



**Meeting of the
Administration/Public Works Committee
Record of Proceedings - APPROVED
Tuesday, January 5, 2021 at 6:30 pm
Via Zoom**

I. Welcome and Roll Call

Chair Garritano called the meeting to order at 6:30 pm. Attendance roll call was taken with following results:

Committee Members in Attendance:

- Chair Joe Garritano
- Council Member Dave Bertolino
- Council Member Larry Brost
- Council Member Lauren Edens
- Council Member Joe Farmer
- Council Member Dan Flaschar
- Council Member Rob Rambaud
- Council Member Kenneth Remy

Staff Members in Attendance:

- City Administrator (Interim) Steve Cross
- Director of Public Works Rick Brown
- City Attorney John Young
- Meeting Recorder Carla Patrick

II. Approval of Meeting Minutes from December 1, 2020

The minutes of the December 1, 2020 meeting were submitted for Committee approval.

Council Member Edens motioned for approval of the December 1, 2020 meeting minutes, and Council Member Flaschar seconded the motion. A voice vote was taken with unanimous favorable support. Therefore, Chair Garritano declared the motion passed.

III. Public Participation –

Residents Jerry Leeker, Tim Crahan, Shaun, Jared Frank, Raul Otega, Mike Ritter, Vicki Pearce and Gary spoke in support of the federal funding application for the construction of a round-about at Old State and Ridge Roads. The City received 36 comment cards also supporting this initiative.

IV. Public Works

A. For Information –

1. Waste Connections – 2021 One Year Extension (Wards – All)
Public Works Director Brown notified the Committee that the initial contract for waste disposal with Waste Connections ends August 1, 2021. Therein, the first one-year extension contract will begin, which includes a 2.8% rate increase. A request was made for resident notification of the impending price increase, wherein City Administrator (Interim) Cross noted that he would request that Waste Connections provide such notice.

B. For Action

1. Proposed Projects for STP Federal Funding Application (Wards – All)

Per Committee request at the December meeting, Public Works Director Brown provided options for potential federal funding application through the East West Gateway Council to include (1) a round-about located at Old State and Ridge Roads and (2) two Route 100 safety improvement projects. He noted that the City of Ellisville has committed funds (up to \$250,000) for the shared portion of the round-about project.

Discussion included resident safety concerns, funding application scoring, cost sharing parameters, project options, crash reports, and potential additional costs.

Council Member Bertolino motioned to recommend proceeding with the federal funding application for all three projects presented by the Public Works Department inclusive of (1) round-about at Old State and Ridge Roads, (2) Route 100 improvements of left turn lanes and (3) Route 100 improvements of J-turns, and inclusive of further negotiations of the shared cost with City of Ellisville and inclusive of editorials submitted within this meeting.

Council Member Edens then motioned to amend the motion to postpone the funding applications for the two Route 100 improvement projects pending determination of MoDOT's timeline for providing such improvements. Council Member Flaschar seconded the motion.

A role call vote was taken as follows:

Ayes: Garritano, Edens, and Flaschar
Nays: Bertolino, Brost, Farmer and Rambaud
Absent: Remy (had momentarily stepped away)

Therefore, Chair Garritano declared the motion failed.

Therein, a role call vote was taken for the initial motion with results as follows:

Ayes: Garritano, Bertolino, Brost, Edens, Farmer, Flaschar, and Rambaud
Absent: Remy

Therefore, Chair Garritano declared the motion passed.

2. Consultant Supplemental Agreement for Design of Manchester Road Shared Use Path

Public Works Director Brown proposed a supplemental agreement with the engineering consultant (TVM) on the design and construction of a new segment of shared use path on the north side of Manchester Road between Highway 109 and Pond Road. He noted that federal funds have been approved at a 50% reimbursement up to \$575,000. The estimated cost of the project is \$1,250,000. In this first phase with TVM, changes were determined to the original scope of work relative to easements and design elements. Therefore, the department is requesting approval for a supplemental agreement with TVM in the amount of \$42,000.

Discussion included priority level of funding of the entire project, timeline for current funding compliance, and opportunity for council work session discussion.

Council Member Brost motioned to recommend approval of a supplemental agreement with TVM in the amount of \$42,000 for the Manchester Road Shared Use Path project. Council Member Edens seconded the motion. A voice vote was taken with unanimous favorable results. Therefore, Chair Garritano declared the motion passed.

3. Consultant Agreements with Davey Resource Group for 2021 Ash Tree Program

Public Works Director Brown proposed a new agreement with Davey Resource Group in the continued efforts of the Ash Tree Program to include management, tree planting, Tree Keeper application and on-call consulting services for 2021. Funding for these services are included in the 2021 Capital Improvements Budget.

Council Member Edens motioned to approve contracting with Davey Resource Group for services to the Ash Tree Program for the not to exceed amount of \$9,870. Council Member Flaschar seconded the motion. A voice vote was taken with unanimous favorable support. Therefore, Chair Garritano declared the motion passed.

V. Administration

A. For Information - None

B. For Action

1. Addendum to Anti-Harassment Policy (Wards – All)

City Attorney Young presented a draft of the Anti-Harassment Policy for Elected and Appointed Officials Addendum to provide expanded protection categories for the Committee's consideration.

Council Member Edens motioned to recommend approval of the Addendum to the Anti-Harassment Policy for Elected and Appointed Officials as drafted. Council Member Remy seconded the motion. A voice vote was taken with unanimous favorable support. Therefore, Chair Garritano declared the motion passed.

2. Council Meeting start time (Wards – All)

City Attorney Young explained that City Charter code 3.8 dictates that City Council meetings must not be scheduled prior to 7:00 pm. Therefore, any change in that dictate requires a charter amendment by ballot vote.

Discussion included language to provide flexibility in meeting start time and Sunshine Law relative to meeting time postings.

Chair Garritano motioned for City Attorney Young to draft the legal language for a proposed charter amendment to revise the City Council meeting start time requirement. Council Member Remy seconded the motion. A voice vote was taken with favorable support, excepting an abstention from Council Member Edens. Therefore, Chair Garritano declared the motion passed.

3. Council and Committee meetings in 2021 – virtual/in person (Wards – All)

Council Member Remy motioned to postpone this topic. Council Member Farmer seconded the motion. A voice vote was taken with unanimous favorable support. Therefore, Chair Garritano declared the motion passed.

4. Executive Session Confidentiality (Wards – All)

City Attorney Young noted the need for a specific legislation directive for the maintenance of confidentiality of matters discussed in closed meetings.

Discussion included attorney/client privilege significance and potential penalties for breaching confidentiality of closed meeting discussions.

Council Member Edens motioned for City Attorney Young to draft policy specifics inclusive of potential penalties for violation of such. Council Member Remy seconded the motion. A voice vote was taken with unanimous favorable support. Therefore, Chair Garritano declared the motion passed.

VI. Items Not Ready for Action

A. High Priority

1. Social Media Policy (Wards – All)
2. Elected/Appointed Officials Paying for Records Requests (Wards – All)

B. Medium Priority

1. Bias Training for City Officials (Wards – All)

C. Low Priority

1. No Items

VII. Miscellaneous - none

VIII. Next Meeting

The next meeting of the Administration/Public Works Committee is scheduled for February 2, 2021

IX. Adjournment

Council Member Farmer motioned for meeting adjournment. Council Member Flaschar seconded the motion. A voice vote was taken with unanimous favorable support. Therefore, Chair Garritano declared the meeting adjourned at 9:30 pm.