestern Bell Telephone Company, AT&T Company, The Metropolitan St. Louis Sewer District, the relevant cable television company, their successors and assigns as their interests may appear for the purposes of constructing, replacing, maintaining and repairing of public utilities, sidewalks, sewer or sewers, storm water improvements and drainage facilities, with the right of temporary use of adjacent ground not occupied by improvements for the excavation and storage of materials during installation, repair or replacement of said utilities, sidewalks, sewer or sewers, storm water improvements and drainage facilities.

State of Missouri)
County of St Louis) ss

Notary Public
Name Printed _____

This is to certify that at the request of Mercy Hospitals East Communities, f/k/a St. John's Mercy Medical Center, HeidemanAssociates, Inc., has prepared an easement plat on tracts of land conveyed to St. John's Hospital and St. John Mercy Medical Center by deeds recorded in Deed Book 04198 page 0544 and 8011 page 1010 being filed in the St. Louis County Land Records, and the results are shown hereon.

#763 S New Ballas Road
Ballas Group LLC
Loc #190330211
DB 17250 Pg 4302

Sidewalk &
Utility Easement
(width varies)

5'x5'
Ameren
Easement
83' (chord)

N00°10'27"W 21.41' (chord)
R=1200.00' Arc=21.41'

SCALE: 1"=40'



0 20' 40' 60' 80'

Basis of Bearings from South line SACKSTON WOODS, a subdivision filed for record in Plat Book 53 at page 15, of the St Louis County Records, St Louis County, Missouri

Commencing at a point in the West right of way line of Ballas Road (AKA State Highway JJ) said point being the Southeast corner of Lot 17 of Sacktown Woods, a subdivision filed for record in Plot Book 53 at page 15 of the St. Louis County Records thereof South 00 degrees 17 minutes 23 seconds West a distance of 1048.96 feet to the point of beginning of the tract herein described; thence continuing along said right of way South 00 degrees 17 minutes 23 seconds West a distance of 72.72 feet to a point; thence leaving said right of way and continuing along the new right of way line of Ballas Road South 00 degrees 38 minutes 43 seconds West a distance of 55.50 feet to a point; thence South 00 degrees 20 minutes 07 seconds West a distance of 118.50 feet to a point; thence South 02 degrees 12 minutes 30 seconds East a distance of 67.84 feet to a point; thence South 05 degrees 52 minutes 31 seconds West a distance of 89.00 feet to a point; thence South 16 degrees 31 minutes 36 seconds West a distance of 55.03 feet to a point of curve; thence along a curve to the left having a radius of 1191.42 feet an arc distance of 69.91 feet and a chord bearing and distance of South 02 degrees 00 minutes 58 seconds West 69.90 feet to a point; thence South 00 degrees 20 minutes 07 seconds West a distance of 158.67 feet to a point of curve; thence along a curve to the right having a radius of 98.50 an arc distance of 145.22 feet and a chord bearing and distance of South 42 degrees 34 minutes 10 seconds West 132.42 feet to a point, said point being in the new Northern right of way of Conway Road; thence South 84 degrees 48 minutes 14 seconds West a distance of 53.06 feet to a point; thence South 87 degrees 00 minutes 00 seconds East a distance of 124.46 feet to a point; thence North 88 degrees 16 minutes 18 seconds West a distance of 162.44 feet and a chord bearing and distance of North 86 degrees 19 minutes 18 seconds West a distance of 162.30 feet to a point; thence North 86 degrees 16 minutes 51 seconds West a distance of 24.87 feet to a point of curve; thence along a curve to the right having a radius of 1154.50 feet an arc distance of 116.59 feet and a chord bearing and distance of North 78 degrees 09 minutes 35 seconds West 116.54 feet to a point; thence North 49 degrees 47 minutes 04 seconds West a distance of 9.37 feet to a point; thence leaving said right of way along a curve to the left having a radius of 1150.50 an arc distance of 124.46 feet and a chord bearing and distance of South 77 degrees 56 minutes 40 seconds East 124.40 feet to a point; thence South 86 degrees 16 minutes 51 seconds East a distance of 24.83 feet to a point of curve; thence along a curve to the right having a radius of 98.50 an arc distance of 145.22 feet and a chord bearing and distance of North 42 degrees 34 minutes 10 seconds East 132.42 feet to a point; thence North 84 degrees 48 minutes 14 seconds East a distance of 260.19 feet to a point of curve; thence along a curve to the left having a radius of 84.50 feet an arc distance of 124.58 feet and a chord bearing and distance of North 42 degrees 34 minutes 10 seconds East 113.60 feet to a point; thence North 00 degrees 20 minutes 07 seconds East a distance of 158.67 feet to a point of curve; thence along a curve to the right having a radius of 1205.42 feet an arc distance of 72.31 feet and a chord bearing and distance of North 02 degrees 03 minutes 13 seconds East 72.30 feet to a point; thence North 16 degrees 31 minutes 36 seconds East a distance of 55.36 feet to a point of curve; thence along a curve to the left having a radius of 1191.42 an arc distance of 20.11 feet to a point and a chord bearing and distance of North 02 degrees 03 minutes 13 seconds East 20.11 feet to a point; thence North 03 degrees 49 minutes 58 seconds East a distance of 1097.42 an arc distance of 133.98 feet and a chord bearing and distance of North 03 degrees 49 minutes 58 seconds East 133.90 feet to a point; thence North 00 degrees 20 minutes 07 seconds 620.07 feet to a point; thence North 11 degrees 29 minutes 37 seconds East a distance of 126.26 feet to the point of beginning and containing 21,771 square feet, more or less.

Sidewalk/Utility
Easement

(width varies)

158.67'

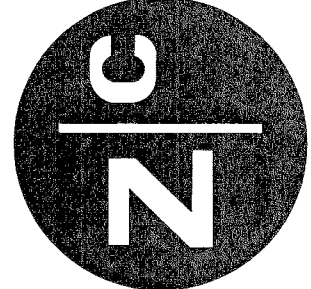
0.05'

Dedication—

BALLA

13545 Barrett Parkway Drive
Suite 200
St. Louis, Missouri 63021
Phone: 314-822-2217
Fax: 314-822-7858

Consulting
Civil
Electrical
Mechanical
Engineers



Heideman + Associates, Inc. Professional Land Surveying Corporation Missouri State Certificate of Authority #000281

BALLAS AND CONWAY EASEMENT DEDICATION PLAT
THE NORTHWEST QUARTER AND THE SOUTHWEST QUARTER OF
SECTION 15, TOWNSHIP 45 NORTH, RANGE 5 EAST
City of Creve Coeur, Missouri
St Louis County, Missouri

REVISIONS	
DATE	DESCRIPTION
1-2-14	City comments
04-01-14	City comments

DATE	06/01/2011
CHECKED BY	DRAWN BY
MWW	MAG
SHEET NO.	

1
JOB NO. 04372.03



DEPARTMENT OF PUBLIC WORKS STAFF MEMORANDUM

DATE: May 7, 2014

TO: Mark Perkins, City Administrator

FROM: Matt Wohlberg, P.E., City Engineer

SUBJECT: Recommendation of Acceptance of Easements and Right of Way
Mercy Hospital Conway-Ballas Improvements

Mercy Hospital completed its project to expand the intersection of South New Ballas Road and Conway Road in 2013 in accordance with the hospital's 2005 concept plan and to the satisfaction of City staff. Mercy Hospital has now proposed to dedicate right of way for the areas where the roadway widened and permanent easements to accommodate the new location of the sidewalk. City staff has reviewed the exhibits and recommends that the City accept these easements and right-of-way areas as proposed.

City Limits

The Creve Coeur city limits are located approximately 450 feet south of the intersection of Conway Road and South New Ballas Road. For all areas involved in this discussion, South New Ballas Road serves as the eastern boundary of the City.

MoDOT Right of Way

South New Ballas Road is owned and maintained by the Missouri Department of Transportation (MoDOT) from the Creve Coeur city limit to a point approximately 150 feet north of the intersection of South New Ballas Road with Conway Road. The MoDOT right of way also extends approximately 100 feet west of this intersection along Conway Road.

The City of Creve Coeur owns and maintains Conway Road west of the MoDOT right of way and South New Ballas Road north of the MoDOT right of way.

Right of Way Dedication

Three areas are proposed to be dedicated to the City as public right of way on two properties, as follows:

1. 12120 Conway Road (Mercy Skilled Nursing Center), located at the southwest corner of South New Ballas Road and Conway Road. A relatively thin line of right of way is dedicated to the City along the south side of Conway Road.
2. 12125 Conway Road (Mercy Hospital), located at the northwest corner of South New Ballas Road and Conway Road. A section along the north side of Conway Road, up to about 30 feet in width, is dedicated for public use to account for the widening of Conway Road. A second section along the west side of South New Ballas Road, with a width of up to 30 feet, is dedicated for the new right-turn lane on South New Ballas Road.

Similar areas have been dedicated to MoDOT within their jurisdiction.

Easement Dedication

Two long easements are proposed adjacent to the right-of-way areas described above:

1. 12120 Conway Road. This sidewalk and utility easement stretches from the south City limit to the southwest corner of Conway Road and South New Ballas Road and then to a point about 500 feet west of this intersection. It ranges in width from 4 feet to 9 feet.
2. 12125 Conway Road. This sidewalk and utility easement runs along the north side of Conway Road and the west side of South New Ballas Road past Von Gontard Drive, spanning much of the frontage of the Mercy Hospital site. This easement ranges in width from 4 feet to 15 feet.

Chapter 89 Approval

The Creve Coeur Planning and Zoning Commission reviewed the proposed easements and right of way at its meeting on May 5, 2014. The Commission approved the proposed dedications to the City, as required by Chapter 89 of the Missouri Revised Statutes.

Recommendation

City staff has reviewed the Right of Way Plat and the Easement Dedication Plat and has found these to be accurate. Further, the City's Planning and Zoning Commission has considered and approved the proposed easement and right of way dedications. Considering that the roadway and sidewalk improvements were designed and constructed to meet the City's standards, and considering that the adjacent roadways and sidewalks are currently maintained by the City, staff recommends that the approval of the proposed right of way and easement plats.

Attachments: Right of Way Plat

Ballas and Conway Easement Dedication Plat

Deborah Ryan, City Clerk

CAMPUS LOCATOR
(Not to Scale)

The map shows the following features:

- Interstate 270**: A major road running diagonally across the top right of the map.
- Conway Road**: A road running vertically on the left side of the map.
- Cardinal Ritter Drive**: A road running horizontally, intersecting Conway Road.
- Von Contard Drive**: A road running vertically, intersecting Cardinal Ritter Drive.
- Muckerman Drive**: A road running vertically, intersecting Cardinal Ritter Drive.
- Ballas Road aka State Highway JJ**: A road running horizontally at the bottom of the map.
- Landmarks**: A large building complex is shown on the left side of the map, and a large open area is shown on the right side.
- Scale**: A scale bar at the bottom right indicates distances in miles (0 to 10) and kilometers (0 to 16).
- North Arrow**: A north arrow is located in the top left corner.

Commencing at the Northeast corner of a tract conveyed to St John's Hospital by deed recorded in Deed Book Q4198 at page 0544 of the St Louis County Records said point being in the Western right of way line of Ballas Road (width varies) and being the Southeast corner of Lot 17 of Sackston Woods, a subdivision filed for record in Plot Book 53 at page 15 of the St Louis County Records; thence South 00 degrees 17 minutes 23 seconds West along said right of way a distance of 1948.90 to a point; thence South 04 degrees 06 minutes 14 seconds West a distance of 150.33 feet to a point; thence South 00 degrees 17 minutes 23 seconds West a distance of 180.02 feet to a point; thence South 45 degrees 44 minutes 50 seconds West a distance of 14.00 feet to a point; thence South 86 degrees 40 minutes 24 seconds West a distance of 16.59 feet to the point of beginning of the tract herein described; thence South 86 degrees 40 minutes 24 seconds West a distance of 292.82 feet to a point; thence South 03 degrees 19 minutes 36 seconds East a distance of 10.00 feet to a point; thence South 86 degrees 44 minutes 23 seconds West a distance of 133.17 feet to a point; thence North 82 degrees 15 minutes 37 seconds West a distance of 126.95 feet to a point; thence North 49 degrees 47 minutes 04 seconds West a distance of 67.48 feet to a point; thence leaving said old right of way line along a curve to the left having a radius of 1154.50 on arc distance of 116.59 feet and a chord bearing and distance of South 78 degrees 09 minutes 35 seconds East 116.54 feet to a point; thence South 86 degrees 16 minutes 51 seconds East a distance of 24.87 feet to a point of curve; thence along a curve to the left having a radius of 1152.50 feet on arc distance of 162.44 feet and a chord bearing and distance of South 86 degrees 19 minutes 18 seconds South 162.30 feet to a point; thence North 87 degrees 28 minutes 31 seconds East a distance of 199.63 feet to a point; thence North 86 degrees 48 minutes 14 seconds East a distance of 10.00 feet to a point; thence South 03 degrees 19 minutes 36 seconds East a distance of 10.00 feet to a point of beginning and a chord bearing and distance of North 49 degrees 46 minutes 04 seconds East 51.11 feet to a point; thence South 02 degrees 33 minutes 39 seconds East a distance of 21.48 feet to the point of beginning and containing 9.76 square feet more or less.

BALLAS ROAD AKA STATE HIGHWAY JJ

**AN ORDINANCE APPROVING A FINAL SUBDIVISION PLAT FOR A SUBDIVISION
KNOWN AS MOSLEY GROVE AT THE NORTH EAST CORNER OF MOSLEY ROAD
AND MOSLEY ACRES DRIVE, CITY OF CREVE COEUR, ST. LOUIS COUNTY,
MISSOURI**

WHEREAS, An application has been submitted for the approval of a final plat for the minor subdivision of the 4.91 acres at 536 N. Mosley Road into four, one-acre lots with a new cul-de-sac drive, Elsie Manor, off Mosley Road; and

WHEREAS, the final plat of the Mosley Grove subdivision substantially conforms to the preliminary plat reviewed by the Planning and Zoning Commission on September 16, 2013; and,

WHEREAS, public notice of said final plat application was provided in accordance with Section 410.140.C.2 of the Creve Coeur Municipal Code; and

WHEREAS, the Planning and Zoning Commission recommended, by a vote of 6-0, approval of the Mosley Grove final plat on May 19, 2014; and

WHEREAS, a copy of the proposed ordinance has been made available for public inspection prior to its adoption by the City Council and this bill having been read by title in open meeting two times before final passage by the City Council, and

NOW, THEREFORE, be it ordained by the City Council of the City of Creve Coeur, Missouri as follows:

SECTION 1: The final plat of the subdivision known as Mosley Grove, described as a tract of land being part of southwest ¼ of Section 2 Township 44 North, Range 5 East of the fifth principal meridian, City of Creve Coeur, St. Louis County, Missouri, as heretofore submitted on April 11, 2014 is hereby approved subject to the following conditions:

1. The Applicant shall provide two (2) disks containing a digitized version of the plat shall be submitted along with two (2) printed copies of the recorded plat. Acceptable data formats include AutoCAD (.dwg or .dxf), MicroStation Design File (.dgn), ArcInfo Coverage, ArcView Shape File (.shp), or MapInfo.
2. The Subdivision Improvement Plan shall include a separated sidewalk in conformance with Chapter 410, Subdivision and Development of Land. The sidewalk may be discontinued at the back of the cul-de-sac as long as all lots facing Elsie Manor Court are connected by sidewalk to Mosley Road.
3. The Applicant shall escrow funds with the City for the sidewalk along Mosley Road.
4. The subdivision indentures shall be reviewed and approved by the City Attorney prior to the signing of the Mylar and proof of recording shall be provided prior to the issuance of a building permit.

SECTION 2: Such approval of the plats for the subdivision of the property shall be endorsed on said Plat as indicated in Section 1 hereof under the hand of the City Clerk, and the seal of the City of Creve Coeur, Missouri shall be affixed thereto.

SECTION 3: This ordinance shall become effective in accordance with Section 3.11 (g) of the City Charter.

BILL No 5494

ORDINANCE No _____

ADOPTED THIS ____ DAY OF _____, 2014.

CHARLOTTE D'ALFONSO
PRESIDENT OF CITY COUNCIL

APPROVED THIS ____ DAY OF _____, 2014.

BARRY GLANTZ
MAYOR

ATTEST:

DEBORAH RYAN, MPCC
CITY CLERK



city of CREVE COEUR

300 North New Ballas Road • Creve Coeur, Missouri 63141
(314) 432-6000 • Fax (314) 872-2539 • Relay MO 1-800-735-2966
www.creve-coeur.org

APPLICATION TO PLANNING AND ZONING COMMISSION #14-019 FOR FINAL PLAT FOR THE MINOR SUBDIVISION OF MOSLEY GROVE AT 536 N. MOSLEY ROAD & BOUNDARY ADJUSTMENT

FOR THE MEETING OF: May 19, 2014

LOCATION: 536 Mosley Road, at the northeast corner of N. Mosley Road and Mosley Acres Drive..

REQUEST: An application has been submitted for the approval of a final plat for the minor subdivision of the 4.91 acres at 536 N. Mosley Road into four, one-acre lots with a new cul-de-sac drive, Elise Manor, off Mosley Road. The preliminary plat was approved by the Planning and Zoning Commission on September 16, 2013. Included in the request is a Boundary Adjustment between the newly created Lot 2 to adjust 0.15 acres to the adjacent residence at 16 Mosley Acres, while maintaining the one acre minimum for the district.

ADDITIONAL INFORMATION: Approval of a final plat is a ministerial act that should be granted unless a technical failure is found in the drawing or the drawing is not in substantial conformance with the preliminary plat. Boundary Adjustments between adjoining property owners, where such sale does not create additional lots is a ministerial act; if the drawings are technically accurate it must be approved by the Planning and Zoning Commission.

Key Issues:

- Do the lots substantially conform with the previously approved preliminary plat?
- Do the final plat drawings meet the technical requirements for such drawings?

Comp. Plan References

- Residential Neighborhoods

Zoning Code References

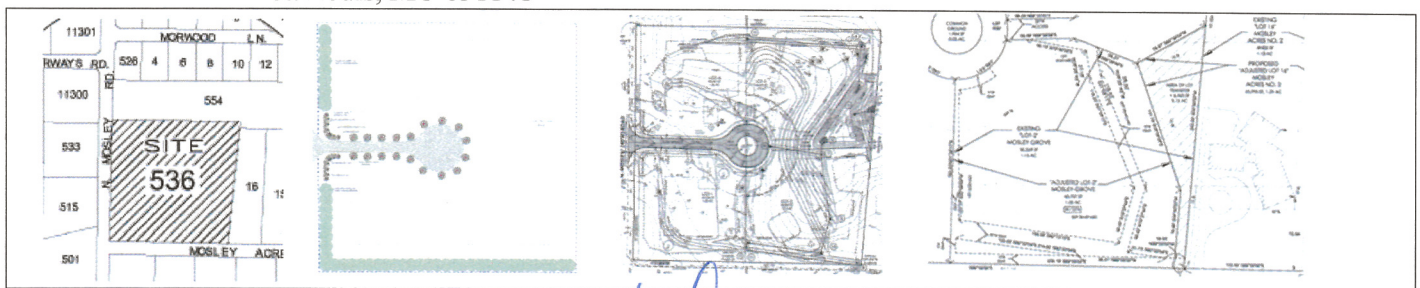
- Section 405.250: "A" Single-Family Residential

Subdivision Code References

- Section 410.030(D)
- Section 410.140: Step Five -- Final Subdivision Plat

APPLICANT: William Levinson
Benton Homebuilders, Inc.
1000 Executive Parkway, Suite 106
St. Louis, MO 631141

OWNER: Candace Lee Welch
536 N. Mosley Road
St. Louis, MO 63141



REPORT PREPARED BY:

Whitney Kelly
Whitney Kelly, AICP, City Planner

5/16/2014
Date

ATTACHMENTS: Applicant's Preliminary Plat submitted May 15, 2014
Draft Ordinance

LAND USE AND ZONING OF SURROUNDING PROPERTIES

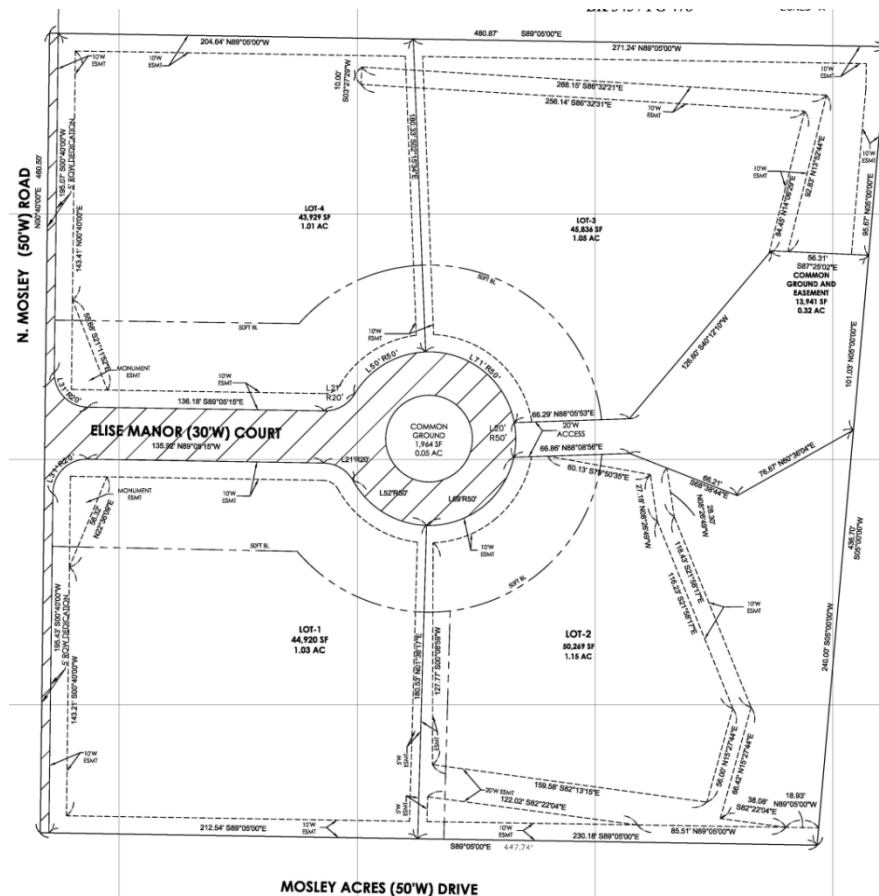
The adjacent zoning and land uses are as follows:

Direction	Use	Zoning District	Separated by
North	Single-family residence	A Single-family Residential	N/A
South	Single-family residences	A Single-family Residential	Mosley Acres Drive
East	Single-family residences	A Single-family Residential	N/A
West	Single-family residence	A Single-family Residential	Mosley Road

DISCUSSION

Final Plat

The Planning and Zoning Commission initially reviewed the preliminary subdivision plat where the proposed lots comply with the minimum district requirements for “A” Single Family Residential that requires a minimum of 150 feet of frontage along the proposed new road, and have a minimum lot area of 1 acre or more. Lot 1 will be 1.03 acres. Lot 2 will be 1.15 acres. Lot 3 will be 1.05 acres, and Lot 4 will be 1.01 acres. The road coming off Mosley Road, Elise Manor Court is 0.42 acres, and the common ground and easements for stormwater is 0.32 acres. The final plat is in substantial compliance with the prior preliminary plat. Below is a close-up of the final plat. It should be noted that the prior approval included a condition that a separated sidewalk be provided along Elise Manor Court and Mosley Road. The site improvement plans only provide a sidewalk along the north side of Elise Manor Court. The sidewalk will need to be on both sides of the minor subdivision street.



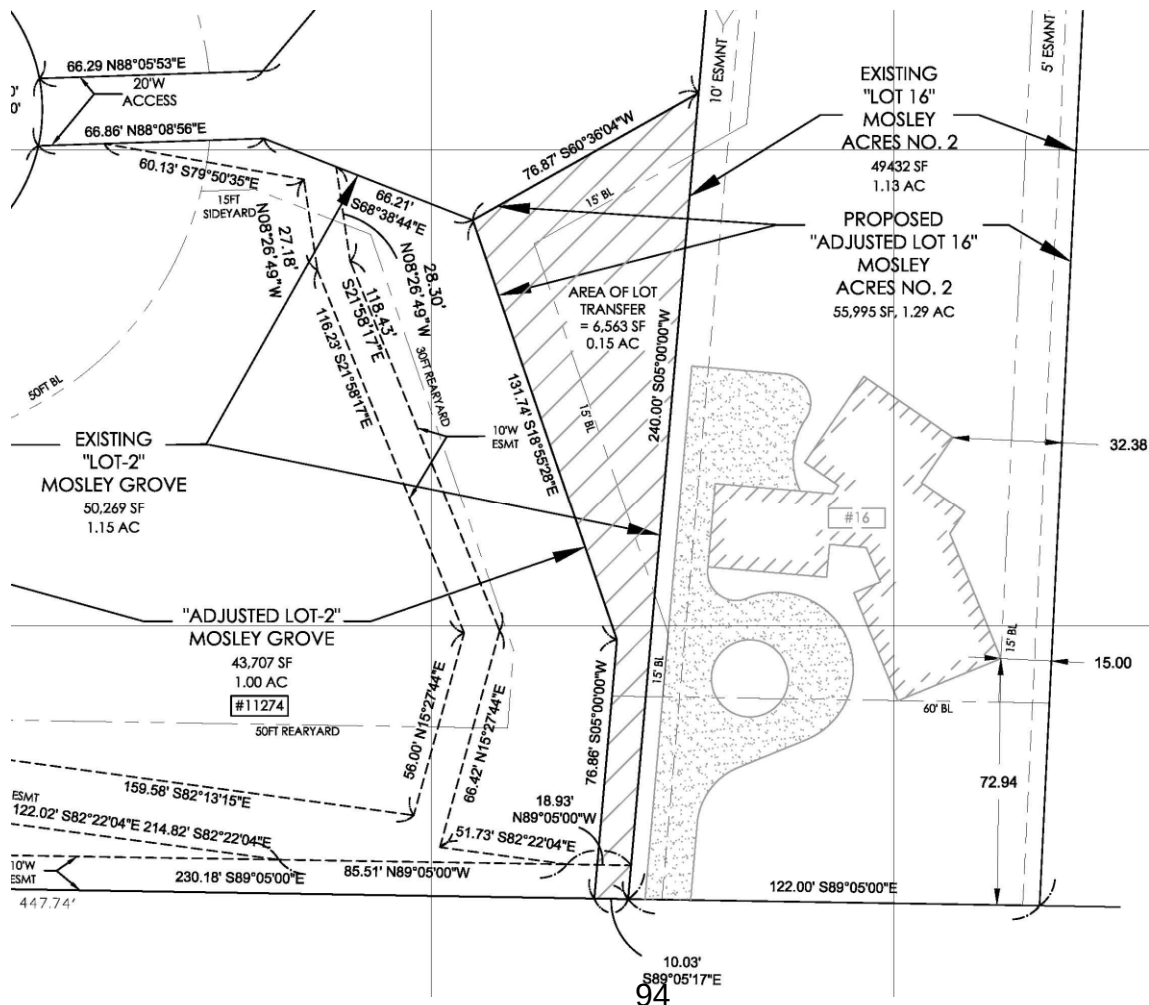
Conditions of Approval for the Final Plat

Should the Planning and Zoning Commission recommend approval of the proposed final plat, staff recommend the following conditions be added:

1. The Applicant shall provide two (2) disks containing a digitized version of the plat shall be submitted along with two (2) printed copies of the recorded plat. Acceptable data formats include AutoCAD (.dwg or.dxf), MicroStation Design File (.dgn), ArcInfo Coverage, ArcView Shape File (.shp), or MapInfo.
2. The Subdivision Improvement Plan shall include a separated sidewalk in conformance with Chapter 410, Subdivision and Development of Land. The sidewalk may be discontinued at the back of the cul-de-sac as long as all lots facing Elise Manor Court are connected by sidewalk to Mosley Road.
3. The Applicant shall escrow funds with the City for the sidewalk along Mosley Road.
4. The subdivision indentures shall be reviewed and approved by the City Attorney prior to the signing of the Mylar

BOUNDARY ADJUSTMENT

The property owner of 16 Mosley Acres has a non-conforming lot width of 122 feet, and would like to purchase 0.15 acres from the newly created Lot 2 to add an additional 10.03 feet to the width along Mosley Acres Drive. The Lot 2 acreage will decrease from 1.15 to 1.0, thus maintain the minimum district requirement for Lot 2. 16 Mosely Acres will increase from 1.13 acres to 1.29 acres. While the additional property will not eliminate the non-conforming lot width, it will decrease the degree of the non-conformity.



A boundary adjustment, which is not a subdivision plat, is possible when the following regulation from the Subdivision Code is satisfied:

410.030(D) Sale or transfer of small parcels of land to or between adjoining property owners, where such sale does not create additional lots, is exempt from the requirement of recording by plat; provided, however, that certification by the Planning and Zoning Commission shall be required prior to such sale or transfer. This certification shall be recorded with the title of the property by the St. Louis County Recorder of Deeds.

This appears to be the case with the current application. The drawings are technically accurate and the adjustment will not create any additional nonconformities. Staff concludes that the adjustment should be approved by the Planning Commission, subject to the conditions in the example motion.

ACTION

Mosley Grove Final Subdivision

Action on this item will be in the form of a motion to recommend approval as presented, or approval with additional conditions to meet all technical requirements. The following is an example motion for this application:

- 1) "I move to recommend approval of the final subdivision plat for Mosley Grove Subdivision with the conditions outlined in the staff report for the meeting of May 19, 2014." (other conditions may be added, eliminated, altered, and modified by prior motion).

Lot 2 Mosley Grove and Lot 16 Mosley Acres Boundary Adjustment

If the members of the Planning Commission are satisfied that the requested boundary adjustment meets the applicable requirements of the Subdivision Code, the Planning Department staff request that a final decision be voted upon; no action by the City Council is required. The following are examples of a motion for this application:

- 2) "I move to approve the boundary adjustment between Lot 2 Mosley Grove Subdivision and 16 Mosley Acres Drive boundary adjustment attached to the staff report on application #14-019 for the meeting of May 19, 2014, subject to the condition that authorization and recording of the final drawing shall not occur until copies of the recorded final plat for Mosley Grove subdivision have been provided to the City."

APPENDIX 1: COMPREHENSIVE PLAN

Included and attached by reference. See body of report for specific excerpts.

APPENDIX 2: ZONING CODE (CHAPTER 405 OF THE CREVE COEUR MUNICIPAL CODE)

Included and attached by reference. See body of report for specific excerpts.

APPENDIX 3: CREVE COEUR SUBDIVISION AND LAND DEVELOPMENT REGULATIONS (CHAPTER 410 OF THE CREVE COEUR MUNICIPAL CODE)

Included and attached by reference. See body of report for specific excerpts.

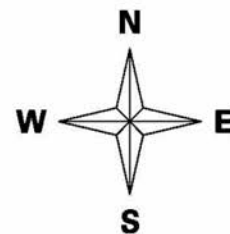
APPENDIX 4: AERIAL PHOTO



Property lines



536 N. Mosley Road

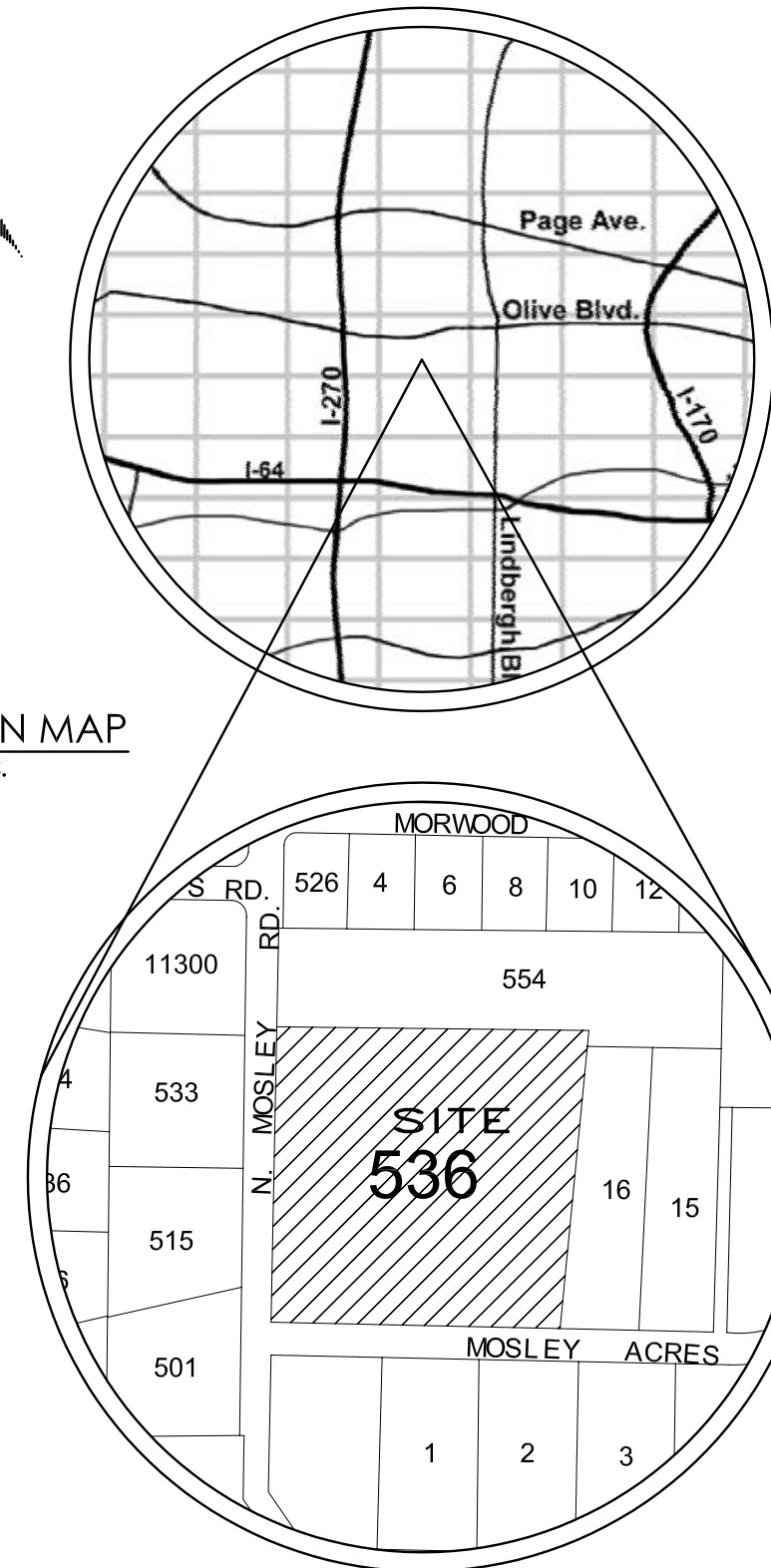


SUBDIVISION PLAT MOSLEY GROVE

IN THE SOUTHWEST QUARTER OF SECTION 2
TOWNSHIP 44 NORTH, RANGE 5 EAST,
CITY OF CREVE COEUR, ST. LOUIS COUNTY, MO



LOCATION MAP
N.T.S.



STATE OF MISSOURI)
COUNTY OF ST. LOUIS)
ON THIS ____ DAY OF _____, 20____, BEFORE ME PERSONALLY
APPEARED _____ TO ME KNOWN TO BE
THE PERSONS DESCRIBED IN AND WHO EXECUTED THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED THAT
THEY EXECUTED THE SAME AS A FREE ACT AND DEED.
IN TESTIMONY WHEREOF, I HAVE HEREUNTO SET MY HAND AND AFFIXED MY NOTARY SEAL, THE DAY AND YEAR
ABOVE WRITTEN.
MY COMMISSION EXPIRES: _____
NOTARY PUBLIC _____

WHEREAS, _____ BY A DEED OF TRUST, DATED _____, AND RECORDED IN
THE RECORDERS OFFICE, IN AND FOR THE COUNTY OF ST. LOUIS AND THE STATE OF MISSOURI, IN BOOK
PAGE _____ CONVEYED TO THE TRUSTEE THEREIN, CERTAIN REAL ESTATE, TO SECURE THE PAYMENT OF CERTAIN
NOTE OR NOTES IN SAID DEED DESCRIBED AND SET FORTH, AND WHEREAS, SAID DEED OF TRUST AND NOTE OR
NOTES HAS OR HAVE BEEN PARTLY PAID AND SATISFIED.

NOW, THEREFORE, THE UNDERSIGNED, PRESENT HOLDER AND LEGAL OWNER OF SAID DEED OF TRUST AND
NOTE OR NOTES, DOES BY HEREBY REMISE, RELEASE AND QUIT-CLAIM UNTO THE PRESENT OWNERS, PART OF THE
ESTATE IN SAID DEED OF TRUST DESCRIBED, SITUATED IN THE COUNTY OF ST. LOUIS, AND STATE OF MISSOURI, TO
WIT: ALL COMMON GROUND OR COMMON LAND SHOWN ON THIS PLAT, AND ALL STREETS, PUBLIC OR
PRIVATE, OR ROADWAY EASEMENTS ON THIS PLAT.

TO HAVE AND TO HOLD THE SAME, WITH ALL THE APPURTENANCES THERETO BELONGING FREE, CLEAR AND
DISCHARGED FROM THE ENCUMBRANCE OF SAID DEED OF TRUST.

IN WITNESS WHEREOF, THE UNDERSIGNED HAS EXECUTED THESE PRESENTS THIS ____ DAY OF _____, 20____.

BY: _____

STATE OF MISSOURI)
COUNTY OF ST. LOUIS)
ON THIS ____ DAY OF _____, 2014, BEFORE ME APPEARED

TO ME PERSONALLY KNOWN, WHO BEING BY ME DULY SWORN, DID SAY HE IS
_____, OF _____, AND THAT THE SEAL AFFIXED TO THE FOREGOING INSTRUMENT IS
THE CORPORATE SEAL OF SAID CORPORATION, AND THAT SAID INSTRUMENT WAS SIGNED AND SEALED IN BEHALF
OF SAID CORPORATION BY AUTHORITY OF ITS BOARD OF DIRECTORS, AND SAID
CORPORATION, _____ ACKNOWLEDGED SAID INSTRUMENT TO BE THE FREE ACT AND DEED OF SAID
CORPORATION.

IN TESTIMONY WHEREOF, I HAVE HEREWIT SET MY HAND AND AFFIXED MY NOTARIAL SEAL, THE DAY AND YEAR
ABOVE WRITTEN.

MY COMMISSION EXPIRES: _____

NOTARY PUBLIC _____

THIS IS TO CERTIFY THAT BY AUTHORITY OF ORDINANCE NO. _____ DATED _____, 20____, THIS PLAT WAS
APPROVED BY THE CITY OF CREVE COEUR, MISSOURI ON THIS ____ DAY OF _____, 20____.

CHAIRMAN, PLANNING & ZONING COMMISSION _____

MAYOR _____ CITY CLERK _____

THIS IS TO CERTIFY THAT AT THE REQUEST OF BENTON HOMEBUILDERS, INC., LLC,
WE HAVE DURING THE MONTH OF SEPTEMBER 2013, MADE A SURVEY OF, AND DURING THE MONTH OF MAY,
2014, PREPARED A SUBDIVISION PLAT OF TRACTS OF LAND IN THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP
44 NORTH, RANGE 5 EAST, CITY OF CREVE COEUR, ST. LOUIS COUNTY, MISSOURI AND THAT THE RESULT OF SAID
SURVEY AND SUBDIVISION IS CORRECTLY REPRESENTED UPON THIS PLAT, THIS SURVEY IS IN COMPLIANCE WITH THE
MINIMUM STANDARDS FOR PROPERTY SURVEYS OF THE MISSOURI DEPARTMENT OF ECONOMIC DEVELOPMENT
AND THE DEPARTMENT OF AGRICULTURE, THE CLASSIFICATION OF PROPERTY SURVEYED IS URBAN.

BUESCHER DITCH & ASSOCIATES, INC.; L.C. 2001010600-D

BY: GREGORY L. STARK; PLS 2000148667

WE, THE UNDERSIGNED OWNERS OF THE TRACT OF LAND HEREON PLATTED AND FURTHER DESCRIBED IN THE FOREGOING
SURVEYORS CERTIFICATE HAVE CAUSED THE SAME TO BE SURVEYED AND SUBDIVIDED IN THE MANNER SHOWN ON THIS PLAT,
WHICH SUBDIVISION SHALL HEREINAFTER BE KNOWN AS "MOSLEY GROVE".

ALL EASEMENTS SHOWN ON THIS PLAT, UNLESS DESIGNATED FOR OTHER SPECIFIC PURPOSE ARE HEREBY DEDICATED TO CITY
OF CREVE COEUR, MISSOURI, MISSOURI-AMERICAN WATER COMPANY, LACLEDE GAS COMPANY, SOUTHWESTERN BELL
TELEPHONE COMPANY, AMEREN UE ELECTRIC COMPANY, METROPOLITAN ST. LOUIS SEWER DISTRICT, THE RELEVANT CABLE
TELEVISION COMPANY, THEIR SUCCESSORS AND ASSIGNS AS THEIR INTEREST MAY APPEAR FOR THE PURPOSE OF
IMPROVING, CONSTRUCTING, MAINTAINING AND REPAIRING PUBLIC UTILITIES AND SEWER DRAINAGE FACILITIES, WITH THE
RIGHT OF TEMPORARY USE OF ADJACENT GROUND NOT OCCUPIED BY IMPROVEMENTS FOR THE EXCAVATION AND
STORAGE OF MATERIALS DURING INSTALLATION, REPAIR AND REPLACEMENT OF SAID UTILITIES.

BUILDING LINES AS SHOWN ON THIS PLAT ARE HEREBY ESTABLISHED. THIS SUBDIVISION IS SUBJECT TO DECLARATION OF
RESTRICTIONS AS TO BE FILED.

THE 5 FOOT WIDE RIGHT OF WAY DEDICATIONS ALONG MOSLEY ROAD AND RIGHT OF WAY OF ELISE MANOR COURT
SHOWN HEREON HATCHURED ARE HEREBY DEDICATED TO THE CITY OF CREVE COEUR FOREVER.

THIS IS TO CERTIFY THAT ALL KNOWN EXISTING EASEMENTS ARE SHOWN ON THIS PLAT AS OF THE TIME AND DATE OF
RECORDING OF THIS PLAT.

IN WITNESS THEREOF, I HAVE HERETO SET MY HAND THIS ____ DAY OF _____, 20____.

BENTON HOMEBUILDERS, INC. LLC

STATE OF MISSOURI)
COUNTY OF ST. LOUIS)

ON THIS ____ DAY OF _____, 20____, BEFORE ME APPEARED

_____, TO BE PERSONALLY KNOWN, WHO BEING BY

ME DULY SWORN, DID SAY HE IS _____ OF BENTON HOMEBUILDERS, INC., LLC, AND THAT THE SEAL
AFFIXED TO THE FOREGOING INSTRUMENT IS THE CORPORATE SEAL OF SAID CORPORATION, AND THAT SAID
INSTRUMENT WAS SIGNED AND SEALED IN BEHALF OF SAID CORPORATION BY

AUTHORITY OF ITS BOARD OF DIRECTORS, AND SAID _____ ACKNOWLEDGED SAID INSTRUMENT
TO BE THE FREE ACT AND DEED OF SAID CORPORATION.

IN TESTIMONY WHEREOF, I HAVE HEREWIT SET MY HAND AND AFFIXED MY NOTARIAL SEAL, THE DAY AND YEAR
ABOVE WRITTEN.

MY COMMISSION EXPIRES: _____

NOTARY PUBLIC _____

LAND DESCRIPTION: A TRACT OF LAND BEING PART OF THE SOUTHWEST QUARTER OF SECTION 2, TOWNSHIP 44
NORTH RANGE 5 EAST, CITY OF CREVE COEUR, ST. LOUIS COUNTY, MISSOURI AND MORE PARTICULARLY
DESCRIBED AS FOLLOWS:

BEGINNING AT THE INTERSECTION OF THE EAST LINE OF MOSLEY ROAD (20' PERPENDICULAR DISTANCE FROM
CENTERLINE) AND THE NORTH LINE OF MOSLEY ACRES (50 FEET WIDE STREET); THENCE WITH THE EAST LINE OF SAID
MOSLEY ROAD NORTH 07°40'09" EAST A DISTANCE OF 440.56 FEET TO THE INTERSECTION OF MOSLEY ROAD AND
THE SOUTH LINE PROJECTED OF REVELS SUBDIVISION AS RECORDED IN P.B. 345 PAGE 478 OF THE ST. LOUIS
COUNTY RECORDS; THENCE WITH SAID SOUTH LINE SOUTH 89°05'00" EAST A DISTANCE OF 481.01 FEET TO A
FOUND IRON ROD; THENCE SOUTH 00°55'06" WEST A DISTANCE OF 24.89 FEET TO A FOUND IRON PIPE MARKING
THE NORTHWEST CORNER OF "MOSLEY ACRES NO. 2"; A SUBDIVISION RECORDED IN PLAT BOOK 83 PAGE 50 OF
THE ST. LOUIS COUNTY RECORDS; THENCE WITH THE WESTERLY LINE OF SAID "MOSLEY ACRES NO. 2" SOUTH
05°00'17" WEST A DISTANCE OF 436.69 FEET TO A POINT ON THE NORTH LINE OF AFOREMENTIONED "MOSLEY
ACRES"; THENCE WITH SAID NORTH LINE NORTH 89°05'17" WEST A DISTANCE OF 447.89 FEET TO THE POINT OF
BEGINNING AND CONTAINING 4.92 ACRES MORE OR LESS.

C.S.O. GS
Drawn By: GS
Checked By: DW/BD
Project Number: 12043.02
Date: 5/15/14

Prepared by:
Land Surveyor:
BUESCHER DITCH & ASSOC., INC.
CIVIL ENGINEERING AND SURVEYING
2 EAST FIFTH STREET, SUITE 200
ST. LOUIS, MO 63102
WASHINGTON, MISSOURI 63090
Ph. (636) 239-6255
Fax (636) 239-7681

Civil Engineer:
wind
ENGINEERS
PLANNERS
SURVEYORS

122 N. Kirkwood Road
Kirkwood, MO 63122
Telephone: 314.965.WIND
Fax: 314.965.7592
Email: wind@windengr.com

Prepared for:
BENTON HOMEBUILDERS,
INC.
1000 EXECUTIVE
PARKWAY, SUITE 106
CREVE COEUR, MO 63141
314-336-5555

FAIRWAYS PLAT 1
P.B. 86 PG. 40

MOSLEY ACRES NO. 2
P.B. 83 PG. 50

MOSLEY ACRES (50' W.)

MOSLEY ACRES P.B. 77 PG. 22

LEGEND

- FOUND MONUMENT: IRON ROD, IRON PIPE, ETC.
- SET PERMANENT MON.
- SET SEMI-PERMANENT MON.

REFERENCE BENCHMARK: ST. LOUIS COUNTY BENCHMARK 13-197: "U" ON THE
END OF THE NORTH CURB AT THE NORTH ENTRANCE TO FAIRWAYS SUBDIVISION:
27' NORTH OF THE CENTERLINE OF MOSLEY ROAD AND 12' NORTH OF THE
CENTERLINE OF FAIRWAYS CIRCLE. ELEVATION=673.77

SITE BENCHMARK: CHISELED "U" ON THE WEST END OF A 12" DIAMETER RCP ON
THE SOUTH SIDE OF PRIVATE DRIVE TO #556 MOSLEY ROAD; 2.8' EAST OF THE
EASTERN EDGE OF MOSLEY ROAD PAVEMENT AND 7.0' NORTHWEST OF A UTILITY
POLE. ELEVATION=651.26

BASIS OF BEARING: NORTH LINE OF THE SUBJECT TRACT PER PLAT OF "REVELS
SUB." AS RECORDED IN P.B. 345 PG. 478.

EXISTING EASEMENTS SHOWN PER TRUE TITLE COMMITMENT NO. T130269,
EFFECTIVE DATE OF FEBRUARY 20, 2013.

BEARINGS, DISTANCES AND/OR ACREAGE SHOWN IN () OR INDICATED BY
(R) IS INFORMATION OF RECORD.



city of **CREVE COEUR**

300 North New Ballas Road • Creve Coeur, Missouri 63141
(314) 872-2500/872-2501 • Fax (314) 872-2505 • Relay MO 1-800-735-2966
www.creve-coeur.org

May 20, 2014

Mr. William Levinson
Benton Homebuilders
1000 Executive Parkway, Suite 106
Creve Coeur, MO 63141

Re: Application #14-019: Final Plat
Mosley Grove Subdivision

Mr. Levinson:

The Planning and Zoning Commission, at its meeting of May 19, 2014, reviewed your request for approval of the final plat for the Mosley Grove subdivision.

By a unanimous vote, the Planning Commission recommends approval of the final plat subject to the conditions contained in the draft ordinance (see attached). The first reading of the draft ordinance by the City Council is scheduled for Tuesday, May 27, 2014. You or a representative should plan to be in attendance to speak for the request.

If you have any questions, please contact the Planning Division staff (872-2501) as soon as possible. Note that significant changes to the draft ordinance may require that the matter be returned to the Planning and Zoning Commission prior to City Council approval.

Sincerely,

CITY OF CREVE COEUR

Timothy Madden, Chairman
Planning & Zoning Commission

TM:pl

Cc: M.C. Perkins, City Administrator
G. Eidman, Chief of Police
S. Unser, Chief Building Official

**AN ORDINANCE REPEALING SECTION 315.140 OF THE CREVE COEUR CODE OF
ORDINANCES REGARDING PUBLIC SAFETY AT INTERSECTIONS.**

WHEREAS, in 2006 the City Council of the City of Creve Coeur, Missouri, found and declared that when a vehicle is present in an intersection, while the Traffic Control Signal for the intersection is emitting a steady red signal for the direction of travel or orientation of that vehicle in or through the intersection ("intersection safety violation"), such a vehicle poses a serious risk and detriment to the public including by endangering motor vehicle operators and pedestrians and others using intersections, by decreasing the efficiency of traffic control and traffic flow, and by increasing the number of serious accidents to which public safety agencies must respond at the expense of the taxpayers; and

WHEREAS, at that time, because of such risks and detriments, the impracticality of stationing police officers at traffic signals at all times of the day to reduce the incidence of intersection safety violations, and the additional safety risks that arise when officers attempt to enforce traffic regulations in and around intersections, and all other relevant factors, in the interest of the health, safety and welfare of its citizens and visitors the City exercised its authority provided in §304.120 RSMo, which authority is also provided in 546.902 RSMo, to make additional rules of the road to meet its needs and enacted local legislation to improve public safety and traffic efficiency by holding owners of motor vehicles accountable for such intersection safety violations involving their motor vehicles when detected by an automatic photo traffic enforcement program, unless the owners provide applicable justifications for their vehicles being present in intersections; and

WHEREAS, in 2011 the Missouri Court of Appeals upheld the City's ordinance and intersection safety program against legal challenges and found that it was lawful and reasonable for the City to protect the public safety by such local legislative measures including by presuming that those persons who are operating motor vehicles have the consent of the owners to do so; and

WHEREAS, IN 2012 the City Council reviewed the history and success of this program within the City, and found and concluded that it had directly caused a reduction in intersection safety violations at every intersection at which the automated photo traffic enforcement system had been deployed in the City, and that it had increased public safety and traffic efficiency within the City; and

WHEREAS, the City Council also found and concluded that this program had not resulted in any financial windfall to the City, but rather had along with the rest of the City's traffic and other regulations simply generated fines that provide a portion of the revenues that are required to sustain essential programs, including the police officers, the municipal court, and other personnel, and the equipment and systems they use, engaged in the preservation and protection of the people and property within the City from all manner of risks and threats; and

WHEREAS, the City Council also found and concluded that this program had been operated efficiently and fairly, that use of the automated system enabled police officers to attend to other important duties, and that intersection safety violations could be avoided simply by motor

vehicle owners paying attention and operating their vehicles safely and in compliance with all applicable traffic regulations and also directing those whom they allow to operate such vehicles to pay attention and operate such vehicles safely and in compliance with all applicable traffic regulations; and

WHEREAS, with the ever-growing use of wireless communications and other distractions, the City Council found and concluded that it is imperative that motor vehicle owners pay attention and drive safely and provide direction to those whom they allow to operate their vehicles to likewise pay attention and drive safely; and

WHEREAS, the City Council thereby fully reviewed the prior success of the program in the City and determined that it was in the public interest to continue the program; and

WHEREAS, in 2013 the Court of Appeals again rejected legal challenges to the City's ordinance and program; and

WHEREAS, in 2013 and 2014 in a series of opinions regarding somewhat similar programs operated in other cities, the Court of Appeals found that differences therein were cause to invalidate the ordinances of those cities; and

WHEREAS, in order to evaluate the impacts of those opinions, the City Council previously suspend the issuance of new citations under the ordinance as of December 31, 2013; and

WHEREAS, notwithstanding the public safety benefits of the program and a continued belief in the legality of the ordinance, the City Council has determined that the foregoing opinions have created much confusion for the public, and has further decided to repeal the ordinance rather than devote further resources at this time to defend it against the legal challenges that are anticipated to continue due to such confusion; and

WHEREAS, in connection with such repeal and the publicity surrounding the aforesaid appeals, in order to minimize public confusion, the City Council has determined that all unresolved prosecutions for violation of the ordinance should be dismissed, including any related charges for failure to appear on such matters; and

WHEREAS, notwithstanding such repeal, the City will continue to strive to protect public safety by means of enforcement of its traffic ordinances; and

WHEREAS, a copy of this ordinance has been made available for public inspection prior to its adoption by the City Council and this bill having been read by title in open meeting two times before final passage;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CREVE COEUR, MISSOURI, AS FOLLOWS:

BILL NO. 5495

ORDINANCE NO. _____

Section 1. Section 315.140 of the City's Code of Ordinances is hereby repealed. The prosecutor shall dismiss all unresolved prosecutions for violation of Section 315.140, including any related charges for failure to appear on such matters.

Section 2. In order to immediately address the issues identified herein, this Ordinance shall become effective upon approval as an emergency measure pursuant to the provisions of Section 3.11 of the Charter.

ADOPTED THIS ____ DAY OF _____, 2014.

CHARLOTTE D'ALFONSO
PRESIDENT OF CITY COUNCIL

APPROVED THIS ____ DAY OF _____, 2014.

BARRY GLANTZ
MAYOR

ATTEST:

DEBORAH RYAN, MPCC
CITY CLERK

**AN ORDINANCE AMENDING TITLE VI, CHAPTER 635, SECTION 635.260 OF THE
CODE OF ORDINANCES OF THE CITY OF CREVE COEUR, MISSOURI,
ESTABLISHING A TEMPORARY CREDIT AGAINST THE BUSINESS LICENSE AND
OCCUPATION TAX RATE FOR WATER SERVICE.**

WHEREAS, the City collects a gross receipts tax on water service pursuant to Section 635.260 of the Code of Ordinances at a rate of 7%; and

WHEREAS, according to section 635.250, the taxable gross receipts do not include any charges imposed by the utility related to occupation or franchise taxes; and

WHEREAS, the City discovered that the water utility company was overpaying its taxes by including charges it imposed on its customers related to such taxes, and as a result the company passed the impact of such overpayments on its customers by means of billing surcharges; and

WHEREAS, after repeated efforts, in 2013 the City was able to cause the water utility company to correct the manner in which it pays its taxes, and the company has represented that it also has corrected its billing practices; and

WHEREAS, the City Finance Department has calculated that the City received a total overpayment of approximately \$117,000.00 in the past five years, which is the equivalent of the taxes projected to be collected from the company for its receipts in the period from September to December 2014, based on recent tax payment history; and

WHEREAS, the City Council has determined that in this unique set of circumstances, notwithstanding the failure of the company to pay taxes under protest and seek a refund as required by law, it is nonetheless appropriate to provide a credit against such business license and occupation taxes in order to provide the company with an effective tax refund in a manner that should assure that the City's residents and businesses that are customers of the company ultimately realize the benefit thereof;

NOW, THEREFORE, be it ordained by the City Council of the City of Creve Coeur, Missouri as follows:

SECTION 1: Section 635.260, Tax Levied, of the City of Creve Coeur's Code of Ordinances shall be amended to read as follows:

TITLE VI: BUSINESS AND OCCUPATION

CHAPTER 635: PUBLIC UTILITIES

SECTION 635.260: TAX LEVIED

Every person now or hereafter engaged in the business of supplying water or water service for compensation for any purpose in the City shall pay to the City, as a license or occupation tax, seven percent (7%) of the gross receipts from such business in the City, except that for the period from September 2014 through December 2014 a credit shall be applied equal to the amount of tax otherwise due, provided the company certifies in its tax return(s) claiming such credit that an equal credit

BILL NO. 5496

ORDINANCE NO. _____

was provided to all customers within the City related to charges otherwise imposed by the company in connection with such taxes, in the form of temporary suspension of related surcharges or other means.

SECTION 2: This ordinance shall become effective in accordance with Section 3.11 (g) of the City Charter.

ADOPTED THIS ____ DAY OF _____, 2014.

CHARLOTTE D'ALFONSO
PRESIDENT OF CITY COUNCIL

APPROVED THIS ____ DAY OF _____, 2014.

BARRY GLANTZ
MAYOR

ATTEST:

DEBORAH RYAN, MPCC
CITY CLERK



MEMORANDUM

DATE: May 21, 2014

TO: Mark Perkins, City Administrator

FROM: Daniel Smith, Director of Finance

SUBJECT: Credit for Missouri-American Water Gross Receipts Tax

As has been previously discussed, Missouri-American Water has been including their calculation of the gross receipts tax amount in their calculation of the revenues subject to the tax. This is not permitted by City Ordinance and they were notified of this error in the past. In October 2013 they began calculating the tax properly. Because of their miscalculation, in addition to over-paying the tax they also overcharged customers by means of a related surcharge.

Staff recommends applying a credit for the tax for a certain period of time, in order to effectively give customers a refund of the amount they were overcharged by the company due to the overpayment of tax. Staff proposes credit equal to 5 years of overpayment. Based on this time frame the City would credit the overcharge related to taxes collected from November 2008 through October 2013.

It appears based upon our calculations that the City should credit approximately \$117,000. Based on a history of collections of this tax, Staff recommends that the credit be applied for September, October, November and December 2014. This would impact tax collections received in October, November and December 2014 and January of 2015. Given past collections, these credits should cover most of the overcharge.

The proposed legislation would require the company to flow the benefit of the credits through to customers.

Staff would be happy to respond to any questions.

BILL NUMBER _____

ORDINANCE NUMBER _____

AN ORDINANCE REGARDING INDEMNIFICATION AND INSURANCE FOR ELECTED AND APPOINTED OFFICIALS, OFFICERS, EMPLOYEES, AND AGENTS OF THE CITY.

WHEREAS, ~~the~~ elected and appointed officials, officers, employees, and agents of ~~the~~ City ~~can~~could become involved in costly legal proceedings ~~related~~due to their service to the City, even ~~when~~if they have not engaged in improper or unlawful conduct; and

WHEREAS, it is not in the best interests of the City to have the decisions of its elected and appointed officials, officers, employees, and agents influenced by ~~the~~concern over potential personal costs ~~from~~of frivolous or unfounded legal proceedings; and

WHEREAS, the City can by means of a combination of insurance and indemnification provide reasonable assurance to its elected and appointed officials, officers, employees, and agents that they will not have to bear the cost of frivolous or unfounded legal proceedings;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CREVE COEUR, AS FOLLOWS:

Section 1.

The following new section 130.015 is hereby added to Chapter 1302 of the City Code of Ordinances:

Section 130.015~~Division 4, Section 2-191~~. Indemnification and Insurance for elected and appointed officials, officers, employees, and agents.

1. The City shall, in accordance with this Section ~~2-191~~, indemnify any person who is made a party or is threatened to be made a party to any proceeding, whether civil, criminal, administrative or investigative, including an action by or on behalf of the City, related to their performance of duties~~service~~ as an elected or appointed official, officer, employee or agent of the City, or their performance of duties~~service~~ at the nomination of the City as an official, officer, employee or agent of another public entity or other enterprise. Such indemnification shall cover all expenses, including attorneys' fees, judgments, fines and amounts paid in settlement, actually and reasonably incurred by such person in connection with such proceeding, but other than as to any applicable deductible, only after exhaustion of available insurance.

2. To be eligible for indemnification under this Section ~~2-191~~, a person must have acted in good faith and in a manner they reasonably believed to be in the best interests of the City, and, with respect to any criminal action or proceeding, the person must have had no reasonable cause to

believe their conduct was unlawful. Further, the person must have provided prompt written notice to the City Administrator and City Attorney of the underlying claim(s), so as not to have prejudiced the interests of the City by any delay.

3. The City shall not, pursuant to this Section ~~2-191~~, indemnify a person regarding any claim as to which such person shall have been adjudged to be liable for negligence or misconduct in the performance of their ~~duties~~duty to the City except to the extent that the authority before which the claim was brought determines, ~~consistent with subsection 4 of this Section 2-191~~, that despite the adjudication of liability and in view of all the circumstances of the case and the provisions of this Section, the person is fairly and reasonably entitled to indemnity for some or all of such expenses.

4. The City shall not, pursuant to this Section ~~2-191~~, indemnify any person from or on account of conduct finally adjudged to have been malfeasance, fraud, deliberate dishonesty or willful misconduct. The City also shall not, pursuant to this Section indemnify any person for punitive or exemplary damages.

5. Except as otherwise determined by an authority pursuant to subsection 3 of this Section ~~2-191~~, the City shall not indemnify any person under this Section ~~2-191~~ if a determination is made that indemnification of that person would be contrary to the purposes of ~~not be proper in the circumstances and~~ the applicable standards of conduct set forth in this ~~Chapter~~Section 2-191. Any such determination that the City will not indemnify the person shall be made by the City Council by resolution, or if a quorum is not obtainable due to conflict of interest or the City Council so directs, by the city attorney or special legal counsel in a written opinion.

6. Pursuant to this Section ~~2-191~~, the City shall pay expenses reasonably incurred, by a person who may be eligible for indemnification hereunder, in defense of a civil or criminal action proceeding in advance of the final disposition of the proceeding as follows:

(a) if there is no applicable insurance coverage, or if applicable insurance coverage is only potentially available by reimbursement upon conclusion of the proceeding, then up to the first \$10,000 shall be paid by the City and any additional amounts shall only be paid as directed by the City Council by resolution;

(b) if there is applicable insurance coverage such that payment from the insurer will be made in advance of the conclusion of the proceeding, then payments up to the amount of any deductible shall be ~~made~~paid by the City and any additional amounts shall only be paid as directed by the City Council by resolution;

(c) In a resolution authorizing such additional payments in advance of final disposition, the City Council shall require the elected or appointed official, officer, employee or agent to provide a written promise to repay such amounts upon demand from the City Council acting by resolution, with reasonable and adequate security under the circumstances presented, provided that such promise shall be released if it shall ultimately be determined that the person is entitled to be indemnified by the City pursuant to this Section ~~2-191~~.

(d) All funds paid by the City shall be repaid on demand from the City Council acting by resolution by the elected or appointed official, officer, employee or agent if it shall ultimately be determined that the person is not entitled to be indemnified by the City as authorized in this Section ~~2-191~~.

7. Indemnification and defense funds provided pursuant to this Section ~~2-191~~ shall not be deemed exclusive of any other rights or available remedies under any other provision of law or any agreement, or vote of ~~disinterested~~ council members ~~or otherwise~~.

8. Indemnification and payment of defense funds ~~provided~~ pursuant to this Section ~~2-191~~ shall continue and/or apply after a person has ceased to be an elected or appointed official, officer, employee or agent of the City and rights hereunder shall inure to the benefit of the heirs, executors and administrators of such a person, but shall not otherwise be assignable or subject to claims of third parties. The City does not waive any immunity or defense as to third party claims.

9. The City may purchase and maintain insurance on behalf of any person for serving as an elected or appointed official, officer, employee or agent of the City, or for serving at the nomination of the City as an official, officer, employee or agent of another public entity or other enterprise, against any liability arising out of such status, ~~whether or not the City would have the power to indemnify under the provisions of this Section 2-191.~~

10. In order to be eligible for indemnification under this Section ~~2-191~~, a person must reasonably defend against the claim(s), accept and cooperate with any defense counsel assigned by the City, and fully cooperate with any insurance carriers and defense counsel assigned thereby as necessary to preserve any applicable coverage, and must assign to the City any insurance or other benefits otherwise receivable by them that would be duplicative of payments made hereunder.

11. For purposes of this Section ~~2-191~~, the term "other enterprise" shall include employee benefit plans; the term "fines" shall include any excise taxes assessed on a person with respect to an employee benefit plan; and the term "service at the nomination of the City" shall include any service as an official, officer, employee or agent which imposes duties on, or involves services by, such person with respect to an employee benefit plan of the City, its participants, or beneficiaries; and a person who acted in good faith and in a manner he or she reasonably believed to be in the interest of the participants and beneficiaries of an employee benefit plan shall be deemed to have acted in a manner "in the best interests of the City" as referred to in this Section ~~2-191~~.

12. This Section does not, and shall not be construed to, waive any immunity or defense that may be available to any current or former elected or appointed official, officer, employee or agent of the City.

Section 2.

It is hereby declared to be the intention of the City Council that each and every part, section and subsection of this Ordinance shall be separate and severable from each and every other part,

section and subsection hereof and that the City Council intends to adopt each said part, section and subsection separately and independently of any other part, section and subsection. In the event that any part of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, sections and subsections shall be and remain in full force and effect.

Section 3.

This Ordinance shall become effective pursuant to the provisions of Section 3.11(g) of the Charter.

ADOPTED BY THE CITY COUNCIL THIS ____ DAY OF _____, 2014~~09~~.

CHARLOTTE D'ALFONSO~~ELIZABETH~~
KISTNER
PRESIDENT OF THE CITY COUNCIL

APPROVED THIS ____ DAY OF _____, 2014~~09~~.

BARRY GLANTZ~~HAROLD DIELMANN~~, MAYOR

ATTEST:

DEBORAH RYAN
CITY CLERK

**Elected Official Salary Survey
as of 5/14/2014**

ALL			SELECT		
City of	Mayor Annual	City Council Annual	City of	Mayor Annual	City Council Annual
O'Fallon	24,000	12,000	Brentwood	14,400	7,200
Brentwood	14,400	7,200	Maryland Heights	14,400	7,200
Maryland Heights	14,400	7,200	Des Peres	13,200	6,900
Des Peres	13,200	6,900			
Wentzville	13,200	5,500	Chesterfield	12,000	6,000
Chesterfield	12,000	6,000			
Overland	12,000	6,000	Clayton	9,000	3,600
Clayton	9,000	3,600			
Ellisville	8,700	6,000	Ballwin	8,400	4,200
Ballwin	8,400	4,200	Creve Coeur	7,200	4,800
Creve Coeur	7,200	4,800			
Maplewood	7,200	3,516	Town & Country	6,000	5,040
Town & Country	6,000	5,040	Richmond Heights	5,800	2,800
Richmond Heights	5,800	2,880			
Glendale	3,600	1,800	Kirkwood	3,600	2,400
Kirkwood	3,600	2,400	Olivette	1,200	1,200
Olivette	1,200	1,200			
Webster Groves	750	600	Frontenac	0	0
Frontenac	0	0	Ladue	0	0
Ladue	0	0			
Percentile	42%	53%	Percentile	50%	58%

SELECT CITIES

Ballwin
Brentwood
Chesterfield
Clayton
Frontenac
Kirkwood
Ladue
Maryland Heights
Olivette
Richmond Heights
St. Peters
Town & Country