PUBLIC NOTICE

CITY OF BELLEFONTAINE NEIGHBORS, MISSOURI REGULAR MEETING BOARD OF ALDERPERSONS VIA VIDEO/TELECONFERENCE THURSDAY, NOVEMBER 5, 2020 7:30 – 9:30PM

Notice is hereby given that the City of Bellefontaine Neighbors ("City") will hold a special Board of Alderpersons meeting on Thursday, November 5, 2020, 7:30 p.m. via video/teleconference.

In view of the COVID-19 pandemic, and the Federal, State, County, and City Emergency Declarations, and in accordance with the provisions of Sec. 610.020, RSMo., the City acknowledges that it would be dangerous and impractical, if not impossible, for this meeting to be physically accessible to the public. The City also recognizes the need for the public's business to be attended to in order to protect the public health, safety, and welfare. In order to balance the need for both continuity of government and protection of the health and safety of our residents, business persons and employees, this meeting of the Board of Alderpersons will not be open to public attendance in person. THE MEETING WILL BE ACCESSIBLE BY THE PUBLIC IN REAL TIME ONLY BY A VIDEO/TELEPHONE CONFERENCE CALL VIA ZOOM. THE INSTRUCTIONS TO JOIN ARE BELOW:

To Join the meeting by via website:

- (1) Go to Zoom at https://zoom.us
 - (2) Select Join a Meeting
- (3) Enter Meeting ID: 825 620 8214
 - (4) Enter Password: 4i85eK

To Join the meeting by phone call (audio):

- (1) Call 1 312 626 6799 US (Chicago)
 - 1 646 558 8656 US (New York)
- (2) Enter Meeting ID: 825 620 8214
- (3) When prompted, enter the Pass Code 452739

THE AGENDA FOR THIS BOARD MEETING IS SET FORTH HEREIN.

Instruction for providing public comments: Persons interested in making their views known on any matter will be able to speak during the video/teleconference meeting under "Public Comments." In addition, anyone may send an email with their comments to the City Clerk at FStevens@cityofbn.com by no later than Thursday, November 4, 2020 by 12:00 p.m. All comments received by email will be entered into the public record and publicly read as time allows. All emailed comments will also be distributed to the entire Board at or before the meeting. Thank you for your understanding and patience as we all try to get through these unprecedented times.

POSTED: NOVEMBER 3, 2020 @ 5:00 P.M.

BY: CITY CLERK

REGULAR BOARD MEETING THURSDAY – NOVEMBER 5, 2020 – 7:30 – 9:30PM

BELLEFONTAINE NEIGHBORS BOARD OF ALDERPERSONS WILL CONVENE FOR THE ABOVE REFERENCED MEETING VIA ZOOM.

AGENDA

- 1. CALL MEETING TO ORDER
- 2. ROLL CALL
- 3. APPROVAL OF AGENDA
- 4. PRESENTATION OF UNAPPROVED MINUTES: REGULAR BOA MTG.-10/15/2020
- 5. MEETING OPEN TO PUBLIC: (With a 3-minute time limit).6. COMMISSION AND BOARD REPORTS:
 - A. PUBLIC SAFETY COMMITTEE
 - **B. YOUTH COMMISSION**
 - **C. IMAGE & BEAUTIFICATION**
 - D. PARKS & RECREATION BOARD
- 7. PLANNING & ZONING REPORT
- 8. APPROVAL OF INVOICES OVER \$500
- 9. CHIEF OF POLICE
- **10. CITY ATTORNEY**
- 11. UNFINISHED BUSINESS
 - A. FAMILY DOLLAR LIQUOR LICENSE
- 12. NEW BUSINESS
 - A. RESOLUTION NO. 2020-07 STP GRANT FOR SHEPLEY ROAD ALDERMAN THOMAS
 - B. RESOLUTION NO. 2020-08 STL COUNTY MUNICIPAL PARKS GRANT ALDERWOMAN TATMAN
 - C. RESOLUTION NO. 2020-09 CENSURING ALDERWOMAN DAILES FOR MISCONDUCT ALDERMAN CARROLL
 - D. BILL NO. 2599 AN ORDINANCE AUTHORIZING AN AGREEMENT WITH CURTIS, HEINZ, GARRETT & O'KEEFE, PC. TO RETAIN THE SERVICES OF THE LAW FIRM AND HELMUT STARR TO ACT AS SPECIAL COUNSEL TO THE CITY REGARDING VARIOUS CITY LEGAL ISSUES ALDERWOMAN AVANT-ELLIOTT
 - E. DISCUSSION OF ESTABLISHING THE BISSELL HILLS SHOPPING CENTER AS A COMMUNITY IMPROVEMENT DISTRICT (CID) ALDERMAN CARROLL
 - F. DISCUSSION AND APPROVAL FOR MR. KELLY TO COME AND PRESENT/TRAIN/MEDIATE AT THE NOVEMBER 12TH SPECIAL BOA MEETING AT 7P ALDERMAN CARROLL
 - G. WILLIAM SIMMONS SHERWOOD HILLS SUBDIVISION
 - H. SUNSHINE VIOLATION RESPONSE
 - I. REPRESENTATIVES FROM ST. LOUIS COUNTY DEPARTMENT OF PUBLIC HEALTH, UMSL AND FAMILY HEALTH ALDERWOMAN TATMAN
- 13. REPORT OF MAYOR
- 14. REPORT OF ALDERMEN
- 15. MEETING OPEN TO PUBLIC: (With a 3-minute time limit).
- 16. CLOSED SESSION STATE STATUE NO. 610.021 (3) HIRING, FIRING, DISCIPLINING OR PROMOTING EMPLOYEES
- 17. ADJOURNMENT

CITY OF BELLEFONTAINE NEIGHBORS BOARD OF ALDERMEN REGULAR BOARD MEETING OCTOBER 15, 2020 7:30 – 9:30 PM VIA ZOOM

PRESENT: Mayor Tommie Pierson, Alderwoman Barbara West, Alderwoman Dinah Tatman, Alderwoman Theresa Reed, Alderman James Carroll, Alderman James Thomas, Alderman Jim Christian, Alderwoman Alease Dailes, Alderwoman Avant-Elliott, City Attorney Dorothy White-Coleman, Police Chief Jeremy Ihler, City Clerk Fran Stevens

CALL MEETING TO ORDER: Meeting was called to order by Mayor Pierson at 7:30pm.

ROLL CALL: City Clerk Stevens called the roll and all members were present.

APPROVAL OF AGENDA: Motion to amend the agenda to remove 9:30pm from the agenda as the end time in not in ordinance made by Alderwoman Avant-Elliott seconded by Alderwoman Reed. **Mayor asked** for motion to accept agenda as-is and did not acknowledge the motion — **no votes taken.**

Motion to approve the agenda made by Alderwoman Dailes seconded by Alderman Thomas. Votes are as follows: Alderwoman West-no, Alderwoman Tatman-yes, Alderwoman Reed-no, Alderman Carroll-no, Alderman Thomas-yes, Alderman Christian-yes, Alderwoman Dailes-yes, Alderwoman Avant-Elliott-no. Votes tied with 4-4 vote. Mayor voted yes and broke the 4-4 vote. Motion passed.

PRESENTATION OF UNAPPROVED MINUTES: PUBLIC HEARING 9/28/2020, SPECIAL BOA MEETING 9/28/2020, EMERGENCY SPECIAL MEETING 10/1/2020, REGULAR BOA MEETING 10/1/2020, SPECIAL BOA MEETING 10/8/2020.

Motion to approve above meeting minutes made by Alderman Thomas seconded by Alderwoman Dailes. Mayor asked for **yeas and nays**. Mayor stated **Motion passed**.

MEETING OPEN TO PUBLIC: The meeting was opened to the public to speak 3 minutes each.

CITY TREASURER'S REPORT: Treasurer Howard gave his report.

a. APPROVAL OF INVOICES OVER \$500

Motion to pay invoices over \$500, there are 4 of them for a total amount of \$30,252.42; withholding check number 43091 for \$904.48 once product is received by the Public Works Director made by Alderwoman Reed seconded by Alderwoman Avant-Elliott. Votes are as follows: Alderwoman West-yes, Alderwoman Tatman-yes, Alderwoman Reed-yes, Alderman Carroll-yes, Alderman Thomas-yes, Alderman Christian-yes, Alderwoman Dailes-yes, Alderwoman Avant-Elliott-yes. Mayor stated Motion passed with 8-0 vote.

CITY COLLECTOR'S REPORT: Cathy Broussard gave her report.

PLANNING AND ZONING REPORT: Pat Barrett gave his report.

BUILDING INSPECTOR REPORT: Joe Raben gave his report.

CITY ENGINEER REPORT: Clayton Klein gave his report.

CHIEF OF POLICE: VEHICLE REPAIR, CARES ACT FUNDS - Chief Ihler gave his report.

Motion to release Chief to attend the MIRMA Conference made by Alderwoman Avant-Elliott seconded by Alderwoman Reed. Mayor asked for **yeas and nays**. Mayor stated **Motion passed**.

Motion to add additional over \$500 to agenda under unfinished business made by Alderwoman Avant-Elliott seconded by Alderman Carroll. Mayor asked for **yeas and nays**. Mayer stated **Motion passed**.

CITY ATTORNEY: City Attorney gave her report.

UNFINISHED BUSINESS:

- **a. WARD 4 BARRIERS ALDERWOMAN DAILES** reported that the Bellefontaine Neighbors Street Department will do the barrier work in Ward 4.
- **b. FAMILY DOLLAR STORE LIQUOR LICENSE** This subject has been tabled to the next meeting.
- c. APPROVE CHECK NUMBERS 43125 AND 43126

Motion to approve checks numbers 43125 and 43126 for a total of \$5,460.69 made by Alderwoman Avant-Elliott seconded by Alderman Carroll. Votes are as follows: Alderwoman West-no, Alderwoman Tatman-yes, Alderwoman Reed-no answer, Alderman Carroll-yes, Alderman Thomas-yes, Alderman Christian-yes, Alderwoman Dailes-yes, Alderwoman Avant-Elliott-yes. Mayor stated Motion passed with 6-1 vote.

NEW BUSINESS:

a. RESOLUTION NO. 2020-07 - STREET GRANT - ALDERMAN THOMAS

Motion to adopt Resolution No. 2020-07 – Street Grant made by Alderman Thomas seconded by Alderwoman Dailes. **No votes taken**.

Time is now 9:35pm. Alderwoman West called for adjournment.

ADJOURNMENT:

Meeting adjourned at 9:35pm.

Motion to adjourn made by Alderwoman West seconded by Alderwoman Tatman. Mayor asked for **yeas and nays**. Mayor stated the **Motion passed**.

Attest:	
Fran Stevens, City Clerk	_
Approved by the Board of Alderpersons:	

Image and Beautification Board Meeting

Tuesday, October 13, 2020

Meeting was opened at 7:03.

Members Present

Jennie Stewart	Leo Gordon	Caroline McDonald	Andrew Fields
Shelley Davis	Lynn Gordon	Rodney Weeden	Alderman Jim Christian

Jennie welcomed everyone.

Old Business

September 26, 2020 Cleanup Summary

- Volunteers There were 42 volunteers comprised of Masons, residents and friends.
- City Hall Contact Person Going forward the Board will need to make sure we have the correct contact persons. There were some issues with getting needed supplies, late arrival of drivers, picking up volunteers on time and trash bags being left in areas that drivers were not familiar with.
- Roadways cleaned Litter was picked up on all major roadways
- Lunch Alderwoman West and Alderwoman Avant-Elliott purchased lunch for the volunteers.
- Yard Signs The Board was reminded to collect their yard signs. Also, it was noted that more signs will be needed for future cleanups as the signs seem to deter littering.

Adopt-A-Street City Website Update

Alderman Christian will send an updated version of the Adopt-A-Street information to all Board members for review and approval.

City Signs Update

Alderman Christian reported that he is waiting for quotes regarding the cost to replace/replace the signs. He recommended that a PVC material be used for the signs. It was suggested that the I&B Board present the need for replacing/repairing signs to the Alderpersons at the Aldermen Meeting in November. Caroline McDonald along with Alderman Christian will represent the I&B Board at the meeting.

Paint Trashcans

Bob Bost donated the paint. Jennie and Caroline will paint the trashcans built by the Boy Scouts.

Car Flags

Lynn Gordon will report on prices and designs at the next meeting. Alderman Christian suggested possibly using car magnets that are currently used by our Alderpersons. He will bring information to the next meeting.

Adopt-A-Stop

Lynn reported that she had talked to Maureen Williams at Metro regarding her and Leo adopting a stop, but no stops were available close to their home. Shelley Davis agreed to give the two bus stops on Jennings Station Road in Ward 4 to Leo and Lynn. Lynn and Leo will take a look at the bus stops and decide if they would like those. Jennie said she would like everyone on the I&B Board to consider adopting a stop – Sheron in Ward 1, Caroline in Ward 3 and Andrew somewhere outside of Ward 4.

New Business

Derelict Houses/Ordinance Violations

Andrew Fields presented an idea to the Board involving tracking and reporting derelict houses. He would like to create a spread sheet of homes with ordinance violations and present the list to City Hall for action. Leo Gordon talked about the challenges the City is having contacting owners of properties to address these violations. Due to time, it was decided to continue this discussion at the next meeting.

Connecting City Cleanup

Jennie asked what the Board thought about inviting connecting cities to join with Bellefontaine Neighbors for a cleanup on the same date to help promote unity, image and beautification in North County. Each city would be responsible for marketing the cleanup date and recruiting volunteers. The Board thought it was a good idea so Jennie agreed look into it.

Gas Station at Chambers and Bellefontaine Road

It was noted that a great deal of litter is being left on the grounds of Conoco Gas Station at Chambers and Bellefontaine Road. It was suggested that a letter signed by the Alderpersons in Ward 2 be sent to owner.

Meeting was adjourned at 8:17 p.m. The next regular meeting is scheduled for Tuesday, November 10, 2020 at 7:00 p.m.

City of Bellefontaine Neighbors

Meeting of the Parks and Recreation Board

Tuesday October 20, 2020

Members Present: Dave Cross, Kathy Endorf, Judy Mantych, Tina Fichter

Members Absent: -

Staff Member(s): Martha Snead

Guests: -

The meeting convened at 7:00 p.m. in Room 109 at the Recreation Center.

Martha Snead opened the meeting and confirmed that all members had received the minutes and reports from the previous month. There were no questions or corrections.

The following information was shared by Martha concerning the Parks and Recreation Department:

*The Parks Maintenance Staff will be winterizing the parks with restrooms/water on Thursday Oct. 22 as all reservations are complete.

*Update on the trash situation at the Parks and the number of trash cans provided. The trash cans seem to be adequate, but any trash left in the park has the potential to be strewn throughout by wind or animals.

Bissell Park: Shelter-2 Playground-2 Restrooms-1

St. Cyr Park: Shelter-3

Tanglewood Park: Shelter-3 Restrooms-1

- *The Water main break on the east side of Recreation Center building has been repaired. Only one fitness class was affected and will be rescheduled.
- *Amy Mulholland met with Joe Raben from the Building Dept. and Clayton Klein the City Engineer about the roof over the gymnasium. They hope to have it repaired before the winter. Dave Cross inquired as to the age of the roof and when it was last repaired. That information was not know by the group.

New Business Discussed:

Martha asked the opinion of the Board concerning the split rail fencing at Tanglewood Park. Over the years, sections of it have been damaged and replaced and just recently a car ran through the fence and up the hill into the park. A discussion was held as to what barriers can be put in place to provide for the safety of those using the park as well as the preservation of our playground equipment, shelter, restrooms and fencing. It was agreed that the barriers must be aesthetically pleasing and complimentary to the design of the park. They were informed that the Department had looked into

large boulders to place along the street side of the park but they were quite costly. Judy Mantych suggested contacting AAA Materials to see if they had other options. Dave Cross suggested that concrete posts covered with reflective tape or paint for night time visibility would be a good option to place between the easement and the fence. The Board agreed that this was a good option and would be practical for our Parks Maintenance staff to put into the ground. Kathy Endorf mentioned that there are similar barriers at businesses and cemeteries in the area.

Tina Fichter asked about the status of the outdoor pool. It was explained that the plan was to move ahead with necessary repairs in anticipation of opening for the 2021 summer season.

The Passport to the Arts Program has rescheduled their Zoom call for Thursday October 22.

The Board spent a majority of the meeting evaluating the responses to the Transportation Survey which had been randomly given out to participants at the Recreation Center. The responses were divided into approximate areas of the city and different age groups to determine which means of transportation were being used to access the Recreation Center. It was discussed that this was an unfortunate time for any evaluations based on attendance due to the COVID-19 restrictions. The results of the survey will be shared in a separate report at a later date.

The meeting adjourned at 7:55 pm
The Parks & Recreation Board will have our next scheduled meeting Tuesday November 17, 2020 at 7:00 p.m.
Please contact Martha if you are unable to attend at msnead@cityofbn.com or 867-0700 and leave a message
Respectfully submitted,

Martha Snead, Aquatics Director

Bellefontaine Neighbors

Transportation Service Participation

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37	37 *Aug. 18 Old Time Barbeque													
38	38 *Aug. 22 Siteman Mammography Van													
39	39 *Oct. 2 Safety Summit													
40	40 **Oct. 5 Flu Shot Clinic													
41	41 *Oct. 21 Halloween Dinner													
42	42 *Oct. 31 Police and Fire Departments Drive-through Trunk or Treat	Drive-thr	ough T	runk or	Treat									

Bellefontaine Neighbors Recreation Center Daily

July 2020 Financial Summery

Date: October 1 - 31, 2020

Weight Room	\$66.00
Gym Classes/Tennis	\$231.50
Racquetball/Pickleball	
Swim Fees	\$69.50
Swim Lessons	\$79.00
Water Exercise	\$458.00
Room Reservations	\$390.00
Park Reservations	
Swim Team	\$200.00
Snack Bar	\$35.87
Basketball	\$31.00
I.D. Card/Passes	\$520.25
Special Events	\$246.00
Miscellaneous	
Locker Rental	
Renew Active	\$48.00
Van Donation	
SilverSneakers	\$335.00
Total	\$2,710.12
Payment Type	
Check	\$ 302.82
Cash	\$ 741.80
Visa/MC	\$ 1,178.00
Amex/Disc	\$
Direct Deposit	\$ 383.00
Total =	\$ 2,710.12

Introduced By: Alderperson Thomas

Resolution No: 2020-07

A RESOLUTION ESTABLISHING THE CITY OF BELLEFOUNTAINE NEIGHBORS SUPPORT TO APPLY FOR THE STP GRANT FOR SHEPLEY ROAD.

WHEREAS, the City of Bellefontaine Neighbors, Missouri is an incorporated municipality in St. Louis County and Sheply Road, located in the City, and is in need of resurfacing; and

WHEREAS, City of Bellefontaine Neighbors agrees to move this project forward collaboratively and support it financially upon selection by EastWest Gateway/MoDOT and support the project through completion with a tentative scheduled end date of 2025; and

WHEREAS, the City of Bellefontaine Neighbors recognizes the members of the current Board may not maintain their current status as an elected official throughout the duration of the project.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF ALDERSPERSONS FOR THE CITY OF BELLEFONTAINE NEIGHBOS AS FOLLOWS:

BE IT FURTHER RESOLVED that the Board of Alderpersons of the City of Bellefontaine Neighbors; that any elected official who is elected after this resolution is passed honors the project and the financial obligations through to completion as established.

PASSED BY THE BOARD OF ALDERPERSON NEIGHBORS ON THIS DAY OF NOVEMBER, 202	
	Tommie Pierson, Sr., Mayor
ATTEST:	

Fran Stevens, City Clerk

Introduced By: Alderperson Tatman

Resolution No: 2020-08

A RESOLUTION ESTABLISHING THE CITY OF BELLEFOUNTAINE NEIGHBORS SUPPORT TO APPLY FOR THE ST. LOUIS COUNTY MUNICIPAL PARKS GRANT.

WHEREAS, the City of Bellefontaine Neighbors, Missouri is an incorporated municipality in St. Louis County that has Parks which serve its residents and the surrounding communities; and

WHEREAS, the Parks in the City of Bellefontaine Neighbors are in need of major improvements and upgrades to facilitate the use by residents and others of the City's Parks; and

WHEREAS, City of Bellefontaine Neighbors agrees to move this project forward collaboratively and support it financially upon selection by Municipal Parks Commission for Planning Grant and Construction Grant and support the project through completion with a tentative scheduled end date of 2023; and

WHEREAS, the City of Bellefontaine Neighbors recognizes the members of the current Board may not maintain their current status as an elected official throughout the duration of the project.

NOW, THEREFORE BE IT RESOLVED BY THE BOARD OF ALDERSPERSONS FOR THE CITY OF BELLEFONTAINE NEIGHBOS AS FOLLOWS:

BE IT FURTHER RESOLVED that the Board of Alderpersons of the City of Bellefontaine Neighbors; that any elected official who is elected after this resolution is passed honors the project and the financial obligations through to completion as established.

PASSED BY THE BOARD OF ALE NEIGHBORS ON THIS DAY OF NO	DERPERSONS FOR THE CITY OF BELLEFONTAINE DVEMBER, 2020.
ATTEST:	Tommie Pierson, Sr., Mayor
Fran Stevens, City Clerk	

Introduced By: Alderperson Carroll

Resolution Number: 2020-09

A RESOLUTION OF THE CITY OF BELLEFONTAINE NEIGHBORS, MISSOURI CENSURING ALDERWOMAN ALEASE DAILES.

WHEREAS, The Board of Aldermen desires to take a public stance and formally express its disdain for Alderwoman Alease Dailes' misconduct, creating a hostile work environment for city employees, harassment of city employee(s), derogatory statements made toward board members during and outside of meetings, and making racially derogatory comments towards another Alderwoman and other peers.

WHEREAS, This conduct has caused employees to feel harassed, intimidated, fearful, and threatened and board members to feel harassed and belittled.

WHEREAS, This conduct has been detrimental to the relationships with the community and elected members

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF BELLEFONTAINE NEIGHBORS, MISSOURI AS FOLLOWS:

Section 1. The Board of Aldermen assembled in open session and by a vote of the majority of its members have found that Alderwoman Alease Dailes has engaged in the following:

- A. Harassing and creating a hostile work environment for city employees.
- B. During the closed session of the October 1, 2020 Board of Aldermen meeting, Alderwoman Alease Dailes used a racially derogatory term(s) towards another Alderwoman.
- C. During meetings, after meetings, and via social media platforms, Alderwoman Dailes has made derogatory statements about elected members and city staff on public social media sites

Section 2. Alderwoman Alease Dailes is hereby directed to:

- A. Stop harassing city employees and be mindful of your position as an elected official and act with decorum when interacting with city employees and fellow elected officials.
- B. Attend mediation session(s), conducted by a professional mediator who is not a city employee, with the victims of the harassment.
- C. By mindful that she represents a diverse community and the use of any racially derogatory language will not be tolerated by this Board of Aldermen and the community
- D. Reflect on your statements and actions and seek out professional assistance or implicit bias training to help you with internalized racism and biases.

Section 3. Alderwoman Alease Dailes will receive upon approval of the majority of the Board of Alderman, Articles of Impeachment for any violation of any part of this resolution.

Section 4. Now, therefore, in consideration of the foregoing recitals, the majority of the publicly elected members of the Bellefontaine Neighbors Board of Aldermen hereby adopt this resolution censuring Alderwoman Alease Dailes for her misconduct, creating a hostile work environment for city employees, harassment of city employee(s) and elected peers, and making racially derogatory comment toward another Alderwoman and other peers.

This Resolution shall become effective immediately upon its passage.	
Passed thisday of, 2020.	
Tommie Pierson, Mayor	
ATTEST:	
Fran Stevens, City Clerk	

INTRODUCED BY ALDERMAN AVANT-ELLIOTT

BILL NO. <u>2599</u>	ORDINANCE NO
HEINZ, GARRETT & O'KE LAW FIRM AND HELMUT	ORIZING AN AGREEMENT WITH CURTIS, EFE, PC. TO RETAIN THE SERVICES OF THE STARR TO ACT AS SPECIAL LEGAL COUNSEL VARIOUS CITY LEGAL ISSUES.
BE IT ORDAINED BY THE BELLEFONTAINE NEIGHBORS,	BOARD OF ALDERMEN OF THE CITY OF MISSOURI, AS FOLLOWS:
Section 1.	
enter into an agreement for polyKeefe,PC to retain Helmut Star the City as requested from time to	riate city officials are hereby authorized to execute and professional services with Curtis, Heinz, Garrett & r to serve as special counsel related to legal issues of to time by the Mayor or the Board of Aldermen and in terms and conditions set forth in Exhibit A, attached this reference.
Section 2.	
This Ordinance shall be in approval as provided by law.	full force and effect from and after its passage and
PASSED BY THE BOARD OF NEIGHBORS THIS DAY (ALDERMEN FOR THE CITY OF BELLEFONTAINE DF, 2020.
Attest:	Presiding Officer
Fran Stevens, City Clerk	
Attest:	Tommie L. Pierson, Mayor
Fran Stevens, City Clerk	

APPROVED THIS ______ DAY OF ______, 2020.

CONTRACT

SPECIAL COUNSEL

The Contract made and entered into this 5 day of November 2020, by and between the City of Bellefontaine Neighbors, hereinafter referred to as "City", and Helmut Starr, hereinafter referred to as "Attorney":

WITNESSETH:

WHEREAS, it is the desire of the City of Bellefontaine Neighbors and the Attorney to reduce to writing the terms under which Attorney will perform services as Special Counsel for the City of Bellefontaine Neighbors,

NOW, THEREFORE, IT IS AGREED BY AND BETWEEN THE PARTIES AS FOLLOWS:

- 1. <u>Employment:</u> City hereby employs Helmut Starr as Special Counsel, and Helmut Starr hereby accepts such employment upon the terms and conditions hereinafter set forth.
- 2. <u>Employment Period:</u> The employment period shall commence as of the date of execution hereof and shall continue until the Board of Aldermen determines that the Special Counsel services described herein are no longer needed, unless earlier terminated by either party effective 60 days following written notice thereof to the other party.
- 3. <u>Licensed:</u> The Attorney shall be duly licensed to practice law in the State and Federal Courts within the State of Missouri.
- 4. <u>Base Salary Duties:</u> The duties of the Special Counsel, if they include attendance at regular meetings of the Board of Aldermen held on the first and third

Thursdays of each month, shall be paid for at a base salary as defined in paragraph five (5) hereof.

- 5. <u>Base Salary:</u> The base salary will be Three Hundred Fifty Dollars (\$350.00) per regular meeting set forth in paragraph 4 above.
- 6. <u>Substitute Attorney:</u> In the event Helmut Starr cannot attend a meeting of the Board of Aldermen or other board or commission as requested, the Board President will determine whether there is a need for Special Counsel services at such meeting. If, in the opinion of the Board President, legal counsel is required, Helmut Starr shall provide, at the same cost as set forth in paragraph 5 above, a substitute Attorney from the Curtis, Heinz, Garrett & O'Keefe, P.C. law firm with municipal law experience to attend such meeting. The substitute Attorney shall also be licensed to practice law in the State and Federal Courts within the State of Missouri.
- Additional Duties: In addition to the Special Counsel's duties that may be requested as set forth in Paragraph four (4), above, it shall further be the Special Counsel's duty to, upon the request of the Mayor or the Board President, as authorized periodically by the Board of Aldermen, to: (a) review contracts entered into by the City; (b) attend special or additional meetings of the Board of Aldermen, meetings of the Planning and Zoning Commission and the Board of Adjustment; (c) to consult with the Mayor, the Board of Aldermen or other City officials in drafting legal opinions, ordinances or resolutions; (d) represent the City in other matters, as directed by the Mayor or the Board of Aldermen, in Federal and State Courts and in or before State and Federal administrative agencies and commissions; and (e) generally represent and advise the City of Bellefontaine Neighbors and its officials in such other legal matters as may be required from time to time.

- 8. Additional Salary: In addition to the base salary for services as set forth in paragraph five (5), shall be paid additional compensation for the performance of all matters as set forth in Paragraph seven (7) at the rate of Two Hundred Fifty Dollars (\$250.00) per hour for Helmut Starr and partners of the firm, One Hundred and Sixty-Five Dollars (\$165.00) per hour for attorneys who are associates of the firm and Ninety Dollars (\$90.00) per hour for paralegal services through April 30, 2021. Beginning May 1, 2021, the hourly rates of compensation shall change to Two Hundred and Sixty Dollars (\$260.00) per hour for Helmut Starr and partners of the firm, One Hundred and Seventy-Five Dollars (\$175.00) for attorneys who are associates of the firm and Ninety Dollars (\$90.00) for paralegal services through April 30, 2022. Beginning May 1, 2022, the hourly rates of compensation shall change to Two Hundred and Seventy Dollars (\$270.00) per hour for Helmut Starr and partners of the firm, One Hundred and Eighty-Five Dollars (\$185.00) for attorneys who are associates of the firm and One Hundred Dollars (\$100.00) for paralegal services. Special Counsel authorized to use the services of other lawyers in the firm of which he is a member for the performance of any of the services hereinabove set forth. Special Counsel shall submit a statement to City for such additional services, if any, on a monthly basis stating the rate and a detailed statement of the number of hours required to provide such services. The additional hourly compensation shall be due and paid to Special Counsel no later than thirty (30) days following the date of each such statement. All Special Counsel services shall be under the direction and control of Special Counsel Helmut Starr.
- 9. <u>Supersedes Prior Contracts:</u> The execution of this contract shall serve to supersede any prior contractual arrangements between the parties relating to the same or

similar matters, effective on the first day of the month following the date of execution first stated above.

IN WITNESS WHEREOF, we have hereunto set our hands and seals the day and year first above written.

HELMUT STARR	CITY OF BELLEFONTAINE NEIGHBORS
Helmut Starr, Special Counsel	Tommie L. Pierson Mayor
	ATTEST:
	Fran Stevens, City Clerk

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o cildol	Cost/section		Extension	Delivery	Extra chg	Extra time Extra time	Extra time	Total	Comments
					for	estimated	charge		
					placement (hrs)	(hrs)			
Kienstra	\$448	\$448 x 18	\$8,064		\$125	4	\$500	\$8,564 T	Two deliveries @ 90 minutes/each no charge, with \$125/hour
		sections -							thereafter
K&P Precast	\$240	\$240 x 18 sections =	\$4,320	\$450				\$4,770	\$4,770 Vendor will not deliver to six streets; intermediate handling would be responsibility of Street Dept who does not have
									charles services in a pin is flor bractical for our needs
Fred Weber RCP	\$350	\$350 x 18	\$6,300	\$700				\$7,000	\$7,000 Need to inspect riser wall thickness before accepting bid
Mid America Precast	(lump sum bid)	1)						\$54,308 5r	Specialized planters with exposed aggregate
									Charles agging





PCI.
CERTIFIED PLANT

SPECIALIZING IN CONCRETE BUILDING AND UTILITY PRODUCTS

- Page 1 of 5 -

* * * BID PROPOSAL * * *

Project:

Bellefontaine Planters

Bellefontaine, MO

Location: Halls Ferry Circle Area

Date: September 17, 2020

Lump Sum Bid – \$ 54,307.85

Validation Period: 30 business days

ARTICLE I: TAKE OFF

This Bid Proposal is based on email and attachments by Pat Barrett of Planning & Zoning Commission City of Bellefontaine Neighbors dated 09/04/2020. We recognize the following addenda: (None). Quotation subject to change due to additional drawings, specifications and/or addendum issued at a later date.

THIS QUOTATION INCLUDES THE FOLLOWING TAKE OFF:

- 18 Architectural Precast Planters
 - o 48" Inside Diameter / 58" Outside Diameter / 8" Thick Base Floor
 - o Exposed Aggregate Architectural Finish
 - o Delivery & Set of Planters
 - Six delivery's with three planters per delivery.

ARTICLE II: PRECAST INCLUSIONS:

- 1. Concrete to be:
 - a. 4,000 psi concrete (see Article IV for breakdown of mix design).
- 2. Architectural precast finish texture to be:
 - a. Exposed Aggregate Architectural Finish
- 3. Precast embeds and loose hardware solely required for precast erection.
- 4. 12"x12" color sample available upon request
- 5. Reinforcing to be plain, grade 60 typical throughout.
- 6. Welded Wire Fabric to be plain, typical throughout (Except as noted above)
- 7. Lifting inserts
- 8. Shipping to Halls Ferry Circle Area, Bellefontaine, MO
- 9. Patching of lifting recesses and damages caused by transportation or erection of precast on exposed to view finished surfaces.
- 10. Labor and rigging required for the erection of precast members.
- 11. Hoisting per Article VI, Paragraph 1 below.







SPECIALIZING IN CONCRETE BUILDING AND UTILITY PRODUCTS

- Page 2 of 5 -

ARTICLE III: PRECAST EXCLUSIONS:

- 1. Any openings less than six inches will need to be field cut.
- 2. Taxes or Bonds
- 3. Sealing of precast
- 4. Consulting or hiring of testing or inspection agencies as may be required
- 5. Overtime or weekend fabrication
- 6. Overtime or weekend delivery
- 7. Anchoring braces or supports to exposed architectural faces.
- 8. Liquidated, consequential or any other damages
- 9. Cutting of precast block outs required for other trades.
- 10. Removal of precast from jobsite.
- 11. Structural Steel, pre-welds/framework members (channel, tubing, continuous angle beams) or any miscellaneous metal.
- 12. Inserts, anchors, reglets, electrical boxes/conduit or any other items required to be cast in by other trades. Items to be cast into precast shall be coordinated by the General Contractor prior to Erection Drawing approval. These items are to be supplied to Mid America Precast prior to submit precast fabrication start date.
- 13. Field dimensioning or verifications on site.
- 14. Installation of field embeds or grout tubes for precast panels.
- 15. Access for the erection crane or product delivery equipment.
- 16. Permits, traffic/pedestrian control, barricades and flagmen as may be required.
- 17. De-watering/deicing or cleaning of the foundation, as required to erect.
- 18. Re-priming or painting of any kind
- 19. Furnish or install miscellaneous steel or structural steel of any kind.
- 20. Any modification to the cast in place structure required for the erection of the precast.
- 21. Removal or replacement of other construction against or adjacent to areas of precast erection.
- 22. Finishing, painting or patching of the precast panels.
- 23. Cleaning of the streets.
- 24. Cleaning or protection of the precast concrete members after they have been erected.
- 25. Premium overtime of any kind.
- 26. Additional insured for the project
- 27. Bond premium for the project.

ARTICLE V: MIX DESIGNS

- 1. Architectural Mix Design
 - Continental Gray Cement, Type III
 - Local Source Coarse Aggregate
 - Local Source Fine Aggregate







SPECIALIZING IN CONCRETE BUILDING AND UTILITY PRODUCTS

- Page 3 of 5 -

ARTICLE V: QUALIFICATIONS

MAP is a Precast Concrete Institute (PCI) and Architectural Concrete Institute (ACI) certified production facility that enforces a rigid quality control program utilizing all associated standards as set forth in the PCI publication's MNL-120, MNL-122, MNL-123 and ACI publications.

ARTICLE VI: GENERAL TERMS & CONDITIONS

- 1. Access for the boom truck will be required of ten feet each side for outriggers. Overhead powerlines and trees etc. could be cause of refusal if operator determines the area unsafe to operate equipment. This access requirement is being specifically conveyed to and shall be understood by the General Contractor as a qualification to this proposal. Contractor is responsible ALL TRAFFIC CONTROL Other construction trade activities or conditions that would affect these access requirements shall be coordinated by the General Contractor so as they do not interfere with, cause delay or additional costs to the precast erection operation as bid in this proposal.
- 2. Setting of precast must be accessible from location of boom truck to placement of precast. Boom truck operating radius is 30' from back of boom truck equipment.
- 3. Mid America Precast has allowed for 1 hour per location to set off precast with MAP Boom Truck. Additional time due to site conditions out of MAP control will be billed at \$150 per hour in 15 minute segments.
- 4. Benchmarks to be provided by the controlling contractor. Layout of the precast from these primary control points.
- 5. Contractor to have representative onsite to provide direction of placement of precast.
- 6. Erection of precast working Monday Friday working during normal straight time hours.
- 7. Earthwork or any scope of work outside of precast erection will not fall on MAP responsibility.
- 8. For additional work, an authorized representative of the contractor must sign a work order. Equipment is an additional charge. Overtime is defined as work outside of normal business hours, Monday through Friday.
- 9. Liability of damage to property such as sidewalks, paving, underground utilities, etc in the area will not fall on our responsibility.
- 10. Jobsite clean-up responsibility falls on the controlling contractor.
- 11. Liquidated Damages or penalty clauses not included in this proposal.
- 12. Core drilling not included, if required.
- 13. Mid America Precast to clean dirt and/or sediment accumulated from transportation and erection only. Final cleaning is not part of MAP scope of work.
- 14. This proposal is to be part of the mutually agreed upon contract. If work begins prior to acceptance of a contract, this proposal will serve as a contract between parties.
- 15. Contractor to comply with 29 CFR 1926 OSHA Subpart CC, Section 1926.1402 and OSHA subpart R, 1926.752(c) and is to be provided by others at no cost.
- 16. Full time Safety Manager coordinated by the controlling contractor (MAP does not provide). Fire watch personnel shall be provided by others.
- 17. Extension to contracted schedule shall be granted should MAP encounter unusual weather conditions.



MID AMERICA PRECAST, INC.



SPECIALIZING IN CONCRETE BUILDING AND UTILITY PRODUCTS

- Page 4 of 5 -

- 18. Erector and rigging exposures are covered under the Builder's Risk Policy, provided and funded by others.
- 19. Mid America Precast to cover any normal and reasonable patching caused by erection damage incurred during shipping, loading and rotating of precast. MAP not responsible for any post erection damages.
- 20. Quotation is based on a mutually agreeable contract. This quotation is valid for a period of thirty (30) business days from the date of this proposal. After 30 business days have expired, this proposal along with scheduling is subject to review. A scope review meeting is required prior to acceptance of award.
- 21. Progress Payments for 90%, less freight, for materials produced and stored in our yard, awaiting shipping, based on monthly billings.
- 22. One hour unloading time anything over one hour will be billed at \$150.00/hr plus expenses for lost loads and crane, trailer & yard crew time.
- 23. Cancelled trucks that are either scheduled, in transit, or on site will be subject to additional charges/fees.
- 24. A service charge of "1.5%" per month will be added to the billing for any payment not received in our office by the 30th of the month following the month of billing.
- 25. Legal costs resulting from nonpayment or damages will be reimbursed as well as interest from the date due.
- 26. Cost for lost time for labor and/or equipment due to delays beyond the control of Mid America Precast shall be reimbursed plus overhead and reasonable profit.
- 27. All retainage is to be paid in full immediately following completion and acceptance of any rework.
- 28. Mid America Precast requires a minimum two (2) weeks advance notice for the precast that will be required at the job site.

ARTICLE VI: SPECIAL PROJECT NOTES

Special notes concerning this project are listed below:

1. Schedule for this project to be mutually agreed upon. Mid America Precast plant fabrication space made available on a "first come, first served" basis.

ARTICLE VII: PROPOSAL ACCEPTANCE

"ALL TERMS (ARTICLE I THROUGH VII) ARE TO BE MADE A PART OF THE FINAL CONTRACT, AND/OR ANY ACCEPTED ADDITIONS / DELETIONS AGREED UPON IN WRITING PRIOR TO SIGNING."

SUBMITTED BY: M. Jaramon.	DATE: 9-17-20
MITCHELL LARAMORE – PROJECT MANAGER	
MID AMERICA PRECAST, INC.	

ACCEPTED BY:	Date:
GENERAL CONTRACTOR / OWNER REPRESENTATIVE	



Contact:

Phone:

St. Louis 12950 Gravois Road St. Louis, MO 63127 Phone: (314) 892-7400

Fax: (314) 892-7727

Quote Number: 20-9534

Quote Date: 9/21/2020

Bill to: Bidding Contractor Project: Bellefontaine Neighbors - Manhole Risers

Bellefontaine Neighbors, MO

Patrick Barrett Project Manager:

Fax: Phone: Fax:

Customer ID: ALLBID2 PO: ShipVia: Sales Rep: Mike Ax

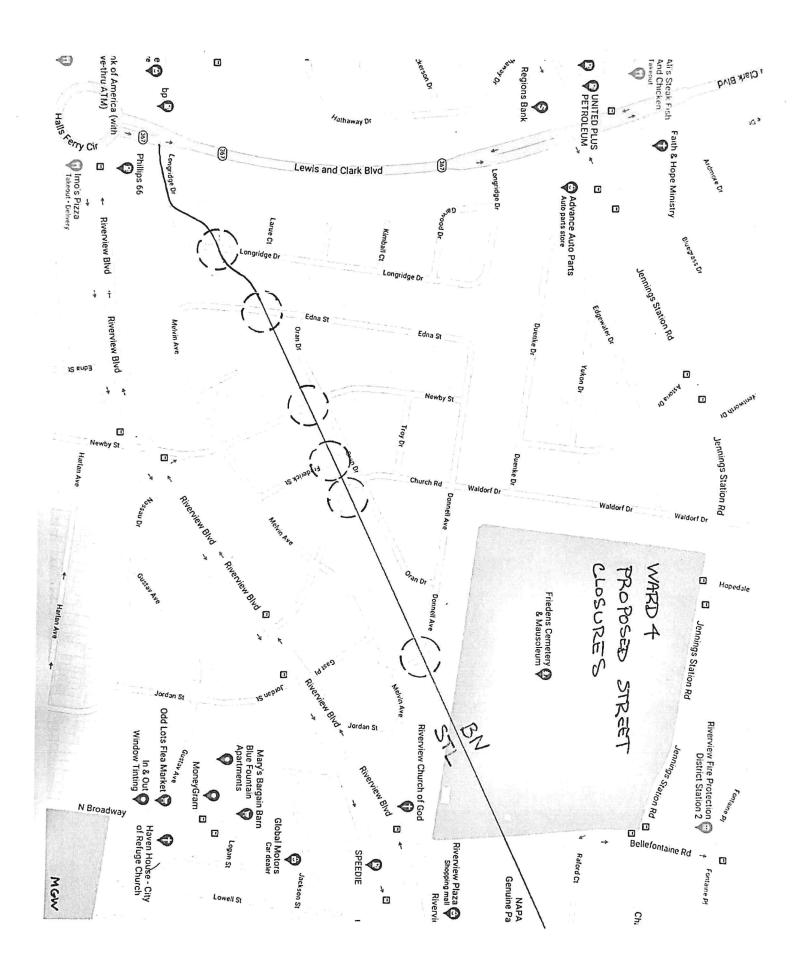
Terms: NET 30 Bid Date: 9/21/2020

Qty	Item	Description		Unit Price	TX	Extension
	Structure: Other	Other				
18	MH48MRX36	48" MANHOLE RISER X 36"		\$350.00	V	\$6,300.0
7	MH42MRX36	42" MANHOLE RISER X 36" - Outside	Lifters - 7 Available	\$185.00	1	\$1,295.0
1	MSLOAD-Z1	LOAD DELIVERY FEE ZONE 1		\$700.00		\$700.0
						\$8,295.0
		Total Weight	60,976			
				Taxable	-	\$7,595.00
				Non-Taxable		\$700.00
				Sub Total		\$8,295.00
				Tax		\$682.63
				Total		\$8.977.63

Prices includes pipe gaskets as required.

The above quantities are estimates only, unit prices to prevail.

All applicable Federal, State and Local taxes will be added to these prices.



From: Steve Peery <steve@kienstra.com>
Subject: Manhole Risers - Furnished & Placed
Date: September 24, 2020 at 10:42:17 AM CDT
To: Patrick Barrett <pbar21@sbcglobal.net>

CITY OF BELLEFONTAINE NEIGHBORS PAT BARRETT

18 EACH 36" TALL RISER SECTIONS 48" DIA (INSIDE 58" O.D.)...... \$ 448.00/EA

INCLUDES STANDARD COLOR CONCRETE WITH IMPERFECTIONS

DELIVERY TO JOBSITE & 90 MINUTES MAX FOR SETTING IN 3 LOCATIONS

ADDITIONAL COST FOR TRUCK TIME PAST 90 MIN...... \$ 125.00/HOUR

STEVE PEERY KIENSTRA PRECAST

On Thu, Sep 24, 2020 at 9:52 AM Patrick Barrett pbar21@sbcglobal.net
wrote:
Steve.

Yes, please quote them per your standard finish. We do not need exposed aggregate. These would be very similar to the 4' dia. x 4' high unit furnished in early July to Mike Wiese/City of Bellefontaine Neighbors, only shorter.

Thank You,

Pat Barrett (H) 314-388-2439

On Sep 24, 2020, at 6:55 AM, Steve Peery <steve@kienstra.com> wrote:

The barriers that you sent are an exposed aggregate pour which we do not do at our location. I can price up standard concrete manhole sections but they will not have the decorative exposed rock look that your picture shows. You will see slight imperfections and possibly a vertical form line or lines

where our forms come together. Do you still want pricing on my product? Steve Peery
Kienstra Precast

On Wed, Sep 23, 2020 at 8:48 PM Patrick Barrett < pbar21@sbcglobal.net > wrote:
Gentlemen.

Please quote price, labor & delivery to provide 18 pcs. of 4 ft. dia. x 3 ft. high sections of manhole riser to six (6) streets (at 3/street) in our city to act as street barriers / planters. See attached picture.

These would be delivered on your flatbed truck equipped with a boom lift to place them on the streets in locations as directed onsite by Bellefontaine Neighbors Street Dept personnel.

We are a municipality in St. Louis County and this work would be tax exempt.

Please call with or e-mail any questions.

Thank You,

Pat Barrett
Planning & Zoning Commission
City of Bellefontaine Neighbors, MO
(H) 314-388-2439
pbar21@charter.net

K & P PRECAST, INC.

1661 KEMMAR COURT O'FALLON, MO 63366

PHONE: (636) 978-3111

(636) 978-3128

FAX: (636) 281-9127

Email: kppi@centurytel.net

BID

JOB NAME: Bellefontaine Neighbors - Planters (revised)

CONTRACTOR: City of Bellefontaine

CONTACT: Estimator DATE: September 22, 2020

PRECAST CONCRETE SANITARY STRUCTURES INCLUDE:

Developed bases with inverts & flexible rubber gaskets for piping, steps, exterior coating, double roll of joint sealant for each joint as per MSD and heavy duty frames & covers.

N/A

PRECAST CONCRETE STORM STRUCTURES INCLUDE:

Developed bases with inverts & flexible rubber gaskets for piping, steps, joint sealant, frames & covers for manholes, inlet tops with micro silicas (MSD requirement) and covers.

18 – 48" Diameter 36" Tall Centers @ \$240.00 each	\$4,320.00
3 – Delivery charges @ \$150.00/load	\$450.00

Due to size and quantity, it will take 3 loads to deliver these. Each delivery will consist of 6 pieces delivered to one (1) location each. We will use our truck with a boom to unload the pieces in a single spot. Placement will be the responsibility of Bellefontaine Neighbors.

All prices are good for 30 days from bid date. All prices F.O.B. job site plus any applicable taxes.

NOTE: Sales tax rate is .0795%

TERMS: Net 30 days

Thank you, Wayne Krumm

Fran Stevens

From:

Reverend Dinah Tatman <ward1communityfirst@gmail.com>

Sent:

Tuesday, November 3, 2020 1:26 PM

To:

Alease; Alease Dailes; Barbara West; Jeremy Ihler; Fran Stevens; James Carroll; James

Thomas; Jim Christian; Jim Christian; Miranda Avant-Elliott; Theresa; Theresa Reed;

Tommie Pierson; WhiteColeman; james thomas

Subject:

Narcan training

Dear Fran:

Will you please add this information up under new business for this Thursday's BOA a meeting. Representatives from the St. Louis County Department of Public health, UMSL and family health center will be in attendance to answer questions. I would like this to be discussed and for us to vote on.

The Saint Louis County Department of Public Health (DPH), University of Missouri-St. Louis Missouri Institute of Mental Health, and Prevent Ed currently provide naloxone education and distribution training. Naloxone (Narcan®) is a medication that reverses the effects of an overdose due to opioids including pain pills, heroin, and fentanyl. We are offering a one-hour training of overdose education and naloxone distribution for the Bellefontaine board members and city employees. The training will cover how to recognize signs of an opioid overdose and use naloxone (Narcan®) to revive someone, as well as share information on how opioids are affecting the St. Louis area and the science behind opioid use disorder. Through the trainings, we aim to educate the community and get naloxone into the hands of individuals at risk of overdose or individuals who may come into contact with people at risk of overdose. Naloxone (Narcan®) kits will be available after the training. The kits will include (Narcan®), a list of treatment centers, a breathing mask, and some harm reduction information.

Although opioid related deaths are stabilizing or decreasing in some populations, that of the Black male community continues to rise. We must work together as a community to help combat this epidemic.

Thanks!