

MONDAY, APRIL 6, 2020 7:00 P.M.
BOARD OF ALDERMEN
MINUTES

MAYOR MIKE WILCOX
ALDERMAN PAUL ROETTGER ALDERMAN AARON NAUMAN
ALDERMAN TOM SCHOEMEHL ALDERMAN BERRY LANE
ALDERMAN MIKE BAUGUS ALDERMAN JOHN SCHUSTER

CITY ATTORNEY, JIM HETLAGE
CITY ADMINISTRATOR, BEN DECLUE
DEPUTY CITY CLERK, JOANNE CARR

The April 6, 2020 Board of Aldermen Meeting was conducted via video-conference.

MEETING CALLED TO ORDER

The meeting was called to order at 7:00 PM by Mayor Wilcox

ROLL CALL

Present: Alderman Roettger, Alderman Lane, Alderman Schoemehl
Alderman Nauman, Alderman Schuster Alderman Baugus

Absent: None

Additional Attendees: Chief Jeff Beaton, Captain Bob Catlett

APPROVAL OF THE AGENDA

Alderman Schuster motioned to approve the amended agenda. Alderman Lane seconded the motion which was unanimously approved.

APPROVAL OF THE MINUTES FROM MARCH 16, 2020 MEETING

Mayor Wilcox asked if there were any changes or corrections to the Board minutes from March 16, 2020. Alderman Lane moved approval of the minutes from March 16, 2020 as submitted. Alderman Schoemehl seconded the motion, which was unanimously approved.

CITIZEN COMMENTS

None

ORDINANCES REQUIRING SECOND READING AND FINAL APPROVAL

B05-20 AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO
ENTER INTO A MISSOURI HIGHWAY AND TRANSPORTATION
COMMISSION STP-URBAN PROGRAM AGREEMENT IN ORDER

TO RECONSTRUCT EAST ESSEX AVENUE FROM SAPPINGTON
ROAD TO DICKSON STREET

Alderman Lane moved approval of the second reading of Ordinance B05-20.
Alderman Schoemehl seconded the motion.

Mayor Wilcox asked for a report.

Mr. DeClue reported that Glendale, in partnership with Kirkwood, applied and were approved for a grant through East-West Gateway's STP program along East Essex Avenue from Sappington Road to Dickson Street. This work includes new sidewalks, curb and gutter, mill and overlay, and ADA curb ramps. In order for this project to advance, a program agreement is required with MoDOT. This ordinance would authorize the City Administrator to execute the agreement and any subsequent paperwork associated with the agreement/grant process. Mr. DeClue noted that the Board had approved such agreements in the past, particularly along Kirkham Avenue and Sappington Road and added that this STP would be an 80/20 split with Kirkwood and the Federal Government which had set aside the money already for the project.

Alderman Nauman asked if the sidewalk would be on only one side of the street.

Mr. DeClue stated that it would be on one side of the street adding that ROW acquisition would have been difficult.

Mayor Wilcox stated that given the current environment, the Board should decide whether it is a priority or not.

Mr. DeClue noted that discussions were ongoing with Mr. Jones regarding Capital Improvements and this was a part of the discussion.

Mayor Wilcox asked if there were any additional questions or discussions and there were none.

There being no additional discussion or questions, Mayor Wilcox called for a vote which was unanimously approved.

Mr. DeClue read the ordinance by caption only

Alderman Lane moved approval of the final approval of Ordinance B05-20.
Alderman Baugus seconded the motion.

Mayor Wilcox asked for a report which was the same.

There being no additional discussion or questions, Mayor Wilcox called for a vote:

Ayes: Alderman Lane, Alderman Roettger, Alderman Schuster,
Alderman Nauman, Alderman Schoemehl Alderman Baugus

Nays: None

The ordinance was approved.

B06-20 AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE, ON BEHALF OF THE CITY OF GLENDALE, MISSOURI, A ONE-YEAR EXTENSION OF THE COOPERATION AGREEMENT WITH THE CITIES OF KIRKWOOD, GLENDALE AND OAKLAND, MISSOURI, RELATING TO THE USE AND MAINTENANCE OF THE KIRKWOOD AQUATIC CENTER

Alderman Schoemehl moved approval of the second reading of Ordinance B06-20.
Alderman Lane seconded the motion.

Mayor Wilcox asked for a report.

Mr. DeClue reported that the Board of Aldermen adopted Ordinance B15-98 in September 1998 to authorize the agreement between Kirkwood, Oakland, and Glendale to jointly construct and operate a municipal aquatic center. After 20 years, the construction bonds have been paid and the agreement has reached its conclusion. Last year the City approved a one-year extension of the agreement. This second agreement would extend the arrangement by yet another year while staff continues to work with their respective officials in Oakland and Kirkwood on a broader parks access agreement when timing is better. Glendale's 2018 cost being invoiced this summer (2020) is \$46,162, with an estimate of our 2019 cost being invoiced in summer 2021 at \$54,761. Our 2020 estimate is currently \$22,924

It was asked what would happen about the payment if the City agreed with this ordinance, but the aquatic center did not open in 2020 due to the pandemic. Would the full fees be charged anyway or would the payments be used for their capital improvements.

Mr. Hetlage noted that the City of Oakland approved the Ordinance along with the City of Kirkwood. Mr. Hetlage advised that the City of Glendale was contractually obligated to act on the agreement and had 10 days to do so. Mr. Hetlage stated that the Board could approve the ordinance with the intention of having the City Administrator follow up with Kirkwood and if there were grave concerns, the Mayor had the power to veto the ordinance.

Mr. DeClue stated that he would check with Mr. Pounds but added that the charges would not be invoiced, and when invoiced, would be billed in 2022 which would give the Board time to discuss the situation with the Aquatic Center. Mr. DeClue also noted that this was an extension of the agreement and added that discussions were underway about a longer-term agreement. Alderman Nauman reminded the Board about the presentation by Mr. Pounds and among other discussions, noted that there would be side issues such as tuckpointing and general maintenance which would be paid regardless on a per-capita basis.

Mr. DeClue stated that the estimates Kirkwood provided were low for the 2020 swim year and if the estimates exceeded the budget by 10%, the Board would need to discuss.

Mr. Hetlage stated that the Board of Aldermen could review at that time.

Mayor Wilcox asked if there were any additional questions or discussions and there were none.

There being no additional discussion or questions, Mayor Wilcox called for a vote which was unanimously approved.

Mr. DeClue read the ordinance by caption only

Alderman Lane moved approval of the final approval of Ordinance B06-20.
Alderman Schuster seconded the motion.

Mayor Wilcox asked for a report which was the same.

There being no additional discussion or questions, Mayor Wilcox called for a vote:

Ayes: Alderman Lane, Alderman Roettger, Alderman Schuster,
Alderman Nauman, Alderman Schoemehl Alderman Baugus

Nays: None

The ordinance was approved.

B07-20 AN ORDINANCE APPROVING A FIRST AMENDMENT TO THE
COOPERATION AGREEMENT FOR MUNICIPAL COURT CLERK
SERVICES AND COURT CHAMBERS BETWEEN THE CITIES OF
GLENDALE, WARSON WOODS, AND OAKLAND

Alderman Lane moved approval of the second reading of Ordinance B07-20.
Alderman Schuster seconded the motion.

Mayor Wilcox asked for a report.

Mr. DeClue reported that this agreement was a continuation of the agreement with Oakland and Warson Woods adding that the Oakland fees would be higher than Warson Woods based on service. Mr. DeClue stated the cities were happy with their shared court arrangement and with the City's service. As reported at the last meeting, Mr. DeClue stated that the City would use a calendar years' worth of cases for fees, prorating each City accordingly. Mr. DeClue noted that the budget was \$94,000, the new split would be retroactive to February, and would start in January every year thereafter. Mr. DeClue noted that there was discussion ongoing about overall time periods, adding that there was much to organize. Mr. DeClue noted that both Oakland and Warson Woods were appreciative of all that was being done, and both agreed with the increase. which was evaluated in January with the percentage based on findings. Mr. DeClue reported that

Ms. Kollmeyer' s hours had been shortened due to the pandemic adding that the two cities had no objections.

Mayor Wilcox asked if there were any additional questions or discussions and there were none.

There being no additional discussion or questions, Mayor Wilcox called for a vote which was unanimously approved.

Mr. DeClue read the ordinance by caption only

Alderman Schuster moved approval of the final approval of Ordinance B07-20.

Alderman Schoemehl seconded the motion.

Mayor Wilcox asked for a report which was the same.

There being no additional discussion or questions, Mayor Wilcox called for a vote:

Ayes: Alderman Lane, Alderman Roettger, Alderman Schuster,
Alderman Nauman, Alderman Schoemehl Alderman Baugus

Nays: None

Not Present:

The ordinance was approved.

ORDINANCES FOR FIRST, AND SECOND READING AND FINAL APPROVAL

B08-20 AN ORDINANCE AMENDING CHAPTER IX SECTION SIX OF THE CITY PERSONNEL POLICY MANUAL REGARDING THE CITY'S FAMILY AND MEDICAL LEAVE TO ADOPT ADDITIONAL LEAVE PROVISIONS PURSUANT TO THE FAMILIES FIRST CORONAVIRUS RESPONSE ACT

Alderman Nauman moved approval of the first reading of Ordinance B08-20.

Alderman Lane seconded the motion.

Mayor Wilcox asked for a report.

Mr. DeClue reported that this ordinance was in response to the Families First Coronavirus Response Act passed last month by the US Congress. The ordinance creates a "Subsection B" to Section 6 of Chapter IX of our Personnel Manual and creates an Appendix 97-II. Essentially, Congress taken a couple of steps to ensure employees have the time off they need to help battle COVID-19. FMLA has been expanded to specially include those who need time off to care for their under-18 children due to a school or day care closure related to COVID-19. Additionally, the law creates a bank of paid leave time for employees to use if they contract or are being

tested/quarantined for COVID, need to care for their school age child due to the school or daycare closure, or to use if they need to care for a family member who is suffering from the same. Pursuant to the law, cities can exempt emergency response personnel from these new provisions. After consulting with other cities, I am proposing that our emergency responders (Police, Dispatch, Fire) be exempted from the provision allowing them to take paid time off to watch their healthy children but receive the other benefits. They would be able to access the bank of time (maximum of 80 hours) to use to care for a sick child/spouse or if they themselves are sick. The law only requires that we pay 2/3rds of salary for the use of this time and the time covered by the expanded FMLA, with the employee having the option of using their own personal time to make up the difference if they so choose. Given the size of our organization and the payroll difficulties associated with trying to pay out split time use, I am recommending we simply pay this time as if it was normal sick time- at a rate of 100%. However, there are caps on the daily and maximum payouts from the two tiers of time (self-care vs care for others) which do help limit our exposure. The cap for self-care is \$511/day and \$5,110/maximum, with the cap for care for others being set at \$200/day and \$2,000/maximum. Finally, employees are not required to use this time and always have the option of using their own time (vacation or sick) in lieu thereof.

Due to the date these benefits went into effect (April 1) this ordinance requires two readings and final passage to ensure it is applied according to the desires of the Board.

Mr. Hetlage stated that although the 80 hours was an addition to the PTO, it was noted that the 12-weeks FMLA leave was not extra but part of the 80 hours with a new basis which takes that under 80 hours.

Mayor Wilcox asked if all employees would receive a new copy of the changes to the personnel manual.

Mr. Hetlage stated that appendix 97.2 should be sent to employees and noted that section 97.1 was already existing. Mr. Hetlage stated that by adding this amendment following the existing section, the new section could easily be removed when it was necessary.

It was noted that should there be any gouging, the States Attorney General will prosecute offenders.

There being no additional discussion or questions, Mayor Wilcox called for a vote which was unanimously approved.

Mr. DeClue read the ordinance by caption only

Alderman Lane moved approval of the second reading of Ordinance B08-20.
Alderman Schuster seconded the motion.

Mayor Wilcox asked for a report which was the same.

There being no further discussion, the Mayor called for a vote which was unanimously approved.

Alderman Nauman moved approval of the final approval of Ordinance B08-20. Alderman Lane seconded the motion.

There being no additional discussion or questions, Mayor Wilcox called for a vote:

Ayes: Alderman Lane, Alderman Roettger, Alderman Schuster,
Alderman Nauman, Alderman Schoemehl Alderman Baugus

Nays: None

RESOLUTIONS

R04-20 A RESOLUTION PROCLAIMING THE FOURTH FRIDAY IN APRIL 2020, AS ARBOR DAY IN THE CITY OF GLENDALE

Alderman Schuster moved approval of Resolution R04-20.
Alderman Nauman seconded the motion.

Mayor Wilcox asked for a report.

Mr. DeClue reported that this resolution is passed every year, noting that the date usually coincides with the date celebrated by the State of Missouri. Mr. DeClue stated that this year there were no opportunities to celebrate and was hopeful that a project would be organized at a later date. Mr. DeClue noted that due to the pandemic, the requirement for a resolution was suspended; however, it was decided to issue the ordinance anyway for overall continuity.

There being no additional discussion or questions, Mayor Wilcox called for a vote which was approved unanimously.

R05-20 A RESOLUTION DECLARING THE WEEK OF APRIL 12-18, 2020, AS NATIONAL PUBLIC SAFETY TELECOMMUNICATORS' WEEK

Alderman Baugus moved approval of Resolution R05-20.
Alderman Schoemehl seconded the motion.

Mayor Wilcox asked for a report.

Chief Beaton reported that this Resolution was presented every year in recognition of the work done by the Fire and Police Dispatchers who are the first voice for our residents adding that there was always recognition for First Responders but in 1991, Congress designated a week in April in their honor. Chief Beaton stated that this year, the week was April 12 through 18.

There being no additional discussion or questions, Mayor Wilcox called for a vote which was approved unanimously.

REPORTS

Ben DeClue

Mr. DeClue reported that he had been absent from the office due to a slipped disc, and but would be available anytime.

Mr. DeClue reported that he participated in a City Managers call on Tuesday, who all were talking about the financial impact of the COVID-19 situation. Mr. DeClue stated that freezing Capital Improvements may be necessary, fearing that services would be diminished. Mr. DeClue noted that the City was paying employees for 40 hours of service through the month of April but needed to discuss the possibilities for the months of May and June. Mr. DeClue noted that in the Sunday Post-Dispatch, there was an article about the losses suffered by the City of Des Peres adding that although Glendale was a pool city, the pool was fueled by West County Mall or shops in Chesterfield and would feel the impact as well. Mr. DeClue stated that he would be in discussions with Mr. Lawrence and will budget for projects adding that if the government bails out the City, the budget will be in place.

Alderman Nauman asked if it would help to see a list format indicating what will likely capital improvements will be cut, adding that the Essex project would not be included. Alderman Nauman also asked if this situation would escalate the conversation with Kirkwood concerning the Police and Fire Dispatch services.

Mr. DeClue stated that it would and that discussions about a partnership would happen sooner.

It was noted that the use of the swimming pool was a luxury at this point and the question of where the City should be spending money or not spending money is the issue.

Mr. DeClue noted that was a good point, adding that some cities are saying that any spending other than on COVID-19 should not be done.

Joanne Carr

None.

Alderman Roettger

Alderman Roettger stated that the Board should take note of any projects with a healthy share program from the State of Missouri or the Federal Government should be considered, noting that the City did not want to pass up anything worthwhile.

Mr. DeClue agreed adding that although the Essex project was a shared project, the Nova Chip project was not.

Alderman Lane noted that the Manchester Road project may be suspended for the time being, adding that Mr. Jones would check with MoDOT about their plans.

Mr. DeClue noted that City Managers indicated that due to COVID-19, MoDOT had lost gas taxes.

Alderman Roettger reported on front of sales tax information noting that the City was 2/3rds the way through the fiscal year with 4 months left. Alderman Roettger stated that approaches modeled a 75% reduction on sales tax and other usage taxes at 50% or so, there may be a \$225,000 deficit. Alderman Roettger noted that there had been a \$40,000 surplus from the last budget year, and the City had a 1.7 million reserve put aside. Alderman Roettger questioned what economic reinvigoration July would bring in light of the future for COVID-19.

Alderman Roettger reported that the election was rescheduled for June 2020 and Prop E was on the ballot but asked about the options to bring it to a vote going forward. Alderman Roettger noted that he did not want to over-tax the residents in light of the current economy and did not want to lose momentum, but added that there was fear about a recession at the beginning of the planning, but nothing like this was anticipated.

Mayor Wilcox stated that he could see both sides of the situation adding that the pension was more important than ever, noting that being furloughed may not be conducive to approving an increased tax. Mayor Wilcox added that things will need to be considered in May.

Mr. DeClue stated that this issue was more important than ever considering that Prop P money could be coming up short, adding that the Prop P money was not included in the budget numbers.

It was noted that Prop E may appear to be more acceptable if residents see that the City was making sensible moves in other areas of the budget.

Alderman Baugus

Alderman Baugus reported his thanks to the Police, Fire, Public Works, and Administration departments for their work, for setting up one more yard waste pick-up day. Alderman Baugus stated that he appreciated that the Police Department had one car parked at North Glendale Elementary School advancing safety and for policing the community at large. Alderman Baugus stated that he appreciated the signage for social distancing and safety reminders placed throughout the City and was proud to live in the City of Glendale.

Alderman Lane

Alderman Lane reported that she appreciated the Police Department particularly for keeping an eye on Brownell traffic and safety, adding that there were detour signs everywhere for the Berry Road project and appreciated everything Public Works did to escalate the project's safety needs. Alderman Lane stated that the City of Glendale had a contractual responsibility to operate but with a worse-case scenario, was concerned about the Prop E request on the ballot. Alderman Lane added that she was willing to help any way necessary.

Alderman Roettger noted that the market loss was small for Glendale's pension noting that the March numbers showed a 9% loss compared with the overall S & P losses at 13%, adding that the pension remained above the \$5,000,000 mark necessary to make the transfer to LAGERS.

Alderman Schoemehl

Alderman Schoemehl reported that the operating budget was critical adding that it was not good to deprive anything safety related. Alderman Schoemehl noted that large item purchases could be postponed adding that it would be good to educate the residents about all the reductions to the budget.

Alderman Nauman

Alderman Nauman reported that the Jazzfest was moving forward with an October 9, 2020 rescheduled date and added that Marquis Knox may be available at that time. Alderman Nauman noted that there were two other bands in discussion and would advise the Board in the future.

Alderman Schuster

Alderman Schuster stated that all the previous comments by Board members were very well thought out and added that this was the 3rd time in his experience that there had been shortfalls. Alderman Schuster added that the City would work this all out.

Jim Hetlage

None

Mayor Wilcox

Mayor Wilcox thanked everyone for the seamless virtual meeting, and thanked Mr. DeClue for setting up the technology.

Mayor Wilcox reported that the signage which Alderman Baugus talked about was initiated by Mr. Jones and himself following the postings of yard waste signage. Mayor Wilcox stated that he realized that not all residents had the use of social media and thought the signage would be an added way to educate the community. Mayor Wilcox noted that there continued to be many people congregating outside and not practicing social distancing, adding that with the signage, there was a reminder to stay home, separate and stay safe.

Mayor Wilcox stated that the North Glendale situation had become a real frustration for the City adding that the School District properties should be managed by the school district including emailing all the parents the need to stay off all properties that are closed. Mayor Wilcox noted that there was a crowd of people at NG all day long. Mayor Wilcox stated that he did not want the negative task to be focused on the Police Department adding that physical barricades would be helpful.

Mr. DeClue stated that the staff would reach out to the school district with a call to Dr. Condon, adding that the School District should not expect the Police Department to be the enforcer when there are more things they are tasked to do.

Chief Beaton stated that he agreed but noted that the School District had complied with some requests made by the Police Department adding that there was a decrease in social groups gatherings, and generally, the property usage was down. Chief Beaton noted that the nicer weather will create more users and would appreciate what the School District will do.

Alderman Nauman noted that the Chelsea side, the south side and the west side of the school had been closed off, but the parking lot side was open and still being used.

Mayor Wilcox asked Chief Beaton if the department had everything needed for personal protection and safety.

Chief Beaton stated that the Office of Emergency Management had given the department goggles, N95 masks, gowns and gloves adding that the department had what it needed right now. Chief Beaton noted that hand sanitizer was hard to find, but the department had what it needed and added that the Fire Department would share if necessary.

Chief Beaton reported that Filomena's was closed for good. Mr. DeClue stated that he had been in conversation with an owner of a breakfast-lunch restaurant and would report more information once it was received. Mr. DeClue stated that the information was forwarded to the landlord.

Alderman Nauman asked that the Sappington Road-Kirkham Avenue speed limit reduction be revisited.

Chief Beaton and Mr. DeClue were both supportive of the reduction.

It was noted that there were a few residents not in support of the reduction and that the Board needed to make sure that all residents were in agreement with the reductions.

Chief Beaton stated that he would forward the memo previously written defining the test results and recommendations for the reduction adding that Webster Groves currently limits their Kirkham Avenue speed limit to 25 miles an hour.

Alderman Baugus stated that there needed to be more public input including the traffic study which showed slower traffic patterns.

Chief Beaton added that the study showed that traffic generally drove slower than the speed limit, 85% at or below the speed limit but noted that there were always a few drivers breaking the rules.

Mayor Wilcox noted that the sidewalks on both roads were close to the proximity of the streets and could create a dangerous situation, adding that flashing lights posted on the weekends could be useful.

Mr. DeClue stated that this would be a discussion item at the first meeting in May.

Chief Beaton ended his report by reminding the Board that the prayer breakfast scheduled for April 22, 2020 had been postponed for a possible date in September.

Mayor Wilcox thanked Chief Beaton for his report.

ADJOURNMENT

Alderman Schuster moved to adjourn the meeting, seconded by Alderman Schoemehl. The motion was unanimously approved.

These minutes are approved as submitted this 20th day of April 2020.

Joanne Carr
Deputy City Clerk