

City of St. Louis Board of Aldermen Chambers May 6, 2016.

The roll was called and the following Aldermen answered to their names: Tyus, Flowers, Bosley, Hubbard, Ingrassia, Conway, Ortmann, Vollmer, Villa, Arnowitz, Murphy, Howard, Green, Baringer, Roddy, Kennedy, Davis, Spencer, Boyd, Vaccaro, Ogilvie, Cohn, Williamson, Carter, Krewson, President Reed. 26

“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

None.

Office of the Mayor

City of St. Louis

Room 200 City Hall

1200 Market Street

St. Louis, MO 63103

(314) 622-3201

May 6, 2016

Honorable Board of Aldermen

Room 230 City Hall

St. Louis, Missouri 63103

Dear Member of the Board:

I have the pleasure to submit the following individuals for appointment to the Locust Business District:

- The appointment of Jared Opsal, who resides in the 5th Ward, and whose term will expire on December 31,

2019.

I respectfully request your approval of this appointment.

Sincerely,

FRANCIS G. SLAY

Mayor

Mr. Cohn moved to approve the following individual for appointment to the Locust Business District: Jared Opsal.

Seconded by Mr. Arnowitz.

Carried unanimously by voice vote.

City of St. Louis

Room 200 City Hall

1200 Market Street

St. Louis, MO 63103

(314) 622-3201

May 6, 2016

Honorable Board of Aldermen

Room 230 City Hall

St. Louis, Missouri 63103

Dear Member of the Board:

I have the pleasure to submit the following individual for appointment to the Waterman/Lake Special Business District:

- The appointment of Harvey Citerman, who resides in the 28th Ward, and whose term will expire on

December 31, 2019.

I respectfully request your approval of this appointment.

Sincerely,

FRANCIS G. SLAY

Mayor

Ms. Krewson moved to approve the following individual for appointment to the Waterman/Lake Special Business District: Harvey Citerman.

Seconded by Mr. Cohn.

Carried unanimously by voice vote.

OFFICE OF THE PRESIDENT

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 Members President Reed and Conway introduced by request:

Board Bill No. 1

An ordinance making appropriation for payment of Interest, Expenses and Principal of the City's Bonded Indebtedness, establishing City tax rates, and making appropriation for current year expenses of the City Government, Water Division, St. Louis Airport Commission, Affordable Housing Trust Fund, Health Care Trust Fund, Use Tax Excess Trust Fund, Building Demolition Fund, Assessor, Communications Division, City Employee Pension Trust Fund, Forest Park Fund, Child Support Unit (Circuit Attorney's Office), Circuit Attorney Training and Collection Fee Funds, Public Administrators Fund, Port Administration Fund, Peace Officer Training Fund, Capital Improvement Projects Fund, Capital Improvements Sales Tax Trust Fund, Metro Parks Sales Tax Fund, Centralized Mailroom and Equipment Services Fuel Internal Service Funds, Tourism Fund, Lateral Sewer Fund, Public Safety Trust Fund, Public Safety Sales Tax Trust Fund, Local Parks Fund, Neighborhood Parks Fund, BJC/City Trust Fund, Miscellaneous Special Funds, Trustee Lease Fund, Riverfront Gaming Fund, Various Grant Funds, Tax Increment District Special Allocation Fund, City Convention and Sports Facility Trust Fund and Employee Benefits Fund (Department of Personnel); for the Fiscal Year beginning July 1, 2016 and ending June 30, 2017, amounting in the aggregate to the sum of One Billion, Forty-One Million, One Hundred Five Thousand, Seven Hundred Forty-Five Dollars (\$1,041,105,745) which sum is hereby appropriated from Revenue and Special Funds named for the purposes hereinafter enumerated and containing an emergency clause.

Board Members Conway and President Reed introduced by request:

Board Bill No. 42

An Ordinance to provide for the borrowing of funds in anticipation of the collection of tax payments levied by The City of St. Louis, Missouri for deposit in its General Revenue Fund for the calendar year ending December 31, 2016, and remaining uncollected and other revenues remaining to be collected and deposited in the General Revenue Fund for fiscal year ending June 30, 2017, all such revenues for the General Revenue Fund in the Treasury of The City of St. Louis, Missouri, through the issuance by The City of St. Louis, Missouri of its Tax and Revenue Anticipation Notes, and the acquiring of credit enhancement, if necessary, in order to lower the cost of such borrowing; prescribing the form and details of such Notes; authorizing and approving certain documents and other actions; and containing an emergency clause.

Board Member Roddy introduced by request:

Board Bill No. 43

An ordinance approving a Redevelopment Plan for the 4227 Swan Ave. ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "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 dated April 26, 2016 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the development of the Area which affords maximum opportunity for development 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") through the exercise of eminent domain; finding that the property within the Area is unoccupied, but if it should become occupied the Redeveloper shall be responsible for relocating 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 ten (10) year real estate tax abatement; and pledging cooperation of the Board of Aldermen 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.

Board Member Green introduced by request:

Board Bill No. 44

An ordinance approving a Redevelopment Plan for the 3722 Tholozan Ave. ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections

99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "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 dated April 26, 2016 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the development of the Area which affords maximum opportunity for development 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") through the exercise of eminent domain; finding that the property within the Area is unoccupied, but if it should become occupied the Redeveloper shall be responsible for relocating 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 ten (10) year real estate tax abatement; and pledging cooperation of the Board of Aldermen 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.

Board Members Davis and Bosley introduced by request:

Board Bill No. 45

An ordinance amending Ordinance #69450 approved June 19, 2013, by modifying the terms of real estate tax abatement for the Shepard Apartments Redevelopment Area authorized by Ordinance #69450.

Board Member Conway introduced by request:

Board Bill No. 46

An Ordinance pertaining to the Transit Sales Tax imposed pursuant to Section 94.660, RSMo., as adopted and approved by the voters of St. Louis City on August 2, 1994, pursuant to Ordinance 63168 creating the "City Public Transit Sales Tax Trust Fund" directing the Treasurer of the City of St. Louis to deposit funds received pursuant to said sales tax into the "City Public Transit Sales Tax Trust Fund - Account ONE" appropriating \$11,132,000 from the said sales tax for the period herein stated to the Bi-State Development Agency for certain purposes; providing for the payment of such funds during the period July 1, 2016, through June 30, 2017; further providing that in no event shall the Comptroller draw warrants on the Treasurer for an amount greater than the amounts of the proceeds deposited in the "City Public Transit Sales Tax Trust Fund" during the period of July 1, 2016 through June 30, 2017; and containing a severability clause.

Board Member Conway introduced by request:

Board Bill No. 47

An Ordinance pertaining to the Transit Sales Tax imposed pursuant to Section 94.660, RSMo., as adopted and approved by the voters of St. Louis City on November 4, 1997, pursuant to Ordinance 64111 creating the "City Public Transit Sales Tax Trust Fund" directing the Treasurer of the City of St. Louis to deposit funds received pursuant to said sales tax into the "City Public Transit Sales Tax Trust Fund - Account TWO" appropriating \$11,132,000 from the said sales tax for the period herein stated to the Bi-State Development Agency for certain purposes; providing for the payment of such funds during the period July 1, 2016, through June 30, 2017; further providing that in no event shall the Comptroller draw warrants on the Treasurer for an amount greater than the amounts of the proceeds deposited in the "City Public Transit Sales Tax Trust Fund" during the period of July 1, 2016 through June 30, 2017; and containing a severability clause.

Board Member Conway introduced by request:

Board Bill No. 48

An ordinance appropriating the sum of \$22,065,000, as described and defined in Section 94.600 through 94.655, RSMo. 2000 as amended for the period herein stated, which sum is hereby appropriated out of the "Transportation Trust Fund" to the Bi-State Development Agency for transportation purposes; and further providing that the appropriation is conditional upon the Bi-State Development Agency supplying the Board of Estimate and Apportionment an annual evaluation report; further providing that in no event shall the Comptroller draw warrants on the Treasurer for an amount greater than the amount of proceeds deposited in the "Transportation Trust Fund" during the period from July 1, 2016 through June 30, 2017; providing for the appropriation to be reduced if certain funds are used for other than public transit purposes; further providing that the appropriation is conditional upon Bi-State requiring the payment of prevailing wages and benefits to employees of outside service contractors; and containing a severability clause.

Board Member Conway introduced by request:

Board Bill No. 49

An ordinance authorizing The City of St. Louis, Missouri, to enter into a Fifth Amendment to Memorandum of Agreement with The Bi-State Development Agency of the Missouri-Illinois Metropolitan District and St. Louis County, Missouri, amending that certain Memorandum of Agreement dated as of November 1, 2002, as amended, for the purpose of authorizing said Agency to issue refunding obligations payable and secured by pledge of the annual appropriation of the quarter-cent sales tax levied by the City for public transportation purposes by Ordinance No. 63168, the additional quarter-cent sales tax levied by the City for public transportation purposes by Ordinance No. 64111 and other available revenues of said Agency; and authorizing the City to take other necessary actions in connection with such Fifth Amendment.

Board Member Roddy introduced by request:

Board Bill No. 50

An ordinance repealing Ordinance 70261, and authorizing and directing the Mayor and the Comptroller of the City of St. Louis to purchase and acquire real property commonly known as 1212-18 and 1401 Central Industrial Drive, St. Louis, MO 63110 ("Property"), consisting of approximately 13 acres, from Green Street Central Industrial Dr., LLC, a Missouri limited

liability company. The total purchase price for the Property shall not exceed seven million, eight hundred thousand dollars (\$7,800,000).

Board Member Roddy introduced by request:

Board Bill No. 51

An Ordinance approving the Petition to establish The 4101 Laclede Community Improvement District, establishing The 4101 Laclede Community Improvement District, and finding a public purpose for the establishment of The 4101 Laclede Community Improvement District.

Board Member Ogilvie introduced by request:

Board Bill No. 52

An ordinance prohibiting the issuance of any 3 a.m. closing permits for any currently non- 3am licensed premises within the boundaries of the Twenty-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 renewal of or transfer of existing licenses, under certain circumstances, and containing an emergency clause.

Board Members Ogilvie, Ingrassia, Spencer and Green introduced by request:

Board Bill No. 53

An ordinance pertaining to campaign contribution limits; containing findings; containing definitions; campaign contribution limitation amounts; adjustments to limitation amounts; determination of maximum contribution; contributions from persons under fourteen; filing campaign finance disclosure reports; establishment of the Municipal Officials and Officers Ethics Commission; duties of the Municipal Officials and Officers Ethics Commission; violations; a penalty clause; and a severability clause.

Board Members Green, Ingrassia, Ogilvie and Spencer introduced by request:

Board Bill No. 54

An ordinance banning lobbyists from the Board of Aldermen's Chambers during meetings.

Board Member Bosley introduced by request:

Board Bill No. 55

An ordinance recommended by the Parking Commission making appropriation for payment of the operating expenses, capital equipment and improvement expenses, including lease purchase agreements involving Parking Division assets, and debt service expenses of the Parking Division of the Treasurer's Office, Kiel & City Hall Parking Facilities, Information Technologies Office, Argyle Parking Facility, Chouteau Building & Parking Facility, Williams Paper Parking Facility, Central Downtown Parking Facility, Buckingham Parking Facility, Cupples Parking Facility and Justice Parking Facility for the fiscal year beginning July 1, 2016 and ending June 30, 2017, amounting in the aggregate to the sum of Sixteen Million, Six Hundred Seventy Nine Thousand, Seven Hundred Fifty Dollars (\$16,679,750) and containing an emergency clause.

Board Member Coatar introduced by request:

Board Bill No. 56

An ordinance approving a blighting study and redevelopment plan dated April 26, 2016 for the 2105 Ann 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 no property within the Area is occupied, but if it shall become occupied, the Redeveloper (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 with five (5) years of payments in lieu of taxes or up to five (5) years 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 President Reed introduced by request:

Board Bill No. 57

An ordinance calling and providing for the holding of an election in the City of St. Louis on November 8, 2016, for the purpose of submitting to the qualified electors of the City of St. Louis a proposal to levy and collect a property tax of five cents per each one hundred dollars of assessed valuation for the purpose of providing services to persons aged sixty or older.

REFERENCE TO COMMITTEE OF BOARD BILLS

Convention and Tourism

None.

Engrossment, Rules and Resolutions

Board Bills Nos. 53 and 54.

Health and Human Services
Board Bill No. 36.
Housing, Urban Development & Zoning
Board Bills Nos. 44 and 45.
Intergovernmental Affairs
None.
Legislation
None.
Neighborhood Development
Board Bills Nos. 43 and 56.
Parks and Environmental Matters
None.
Personnel and Administration
None.
Public Employees
None.
Public Safety
Board Bill No. 52.
Public Utilities
None.
Streets, Traffic and Refuse
Board Bill No. 55.
Transportation and Commerce
None.
Ways and Means
Board Bills Nos. 1, 42, 46, 47, 48,
49, 50, 51 and 57.

SECOND READING AND REPORT OF STANDING COMMITTEES

Mr. Bosley of the Committee on Streets, Traffic & Refuse submitted the following report which was read.
Board of Aldermen Committee report, May 6, 2016.

To the President of the Board of Aldermen:

The Committee on Streets, Traffic & Refuse to whom was referred the following Board Bills, report that it has considered the same and recommends adoption.

Board Bill No. 6

An Ordinance establishing a four-way stop site at the intersection of Oleatha Avenue and Prather Avenue by regulating all northbound and southbound traffic traveling on Prather Avenue at Oleatha Avenue and regulating all eastbound and westbound .
Board Bill No. 7

An ordinance pertaining to commercial semi-trailer trucks, also known as a semis, or tractor-trailers; prohibiting such traffic along certain portions of Chippewa, Keokuk, Osage, and Kosciusko streets and along a certain portion of Marine Avenue, exempting from said prohibition emergency vehicles, including privately owned tow trucks when providing emergency service to non-commercial vehicles, vehicles making deliveries to nearby addresses, and vehicles with a Gross Vehicle Weight (GVW) of less than 26,000 pounds, and containing an emergency clause.

Board Bill No. 8

An ordinance recommended by the Board of Public Service to vacate above surface, surface and sub-service rights for vehicle, equestrian and pedestrian travel in 1. A 30 foot portion of Wise between Kingshighway and Brother Thornton Way (vac.) abutting 4946 and 4947 Wise (aka Lot 13 in City Block 3996 and Lot 59 in City Block 5592). 2. A 30 foot portion of the 15 foot wide east/west alley in City Block 5592 abutting 4947 Wise etc. 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. 9

An ordinance recommended by the Board of Public Service authorizing the 2016 St. Louis Works and the 50/50 Sidewalk Programs City Wide providing for the construction and reconstruction of gutters, streets, driveways, spot curbs, sidewalks, alleys, traffic controls, beautification, tree planting, resurfacing and related engineering adjustments listed herein, appropriating \$5,500,000.00 from the Street Improvement Fund; containing sections for description of the work, approval of plans and specifications, work and material guarantees, estimated costs from City funds and supplemental agreements and reversion authorizations, applicable state and federal wage rate requirements, equal opportunity provisions, the Mayor's

Board Bill No. 26

An Ordinance establishing a four-way stop site at the intersection of Sidney Street and McNair Avenue by regulating all northbound and southbound traffic traveling on McNair Avenue at Sidney Street and regulating all eastbound and westbound traffic traveling on Sidney Street at McNair Avenue, and containing an emergency clause.

Alderman Bosley

Chairman of the Committee

Ms. Krewson of the Committee on Transportation & Commerce submitted the following report which was read.
Board of Aldermen Committee report, May 6, 2016.

To the President of the Board of Aldermen:

The Committee on Transportation & Commerce to whom was referred the following Board Bill, report that it has considered the same and recommends adoption.

Board Bill No. 2

An Ordinance recommended by the Board of Estimate and Apportionment authorizing and directing the Director of Airports and the Comptroller for The City of St. Louis (the "City") to enter into and execute on behalf of the City a Lambert-St. Louis International Airport® ("Airport") Airport Use and Lease Agreement with a term ending June 30, 2021 (the "Use Agreement") and, when indicated, an Airport Use and Lease Agreement Cargo Addendum (the "Cargo Addendum") between the City and any airline operator (the "Airline") listed in ATTACHMENT A to this Ordinance, which is attached hereto and incorporated herein, granting to such Airline certain rights and privileges for the use of the Airport and its facilities subject to the terms, covenants, and conditions set forth in the Use Agreement and the Cargo Addendum that were approved by the City's Airport Commission and the City's Board of Estimate and Apportionment, and are attached hereto as ATTACHMENT B and ATTACHMENT C respectively and made a part hereof; providing that the provisions set forth in this Ordinance will be applicable exclusively to the agreements approved or authorized by this Ordinance; containing a severability clause; and containing an emergency clause

Alderwoman Krewson

Chairman of the Committee

Ms. Flowers of the Committee on Health and Human Services submitted the following report which was read.
Board of Aldermen Committee report, May 6, 2016.

To the President of the Board of Aldermen:

The Committee on Health and Human Services to whom was referred the following Board Bill, report that it has considered the same and recommends adoption.

Board Bill No. 36

An ordinance pertaining to the development and administration of a program for monitoring the prescribing and dispensing of Schedule II, III, and IV controlled substances by professionals licensed to prescribe or dispense such substances within the City of St. Louis; establishing penalties for violations thereof; authorizing Health Department officials to work with officials in St. Louis County, which is currently setting up a prescription drug monitoring program; authorizing the receipt of donations for support of the monitoring program; and containing an emergency clause.

Alderwoman Flowers

Chairman of the Committee

REPORT OF
SPECIAL COMMITTEES

None.

PERFECTION
CONSENT CALENDAR

None.

BOARD BILLS FOR PERFECTION

None.

THIRD READING
CONSENT CALENDAR

None.

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

None.

REPORT OF THE
ENROLLMENT COMMITTEE

None.

COURTESY RESOLUTIONS CONSENT CALENDAR

President Reed introduced Resolutions Nos. 23 through 25 and the Clerk was instructed to read same.

Resolution No. 23

Charles Quincy Troupe

WHEREAS, it is our privilege to honor Charles Quincy Troupe on the occasion of his glorious 80th birthday; and
WHEREAS, Charles was born in St. Louis, Missouri, on May 12, 1936, from the union of Phillip and Ruth Troupe; he was one of 12 siblings; and

WHEREAS, Charles Quincy Troupe graduated from the St. Louis Public Schools and soon after received training to become a certified electrician; aside from being self-employed, he worked diligently as an employee of what is now known as

Metro Transit and eventually became the 3rd Vice-President of Local 788 Amalgamated Transit Union; and

WHEREAS, Charles not only fought for the rights of his fellow co-workers, he committed himself to the needs of residents of his community and in 1977 was appointed Committeeman of the 1st Ward in St. Louis preceding his successful election in 1978 as State Representative of the 63rd Legislative District of Missouri; due to redistricting, Charles Quincy Troupe would finish his years of service as the State Representative of the 62nd District, until his retirement in 2000; and

WHEREAS, while serving in the State Legislature, Charles Quincy Troupe was elected as the first African American Dean of the Missouri House of Representatives and also served as a member of the Legislative Black Caucus; he also served his country in the United States Armed Forces; and

WHEREAS, after more than two decades of service in Jefferson City, Charles Quincy Troupe wasn't ready to retire and saw a need in his community for an experienced leader and a voice for those who hadn't been heard; he ran and was elected Alderman of the 1st Ward, where he served his people vigorously for eight years before finally retiring from public service; and

WHEREAS, during his many years of service, the Honorable Charles Quincy Troupe founded the African American Women for Wellness organization, he inspired the We Love North St. Louis Festival, he established and named the Prince Hall Family Resource Center in St. Louis and most recently founded the UJAMAA Community Development Center in North St. Louis.

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to join with the children, grandchildren, family, and many friends of Charles Quincy Troupe in wishing him a happy 80th birthday, and we further wish him peace and good health. We direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a memorial copy to the end that it may be presented to our honoree at a time and place deemed appropriate by the Sponsor.

Introduced this 6th day of May, 2016, by:

Honorable Terry Kennedy, Alderman 18th Ward
Honorable Lewis E. Reed, President, Board of Aldermen
Honorable Dionne Flowers, Alderwoman 2nd Ward
Honorable Freeman Bosley, Sr., Alderman 3rd Ward
Honorable Samuel L. Moore, Alderman 4th Ward
Honorable Tammika Hubbard, Alderwoman 5th Ward
Honorable Stephen Conway, Alderman 8th Ward
Honorable Kenneth Ortmann, Alderman 9th Ward
Honorable Joseph Vollmer, Alderman 10th Ward
Honorable Thomas Villa, Alderman 11th Ward
Honorable Larry Arnowitz, Alderman 12th Ward
Honorable Beth Murphy, Alderwoman 13th Ward
Honorable Carol Howard, Alderwoman 14th Ward
Honorable Donna Baringer, Alderwoman 16th Ward
Honorable Joseph Roddy, Alderman 17th Ward
Honorable Marlene E. Davis, Alderwoman 19th Ward
Honorable Antonio D. French, Alderman 21st Ward
Honorable Jeffrey L. Boyd, Alderman 22nd Ward
Honorable Joe Vaccaro, Alderman 23rd Ward
Honorable Frank Williamson, Alderman 26th Ward
Honorable Chris Carter, Alderman 27th Ward
Honorable Lyda Krewson, Alderwoman 28th Ward
Resolution No. 24

Neighborhood Leadership Academy Class of 2014

WHEREAS, the City of St. Louis is proud of its many diverse neighborhoods; and

WHEREAS, city neighborhoods benefit greatly from leaders with the skills and commitment to strengthen and improve their neighborhoods; and

WHEREAS, the Neighborhood Leadership Academy, sponsored by the University of Missouri St. Louis and UM Extension, has provided training and technical assistance in personal leadership, community building, and organizational management to over 250 neighborhood leaders in the metropolitan St. Louis region since 2001; and

WHEREAS, in 2014, eight City of St. Louis neighborhood leaders completed the Neighborhood Leadership Academy and strengthened their ability to work with others to advance community improvement efforts and to improve community engagement around issues that most impact quality of life for city residents.

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to recognize Beverly Bremer (Princeton Heights), Bill Clendenin (Soulard), Stephen Houldsworth (Downtown West), Erin Malone (Mission: St. Louis), Rodney Norman (West End), Jackie Parker (Soulard), Carla Reid (Habitat for Humanity), and Onalee Yousa (Grace Hill Settlement House) and thank each of them for their dedication to improving the neighborhoods of St. Louis. We further direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a commemorative copy to the end that it may be presented at a time and place deemed appropriate by the Sponsor.

Introduced this 6th day of May, 2016, by:
Honorable Lewis E. Reed, President, Board of Aldermen
Honorable Beth Murphy, Alderwoman 13th Ward
Honorable Thomas Villa, Alderman 11th Ward
Honorable Christine Ingrassia, Alderwoman 6th Ward
Honorable Kenneth Ortmann, Alderman 9th Ward
Honorable Larry Arnowitz, Alderman 12th Ward
Honorable Lyda Kewson, Alderwoman 28th Ward
Honorable Cara Spencer, Alderwoman 20th Ward
Resolution No. 25

Neighborhood Leadership Academy Class of 2015

WHEREAS, the City of St. Louis is proud of its many diverse neighborhoods; and

WHEREAS, city neighborhoods benefit greatly from leaders with the skills and commitment to strengthen and improve their neighborhoods; and

WHEREAS, the Neighborhood Leadership Academy, sponsored by the University of Missouri St. Louis and UM Extension, has provided training and technical assistance in personal leadership, community building, and organizational management to over 250 neighborhood leaders in the metropolitan St. Louis region since 2001; and

WHEREAS, in 2015, 11 City of St. Louis neighborhood leaders completed the Neighborhood Leadership Academy and strengthened their ability to work with others to advance community improvement efforts and to improve community engagement around issues that most impact quality of life for city residents.

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to recognize Anthony Bailey (North Sarah), Paula Cooper (Benton Park West), Jamil Franklin (West End), Erica Hagan (West End), Karen Harris (North Sarah), Marlene Hodges (Urban Strategies), Aaron Michels (Winding Rivers Cooperative Community), Jean Sotomayor (West End), Amy Trapp (Asthma & Allergy Foundation), and Roy Wheelock (Dutchtown) and thank each of them for their dedication to improving the neighborhoods of St. Louis. We further direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a commemorative copy to the end that it may be presented at a time and place deemed appropriate by the Sponsor.

Introduced this 6th day of May, 2016, by:

Honorable Lewis E. Reed, President, Board of Aldermen
Honorable Beth Murphy, Alderwoman 13th Ward
Honorable Thomas Villa, Alderman 11th Ward
Honorable Christine Ingrassia, Alderwoman 6th Ward
Honorable Kenneth Ortmann, Alderman 9th Ward
Honorable Larry Arnowitz, Alderman 12th Ward
Honorable Lyda Kewson, Alderwoman 28th Ward
Honorable Cara Spencer, Alderwoman 20th Ward

Unanimous consent having been obtained Resolutions Nos. 23 through 25 stood considered.

President Reed moved that Resolutions Nos. 23 through 25 be adopted, at this meeting of the Board.

Seconded by Mr. Cohn.

Carried unanimously by voice vote.

FIRST READING OF RESOLUTIONS

Ms. Tyus introduced Resolution No. 21 and the Clerk was instructed to read same.

Resolution No. 21

WHEREAS, The St. Louis City 1 percent Earnings Tax has been levied on city residents and workers since the late 1940's and a significant portion of the City's General Revenue is derived from the Earnings Tax; some estimates have been as much as one-third of the city's annual budget, bringing in about three times what property taxes bring in and twice the amount of what sales taxes bring in; and taxes fairly paid by everyone for the benefit of society at large are an important part of a democratic society; and

WHEREAS, In November 2010, Proposition A was passed in the Missouri requiring the City of St. Louis and Kansas City the only two cities in Missouri to have earning taxes, to have the voters in their Cities reauthorized the City's Earning Tax every 5 years; and

WHEREAS, Many of the City of St. Louis Elected Officials have supported the earnings tax as an important part of the City's budget and encouraged the voters of St. Louis to reauthorized the tax; and

WHEREAS, Over the years St. Louis has come up with some creative and some would say unfair way to exempt businesses and others from paying their fair share of the earning taxes, these creative ways included reimbursing and/or diverting earning tax taxes to pay for office equipment and other unknown entities, using earning taxes generated to pay for site developmental cost for several development project including the proposed Geospatial-Intelligence Agency site; and

WHEREAS, In another way to exempt certain people from paying their fair share of earning tax, in September 2000 Board Bill 172 was introduced and in December 2000 this Board of Aldermen passed Board Bill 172 exempting any income received by a person in the form of dividend and any income received by a person in the form of or related to the grant, vesting or exercise of stock options, performance shares or performance-based stock related incentive plans from the city earning tax. The

board bill contained an emergency clause and was signed into law by the then Mayor of the City of St. Louis becoming ordinance 65094; and

WHEREAS, The ordinance was passed after Ralston Purina went to court clear up to the Missouri Supreme Court and lost the argument that the City should not apply the earning tax to stock options which are generally given to top executives as a bonus; and

WHEREAS, Board Bill 172 was supported by the RCGA who estimated that the exemption of dividends and stock options would cost the city only about \$350,000, and said estimates were also repeated by several of the co-sponsors in the press and on the floor of the Board of Aldermen as a reason to support the exemption; and

WHEREAS, RCGA'S estimate of the cost to the City of St. Louis to exempt the dividends and stock options was based on what is now known to be several false assumptions and/or omissions of information; and

WHEREAS, On January 24, 2001 Dave Nicklaus of the Post-Dispatch reported that six top Ralston executives were going to cash in \$118 million of stock options and restricted stock when the company was sold to Nestle. Nicklaus reported that if Board Bill 172 had not been passed in December 2000 the City of St. Louis would have picked up \$1.77 million dollars for just those six executives ; and

WHEREAS, It is important to note that both St. Louis and Kansas City have earnings taxes and that Kansas City does not have an exemption of their earning tax on dividends and stock options; and

WHEREAS, For the last 16 years the City has lost millions of dollars by giving an earning tax break to the top executives who make millions of dollars a year, while the minimum wage earner or middle management has to pay the 1 percent earning tax on his or her wages thus effectively taxing those who can least afford it while giving tax breaks to the wealthy; and

WHEREAS, The best way we as members of the Board of Aldermen can assure the voters of this City that everyone is being taxed fairly is to make an inquiry to both the budget director and the assistant collector for the earning tax in the Office of the Collector of Revenue as to the amount of revenue lost by the exemption of dividends and stock options and if that amount is more than \$350,000 that was reported to the Board it would cost then we should repeal Ordinance 65094 immediately as it was passed on faulty and untrue financial data; and

WHEREAS, We as members of the Board of Aldermen can further assure the voters of the City that everyone is being taxed fairly is to also make inquiries into the practice of allowing business of diverting their earning tax requirements to pay for office improvements and other unknown entities and using earning taxes generated to pay for site developmental cost for several development project and if the practice is found to be a tax exemption for the wealthy while making the working people of our fair City pay the taxes than this Board should repeal all Ordinance or laws that allow such an unfair burden of taxes on those who can least afford it.

NOW THEREFORE IT BE RESOLVED That the St. Louis Board of Aldermen direct the Ways & Means Committee to convene a hearing for the purpose of examining, investigating and gathering information regarding who pays earning taxes, who does not pay earning taxes, what revenue has been lost by the exemption of earning taxes on dividends and stock options since 2000, and what revenue since 2000 has been lost by diverting earning tax requirements to pay for office improvements and other unknown entities, what revenue has been loss using earning taxes generated to pay for site developmental cost for development projects and to have the Ways & Means Committee produce a written fiscal report to be distributed to the members of the Board of Aldermen.

Introduced on the 6th day of May, 2016, by:

Honorable Sharon Tyus, Alderwoman 1st Ward

Ms. Tyus moved that Resolution No. 21 be referred to the Ways and Means Committee.

Seconded by Mr. Bosley.

Carried by voice vote.

Mr. Cohn introduced Resolution No. 22 and the Clerk was instructed to read same.

Resolution No. 22

Calling on the U.S. Senate to Take Up

The Nomination of Judge Merrick Garland to the U.S. Supreme Court

WHEREAS, the Constitution of the United States provides that the Senate shall provide Advice and Consent for appointments to the Supreme Court of the United States; and

WHEREAS, the Senate's constitutional duty to advise and consent on judicial nominees is one of its most important and solemn responsibilities; and

WHEREAS, the Senate has confirmed more than a dozen Supreme Court justices in presidential election years, including five in the last 100 years; and

WHEREAS, the Senate has confirmed justices in presidential election years in which the executive and legislative branches of government were divided between two political parties, including Justice Anthony Kennedy's confirmation in 1988; and

WHEREAS, the Senate Judiciary Committee has never denied a Supreme Court nominee a hearing since it began holding public confirmation hearings; and

WHEREAS, if the Senate refuses to consider a Supreme Court nominee until after the next President is sworn into office, it will result in the longest Supreme Court vacancy caused by Senate inaction since the Civil War; and

WHEREAS, the Supreme Court serves an essential function resolving critical questions of law that affect our community, its economy, and its citizens; and

WHEREAS, the President has nominated Merrick Garland, Chief Judge of the U.S. Court of Appeals for the District of Columbia Circuit, who “has earned a track record of building consensus as a thoughtful, fair-minded judge who follows the law”; and

WHEREAS, Judge Garland is well-qualified and has more judicial experience than any Supreme Court nominee in history; and

WHEREAS, forcing the Supreme Court to function with only eight justices risks creating numerous instances in which the Court is evenly divided on the outcome of a case, preventing the Court from resolving conflicting interpretations of the Constitution among different regions of the Nation and thereby undermining the Supreme Court’s role as the final arbiter of the law; and

WHEREAS, every Supreme Court nominee who was not withdrawn by the President has received an up-or-down vote within 125 days of President’s nomination announcement; and

WHEREAS, the Supreme Court vacancy caused by the death of Justice Antonin Scalia occurred on February 13, 2016, 269 days before the 2016 presidential election, and since 1975, the average number of days from nomination to confirmation vote for a Supreme Court nominee has been 70 days.

NOW THEREFORE IT BE RESOLVED that the St. Louis Board of Aldermen urges the Senate to perform its constitutional duty to provide advice and consent on the President’s Supreme Court nominee by -

(1) promptly scheduling a hearing in the Senate Judiciary Committee for Judge Merrick Garland, so that the his nomination can be considered on his own merits in an open and transparent manner;

(2) holding a confirmation vote on the Senate floor, with opportunity for debate on Judge Merrick Garland’s nomination; and

(3) working on behalf of the people of the United States to ensure that the vacancy on the Supreme Court is filled without undue and unnecessary delay so that the Supreme Court can effectively serve its essential constitutional function as the final arbiter of the law.

Introduced on the 6th day of May, 2016, by:

Honorable Christine Ingrassia, Alderwoman 6th Ward

Mr. Cohn moved that Resolution No. 22 be adopted by unanimous consent at this meeting of the Board.

Seconded by Mr. Arnowitz.

Carried by voice vote.

SECOND READING OF RESOLUTIONS

None.

MISCELLANEOUS AND UNFINISHED BUSINESS

None.

ANNOUNCEMENTS

None.

EXCUSED ALDERMEN

Mr. Kennedy moved to excuse the following aldermen due to their necessary absence: Mr. Moore, Mr. Coatar and Mr. French.

Seconded by Mr. Cohn.

Carried by voice vote.

ADJOURNMENT

Mr. Kennedy moved to adjourn under rules to return May 13, 2016.

Seconded by Ms. Murphy.

Carried unanimously by voice vote.

Respectfully submitted,

Timothy G. O’Connell

Clerk and Legal Counsel

Board of Aldermen