



Agenda
Olivette City Council Meeting
July 12, 2016
7:00 PM
Council Chambers of City Hall
9473 Olive Boulevard
Olivette, MO 63132

1. Roll Call
2. Communications
Swearing in ceremony for Firefighter Paramedic Timothy Steimel.
3. City Manager's Report
City Manager Barb Sondag will give a verbal report to the City Council.
4. City Council Reports
The City Council will give verbal reports at the July 12, 2016 meeting.
5. Hearing From Citizens

Documents:

[HEARING FROM CITIZENS.PDF](#)

6. Bill #2811 – An Ordinance Providing For The Repeal Of Chapter 205.030 And 205.040, Fire Prevention And Protection Of The Code Of Ordinances Of The City Of Olivette, Missouri And The Enactment Of One New Chapter 205.030 And 205.040 Of The Municipal Code Of The City Of Olivette, Missouri On The Same Subject– Second Reading
The proposed ordinance will adopt the 2015 IFC Fire Code with amendments.

Documents:

[ITEM NUMBER 06.PDF](#)

7. Bill #2812 – An Ordinance Amending Section 600.080 Of The Municipal Code Of The City Of Olivette By Enacting An Exception To The Requirement Of Obtaining A Criminal Background Check For The Issuance Of A Liquor License - Second Reading
The proposed ordinance amendment clarifies that background checks on persons currently holding a liquor license and requesting a special event or tasting license will be at the discretion of the Police Chief.

Documents:

[ITEM NUMBER 07.PDF](#)

8. Bill #2813 – An Ordinance To Approve A Final Subdivision Plat Titled "Olivette Heights-Orchard Drive Boundary Adjustment Plat" – First Reading
The proposed ordinance would clarify ownership of a "paper street" known as Orchard Drive.

Documents:

[ITEM NUMBER 08.PDF](#)

9. Bill #2814 – An Ordinance To Approve A Final Subdivision Plat Titled "Sleepy Hollow Addition" – First Reading

The proposed ordinance would authorize approval to record a 3-lot subdivision of the property currently addressed as 9335 Old Bonhomme Road. The property is zoned SR Single Family Residential District, and the proposed three lots would conform to the minimum lot dimensions of the SR District, under Section 400.235. The name of the new 3-lot subdivision would be known as "Sleepy Hollow Addition".

Documents:

[ITEM NUMBER 09.PDF](#)

10. Bill #2815 – An Ordinance To Repeal A Certain Section Of Personnel Ordinances And Regulations – First Reading

The Council is asked to hold first reading of an ordinance that repeals Section 5.5 Longevity Pay of the 2015 City of Olivette Personnel and Rules and Regulations.

Documents:

[ITEM NUMBER 10.PDF](#)

11. Committee Appointments

It is anticipated that the Council will appoint citizens to fill committee/commission vacancies.

Documents:

[ITEM NUMBER 11.PDF](#)

12. Snow Removal Price Increase

The City currently provides snow removal services for 39 subdivisions throughout the City at a rate of \$190 per hour. Labor, material, and machinery cost increases over time merit an increase in the associated rates charged for removal. Chapter 540 allows all costs to be recovered with regard to activities on private streets and calculations easily support costs of \$225/hr which excludes allowed administrations costs.

Documents:

[ITEM NUMBER 12.PDF](#)

13. Approval To Purchase One (1) Replacement Vehicle For The Olivette Police Department To Be Utilized By The Patrol Division

Don Brown Chevrolet has a 2016 Chevrolet Impala available for immediate purchase. Purchasing this vehicle instead of a 2017 Ford Police Interceptor Sedan, as budgeted, will result in a budgetary savings of \$6,486.00.

Documents:

[ITEM NUMBER 13.PDF](#)

14. Request For Document Destruction - Fire Department

Request to destroy documents according with Ordinance 2552.

Documents:

[ITEM NUMBER 14.PDF](#)

15. Review And Approval Of The Minutes Of The June 28, 2016 City Council Meeting
The City Council is asked to review and approve the minutes from the June 28, 2016 City Council meeting.

Documents:

[ITEM NUMBER 15.PDF](#)

16. Hearing From Citizens (Part 2)

Documents:

[HEARING FROM CITIZENS - PART 2.PDF](#)

17. City Attorney's Report
City Attorney Paul Martin will give a verbal report to the City Council.
18. Adjournment

AGENDA ITEMS WILL NOT NECESSARILY BE DISCUSSED IN ORDER. IF YOU HAVE ANY QUESTIONS, PLEASE CALL CITY HALL AT (314) 993-0444

Individuals desiring to speak at the meeting are asked to fill out speaker cards available on the speaker's podium and submit the cards to the City Clerk prior to the call to order and roll call. Speakers are respectfully asked to hold comments to three (3) minutes to allow all those who wish a chance to speak. Speakers will be called on to speak during the "Hearing from Citizens" portion of the meeting. Please address all comments to the Mayor.

The City of Olivette hereby advises the public, employees and qualified job applicants that they are afforded an equal opportunity to participate in the programs and service of the City regardless of race, color, religion, veteran status, national origin, sex, age, sexual orientation, the existence of a physical or mental disability, or any other classification protected by law. If you are a person with a disability and have special needs, please call Barbara Sondag, City Manager at 314.993.0444 as soon as possible but no later than one day prior to the event or call 314.993.3610 VOICE TDD, 1.800.735.2466 RELAY MISSOURI. Thank you.

Please note that the City Council may adjourn to closed session pursuant to the Revised Statutes of the State of Missouri to discuss legal, confidential or privileged attorney-client matters pursuant to Section 610.021(1), real estate matters pursuant to Section 610.021(2), personnel matters pursuant to 610.021(3), audit matters pursuant to Section 610.021(17), or for any other reason allowed by Missouri law.

The news media may obtain copies of this notice by contacting:

Barbara Sondag
City Manager
9473 Olive Boulevard
Olivette, Missouri 63132
(314) 993-0444

Posted this 8th day of July, 2016 at 1:00 PM.

Myra G. Bennett

Myra G. Bennett, CMC/MPCC

City Clerk
City of Olivette



CITY COUNCIL AGENDA SUBMISSION

Agenda Item:

Hearing from Citizens

Description:

Olivette citizens and businesses express concerns, discuss issues, and make requests of the City Council's assistance in getting matters resolved.

The Mayor and City Council would like to remind the audience of the following:

1. The purpose is to hear your concerns, issues, and questions.
2. Cards submitted after the beginning of 1st "Hearing from Citizens" will not be called until the 2nd "Hearing from Citizens".
3. The Chair has discretion to allow individuals to speak without previously submitting a card; however, those individuals will also need to complete a card.
4. Personal attacks of Council Member, Staff, and/or individuals are not permissible.
5. Any question should be directed to the Chair and only the Chair.
6. Questions concerning agenda items may be addressed by Council or staff at the time the agenda item is discussed.
7. Questions that are not pertaining to agenda items may receive an answer by the method of your choice; indicated at the bottom of the submittal cards.
8. Profanity is not allowed.
9. Campaigning and electioneering are not permitted.

"Hearing from Citizens" is not intended to be an open discussion. It is intended to provide an opportunity for citizens to be heard at official meetings.

When called, please step to the podium; state your name and your address before addressing your subject matter.

Each person has up to three (3) minutes to speak. Should your time elapse, you are welcome to continue at the second hearing from citizen's session again, for up to 3 minutes.



CITY COUNCIL AGENDA SUBMISSION
July 12, 2016

Agenda Item:

Bill #2811 – An Ordinance Providing for the Repeal of Chapter 205.030 and 205.040, Fire Prevention and Protection of the Code of Ordinances of the City of Olivette, Missouri and the Enactment of one New Chapter 205.030 and 205.040 of the Municipal Code of the City of Olivette, Missouri on the Same Subject– Second Reading

Description:

The proposed ordinance will adopt the 2015 IFC Fire Code with amendments. This item was read for the first time at the June 28th City Council meeting, and is before the City Council for second reading and final approval.

Recommended Action:

Motion to approve Bill #2811 – An Ordinance Providing for the Repeal of Chapter 205.030 and 205.040, Fire Prevention and Protection of the Code of Ordinances of the City of Olivette, Missouri and the Enactment of one New Chapter 205.030 and 205.040 of the Municipal Code of the City of Olivette, Missouri on the Same Subject.

Attachments:

1. Department Memorandum to the City Council dated June 22, 2016.
2. Bill #2811, proposed draft Ordinance.

Submitted by:

Scott E Avery, Fire Chief
DEPARTMENT HEAD



To: City Council	Date: June 22, 2016
From: Scott Avery, Fire Chief	Re: ICC International Fire Code Adoption

The current 2006 Fire Code has become out of date, and with the adoption of the 2015 Building codes, we will need to bring the fire code into alignment. The City currently enforces the 2006 ICC International Fire Code as amended.

Staff is recommending that the City consider adoption of the 2015 ICC fire code updates. Staff has reviewed the 2015 ICC Fire Codes and is requesting consideration of the following:

2015 ICC International Fire Code as amended.

The amendments to the 2015 International Fire Code were discussed at the Council Work session in March of 2016. We feel that the adoption of the new fire code will help the city to align the code with the current construction practices.

AN ORDINANCE PROVIDING FOR THE REPEAL OF CHAPTER 205.030 and 205.040, FIRE PREVENTION AND PROTECTION OF THE CODE OF ORDINANCES OF THE CITY OF OLIVETTE, MISSOURI AND THE ENACTMENT OF ONE NEW CHAPTER 205.030 and 205.040 OF THE MUNICIPAL CODE OF THE CITY OF OLIVETTE, MISSOURI ON THE SAME SUBJECT.

WHEREAS, a copy of the code hereinafter referenced have been on file with the City Clerk of the City of Olivette for at least ninety days prior to the enactment of this Ordinance; and

WHEREAS, all of the procedures required by law for the adoption of a technical code by reference under the Laws of the State of Missouri have been satisfied;

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

SECTION 1. REPEAL OF PRIOR ORDINANCE; ADOPTION OF CODE AND AMENDMENTS

Chapter 205.030 and 205.040 of the Municipal Code of Ordinances of the City of Olivette, Missouri is hereby repealed and a new Chapter 205.030 and 205.040 of the Municipal Code of Ordinances of the City is hereby enacted in lieu thereof to read as follows:

FIRE PREVENTION AND PROTECTION

ADOPTION OF FIRE PREVENTION CODE.

That a certain document, is on file in the office of the City Clerk of the City of Olivette, Missouri, being marked and designated as the ICC International Fire Code, 2015 First Edition, as published by the International Code Council, Inc., together with Appendix Chapters C, D, E, F, H and I be and is hereby adopted as the Fire Prevention Code of the City of Olivette , Missouri, for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, conditions, and terms of the ICC International Fire Code/2015, First Edition, are hereby referred to, adopted and made a part hereof, as if more fully set out in this Ordinance, with the additions, insertions, deletions and changes prescribed in this Ordinance.

AMENDMENTS TO FIRE PREVENTION CODE

The Fire Prevention Code adopted in section -- is hereby amended as fully set forth in the chapters and sections as specified herein below. The chapter and section numbering format of the ICC International Fire Code/2015, First Edition is used herein to enhance the understanding of the code by maintaining a consistent format throughout the code; thus, the chapter and section numbers appearing herein as changes to the ICC International Fire Code/2015, First Edition shall be consistent with said code. All amendments contained herein are part of chapter --- of the Municipal Code of Ordinances of the City of Olivette, Missouri and shall be considered as though the numeral --- and a hyphen precede them.

AMENDMENTS TO THE ICC INTERNATIONAL FIRE CODE/2015, FIRST EDITION.

Section 101.1 is amended by substituting "The City of Olivette, Missouri" for [NAME OF JURISDICTION] on line two thereof.

Section 103.1 delete existing text. Insert:

103.1 General. The Bureau of Fire Prevention is established within the jurisdiction under the direction of the code official. The function of the bureau shall be the implementation, administration and enforcement of the provisions of this code.

Section 103.2 delete existing text. Insert:

103.2 Enforcement Official. It shall be the duty and the responsibility of the chief executive officer, designated as the fire chief, to enforce the provisions of this code. The fire chief shall be the Code Official.

Section 103.2.1 add a new section. Insert:

103.2.1 Bureau Organization. The bureau of fire prevention shall operate under the direct supervision of the fire marshal. The fire marshal shall be a uniformed member and chief officer of the fire department and operate under the direct supervision of the fire chief. The fire marshal shall be appointed on the basis of his/her administrative abilities and qualifications to understand, interpret and enforce the technical provisions of this code. All uniformed members of the fire department shall be considered members of the bureau of fire prevention. The fire marshal may assign or appoint technical assistants, inspectors or other employees that may be necessary for the effective and efficient operation of the bureau of fire prevention. All appointments to the bureau shall be made in conformance with the provisions of the municipal code.

Section 103.3 delete existing text. Insert:

103.3 Bureau members code enforcement duties and authority. The fire marshal, and all properly assigned or appointed members of the bureau of fire prevention shall have the duty to assist the fire chief in the administration and enforcement of the provisions of this code. As agents of the fire chief, all properly assigned or appointed members of the bureau of fire prevention shall have the authority to exercise all of the powers of the code official as detailed within this code.

Section 104.11.4 add a new section as follows. Insert:

104.11.4 Compliance with orders. A person shall not willfully fail or refuse to comply with any lawful order or direction of the fire official or to interfere with the compliance attempts of another individual.

Section 104.11.5 add a new section as follows. Insert:

104.11.5 Vehicles crossing hoses. A vehicle shall not be driven or propelled over any unprotected fire hose of the fire department when laid down on any street, alleyway, private drive or any other vehicular roadway without the consent of the fire official in command of said operation.

Section 104.11.6 add a new section as follows. Insert:

104.11.6 Vehicles following emergency apparatus. It shall be unlawful for the operator of any vehicle, other than one on official emergency business, to follow closer than 300 feet from any fire apparatus or other emergency vehicle traveling in response to a fire alarm or other emergency or to drive any vehicle within the block or immediate area where a fire apparatus or other emergency vehicle has stopped in answer to a fire alarm or other emergency.

Section 104.11.7 add a new section as follows. Insert:

104.11.7 Unlawful boarding or tampering with emergency equipment. A person shall not, without proper authorization from the fire official in charge of said fire department emergency equipment, cling to, attach oneself to, climb upon or into, board or swing upon any fire department emergency vehicle, whether the same is in motion or at rest; or sound the siren, horn bell or other sound-producing device thereon; or manipulate, remove or tamper with, or attempt to manipulate, remove or tamper with any levers, valves, switches, starting devices, brakes, pumps or any equipment or protective clothing on, or a part of, any fire department emergency vehicle.

Section 104.11.8 add a new section as follows. Insert:

104.11.8 Damage or injury to fire department equipment or personnel. It shall be unlawful for any person to damage or deface, or attempt to damage or deface, any fire department emergency vehicle at any time or to injure, or attempt to injure, fire department personnel while performing departmental duties.

Section 105.3.3 delete existing text. Insert:

105.3.3 Occupancy prohibited before approval. The building or structure shall not be occupied prior to the fire code official approving the issuance of a permit that indicates that applicable provisions of this code have been met.

Section **105.3.8.1** add a new Section. Insert:

105.3.8.1 Asphalt kettles. An operational permit is required for the operation of asphalt kettles inside or on the roof of any building or structure.

Section 105.6.49 add a new section. Insert:

105.6.49 Helicopter landing/lift-off, hoisting and lowering operations. An operational permit is required for helicopter landing/lift-off, hoisting and lowering operations in accordance with the following. Proof of financial responsibility must be submitted to the code official before a permit is issued.

The helicopter service or the contractor in charge of a helicopter landing/lift-off, hoisting or lowering operations shall demonstrate financial responsibility of liability for damages arising from the landing/lift-off, hoisting or lowering operation by providing the code official with proof of insurance or other appropriate financial responsibility. The amount of financial liability shall be adequate for the payment of all damages which may be caused either to a person or persons, or to property by reasons of the permitted operation, and arising from any actions, or in-actions, of the permit holder, or the permit holder's, employees, agents, contractors or subcontractors.

Permit applications must include a description of the landing/lift-off operation or work to be performed and the safety precautions to be used. Forty-eight hours notice shall be provided before the landing/lift-off, hoisting or lowering operation is to begin.

Exceptions:

1. Emergency or precautionary landings.
2. Law enforcement or medical evacuation operations.
3. Other operations approved by the code official.

Section 105.6.49.1 add a new section. Insert:

105.6.49.1 Safety precautions. During all helicopter landing/lift-off, lifting or lowering operations, the following applicable safety precautions shall be followed:

The fire and police departments shall approve landing sites, if landings are necessary. All materials or equipment to be lifted shall be brought as close as possible to the building or structure site by road vehicles.

The helicopter shall not carry equipment or materials lifted to or lowered from a building or structure over pedestrians, spectators, other buildings or vehicles.

When the operation involves setting or removing equipment or materials from or on an occupied building, the top 2 floors of the building shall not be occupied by anyone, other than individuals directly involved with the operation while the hoisting or lifting operation is in progress.

All flammable or combustible liquids brought to the site for refueling helicopters shall be stored, used and dispensed in accordance with Chapters 20 and 57 of this code.

A fire department safety officer, or fire department safety team, must be present on the site during all helicopter landing/lift-off, lifting or lowering operations. The safety officer, or safety team, shall terminate the landing/lift-off or lift if weather conditions or other variables make the operation unsafe. The safety officer, or safety team, shall be provided radio communications with the helicopter pilot in the event safety conditions mandate evasive action.

Exceptions:

4. Emergency or precautionary landings.
5. Law enforcement or medical evacuation operations.
6. Other operations approved by the code official.

Section 108.1, 108.2 and 108.3 delete existing text. Insert:

108.1 Board of Appeals. Any person shall have the right to appeal a decision of the code official to the board of Building Appeals as provided under Section 112 of the Building Code of the City of Olivette as applicable. Procedures and requirements of appeals brought under this section shall be set forth in section 112 of the respective code.

Section 109.4 delete existing text. Insert:

109.4 Penalties. Any person who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the code official, or of a permit or certificate used under provisions of this code, shall be guilty of an ordinance violation punishable by a fine of not more than one thousand dollars (\$1,000.00) or by imprisonment not exceeding ninety (90) days or both such fine and imprisonment. Each day that a violation continues after due notice has been served shall be deemed a separate offense.

Section 111.4 delete existing text. Insert:

111.4 Failure to comply. Any person who shall continue any work after having been served with a stop work order, except such work that a person is directed to perform to remove a violation or unsafe condition, shall be guilty of an ordinance violation and punished as provided in Section 109.3 of this code.

Section 114 add a new section as follows. Insert:

**SECTION 114
UNSAFE CONDITIONS**

114.1 General. Whenever the code official shall find in any structure or upon any premises dangerous or hazardous conditions or materials as follows, the code official shall order such hazardous conditions or materials to be removed or remedied in accordance with the provisions of this code:

1. Hazardous conditions liable to cause or contribute to the spread of fire in or on said premises or structure or endanger the occupants thereof;
2. Conditions that interfere with the efficiency or operation of any fire protection equipment or system;
3. Obstructions to or on fire escapes, stairs, passageways, doors or windows, that are liable to interfere with the egress of occupants or the operation of the fire department

- in case of fire;
4. Accumulations of dust or waste material in air-conditioning or ventilating systems or grease in kitchen or other exhaust ducts;
 5. Accumulations of grease on kitchen cooking equipment, or oil, grease or dirt upon, under or around any mechanical equipment;
 6. Accumulations of rubbish, waste, paper, boxes, shavings or excessive storage of any combustible material;
 7. Hazardous conditions arising from defective or improperly utilized or installed electrical wiring, equipment or appliances;
 8. Hazardous conditions arising from defective or improperly installed equipment for handling or using combustible, explosive or otherwise hazardous materials;
 9. Dangerous or unlawful amounts of combustible, explosive or otherwise hazardous materials; and
 10. All equipment, materials, processes or operations that are in violation of the provisions or intent of this code.
 11. Vehicles or equipment that impairs or obstructs fire department access to an occupied structure hindering or delaying fire department operations in case of an emergency.

Section 301.2 delete in its entirety. Insert:

301.2 Permits. Permits shall be required as set forth in Section 105.6 for the activities or uses regulated by Sections **303, 306, 307, 308.1.3, 308.1.6, 308.3 and 315.**

Section 303.2 delete in its entirety. Insert:

303.2 Location. Asphalt (tar) kettles shall not be located within 20 feet (6096 mm) of any combustible material, combustible building surface or any building opening and within a controlled area identified by the use of traffic cones, barriers or other approved means. Asphalt (tar) kettles and pots shall not be utilized inside of a building or structure. Roofing kettles and operating asphalt (tar) kettles shall not block means of egress, gates, roadways or entrances.

Section 303.10 add a new Section as follows. Insert:

303.10 Permits. Asphalt (tar) kettles shall not be used inside or on the roof of any building or structure without first obtaining a permit from the code official.

Section 303.10.1 add a new section as follows. Insert:

303.10.1 Safety precautions. All operations shall comply with the following safety precautions:

1. Fired asphalt (tar) kettles shall not be left unattended.
2. Torches or other flame-producing devices shall be fueled with LP gases only.
3. LP gas containers or cylinders shall be stored in accordance with Chapter 61 of this code and with NFPA 58 listed in Chapter 80 of this code.

4. Torches, flame-producing devices, containers, cylinders, regulators, hoses and other equipment must be designed and approved for the specific purpose intended.
5. LP gas containers or cylinders shall not be transported to the roof in elevators or exit stairways that are occupied by non-construction personnel.
6. Flames from the torch shall not impinge on combustible "Cant Strips" or other combustible structural elements.
7. A firewatch shall be established and conducted in accordance with Section 3504.2 of this code. The firewatch person shall be provided with water hoses connected to an adequate water supply on the premises. The firewatch person shall remain on the premises and in position to observe residual fire effects at least one (1) hour after each use of the torch or flame-producing device.
8. Before a torching operation begins, the site shall be inspected and approved by the fire department. Where climatic, operational or construction conditions warrant specific inspections or observations, a fire department employee shall act as an additional firewatch.

Section 401.5 delete in its entirety. Insert:

401.5 Making false report. It shall be unlawful for any person to willfully or maliciously give, turn in, signal, transmit or cause to be made, a false alarm or report that a fire or medical emergency has occurred, or is in progress, by any action or means whatsoever, and said false alarm or report causes the unnecessary movement or use of fire department apparatus or personnel, or causes the evacuation of building occupants or the disruption of the building occupant's normal activities.

Section 403.1.1 add a new section as follows. Insert:

403.1.1 Information signs. An approved graphic display of evacuation routes and written information concerning basic evacuation procedures, including the location of the exit stairs, shall be posted in an approved location in all common hallways, in or near elevator lobbies, on all floor levels of all new and existing high rise buildings.

Section 5.3.3 delete in its entirety. Insert:

503.3 Marking. Fire lanes shall be a minimum of 20 feet in unobstructed width, a minimum turning radius capable of accommodating the largest fire apparatus of the City of Olivette Fire Department or any responding mutual aid fire apparatus and a minimum vertical clearance of 13 ½ feet.

All fire lanes shall be designated and marked as follows:

- The pavement in front of the curb and the top and face of the curb itself shall be so marked in the color red.
- Lettering on the pavement shall be marked in red and at least 12-inch letters.
- Lettering on pavement shall state NO PARKING FIRE LANE.
- Lettering on pavement shall be at 50-foot intervals.

Pole signs will also be needed and shall include:

- Signs at each corner.
- At 50 feet intervals for the entire length of the fire lane.
- Top of sign shall be a minimum of five (5) feet above grade.
- Signs shall be a minimum of twelve inches (12”) wide and eighteen inches (18”) high.
- The lettering on the sign shall be in upper-case, and be a minimum of two inches (2”) high, one and one half inches (1 ½”) wide and be red in color on a white background.
- There shall be a red border along the perimeter of the sign one half inch (1 ½”) in width.
- The wording on the sign shall read “NO PARKING FIRE LANE”.
- The signs shall be located not less than two feet (2”) from the edge of the pavement and not further than three feet (3’) from the edge of pavement.
- Signs may be mounted on columns or building if the fire lane is directly in front.

Designated fire lanes shall be maintained free of obstructions and vehicles.

All designated fire lane signs and/or markings shall be maintained in a clean and legible conditions at all times and replaced when necessary to ensure adequate visibility.

In areas deemed necessary by the Fire Chief, additional striping may be required on the parking surface. This marking shall be in red paint with slanted lines to indicate no parking in the space. The words “NO PARKING FIRE LANE” shall be marked in red paint within the marked area of pavement.

The Fire Chief may at his discretion, may modify these standards to accommodate special circumstances.

Section 503.3.1 add a new Section as follows. Insert:

503.3.1 Fire lanes. Fire lanes so legally designated by the chief of the fire department shall be posted with appropriate signs or markings as specified by the chief of the fire department so that the public will be aware of the existence of such fire lanes. In cases of fire lanes established on private property, the owner thereof, shall provide such signs or markings at his expense and in cases of fire lanes established on public property, the director of public works shall provide such signs or markings at the expense of the City of Olivette.

Section 503.7 add a new Section as follows. Insert:

503.7 Street obstructions: No person shall erect, construct, place or maintain any bumps, humps, fences, gates, chains, bars, pipes, wood or metal horse or any other type of obstruction in or upon any fire access road unless approved by the Olivette Fire Chief.

Section 507.4.1 add a new Section as follows. Insert:

507.4.1 Water flow tests: Water flow tests shall be conducted between the hours of 8:00 AM and 4:30 PM, Monday through Friday.

Section 507.7 add a new section as follows. Insert:

507.7 Public water supply. The fire prevention code official shall recommend to the chief administrative official of the municipality the location or relocation of new or existing fire hydrants and the placement or replacement of inadequate water mains located upon public property and deemed necessary to provide an adequate fire flow and distribution pattern. A fire hydrant shall not be placed into or removed from service until approved by the fire prevention code official.

Section 507.7.1 add a new Section. Insert:

507.7.1 Color coding of public fire hydrants. All public fire hydrant barrels are to be painted yellow. All fire hydrant bonnets are to be painted as follows:

COLOR	WATER MAIN SIZE
Green	Twelve (12) inch and larger
Orange	Eight (8) and ten (10) inch
Red	Six (6) inch and smaller

Section 607.9 add a new section as follows. Insert:

607.9 Prohibited lockout systems, key-ways and devices. Elevator service shall be provided for fire department emergency access to all floors in all high rise buildings. The use of security lockout systems, key operated floor selection buttons or other key-ways or other devices which are not automatically rendered inoperative by the fire sensing devices or the key-operated fire service master switch is prohibited. Walls, security bars, equipment, or storage may not obstruct access to any building level from any elevator.

Section 806.1.1 delete in its entirety, including exception. Insert:

806.1.1 Restricted occupancies. Natural cut trees shall be prohibited in Group A, B, E, I-1, I-2, I-3, I-4, M, R-1, R-2 and R-4 occupancies.

Exception:

Trees located in areas protected by an approved automatic sprinkler system installed in accordance with Section 903.3.1.1 or 903.3.1.2 shall not be prohibited in Groups A, B, E, M, R-1 and R-2.

Section 901.6.2 delete in its entirety. Insert:

901.6.2 Records. Records of all system inspections, tests and maintenance required by the referenced standards shall be maintained on the premises for a minimum of 3 years. If the required testing frequency is greater than 3 years, records must be kept for the number of years of the testing frequency plus 3 years. All records shall be made available to the code official upon request.

Section 901.6.2.1 delete in its entirety. Insert:

901.6.2.1 Records information. Accurate logs shall be maintained indicating the number, location and type of device tested. Any defect, modification, maintenance, inspection, testing or repair shall be logged. Initial records shall include the name of the installation contractor, type of components installed, manufacturer of the components, location and number of components installed per floor. Records shall also include the manufacturers' operation and maintenance instruction manuals. Such records shall be maintained on the premises.

Section 901.6.3 add a new section as follows. Insert:

901.6.3 High-rise standpipe tests. In addition to the standards listed in Table 901.6.1, standpipe flow tests approved by the code official shall be conducted in accordance with NFPA 25 listed in Chapter 80 on standpipe systems in all high-rise buildings every 2 years. The flow shall not be less than the flow demands required at the time of installation, or not less than 200 GPM at the topmost hose outlet while maintaining a residual pressure of 50 psi, whichever is the higher demand. At the time of the test, all control valves, including those inside hose cabinets, shall also be operated and tested to insure proper operation of the valves. The results of the tests must be submitted to the code official and also must be entered into the log book.

Section 912.4.4 add a new section as follows. Insert:

912.4.4 No parking areas at fire department connections: When fire department connections are located in an area where vehicles may be parked or standing, said parking or standing shall be restricted for ten (10) feet in each direction from the fire department connection.

Section 903.4.2.1 add a new section as follows. Insert

Section 903.4.2.1 Alarm. The alarm for the sprinkler system shall be an approved UL horn and strobe for exterior use. This will be located above the fire department connection. Location will be approved by the fire marshal.

Section 903.4.3.1 add a new Section as follows. Insert:

903.4.3.1 Control valves. At the discretion of the Olivette Fire Chief additional floor control valves controlling flow to sprinklers in circulating closed loop systems may be required and shall comply with NFPA 13.

Section 907.6.3.2 add a new section as follows. Insert:

907.6.3.2 Detector indicators. Smoke detectors or duct detectors located above a ceiling or behind a wall must be provided with a remote indicating device in an approved location at the ceiling or wall to indicate the location of the device.

Exception: Where approved by the code official.

Section 912.8 add a new section as follows. Insert

Section 912.8 Fire department connection. The Olivette Fire Department requires installation of “*The Olivette Connection*” which consists of a single 5” Storz and a single 2 ½” Siamese FDC on all sprinklers and standpipes. The 5” Storz connection shall measure 30-40 inches from the finished grade and project *downward* at a 45-degree angle. An UL approved exterior horn and strobe will also be installed. The installer shall consult the Fire Department for the location of the Fire Department Connection and any questions concerning its installation and approval.

Section 1009.12 add a new section as follows. Insert:

1009.12 Maintenance. The means of egress from each part of the structure, including exits, stairways, egress doors and any panic hardware installed thereon, aisles, corridors, passageways and similar elements of the means of egress, shall at all times be maintained in a safe condition and available for immediate utilization and free of all obstructions.

Section 2304.3.8 add a new section. Insert:

2304.3.8 Fire suppression system. The dispensing area (pump islands, canopy and adjacent ground area) shall be provided with an approved fire suppression system.

Section 5003.5.2 add a new section as follows: Insert:

5003.5.2 Hazard signals required. Any occupancy required by this code and/or state law to provide material safety data sheets, shall provide visible markings on the outside of buildings, rooms and containers where hazardous substances are present. These markings shall be in a location approved by the code official. These markings shall conform to the NFPA 704 marking system or with other federal laws or regulations, or in the case of containers, may as an option comply with Safety and Health Administration Hazard Communication Rule, 29 CFR 1910.1200(f). To avoid duplication of markings, marking requirements of the United States Department of Transportation shall satisfy the requirements in regard to motor vehicles, rolling stock and aircraft.

Section 5003.5.3 add a new section as follows:

5003.5.3 Main entrance. Where required by Section 5003.5, all buildings shall have a placard located on the main entry door a minimum of 18" from the bottom edge of the door. This placard shall have a minimum dimension of 5". This placard is not required to be lettered or numbered.

Section 5003.5.4 add a new section as follows:

5003.5.4 Other doors. All other doors shall have a placard with a minimum dimension

of 10" located in an approved location that identifies the worst hazard category of the product(s) in that area. This placard shall be provided with numerals in accordance with Section 5003.5.5.

Section 5003.5.5 add a new section as follows:

5003.5.5 Signal size. The exterior markings of buildings or site entrances where materials are stored shall have a minimum signal size of 4". All numbers/letters shall be reflective.

Section 5601.2.4 delete in its entirety. Insert:

5601.2.4 Financial responsibility. Before a permit is issued, as required by Section 5601.2, the applicant shall file with the jurisdiction a corporate surety bond in the principal sum of \$2,000,000 or a public liability insurance policy for the same amount, for the purpose of the payment of all damages to persons or property which arise from, or are caused by, the conduct of any act authorized by the permit upon which any judicial judgment results. The fire code official is authorized to specify a greater or lesser amount when, in his or her opinion, conditions at the location of use indicate a greater or lesser amount is required. Government entities shall be exempt from this bond requirement.

Section 5704.2.13.1.4 delete in its entirety.

Section 5704.3.3.11 add a new section as follows:

5704.3.3.11 Storage cabinets. Unless otherwise mandated by this code, all flammable and combustibles must be stored in an approved flammable liquids storage cabinet. Cabinet doors must be kept closed.

SECTION 2. SAVINGS CLAUSE.

That nothing in this Ordinance or in the Fire Prevention Code hereby adopted shall be construed to affect any suit or proceeding pending in any Court, or any rights acquired or liability incurred, or any cause or causes of action acquired or existing under any act or Ordinance hereby repealed, as cited in Section 2; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

SECTION 3. VALIDITY.

If any Section, subsection, provision, sentence, clause or phrase of this Ordinance or of the ICC International Fire Code/2015, First Edition, is for any reason, held to be unconstitutional or invalid, such decision shall not affect the validity of the remaining portions of this Ordinance or of said Code, and the City of Olivette of St. Louis County, Missouri, hereby declares that it would have passed the same, even though such portions so held to unconstitutional had not been included therein.



CITY COUNCIL AGENDA SUBMISSION
July 12, 2016

Agenda Item:

Bill #2812 – An Ordinance amending Section 600.080 of the Municipal Code of the City of Olivette by Enacting an Exception to the Requirement of Obtaining a Criminal Background Check for the Issuance of a Liquor License - Second Reading

Description:

The proposed ordinance amendment clarifies that background checks on persons currently holding a liquor license and requesting a special event or tasting license will be at the discretion of the Police Chief. First reading of this bill was held at the June 28th City Council meeting and is now before the City Council for second reading and final approval.

Recommended Action:

Motion to approve Bill #2812 – An Ordinance amending Section 600.080 of the Municipal Code of the City of Olivette by Enacting an Exception to the Requirement of Obtaining a Criminal Background Check for the Issuance of a Liquor License.

Attachments:

1. Bill #2812

Submitted by:

Barbara Sondag
CITY MANAGER

AN ORDINANCE AMENDING SECTION 600.080 OF THE MUNICIPAL CODE OF THE CITY OF OLIVETTE BY ENACTING AN EXCEPTION TO THE REQUIREMENT OF OBTAINING A CRIMINAL BACKGROUND CHECK FOR THE ISSUANCE OF A LIQUOR LICENSE.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OLIVETTE, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS

SECTION 1. Section 600.070 of the Municipal Code of the City of Olivette is hereby amended by the enactment of a new Subsection 600.070(f), to read as follows:

CHAPTER 600. LIQUOR CONTROL

ARTICLE I. IN GENERAL

Section 600.070. Investigation required; council determination; renewals.

* * * * *

(f) Notwithstanding anything herein to the contrary, an applicant who is licensed by the city to sell intoxicating liquor, whether in the original package or by the drink, and who is otherwise qualified for the permit sought, shall not be subject to a criminal background check for a tasting permit or a special event permit unless the chief of police reasonably determines that a criminal background check is necessary.

SECTION 2. This ordinance shall become effective from and after its enactment according to law.

ENACTED THIS ____ DAY OF _____ 2016.

MAYOR RUTH SPRINGER

ATTEST:

**MYRA G. BENNETT, CMC/MPCC
CITY CLERK**



**CITY COUNCIL AGENDA SUBMISSION
JULY 12, 2016**

Agenda Item:

Bill #2813 – An Ordinance to approve a Final Subdivision Plat titled “Olivette Heights-Orchard Drive Boundary Adjustment Plat” – First Reading

Description:

The proposed ordinance would clarify ownership of a “*paper street*” known as Orchard Drive.

The PCDC unanimously approved the preliminary subdivision plat on June 16, 2016, and subsequently unanimously approved the final subdivision plat the same day.

Recommended Action:

This item is being read for the first time by title only; No City Council action is being requested at this time.

Attachments:

1. Department Memorandum to the City Council dated July 12, 2016.
2. Bill #2813, proposed draft ordinance, including the referenced Exhibit ‘A’, a Final Subdivision Plat titled “Olivette Heights-Orchard Drive Boundary Adjustment Plat”.

Funding Request: None.

Submitted by:

Carlos Trejo, AICP
DEPARTMENT HEAD

DATE: JULY 12, 2016
TO: MAYOR RUTH SPRINGER AND MEMBERS OF THE CITY COUNCIL
FROM: CARLOS TREJO
DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT
RE: FINAL PLAT FOR OLIVETTE HEIGHTS-ORCHARD DRIVE BOUNDARY ADJUSTMENT PLAT

In the process of recording all necessary documents regarding the North Price Road Neighborhood Improvement District (NID), it was necessary to establish ownership of a “paper street” known as Orchard Drive.

What is a “paper street”. A paper street is a road or street that appears on maps but does not exist in reality. Paper streets generally occur when a city of developer lay out and dedicate a street, and then for a variety of reasons the street is never built.

Where is Orchard Drive. Orchard drive is located north of the intersection of Alice Place and North Price Road. It is a 30-and 50-foot wide street right-of-way that runs parallel to the St. Louis Southwestern Railroad Company right-of-way. The right-of-way includes portions Public Works facility northern parking and storage area, and yard areas utilized by adjacent properties addressed as 9108 Edwards Court and 9111 Edwards Court.



Why remove? During the establishment of the North Price Road Neighborhood Improvement District, it was necessary for the City to clarify ownership of “Orchard Street”. In doing so, the City, along with the adjacent property owners, appealed to St. Louis County Court to vest title of the “paper street” to the adjacent 3-property owners, including the City of Olivette. The Court granted title as requested. To ensure compliance, the City Attorney has advised to prepare a boundary adjustment plat for the referenced three (3) properties as part of a Court Order clarifying ownership.

Final Plat. To formally transfer ownership of the property grounds, the City Attorney has advised to do so in the form of a Boundary Adjustment Plat. A boundary adjustment plat is when the property lines of a property are realigned to either increase or reduce the size of a property. The enclosed plat would do so, by adjusting the adjacent 3-referenced properties so as to acquire the adjacent paper street. Orchard Street, as noted adjacent to these 3-properties would no longer exist.

Boundary Adjustments are generally acted by only the Planning and Community Design Commission (PCDC) per conditions outlined under Section 405.450; however Section 405.540 requires re-plating in the form of a Preliminary Subdivision and Final Subdivision Plat if the adjustment increases the original lot size, by more than 10%. In this case, two properties would be increased by 30-feet in width, exceeding the 10% threshold.

PCDC Recommendation. At the June 16, 2016, meeting of the Olivette Planning and Community Design Commission meeting, the PCDC motioned to approve the Preliminary Subdivision Plat, and subsequently voted to approve the attached Final Subdivision Plat entitled "Olivette Heights-Orchard Drive Boundary Adjustment Plat".

Action. The City Council is being requested to read the draft ordinance for the first time, by title only.

**AN ORDINANCE TO APPROVE A FINAL SUBDIVISION PLAT TITLED AS THE
OLIVETTE HEIGHTS-ORCHARD DRIVE BOUNDARY ADJUSTMENT PLAT**

WHEREAS, the attached plat, titled Olivette Heights-Orchard Drive Boundary Adjustment Plat ('Plat'), combines the 30-foot wide right-of-way of the paper street known as Orchard Drive with the following adjacent properties:

9180 Edwards Drive
9111 Edwards Drive
1200 North Price Road

WHEREAS, said properties are legally known as:

9180 Edwards Drive, A tract of land consisting of land being Lot 7 of "Olivette Heights", a subdivision according to the plat thereof recorded in Plat Book 25 page 47 of the St. Louis County records

9111 Edwards Drive, A tract of land consisting of land being Lot 6 of "Olivette Heights", a subdivision according to the plat thereof recorded in Plat Book 25 page 47 of the St. Louis County records

1200 North Price Road, A tract of land consisting of land being part of Lot 1 of "Olivette Heights", a subdivision according to the plat thereof recorded in Plat Book 25 page 47 of the St. Louis County records

WHEREAS, the property grounds associated with the Plat are zoned 'SR' Single Family Residential District for 9180 Edwards Drive and 9111 Edwards Drive, and "PA" Public Activity District for 1200 North Price Road; and

WHEREAS, per judgment entered by the St. Louis County Circuit Court on May 6, 2016 in the case of City of Olivette et al. v. Paul Jerome Robinson et al., Cause No. 15SLCC04098, the adjacent paper street to the west, known as "Orchard Drive", with a varying right-of-way width of 50-feet to 30-feet, is acquired by the adjacent properties referenced above; and

WHEREAS, under Section 405.450 of Chapter 405 Subdivision Regulations, a Boundary Adjustment to an existing lot of record in excess of 10% of the original lot size requires petition of a Preliminary Subdivision Plat and Final Subdivision Plat; and

WHEREAS, the boundary adjustment for all three lots would exceed the 10% of the original lot size requirements, and is thus subject to review and approval of both a Preliminary Subdivision Plat and a Final Subdivision Plat; and

WHEREAS, on June 16, 2016, the Planning and Community Design Commission (Commission) approved the petition for a Preliminary Subdivision Plat and subsequently on the same date, in accordance with the Final Subdivision Plat Review Procedures of Section 405.250 of the Olivette Municipal Code, the Commission approved the petition for Final Subdivision Plat; and

WHEREAS, the City Council, after careful and due deliberation, has determined that the proposed Plat is in the interest of the public health, safety, welfare, and morals of the City of Olivette.

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OLIVETTE, ST. LOUIS COUNTY,
MISSOURI, AS FOLLOWS**

SECTION 1. Subject to the review and written approval of the plat, and otherwise finding full compliance with Chapter 405: The Subdivision Regulations of the City of Olivette, Missouri, the Plat entitled "Olivette Heights-Orchard Drive Boundary Adjustment Plat" prepared by Volz, Inc., a copy of which Plat is attached as Exhibit A and is incorporated in this Ordinance by reference, is hereby approved and the same is authorized to be recorded in the Office of the Recorder of Deeds, St. Louis County, Missouri. The City Clerk is hereby directed to endorse the Plat accordingly.

SECTION 2. If any article, section, subsection, paragraph, clause, phrase or provision of this ordinance shall be adjudged invalid or held unconstitutional, such decision shall not affect or invalidate the remaining portions of this ordinance.

SECTION 3. BE IT FURTHER ORDAINED THAT this ordinance shall become effective from and after its adoption according to law.

Passed and approved this _____ day of _____, 2016.

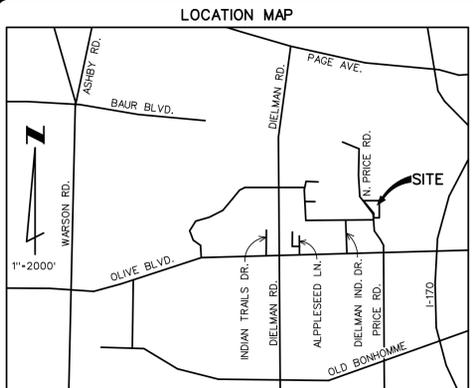
MAYOR

ATTEST:

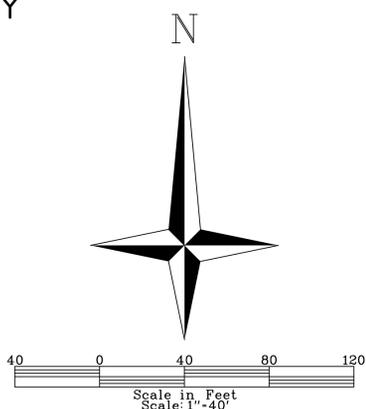
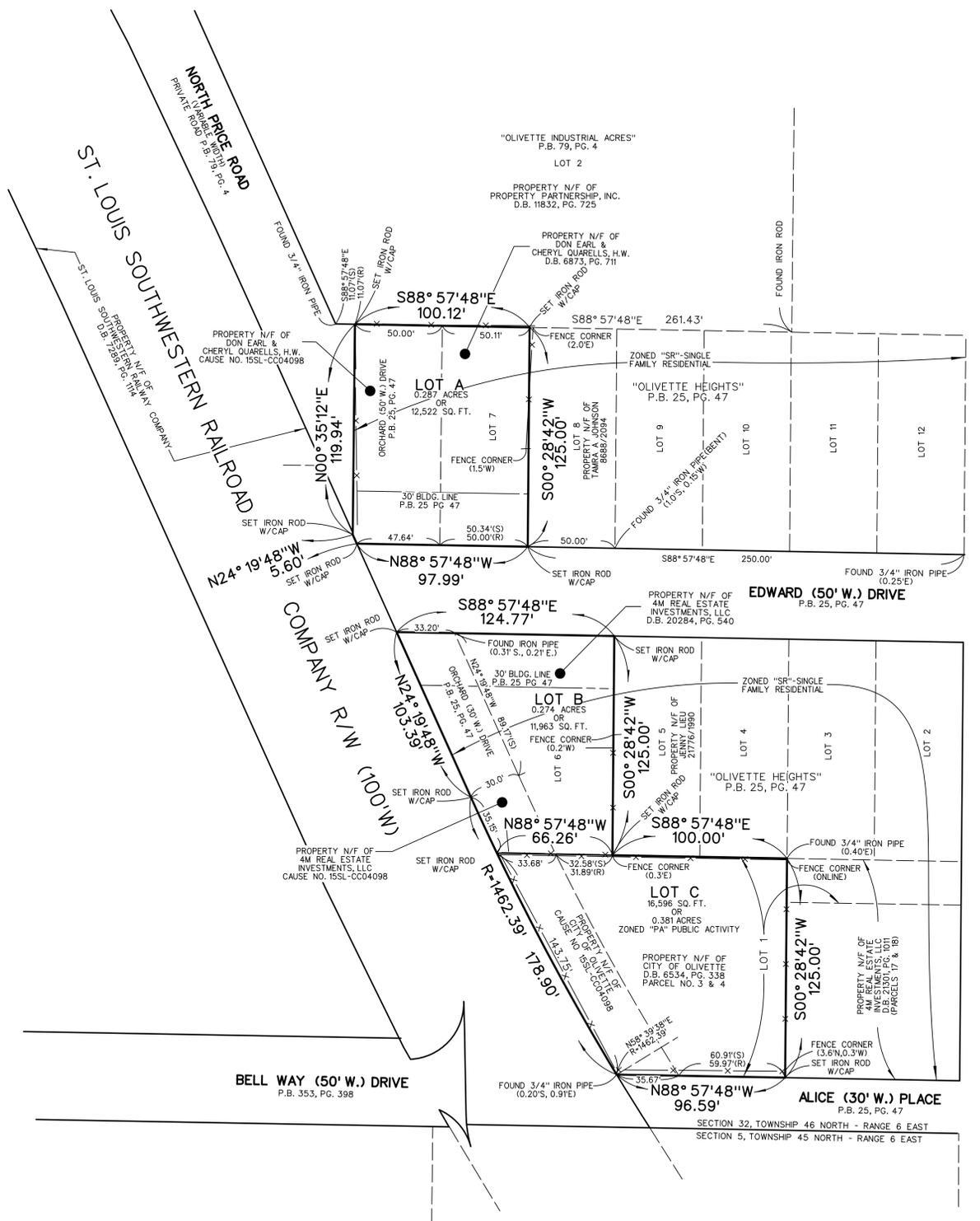
CITY CLERK

EXHIBIT A

Final Subdivision Plat titled
“Olivette Heights-Orchard Drive Boundary Adjustment Plat”



OLIVETTE HEIGHTS - ORCHARD DRIVE BOUNDARY ADJUSTMENT PLAT
A TRACT OF LAND BEING PART OF LOT 1 AND ALL OF LOTS 6 AND 7
OF "OLIVETTE HEIGHTS" AND PART OF ORCHARD DRIVE
IN SECTION 32, TOWNSHIP 46 NORTH - RANGE 6 EAST
CITY OF OLIVETTE, ST. LOUIS COUNTY MISSOURI
ZONED: "SR" - SINGLE FAMILY RESIDENTIAL
& "PA" - PUBLIC ACTIVITY



Lot A

A tract of land consisting of the consolidation of two parcels of land being Lot 7 of "Olivette Heights", a subdivision according to the plat thereof recorded in Plat Book 25 page 47 of the St. Louis County records and part of Orchard Drive, 50 feet wide, acquired per judgment entered by the St. Louis County Circuit Court on May 6, 2016 in the case of City of Olivette et al. v. Paul Jerome Robinson et al., Cause No. 15SL-CC04098, in Section 32, Township 46 North - Range 6 East, St. Louis County, Missouri and being more particularly described as:

Beginning at the intersection of the East line of said Lot 7 with the North line of Edward Drive, 50 feet wide, being the Southeast corner of said Lot 7; thence Westwardly along said North line and the Westward prolongation of said North line of Edward Drive, 50 feet wide, North 88 degrees 57 minutes 48 seconds West 97.99 feet to a point in the West line of said Orchard Drive, 50 feet wide; thence Northwardly along said West line North 24 degrees 19 minutes 48 seconds West 5.60 feet and North 0 degrees 35 minutes 12 seconds East 119.94 feet to a point; thence South 88 degrees 57 minutes 48 seconds East 100.12 feet to the Northeast corner of aforesaid Lot 7 of "Olivette Heights"; thence Southwardly along the East line of said Lot 7 South 0 degrees 35 minutes 12 seconds West 125.00 feet to the point of beginning and containing 0.287 acres.

Lots B

A tract of land consisting of the consolidation of two parcels of land being Lot 6 of "Olivette Heights", a subdivision according to the plat thereof recorded in Plat Book 25 page 47 of the St. Louis County records and part of Orchard Drive, 50 feet wide, acquired per judgment entered by the St. Louis County Circuit Court on May 6, 2016 in the case of City of Olivette et al. v. Paul Jerome Robinson et al., Cause No. 15SL-CC04098, in Section 32, Township 46 North - Range 6 East, St. Louis County, Missouri and being more particularly described as:

Beginning at the intersection of the East line of said Lot 6 with the South line of Edward Drive, 50 feet wide; thence Southwardly along said East line South 00 degrees 28 minutes 42 seconds West 125.00 feet to the North line of said Lot 1; thence Westwardly along said North line and its Westward prolongation North 88 degrees 57 minutes 48 seconds West 66.26 feet to the West line of said Orchard Drive, 30 feet wide; thence Northwardly along said West line, along a curve to the right whose radius point bears North 64 degrees 17 minutes 34 seconds East 1462.39 feet from the last mentioned point, a distance of 35.15 feet and North 24 degrees 19 minutes 48 seconds West 103.39 feet to the Westward prolongation of the South line of Edward Drive, 50 feet wide; thence Eastwardly along said Westward prolongation and along the South line of Edward Drive, 50 feet wide, South 88 degrees 57 minutes 48 seconds East 124.77 feet to the point of beginning and containing 0.274 acres.

Lot C

A tract of land consisting of the consolidation of two parcels of land being part of Lot 1 of "Olivette Heights", a subdivision according to the plat thereof recorded in Plat Book 25 page 47 of the St. Louis County records and part of Orchard Drive, 50 feet wide, acquired per judgment entered by the St. Louis County Circuit Court on May 6, 2016 in the case of City of Olivette et al. v. Paul Jerome Robinson et al., Cause No. 15SL-CC04098, in Section 32, Township 46 North - Range 6 East, St. Louis County, Missouri and being more particularly described as:

Beginning at the intersection of the Westward prolongation of said Lot 1 with the West line of said Orchard Drive, 30 feet wide; thence Eastwardly along said Westward prolongation of the North line of Lot 1 and the North line of Lot 1 South 88 degrees 57 minutes 48 seconds East 166.26 feet to the West line of Parcels 17 and 18 of property described in deed to 4M Real Estate Investments, LLC as recorded in Book 21301 page 1011 of the St. Louis County Records; thence Southwardly along said West line South 00 degrees 28 minutes 42 seconds West 125.00 feet to the North line of Alice Place, 30 feet wide; thence Westwardly along said North line of Alice Place, 30 feet wide, and its Westward prolongation North 88 degrees 57 minutes 48 seconds West 96.59 feet to the West line of said Orchard Drive, 30 feet wide; thence Northwardly along said West line, along a curve to the right whose radius point bears North 58 degrees 39 minutes 38 seconds East 1462.39 feet from the last mentioned point, a distance of 143.75 feet to the point of beginning and containing 0.381 acres.

We, Volz Incorporated, have during June, 2016, by order of the City of Olivette, Missouri, made a survey and prepared a Consolidation Plat of "A tract of land being part of Lot 1, and all of Lots 6 and 7 of 'Olivette Heights' and part of Orchard Drive, in Section 32, Township 46 North - Range 6 East, City of Olivette, St. Louis County, Missouri" and the results are shown hereon. This survey was executed in compliance with the current Missouri Minimum Standards for Property Boundary Surveys adopted by the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors and Landscape Architects and the Missouri Department of Natural Resources and meets the accuracy requirements set forth for Urban Property.

Eric J. Kirby
Professional Land Surveyor
Mo. P.L.S. #200500074

Notes:

- Bearing system adopted from "Kisco Industrial Park Plat No. 3", recorded in Plat Book 353 page 398 of the St. Louis County records.
- A title commitment for the preparation of this plat was not provided by the City of Olivette, Missouri. This plat was prepared from available public information we were able to access and is subject to whatever an adequate title search may reveal.
- St. Louis County Benchmark:
14-75 Elev. 720.94 - "L" at southwest corner of top step of 3 stone steps to west entrance of Immanuel Lutheran Church; 6' south and 4' east of the southwest corner of the stone Church Edifice, 115' north of centerline Olive Street Road, Bonhomme and Warson Roads.
- We have determined the horizontal location of this tract of land in Olivette, Missouri, by scaling the property in reference to the "Flood Insurance Rate Map (FIRM), St. Louis County, Missouri and Incorporated Areas", Panel 211 of 445, Map Number 29189C0211K with effective date of February 4, 2015. By express reference to the map and its legend, this tract is indicated to be within the Zone X unshaded area.

The evaluation provided in this note is confined to simply indicating the apparent physical, horizontal location of the property with respect to the features displayed on the map. No field study of the drainage characteristics to which this property may be subject has been conducted or consulted and no representation concerning the insurability of this property or the potential of this property to be susceptible to flooding or subject to any flood hazard has been made.

We make no representation concerning the accuracy of this FIRM which includes a note that, "This map is used administering the National Flood Insurance Program; it does not necessarily identify all areas subject to flooding, particularly from local drainage sources of small size, or all planimetric features outside Special Flood Hazard Areas." All related reference material and all specific limitations contained in the FIRM and any limitations upon any inference that can be drawn from the horizontal location of this property in relation to the features of this map are incorporated herein.

This note is not intended for reliance by any party other than the addressee nor for any purpose other than expressly stated herein.

5. Property Owners Names and Addresses:

- Site Address: 9180 Edward Dr. St. Louis, MO 63132
Owner: 4M Real Estate Investments, LLC
Mailing Address: 2009 Yale Ave, St. Louis MO 63143
- Site Address: 9111 Edward Dr. St. Louis, MO 63132
Owner: Don Earl Quarells & Cheryl Quarells
Mailing Address: 9111 Edward Dr. St. Louis, MO 63132
- Site Address: 1100 Orchard Ct. St. Louis Mo 63132
Owner: City of Olivette, MO
Mailing Address: 1200 North Price Rd, St. Louis Mo 63132

6. Utility Providers: Ameren Missouri, AT&T, Charter Communications, Laclede Gas Company, The Metropolitan St. Louis Sewer District and Missouri American Water Co.

CITY CERTIFICATION

This is to certify that on this _____ day of _____, 2016, this plat was approved by the City of Olivette by Ordinance No. _____ and thereby authorizes the recording of this plat with the St. Louis County Recorder of Deeds.

Ruth Springer, Mayor
City of Olivette, Missouri

Myra G. Bennett, CMC/MPCC,
City Clerk

We, the undersigned benefactors/owners of the tract of land herein platted and further described in the foregoing surveyor's certificate, having respectively acquired parts of Orchard Drive per judgment entered by the St. Louis County Circuit Court on May 6, 2016 in the case of City of Olivette et al. v. Paul Jerome Robinson et al., Cause No. 15SL-CC04098, and as depicted herein, have caused this Consolidation Plat to be made in the manner shown on this plat, which plat shall hereafter be known as "Olivette Heights - Orchard Drive Boundary Adjustment Plat"

Owner Lot A
IN WITNESS WHEREOF, we have hereunto set our hands this _____ day of _____, 2016.

Don Earl Quarells _____ Cheryl Quarells _____

STATE OF MISSOURI)
COUNTY OF ST. LOUIS)SS

On this _____ day of _____, 2016, before me personally appeared **Don Earl Quarells** and **Cheryl Quarells**, husband and wife, to me known to be the persons described in and who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed.

IN WITNESS WHEREOF, I have signed and sealed the foregoing the day and year first above written.

My Commission Expires: _____
Notary Public
Print Name

Owner Lot B
IN WITNESS WHEREOF, I have signed the foregoing this _____ day of _____,

4M Real Estate Investments, LLC
Signature
Print Name & Title

STATE OF MISSOURI)
COUNTY OF ST. LOUIS)SS

On this _____ day of _____, before me personally appeared _____, who being by me duly sworn, did say that he/she is the _____ of **4M Real Estate Investments, LLC**, 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 _____ acknowledged said instrument to be the free act and deed of said limited liability company.

IN WITNESS WHEREOF, I have signed and sealed the foregoing the day and year first above written.

My Commission Expires: _____
Notary Public
Print Name

Owner Lot C
IN WITNESS WHEREOF, I have signed the foregoing this _____ day of _____, 2016.

The City of Olivette, Missouri
A Municipal Corporation
Ruth Springer, Mayor

STATE OF MISSOURI)
COUNTY OF ST. LOUIS)SS

On this _____ day of _____, 2016, before me personally appeared Ruth Springer, who being by me duly sworn did say that she is the Mayor of **The City of Olivette, Missouri**, a **Municipal Corporation of the State of Missouri**, and that the seal affixed to the foregoing instrument is the corporate seal of said corporation and that said instrument was signed and sealed on behalf of said corporation by authority of the City Council of The City of Olivette, Missouri and the said Ruth Springer acknowledged said instrument to be the free act and deed of said corporation.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

My Commission Expires: _____
Notary Public
Print Name

PRELIMINARY FOR REVIEW & COMMENT

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

Eric J. Kirby
Professional Land Surveyor
Mo. P.L.S. #200500074

MISSOURI CORPORATE CERTIFICATES OF AUTHORITY:
NO. 19 EXPIRES: DECEMBER 31, 2017 - LAND SURVEYING
NO. 203 EXPIRES: DECEMBER 31, 2017 - ENGINEERING



**CITY COUNCIL AGENDA SUBMISSION
JULY 12, 2016**

Agenda Item:

Bill #2814 – An Ordinance to approve a Final Subdivision Plat titled “Sleepy Hollow Addition” – First Reading

Description:

The proposed ordinance would authorize approval to record a 3-lot subdivision of the property currently addressed as 9335 Old Bonhomme Road. The property is zoned SR Single Family Residential District, and the proposed three lots would conform to the minimum lot dimensions of the SR District, under Section 400.235. The name of the new 3-lot subdivision would be known as “Sleepy Hollow Addition”.

The PCDC unanimously approved the preliminary subdivision plat on March 10, 2016, and unanimously approved the final subdivision plat on June 16, 2016.

Recommended Action:

This item is being read for the first time by title only; No City Council action is being requested at this time.

Attachments:

1. Department Memorandum to the City Council dated July 12, 2016.
2. Bill #2814, proposed draft ordinance, including the referenced Exhibit ‘A’, a Final Subdivision Plat titled “Sleepy Hollow Addition”.

Funding Request: None.

Submitted by:

Carlos Trejo, AICP
DEPARTMENT HEAD



DEPARTMENT MEMORANDUM

DATE: JULY 12, 2016
TO: MAYOR RUTH SPRINGER AND MEMBERS OF THE OLIVETTE CITY COUNCIL
FROM: CARLOS TREJO, AICP
 DIRECTOR OF PLANNING AND COMMUNITY DEVELOPMENT
RE: SLEEPY HOLLOW ADDITION FINAL SUBDIVISION PLAT
 3-LOT SUBDIVISION PLAT OF 9335 OLD BONHOMME ROAD

PETITIONER: David Volz
 Volz Incorporated

PROPERTY OWNER: Robert Munsch
 RFM Family Investments LLC

In accordance with the procedures outlined in Chapter 405 Subdivision Regulations, being part of Title IV Land Use of the Olivette Municipal Code, enclosed is a draft ordinance (Bill # 2814) to authorize the recording of a 3-lot subdivision plat to be known as "Sleepy Hollow Addition". The City Council is requested to read the Bill, by title only, for the first time.

Chapter 405 is intended to be utilized in conjunction with the zoning ordinance of the City of Olivette, Missouri, to ensure that the development of land within the City of Olivette occurs in a manner that protects, provides for and promotes the public health, safety, convenience, comfort and general welfare of the residents of Olivette.

The Planning and Community Design Commission (Commission) has reviewed a petition for Preliminary Subdivision Plat review in accordance with Article V of Chapter 405. In doing so, the Commission reviewed the petition so as:

1. To ensure the orderly development or redevelopment of land.
2. To protect and to conserve the value of buildings and other improvements and to minimize adverse impact of development on adjoining or nearby properties.
3. To ensure proper legal descriptions and documentation of subdivided land for the protection of both purchasers and sellers of land.
4. To ensure that purchasers of land will receive a buildable, properly oriented lot which is provided with adequate infrastructure and service facilities.
5. To establish standards of design for subdivision improvements and improvements within unsubdivided developments to ensure safe and proper construction of new streets, utilities, drainage facilities, erosion control and installation of street lighting.
6. To ensure a beneficial relationship between the location and orientation of lots and the street system, including safe access and maneuvering of emergency vehicles.

The table below provides the current and proposed lot areas, widths, and depths.

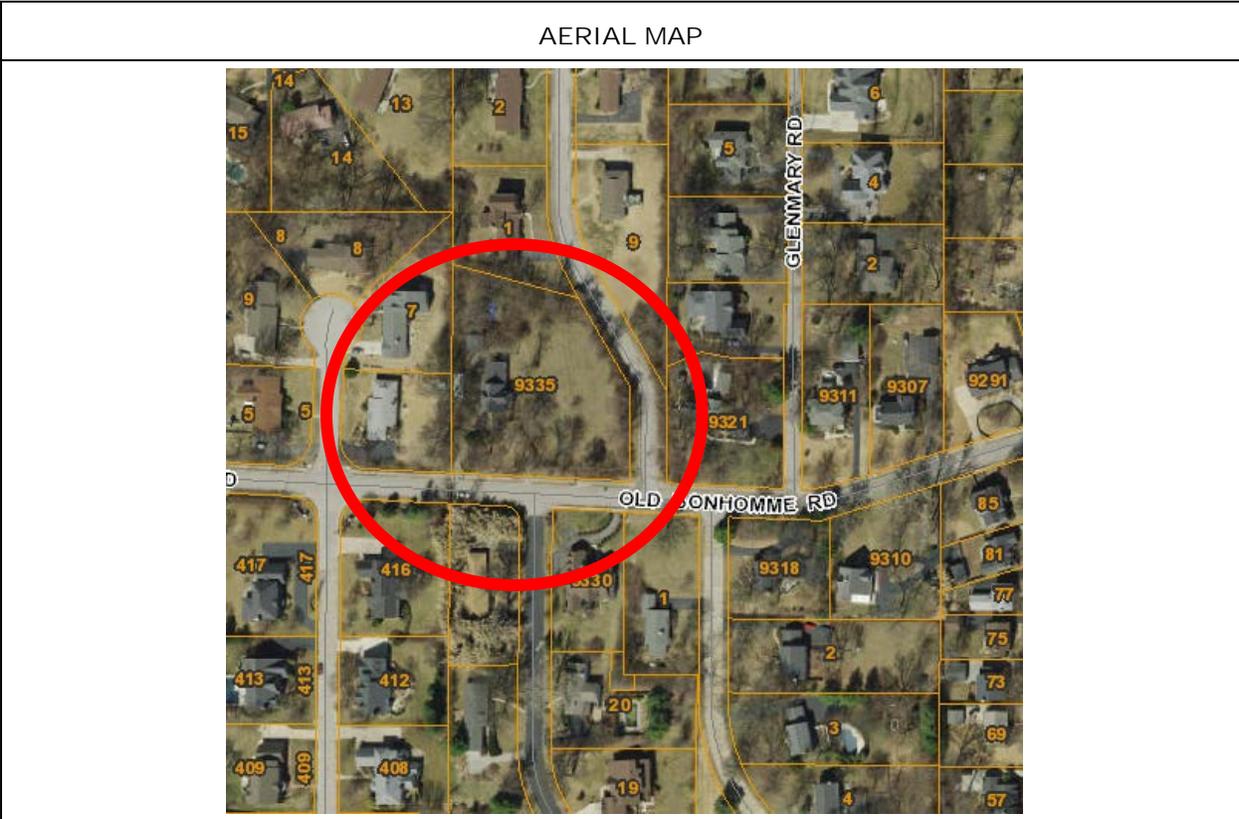
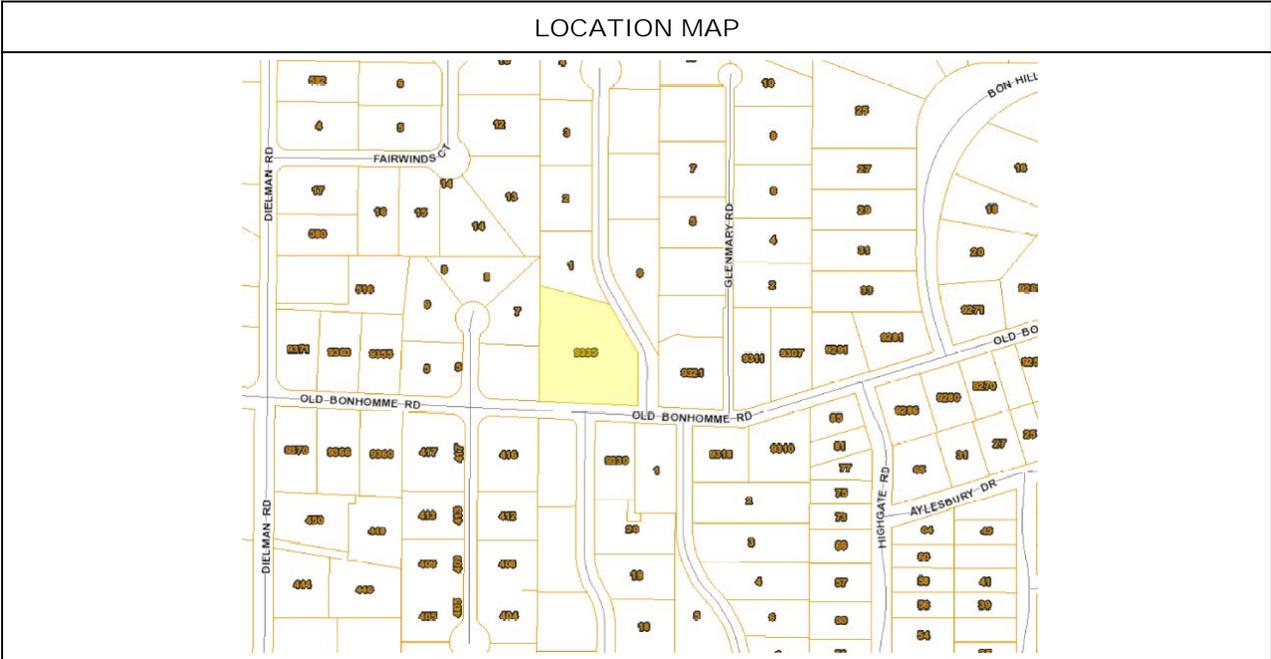
Lot Area & Dimensions				
	Address	Lot Area	Lot Width	Lot Depth
SR District Requirement		15,000 sf. (min)	100 ft. (min)	150 ft. (min)
Existing Lot	9335 Old Bonhomme	58,157 sf.	240 ft.	265 ft.
Proposed Lot 1	9335 Old Bonhomme	16,611 sf.	109.12 ft.	150 ft.
Proposed Lot 2	9327 Old Bonhomme	19,255 sf.	131.27 ft.	153 ft.
Proposed Lot 3	10 Sleepy Hollow	21,200 sf.	120.8 ft.	196 ft. (Avg.)

On March 10, 2016, the Commission approved the Preliminary Subdivision Plat.

A petition for a Final Subdivision Plat review was forwarded for Commission review and approval on June 16, 2016. Staff has reviewed the petition to ensure compliance with the approved preliminary subdivision plat and compliance with the requirements of Chapter 405 Subdivision Regulations and other applicable City regulations.

The following items are under Staff review:

- Site improvement plans including MSD review and indentures; and
- Maintenance guarantees as required by this Chapter.



AN ORDINANCE TO APPROVE A FINAL SUBDIVISION PLAT TITLED AS SLEEPY HOLLOW ADDITION

WHEREAS, the attached plat, titled Sleepy Hollow Addition, subdivides the existing property addressed as 9335 Olive Boulevard into three parcels as follows:

- Proposed Lot 1 (9335 Old Bonhomme Road): 16,611 sf., 107.7-ft width, 150.12-ft depth;
- Proposed Lot 2 (14 Sleepy Hollow Lane): 19,264 sf., 132.7-ft width, 150.0-ft depth; and
- Proposed Lot 3 (10 Sleepy Hollow Lane): 21,200 sf., 120.0-ft width, 170.6-ft depth.

WHEREAS, the property grounds associated with the Plat are zoned 'SR' Single Family Residential District, and comply with the minimum lot size requirements regarding lot area, lot width, and lot depth as defined under Section 400.235 *Lot Size*; and

WHEREAS, on March 10, 2016, the Commission approved the petition for the 3-lot subdivision in the form of a Preliminary Subdivision Plat, illustrating proposed grading and improvements; and

WHEREAS, on June 16, 2016, the Commission, in accordance with the Final Subdivision Plat Review Procedures of Section 405.250 of the Olivette Municipal Code, approved with conditions the petition for a Final Subdivision Plat; and

WHEREAS, the City Council, after careful and due deliberation, has determined that the proposed Plat is in the interest of the public health, safety, welfare, and morals of the City of Olivette.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OLIVETTE, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS

SECTION 1. Subject to the review and written approval of the plat, and otherwise finding full compliance with Chapter 405: The Subdivision Regulations of the City of Olivette, Missouri, including:

- Staff approval of the subdivision improvement plans and indentures in accordance with Article VI of Chapter 405; and
- Receipt of guarantees on authorized improvements,

the Plat entitled "Sleepy Hollow Addition" as prepared by Volz Incorporated, a copy of which Plat is attached as Exhibit A and is incorporated in this Ordinance by reference, is hereby approved and the same is authorized to be recorded in the Office of the Recorder of Deeds, St. Louis County, Missouri. The City Clerk is hereby directed to endorse the Plat accordingly.

SECTION 2. If any article, section, subsection, paragraph, clause, phrase or provision of this ordinance shall be adjudged invalid or held unconstitutional, such decision shall not affect or invalidate the remaining portions of this ordinance.

SECTION 3. BE IT FURTHER ORDAINED THAT this ordinance shall become effective from and after its adoption according to law.

Passed and approved this _____ day of _____, 2016.

MAYOR

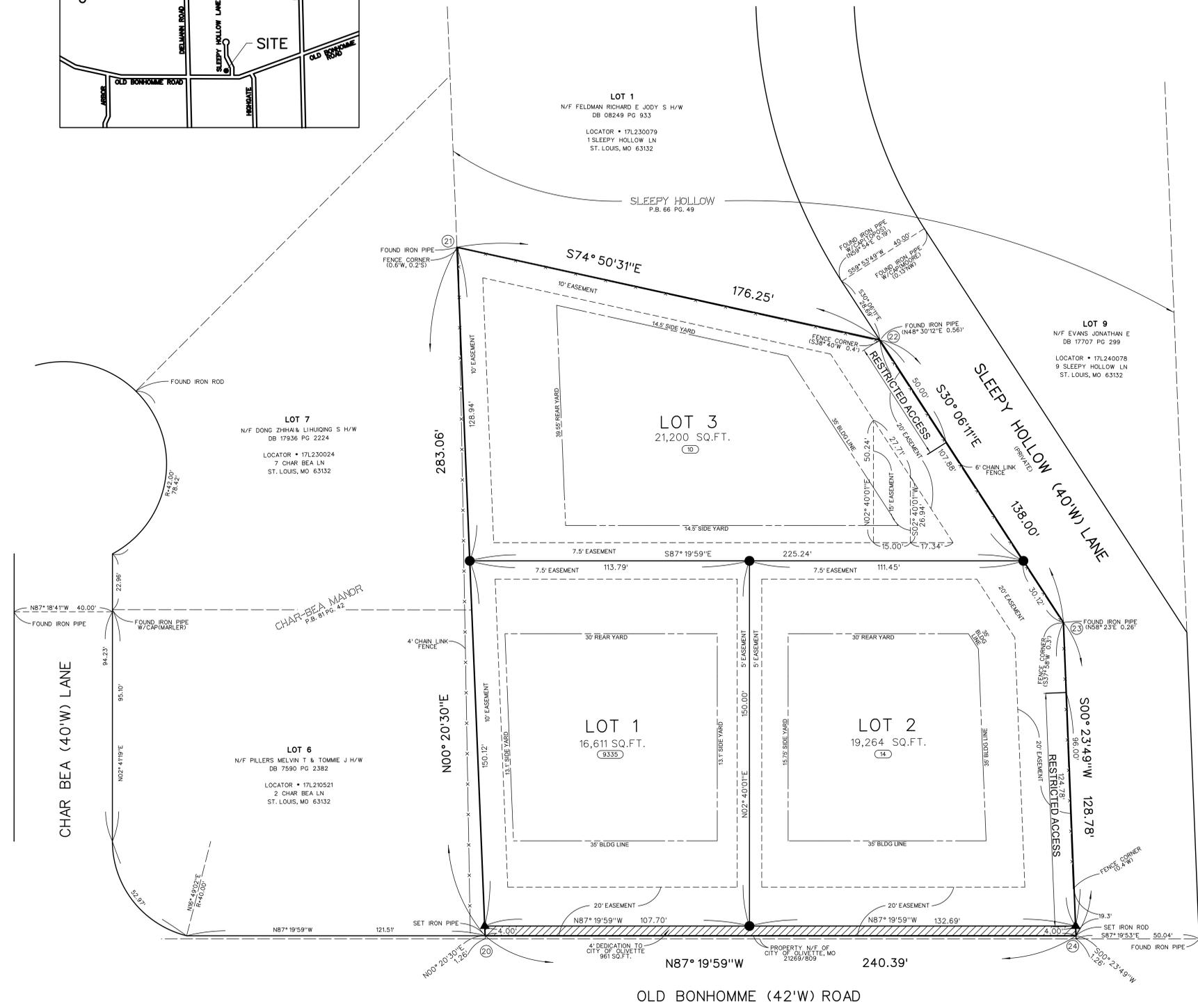
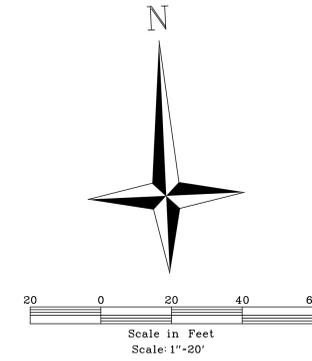
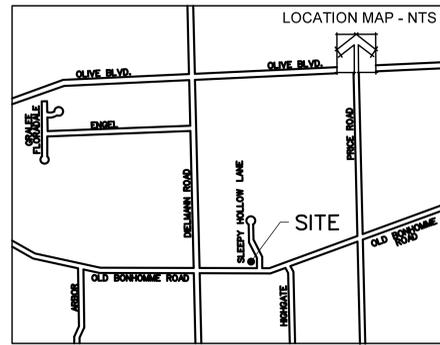
ATTEST:

CITY CLERK

EXHIBIT A

Final Subdivision Plat titled
"Sleepy Hollow Addition"

SLEEPY HOLLOW ADDITION
A TRACT OF LAND BEING PART OF SECTION 5,
TOWNSHIP 45 NORTH - RANGE 6 EAST
ST. LOUIS COUNTY MISSOURI
ZONED SR-SINGLE FAMILY RESIDENTIAL



We, Volz Incorporated, have during March 2016, by order of RFM Family Investments LLC, prepared a survey and subdivision plat of "A tract of land being part of Section 5, Township 45 North - Range 6 East, St. Louis County, Missouri" and the results are represented hereon. This survey was executed in compliance with the current Missouri Minimum Standards for Property Boundary Surveys adopted by the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors and Landscape Architects and The Missouri Department of Natural Resources, and meets the accuracy requirements set forth for Urban Property. Monumentation shown on this plat will be set upon completion of construction.

IN WITNESS WHEREOF, I have signed and sealed the foregoing this ____ day of _____, 2016.

VOLZ INCORPORATED
 Richard W. Norvell, P.L.S.
 Professional Land Surveyor
 Mo. P.L.S. #1437

We, the undersigned owners of the tract of land herein 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 hereafter be known as "Sleepy Hollow Addition." The Dedication Strip, four feet wide, along the North line of Old Bonhomme Road, forty two feet wide, which for better identification is shown hachured on this plat, is hereby dedicated to the City of Olivette, Missouri, for public use forever.

All easements, as shown on this plat, unless designated for other specific purposes, are hereby dedicated to the City of Olivette, Missouri, Missouri American Water, Laclede Gas Company, Ameren Missouri, AT&T, The Metropolitan St. Louis Sewer District and Charter Communications, their successors and assigns as their interests may appear for the purpose of improving, constructing, replacing, maintaining, and repairing public utilities, 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, sewer or sewers, storm water improvements and drainage facilities.

Lots 2 & 3 are hereby required to make the driveway connections to Sleepy Hollow Lane, 40 feet wide, to that area not labeled "Restricted Access".

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 20 CSR 2030-16.090 of the Missouri Department of Insurance, Financial Institutions and Professional Registration.

Building lines, as shown on this plat, are hereby established. This subdivision is subject to covenants, conditions, and restrictions filed on _____, as Daily Number _____ of the St. Louis County Records.

It is hereby certified that all existing easements are shown on this plat as of the time and date of recording of this plat. All taxes due and payable against this property have been paid in full.

IN WITNESS WHEREOF, it has signed and sealed the foregoing this ____ day of _____, 2016.

RFM Family Investments LLC By: _____
 Robert Francis Munsch
 Title _____

N/F TAYLOR PAMELA
 DB 21196 PG 1341
 LOCATOR • 17L221103
 9321 OLD BONHOMME RD
 ST. LOUIS, MO 63132

STATE OF MISSOURI)
 COUNTY OF ST. LOUIS) SS

On this ____ day of _____, 2016, before me appeared Robert Francis Munsch, to me personally known, who, being by me duly sworn, did say that he is _____ of RFM Family Investments LLC, a Missouri limited liability company, and that said instrument was signed in behalf of said RFM Family Investments LLC by authority of its Members, and said Robert Francis Munsch acknowledged said instrument to be the free act and deed of said limited liability company.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

My Commission Expires: _____

 Notary Public

 Printed Name

General Notes:

- Bearing on the North line of Old Bonhomme Road adopted from instrument recorded in Book 21269 page 809.
- St. Louis County Benchmark 14-14 Elev. = 620.44 "Sq" 6" East of the West End of First Concrete Step at yard entrance to central school; northeast corner Old Bonhomme and Price Roads, #9137 Old Bonhomme Road.
 Size Benchmark - Elevation 642.52 'top of iron pipe found near the Northeast corner of 9335 Old Bonhomme Rd.
- State Plane Coordinates:
 The following list of metric coordinates are referenced to the Missouri Coordinate System 1983 (MCS83) East Zone by utilizing GPS instrumentation and the MoDOT GPS RTK Network. St. Louis County Geographic Reference System stations SL 22 and SL 42 were located and the coordinates were constrained to SL 22. The site Grid Factor used is 0.999990568.
 SL 22 (Feb. 2007 Adjustment): N 315,136.057 Meters, E 258,402.773 Meters
 The Relative Positional Tolerance of said coordinates is less than fifty parts per million. Survey North and Grid North MCS83 are the same.

Point Number	Northing	Easting
20	314295.8226	261004.3217
21	314382.0913	261004.8363
22	314368.0457	261056.6824
23	314331.6599	261077.7772
24	314292.4136	261077.5054

Title Commitment Schedule B-2 Notes:

This property is referenced from True Title Company, LLC, Authorized Agent for Old Republic National Title Insurance Company, commitment No. T153076 with an effective date of October 20, 2015, which was relied upon to disclose all easements, restrictions and rights of way affecting this property.

- Taxes and assessments for 2015 and thereafter.
- Subdivision/condominium assessments, if any.
- Sewer assessments and sewer lateral connection fees, if any.
- Right of Way granted to City of Olivette, State of Missouri recorded in Book 21269 Page 809 of the St. Louis County Records.

CITY OF OLIVETTE, MISSOURI

THIS IS TO CERTIFY THAT ON THIS ____ DAY OF _____, 2016, THIS PLAT WAS APPROVED BY THE CITY OF OLIVETTE BY ORDINANCE NOS. _____ AND THEREBY AUTHORIZING THE RECORDING OF THIS PLAT WITH THE RECORDER OF DEED'S OFFICE OF ST. LOUIS COUNTY, MISSOURI.

CITY OF OLIVETTE, MISSOURI

BY: _____
 RUTH SPRINGER, MAYOR
 CITY OF OLIVETTE, MISSOURI

BY: _____
 MYRA G. BENNETT, CMC/MPPC
 CITY CLERK



THIS PLAT CONTAINS 1.332 ACRES

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

Richard W. Norvell, P.L.S.
 Professional Land Surveyor
 Mo. P.L.S. #1437

MISSOURI CORPORATE CERTIFICATES OF AUTHORITY
 NO. 19 EXPIRES: DECEMBER 31, 2017 - LAND SURVEYING
 NO. 203 EXPIRES: DECEMBER 31, 2017 - ENGINEERING

20868 Sheet 1 of 1



CITY COUNCIL AGENDA SUBMISSION
July 12, 2016

Agenda Item:

Bill #2815 – An Ordinance to Repeal a Certain Section of Personnel Ordinances and Regulations – First Reading

Description:

The Council is asked to hold first reading of an ordinance that repeals Section 5.5 Longevity Pay of the 2015 City of Olivette Personnel and Rules and Regulations.

Recommended Action:

First Reading. No City Council action is necessary.

Attachments:

1. Ordinance

Funding Request: N/A

Submitted by:

Barbara Sondag
CITY MANAGER

**AN ORDINANCE TO REPEAL A CERTAIN SECTION OF PERSONNEL
ORDINANCES AND REGULATIONS**

WHEREAS, Section 4.5 (a) of the Olivette City Charter requires the adoption of a comprehensive personnel code for the City of Olivette by the City Council, and

WHEREAS, Article I of Chapter 130 of the Code of Ordinances of the City of Olivette contains the current personnel code of the City of Olivette, and

WHEREAS, on November 10, 2015 the City of Olivette adopted a certain Employee Handbook to outline personnel rules and regulations for City employees, and

WHEREAS, on June 28, 2016 the City Council of the City of Olivette adopted a Salary Scale and Budget that discontinued the practice of Longevity Pay.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF
OLIVETTE, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS**

SECTION 1. Section 5.5 Longevity Pay shall be repealed in its entirety and the remaining sections shall be renumbered accordingly.

SECTION 2. BE IT FURTHER ORDAINED THAT the 2015 City of Olivette Personnel and Rules and Regulations as amended is hereby adopted by reference. Said 2015 City of Olivette Personnel and Rules and Regulations is attached as Exhibit A to this ordinance and shall be made a part of this ordinance as if fully set out herein.

SECTION 3. BE IT FURTHER ORDAINED THAT said adoption of the 2015 City of Olivette Personnel and Rules and Regulations shall be codified as Section 130.010 of Article I of Chapter 130 of the Code of Ordinances of the City of Olivette.

SECTION 4. BE IT FURTHER ORDAINED THAT any other personnel rule, regulation, policy, or ordinance in conflict with the provisions of the 2015 City of Olivette Personnel and Rules and Regulations is hereby repealed to the extent of the conflict.

SECTION 5. BE IT FURTHER ORDAINED THAT amendments to the provisions of the 2015 City of Olivette Personnel and Rules and Regulations shall be accomplished by an amending ordinance.

SECTION 6. BE IT FURTHER ORDAINED THAT this ordinance shall become effective from and after its adoption according to law.

PASSED THIS _____ DAY OF _____, 2016

MAYOR RUTH SPRINGER

ATTEST:

**MYRA G. BENNETT, CMC/MPCC
CITY CLERK**



CITY COUNCIL AGENDA SUBMISSION
July 12, 2016

Agenda Item:

Committee Appointments

Description:

It is anticipated that the Council will appoint citizens to fill committee/commission vacancies.

Recommended Action:

Appointment of committee/commission members

Attachments:

1. Committee Vacancies and Applicants

Submitted by:

Barbara Sondag
CITY MANAGER

2016-2017 Board/Commission/Committee Vacancies

EDC - 1 vacancy	
Rod Patershuk -- (current member requesting reappointment)	
Kent Hirschfelder	
Brad Abel	
PCDC - 2 Vacancies	
Nathan Gould -- (current member requesting reappointment)	
Robin LeVan --	
ZBA - 2 vacancies for regular position	
Larry Gerstein --(current member requesting reappointment)	
Christopher Lust (Current alternate member term expiring 2019...requesting appointment to regular position left by Silverman)	
**Please note: if Mr. Lust is appointed as a "regular member" of ZBA, it will leave his "alternate position" available, term ending 2019.	
Park and Recreation - 2 vacancies	
Morton Bertish	
Kisha Lee	
Shannon Hadley	
Robin LeVan	
Mimi McDonald -- (current member requesting reappointment - request received late	
Pension Board - 1 vacancy	
no applications	
Personnel Board of Appeals - 2 vacancies	
Dr. Susan Pitman -- (current member requesting reappointment)	
Olivette Housing Authority - 1 vacancy	
Donna Turpin -- (current member requesting reappointment)	



CITY COUNCIL AGENDA SUBMISSION
July 12, 2016

Agenda Item:

Snow Removal Price increases

Description:

The City currently provides snow removal services for 39 subdivisions throughout the City at a rate of \$190 per hour. Snow removal of private streets by the City has occurred for many years with the latest round of contract updates occurring in 2008. In 2010, the City Council established Chapter 540 of the City Code which includes provisions for maintenance and repair of private streets including "seasonal snow plowing and salting services".

Labor, material, and machinery cost increases over time merit an increase in the associated rates charged for removal. Chapter 540 allows all costs to be recovered with regard to activities on private streets and calculations easily support costs of \$225/hr which excludes allowed administrative costs. This item is brought before council as update of rates charged residents.

Recommended Action:

None

Attachments:

None

Funding Request:

None

Submitted by:

Darren Mann, CPA
DEPARTMENT HEAD



**CITY COUNCIL AGENDA SUBMISSION
APRIL 12, 2016**

Agenda Item:

Approval to Purchase One (1) Replacement Vehicle for the Olivette Police Department to be Utilized by the Patrol Division.

Description:

The recently adopted Operating Budget for Fiscal Year 2016-17 included authorization for replacement of two (2) vehicles for the Olivette Police Department. The purchase is programmed to be made from the Capital Improvement Fund.

The original budget request including funding for two (2) Ford Police Interceptor Sedans because Chevrolet is discontinuing the Chevrolet Impala as a police vehicle. However, Don Brown Chevrolet has a 2016 Chevrolet Impala available for immediate purchase. Purchasing this vehicle at this time instead of a 2017 Ford Police Interceptor Sedan will result in a budgetary savings of \$6,486.00. The savings occurs because the Impala is less expensive and it will not be necessary to purchase the associated equipment to outfit the Ford sedan. The vehicle will be acquired under standard law enforcement vehicle pricing for the State of Missouri. The request is made in view of the favorable state standard pricing and the available immediate delivery of the vehicle.

Recommended Action:

Motion to approve the purchase of one (1) Patrol vehicle from Don Brown Chevrolet not to exceed \$19,697.00.

Funding Request: 05-2600-D330 Police Department

Submitted by:

Richard F. Know, Police Chief
DEPARTMENT HEAD DEPARTMENT HEAD

LOU FUSZ CHRYSLER JEEP DODGE
 3480 HIGHWAY K
 O FALLON, MO 633688138

Configuration Preview

Date Printed: 2016-02-05 12:37 PM
 Estimated Ship Date:

VIN:
 VON:

Quantity: 1
 Status: BA - Pending order
 FAN 1: 00LP7 Missouri Office of
 Administrat
 FAN 2:
 Client Code:
 Bid Number: TB6104
 PO Number: 02052016

Sold to:
 LOU FUSZ CHRYSLER JEEP DODGE (42283)
 3480 HIGHWAY K
 O FALLON, MO 633688138

Ship to:
 LOU FUSZ CHRYSLER JEEP DODGE (42283)
 3480 HIGHWAY K
 O FALLON, MO 633688138

Vehicle: 2016 CHARGER POLICE RWD (LDDE48)

	Sales Code	Description	MSRP(USD)	F
Model:	LDDE48	CHARGER POLICE RWD	31,570	
Package:	27A	Customer Preferred Package 27A	0	
	ERB	3.6L V6 24V VVT Engine	0	
	DGJ	5-Speed Auto W5A580 Transmission	0	
Paint/Seat/Trim:	PW7	Bright White Clear Coat	0	
	APA	Monotone Paint	0	
	*C8	HD Cloth Bucket & Rear Bench Seats	0	
	-X9	Black	0	
Options:	4DH	Prepaid Holdback	0	
	4ES	Delivery Allowance Credit	0	
	MAF	Matte Blk Grille-Matte Blk Xhairs	0	
	AMV	Fleet Park Assist Group	350	
	XFX	Equipment Mounting Bracket	0	
	LNF	Black Left Spot Lamp	210	
	CKD	Floor Carpet	125	
	W8A	18" Wheel Covers	40	
	GUK	Power Heated Mirrors w/Man F/Away	60	
	5N6	Easy Order	0	
	4FM	Fleet Option Editor	0	
	4FT	Fleet Sales Order	0	
	151	Zone 51-Chicago	0	
	4EA	Sold Vehicle	0	
Non Equipment:	4FA	Special Bid-Ineligible For Incentive	0	
Bid Number:	TB6104	Government Incentives	0	
Discounts:	YGF	8 Additional Gallons of Gas	0	
Destination Fees:			995	
			Total Price:	33,350

*\$22,710
 per STATE CONTRACT
 CC160105003*

Order Type: Fleet PSP Month/Weak:
 Scheduling Priority: 1-Sold Order Build Priority: 99
 Customer Name: City of Olivette
 Customer Address: 3840 Olive Boulevard
 Olivette MO 63131 USA

Instructions:

Note: This is not an invoice. The prices and equipment shown on this priced order confirmation are tentative and subject to change... correction without prior notice. No claims against the content listed or prices quoted will be accepted. Refer to the vehicle invoice for final vehicle content and pricing. Orders are accepted only when the vehicle is shipped by the factory.

Dave Wolf

From: Mike Benz <mbenz@fusz.com>
Sent: Thursday, February 04, 2016 4:40 PM
To: Dave Wolf
Subject: Re: Olivette PD - Charger Quote

\$22,710 would be your price, and probably all the way through the end of the build out too, which is probably going to be in May.

We can order ahead of this and peg their build time out to the end also.

We do typically re-contract a "bridge" for the continuation of the bid through the end of the calendar year for the next model year's product- just an fyi.

Did you get a hold of Scott Miller with St. Charles County?

With respect,

Mike Benz,
BusinessLink Manager
Lou Fusz CJD
O'Fallon, MO 63368
Direct: 636-442-8129
Fax: 636-442-8152
Cell: 636-322-8059

On 2/4/2016 4:31 PM, Dave Wolf wrote:

Mike,

I am preparing budget documents for FY 2016-2017 which begins July 1, 2016. Would you please send me a quote for a delivered:

2016 Dodge Charger Pursuit Sedan equipped per the State contract w/ the following options:

- 3.6L V6
- Rear-Wheel Drive
- Delete spare tire bracket
- Back Up Camera

If this vehicle is not ordered until after July 1, 2016, what is the anticipated price increase?

Thank you very much,

Lt. David A. Wolf
Bureau of Professional Standards
(314) 983-5209 Desk



PURCHASE ORDER

CITY OF OLIVETTE, MISSOURI

...in the center of it all

9473 Olive Blvd, Olivette, MO 63132
 Phone 314-993-0444 Fax 314-993-8135
 webmaster@olivettemo.com

P.O. #
 DATE: JULY 12, 2016

VENDOR David Helterbrand
 Don Brown Chevrolet
 2244 South Kingshighway
 St. Louis, Mo. 63110
 314-772-1400

SHIP TO Olivette Police Department
 9473 Olive Blvd.
 Olivette, Mo. 63132
 314-983-5202

SHIPPING METHOD	SHIPPING TERMS	DELIVERY DATE
	INCLUDED	Immediate

QTY	ITEM #	DESCRIPTION	JOB	UNIT PRICE	LINE TOTAL
1	1	2016 Police Impala per Missouri State Contract, Color: Silver		\$19,697.00	\$19,697.00

<u>ACCOUNTING CODE (S):</u>	<u>Amount</u>	SUBTOTAL	LINE TOTAL
1. 05-2600-D330	\$19,697.00		\$19,697.00
2.		SALES TAX	
3.		TOTAL	\$19,697.00

- Please send two copies of your invoice.
- Enter this order in accordance with the prices, terms, delivery method, and specifications listed above.
- Please notify us immediately if you are unable to ship as specified.
- Send all correspondence to:
 City of Olivette
 9473 Olive Boulevard
 Olivette, Missouri 63132
 Phone 314-993-0444 Fax 314-993-8135

 Authorized by

 Date



CITY COUNCIL AGENDA SUBMISSION
July 12, 2016

Agenda Item:

Request for Document Destruction - Fire Department

Description:

Request to destroy documents according with Ordinance 2552.

Recommended Action:

Motion to authorize the destruction of documents as defined in the attached memo from the Fire Chief dated July 5, 2016.

Attachments:

Memo to Council Outlining documents to be destroyed.

Submitted by:

Scott E Avery, Fire Chief
DEPARTMENT HEAD



To: City Council	Date: July 5, 2016
From: Scott Avery, Fire Chief	Re: Document Destruction

The following documents are requested to be securely destroyed under the following document retention classifications adopted with Ordinance #2552. Relevant pages of retention policy containing the classification of documents required for destruction are attached.

<u>Classification</u>	<u>Description</u>	<u>Dates</u>
GS 007	Accounts Payable Records	1998 and earlier

GS 099 Building Plans and Drawings

Also Called: Blueprint and Specification File

Function: Construction designs presented to local government for zoning/building approval

Content: Drawings and designs of proposed structures, may include specifications and construction documents

Minimum Retention: Commercial structures, 10 years after certificate of occupancy; Residential Structures, 5 years after certificate of occupancy; Other structures, 1 Year

Disposition: Destroy

Note: Local jurisdictions are encouraged to review plans for historical, legal, or administrative significance before destroying. "other" plans include sheds, outbuildings, decks or other structures that do not fall under the categories of "commercial" or "Residential". Please note, for government building plans and specification, see GS 023 Capital Improvement Projects File

Approval Date: August 20, 2013

**CITY OF OLIVETTE
CITY COUNCIL MEETING MINUTES
June 28, 2016**

The Olivette City Council met on June 28, 2016 at 7:00 PM in the Council Chambers at Olivette City Hall located at 9473 Olive Boulevard, Olivette, Missouri. Mayor Ruth Springer called the meeting to order.

Item #1 – Roll call

On roll call, the following persons were present: Mayor Ruth Springer, Chairman Pro-tem J. Gregory Carl, Council Member Maxine Weil, Council Member Missy Waldman, and Council Member Suzanne Sewell.

Also in attendance were City Manager Barbara Sondag, Police Chief Rick Knox, Fire Chief Scott Avery, Finance Director Darren Mann, Planning & Community Development Director Carlos Trejo, Parks and Recreation Director Beverly Tucker-Knight, and City Clerk Myra Bennett. City Attorney Paul Martin was absent.

Item #2 – Communications

City Clerk Bennett noted that no written communications were submitted for the June 28, 2016 City Council meeting.

Item #3 – City Manager's Report

City Manager Sondag reported the following:

- Work continues on the new City Center. The second floor was poured last Friday, and the brickwork has been started. The project remains under budget, and March 2017 is the anticipated move in.
- Construction continues on the Old Bonhomme Road project. The portion of the work from Price to Dielman is almost completed, and crews have moved westward between Lynne Court and Olive Boulevard. Traffic remains westbound only. The City Manager thanked the Olivette Police Department for their assistance with traffic issues and concerns, and reminded residents to drive slowly and carefully through construction areas.
- Party in the Park was held on June 17th, and was a fun event. The City Manager thanked the volunteers and everyone who came out to participate in the event. She noted that there will be another Party in the Park event on September 23rd at Warson Park.
- Surveying is currently happening with regard to the proposed I-170/Olive Boulevard redevelopment project. She noted the following tentative schedule regarding the project: Preliminary Engineering – July, Redevelopment Plan Completed – August, TIF Commission Appointed – August/September, TIF Public Hearing – September/October, Development Agreement – October.
- It is anticipated that the request for proposals for the current City Hall site will be going out in July.
- Olivette Night Out was held June 21st. The City Manager thanked the 19 neighborhoods who participated in the event.
- An electronics recycling/paper shredding/drug take back event was held on June 18th. Over 262 families participated in the event during the 3 hour period. The City Manager thanked Major Roemer and Parks Director Tucker-Night for their coordination of the event.

- A "Social Hour with the Mayor" event will be held tomorrow night at 5:30 PM at City Hall.
- A "Family Overnight" event will be held on July 22nd at Stacy Park. Additional information on the event is available on the City website.

Item #4 – City Council Reports

Council Member Sewell noted that she attended the Parks and Recreation Commission (PCDC) meeting on June 15th, which consisted of a tour of the Maryland Heights Community Center.

Council Member Weil stated that she had attended no additional meetings.

Council Member Waldman stated that she attended the Planning and Community Design Commission (PCDC) meeting on June 16th. Actions taken included approval of patio at 10 St. Alfred Road, approval of new single family homes at 15 St. Alfred Road and 50 Stoneleigh Towers Street, deferral of consideration of a Final Subdivision Plat for a 3-lot subdivision to be known as Sleepy Hollow Addition (9335 Old Bonhomme Road), and approval of a Preliminary Subdivision and Final Subdivision Plat for a boundary adjustment for the 3-properties impacted by Orchard Lane under the North Price Road NID. She stated that the Commission also discussed Chapter 440 Communications Towers, regarding antenna usage issues, with a presentation from Joe Marcus of Black & Veatch representing ExteNet Systems, Inc.

Chairman Pro-tem Carl stated that he attended the Economic Development Commission meeting on June 27th. He noted that the EDC continues to work on the request for proposals for the current City Hall site redevelopment area. He reported that the EDC also discussed the St. Louis Economic Development Partnership grant and master plan for the area that includes Monsanto, Danforth Plant Science Center, BRDG, Helix and surrounding area.

Mayor Springer reported that she attended a ribbon cutting this afternoon for the new outdoor science lab at Logos School. She stated that is very nice and serene, and she stated that she is very excited for them. She noted that she had asked staff to prepare a proclamation for the event, and she read the proclamation for those in attendance at the meeting. (Please see attached proclamation.)

Mayor Springer posed questions relating to the "antenna" issue, noted in Council Member Waldman's summary report from the PCDC meeting. Planning and Community Development Director Trejo noted that state regulations were put into place two years ago regarding this issue, and these regulations have been challenged and upheld twice. City Attorney Martin will be discussing these issues with the Planning and Community Design Commission.

Item #5 – Financial Reports for the period ending May 31, 2016

Finance Director Mann gave a summary of revenues and expenditures for all funds for the period ending May 31, 2016. He stated that, at the 11 month mark, the total revenues for the general fund is 91%; total expenditures at 87%.

Item #6 – Hearing from Citizens (Part I) – Three (3) Minutes Per Person, Ending Approximately at 8:00 PM

Morton Bertish, 8829 Chisholm Court, addressed the City Council, noting that the grass needs to be cut at the I-170/Olive Boulevard redevelopment area.

OLD BUSINESS

Item #7 – Bill #2808 - An Ordinance repealing Chapter 500 Building Regulations of the Municipal Code of the City of Olivette and Enacting a New Chapter in Lieu thereof Relating to Building Codes, Regulations, and Fees – Second Reading

City Clerk Bennett read Bill #2808 - An Ordinance repealing Chapter 500 Building Regulations of the Municipal Code of the City of Olivette and Enacting a New Chapter in Lieu thereof Relating to Building Codes, Regulations, and Fees for the second time, by title only.

Planning and Community Development Director Trejo gave an overview of this issue, noting revisions to the Bill since the first reading. He noted that Insurance Services Office, Inc. (ISO) has noted that the building code regulations the City currently enforces are over six (6) years behind publication. In review of the City’s building codes, the ISO has downgraded the ISO Class rating from a Class 4 to a Class 9 for both 1 & 2 family residential property and commercial and industrial property. He stated that the regression is primarily attributed to the current building codes adopted.

Mr. Trejo noted that the ISO has provided the City an opportunity to maintain the current Class 4 if the City adopts a version of the ICC building codes that are less than six (6) years from publication. The ICC has building codes with publish dates of 2009, 2012, and recently 2015.

Staff is recommending that City consider adoption of the following: 2015 ICC International Building Code, 2015 ICC International Residential Code, 2015 ICC Existing Building Code, and the 2015 ICC International Property Maintenance Code.

Mr. Trejo noted that, in conjunction with the building code updates, staff has evaluated the current fee schedule and is forwarding an adjustment to the City Council for consideration. The last fee adjustment was in January 2003, when the City adopted the fee schedule that was at that time enforced by St. Louis County. Since 2003, St. Louis County has adjusted their fee schedule twice, and the City has not. City Council discussion held.

Chairman Pro-tem Carl made a motion to amend Bill #2808 by substituting the version before the City Council at tonight’s meeting, dated July 28, 2016, in place of the one read for the first time at the June 14th meeting. Motion seconded by Council Member Waldman.

POLL OF THE COUNCIL:

Chairman Pro-tem Carl	Yea
Council Member Waldman	Yea
Council Member Sewell	Yea
Council Member Weil	Yea
Mayor Springer	Yea

Motion passed.

Chairman Pro-tem Carl made a motion to approve Bill #2808 - An Ordinance repealing Chapter 500 Building Regulations of the Municipal Code of the City of Olivette and Enacting a New Chapter in Lieu thereof Relating to Building Codes, Regulations, and Fees, as amended. Motion seconded by Council Member Weil.

POLL OF THE COUNCIL:

Chairman Pro-tem Carl	Yea
Council Member Weil	Yea
Council Member Sewell	Yea

DRAFT

Council Member Waldman Yea
Mayor Springer Yea

Motion passed. By action of the City Council, Bill #2808 becomes Ordinance #2582.

Item #8 – Bill #2809 - An Ordinance Making Appropriations for Current Expenses of the City Government of the City of Olivette, Missouri for the Fiscal Year July 1, 2016-June 30, 2017; Adopting a Certain Budget; and Adopting a Certain Salary Scale – Second Reading, Public Hearing and Adoption

City Clerk Bennett read Bill #2809 - An Ordinance Making Appropriations for Current Expenses of the City Government of the City of Olivette, Missouri for the Fiscal Year July 1, 2016-June 30, 2017; Adopting a Certain Budget; and Adopting a Certain Salary Scale for the second time, by title only.

At approximately 7:50 PM, Mayor Springer closed the regular meeting and opened the floor for a public hearing.

Council Member Waldman stated that she would like to make a few comments for the public record. Comments were as follows: "Thank you Madam Mayor for granting me time to speak before the public hearing. For 16 years the citizens know I tell it like it is. I grew up hearing mother say, "communication is 99% of the game", so let's communicate about our annual budget. Every year, I sit in my recliner chair for hours reviewing the city budget for the new calendar year. I junk it up with post-it notes and yellow high lighter. This year's budget summary and the 5 year Capital Improvement Plan prepared by our City Manager, Barb Sondag and Financial Director, Darren Mann with input by city staff and Council, is the most informative, transparent city budget document I've ever read. The details in the written summary of departments, funding categories, numerical breakdowns, charting & graphs are easy to understand. Again, it is by far the best budget and capital improvement document I've ever read. I normally *don't* encourage people to read budgets and numbers, but I urge every citizen to look at the budget and capital improvement plan for Olivette. It is fun and informative reading. Ms. Sondag is to be commended for her work with the details of the budget and the 5 year CIP based on Council priorities. Both documents clearly show where the city is now and where we need to go for the next five years. Let's keep Olivette moving forward. Thank you, Madam Mayor for time to address the citizens prior to the public hearing."

Finance Director Mann gave a PowerPoint presentation to the City Council regarding the proposed budget for fiscal year July 1, 2016-June 30, 2017, including a proposed capital improvement plan for the next 5 years. He noted that the budget document has been designed in accordance with the standards used for the GFOA Distinguished Budget Award, which has been the standard in budgeting since 1984.

Morton Bertish, 8829 Chisholm Court, posed questions regarding Fund 30 (Finance Director Mann noted that Mr. Bertish was actually referencing Fund 35 – Escrow Trust Fund.) Finance Director Mann stated that this is actually a performance bond, and is an "agency fund", not our own money. The amount seen in the budget document is only the interest from that money. Mr. Bertish also noted that \$20,000 was included in the budget for a parks study, and asked if this was necessary, since a study has been conducted in the past. City Manager Sondag noted that there has not been a comprehensive study of the entire parks system recently, and there appears to be no final report for the last study that was conducted.

Mayor Springer closed the public hearing at approximately 8:30 PM and reconvened to the regular meeting.

Finance Director Mann entered into the public record, Bill #2809, notice of Public Hearing, and affidavit of publication.

Discussion held regarding the Capital Improvement Fund, NID Fund and Equipment Replacement Fund. Additional discussion held regarding the need for additional revenue and redevelopment.

Mayor Springer noted that with the passage of SB5, the state set forth best practices for municipalities, some of which dealt with budgets. She noted that Olivette meets the best practices set forth by SB5. She stated that Olivette has always had a well thought out budget, and this year, the budget goes above and beyond those from the past. Mayor Springer stated that the City has been, and will continue to be, one of the communities who do things the right way. She stated that Olivette’s professional staff sets the City apart from other municipalities. The City’s funds are well managed.

City Manager Sondag noted that, although staff and department heads contributed to the formation of the budget, the budget document itself, with the graphs and links, was the work of Finance Director Darren Mann. She complimented Mr. Mann on his work on this document. She encouraged residents to read the goals of the departments, contained in the budget, which explains the services that the City provides to the community.

Council Member Weil made a motion to approve Bill #2809 - An Ordinance Making Appropriations for Current Expenses of the City Government of the City of Olivette, Missouri for the Fiscal Year July 1, 2016-June 30, 2017; Adopting a Certain Budget; and Adopting a Certain Salary Scale. Motion seconded by Council Member Sewell.

POLL OF THE COUNCIL:

Council Member Weil	Yea
Council Member Sewell	Yea
Council Member Waldman	Yea
Chairman Pro-tem Carl	Yea
Mayor Springer	Yea

Motion passed. By action of the City Council, Bill #2809 becomes Ordinance #2583.

NEW BUSINESS

Item #9 – Request to Encumber FY 2016 Budgeted Funds

Finance Director Mann noted that, included in the Council packets, is a listing of individual items included with the budgets of fiscal year 2014, 2015, and 2016. He stated that these funds are not expected to be spent by the end of the fiscal year, and therefore, staff is requesting that they be encumbered for expenditure in a subsequent period. Items to be encumbered were noted as:

Year	Account	Description	Amount
FY 2016	01-1500-B910	Codification of Ordinances	\$1,838
FY 2015	01-1601-B190	Planning and Zoning Traffic Study	\$24,500
FY 2015	05-4021-D230	Public Works Engineering	\$4,270
FY 2015	30-3100-D210	Park Pavilion and Community Center Roof	\$28,250
FY 2014	05-4021-D230	Dielman Road Bridge Repair	\$58,735

Chairman Pro-tem Carl made a motion to approve \$117,593 in encumbrances including \$26,338 in the General Fund (Fund 01), \$63,005 in the Capital Improvements Fund (Fund 05), and \$28,250 in the Stormwater/Parks Fund (Fund 30). Motion seconded by Council Member Weil.

DRAFT

POLL OF THE COUNCIL:

Chairman Pro-tem Carl	Yea
Council Member Weil	Yea
Council Member Waldman	Yea
Council Member Sewell	Yea
Mayor Springer	Yea

Motion passed.

Item #10 – Bill #2810 – An Ordinance to amend Section 400.840 Special Permit Uses of Article IX “LID” Light Industrial District being part of Chapter 400 Zoning Regulations of Title IV Land Use of the Olivette Municipal Code regarding Adult Entertainment Businesses or Establishments – First Reading, Public Hearing, Second Reading

City Clerk Bennett read Bill #2810 – An Ordinance to amend Section 400.840 Special Permit Uses of Article IX “LID” Light Industrial District being part of Chapter 400 Zoning Regulations of Title IV Land Use of the Olivette Municipal Code regarding Adult Entertainment Businesses or Establishments for the first time, by title only.

Chairman Pro-tem Carl made a motion to set aside ordinary rules and hold a public hearing and second reading of Bill #2810 at tonight’s meeting. Motion seconded by Council Member Waldman.

POLL OF THE COUNCIL:

Chairman Pro-tem Carl	Yea
Council Member Waldman	Yea
Council Member Sewell	Yea
Council Member Weil	Yea
Mayor Springer	Yea

Motion passed.

At approximately 8:47 PM, Mayor Springer closed the regular meeting and opened the floor for a public hearing.

Planning and Community Development Director Trejo gave an overview of this item, noting that the proposed ordinance would authorize adult entertainment businesses and establishments as a special permit use in the “LID” Light Industrial District, as was initially adopted by the City Council under Ordinance #2319. He stated that the section of the City Code that provides for the placement of adult entertainment businesses and establishments within the City was mistakenly repealed from the LID District, and therefore, the current use is not authorized in any zoning district. He noted that this exposes the City to litigation if a property owner was to request authorization to permit such a use. Without defined parameters for location, the Courts could determine where and how this use can operate. Mr. Trejo stated that staff is requesting the City Council to consider adoption of Bill #2810, to re-establish the guidelines for this type of special use permit in the “LID” district, which were mistakenly removed from the City Code. He noted that a public hearing notice was scheduled in accordance with Section 400.1910, and properly posted in accordance with Article XX of the City’s Zoning Regulations. He added that, at the June 16, 2016, meeting of the Planning and Community Design Commission, the Commission unanimously motioned to recommend approval.

Planning and Community Development Director Trejo asked that the following items be entered into the public record: Ordinance #2319, copy of staff memo dated June 28, 2016, Bill #2810, Title IV – Land Use of the Municipal Code, Zoning Map, Strategic Plan of the City of Olivette, notice of Public Hearing, and affidavit of publication.

Mayor Springer asked for public comment regarding this issue.

Morton Bertish, 8829 Chisholm Court, addressed the City Council stating that he feels these types of businesses are detrimental to the community. Mayor Springer stated that it has been established by law that municipalities cannot prohibit these types of businesses within their communities; however, municipalities can limit their placement. She explains that this simply re-establishes the regulations where were inadvertently removed from the City Code.

Being no other public comments, Mayor Springer closed the public hearing at approximately 8:53 PM and reconvened to the regular meeting.

City Clerk Bennett read Bill #2810 – An Ordinance to amend Section 400.840 Special Permit Uses of Article IX “LID” Light Industrial District being part of Chapter 400 Zoning Regulations of Title IV Land Use of the Olivette Municipal Code regarding Adult Entertainment Businesses or Establishments for the second time, by title only.

Chairman Pro-tem Carl made a motion to approve Bill #2810 – An Ordinance to amend Section 400.840 Special Permit Uses of Article IX “LID” Light Industrial District being part of Chapter 400 Zoning Regulations of Title IV Land Use of the Olivette Municipal Code regarding Adult Entertainment Businesses or Establishments. Motion seconded by Council Member Sewell.

POLL OF THE COUNCIL:

Chairman Pro-tem Carl	Yea
Council Member Sewell	Yea
Council Member Waldman	Yea
Council Member Weil	Yea
Mayor Springer	Yea

Motion passed. By action of the City Council, Bill #2810 becomes Ordinance #2584.

Item #11 - Bill #2811 – An Ordinance Providing for the Repeal of Chapter 205.030 and 205.040, Fire Prevention and Protection of the Code of Ordinances of the City of Olivette, Missouri and the Enactment of one New Chapter 205.030 and 205.040 of the Municipal Code of the City of Olivette, Missouri on the Same Subject – First Reading

City Clerk Bennett read Bill #2811 – An Ordinance Providing for the Repeal of Chapter 205.030 and 205.040, Fire Prevention and Protection of the Code of Ordinances of the City of Olivette, Missouri and the Enactment of one New Chapter 205.030 and 205.040 of the Municipal Code of the City of Olivette, Missouri on the Same Subject for the first time, by title only.

Fire Chief Avery gave an overview of this issue, stating that only two changes have been made since this item was last discussed. The changes include regulations regarding removal of tanks not in use versus filling of tanks with gravel, and regulations regarding fire lanes. He noted that the new regulations will also expand fire access on private streets. Discussion held.

It was noted that the second reading of Bill #2811 will be held at the July 12, 2016 City Council meeting.

Item #12 - Bill #2812 – An Ordinance amending Section 600.080 of the Municipal Code of the City of Olivette by Enacting an Exception to the Requirement of Obtaining a Criminal Background Check for the Issuance of a Liquor License - First Reading

City Clerk Bennett read Bill #2812 – An Ordinance amending Section 600.080 of the Municipal Code of the City of Olivette by Enacting an Exception to the Requirement of Obtaining a Criminal Background Check for the Issuance of a Liquor License, for the first time, by title only.

City Manager Sondag stated that, at the previous meeting, there appeared to be some confusion as to whether or not a background check was needed, when a current license holder applies for a special event license or a tasting license. She noted that the City Attorney drafted the proposed ordinance amendment, which clarifies that background checks on persons currently holding a liquor license and requesting a special event or tasting license will be at the discretion of the Police Chief.

It was noted that the second reading of this bill will be held at the July 12, 2016 City Council meeting.

Item #13 - Furniture Bid for City Center Furniture

City Manager Sondag noted that the City Council is being asked to authorize the City to enter into an agreement with Professional Office Environments (POE) Incorporated for purchase, delivery and installation of new furniture for the City Center. She noted that the City is not purchasing all new furniture, and much of the existing furniture will be used in the new facility. She stated that the contract with POE also covers disassembly of existing workstations, moving, and re-assembly. City Manager Sondag noted that the total cost for this contract is not to exceed \$237,635, and added that the bid came in under budget by approximately \$70,000.

Council Member Waldman made a motion to authorize the City Manager to enter into an agreement with Professional Office Environments, Inc. for purchase, delivery, and installation of new furniture and disassembly, delivery, and re-assembly of existing work stations at the new City Center, at a cost not to exceed \$237,635. Motion seconded by Chairman Pro-tem Carl.

POLL OF THE COUNCIL:

Council Member Waldman	Yea
Chairman Pro-tem Carl	Yea
Council Member Sewell	Yea
Council Member Weil	Yea
Mayor Springer	Yea

Motion passed.

Item #14 - Review and Approval of the Minutes of the June 14, 2016 City Council Meeting

Mayor Springer asked if there were any corrections to be made to the minutes of the June 14, 2016 City Council meeting. Being none, Council Member Weil made a motion to approve the June 14, 2016 City Council meeting as submitted. Motion seconded by Council Member Waldman.

POLL OF THE COUNCIL:

Council Member Weil	Yea
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DRAFT

Council Member Waldman	Yea
Council Member Sewell	Yea
Chairman Pro-tem Carl	Yea
Mayor Springer	Yea

Motion passed.

Item #15 – Hearing from Citizens (Part 2)

No speaker cards were submitted.

Item #16 – City Attorney’s Report

No report. City Attorney Martin was absent. City Manager asked that the City Council consider holding an executive session meeting at the end of the meeting pursuant to the Revised Statutes of the State of Missouri, Section 610.021.1 and Section 610.021.2 for attorney-client privileged communications and to discuss real estate matters.

Executive Session

Council Member Waldman made a motion to move into Executive Session, pursuant to the Revised Statutes of the State of Missouri, Section 610.021.1 and Section 610.021.2 for attorney-client privileged communications and to discuss real estate matters. Motion was seconded by Chairman Pro-tem Carl.

POLL OF THE COUNCIL:

Council Member Waldman	Yea
Chairman Pro-tem Carl	Yea
Council Member Sewell	Yea
Council Member Weil	Yea
Mayor Springer	Yea

Motion passed. City Council moved to Executive Session at approximately 9:10 PM.

The City Council reconvened to the regular meeting at approximately 10:15 PM. It was noted that no reportable votes were taken.

Item #17 – Adjournment

Being no further business, Chairman Pro-tem Carl made a motion to adjourn the meeting. Motion seconded by Council Member Weil. Mayor Springer adjourned the meeting at approximately 10:16 PM.

Mayor Ruth Springer

ATTEST:

Myra G. Bennett, CMC/MPCC
City Clerk
City of Olivette



CITY COUNCIL AGENDA SUBMISSION

Agenda Item:

Hearing from Citizens (Part 2)

Description:

Olivette citizens and businesses express concerns, discuss issues, and make requests of the City Council's assistance in getting matters resolved.

The Mayor and City Council would like to remind the audience of the following:

1. The purpose is to hear your concerns, issues, and questions.
2. Cards submitted after the beginning of 1st "Hearing from Citizens" will not be called until the 2nd "Hearing from Citizens".
3. The Chair has discretion to allow individuals to speak without previously submitting a card; however, those individuals will also need to complete a card.
4. Personal attacks of Council Member, Staff, and/or individuals are not permissible.
5. Any question should be directed to the Chair and only the Chair.
6. Questions concerning agenda items may be addressed by Council or staff at the time the agenda item is discussed.
7. Questions that are not pertaining to agenda items may receive an answer by the method of your choice; indicated at the bottom of the submittal cards.
8. Profanity is not allowed.
9. Campaigning and electioneering are not permitted.

"Hearing from Citizens" is not intended to be an open discussion. It is intended to provide an opportunity for citizens to be heard at official meetings.

When called, please step to the podium; state your name and your address before addressing your subject matter.

Each person has up to three (3) minutes to speak. Should your time elapse, you are welcome to continue at the second hearing from citizen's session again, for up to 3 minutes.