

The CITY JOURNAL

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FRANCIS G. SLAY
Mayor

LEWIS E. REED
President, Board of Aldermen

DARLENE GREEN
Comptroller

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JOURNAL
OF THE
**Board of
Aldermen**
OF THE
CITY OF ST. LOUIS
REGULAR
SESSION
2011-2012

PRELIMINARY

The following is a preliminary
draft of the minutes of the
meeting of

Friday, January 20, 2012.

**These minutes are
unofficial and subject to
Aldermanic approval.**

City of St. Louis Board of Aldermen
Chambers January 20, 2012.

The roll was called and the following
Aldermen answered to their names: Troupe,
Flowers, Bosley, Hubbard, Triplett, Young,
Ortmann, Vollmer, Villa, Arnowitz, Wessels,
Howard, Baringer, Roddy, Kennedy, Davis,
Schmid, French, Boyd, Vaccaro, Ogilvie,
Williamson, Carter and President Reed. 24

*"Almighty God, source of all authority,
we humbly ask guidance in our deliberations
and wisdom in our conclusions. Amen."*

**ANNOUNCEMENT OF ANY
SPECIAL ORDER OF THE DAY**

None.

**INTRODUCTION OF
HONORED GUESTS**

None.

**APPROVAL OF MINUTES
OF PREVIOUS MEETING**

None.

**REPORT OF CITY OFFICIALS
Report of the Clerk
of the Board of Aldermen**

I wish to report that on the 20th day of
January, 2012, I delivered to the Office of the
Mayor of the City of St. Louis the following
board bills that were truly agreed to and finally
adopted.

Board Bill No. 201

An Ordinance authorizing and directing
the Director of Public Safety, on behalf of the

Mayor and the City of St. Louis, to enter into and execute a Grant Agreement with the U. S. Department of Justice, Bureau of Justice Assistance, to fund the 2011 Justice Assistance Grant Program, upon approval of the Board of Estimate and Apportionment, and to expend funds by entering into contracts or otherwise for grant purposes and containing an emergency clause.

Board Bill No. 69

An ordinance authorizing the City of St. Louis (hereinafter, "City"), by and through its Board of Public Service, to enter into an Agreement with the Missouri Highways and Transportation Commission (hereinafter, "Commission") for the Commission to remove and replace the Jefferson Avenue Bridge Over Interstate 64 and associated highway ramps (hereinafter, "Project") without cost to the City.

Board Bill No. 182

An ordinance recommended by the Board of Public Service to conditionally vacate above surface, surface and sub-surface rights for vehicle, equestrian and pedestrian travel in 1) Motard Ave. from Hickory to Rutger. 2) A portion of the 15 foot wide east/west alley in City Block 2181-S beginning at Motard and extending westwardly 503.78 feet to a point in the City of St. Louis, Missouri, as hereinafter described, in accordance with Charter authority, and in conformity with Section 14 of Article XXI of the Charter and imposing certain conditions on such vacation.

Board Bill No. 220

An ordinance recommended by the Board of Public Service to conditionally vacate above surface, surface and sub-surface rights for vehicle, equestrian and pedestrian travel in Children's Place from Kingshighway eastwardly approximately 293.625 to a point in the City of St. Louis, Missouri, as hereinafter described, in accordance with Charter authority, and in conformity with Section 14 of Article XXI of the Charter and imposing certain conditions on such vacation.

Board Bill No. 227

An ordinance authorizing the Director of Streets to temporarily close, barricade, or otherwise impede the flow of traffic at the northernmost east/west alley bounded by Penrose Park and Penrose Street at Euclid Avenue and the northernmost east/west alley bounded by Penrose Park and Penrose Street at Aubert Avenue in the City of St. Louis, Missouri.

David W. Sweeney, Clerk
Board of Aldermen

Office of the Mayor

None.

PETITIONS & COMMUNICATIONS

None.

BOARD BILLS FOR PERFECTION - INFORMAL CALENDAR

None.

BOARD BILLS FOR THIRD READING

- INFORMAL CALENDAR

None.

RESOLUTIONS

- INFORMAL CALENDAR

None.

FIRST READING OF BOARD BILLS

Board Member Baringer introduced by request:

Board Bill No. 251

An ordinance approving a blighting study and redevelopment plan dated October 25, 2011 for the St. Louis Hills/South Hampton/Lindenwood Park Scattered Sites I Redevelopment Area (as further defined herein, the "Plan") after finding that said Redevelopment Area ("Area") is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, as amended (the "Statute" being Sections 99.300 to 99.715 RSMo inclusive, as amended); containing a description of the boundaries of the Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Attachment "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Plan attached hereto and incorporated herein as Attachment "B", pursuant to Section 99.430 RSMo, as amended; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA"), a public body corporate and politic created under Missouri law, through the exercise of eminent domain; finding that two of the properties within the Area are occupied or partially occupied, the Redeveloper(s) (as defined herein) shall be responsible for providing relocation assistance pursuant to the Plan to any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there

shall be available up to a ten (10) year real estate tax abatement; and pledging cooperation of this St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan; and containing a severability clause.

Board Member Moore introduced by request:

Board Bill No. 252

An ordinance repealing Ordinance 69004 and in lieu thereof enacting a new ordinance prohibiting the issuance of any package or drink liquor licenses for any currently non-licensed premises within the boundaries of the Fourth Ward Liquor Control District, as established herein, for a period of three years from the effective date hereof; containing exceptions and allowing, during the moratorium period, for the transfer of existing licenses, under certain circumstances, and the issuance of a drink license to persons operating a restaurant at a previously non-licensed premises and containing an emergency clause.

Board Member Conway introduced by request:

Board Bill No. 253

An ordinance renewing the Gardenside Subdivision Special Business District pursuant to Sections 71.790 through 71.808 of the Revised Statutes of Missouri, setting its boundaries, tax rate, initial rate of levy subject to the approval of the qualified voters, bonding authority, and uses to which tax revenue may be put; creating a board of commissioners; and containing severability, effectiveness, and emergency clauses.

Board Member Conway introduced by request:

Board Bill No. 254

An ordinance submitting to the qualified voters residing in the Gardenside Subdivision Special Business District as designated in Ordinance No. _____, approved _____ a proposal to renew and continue the levy a tax on the real property located in said district; submitting said proposal to the voters of said district at an Election on August 7, 2012; and containing an emergency clause.

Board Member Ortmann introduced by request:

Board Bill No. 255

An ordinance approving a blighting study and redevelopment plan dated December 13, 2011 for the 3337 Missouri Ave. Redevelopment Area (as further defined herein,

the “Plan”) after finding that said Redevelopment Area (“Area”) is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, as amended (the “Statute” being Sections 99.300 to 99.715 RSMo inclusive, as amended); containing a description of the boundaries of the Area in the City of St. Louis (“City”), attached hereto and incorporated herein as Attachment “A”, finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Plan attached hereto and incorporated herein as Attachment “B”, pursuant to Section 99.430 RSMo, as amended; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis (“LCRA”), a public body corporate and politic created under Missouri law, through the exercise of eminent domain; finding that none of the property within the Area is occupied, but if it should become occupied the Redeveloper(s) (as defined herein) shall be responsible for providing relocation assistance pursuant to the Plan to any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available up to a five (5) year real estate tax abatement; and pledging cooperation of this St. Louis Board of Aldermen (“Board”) and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan; and containing a severability clause.

Board Member Ortmann introduced by request:

Board Bill No. 256

An ordinance approving a blighting study and redevelopment plan dated December 13, 2011 for the 3200-3222 Texas Ave. Redevelopment Area (as further defined herein, the “Plan”) after finding that said Redevelopment Area (“Area”) is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, as amended (the “Statute” being Sections 99.300 to 99.715 RSMo inclusive, as amended); containing a description of the boundaries of the Area in the City of St. Louis (“City”), attached hereto and incorporated herein as Attachment “A”, finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of

the people of the City; approving the Plan attached hereto and incorporated herein as Attachment “B”, pursuant to Section 99.430 RSMo, as amended; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis (“LCRA”), a public body corporate and politic created under Missouri law, through the exercise of eminent domain; finding that none of the property within the Area is occupied, finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available up to a fifteen (15) year real estate tax abatement; and pledging cooperation of this St. Louis Board of Aldermen (“Board”) and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan; and containing a severability clause.

Board Member Conway introduced by request:

Board Bill No. 257

An ordinance approving a blighting study and redevelopment plan dated December 13, 2011 for the 3867-71 Shenandoah Ave. & 2250-56 S. 39th. St. Redevelopment Area (as further defined herein, the “Plan”) after finding that said Redevelopment Area (“Area”) is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, as amended (the “Statute” being Sections 99.300 to 99.715 RSMo inclusive, as amended); containing a description of the boundaries of the Area in the City of St. Louis (“City”), attached hereto and incorporated herein as Attachment “A”, finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Plan attached hereto and incorporated herein as Attachment “B”, pursuant to Section 99.430 RSMo, as amended; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis (“LCRA”), a public body corporate and politic created under Missouri law, through the exercise of eminent domain; finding that none of the property within the Area is occupied, but if it should become occupied the Redeveloper(s) (as defined herein) shall be responsible for providing relocation assistance pursuant to the Plan to

any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available up to a ten (10) year real estate tax abatement; and pledging cooperation of this St. Louis Board of Aldermen (“Board”) and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan; and containing a severability clause.

Board Members Ogilvie, Cohn and President Reed introduced by request:

Board Bill No. 258

An Ordinance recommended by the City of St. Louis Planning Commission, requiring residential and commercial bicycle parking under the Zoning Code for all new construction or renovations equal to or in excess of one million dollars (\$1,000,000); containing definitions; bicycle rack construction requirement, bicycle rack site requirements, bicycle parking requirements, exemptions, off-street parking reduction, an administrative waiver provision and a severability clause.

Board Member Carter introduced by request:

Board Bill No. 259

An ordinance pertaining to secondhand dealers and pawnbrokers; amending Section Two of Ordinance 63478, codified in Part I of Section 8.82.040 of the Revised Code of the City of St. Louis, and enacting in lieu thereof a new section pertaining to the same subject matter of license applications; amending Section Two of Ordinance 64311, codified in Part I of Section 8.82.050 of the Revised Code of the City of St. Louis, and enacting in lieu thereof a new section pertaining to the same subject matter of transaction forms; amending Section One of Ordinance 57502, codified in Section 8.72.030 of the Revised Code of the City of St. Louis, and enacting in lieu thereof a new section pertaining to the same subject matter of license applications; containing severability and emergency clauses.

REFERENCE TO COMMITTEE OF BOARD BILLS

Convention and Tourism

None.

Engrossment, Rules and Resolutions

None.

Health and Human Services

None.

Housing, Urban Development & Zoning

Board Bills No. 251 and 258.

Intergovernmental Affairs

None.

Legislation

None.

Neighborhood Development

Board Bills No. 255, 256 and 257.

Parks and Environmental Matters

None.

Personnel and Administration

None.

Public Employees

None.

Public Safety

Board Bills No. 252 and 259.

Public Utilities

None.

Streets, Traffic and Refuse

None.

Transportation and Commerce

None.

Ways and Means

Board Bills No. 253 and 254.

**SECOND READING AND REPORT
OF STANDING COMMITTEES**

Mr. Wessels of the Committee on Housing, Urban Development and Zoning submitted the following report which was read.

Board of Aldermen Committee report, January 20, 2012.

To the President of the Board of Aldermen:

The Committee on Housing, Urban Development and Zoning to whom was referred the following Board Bills, report that they have considered the same and recommend adoption.

**Board Bill No. 214
(Committee Substitute)**

An Ordinance recommended by the City of St. Louis Planning Commission pertaining to fees related to services provided by the Zoning Section of the Building Division of the Department of Public Safety; repealing and amending portions of Section Twenty-One of Ordinance 59979, codified as §§26.80.010(C)(2), 26.80.050(D), 26.80.060(E) of the Revised Code of the City of St. Louis 1994 as amended and supplemented (hereafter "Revised Code"); repealing and amending portions of Section Two of Ordinance 63299, codified as §26.80.070(B) and (G) of the Revised Code; amending a part of Section Two of Ordinance 64654, codified as §26.84.040(B) of the

Revised Code; repealing and amending a part of Section Twenty-Four of Ordinance 59979, codified as §26.92.020 of the Revised Code; and repealing and amending Section Twenty-Five of Ordinance 59979, codified as §26.96.040 of the Revised Code; adding a new chapter for fees related to services provided by the Zoning Section; including a severability and an emergency clause.

Board Bill No. 226

An ordinance approving a blighting study and redevelopment plan dated November 15, 2011 for the 2309 Locust St. Redevelopment Area (as further defined herein, the "Plan") after finding that said Redevelopment Area ("Area") is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, as amended (the "Statute" being Sections 99.300 to 99.715 RSMo inclusive, as amended); containing a description of the boundaries of the Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Attachment "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Plan attached hereto and incorporated herein as Attachment "B", pursuant to Section 99.430 RSMo, as amended; finding that there is a feasible financial plan for the redevelopment of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA"), a public body corporate and politic created under Missouri law, through the exercise of eminent domain; finding the property within the Area is partially occupied, Redeveloper(s) (as defined herein) shall be responsible for providing relocation assistance pursuant to the Plan to any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available up to a ten (10) year real estate tax abatement; and pledging cooperation of this St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan; and containing a severability clause.

Board Bill No. 241

An Ordinance recommended by the Planning Commission on December 7, 2011, to change the zoning of property as indicated on the District Map, from "J" Industrial District to the "H" Area Commercial District, in City Block 4002 (5800 Highlands Plaza

Drive and 1110 E. Highlands plaza Drive), so as to include the described parcels of land in City Block 4002; and containing an emergency clause.

Board Bill No. 242

An Ordinance recommended by the Planning Commission on December 7, 2011, to change the zoning of property as indicated on the District Map, from "B" Two-Family Dwelling District to the "C" Multiple-Family Dwelling District, in City Block 4550 (5501-51 Enright and 5534 Clemens), so as to include the described parcels of land in City Block 4550; and containing an emergency clause.

Alderman Wessels
Chairman of the Committee

Mr. Bosley of the Committee on Streets, Traffic and Refuse submitted the following report which was read.

Board of Aldermen Committee report, January 20, 2012.

To the President of the Board of Aldermen:

The Committee on Streets, Traffic and Refuse to whom was referred the following Board Bills, report that they have considered the same and recommend adoption.

Board Bill No. 164

An ordinance recommended by the Board of Public Service to conditionally vacate above surface, surface and sub-surface rights for vehicle, equestrian and pedestrian travel in the 20 foot wide north/south alley in City Block 1450E as bounded by Halliday, Compton, Pestalozzi and Virginia in the City of St. Louis, Missouri, as hereinafter described, in accordance with Charter authority, and in conformity with Section 14 of Article XXI of the Charter and imposing certain conditions on such vacation.

**Board Bill No. 246
(Committee Substitute)**

An ordinance pertaining to commercial semi-trailer trucks, also known as a semi's, or tractor-trailers; prohibiting such traffic during certain hours along McCausland Ave. from the north boundary of Southwest Avenue to the south boundary of Wise Avenue, exempting from said prohibition emergency vehicles, including privately owned tow trucks when providing emergency service to non-commercial vehicles, and vehicles with a Gross Vehicle Weight (GVW) of less than 26,000 pounds and containing an emergency clause.

Board Bill No. 248

An ordinance recommended by the Board

of Public Service to conditionally vacate above surface, surface and sub-surface rights for vehicle, equestrian and pedestrian travel in 14 foot wide north/south alley in City Block 802 as bounded by Shenandoah, 13th, Lami and Interstate 55 in the City of St. Louis, Missouri, as hereinafter described, in accordance with Charter authority, and in conformity with Section 14 of Article XXI of the Charter and imposing certain conditions on such vacation.

Board Bill No. 250

An ordinance recommended by the Board of Public Service to conditionally vacate above surface, surface and sub-surface rights for vehicle, equestrian and pedestrian travel in The remaining 15 foot wide east/west alley and the 22 foot wide north/south alley in City Block 896 bounded by Olive, 18th, Pine and 19th in the City of St. Louis, Missouri, as hereinafter described, in accordance with Charter authority, and in conformity with Section 14 of Article XXI of the Charter and imposing certain conditions on such vacation.

Alderman Bosley
Chairman of the Committee

**REPORT OF
SPECIAL COMMITTEES**

None.

**PERFECTION
CONSENT CALENDAR**

Mr. Wessels moved that the following Board Bills before the Board for perfection, be perfected as reported out of Committee with its recommendation "Do Pass": Board Bill No. 228.

Seconded by Mr. Schmid.

Carried unanimously by voice vote.

BOARD BILLS FOR PERFECTION

None.

**THIRD READING
CONSENT CALENDAR**

Mr. Wessels moved for third reading and final passage of Board Bills No. 225 and 237.

Seconded by Mr. Arnowitz.

Carried by the following vote:

Ayes: Troupe, Flowers, Bosley, Hubbard, Triplett, Young, Ortmann, Vollmer, Villa, Arnowitz, Wessels, Howard, Baringer, Roddy, Kennedy, Schmid, French, Boyd, Vaccaro, Ogilvie, Williamson, Carter and President Reed. 23

Noes: 0

Present: 0

Board Bill No. 225

An Ordinance, recommended by the Board of Public Service of the City of St. Louis (the "Board of Public Service"), establishing a public works and improvement project for the design and construction of the Traffic Management Enhancement Project involving various traffic management improvements on City of St. Louis arterials and the City's Traffic Operation Center computer systems, (the "Traffic Management Enhancement Project"); and authorizing and directing the City of St. Louis (the "City"), by and through its Board of Public Service, to let contracts and provide for the design, construction, procurement of materials, and equipment for the Traffic Management Enhancement Project, authorizing the Board of Public Service to employ labor and consultants, pay salaries, fees and wages, acquire any and all said real and personal property rights and interests, in whole or in part, including easements (by lease, purchase, eminent domain, condemnation, or otherwise), as necessary for completion of the Traffic Management Enhancement Project, and to enter into supplemental agreements with the Missouri Highway and Transportation Commission, Federal Highway Administration, utilities, railroads, and other governmental agencies for the Traffic Management Enhancement Project all in accordance with the federal Transportation Equity Act for the 21st Century (23 U.S.C. 110, et seq.), with any contract containing sections for: description of the work, material guarantees, estimated expenditure allocations, fund reversion authorization, applicable federal and state wage rate requirements, equal opportunity provisions, the Mayor's Executive Orders, and contract advertising statutes; requiring that all work provided for herein shall be carried out in accordance with detailed plans and specifications adopted and approved by the Board of Public Service before bids are advertised therefor; directing that all construction contracts let by authority of this Ordinance provide for federal and state prevailing wage requirements including prevailing wage holiday and overtime pay and compliance with all applicable statutes of the State of Missouri, the City Charter and the Revised Code of the City, as amended; requiring all specifications approved by the Board of Public Service and contracts let by authority of this Ordinance provide for: compliance with the Mayor's Executive Orders on Equal Opportunity and maximum MBE/WBE/DBE utilization goals, except when superseded or prohibited by federal or state law or regulation; contractor's compliance with the provisions of Sections 285.525 thru 285.550 of the Revised Statutes of Missouri, as amended, by requiring enrollment and

participation in a federal work authorization program and no knowing employment of unauthorized aliens; contractor's compliance with the provisions of Section 292.675 of the Revised Statutes of Missouri, as amended, by providing a ten-hour Occupational Safety and Health Administration construction safety program for their on-site employees; contractor's compliance with the provisions of Section 34.057 of the Revised Statutes of Missouri, as amended, (Prompt Payment/Retainage), as applicable; requiring all advertisements for bids pursuant to this Ordinance be subject to the provisions of Section 8.250 of the Revised Statutes of Missouri, as amended; and appropriating the total estimated cost of the Traffic Management Enhancement Project of One Million, One Hundred Sixty Eight Thousand Dollars (\$1,168,000.00) from the Federal Highway Administration Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU), and labor and equipment provided by the City of St. Louis Street Department; authorizing and directing the Comptroller of the City to draw warrants from time to time and disburse funds appropriated by this ordinance and to receive and disburse grant funds in accordance with the Transportation Equity Act of the 21st Century (23 U.S.C. 110, et seq.) upon the signature and certification of vouchers by the President of the Board of Public Service; and containing a public work emergency clause.

Board Bill No. 237

An ordinance authorizing and directing the Street Commissioner to take all necessary actions to honorarily designate the 1200 block of Clarendon Avenue as "Rev. John Watson Sr. Avenue."

**THIRD READING, REPORT OF
THE ENGROSSMENT COMMITTEE
AND FINAL PASSAGE
OF BOARD BILLS**

None.

**REPORT OF THE
ENROLLMENT COMMITTEE**

Board of Aldermen, Committee Report, St. Louis, January 20, 2012.

To the President of the Board of Aldermen:

The Committee on Engrossed and Enrolled Bills to whom was referred the following Board Bills report that they have considered the same and they are truly enrolled.

Board Bill No. 225

An Ordinance, recommended by the Board of Public Service of the City of St. Louis

(the "Board of Public Service"), establishing a public works and improvement project for the design and construction of the Traffic Management Enhancement Project involving various traffic management improvements on City of St. Louis arterials and the City's Traffic Operation Center computer systems, (the "Traffic Management Enhancement Project"); and authorizing and directing the City of St. Louis (the "City"), by and through its Board of Public Service, to let contracts and provide for the design, construction, procurement of materials, and equipment for the Traffic Management Enhancement Project, authorizing the Board of Public Service to employ labor and consultants, pay salaries, fees and wages, acquire any and all said real and personal property rights and interests, in whole or in part, including easements (by lease, purchase, eminent domain, condemnation, or otherwise), as necessary for completion of the Traffic Management Enhancement Project, and to enter into supplemental agreements with the Missouri Highway and Transportation Commission, Federal Highway Administration, utilities, railroads, and other governmental agencies for the Traffic Management Enhancement Project all in accordance with the federal Transportation Equity Act for the 21st Century (23 U.S.C. 110, et seq.), with any contract containing sections for: description of the work, material guarantees, estimated expenditure allocations, fund reversion authorization, applicable federal and state wage rate requirements, equal opportunity provisions, the Mayor's Executive Orders, and contract advertising statutes; requiring that all work provided for herein shall be carried out in accordance with detailed plans and specifications adopted and approved by the Board of Public Service before bids are advertised therefor; directing that all construction contracts let by authority of this Ordinance provide for federal and state prevailing wage requirements including prevailing wage holiday and overtime pay and compliance with all applicable statutes of the State of Missouri, the City Charter and the Revised Code of the City, as amended; requiring all specifications approved by the Board of Public Service and contracts let by authority of this Ordinance provide for: compliance with the Mayor's Executive Orders on Equal Opportunity and maximum MBE/WBE/DBE utilization goals, except when superseded or prohibited by federal or state law or regulation; contractor's compliance with the provisions of Sections 285.525 thru 285.550 of the Revised Statutes of Missouri, as amended, by requiring enrollment and participation in a federal work authorization program and no knowing employment of unauthorized aliens; contractor's compliance

with the provisions of Section 292.675 of the Revised Statutes of Missouri, as amended, by providing a ten-hour Occupational Safety and Health Administration construction safety program for their on-site employees; contractor's compliance with the provisions of Section 34.057 of the Revised Statutes of Missouri, as amended, (Prompt Payment/Retainage), as applicable; requiring all advertisements for bids pursuant to this Ordinance be subject to the provisions of Section 8.250 of the Revised Statutes of Missouri, as amended; and appropriating the total estimated cost of the Traffic Management Enhancement Project of One Million, One Hundred Sixty Eight Thousand Dollars (\$1,168,000.00) from the Federal Highway Administration Safe, Accountable, Flexible, Efficient Transportation Equity Act: A Legacy for Users (SAFETEA-LU), and labor and equipment provided by the City of St. Louis Street Department; authorizing and directing the Comptroller of the City to draw warrants from time to time and disburse funds appropriated by this ordinance and to receive and disburse grant funds in accordance with the Transportation Equity Act of the 21st Century (23 U.S.C. 110, et seq.) upon the signature and certification of vouchers by the President of the Board of Public Service; and containing a public work emergency clause.

Board Bill No. 237

An ordinance authorizing and directing the Street Commissioner to take all necessary actions to honorarily designate the 1200 block of Clarendon Avenue as "Rev. John Watson Sr. Avenue."

Alderman Vollmer
Chairman of the Committee

Board Bills Numbered 225 and 237 were read and all other business being suspended, Mr. Reed, in the presence of the Board and in open session, affixed his signature in accordance with the provisions of the Charter.

COURTESY RESOLUTIONS CONSENT CALENDAR

President Reed introduced Resolutions No. 293, 295 and 296 and the Clerk was instructed to read same.

Resolution No. 293

Patrick H. Kellett

WHEREAS, Patrick H. Kellett is being honored as the Building & Construction Trades Council Labor Man of the Year; and

WHEREAS, Patrick H. Kellett began his career as a Pipefitter in 1981, completing his apprenticeship with Murphy Company in 1985, continuing to work in the field as a Journeyman, Foreman and General Foreman;

and

WHEREAS, in 2000, Pat was appointed Business Representative by Business Manager/Secretary-Treasurer James O'Mara; and

WHEREAS, over the past decade Pat has served Local Union 562 as an Officer on the Finance Committee and Assistant Business Manager prior to becoming Business Manager/Secretary-Treasurer on September 1, 2007; and

WHEREAS, currently he holds the position of International/Director of Business Development for the United Association of Journeymen and Apprentices of the Plumbing and Pipe Fitting Industry; and

WHEREAS, Pat has served as a member and trustee of the Executive Board for the St. Louis Building and Construction Trades Council, Vice-President on the Executive Board of the St. Louis Labor Council, member of the St. Louis Maritime Port Council, Board member of PRIDE, as well as Co-Chairman for the Gateway Leadership Foundation. He served as a member on the Mainline Pipeline Negotiating Committee and Joint Labor Management UA/MSCA for the United Association. He also is a member a numerous labor clubs; and

WHEREAS, Pat has worked on many union functions that have benefited the retirees, members, families and entire community such as the "Heats On" program, Fishin Fitters" tournaments, the "Rebuilding Together" days, Local 562 Blood Banks, Health Fairs, Labor Day Parades; and :

WHEREAS, Pat has served on the Board of Directors for the United Way of Greater

St. Louis and St. Louis Regional Chamber and Growth Association; and

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen for the City of St. Louis that we pause in our deliberations to recognize the many contributions of Patrick H. Kellett and direct the Clerk of this Board to prepare a commemorative copy of this resolution to the end it may be presented to our honoree at a time and place deemed appropriate by the sponsor.

Introduced on the 20th day of January, 2012 by:

**Honorable Lewis E. Reed, President, Board of Aldermen
Honorable Joseph Vaccaro, Alderman 23rd Ward**

Resolution No. 295

John M. Nations

WHEREAS, John M. Nations is being

honored as the 2012 St. Louis Building & Construction Trades Council Construction Consumer Award Honoree; and

WHEREAS, John is President and CEO of the Bi-State Development Agency, also known as Metro; and

WHEREAS, John joined Metro in October 2010, at that time he was serving his third term as mayor of Chesterfield and was a partner in the St. Louis office of Armstrong Teasdale LLP; and

WHEREAS, as mayor of Chesterfield, John in 2009 rallied West County businesses to create a public/private partnership to preserve needed MetroBus service for people commuting to jobs, schools, retail and medical facilities in West County and Chesterfield Valley; and

WHEREAS, as a partner with Armstrong Teasdale, he counseled clients regarding real estate, public finance, corporate, trust and estate planning; and

WHEREAS, in 2009 and 2010 John served as Chair of Advance St. Louis, a coalition of individuals and organizations who for the first time in 16 years were successful in adding a new permanent revenue stream to support public transit; and

WHEREAS, John serves on the board of STAGES! St. Louis, the Salvation Army Advancement Board, and is a member of the RCGA Board of Directors; and

WHEREAS, John served the area from 2005 to 2010 served as a Regional Citizen on the East-West Gateway Council of Governments; and

WHEREAS, John and his wife Bridget have four children, Jack, James, Elizabeth and Katie.

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen for the City of St. Louis that we pause in our deliberations to recognize the many contributions of John M. Nations and direct the Clerk of this Board to prepare a commemorative copy of this resolution to the end it may be presented to our honoree at a time and place deemed appropriate by the sponsor.

Introduced on the 20th day of January, 2012 by:

Honorable Lewis E. Reed, President, Board of Aldermen
Honorable Joseph Vaccaro, Alderman 23rd Ward

Resolution No. 296

John F. Eilermann, Jr.

WHEREAS, John F. Eilermann, Jr. is

being honored as the 2012 St. Louis Building & Construction Trades Council Management Man of the Year; and

WHEREAS, John is Chief Executive Officer and Chairman of the Board of McBride & Son Companies, Inc.; and

WHEREAS, John joined McBride & Son in 1986 and in the span of 26 years John went from college graduate to leading one of the nation's largest homebuilders; and

WHEREAS, McBride & Son has been recognized by the National Homebuilders Association as one of the top 20 homebuilders in America and also is the largest union home builder in the United States; and

WHEREAS, in 1991 John was promoted to Project Manager with the responsibility of managing McBride's existing communities under construction as well starting several new ones, which made John an expert in all aspects of residential construction; and

WHEREAS, John ascended the McBride & Son corporate ladder quickly being promoted to General manager in 1993, Executive Vice President in 1995, president in 1998 and Chief Executive Officer in 2005; and

WHEREAS, John is a member of Cardinal Glennon Children's Medical Center Board of Governors, is a board member for the Young President's Organization, Chaminade College Preparatory School, St. Patrick's Center, St. Luke's Hospital, Town & County Architectural board, AAIM President's Council, and has held various offices with the St. Louis Home Builders Association.

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen for the City of St. Louis that we pause in our deliberations to recognize the many contributions of John F. Eilermann, Jr. and direct the Clerk of this Board to prepare a commemorative copy of this resolution to the end it may be presented to our honoree at a time and place deemed appropriate by the sponsor.

Introduced on the 20th day of January, 2012 by:

Honorable Lewis E. Reed, President, Board of Aldermen
Honorable Joseph Vaccaro, Alderman 23rd Ward

Unanimous consent having been obtained Resolutions No. 293, 295 and 296 stood considered.

President Reed moved that Resolutions No. 293, 295 and 296 were adopted at this meeting of the Board.

Seconded by Mr. Arnowitz.

Carried unanimously by voice vote.

FIRST READING OF RESOLUTIONS

Mr. Vaccaro introduced Resolution No. 294 and the Clerk was instructed to read same.

Resolution No. 294

WHEREAS, the establishment of the Gardenside Subdivision Special Business District was authorized by Ordinance 65508 on May 23, 2002; and

WHEREAS, Sections 71.790 to 71.808 RSMo. require that the governing body of any City must adopt a Resolution of Intention to amend a special business district;

NOW THEREFORE BE IT RESOLVED that this Honorable Board of Aldermen herewith states its intention to extend for a period of ten years the authority of the Gardenside Subdivision Special Business District to levy a tax for the tax years of 2012 through 2022; and

BE IT FURTHER RESOLVED THAT:

1. This Honorable Board of Aldermen hereby directs the Ways & Means Committee to hold a public hearing to consider the continuation of the tax levy established in Ordinance 65508 on May 23, 2002, on February 13, 2012 at 9:00 a.m. in the Kennedy Room (#208), City Hall, Tucker and Market Streets.

2. It is the intention of this Board to submit to the qualified voters of the Gardenside Subdivision Special Business District a proposal to continue the levy of a real estate tax not to exceed eighty-five cents (\$.85) on one hundred dollars (\$100) assessed valuation of real property within the district for the tax years of 2012 through 2022.

3. All other provisions of Ordinance 65508 to remain in full force and effect.

4. All additional revenue shall be used to carry out any and all of the improvements allowed in Section 71.796, RSMo.

Introduced on the 20th day of January, 2012 by:

Honorable Stephen Conway, Alderman 8th Ward

Unanimous consent having been obtained Resolution No. 294 stood considered.

Mr. Vaccaro moved that Resolution No. 294 be adopted at this meeting of the Board.

Seconded by Mr. Arnowitz.

Carried unanimously by voice vote.

SECOND READING OF RESOLUTIONS

Mr. Villa introduced Resolution No. 260 and the Clerk was instructed to read same.

Resolution No. 260 Italgrani Elevator Co. in the City of St. Louis Enhanced Enterprise Zone

WHEREAS, by Ordinance No. 67350 this St. Louis Board of Aldermen (the "Board") authorized the Mayor, on behalf of the City of St. Louis (the "City"), to request the designation of a certain area of the City, as more fully described in said ordinance approved December 11, 2006 as an Enhanced Enterprise Zone ("EEZ") eligible for the tax incentives provided in Sections 135.950 through 135.973, inclusive, R.S.MO. (2000) as amended (the "Statute"); and

WHEREAS, the Statute allows, in certain circumstances and subject to certain conditions, the ad valorem taxes which would otherwise be due on subsequent real estate improvements made in EEZ areas to be abated up to 100% for a period not to exceed 25 years from the date the original EEZ area was so designated; or until December 11, 2031; and

WHEREAS, Ordinance No. 67350 provides for a ten (10) year abatement of taxes on real property in the EEZ in accordance with the requirements of Section 135.963 of the Statute, as amended from time to time, subject to certain terms and conditions; and

WHEREAS, Ordinance No. 67350 provides for the Enhanced Enterprise Zone Board (the "EEZ Board") to review plans for subsequent improvements on real property in the EEZ (the "Subsequent Improvements") and to recommend to this Board the extent to which tax abatement should be granted therefor; and

WHEREAS, Italgrani Elevator Co. ("Developer") is enhancing rail access to its property located at 7900 Van Buren Street; resulting in Subsequent Improvements; and

WHEREAS, it is estimated that the Subsequent Improvements will cost approximately \$5,000,000; and will result in 6 new jobs; and

WHEREAS, EEZ Board has reviewed plans for Developer's Subsequent Improvements and recommends that the ad valorem taxes that would otherwise be imposed on Subsequent Improvements be abated fully for a period of ten (10) years; and

WHEREAS, "Developer" began the Subsequent Improvements after January 11, 2007, the effective date of Ordinance No. 67350; and

WHEREAS, Section 135.963 of the Statute provides that no abatement shall be granted except upon approval of an authorizing resolution by the governing authority having jurisdiction over the Enhanced Enterprise Zone area following a public hearing held by said governing authority for the purpose of obtaining the opinions and suggestions of residents of political subdivision in the area affected and published in a newspaper of general circulation in the area to be affected by the exemption at least twenty (20) days prior to the hearing but not more than thirty (30) days prior to the hearing, stating the time, location, date and purpose of the hearing; and

WHEREAS, such public hearing was held on the _____ day of _____, 2012, notice of which was given in accordance with the requirements of the Statutes as described above, and all interested parties had the opportunity to be heard at said public hearing.

NOW, THEREFORE, be it resolved by the St. Louis Board of Aldermen as follows:

1. The Subsequent Improvements for property at 7900 Van Buren Street shall be fully exempt from the ad valorem taxes, which would otherwise be imposed thereon for a period of ten (10) years.
2. For purposes of calculating the tax liability for the Subsequent Improvements, any increase in the assessment of any improvements, from the assessment in effect for such improvements as of January 1, 2011, shall be deemed attributable to the Subsequent Improvements.
3. In accordance with Section 135.963.2 of the Statute, a copy of this resolution shall be forwarded to the Director of Missouri Department of Economic Development within thirty (30) days of its approval.

Introduced this 2nd day of December, 2011 by:

Honorable Thomas Villa, Alderwoman 11th Ward

Unanimous consent having been obtained Resolution No. 260 stood considered.

Mr. Villa moved that Resolution No. 260 be adopted at this meeting of the Board.

Seconded by Mr. Arnowitz.

Carried unanimously by voice vote.

Ms. Young introduced Resolution No. 267 and the Clerk was instructed to read same.

Resolution No. 267 STIFEL BANK & TRUST at 501 N. Broadway in the City of St. Louis Enhanced Enterprise Zone

WHEREAS, by Ordinance No. 67350, this St. Louis Board of Aldermen (the "Board") authorized the Mayor, on behalf of the City of St. Louis (the "City"), to request the designation of a certain area of the City, as more fully described in said ordinance, as an Enhanced Enterprise Zone ("EEZ") eligible for the tax incentives provided in Sections 135.950 through 135.973, inclusive, of the Revised Statutes of Missouri, as amended (the "Statute"); and

WHEREAS, the Statute allows, in certain circumstances and subject to certain conditions, the ad valorem taxes which would otherwise be due on subsequent real estate improvements made in Enhanced Enterprise Zone areas to be abated up to 100% for a period not to exceed 25 years from the date the original EEZ area was so designated, or until December 11, 2031; and

WHEREAS, Ordinance No. 67350 provides for the Enhanced Enterprise Zone Board (the "EEZ Board") to review plans for subsequent improvements on real property in the EEZ (the "Subsequent Improvements") and to recommend to this Board the extent to which tax abatement should be granted therefor; and

WHEREAS, Ordinance No. 69034 approved November 9, 2011 provides that the Board may grant up to fifteen (15) years' abatement of taxes on real property in the EEZ in accordance with the requirements of Section 135.963 of the Statute, as amended from time to time, subject to certain terms and conditions, including a requirement that the Board find that the Subsequent Improvements will be used by an entity that will retain, relocate from outside the City and/or create at least five hundred (500) full-time equivalent jobs within the EEZ; and

WHEREAS, Stifel Bank & Trust or an affiliate thereof has purchased certain property located at 501 N. Broadway in the City, which property will be redeveloped, through the purchase, construction and installation of the Subsequent Improvements, to serve as the headquarters for Stifel Bank & Trust and Stifel Financial Corp. (collectively, "Stifel"); and

WHEREAS, Stifel will retain at least 800 full-time equivalent jobs and create at least 225 full-time equivalent jobs within the EEZ; and

WHEREAS, by passage of Resolution No. 11-EEZB-27, the EEZ Board recommended that the Board grant tax abatement on the Subsequent Improvements for fifteen (15) years; and

WHEREAS, Section 135.963 of the Statute provides that no abatement shall be granted except upon approval of an authorizing resolution by the governing authority having jurisdiction over the enterprise zone area following a public hearing held by said governing authority for the purpose of obtaining the opinions and suggestions of residents of political subdivision in the area affected and published in a newspaper of general circulation in the area to be affected by the exemption at least twenty (20) days prior to the hearing, but not more than thirty (30) days prior to the hearing, stating the time, location, date and purpose of the hearing; and

WHEREAS, such public hearing was held on the ____ day of _____, 2012, notice of which was given in accordance with the requirements of the Statute, and all interested parties had the opportunity to be heard at said public hearing.

NOW, THEREFORE, be it resolved by the St. Louis Board of Aldermen as follows:

1. The Board hereby finds that the Subsequent Improvements will be used by an entity that will retain, relocate from outside the City and/or create at least five hundred (500) full-time equivalent jobs within the EEZ.
2. The Subsequent Improvements shall be fully exempt from the ad valorem taxes, which would otherwise be imposed thereon for a period of fifteen (15) years.
3. For purposes of calculating the tax liability for the Subsequent Improvements, any increase in the assessment of any improvements from the assessment in effect for such improvements as of January 1, 2011, as revised by the Assessor on _____, 2011 following the sale of 501 N. Broadway to Stifel Bank & Trust, shall be deemed attributable to the Subsequent Improvements.
4. In accordance with Section 135.963.2 of the Statute, a copy of this resolution shall be forwarded to the Director of Missouri Department of Economic Development

within thirty (30) days of its approval.

Introduced this 9th day of December, 2011 by:

Honorable Phyllis Young, Alderwoman 7th Ward

Unanimous consent having been obtained Resolution No. 267 stood considered.

Ms. Young moved that Resolution No. 267 be adopted at this meeting of the Board.

Seconded by Mr. Schmid.

Carried unanimously by voice vote.

Ms. Flowers introduced Resolution No. 274 and the Clerk was instructed to read same.

**Resolution No. 274
Resolution in Support of HR 1746,
the Community Access
Preservation Act (CAP)**

WHEREAS, public, educational and government (PEG) access channels are one of the last surviving sources for local television programming across the country, and PEG access channels play a significant role in the City of St. Louis; and

WHEREAS, the government access television studio under the Communications Division has been producing public service television since 1991, and the public access and educational access channels in the city televise a wealth of programming focused on our communities and needs within the community; and

WHEREAS, "Information is as vital to the healthy functioning of communities as clean air, safe streets, good schools and public health", according to the Knight Commission Report, *On the Information Needs of Communities in a Democracy*, (2009); and

WHEREAS, government channels play a major role in the transparency of government by keeping the electorate informed through the weekly televising of the Board of Aldermen meetings, committee meetings and hearings, town hall meetings, Mayoral press events, Ward news and events, and the promotion of city services serves as a critical resource of information for residents; and

WHEREAS, public access channels televise hundreds of programs every year produced by more than 50 local residents and/or groups who use public access channels to get their message out to the public, providing a window through which viewers can experience the diversity of culture and entertainment, recreational activities, community events, faith based programming and artistic endeavors in their local

community...creating television for the people and by the people; and

WHEREAS, the movement of PEG channels from low accessible channels on the dial and placing them on higher number channels limits public access by placing an unnecessary barrier to watch these resource channels. Customers are blocked from accessing these PEG channels unless they purchase monthly digital box services or buy a digital television; and

WHEREAS, it is critical to a well-informed and participatory democracy that we assure equal access to PEG channels and preserve service provider funding for PEG channels, so that these channels continue to be available to the entire community and to serve the residents of the City of St. Louis in the manner in which they have become accustomed; and

WHEREAS, there is currently pending before Congress H.R. 1746, which would establish the Community Access Preservation (CAP) Act; and

WHEREAS, the CAP Act would amend the Communications Act of 1934 to provide for carriage and display of PEG channels without additional charges, and via channels whose quality, accessibility, functionality and placement is consistent with commercial channels; and

WHEREAS, the CAP Act would preserve PEG channels and the much needed funding for PEG facilities and operations, and ensure that the channels continue to be available to the entire community; and

WHEREAS, the CAP Act would provide important solutions for critical and immediate financial needs of PEG channels and facilities by unrestricting the use of PEG franchise fees for any PEG related purpose; and

WHEREAS, the CAP Act would require the Federal Communications Commission to submit a report to Congress relative to the impact of state video service franchising laws on PEG cable systems and channels since 2005; and

WHEREAS, in states that have enacted state level franchising laws since May 31, 2005, the CAP Act would require each cable operator to continue to provide financial and infrastructure support and channel capacity based on the support historically provided by the cable operator; and

WHEREAS, the CAP Act ensures technological neutrality by applying PEG requirements to all landline video service

providers, regardless of the transmission protocol; and

WHEREAS, HR 1746, the Community Access Preservation (CAP) Act, provides important solutions for critical and immediate threats to PEG channels and facilities across the country by removing use restrictions on Public, Educational and Government (PEG) access fees, restoring PEG revenue streams, and ending cable operators' discriminatory treatment of PEG channels.

NOW THEREFORE BE IT BY THE BOARD OF ALDERMEN OF THE CITY OF ST. LOUIS, that we pause in our deliberations to support H.R. 1746, which would establish the Community Access Preservation (CAP) Act and amend the Communications Act of 1934 to provide for carriage and display of public, educational, and governmental (PEG) channels in a manner consistent with commercial channels. We further urge our U.S. Congressional Delegation to take all possible actions in support of the passage of H.R. 1746, including but not limited to endorsing, co-sponsoring, working for rapid passage, and voting for H.R. 1746. We further direct the Clerk of this Board to prepare a copy of this Resolution and mail it to each member of our U.S. Congressional Delegation: Senator Roy Blunt, Senator Claire McCaskill, Representative William "Lacy" Clay and Representative Russ Carnahan.

Introduced on the 9th day of December, 2011 by:

Honorable Dionne Flowers, Alderwoman 2nd Ward
 Honorable Terry Kennedy, Alderman 18th Ward
 Honorable Craig Schmid, Alderman 20th Ward
 Honorable Lewis E. Reed, President, Board of Aldermen
 Honorable Charles Quincy Troupe, Alderman 1st Ward
 Honorable Freeman Bosley, Sr., Alderman 3rd Ward
 Honorable Samuel L. Moore, Alderman 4th Ward
 Honorable April Ford Griffin, Alderwoman 5th Ward
 Honorable Kacie S. Triplett, Alderwoman 6th Ward
 Honorable Phyllis Young, Alderwoman 7th Ward
 Honorable Stephen J. Conway, Alderman 8th Ward
 Honorable Kenneth A. Ortmann, Alderman 9th Ward
 Honorable Joseph Vollmer, Alderman 10th Ward
 Honorable Thomas Albert Villa, Alderman 11th Ward
 Honorable Larry Arnowitz, Alderman 12th Ward
 Honorable Alfred Wessels, Jr., Alderman 13th Ward
 Honorable Carol J. Howard, Alderwoman 14th Ward
 Honorable Jennifer Florida, Alderwoman 15th Ward
 Honorable Donna Baringer, Alderwoman 16th Ward
 Honorable Joseph Roddy, Alderman 17th Ward
 Honorable Marlene Davis, Alderwoman 19th Ward
 Honorable Antonio D. French, Alderman 21st Ward
 Honorable Jeffrey L. Boyd, Alderman 22nd Ward
 Honorable Joseph Vaccaro, Alderman 23rd Ward
 Honorable Scott Ogilvie, Alderman 24th Ward
 Honorable Shane Cohn, Alderman 25th Ward
 Honorable Frank Williamson, Alderman 26th Ward

Honorable Gregory J. Carter, Alderman 27th Ward
 Honorable Lyda Krewson, Alderwoman 28th Ward

Unanimous consent having been obtained Resolution No. 274 stood considered.

Ms. Flowers moved that Resolution No. 274 be adopted at this meeting of the Board.

Seconded by Mr. Boyd.

Mr. Ortmann moved that Resolution No. 274 be sponsored en banc.

Seconded by Mr. Schmid.

Carried unanimously by voice vote.

MISCELLANEOUS AND UNFINISHED BUSINESS

None.

ANNOUNCEMENTS

None.

EXCUSED ALDERMEN

Mr. Wessels moved to excuse the following aldermen due to their necessary absence: Mr. Moore, Mr. Conway Ms. Florida, Mr. Cohn and Ms. Krewson

Seconded by Mr. Arnowitz.

Carried unanimously by voice vote.

ADJOURNMENT

Mr. Wessels moved to adjourn under rules to return January 27, 2012.

Seconded by Mr. Arnowitz.

Carried unanimously by voice vote.

Respectfully submitted,
 David W. Sweeney
 Clerk, Board of Aldermen

BOARD OF PUBLIC SERVICE

REGULAR MEETING

St. Louis, MO - January 24, 2012

Board met at 1:45 P.M.

Present: Directors Skouby, Waelterman, Siedhoff, Rice-Walker, Bryson and President Bradley.

Absent: Director Bess. (excused)

Request of the Director of Parks, Recreation and Forestry to be excused from the Regular Meeting of January 24, 2012 was read and leave of absence granted.

Minutes of the Regular Meeting of January 17, 2012 were unanimously approved.

LETTINGS

Three sealed proposals for the public work advertised under Letting No. 8298 - Residential Sound Insulation Program, Part 57 Historic Remedial, Lambert-St. Louis International Airport®;

Two under Letting No. 8499 - Tandy Park, Tuskegee Airmen Field Concession Stand, Press Box, Storage Building, 4206 West Kennerly and, Eight under Letting No. 8500 - Improvements to Police Facilities, Replacement of Roof, 1915 Olive Street were received, publicly opened, read and transferred to the President.

Communications, reports, recommendations and documents were submitted by Board Members and action thereon taken as follows:

PRESIDENT

Detailed plans and specifications for the following work approved and the Board set date of February 28, 2012 for opening bids for work and Secretary instructed to insert proper advertisement therefore:

Letting No. 8502 - Improvement to the Elevators at 1520 Market Street

Proposed contract and bond ordered approved as follows:

Letting No. 8497 - Wellington Avenue Bridge Replacement, Fred Weber Inc., 2320 Creve Coeur Mill Road, Maryland Heights, MO 63043, Contract No. 19853

Supplemental Agreement No. 3 to PSA No. 1071 - Analysis of Metropolitan Police Department Forensic Lab HVAC Systems approved and President authorized to execute same.

DIRECTOR OF PUBLIC UTILITIES

2 Permits ordered approved, subject to certain conditions as follows: 118090, Red Mountain Group, install 4" conduit to AmerenUE manhole located at 1936 Delmar approx. 8' into roadway, cutting out a section of sidewalk and hand digging and, 118070, Union Electric Company d/b/a AmerenUE, install new pole and string wires at 2025 East Grand in alley, due to fire.

DIRECTORS OF PUBLIC UTILITIES AND PUBLIC SAFETY

2 Permits ordered approved, subject to certain conditions as follows: 118088, 1618 Tower Grove Master Landlord LLC, re-subdivide at 1618 Tower Grove in C.B. 4971 and, 118078, Les Beaux Enfants LTD, to consolidate land at 3346-48-50 Union in C.B. 5951.

DIRECTOR OF STREETS

Draft of the following ordinance approved, and the Secretary instructed to forward same to the Board of Aldermen with recommendation that it be passed.

“An ordinance to conditionally vacate the 15 foot wide “L” shaped alley in City Block 5234 beginning at Clayton and ending at Taylor, same bounded by Clayton, Taylor, Interstate 64 and Euclid (vacation Ordinance 52943).

Application No. 118092, Central West End Association, erect bust of Kate Chopin at intersection of Euclid and McPherson. Plan is to unveil March 11, 2012 ordered approved, subject to certain conditions.

DIRECTOR OF PUBLIC SAFETY

8 Conditional Use Permits ordered approved as submitted by the Hearing Officer, per Board Order No. 766: 118093, 3155 Brantner, daycare, 118094, 3333 Klein, eviction management business (office use only) home occupancy wavier, 118095, 7700-04 Ivory, ice cream, pizza parlor with liquor and sidewalk seating (expanding business), 118096, 1187 So. Kingshighway, to construct gas station, convenience store with 5% beer (zoning only), 118097, 4739 Newberry, contracting business (office use only) home occupancy wavier, 118098, 6523 Dale, keyboard artist and musician business (office use only) home occupancy wavier, 118099, 3831 Indiana, roofing contractor business (office use only) home occupancy wavier, 118100, 716 No. Compton, adult daycare.

Conditional Use No. 118066, to occupy 8237 No. Broadway as a banquet facility and liquor business ordered untale.

Conditional Use No. 118066, to occupy 8237 No. Broadway as a banquet facility and liquor business ordered Denied and the Zoning Administrator decision rejected.

Addendum No. 1 to Agenda items of January 24, 2012 ordered approved.

Ancient Order of Hibernians St. Patrick’s Day Parade, hold event March 17, 2012 and establish a festival zone in the Dogtown Neighborhood ordered table.

Remaining Agenda Items for January 24, 2012 ordered approved.

The Board adjourned to meet Tuesday, January 31, 2012.

Richard T. Bradley, P.E.
President

ATTEST:

Cherise D. Thomas
Secretary

Office of the Board of Public Service City of St. Louis

SEALED PROPOSALS will be received for the Public Work hereinafter mentioned at the Office of the Board of Public Service, Room 208, City Hall, until 1:45 P.M., **February 28, 2012**, St. Louis, Missouri time, at which time they will be publicly opened and read, viz:

LETTING NO. 8501

JOB TITLE: Concrete Replacement due to City of St. Louis Water Division Maintenance and Construction at City Water Division Distribution Pipeyard

DEPOSIT: \$7,100.00

Contract documents and general information may be obtained in the **Water Division Pipeyard Distribution Office, 4600 McRee Ave., St. Louis, Missouri 63110**, from 8:30 AM to 4:00 PM, Monday through Friday and upon payment of **thirty-five dollars (\$35.00)** for each package. Purchased sets become the property of the prospective bidder and no refunds will be made. Information concerning this project may be obtained by telephoning (314) 633-9029

Proposals must be made on blank forms to be furnished by the President of the Board of Public Service, and must be submitted to Room 208, City Hall.

Each bidder shall specify in his proposal in figures, without interlineations, alterations or erasures, a unit price for each of those items where so called for in the proposal, and shall show the products of the respective unit prices and estimated quantities. He shall also show in figures bid proposals for all items on which Lump Sum figures are requested, and, in addition thereto, at the end of the bid the Lump Sum for which he will perform all of the estimated work, as requested by the general requirements and covenants, specifications and plans.

In case of a discrepancy between the gross sum shown in the proposal and that obtained by the addition of the bid prices as applied to be basic items, the latter shall prevail.

Each bid must be accompanied by a Cashier’s or Treasurer’s Check of a Bank or Trust Company in the City of Saint Louis, Payable to the order of the City Treasurer, for the amount of Deposit required, as heretofore stated.

All work under this contract will be paid

for in cash, based on monthly estimates of the work completed, less a retained amount of ten percent (10%). The City will make final payment, including all retained percentages, within ten (10) days after completion of all work and final acceptance.

“The City of St. Louis hereby notifies all bidders that it will affirmatively insure that in any contract entered into pursuant to this advertisement, minority business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color or national origin in consideration for an award.”

The contract shall provide that not less than the prevailing hourly rate of wages in the City of St. Louis as determined by the Department of Labor and Industrial Relations of the State of Missouri for each craft or type of workmen needed in the actual construction work on the site of the construction job herein authorized, as well as the general prevailing rate for legal holiday and overtime work shall be paid to all workmen.

All labor to be performed under this contract shall be subject to the provisions of Sections 290.210 to 290.340 inclusive, of the Revised Statutes of Missouri, 1986.

The right of the Board of Public Service to reject any or all bids is expressly reserved.

By order of the Board of Public Service, **January 17, 2012.**

Richard T. Bradley, P.E.
President

ATTEST:

Cherise D. Thomas
Secretary

Office of the Board of Public Service City of St. Louis

SEALED PROPOSALS will be received for the Public Work hereinafter mentioned by the Board of Public Service, 1200 Market Street, Room 208 City Hall, until 1:45 P.M., St. Louis, Missouri time on **February 28, 2012** at which time they will be publicly opened and read, viz:

LETTING NO. 8502

JOB TITLE: IMPROVEMENTS TO THE ELEVATORS AT 1520 MARKET STREET

DEPOSIT: \$21,888.00

Drawings, Specifications and Form of Contract may be examined at the Office of the

President of the Board of Public Service, Room 301 City Hall. Plans and specs may be viewed on BPS website: <http://www.stl-bps.org/contract.asp> (BPS Virtual Plan Room).

Sets of Drawings, Specifications and Proposal Form may be obtained by giving three (3) days notice, and upon payment of **FIFTY** dollars (**\$50.00**) for each set.

Purchased sets become the property of the prospective bidder and **no refunds** will be made.

Proposals must be made on blank forms to be furnished by the President of the Board of Public Service, and must be submitted to Room 208 City Hall.

Each bidder shall specify in his proposal in figures, without interlineations, alterations, or erasures, a unit price for each of those items where so called for in the proposal, and shall show the products of the respective unit prices and estimated quantities. He shall also show in figures bid proposals for all items on which Lump Sum figures are requested, and, in addition thereto, at the end of the bid the Lump Sum for which he will perform all of the estimated work, as requested by the general requirements and covenants, specifications, and plans.

In case of a discrepancy between the gross sum shown in the proposal and that obtained by the addition of the bid prices as applied to the basic items, the latter shall prevail.

Each bid must be accompanied by a Cashier's or Treasurer's Check of a Bank or Trust Company in the City of Saint Louis, payable to the Order of the City Treasurer, or a Surety Bond approved by the Comptroller, for the amount of Deposit required, as heretofore stated.

All work under this contract will be paid for in cash, based on monthly estimates of the work completed, less a retained amount of ten (10%) percent. Final payment, including all retained percentages, will be made within ten (10) days after completion of all work and final acceptance by the City.

The City of St. Louis will affirmatively insure that in any contract entered into pursuant to this advertisement, minority business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color or national origin in consideration for an award. The M/WBE goal for this project is 25% and 5%.

The Contract shall provide that not less than the prevailing hourly rate of wages in the

City of St. Louis as determined by the Department of Labor and Industrial Relations of the State of Missouri for each craft or type of workmen needed in the actual construction work on the site of the construction job herein authorized, as well as the general prevailing rate for legal holiday and overtime work shall be paid to all workmen.

All labor to be performed under this contract shall be subject to the provisions of Section 290.210 to 290.340, inclusive, of the Revised Statutes of Missouri.

The right of the Board of Public Service to reject any or all bids is expressly reserved.

By order of the Board of Public Service,
January 24, 2012.

Richard T. Bradley, P.E.
President

ATTEST:

Cherise D. Thomas
Secretary

PUBLIC NOTICE

A public hearing will be held by the Board of Adjustment at 1:30 p.m. on **Wednesday, February 8, 2012** in Room 208 City Hall to consider the following:

APPEAL #9925 - Appeal filed by Rebirth Bikes LLC, from the determination of the Building Commissioner in the denial of an occupancy permit authorizing the Appellant to operate a motorcycle repair shop with retail sales at 3409 Roger. **WARD 15 #AO494263-11 ZONE: "F" - Neighborhood Commercial District**

APPEAL #9926 - Appeal filed by Catholic Charities Community Services, from the determination of the Building Commissioner in the denial of an occupancy permit authorizing the Appellant to operate a social services facility at 1018 Baden. **WARD 2 #AO495135-11 ZONE: "A" - Single Family Dwelling District**

APPEAL #9927 - Appeal filed by Louis Auto Radiator and A C Service, from the determination of the Building Commissioner in the denial of an occupancy permit authorizing the Appellant to operate an auto repair business (no body work or storage) at 6319 Lillian. **WARD 27 #AO494836-11 ZONE: "F" - Neighborhood Commercial District**

APPEAL #9928 - Appeal filed by Salam's Tire & Auto Service, from the determination of the Building Commissioner in the denial of an occupancy permit

authorizing the Appellant to operate a used auto sales and repair business, no body work and a tire sales & repair business at 2616 N. Florissant. **WARD 5 #AO495246-11 ZONE: "G" - Local Commercial & Office District**

APPEAL #9929 - Appeal filed by Sweetie Pie's Upper Crust LLC, from the determination of the Building Commissioner in the denial of a building permit authorizing the Appellant to install one illuminated wall sign and one illuminated projecting sign, per plans, at 3643-53 Delmar. **WARD 19 #AB495412-11 ZONE: "H" - Area Commercial District**

APPEAL #9882 - Appeal filed by The Acts Partnership, from the determination of the Building Commissioner in the denial of an occupancy permit authorizing the Appellant to operate an office, community center and rental hall at 4443-49 Red Bud. **(Table) WARD 21 #AO494131-11 ZONE: "B" - Two Family Dwelling District**

In accordance with the provisions of Ordinance 59981, effective July 31, 1986.

By authority of the Board of Adjustment.

S. Cunningham, Chairman

PUBLIC NOTICE

A public hearing will be held by the Board of Adjustment at 1:30 p.m. on **Wednesday, February 15, 2012** in Room 208 City Hall to consider the following:

APPEAL #9930 - Appeal filed by Lou Fusz D/B/A FIAT of Creve Coeur, from the determination of the Building Commissioner in the denial of an occupancy permit authorizing the Appellant to operate an auto showroom (suite 100) at 1015 Locust. **WARD 7 #AO495627-12 ZONE: "I" - Central Business District**

APPEAL #9931 - Appeal filed by Robert Moreland, from the determination of the Building Commissioner in the denial of an occupancy permit authorizing the Appellant to have outside storage of boats and storage sheds at 4020 Nebraska. **WARD 20 #AO494593-11 ZONE: "B" - Two Family Dwelling District**

APPEAL #9932 - Appeal filed by Mark Anthony Group, from the determination of the Building Commissioner in the denial of a building permit authorizing the Appellant to erect two non-illuminated wall signs, per plans, at 4704 Jamieson. **WARD 16 #AB494932-11 ZONE: "F" - Neighborhood**

Commercial District

APPEAL #9933 - Appeal filed by Dairy Queen Hampton LLC, from the determination of the Building Commissioner in the denial of a building permit authorizing the Appellant to replace a pole sign (illuminated) and to add an electronic reader board, per plans, at 5409 Hampton. **WARD 16 #AB495457-12 ZONE: "F" – Neighborhood Commercial District**

APPEAL #9934 - Appeal filed by Ray's Coffee Shop, from the determination of the Board of Public Service in the denial of an occupancy permit authorizing the Appellant to operate a full drink bar and coffee shop at 4753-55 Morganford. **WARD 19 #AO494411-11 ZONE: "F" – Neighborhood Commercial District BPS 118065**

APPEAL #9909 – Appeal filed by Places for People Inc, from the determination of the Board of Public Service in the denial of a request to amend previously issued conditional use to allow the Appellant to do interior and exterior alteration for an office and club room and to remove conditions #1, #2 and #4 entirely from the permit at 4120 Lindell. **(Cont) WARD17 AB492863-11 ZONE: "H" – Area Commercial District BPS 117950**

In accordance with the provisions of Ordinance 59981, effective July 31, 1986.

By authority of the Board of Adjustment.

S. Cunningham, Chairman

PUBLIC NOTICE

A Conditional Use Hearing will be held in Room 208 City Hall at 8:30 a.m. on **Thursday, February 9, 2012** on the following conditional uses:

1109 Walton - Home Occupancy Waiver - Donald Williams (Hauling/Office Use Only) "B" Two Family Dwelling District. Db **Ward 18**

6223 Simpson - Home Occupancy Waiver - Nea Construction Services, LLC (General Contractor/Office Use Only) "A" Single Family Dwelling District. Db **Ward 24**

4526 Morganford - Home Occupancy Waiver - Arch Heating & Air Conditioning (Heating & Cooling Service/Office Use Only) "F" Neighborhood Commercial District. Db **Ward 14**

5716 Saloma - Home Occupancy Waiver - Amazing Grace Enterprise (Casket Sales/

Office Use Only) "A" Single Family Dwelling District. Te **Ward 27**

1051-53 Hampton - #AO-495612-12- Hampton Mobil (Gas/Convenience Store/Full Package Liquor) "F" Neighborhood Commercial District. Db **Ward 24**

1425 Hodiament - #AO-495408-11 - A Childs World Child Development Center (Daycare/12 Infants/Sun.-Sat./6am to 2am/No Cooking/1st fl Only) "F" Neighborhood Commercial District. Te **Ward 22**

6113 Ridge - AO-495404-11 - A Childs World II Child Development Center (Daycare/31 Children/2 ½ to 12 yrs./Sun-Sat./6am to 2am/No Cooking/2nd fl) "F" Neighborhood Commercial District. Te **Ward 22**

1423 Hodiament - #AO-495406-11 - A Childs World Child Development Center Daycare/8 Infants/Sun- Sat/6am to 2am/No Cooking/1st fl Only) "F" Neighborhood Commercial District. Te **Ward 22**

PUBLIC NOTICE

A Conditional Use Hearing will be held in Room 208 City Hall at 8:30 a.m. on **Thursday, February 16, 2012** on the following conditional uses:

6424 Printz Ct. - Home Occupancy Waiver-Serenity in Home Care (Home Health Care/Office Use Only) "A" Single Family Dwelling District. Te **Ward 12**

1900 Mitchell Pl. - Home Occupancy Waiver-New Generation (Flooring Contractor/Office Use Only) "A" Single Family Dwelling District. Te **Ward 24**

6600 Oleatha - Home Occupancy Waiver-Gokenbach Brothers (Used Veg./Motor oil Processing/Office Use Only) "A" Single Family Dwelling District. Db **Ward 23**

1127 N. Vandeventer - #AO-495614-12-Guardian Angel Settlement Assoc. (Daycare/117 Children/68 Infants/109 2 ½ to 12 yrs./M-F/6am to 5:30p.m.) "C" Multiple Family Dwelling District. Db **Ward 18**

4635 Ridgewood - #AO-495682-12-ABC Adult Day Health Care (Daycare/40 Adults/8:30 a.m. to 2:30p.m./M-F/No Cooking/1st fl Rear) "D" Multiple Family Dwelling District. Db **Ward 14**

5067-69 Delmar - #AB-495522-12-Anderson Design Consultants, LLC (Construct Parking Lot per Plans) "H" Area Commercial District. Te **Ward 18**

REQUEST FOR PROPOSALS CITY OF ST. LOUIS PARKS, RECREATION & FORESTRY

The City of St. Louis is seeking qualified organizations to submit Proposals to provide week long summer camp instruction for St. Louis City youth ages 8-15. Examples of programs includes, but are not limited to, baseball, softball, basketball, football, golf, tennis, soccer, track, theater.

The Request for Proposals may be obtained at the Department of Parks, Recreation and Forestry, 5600 Clayton in Forest Park, St. Louis, MO 63110, **commencing January 5, 2012.**

Sealed proposals will be received until 4:00 P.M. on Friday, February 3, 2012 at the Department of Parks.

The City of St. Louis is an Equal opportunity Employer, and Respondents shall comply with the Mayor's Executive Order #28, as amended.

The City of St. Louis reserves the right to accept or reject any or all responses or to cancel this bid in part or in its entirety.

REQUEST FOR BIDS

Bids for Soda/Beverage Vending contract for city owned locations within the City of St. Louis will be received by the Comptroller's Office, City of St. Louis, 1200 Market St. - Room 311, St. Louis, MO 63103 until 11 a.m. CST, **FEBRUARY 2, 2012. Contract will commence MARCH 1, 2012.** Bid packet may be obtained at above address. The City reserves the right to reject any and all bids, waive informalities in the bidding and accept the bid deemed in the best interest of the City. Further information may be obtained by calling Judy Armstrong at 314-622-4541.

REQUEST FOR PROPOSALS CITY OF ST. LOUIS PARKS, RECREATION & FORESTRY

The City of St. Louis is seeking the services of a qualified company to provide hazard tree removal services on private property.

The Request For Proposals may be obtained at the Forestry Division, 1415 N. 13th Street, St. Louis, MO 63106, **commencing Tuesday, January 17, 2012.**

Sealed proposals will be received until 4:00 P.M. on Friday, February 10, 2012 at the Forestry Division.

The City of St. Louis is an Equal Opportunity Employer, and Respondents shall comply with the Mayor's Executive Order 28, as amended.

The City of St. Louis reserves the right to accept or reject any or all responses or to cancel this bid in part or in its entirety.

NOTICE TO ALL BIDDERS

CITY ORDINANCE requires that any individual or company who performs work within the City limits must obtain a Business License. This would also apply to businesses who employ sales or delivery personnel to come into the City. Contracts requiring work to be performed in the City will **NOT** be awarded to unlicensed businesses.

ST. LOUIS LIVING WAGE ORDINANCE

LIVING WAGE REQUIREMENTS

Bidders [Proponents] are hereby advised that the St. Louis Living Wage Ordinance #65597 and associated Regulations apply to the service [concession] [lease] [City Financial Assistance] for which [bids] [proposals] are being sought herein. This Ordinance requires that, unless specific exemptions apply, all individuals who perform work pursuant to a contract executed between the successful [bidder] [proponent] and the City [Agency] must be paid a minimum of the applicable Living Wage rates set forth in the attached Living Wage Bulletin, and, if the rates are adjusted during the term of the contract pursuant to the Ordinance, applicable rates after such adjustment is made. Each bidder [proponent] must submit the attached "Living Wage Acknowledgment and Acceptance Declaration" with the bid [proposal]. Failure to submit this Declaration with the bid [proposal] will result in rejection of the bid [proposal]. A successful bidder's [proponent's] failure to comply with contract provisions related to the Living Wage Ordinance may result in termination of the contract and the imposition of additional penalties as set forth in the Ordinance and Regulations.

Copies of the Ordinance and Regulations are available upon request from La Queta Russell-Taylor, at (314) 426-8185, or can be accessed at <http://www.mwdbe.org/living-wage>.

SUPPLY COMMISSIONER

Office of the Supply Commissioner, Room 324, City Hall, 1200 Market Street, St. Louis, Missouri 63103, Tuesday, **JANUARY 31, 2012** - INFORMAL and ADVERTISED BIDS will be received by the undersigned to be opened at the office at 12:00 o'clock noon, for the items listed below on the dates specified.

WEDNESDAY, FEBRUARY 15, 2012

THERE WILL BE A MANDATORY PRE-BID MEETING FOR AUDIO VISUAL EQUIPMENT FOR ST. LOUIS DEVELOPMENT CORPORATION.

THE MEETING WILL BE AT 9:00 AM AT 1200 MARKET STREET, CITY HALL, ROOM 324, ST. LOUIS, MO 63103.

VENDORS MUST HAVE A REPRESENTATIVE PRESENT AT THE MEETING IN ORDER TO SUBMIT A BID. (LC)

WEDNESDAY, FEBRUARY 29, 2012

AUDIO VISUAL EQUIPMENT FOR ST. LOUIS DEVELOPMENT CORPORATION. (LC)

Notice to All Suppliers

It is the policy of the City of St. Louis that all firms desiring to do business with the City of St. Louis must comply with employment practices that are in accordance with the ordinances of the City of St. Louis and the Mayor's Executive Order promulgated there-under to the end that all Contractors and suppliers of materials and services will offer equal opportunity for employment and job advancement to blacks and other minority groups in the St. Louis Metropolitan area.

Obtaining Bids

To download bids log on to: <http://stlouis-mo.gov/supply/bid-notice.cfm> then, search available bids.

You may also contact the Supply Commissioner's office at (314) 622-4580 or e-mail supplydivisionbidrequests.com

Bidders are invited to be present at the opening of bids. Bid results may be available 30 days following the date of bid opening. If you desire bid results, please include a self-address, stamped envelope with your bid.

Recycled Products

The City of St. Louis desires to purchase recycled products whenever possible, especially items containing post consumer waste materials. If your company can supply recycled products, please provide information to this office.

Surplus Property

Notice is hereby given that the City of St. Louis may have surplus property for sale during the course of the year. The property may be listed at www.govdeals.com or in the City Journal.

The right to reject any and all bids is reserved.

Freddie L. Dunlap
Supply Commissioner
(314) 622-4580
www.stlouis-mo.gov
