

CITY OF SUNSET HILLS

BOARD OF ALDERMEN

A G E N D A

June 14, 2016

7:00 P.M.

1. **Pledge of Allegiance**
2. **Roll Call**
3. **Approval of the minutes of the May 10, 2016 meeting.**
4. **Administer oath of office to Mark Colombo, appointee- Alderman Ward 4.**
5. **Employee Service Recognition**
 - a) **Officer Lee Johnson, 5 years of service.**
 - b) **Corporal Jeff Senior, 5 years of service.**
6. **Recognition of Community Service- Aidan Sengupta, Lend a Book Program.**
7. **Requests to be heard:**
8. **PUBLIC HEARING: The City of Sunset Hills will hold a public hearing to discuss the allocation of \$22,000 in Community Development Block Grant funds which will become available after January 1, 2017.**
9. **Old Business: Bill No. 5 – An ordinance granting a Conditional Use Permit to Stephen Saladin, to construct and operate a drive-thru restaurant at 3751 South Lindbergh.
SECOND READING**

**Bill No. 6 – An ordinance approving a change of zoning submitted by George Despotis for the Olga Despotis Trust to change the zoning from R-2 Single Family Residential 20,000 square foot minimum lot size to PD-LC (B) Planned Development- Limited Commercial for the purpose of redeveloping the properties located at 12405, 12411, and 12417 West Watson Road.
SECOND READING**

**Bill No. 7 – An ordinance approving the preliminary Development Plan submitted by George Despotis for the Olga Despotis Trust for commercial development of the properties located at 12405,12411, and 12417 West Watson Road to allow construction of a bank.
SECOND READING**

8. City Official and Committee Reports:

- ⇒ **Deputy City Clerk, Lori A. Stone**
- ⇒ **Accounting Manager, Bill Lehmann**
- ⇒ **Chief of Police, William LaGrand**
- ⇒ **City Attorney, Robert E. Jones**
- ⇒ **City Engineer, Bryson Baker**
- ⇒ **Director of Parks & Recreation, Gerald Brown**
- ⇒ **Treasurer/Collector, Michael Sawicki**

Committee Reports

- a) **Finance Committee – Alderman Gau**
- b) **Economic Development Committee – Alderman Gau**
- c) **Parks & Recreation Commission – Alderman Kostial**
- d) **Personnel Committee – Alderman Baebler**
- e) **Police Advisory Board – Alderman Bersche**
- f) **Public Works Committee – Alderman Musich**
- g) **Website Committee – Alderman Baebler**

9. New Business:

Bill No. 10 – An ordinance regarding open meetings and records policy

Bill No. 11 – An ordinance amending the procedures for the second reading of a Bill at the same meeting

Bill No. 12 – An ordinance providing for the approval of a subdivision plat for a lot split of the property at 13 Roosevelt Drive as provided in appendix A, section 4 of the code of ordinances of the City of Sunset Hills, Missouri

Bill No. 13 – An ordinance creating the Capital Improvement Committee

Resolution No. 387- A resolution declaring Administration and Public Works Department surplus property and authorizing the sale of such property.

Annual liquor license renewal for Businesses with existing liquor licenses for the period of July 1, 2016 through June 30, 2017.

- 10. Requests to be heard – Non Agenda Subject**
- 11. Invoices to be approved.**
- 12. Appointments**
 - a.) Megan Reininger to replace Amanda Kulikowski Swim and Dive Advisory Committee**

Reappointments- none
- 13. A motion to hold a closed meeting, vote and record immediately following adjournment of the July 12, 2016 and July 26, 2016 meetings.**
- 14. Request to meet in closed session pursuant to 610.21.3 and 610.21.1 RSMo to discuss personnel matters and litigation.**
- 15. Adjournment**

NOTICE OF PUBLIC HEARING

The City of Sunset Hills will hold a public hearing to discuss the allocation of \$22,000 in Community Development Block Grant funds which will become available after January 1, 2017. The public hearing will be held at 7:00 p.m. on June 14, 2016 in the Robert C. Jones Chambers at City Hall, 3939 S. Lindbergh Blvd., Sunset Hills, MO 63127.

To further its commitment to fair and equitable treatment of all citizens, the City of Sunset Hills has enacted and/or enforces the following:

A Fair Housing Ordinance prohibiting unlawful discrimination against any person because of race, sex, color, religion, disability, familial status or national origin;

A Policy of Nondiscrimination on the Basis of Disability in the admission or access to, or employment in, its federally assisted programs or activities;

A Policy of Equal Opportunity to Participate in Municipal Programs and Services regardless of race, color, religion, sex, age, disability, familial status, national origin or political affiliation;

A requirement for bidding on CDBG activities that promotes employment opportunities created by HUD funding and that these opportunities be afforded low-income community residents and business.

If you would like information regarding the above policies or if you believe you have been unlawfully discriminated against, contact the following municipal official or employee who has been designated to coordinate compliance with equal employment opportunity requirements referenced above.

City Clerk
3939 S. Lindbergh Blvd.
Sunset Hills, MO 63127
(314)849-3400

If you are a person with a disability or have special needs in order to participate in this public hearing, please contact the City Clerk no later than June 3, 2016.

For more information Call:
(314)849-3400 VOICE
(314) 837-7470 TDD
1-800-735-2466 RELAY MISSOURI

Equal Opportunity Employer

1ST READING 5-10-16

BILL NO. 5
ORDINANCE NO. _____

2ND READING 6-14-16

AN ORDINANCE GRANTING A CONDITIONAL USE PERMIT TO SOUTH LINDBERGH LLC FOR OPERATION OF A JIMMY JOHNS RESTAURANT WITH A DRIVE THRU AT 3751 S. LINDBERGH BOULEVARD.

WHEREAS, a petition was received from South Lindbergh LLC for operation of a Jimmy Johns restaurant with a drive thru at 3730 S. Lindbergh Boulevard; and

WHEREAS, said petition was duly referred to the Planning and Zoning Commission for its investigation and report; and

WHEREAS, public notice of a meeting of the Planning and Zoning Commission upon said petition was posted according to law and ordinance; and

WHEREAS, a meeting was held before the Planning and Zoning Commission on April 6, 2016, upon said petition; and

WHEREAS, the Planning and Zoning Commission has submitted its report recommending approval to the Board of Aldermen; and

WHEREAS, a public hearing was scheduled before the Board of Aldermen on May 10, 2016, in accordance with the Zoning Regulations, Appendix B of the Code of Ordinances.

Based on the entire record of this application, being the evidence presented at the public hearing and the exhibits submitted at such hearing, the Board of Aldermen of the City of Sunset Hills makes the following findings of fact and conclusions of law:

FINDINGS OF FACT

1. The proposed site is zoned "C-1" Commercial.
2. The Conditional Use Permit Application requests the right to operate a Jimmy Johns restaurant with a drive thru in a building at 3751 S. Lindbergh Boulevard.
3. The Planning and Zoning Commission has recommended that the Conditional Use Permit be approved.
4. The provisions of Appendix B-Zoning Regulations of the Code of Ordinances, Sec. 7.3 require the Board of Aldermen to determine after hearing whether or not such conditional use will:

- (A) Substantially increase traffic hazards or congestion
- (B) Substantially increase fire hazards.
- (C) Adversely affect the character of the neighborhood.
- (D) Adversely affect the general welfare of the community.
- (E) Overtax public utilities
- (F) Conflict with standards contained in Subsections 7.3-2 and 7.3-3
- (G) Conflict with the goals and objectives or proposed land use in the

Comprehensive Plan.

In this regard, the Board of Alderman finds that the proposed conditional use will not:

- (A) SUBSTANTIALLY INCREASE TRAFFIC HAZARDS OR
CONGESTION
- (B) SUBSTANTIALLY INCREASE FIRE HAZARDS.
- (C) ADVERSELY AFFECT THE CHARACTER OF THE
NEIGHBORHOOD.
- (D) ADVERSELY AFFECT THE GENERAL WELFARE OF THE
COMMUNITY.
- (E) OVERTAX PUBLIC UTILITIES
- (F) CONFLICT WITH STANDARDS CONTAINED IN SUBSECTIONS
7.3-2 AND 7.3-3 OF THE CODE OR ORDINANCES.
- (G) CONFLICT WITH THE GOALS AND OBJECTIVES OR PROPOSED
LAND USE IN THE COMPREHENSIVE PLAN.

CONCLUSIONS OF LAW

The Board of Aldermen concludes that, based upon the facts found herein and the findings of the Board that the standards for the issuance of Conditional Use permits as set forth in Sec. 7.3 of the Zoning Regulations Code of Ordinances are not violated, a Conditional Use Permit shall issue to Petitioner herein as requested.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF SUNSET HILLS, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. A conditional use permit, subject to the conditions hereinafter specifically set forth, is hereby granted to South Lindbergh LLC, to use the premises in the City of Sunset Hills, Missouri, known as 3751 S. Lindbergh Boulevard for operation of a Jimmy Johns restaurant with a drive thru, as is made and provided for in the zoning regulations, Appendix B of the Code of Ordinances.

Section 2. The conditional use permit hereby issued, and referred to in Section 1, is issued to the named permittee only and shall not be assigned or transferred, except by permission of the City of Sunset Hills in accordance with Section 7.4-5.

Section 3. The conditional use permit hereby issued and referred to in Section 1, shall be valid only if the following conditions are observed by permittee:

None.

Section 4. This Ordinance shall take effect and be in full force from and after its passage and approval.

PASSED this _____ day of _____, 2016 _____
MAYOR

APPROVED this _____ day of _____, 2016 _____
MAYOR

ATTEST: _____
DEPUTY CITY CLERK

1ST READING 5-10-16

BILL NO. 6

ORDINANCE NO. _____ 2ND READING 6-14-16

AN ORDINANCE APPROVING A ZONING CHANGE FROM R-2 SINGLE FAMILY RESIDENTIAL TO PD-LC (B) PLANNED DEVELOPMENT LIMITED COMMERCIAL FOR THE PROPERTIES AT 12405, 12411 AND 12417 WEST WATSON ROAD.

WHEREAS, a petition was received from the Olga Despotis Trust for a zoning change from R-2 Single Family Residential to PD-LC (B) Planned Development Limited Commercial for the properties at 12405, 12411 and 12417 West Watson Road; and

WHEREAS, said petition was duly referred to the Planning and Zoning Commission for its consideration and recommendation; and

WHEREAS, a meeting before the Planning and Zoning Commission was held on April 6, 2016, upon the petition, notice of which was published and posted according to law and ordinance; and

WHEREAS, the Planning and Zoning Commission has submitted its report to the Board of Aldermen and has recommended that a zoning change from R-2 Single Family Residential to PD-LC (B) Planned Development Limited Commercial for the properties at 12405, 12411 and 12417 West Watson Road be denied in accordance with the petition received; and

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF SUNSET HILLS, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. A zoning change from R-2 Single Family Residential to PD-LC (B) Planned Development Limited Commercial for the properties at 12405, 12411 and 12417 West Watson Road is hereby approved.

Section 2. This Ordinance shall take effect and be in full force from and after its passage and approval.

PASSED THIS _____ DAY OF _____, 2016.

MAYOR

APPROVED THIS _____ DAY OF _____, 2016.

MAYOR

ATTEST:

DEPUTY CITY CLERK

1ST READING 5-10-16

BILL NO. 7
ORDINANCE NO. 2ND READING 6-14-16

AN ORDINANCE APPROVING THE PRELIMINARY DEVELOPMENT PLAN FOR THE PROPERTIES AT 12405, 12411 AND 12417 WEST WATSON ROAD

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF SUNSET HILLS, MISSOURI, AS FOLLOWS:

Section 1. The Preliminary Development Plan designated P-13-16 submitted by the Olga Despotis Trust is hereby approved .

Section 2. This Ordinance shall take effect immediately upon passage and approval.

PASSED THIS _____ DAY OF _____, 2016.

MAYOR

APPROVED THIS _____ DAY OF _____, 2016.

MAYOR

ATTEST:

DEPUTY CITY CLERK

POLICE MONTHLY STATISTICS

SUNSET HILLS POLICE DEPARTMENT

MAY 2016

Chief of Police William E. LaGrand

PART 1 CRIMES	ACTUAL OFFENSES	YEAR TO DATE	PRIOR YTD
Murder	0	0	0
Arson	1	1	0
Rape	0	0	1
Robbery	0	0	0
Assault	0	2	4
Burglary	0	3	10
Larceny	17	51	74
Motor Vehicle Theft	2	3	1
GRAND TOTAL	20	60	90

TRAFFIC	TOTAL	YTD	PRIOR YTD
Miles Patrolled	20,784	99,051	101,194
Traffic Stops	264	1,399	1,767
Traffic Tickets	301	1,558	1,674
Auto Accidents Reports	86	348	321
Motorists Assisted	87	438	372

INVESTIGATIONS	TOTAL	YTD	PRIOR YTD
Offenses & Incidents	97	404	393
Supplemental Reports	24	111	139
Arrests	65	276	302
Value of Stolen Property	33,121	52,901	129,548
Vacation House Checks	23	106	119

POLICE MONTHLY STATISTICS BY WARD

SUNSET HILLS POLICE DEPARTMENT

MAY 2016

PART 1 CRIMES	WARD 1	WARD 2	WARD 3	WARD 4	ACTUAL OFFENSES
Murder	0	0	0	0	0
Arson	1	0	0	0	1
Rape	0	0	0	0	0
Robbery	0	0	0	0	0
Assault	0	0	0	0	0
Burglary	0	0	0	0	0
Larceny	10	0	3	4	17
Motor Vehicle Theft	0	1	0	1	2
GRAND TOTAL	11	1	3	5	20

**City of Sunset Hills
Public Works Department
Report of City Engineer/Public Works Director**

MAY 2016

Permits Issued

<u>Permit Type</u>	<u>Quantity Issued</u>
Building	33
Excavation	5
Occupancy - Residential	21
Occupancy - Commercial	5
Sign	6

City of Sunset Hills
Department of Parks & Recreation
Status Report
May 6 – June 7, 2016

TO: Mayor and Board of Alderman

DT: June 7, 2016

FR: Gerald Brown,
Director of Parks & Recreation

RE: Status Report

Park Maintenance

- Tasks being completed at Minnie Ha Ha Park:
 1. Finishing up FEMA report – have been working with Representative for the past (2) months.
 2. Soccer fields have been re-seeded, and weed treatment has been applied.

- Tasks being completed at Watson Trail Park:
 1. Trail pavement is being reviewed.
 2. New playground equipment is being reviewed by the Park Board – hope to have recommendation for June 14th Board meeting.

- Aquatic Facility is open and running well. We are currently down \$8,000 from last year at this time – which could be from weather, vacations, etc.

Athletic Fields

- Fields look great – season is underway – playing Sunday – Thursday.

Gempp

- Regular Maintenance.
- Wetland treatment
- Clearing honeysuckle

Lynstone Park

- General maintenance (trash, mulching, etc)
- New shelter is up – looks great
- Honey suckle removal

Special Events & Recreation Activities

6/102016

Uncollected License Fees

Business License fees owed for Square Foot, Home Occupation and Units businesses

<u>Total License Fees</u>	<u>Business Type</u>	<u># Owed</u>	<u>Total owed</u>
\$245,218.62	S	4 of 240	\$262.60
\$1,662.60	H	4 of 40	\$335.00
\$8,280.00	U	0 of 4	<u>\$0.00</u>
<u>\$255,161.22</u>			<u>\$597.60</u>

GROSS RECEIPTS BUSINESSES

Total number of businesses	<u>160</u>
Number of businesses 30 days in arrears	1
Number of businesses 60 days in arrears	1
Number of businesses 90 days + in arrears	2

*Gross receipts payments fluctuate on a daily basis

**CITY OF SUNSET HILLS MUNICIPAL COURT
SUMMARY OF FINE AND COST
MONTH OF MAY 2016**

<u>DEPOSIT DATE</u>	<u>CVS</u>	<u>WSF</u>	<u>POST</u>	<u>CT</u>	<u>PD</u>	<u>ISF</u>	<u>CVC</u>	<u>TOTAL DEPOSIT</u>
5/5/2016	249.55	70.00	35.00	5,618.00	70.00	70.00	12.95	6,125.50
5/11/2016	228.16	64.00	32.00	3,326.50	64.00	64.00	11.84	3,790.50
5/12/2016	356.50	100.00	50.00	6,528.50	100.00	100.00	18.50	7,253.50
5/16/2016	327.98	92.00	46.00	3,929.50	90.50	92.00	17.02	4,595.00
5/19/2016	292.33	82.00	41.00	5,672.00	82.00	82.00	15.17	6,266.50
5/20/2016	106.95	30.00	15.00	2,190.00	30.00	30.00	5.55	2,407.50
5/31/2016	185.38	52.00	26.00	4,113.00	52.00	52.00	9.62	4,490.00

1,746.85	490.00	245.00	31,377.50	488.50	490.00	90.65
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TOTAL FINE, COURT COSTS AND FEES COLLECTED FOR MAY 2016

\$ 34,928.50

MUNICIPAL DIVISION SUMMARY REPORTING FORM

Refer to instructions for directions and term definitions. Complete a report each month even if there has not been any court activity.

I. COURT INFORMATION		Contact information same as last report <input checked="" type="checkbox"/>	Reporting Period: 05/01/2016 to 05/31/2016	
Municipality: Sunset Hills Municipal Court		Software Vendor: REJIS	County: St. Louis County Circuit: 21st.	
Mailing Address: 3939 S Lindbergh		Fax Number: (314) 849-8110		
Physical Address: 3939 S Lindbergh		E-mail Address: Clay@sunset-hills.com iNotes: []		
Telephone Number: (314) 849-3402		Prosecuting Attorney: Robert Edward Jones		
Prepared by: C. LAY				
Municipal Judge(s): W L. Hetlage				

II. MONTHLY CASELOAD INFORMATION	Alcohol and Drug Related Traffic	Other Traffic	Non-Traffic Ordinance
A. Cases (Citations/Informations) Pending at start of month	51	2,039	231
B. Cases (Citations/Informations) Filed	7	291	13
C. Cases (Citations/Informations) Disposed			
1. Jury Trial (Springfield, Jefferson & St. Louis County only)	0	0	0
2. Court/Bench Trial - Guilty	0	0	0
3. Court/Bench Trial - Not Guilty	0	0	0
4. Plea of Guilty in Court	5	233	13
5. Violations Bureau Citations and Bond Forfeitures by Court Order (as payment of fines/costs)	0	0	0
6. Dismissed by Court	0	50	1
7. Nolle Prosequi	0	25	1
8. Certified for Jury Trial (not heard in Municipal Div.)	1	1	0
9. TOTAL CASE DISPOSITIONS	6	309	15
D. Cases (Citations/Informations) Pending End of Month (A + B - C9)	52	2,021	229
E. Trial De Novo and/or Appeal Applications Filed	0	0	0

III. WARRANT INFORMATION (Pre and Post Disposition)	IV. PARKING TICKETS
1. # Issued during reporting period	# Issued <input type="text"/>
2. #Served/Withdrawn during reporting period	<input checked="" type="checkbox"/> Court staff does not process parking tickets
3. # Outstanding at end of reporting period (only required for June reporting)	

V. NET DISBURSEMENTS	
Fines	\$28,731.50
Clerk/Court Fee (Costs)	\$2,981.00
Judicial Education Fee (JEF)	\$0.00
<input checked="" type="checkbox"/> Court does not retain funds for JEF	
Peace Officer Standards and Training (POST) Commission Surcharge	\$250.00
Crime Victims Compensation (CVC) Fund Surcharge	\$1,782.50
Law Enforcement Training (LET) Fund Surcharge	\$498.50
Domestic Violence Shelter Surcharge	\$500.00
Inmate Prisoner Detainee Security Fund Surcharge	\$500.00
Sheriffs' Retirement Fund Surcharge	\$0.00
Restitution	\$0.00
Parking Ticket Revenue (including penalties)	<input type="text"/>
Bond Forfeitures (paid to city)	\$0.00
Bond Refunds:	\$2,900.00
Total Other Disbursements:	\$639.50
Total Disbursements:	\$38,783.00

MUNICIPAL DIVISION SUMMARY REPORTING FORM

Court Information	Municipality: Sunset Hills Municipal Court	Reporting Period: 05/01/2016 - 05/31/2016
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Supplemental

Total Other Disbursements. Enter additional surcharges and/or fees disbursed by the court not listed on the MUNICIPAL DIVISION SUMMARY REPORTING FORM. Use additional forms if necessary and enter the total on the Total Other Disbursements line on the MUNICIPAL DIVISION SUMMARY REPORTING FORM. (Examples include, but are not limited to, arrest costs, witness fees, and board bill/jail costs.)

Other Disbursements		\$ Amount
Crime Victim Fund City		\$92.50
Recoupment		\$547.00
	Total Other Disbursements	\$639.50

Include this total amount under Total Other Disbursements on Municipal Division Summary Reporting Form

BILL NO. 10

1ST READING 6-14-16

ORDINANCE NO. _____ 2ND READING _____

AN ORDINANCE REGARDING OPEN MEETINGS AND RECORDS POLICY

WHEREAS, the Board of Aldermen ("Board") of the City of Sunset Hills, State of Missouri ("City") finds and declares that there is reason to believe that it needs to amend the Ordinance regarding open meetings and records policy;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF SUNSET HILLS, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. Article II, Division 2 of the Code of Ordinances shall be amended by adding new Sections 2-34 and 2-35 as follows:

Sec. 2-34. Journal of Minutes and Record of Voting.

A journal or minutes of open and closed meetings shall be taken and retained by the public governmental body, including but not limited to a record of any votes taken at such meetings. The minutes shall include the date, time, place, members present, members absent and a record of any votes taken. When a roll call vote is taken, the minutes shall attribute each "yea" and "nay" or abstinence if not voting to the name of the individual member of the public governmental body. Any votes taken during a closed meeting shall be taken by roll call. All public meetings shall be open to the public and public votes and public records shall be open to the public for inspection and duplication. Except as otherwise provided in Section 2-35, all votes taken by roll call in meetings of the Board shall be cast by members of the Board who are physically present and in attendance at the meeting. When it is necessary to take votes by roll call in a meeting of the Board, due to an emergency of the public body, with a quorum of the members physically present and in attendance and less than a quorum of the members participating via telephone, facsimile, Internet, or any other voice or electronic means other than video conference pursuant to Section 2-35, the nature of the emergency of the public body justifying that departure from the normal requirements shall be stated in the minutes. Where such emergency exists, the votes taken shall be regarded as if all members were physically present and in attendance at the meeting.

Sec. 2-35.

A. *Policy Statement.* While it is legally permissible for members of the City's public governmental bodies to attend meetings and vote via videoconference transmission, a member's use of videoconference attendance should occur only sparingly. Because it is good public policy for citizens to have the opportunity to meet with their elected officials face to face, elected members of a public governmental body should endeavor to be physically present at all meetings. The primary purpose of attendance by videoconference connection should be to accommodate the public governmental body as a whole to allow meetings to occur when circumstances would otherwise prevent the physical attendance of a quorum of the body's

members. A secondary purpose of attendance by videoconference should be to ensure that all members may participate in business of the public governmental body that is emergency or highly important in nature and arose quickly so as to make attendance at a regular meeting practically impossible. Except in emergency situations, all reasonable efforts should be expended to ensure that a quorum of the members of the public governmental body be physically present at the normal meeting place of the body.

B. *Videoconference Defined.* For purposes of this Section, "videoconference" or "videoconferencing" shall refer to a means of communication where at least one (1) member of a public governmental body participates in the public meeting via an electronic connection made up of three (3) components: (1) a live video transmission of the member of the public governmental body not in physical attendance; (2) a live audio transmission allowing the member of the public governmental body not in physical attendance to be heard by those in physical attendance; and (3) a live audio transmission allowing the member of the public governmental body not in physical attendance to hear those in physical attendance at a meeting. If at any time during a meeting one (1) or more of the elements of a videoconference becomes compromised (e.g., if any participants are unable to see, hear, or fully communicate), then the videoconference participant is deemed absent, and this absence should be reflected in the minutes.

C. *Frequency of Use of Videoconference Attendance.* Unless otherwise approved by the members in physical attendance at a meeting, a member of a public governmental body shall not attend more than three (3) meetings via videoconference in a rolling twelve-month period. Attendance via videoconference should only occur sparingly and for good cause. Such good cause shall include reasons such as serious illness or injury of the member or a member of his or her immediate family, including father or mother, spouse, sibling, child, or grandchild.

D. *Physical Location.* The City shall provide at the posted physical meeting location communication equipment consisting of an audio and visual display, and a camera and microphone so that the member(s) participating via videoconferencing, the members of the public governmental body in physical attendance, and the public in physical attendance may actively participate in the meeting in accordance with rules of meeting decorum. The communication equipment at the physical location of the meeting should allow for all meeting attendees to see, hear, and fully communicate with the videoconferencing participant.

E. *Voting.* Members of a public governmental body attending a public meeting of that body via videoconference are deemed present for purposes of participating in a roll call vote to the same effect as elected members of a public governmental body in physical attendance at a public meeting of that governmental body are deemed present. If any component of the videoconference communication fails during the meeting, the member attending the meeting by videoconference whose connection failed shall be deemed absent immediately upon such failure. If the public governmental body was in the act of voting, the voting shall stop until all of the components of videoconference attendance are again restored and the videoconference participant's presence is again noted in the minutes, or the member is determined to be absent.

F. *Closed Meetings.* In a meeting where a member of a public governmental body is participating via videoconferencing and the meeting goes into a closed session, all provisions of Missouri law and City ordinances relating to closed sessions apply. Upon the public governmental body's vote to close the meeting, all members of the general public shall not be present. Likewise, a member of a public governmental body participating via videoconferencing must ensure there are no members of the public present at his or her location to see, hear, or otherwise communicate during the closed session. The member must also take all reasonable precautions to guard against interception of communication by others.

G. *Minutes.* In any open or in closed session, the minutes taken should reflect the member, if any, participating via videoconference, the members in physical attendance, and members, if any, absent.

H. *Emergency Meetings and Quorum.* In addition to the provisions of Section 2-34, in the event that emergency circumstances prevent the members of a public governmental body to physically attend, the body may meet and vote by videoconference without the requirement that a quorum be physically present in the same place. Examples of such emergency circumstances include, but are not limited to, war, riot, terrorism, widespread fire, or natural disaster such as earthquake, tornado, hurricane, flood or blizzard. To the extent reasonably possible in such circumstances, the public governmental body shall use reasonable efforts to cause a physical location to be provided for public attendance and participation. The nature of the emergency shall be recorded in the minutes. If no emergency exists, a quorum of the public governmental body shall be physically present at the physical location for which notice of a meeting is provided.

Section 2. This Ordinance shall be in full force and effect from and after its passage by the Board and approval by the Mayor. Any ordinances inconsistent with this Ordinance are hereby repealed.

PASSED THIS ____ DAY OF _____, 2016.

MAYOR

APPROVED THIS ____ DAY OF _____, 2016.

MAYOR

ATTEST: _____
DEPUTY CITY CLERK

1ST READING 6-14-16

2ND READING _____

BILL NO. 11

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE PROCEDURES FOR THE SECOND READING OF A BILL AT THE SAME MEETING

WHEREAS, the Board of Aldermen recognizes the importance of maintaining open communication with the staff and the community; and

WHEREAS, the Board of Aldermen has determined that in the best interest of the City, the procedures for the second reading of a Bill at the same meeting should be amended.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF ALDERMEN OF THE CITY OF SUNSET HILLS, MISSOURI, AS FOLLOWS:

Section 1: Article II, Division 2, Section 2-31 of the Code of Ordinances shall be amended as follows:

Sec. 2-31. - Reading of bills.

(a) A bill may be read the first time by the alderman introducing it at a board meeting or the city clerk at the request of the alderman introducing it when such alderman has the floor, and providing the introduction of bills is then in order without a vote of the board members.

(b) A bill shall be read a second time upon motion duly made and seconded by any board member; provided, however, that such second reading is not at the same meeting at which the bill was introduced, except as provided in subsection (c).

(c) A bill may be read a second time at the same board meeting at which it is introduced by roll call vote of the board of aldermen to suspend the rules and so allow such reading. An affirmative vote of all members of the board of aldermen in attendance at the board meeting shall be required to suspend the rules to allow such reading.

(d) After a bill has been read a second time at a board meeting, it may be placed upon its final passage at that meeting or at any subsequent meeting upon motion of any board member, duly seconded, and passed.

Section 2: This ordinance shall take effect immediately upon its passage and approval.

PASSED THIS ____ DAY OF _____, 2016.

MAYOR

APPROVED THIS ____ DAY OF _____, 2016.

MAYOR

ATTEST:

DEPUTY CITY CLERK

1ST READING 6-14-16

BILL NO. 12

2ND READING _____

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR THE APPROVAL OF A SUBDIVISION PLAT FOR A LOT SPLIT OF THE PROPERTY AT 13 ROOSEVELT DRIVE AS PROVIDED IN APPENDIX A, SECTION 4 OF THE CODE OF ORDINANCES OF THE CITY OF SUNSET HILLS, MISSOURI.

WHEREAS, a plan has been received from Nancy Thias on behalf of Doris Thias for a lot split of the property at 13 Roosevelt Drive in the City of Sunset Hills.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF SUNSET HILLS, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. The Subdivision Plat made a part hereof and attached hereto as Exhibit 1 for a lot split of the property at 13 Roosevelt Drive, as submitted to the Board of Aldermen, is hereby approved.

Section 2. The Mayor and City Clerk are authorized and directed to evidence the approval of said Subdivision Plat by affixing their signatures and the official seal of the City of Sunset Hills to a certification of approval upon the Subdivision Plat of the Lot split of 13 Roosevelt Drive, as submitted.

Section 3. The Subdivision Plat attached hereto as Exhibit 1 is hereby accepted for the development of the Lot split of 13 Roosevelt Drive, subject to the following conditions:

A. The existing residence shall be demolished before issuance of zoning approval for any building permit.

Section 4. This Ordinance shall take effect and be in full force from and after its passage and approval.

PASSED THIS _____ DAY OF _____, 2016.

MAYOR

APPROVED THIS _____ DAY OF _____, 2016.

MAYOR

ATTEST:

DEPUTY CITY CLERK

1ST READING 6-14-16

BILL NO. 13

ORDINANCE NO. _____ 2ND READING _____

AN ORDINANCE CREATING THE CAPITAL IMPROVEMENT COMMITTEE

WHEREAS, the Board of Aldermen of the City of Sunset Hills, State of Missouri finds and declares that it is important to codify the establishment of the Capital Improvement Committee which previously met as an ad hoc advisory committee;

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF SUNSET HILLS, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. Chapter 2 of the Code of Ordinances shall be amended by adding a new Article XIV, Sections 2-363 and 2-364 as follows:

ARTICLE XIV. – CAPITAL IMPROVEMENT COMMITTEE

Sec. 2-363. - Established.

There is hereby established a Capital Improvement Committee which shall annually review the draft five-year Capital Improvement Plan recommendations presented by the City Administrator. The Committee shall provide comments and recommendations with respect to the Capital Improvement Plan to the Finance Committee as part of the annual budget process. The Committee may make recommendations to the Board of Aldermen regarding other issues related to capital improvements within the City.

Sec. 2-364. - Composition; terms, etc.

The committee shall consist of 10 members, with 4 members consisting of 1 Alderman from each ward. Of the remaining 6 members, at least 1 shall be from each ward. The chair shall be elected by the members of the committee. The City Administrator shall serve as liaison to the Committee, and shall ensure that the necessary staff and information are made available to the Committee as requested by the chair. The committee shall meet at least one time per year; more frequently as needed. The members shall be nominated by the mayor and approved by the board of aldermen. Each member shall serve for a three-year term and may be reappointed an indefinite number of times. With respect to the initial appointments, 2 of the ward representatives shall be appointed for a one-year term and 2 shall be appointed for a two-year term. Thereafter, their successors shall be appointed for three-year terms.

Section 2. This Ordinance shall be in full force and effect from and after its passage by the Board and approval by the Mayor. Any ordinances inconsistent with this Ordinance are hereby repealed.

RESOLUTION NO. 387

**RESOLUTION DECLARING SURPLUS PROPERTY AND
AUTHORIZING THE SALE OF SUCH PROPERTY**

WHEREAS, the Board of Aldermen has determined that the following described property is surplus property, no longer needed by the Administration and Public Works offices:

- A) One (1) Wood-tone Composite material Desk w/ Single Pedestal Storage
- B) One (1) Cherry Wood-tone Desk-Single Pedestal w/ 3 Drawers
- C) One (1) Cherry Wood-tone Desk Corner "Turnout"
- D) One (1) Wood-tone Composite material Desk w/ Double Pedestal Drawers
- E) Two (2) 3-Drawer Storage Pedestals
- F) Seven (7) Maroon Cloth / Chrome Rolling Office Chairs

**NOW, THEREFORE, BE IT RESOLVED THAT THE BOARD OF ALDERMEN
DECLARES THE AFORESAID ITEM TO BE SURPLUS PROPERTY AND
AUTHORIZES THE SALE OF SUCH PROPERTY.**

PASSED by the Board of Aldermen this 14th day of June, 2016.

Mayor

ATTEST:

Deputy City Clerk

Liquor Licenses to be Approved for 2016-2017 License Year

<u>DBA</u>	<u>Address</u>	<u>Zip</u>	<u>License Fees</u>	<u>License Number</u>	<u>Business Type</u>
@NESBY'S BAR & GRILL, LLC	3730 SOUTH LINDBERGH BLVD.	63127	\$450.00	15103	LFULLSUN
ANDRE'S BANQUET HALLS	13366 WEST WATSON	63127	\$150.00	15113	LFULLSUN
BANDANA'S	11750 GRAVOIS ROAD	63127	\$450.00	15044	LFULLSUN
BUCKY'S EXPRESS 657	4504 S. LINDBERGH BLVD.	63127	\$300.00	15067	LSUNPKG
BUCKY'S EXPRESS 657	4504 S. LINDBERGH BLVD.	63127	\$150.00	15051	LPKG
CIRCLE K #1612	1435 S. KIRKWOOD	63127	\$300.00	15066	LSUNPKG
CIRCLE K #1612	1435 S. KIRKWOOD ROAD	63127	\$150.00	15050	LPKG
FUDDRUCKERS	10752 SUNSET HILLS PLAZA	63127-	\$450.00	15043	LFULLSUN
GIANINO'S RESTAURANT	3735 SOUTH LINDBERGH BOULEVARD	63127-	\$450.00	15042	LFULLSUN
HELEN FITZGERALD'S IRISH GRILL & PUB, INC.	3660 SOUTH LINDBERGH BOULEVARD	63127-	\$450.00	15041	LFULLSUN
HOLIDAY INN - ROUTE 66	10709 WATSON ROAD	63127-	\$450.00	15040	LFULLSUN
J.P.'s CORNER	11890 GRAVOIS ROAD	63127-	\$450.00	15039	LFULLSUN
LONGHORN STEAKHOUSE OF SUNSET HILLS	3642 SOUTH LINDBERGH BOULEVARD	63127-	\$450.00	15038	LFULLSUN
MELLOW MUSHROOM PIZZA BAKERY	3811 S. LINDBERGH BLVD.	63127	\$450.00	15131	LFULLSUN
MERAMEC MARINA, INC.	13156 GRAVOIS ROAD	63127	\$150.00	15071	LPKG5WINE
MERAMEC MARINA, INC.	13156 GRAVOIS ROAD	63127	\$250.00	15070	LIGSWINE
MERAMEC MARINA, INC.	13156 GRAVOIS	63127	\$300.00	15064	LSUNPKG
O'LEARY'S	3828 SOUTH LINDBERGH BLVD. SUITE	63127	\$450.00	15036	LFULLSUN
PETRO-MART #23	1430 S. KIRKWOOD ROAD	63127	\$150.00	15048	LPKG
PETRO-MART #23	1430 S. KIRKWOOD ROAD	63127	\$300.00	15063	LSUNPKG

DBA	Address	Zip	License Fees	License Number	Business Type
RUBY TUESDAY	10797 SUNSET HILLS PLAZA	63127-	\$450.00	15035	LFULLSUN
SESAME CHINESE RESTAURANT	10500 WATSON ROAD	63127-	\$450.00	15034	LFULLSUN
SMUGALAS PIZZA PUB	10150 WATSON ROAD	63127	\$450.00	15033	LFULLSUN
ST. LOUIS STEAMERS SOCCER ORGANIZATION	13555 WEST WATSON & 801 OLD GRAY	63127	\$250.00	15069	LIG5WINE
SUNSET CONOCO	11603 GRAVOIS ROAD	63126	\$150.00	15136	LPKG
SUNSET CONOCO	11603 GRAVOIS ROAD	63126	\$300.00	15137	LSUNPKG
SUNSET COUNTRY CLUB	9555 GEYER ROAD	63127-	\$450.00	15032	LFULLSUN
SUNSET HILLS GOLF COURSE & BANQUET CENTE	13366 WEST WATSON ROAD	63127	\$450.00	15031	LFULLSUN
TAPAWINGO NATIONAL GOLF CLUB	13001 GARY PLAYER DRIVE	63127	\$450.00	15030	LFULLSUN
THE LUNA EVENT CENTER	4532 SOUTH LINDBERGH BLVD.	63127	\$450.00	15029	LFULLSUN
THE WINE BARREL, LLC	3828 S. LINDBERGH BLVD. SUITE 111 &	63127	\$300.00	15062	LSUNPKG
THE WINE BARREL, LLC	3828 S. LINDBERGH BLVD. SUITE 111 &	63127	\$450.00	15129	LFULLSUN
TOKYO SUSHI	3729 S. LINDBERGH SUITE 102	63127	\$450.00	15028	LFULLSUN
TRATTORIA TOSCANA	11686 GRAVOIS ROAD	63126	\$450.00	15027	LFULLSUN
TWISTED TREE, LLC	10701 WATSON ROAD	63127	\$37.50	15166	LFULLSUN
U-GAS SUNSET HILLS	10743 WATSON ROAD	63127	\$150.00	15046	LPKG
U-GAS SUNSET HILLS	10743 WATSON ROAD	63127	\$300.00	15061	LSUNPKG
ZINGERS MART # 5	4466 SOUTH LINDBERGH BOULEVARD	63126-	\$150.00	15045	LPKG
ZINGERS MART #5	4466 SOUTH LINDBERGH BOULEVARD	63126	\$300.00	15060	LSUNPKG

AGENDA
BOARD OF ALDERMEN

A closed meeting of the Sunset Hills Board of Aldermen will be held Tuesday, July 12 and July 26, 2016, in the Conference Room at Sunset Hills City Hall, 3939 South Lindbergh Boulevard, immediately following adjournment of the regular meeting which commences at 7:00 p.m. There will also be closed votes, if any, and a closed record of said meeting.

The subject matters of said meeting are (a) litigation in which the City is a party or in which the City is contemplated as a party, (b) hiring, firing, disciplining or promoting of particular employees, (c) leasing, purchase or sale of real estate, and d) proposals and negotiations for contracts, which are the subject matters of closed meetings, votes and records under R.S.Mo. 610.021(1), (2), (3) and (12).