



# CITY OF ST. PETERS BOARD OF ALDERMEN

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TENTATIVE AGENDA FOR REGULAR MEETING  
ST. PETERS JUSTICE CENTER, 1020 GRAND TETON DRIVE, ST. PETERS, MO 63376

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April 14, 2016 - 7:00 P.M.

- A. Call to Order, Mayor Len Pagano
- B. Roll Call
- C. Opening Ceremonies
  - 1. Invocation
  - 2. Pledge of Allegiance
  - 3. St. Peters Business Recognition Program
    - a. My Sons Cake & Candy Supply, 117 Main Street, business since 1991 - Ward 1
    - b. Midas Service Center, 336 Mid Rivers Mall Drive, business since 1991 – Ward 1
    - c. Children’s Edu-Care Center, Inc., 100 Vantage Drive, business since 1991 – Ward 2
  - 4. Presentation: Missouri Tree City USA Award
- D. Approval of Minutes: The [Board of Aldermen Work Session meeting of March 24, 2016](#); and the [Regular Board of Aldermen meeting of March 24, 2016](#).
- E. Reports of Officers, Boards and Commissions
  - 1. Mayoral Report of Appointments to Boards and Commissions
    - a. [Re-Appointment to Outpatient Surgical Treatment Center Medical Review Board](#)
  - 2. City Administrator’s Report:
    - a. 2015 Police Department Annual Report
  - 3. Report of Director, Planning, Community and Economic Development: None
  - 4. St. Peters Business Spotlight: None

F. Open Forum

1. Citizens Petitions and Comments
2. Communications from the Elected Officials
3. Announcements

G. Public Hearings: None

H. Unfinished (Old) Business Items: None

I. New Business Items:

1. [Bill No. 16-45: Bill](#) designating the Depository of the City of St. Peters Funds for a period ending May 31, 2018 pursuant to Section 95.355 Revised Statutes of Missouri
2. [Bill No. 16-46: Bill](#) authorizing the City Administrator of the City of St. Peters, Missouri, to enter into a Permanent Utility Easement Agreement with the Jungermann Partnership
3. [Bill No. 16-47: Bill](#) authorizing the City Administrator of the City of St. Peters, Missouri to execute an agreement with Kozney-Wagner for construction of the Mexico Road Multi-Use Path Bridge Project (Federal Project No. Tap 7305(614))
4. [Bill No. 16-48: Bill](#) authorizing the City Administrator of the City of St. Peters, Missouri to execute an agreement with Gershenson Construction Company for construction of the Sutters Mill Road Bridge Replacement Project (Federal Project No. BRM 7305(613))

J. Executive Session re: Litigation, Real Estate and Personnel, pursuant to Section 610.021 (1)(2)(3)(9)(12)(13)(14) & 610.022 (1-6)

K. Adjournment

AGENDA Posted at City Hall: April 11, 2016 at 9:00 a.m.  
By: P. Smith, City Clerk

Next Regular Board of Aldermen Meeting: April 28, 2016



CITY OF ST. PETERS BOARD OF ALDERMEN  
WORK SESSION MINUTES  
March 24, 2016

#### BOARD OF ALDERMEN ITEMS FOR DISCUSSION

The Work Session was called to order at approximately 5:00 p.m. on Thursday, March 24, 2016 at the St. Peters Justice Center located at 1020 Grand Teton Drive. Patty Smith, City Clerk, called the roll. The following were present: Mayor Pagano; Alderman Aytes; Alderman Barclay; Alderman Bateman; Alderman Reitmeyer; Alderman Shea; Alderman Thomas; Alderman Violet; Bill Charnisky, City Administrator; Randy Weber, Special Counsel; Jeff Finkelstein, Chief of Police; Bill Malach, Water Environment Services Manager; Dave Kuppler, Health and Environmental Services Manager; Rick Olteo, Director of Recreation Services; Burt Benesek, Director of Transportation; Beth French, Director of Finance; Patty Smith, City Clerk. Board President Hollingsworth and Parks and Recreation Services Manager Jeff Hutsler were absent. Alderman Bateman was presiding Board President during Alderman Hollingsworth's absence.

#### COMMITTEE REPORTS FROM ALDERMANIC REPRESENTATIVES

Committee reports were given during this time.

#### BOARD OF ALDERMEN ITEMS FOR DISCUSSION

##### NEW BUSINESS ITEMS

None

#### MAYOR/CITY ADMINISTRATOR ITEMS FOR DISCUSSION

##### NEW BUSINESS ITEMS

Alderman Reitmeyer moved and Alderman Bateman seconded the motion to remove Mexico Multi-Use Path Bridge Bid Recommendation from the agenda for discussion. The motion was approved.

#### MEXICO MULTI-USE PATH BRIDGE BID RECOMMENDATION – BENESEK

Burt Benesek, Director of Transportation advised on March 16, 2016, the City received five (5) bids for the construction of the Mexico Road Multi-Use Path Bridge Project. The scope of this project includes constructing a ten (10) foot wide multi-use path over Dardenne Creek and construction of a ten (10) foot wide multi-use path connection. This bridge will connect the West Sunny Hills Trails to the Dardenne Greenway Trail and the Dardenne

Trail System which runs through that area. Staff recommended awarding the construction of this project to the low bidder, Kozney-Wagner from Arnold, Missouri. Alderman Violet moved and Alderman Shea seconded the motion to place this item on the April 14, 2016 Board of Aldermen meeting agenda. The motion was approved. **This item will be placed on the April 14, 2016 Board of Aldermen meeting agenda for consideration.**

Alderman Reitmeyer moved and Alderman Barclay seconded the motion to remove Depository Agreement for City Funds Bid Recommendation from the agenda for discussion. The motion was approved.

#### DEPOSITORY AGREEMENT FOR CITY FUNDS BID RECOMMENDATION – FRENCH

Beth French, Director of Finance advised on March 11, 2016, the City received three (3) bids for the Depository Services for the City's Financial and Banking Services. After a review, staff is recommending to award this new contract to Enterprise Bank at 300 St. Peters Centre Boulevard. The City would enter into a two (2) year agreement with a two (2) year option to renew. Alderman Shea moved and Alderman Aytes seconded the motion to place this item on the April 14, 2016 Board of Aldermen meeting agenda. The motion was approved. **This item will be placed on the April 14, 2016 Board of Aldermen meeting agenda for consideration.**

#### MISCELLANEOUS UPDATES – CHARNISKY

None

#### BOARD MEETING AGENDA ITEM REVISIONS – CHARNISKY

None

#### PRESENTATION IN ALDERMANIC CONFERENCE ROOM FROM 5:30 - 7:00 P.M.

#### POOL AND GOLF COURSE DESIGN – OLOTEO/EMRICK

Mr. J. Ryan Casserly, President and Mr. Jim Bastian, Chairman of Westport Pools provided a presentation on an aquatic design proposal. This presentation was handed out and is attached and made a part of these minutes. Topics of discussion included the following: gutter pool versus flush; opportunities for senior use; ramps and shade; the length and design of lazy river was made with staffing and visibility considerations in mind; the design of the slides, and setting the stage for possibly adding long and straight slides in the future was considered; spray pad considerations and possible longer season of use; time frame for construction should plan be approved is 10 to 11 months, with projection of opening the summer of 2018; pool temperature will be 82 degrees 90% of the time, with plans to have outdoor classes during the summer.

Burt Benesek, Director of Transportation presented a proposed City Hall rear entrance/ access project which was previously discussed at the Pre-CIP and Budget Work Session in

January 2016. Discussion regarding this project and possible changes or postponement was held.

Fred Powers and Bill Bowersox of Powers Bowersox Associates Inc., Architects, Planners and Interior Design, provided a presentation on a proposed St. Peters Golf and Banquet Center. This presentation was handed out and is attached and made a part of these minutes. Discussion included the following: project mission; new buildings and outdoor functions; banquet facilities seating and square footage; parking expansion; kitchen functions for catering only but can convert to a full service kitchen in the future; design and function of banquet center. The Board expressed their concerns regarding the seating capacity in the banquet center; aesthetics of the building design and the possibility of a more rounded, timeless design; and the expansion of the green space to enlarge banquet center and increase seating capacity to 300-350, while postponing road construction to focus more on this aspect of the project. Staffing of this proposed golf and banquet center was also discussed.

#### UPDATE/NO TAX INCREASE BOND ISSUE – MAYOR/FRENCH

Ms. French distributed the draft ballot language ordinance and advised that the last filing date with the Election Authority for the August 2, 2016 election is May 24, 2016 for a four-sevenths majority voter requirement for passage. The approval of this ballot language is needed before then. She also explained the project cost estimates. Discussion regarding whether to separate them into two different Propositions was discussed. Some of the Aldermen expressed their concerns should the propositions not be separated, and the desire to give the public a choice. Time frame on educating the public and media was also a concern. Mr. Charnisky offered that from a staff standpoint, keeping the propositions together would be beneficial. After further discussion, no final decision was made on whether to combine or separate the two issues. Discussion ensued on if there are any additional funds from refinancing. Ms. French stated there is nothing else out there in refunding, although they may be able to get a little bit more out of the \$11ML. Time constraints caused the meeting to end.

#### EXECUTIVE SESSION RE: LITIGATION, REAL ESTATE AND PERSONNEL, PURSUANT TO SECTION 610.021 (1)(2)(3)(9)(12)(13)(14) & 610.022 (1-6)

No Executive Session was called at this time.

#### ADJOURNMENT

Alderman Shea moved and Alderman Bateman seconded the motion to adjourn the Work Session meeting. The motion was approved and the Work Session meeting was adjourned at approximately 7:00 p.m.

Submitted by,

Patricia E. Smith  
City Clerk

DRAFT



# Aquatic Design Proposal

*March 24, 2016*



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- **Design Features: Lazy River Amenity, Play Structure, Sprayground Features, Shade Structures, Runout Deck Slide, Competition Pool With One-Meter Diving Board**
- **Impactful Industry Trends**



# Executive Summary

- The design features an 8 lane competition pool, lazy river, zero entry beach with aquatic play unit, two runout deck slides, isolated sprayground, shade structures, party pavilion and bathhouse.
- Total construction costs: Competition Pool, Lazy River, Leisure Pool, Sprayground and Bathhouse = \$3,500,000.
- Creating a facility with a “destination appeal” that engages all age groups and is competitive to other entertainment options will drive incremental use and return patrons.
- Long term operating success involves treating the outdoor facility as a community center without walls.
- Extensive key stakeholder feedback – size, function, features, and configuration is an essential element to the design process.
- Westport Pools provides a comprehensive design approach that builds client confidence during the planning phase. Our process continues with carefully executed construction practices and concludes with our startup and owner training procedures.



# Design Considerations

- Amenities that span demographics
- Destination appeal for citizens
- Moving water (lazy river/vortex)
- Shaded areas for protection and relief
- Zero entry beach for all ages
- Operating efficiency
- Water quality

**What do your citizens want?**

**What is your budget?**

**What demographics do you serve?**

**What is on your wish list?**

**What programming do you want?**

**Design features should provide opportunities for significant capture of your citizens and keep them returning.**

**WESTPORT  
POOLS**



# 3D Design Rendering



Concept provides for a community center without walls that competes favorably with alternative entertainment options.

WESTPORT  
POOLS



# Design Rendering

## Features:

- 8 lane competition race course with starting blocks
- One meter diving board
- Lazy river with the ability to "theme"
- Zero entry beach with aquatic play unit
- Runout deck slides
- Isolated splash pad
- Shade
- Party pavilion
- Bathhouse



Design spans demographics with beach entry, competition, deep water pool, splash pad, shade and a lazy river.

WESTPORT  
POOLS



# Site Overlay



The new outdoor facility will be constructed on a former athletic field south of the existing Rec-Plex.

WESTPORT  
POOLS



# Lazy River Amenity



Lazy rivers appeal to a wide age group (fun for ages 0-100) and provide aquafit programming opportunities.

WESTPORT  
POOLS



# Play Structure



Personalization and theming of aquatic play units is a hot trend. Units range from utilitarian to decorative formats.

WESTPORT  
POOLS



# Sprayground Features



Run, jump, or just sit down and enjoy these fun spray features in an area detached from the main pool.

WESTPORT  
POOLS



# Shade Structures

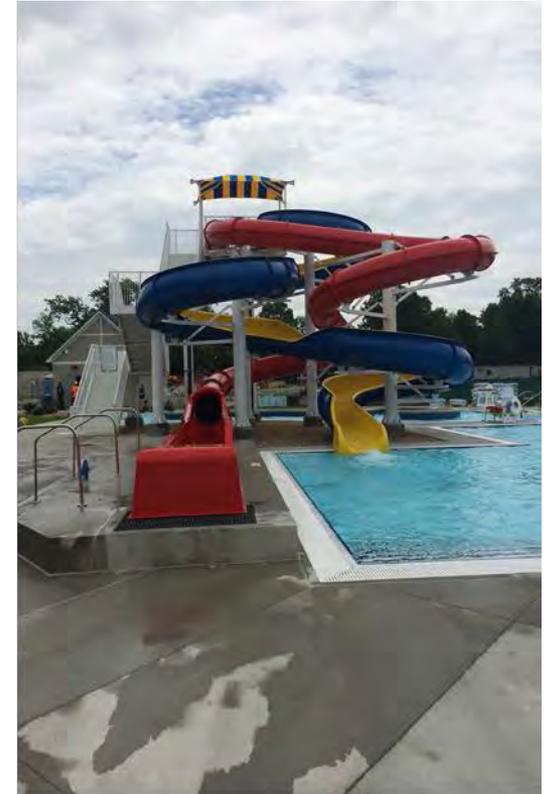


There are many safe, comfortable, and durable options to provide shade strategically throughout the facility.

WESTPORT  
POOLS



# Runout Deck Slides



A tried, tested, and true favorite, there are nearly unlimited possibilities for the thrill factor of a waterslide.

WESTPORT  
POOLS



# One-Meter Diving Board



The design includes a one-meter diving board with top and intermediate handrails on both sides.

WESTPORT  
POOLS



# Industry Trends

- Energy conservation (“GREEN”) in terms of water and electric cost optimization.
- Variable Speed Pumps (VFD) designed to align pump output with flow requirements.
- Ultraviolet (UV) systems to enhance water quality and fight chlorine-resistant pathogens.
- Water chemistry controllers that integrate filtration, circulation and water monitoring capability with cloud access options.
- Regenerative media filters that minimize water, energy and chemical consumption while producing greater water quality than traditional sand filters.
- Creating a facility with a “destination appeal” that attracts all age groups and is competitive with other entertainment options.

Technology advances coupled with green initiatives are generating measurable results for owners and patrons.





# Thank You



**Jim Bastian**  
Chairman

[jbastian@westportpools.com](mailto:jbastian@westportpools.com)

314.743.4806



**J. Ryan Casserly**  
President

[rcasserly@westportpools.com](mailto:rcasserly@westportpools.com)

314.743.4809

**Thank you for the opportunity! The entire Westport Team looks forward to working with you.**





# Proposed St. Peters Golf and Banquet Center

March 24, 2016

*Powers Bowersox Associates, Inc.*

# Project Mission

The new Golf and Banquet Center will provide a facility supporting state of the art public golf operations, recreation and community events for the citizens of the City of St. Peters. Economical to build and operate, it will enhance the quality of life for all residents.

# Program-New Buildings

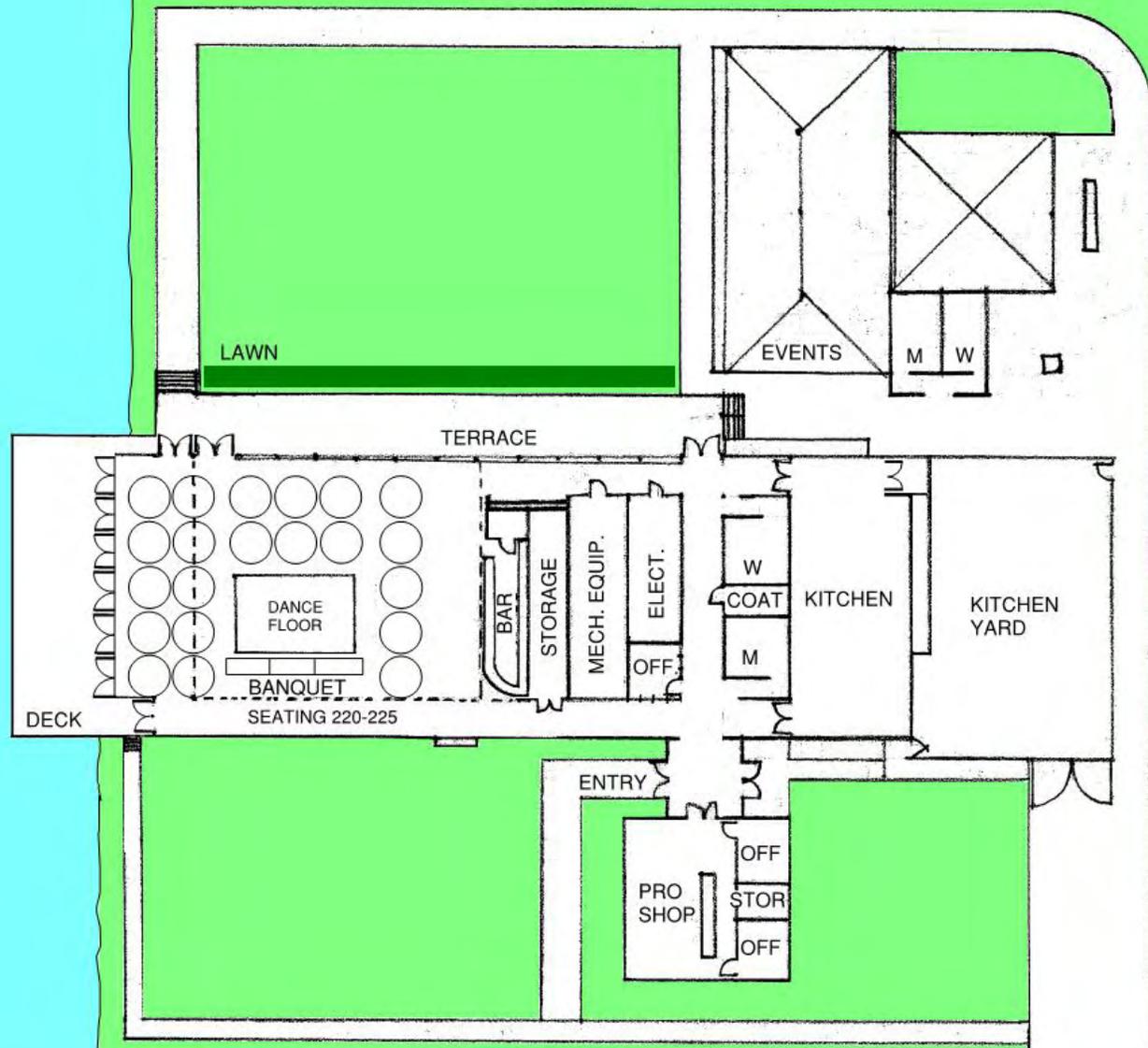
• Golf Cart (80)/General Storage	5,627 SF
• Golf Operations	1,536 SF
• Banquet Facilities-Seats 250	5,611 SF
• Common Functions (Entry, Kitchen, Mechanical, Electrical, Storage)	<u>3,047 SF</u>
Total:	15,821 SF
• Covered Structure (Golf Events)	2,475 SF

# Program-Outdoor Functions

- Expanded Parking From 180 to 300
- Enclosed Kitchen Service Yard 2,000 SF
- Cart Staging Area 75 Carts
- Patio-48 2,000 SF
- Event Space Deck Over Water 1,440 SF
- Golf Event Drop Off and Cart Staging Area



St. Peters Golf and Banquet Center  
Powers Bowersox Associates, Inc.  
2016.02.07



FLOOR PLAN



St. Peters Golf and Banquet Center  
Powers Bowersox Associates, Inc.  
2016.02.07



Rendering by John C. Guenther, FAIA, LEED AP

St. Peters Golf and Banquet Center  
Powers Bowersox Associates, Inc.  
2016.02.07



St. Peters Golf and Banquet Center  
Powers Bowersox Associates, Inc.  
2016.02.07



St. Peters Golf and Banquet Center  
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2016.02.07



Rendering by John C. Guenther, FAIA, LEED AP

St. Peters Golf and Banquet Center  
Powers Bowersox Associates, Inc.  
2016.02.07



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St. Peters Golf and Banquet Center  
Powers Bowersox Associates, Inc.  
2016.02.07

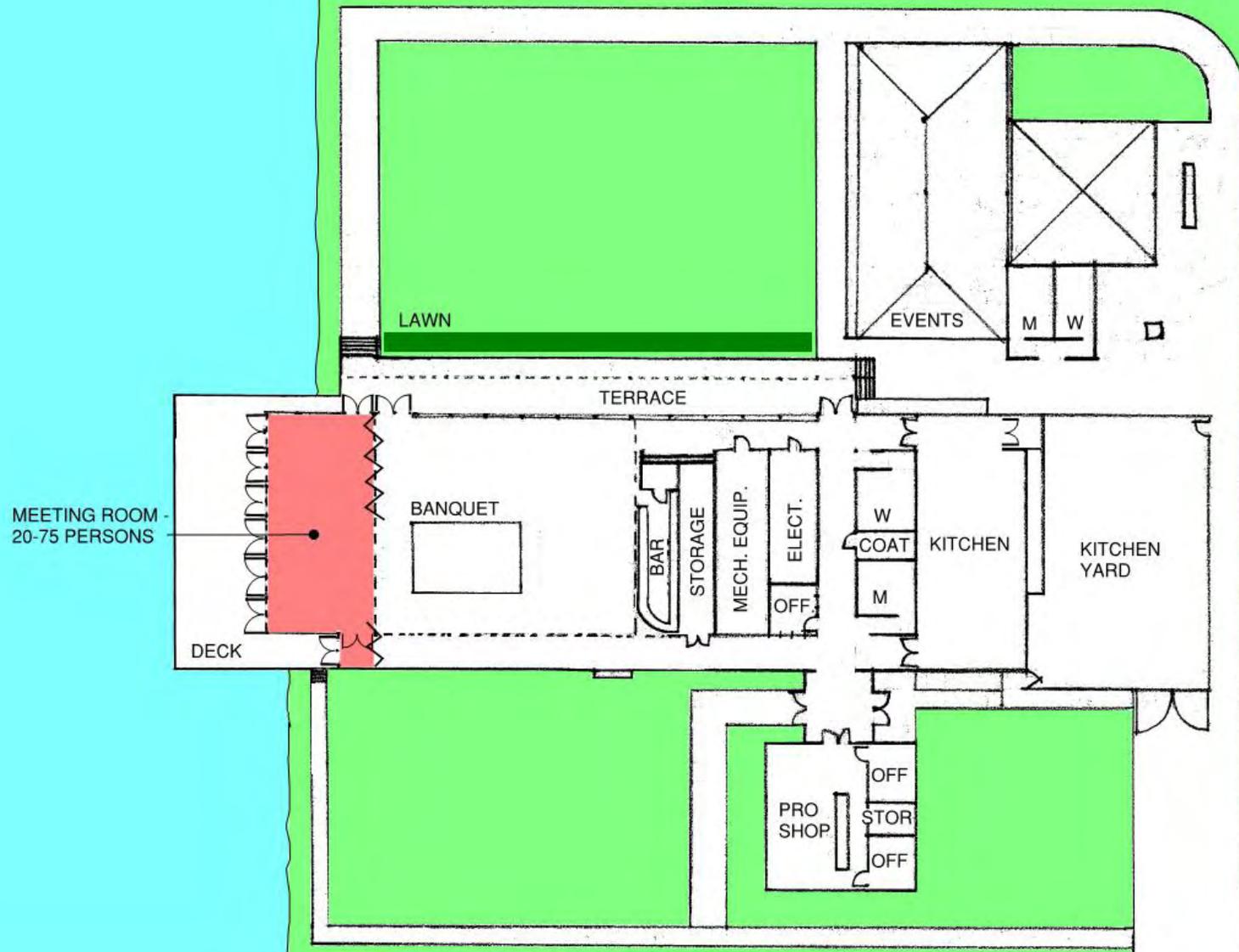
# Construction Cost Estimate

1. Demo./Clubhouse/Site:	\$3,843,300
2. Tournament Structure :	\$244,500
3. Cart Storage Structure:	\$380,400
4. Contingency:	\$670,230
5. FF&E:	\$100,000
6. Design Soft Costs:	<u>\$465,000</u>
Total:	\$5,703,430

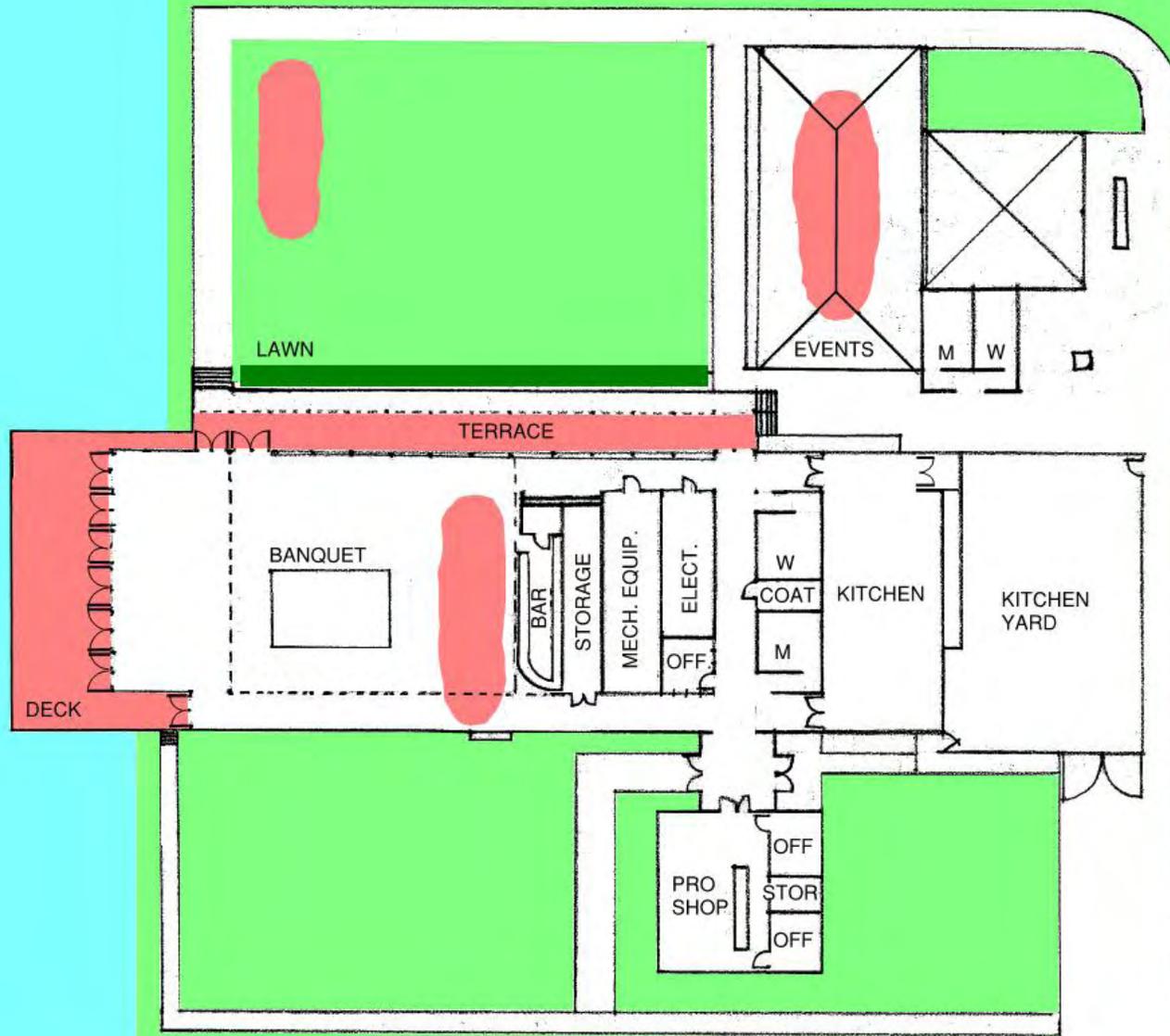
# Options: Small Group Meetings- 20-75 people

1. Bridal/baby showers and corporate meetings
2. Privacy separation in banquet space:
  - Permanent operable partition-most private
  - Portable partitions-least costs and audio privacy
  - Portable video device
3. Lengthen banquet space eight feet

- OPTION: LENGTHEN BANQUET ROOM 8'-0"
- PROVIDE PRIVATE MEETING ROOM - 20-75 PERSONS
  - PERMANENT OR PORTABLE PARTITIONS
  - BANQUET AND MEETING ROOM SPACE (WITH MOVABLE PARTITIONS OPEN) WILL ACCOMMODATE 250+ PERSONS WITH DANCE FLOOR AND HEAD TABLE.



FLOOR PLAN - GOLFER GATHERING SPACES



FLOOR PLAN - GOLFER GATHERING SPACES

# Optional Budget Items

1. Expand banquet space eight feet: \$106,000
2. Permanent operable partition: \$ 55,200
3. Portable partition: \$ 5,200
4. Additional furnishings (high top tables, chairs, fire place seating): \$ 7,200
5. Portable TV \$ 1,200













CITY OF ST. PETERS CITY HALL  
BOARD OF ALDERMEN MINUTES  
MARCH 24, 2016

CALL TO ORDER

Mayor Pagano called the Board of Aldermen meeting to order at approximately 7:00 p.m. on March 24, 2016, at the St. Peters Justice Center located at 1020 Grand Teton Drive. Patty Smith, City Clerk, called the roll. Present were: Mayor Pagano; Alderman Aytes; Alderman Barclay; Alderman Bateman; Alderman Reitmeyer; Alderman Thomas; Alderman Shea; Alderman Violet; Bill Charnisky, City Administrator; Randy Weber, Special Counsel; Jeff Finkelstein, Chief of Police; Patty Smith, City Clerk. Board President Hollingsworth was absent. Invocation was given by Pastor Steve Koeneman. The Pledge of Allegiance was led by Mayor Pagano.

PROCLAMATION: ARBOR DAY, APRIL 2, 2016

Alderman Bateman read and presented Rick Oloteo, Director of Recreation, with the Arbor Day Proclamation for Saturday, April 2nd.

MISSOURI STATE HIGH SCHOOL ATHLETIC ASSOCIATION STATE DISTINGUISHED SERVICE AWARD

Rick Oloteo introduced aquatic staff that was present at the meeting. Stacey Schroeder, Associate Director with the Missouri State High School Athletic Association presented Rick Oloteo, the City of St. Peters, and Rec-Plex staff with the State Distinguished Service Award for going above and beyond during the State Diving and Swimming Championships every year.

AUDIT AWARDS FROM THE GOVERNMENT FINANCE OFFICERS ASSOCIATION

Alderman Bateman presented the State of Missouri Audit Award to the City of St. Peters for Certificate of Achievement for Excellence in Financial Reporting and the Award of Financial Reporting Achievement, which was accepted by the Director of Finance, Beth French.

APPROVAL OF MINUTES: WORK SESSION MEETING OF MARCH 10, 2016 AND THE REGULAR BOARD OF ALDERMEN MEETING OF MARCH 10, 2016

Alderman Aytes moved and Alderman Reitmeyer seconded the motion to approve the Board of Aldermen Work Session meeting minutes of March 10, 2016, and the Regular Board of Aldermen meeting minutes of March 10, 2016. The motion carried and the minutes were approved.

REPORTS OF OFFICERS, BOARDS AND COMMISSIONS

MAYORAL REPORT OF APPOINTMENTS TO BOARDS AND COMMISSIONS

None

CITY ADMINISTRATOR'S REPORT:

## JR. CITIZEN POLICE ACADEMY PRESENTATION – OFFICER DOSS

Officer Doss, Public Information Officer, spoke about a new Junior Citizen Police Academy 4 week program directed toward children between the ages of 8 to 11 during the month of June; and for four weeks during July for children between the ages of 12 thru 15 years of age. She stated that this program is limited to only St. Peters residents, as it is expected to be a popular program; and she explained the details of the program.

## REPORT OF DIRECTOR OF PLANNING, COMMUNITY AND ECONOMIC DEVELOPMENT

### PETITION 16-03, SPECIAL USE PERMIT – GOLDEN LAB, L.L.C. – POWERS

Julie Powers, Director of Planning, advised that Petition 16-03 – Golden Lab, L.L.C., is requesting a Special Use Permit in the I-1 Light Industrial District to permit a crematorium on a 3.24 +/- acre parcel for pet and human. The property is located at 4175 Shady Springs Lane, on the north side of I-70 North Service Road, east side of Ehlmann Road. The Planning and Zoning Commission adopted and approved staff's Findings of Fact and recommended approval of this petition to the Board of Aldermen. City Clerk Smith swore in Golden Lab representative Mr. Bradley Vickers and he presented the request for Special Use Permit. Mr. Vickers advised this location is the old Missouri State Inspection Station. No questions or comments from the Board of Aldermen were presented. This is business item I-01 on tonight's Board of Aldermen meeting agenda.

### PETITION 16-04, CHANGE OF ZONING – THE SUNSHINE GROUP L.L.C. – POWERS

Julie Powers presented Petition 16-04; The Sunshine Group LLC is requesting a change of zoning from the A-1 Agricultural District and I-1 Light Industrial District to I-2 Heavy Industrial District for 70 +/- acre parcel. The property is located on the north and south sides of Salt River Road and east and west sides of Mid Rivers Mall Drive. The Planning and Zoning Commission and staff recommend the approval of this rezoning petition to the Board of Aldermen. Mr. Scott Martin, Hilliker Corporation, was present to address the Mayor and Board of Aldermen for this change of zoning petition. Mayor Pagano asked if the request is to make the property "shovel ready" for future buyers. Mr. Martin advised that was correct and they have been marketing this area, although they don't have a user for the property at this time. There were no further questions or comments from the Aldermen. This is business item I-02 on tonight's Board of Aldermen meeting agenda.

### PETITION 16-05, CHANGE OF ZONING – SCHNEIDER FAMILY TRUST, ET AL. – POWERS

Julie Powers presented Petition 16-05; Schneider Family Trust is requesting a change of zoning from A-1 Agricultural District and I-1 Light Industrial District to I-2 Heavy Industrial District for 22 +/- acre parcel. The property is located on the north side of Ecology Drive, east of Mid Rivers Mall Drive. The Planning and Zoning Commission and staff recommend the approval of this rezoning petition to the Board of Aldermen. Scott Merchant, Hilliker Corporation was present to answer any questions. No questions or comments were presented from the Mayor or Board of Aldermen. This is business item I-03 on tonight's Board of Aldermen meeting agenda.

### PETITION 16-06, AMENDED PUD AGREEMENT – CASTLE GROUP SERIES II L.L.C. – POWERS

Julie Powers presented the Castle Group Series II L.L.C. request for an amended R-3 Planned Urban Development (PUD) for a 5.98 +/- acre parcel. The subject site is located on the south side of North Cloverleaf Drive and north side of South Cloverleaf Drive, at Leonard Drive. Proposed use: multiple-family units. This development will include 132 apartment units and recreation facility with a pool, club house, and walking trail. They are requesting an amendment to the plan and building elevation. The Planning and Zoning Commission and staff have recommended approval of this amendment. Doug Tiemann, Director of Engineering with Pickett Ray and Silver, and John Fudenberg with the Castle Group Series gave a slide show to present the subject site plan for the Carleton Apartments, which includes four buildings consisting of one and two bedroom units and amenities along with a shared parking lot which will remain. Alderman Shea asked about the building elevations and the representatives advised they are all three-story buildings. There were no further questions or comments from the Board of Aldermen. This is Business Item I-04 on this evening's agenda.

#### ST. PETERS BUSINESS SPOTLIGHT

None

#### OPEN FORUM

#### CITIZENS PETITIONS AND COMMENTS

Mr. Gary Feder, Attorney with Husch Blackwell, representing his client, Mr. Larry Jones, who is the adjacent property owner related to the PUD amendment, Petition 16-06, presented his clients concerns with the PUD amendment, Petition 16-06, and asked to defer the matter until the next Board of Aldermen meeting.

#### COMMUNICATIONS FROM THE ELECTED OFFICIALS

Elected Officials made comments during this time.

#### ANNOUNCEMENTS

#### PUBLIC HEARINGS

None

#### UNFINISHED (OLD) BUSINESS ITEMS:

None

#### NEW BUSINESS ITEMS:

MOTION/APPROVED: BILL NO. 16-39: ORDINANCE NO. 6505: AN ORDINANCE APPROVING A SPECIAL USE PERMIT IN THE I-1 LIGHT INDUSTRIAL DISTRICT TO PERMIT A CREMATORIUM, IN RESPONSE TO PETITION 16-03 (THE GOLDEN LAB, L.L.C.) AND ADOPTING THE FINDINGS OF FACT AND CONCLUSIONS OF LAW WITH RESPECT THERETO

Alderman Aytes moved and Alderman Reitmeyer seconded the motion to introduce the Bill. The motion carried. Alderman Aytes moved and Alderman Reitmeyer seconded the motion to read Bill No. 16-39 for the first time. The motion carried and Alderman Reitmeyer read the Bill. Alderman Shea moved and Alderman Aytes seconded the motion to read the Bill for the second time. The motion carried and Alderman Shea read the Bill. Alderman Bateman moved and Alderman Aytes seconded the motion to put the Bill to a final vote. The motion was approved and Bill No. 16-39 was passed becoming Ordinance No. 6505.

Reitmeyer: Yes Thomas: Yes Bateman: Yes Hollingsworth: Absent  
Shea: Yes Violet: Yes Aytes: Yes Barclay: Yes  
AYES: 7 NAYS: 0 ABSTENTIONS: 0 ABSENT: 1 MAYOR:

MOTION/APPROVED: BILL NO. 16-40: ORDINANCE NO. 6506: AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE MUNICIPAL CODE OF THE CITY OF ST. PETERS, TITLE IV: LAND USE PERTAINING TO ZONING PROPERTY WITHIN SAID CITY IN RESPONSE TO REZONING PETITION NUMBER 16-04 THE SUNSHINE GROUP, L.L.C., BY MAKING CERTAIN CHANGES IN THE DESIGNATED DISTRICTS IN CERTAIN SECTIONS OF SAID CITY

Alderman Bateman moved and Alderman Barclay seconded the motion to introduce the Bill. The motion carried. Alderman Bateman moved and Alderman Barclay seconded the motion to read Bill No. 16-40 for the first time. The motion carried and Alderman Barclay read the Bill. Alderman Shea moved and Alderman Barclay seconded the motion to read the Bill for the second time. The motion carried and Alderman Thomas read the Bill. Alderman Bateman moved and Alderman Reitmeyer seconded the motion to put the Bill to a final vote. The motion was approved and Bill No. 16-40 was passed becoming Ordinance No. 6506.

Reitmeyer: Yes Thomas: Yes Bateman: Yes Hollingsworth: Absent  
Shea: Yes Violet: Yes Aytes: Yes Barclay: Yes  
AYES: 7 NAYS: 0 ABSTENTIONS: 0 ABSENT: 1 MAYOR:

MOTION/APPROVED: BILL NO. 16-41: ORDINANCE NO. 6507: AN ORDINANCE AMENDING CERTAIN SECTIONS OF THE MUNICIPAL CODE OF THE CITY OF ST. PETERS, TITLE IV: LAND USE PERTAINING TO ZONING PROPERTY WITHIN SAID CITY IN RESPONSE TO REZONING PETITION NUMBER 16-05 SCHNEIDER FAMILY TRUST, ET AL, BY MAKING CERTAIN CHANGES IN THE DESIGNATED DISTRICTS IN CERTAIN SECTIONS OF SAID CITY

Alderman Reitmeyer moved and Alderman Barclay seconded the motion to introduce the Bill. The motion carried. Alderman Reitmeyer moved and Alderman Barclay seconded the motion to read Bill No. 16-41 for the first time. The motion carried and Alderman Bateman read the Bill. Alderman Bateman moved and Alderman Reitmeyer seconded the motion to read the Bill for the second time. The motion carried and Alderman Violet read the Bill. Alderman Bateman moved and Alderman Aytes seconded the motion to put the Bill to a final vote. The motion was approved and Bill No. 16-41 was passed becoming Ordinance No. 6507.

Reitmeyer: Yes Thomas: Yes Bateman: Yes Hollingsworth: Absent  
Shea: Yes Violet: Yes Aytes: Yes Barclay: Yes  
AYES: 7 NAYS: 0 ABSTENTIONS: 0 ABSENT: 1 MAYOR:

MOTION/APPROVED: BILL NO. 16-42: ORDINANCE NO. 6508: AN ORDINANCE AUTHORIZING AND DIRECTING THE CITY ADMINISTRATOR OF THE CITY OF ST. PETERS, MISSOURI, TO EXECUTE AN AMENDED PLANNED URBAN DEVELOPMENT AGREEMENT WITH CASTLE GROUP SERIES II, L.L.C. FOR DEVELOPMENT OF THE CARLETON APARTMENTS

Alderman Aytes moved and Alderman Shea seconded the motion to introduce the Bill. The motion carried. Alderman Aytes moved and Alderman Shea seconded the motion to read Bill No. 16-42 for the first time. The motion carried and Alderman Aytes read the Bill. Alderman Reitmeyer moved and Alderman Aytes seconded the motion to read the Bill for the second time. The motion carried and Alderman Reitmeyer read the Bill. Alderman Bateman moved and Alderman Violet seconded the motion to put the Bill to a final vote. The motion was approved and Bill No. 16-42 was passed becoming Ordinance No. 6508.

Reitmeyer: Yes Thomas: Yes Bateman: Yes Hollingsworth: Absent  
Shea: Yes Violet: Yes Aytes: Yes Barclay: Yes  
AYES: 7 NAYS: 0 ABSTENTIONS: 0 ABSENT: 1 MAYOR:

MOTION/APPROVED: BILL NO. 16-43: ORDINANCE NO. 6509: AN ORDINANCE OF THE CITY OF ST. PETERS, MISSOURI, AMENDING SECTION 210.450.A OF THE ST. PETERS CITY CODE BY DELETING IT IN ITS ENTIRETY AND ENACTING, IN LIEU THEREOF, A NEW SECTION 210.450.A; REQUIRING SELLERS OF RESIDENTIAL PROPERTY TO MAKE DISCLOSURE OF CERTAIN INFORMATION TO PURCHASERS OF REAL PROPERTY WITHIN THE CITY OF ST. PETERS, MISSOURI [SPONSOR: BATEMAN]

Alderman Violet moved and Alderman Reitmeyer seconded the motion to introduce the Bill. The motion carried. Alderman Violet moved and Alderman Reitmeyer seconded the motion to read Bill No. 16-43 for the first time. The motion carried and Alderman Bateman read the Bill. Alderman Shea moved and Alderman Bateman seconded the motion to read the Bill for the second time. The motion carried and Alderman Bateman read the Bill. Alderman Bateman explained the purpose of this bill. Alderman Violet moved and Alderman Barclay seconded the motion to put the Bill to a final vote. The motion was approved and Bill No. 16-43 was passed becoming Ordinance No. 6509.

Reitmeyer: Yes Thomas: Yes Bateman: Yes Hollingsworth: Absent  
Shea: Yes Violet: Yes Aytes: Yes Barclay: Yes  
AYES: 7 NAYS: 0 ABSTENTIONS: 0 ABSENT: 1 MAYOR:

MOTION/APPROVED: BILL NO. 16-44: ORDINANCE NO. 6510: AN ORDINANCE DIRECTING THE CITY ADMINISTRATOR OF THE CITY OF ST. PETERS, MISSOURI, TO ENTER INTO A CONTRACT WITH JOE MACHENS FORD LINCOLN FOR THE PURCHASE OF EIGHT POLICE INTERCEPTOR UTILITY SUV VEHICLES

Alderman Shea moved and Alderman Barclay seconded the motion to introduce the Bill. The motion carried. Alderman Shea moved and Alderman Barclay seconded the motion to read Bill No. 16-44 for the first time. The motion carried and Alderman Shea read the Bill. Aldermen Thomas, Barclay, and Shea made comments about the need for these vehicles. Alderman Shea moved and Alderman Reitmeyer seconded the motion to read the Bill for the second time. The motion carried and Alderman Barclay read the Bill. Alderman Aytes moved and Alderman Bateman seconded the motion to put the Bill to a final vote. The motion was approved and Bill

No. 16-44 was passed becoming Ordinance No. 6510.

Reitmeyer: Yes Thomas: Yes Bateman: Yes Hollingsworth: Absent  
Shea: Yes Violet: Yes Aytes: Yes Barclay: Yes  
AYES: 7 NAYS: 0 ABSTENTIONS: 0 ABSENT: 1 MAYOR:

EXECUTIVE SESSION RE: LITIGATION, REAL ESTATE AND PERSONNEL, PURSUANT TO  
SECTION 610.021 (1)(2)(3)(9)(12)(13)(14) & 610.022 (1-6)

No Executive Session was called at this time.

#### ADJOURNMENT

Alderman Shea moved and Alderman Reitmeyer seconded the motion to adjourn the Regular Board of Aldermen meeting. The motion was approved and the Regular Board of Aldermen meeting was adjourned at approximately 8:16 p.m.

Respectfully submitted,

Patricia E. Smith  
City Clerk



CITY OF ST. PETERS, MO

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**INTEROFFICE MEMORANDUM**

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**TO:** BOARD OF ALDERMEN  
**FROM:** MAYOR PAGANO *Tom Pagano*  
**SUBJECT:** RE-APPOINTMENT TO THE OUTPATIENT SURGICAL  
TREATMENT CENTER MEDICAL REVIEW BOARD  
**DATE:** APRIL 4, 2016

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I am nominating the following individuals for re-**appointment** as Members to the Outpatient Surgical Treatment Center Medical Review Board as follows:

Ms. Jill Skyles, 860 Saratoga Heights, St. Charles, MO 63304, for the term effective May 1, 2016.

Ms. Cindy Davis, 402 S. Gemma Drive, O'Fallon, MO 63366, for the term effective May 1, 2016.

If you have any questions or comments regarding this appointment, please contact me.

## APPLICATIONS

(Applications on file with the City Clerk's Office)

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE DESIGNATING THE DEPOSITORY OF THE CITY OF ST. PETERS FUNDS FOR A PERIOD ENDING MAY 31, 2018 PURSUANT TO SECTION 95.355 REVISED STATUTES OF MISSOURI

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ST. PETERS, MISSOURI AS FOLLOWS:

SECTION NO. 1. That Enterprise Bank be and hereby is designated as the depository bank for the City of St. Peters, Missouri, until May 31, 2018.

SECTION NO. 2. That the Treasurer of the City of St. Peters deposit all monies of the City of St. Peters in demand deposit accounts or savings accounts in the depository bank designated in Section No. 1 of this ordinance. This excludes monies that may be invested from time to time in instruments approved in the City Investment Policy and monies held in various trust accounts that may be established by the Board of Aldermen for designated purposes.

SECTION NO. 3. That the depository of the funds of the City of St. Peters comply with the provisions of Section 110.010 and 110.020 of the Revised Statutes of Missouri.

SECTION NO. 4. That a bank services agreement between the City of St. Peters and the depository bank named in Section No. 1 of this Ordinance be executed on behalf of the City of St. Peters by the City Administrator and that his signature thereto be attested to by the City Clerk of the City of St. Peters.

SECTION NO. 5. This Ordinance shall be in force and effect from and after June 1, 2016.

Read two (2) times, passed and approved this 14th day of April, 2016.

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As Presiding Officer and as Mayor  
Len Pagano, Mayor

Attest: \_\_\_\_\_  
Patricia E. Smith, City Clerk

Approved this \_\_\_\_\_ day of April, 2016.

---

Len Pagano, Mayor

Attest: \_\_\_\_\_  
Patricia E. Smith, City Clerk

No.

CITY OF ST. PETERS, MISSOURI  
DEPOSITORY AGREEMENT FOR  
CITY FUNDS

This agreement is made and entered into by and between the City of St. Peters, Missouri, hereinafter referred to as "City" and Enterprise Bank., hereinafter referred to as "Enterprise Bank".

For the consideration hereinafter set forth, Enterprise Bank agrees to serve in the capacity of depository of City funds for the period of June 1, 2016 to May 31, 2018. The scope of such services will be as outlined in the City's Request for Proposal (RFP) dated February 19, 2016 and the Enterprise Bank proposal dated March 11, 2016, both of which are made a part of this agreement by reference and are on file in the City Clerk's Office. The compensation to Enterprise Bank for such services and the guaranteed interest rates to the city will be as outlined on Exhibit I in Enterprise Bank's proposal.

At the option of the City, this agreement may be extended for an additional two years at the same terms and conditions.

Fees for future services requested by the City that were not addressed in the RFP, will be at the standard fee schedule for Commercial accounts. Changes in fees charged by the Federal Reserve will be passed through to the City at the same fee as that charged Enterprise Bank.

Enterprise Bank shall not, in the performance of this Agreement, discriminate against any person because of his/her race, sex, age or political or religious opinions or affiliations.

IN WITNESS WHEREOF, the City has caused this Agreement to be executed by the proper officers on this \_\_\_\_\_ day of April, 2016.

CITY OF ST. PETERS, MISSOURI

\_\_\_\_\_  
William P. Charnisky, City Administrator

Attest: \_\_\_\_\_

Patricia E. Smith, City Clerk

IN WITNESS WHEREOF, U.S. Bank N.A. has caused this Agreement to be executed by the proper officers on this \_\_\_\_\_ day of April, 2016.

ENTERPRISE BANK.

Attest: \_\_\_\_\_

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR OF THE CITY OF ST. PETERS, MISSOURI, TO ENTER INTO A PERMANENT UTILITY EASEMENT AGREEMENT WITH THE JUNGERMANN PARTNERSHIP

WHEREAS, it is in the best interest of the inhabitants of the City of St. Peters, Missouri, that improvements be made to City utilities; and

WHEREAS, certain said improvements necessitate obtaining a permanent utility easement from The Jungermann Partnership.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ST. PETERS, MISSOURI, AS FOLLOWS:

SECTION 1. That the City Administrator of the City of St. Peters, Missouri, be and he is hereby authorized to execute, in behalf of the City, a Permanent Utility Easement Agreement with The Jungermann Partnership, in substantially the form attached hereto and made a part hereof..

SECTION 2. The City Clerk is hereby directed to cause said Permanent Utility Easement Agreement to be recorded in the office of the St. Charles County, Missouri, Recorder of Deeds.

SECTION 3. Savings Clause

Nothing contained herein shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof, unless expressly set forth herein.

SECTION 4. Severability Clause

If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision, which had been held invalid is no

longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

SECTION 5. This Ordinance shall take effect and be in force from and after its passage by the Board of Aldermen and its approval by the Mayor of the City of St. Peters, Missouri.

Read two times, passed and approved this 14<sup>th</sup> day of April, 2016.

\_\_\_\_\_  
As Presiding Officer and as Mayor  
Len Pagano, Mayor

Attest: \_\_\_\_\_  
Patricia E. Smith, City Clerk

Approved this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Len Pagano, Mayor

Attest: \_\_\_\_\_  
Patricia E. Smith, City Clerk

No.

## Permanent Utility Easement Agreement

*This instrument*, made and entered into this \_\_\_\_ day of \_\_\_\_\_, 2016, by and between The Jungermann Partnership, a Missouri General Partnership, whose mailing address is 110 Kindred Hill, St. Peters, Missouri 63376, hereinafter referred to as GRANTOR, and the CITY OF ST. PETERS, MISSOURI, a Missouri municipal corporation, its grantors and assigns, whose address is #1 St. Peters Centre Blvd., St. Peters, MO 63376 hereinafter referred to as GRANTEE.

*Witnesseth*, that the GRANTOR, for and in consideration of the sum of \$10.00 and other good and valuable consideration paid by the said GRANTEE, the receipt and sufficiency of which is hereby acknowledged, do by these presents *Grant* unto the said GRANTEE,

*A Perpetual Right and Easement*, for the purpose of constructing, re-constructing, using, operating, maintaining, adding to the number of, and patrolling water lines, storm and sanitary sewers, telecommunication, cable and other utility systems, including, but not limited to, other appurtenances thereto, in, on, upon, along, over, under, through and across the real estate more particularly described on Exhibit "A", attached hereto and incorporated by reference herein (the "Easement Area"). The GRANTEE shall have the right to survey, stake, slope, alter the existing grade of, reshape, construct, reconstruct, place, keep, operate, maintain, inspect, control, add to and relocate at will, at any time, said utility systems, or cables and other appurtenances associated therewith, including, without limitation, the right of ingress and egress to and over the above described Easement Area and premises of GRANTOR adjoining the same, for all purposes herein stated; together with the right at any time and from time to time, to trim and cut down any and all brush, saplings, trees and overhanging branches, and remove same and/or any rocks or other obstructions upon, over, and under said Easement Area or any portion thereof or of said systems by any other person, association or corporation for the purposes hereinabove set out, and with the further right at any time and from time to time, to remove any or all of the said systems and appurtenances thereto located upon, over across and under said Easement Area by virtue hereof. GRANTEE covenants and agrees that after any construction or repair work done on and to the Easement Area herein granted, that it will restore the ground surface to substantially its prior condition, to the extent practicable.

GRANTOR, for itself, its successors and assigns, does hereby warrant and covenant unto GRANTEE (1) that GRANTOR is the owner of the above described Easement Area and has full right and authority validly to grant this easement, (2) that GRANTEE may quietly enjoy the Easement Area for the purposes herein stated, and (3) that GRANTOR will not interfere with the exercise and enjoyment of the easement rights hereinabove conveyed.

All provisions of this instrument, including the benefits and burdens, are deemed to be covenants running with the land and are binding upon and inure to the benefit of the parties hereto, their respective successors and assigns.

All of which is Subject to all easements, restrictions, conditions and rights of way, now of record, if any.

*To Have and to Hold* the said *Easement*, together with all rights and appurtenances to the same belonging, unto the said GRANTEE, and to its successors and assigns forever.

**[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]**

In Witness Whereof, the said GRANTOR and GRANTEE have executed these presents the day and year first above written.

**GRANTOR:**

THE JUNGERMANN PARTNERSHIP  
a Missouri General Partnership

By: *Jeff Jungermann*  
*Richard Zumbetl*  
*Curtis Stille*

Printed Name and Title: JEFF JUNGERMANN - MANAGER  
Richard Zumbetl - Manager  
CURTIS R STILLE - MANAGER

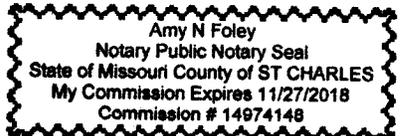
STATE OF MISSOURI }  
*County* )ss.  
COUNTRY OF ST. CHARLES }

On this 4 day of March, 2016, before me personally appeared Jeff Jungermann, Richard Zumbetl, Curtis Stille of The Jungermann Partnership, a General Partnership of the State of Missouri, and pursuant to the Partnership Agreement has full right and authority to execute documents on behalf of the Partnership, and who executed the within Permanent Utility Easement Agreement, and acknowledged that he executed the same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written.

*Amy N Foley*  
Notary Public

My Commission Expires: 11/27/2018



GRANTEE:

CITY OF ST. PETERS, MISSOURI  
a Missouri municipal corporation

SEAL

By: \_\_\_\_\_  
William P. Charnisky, City Administrator

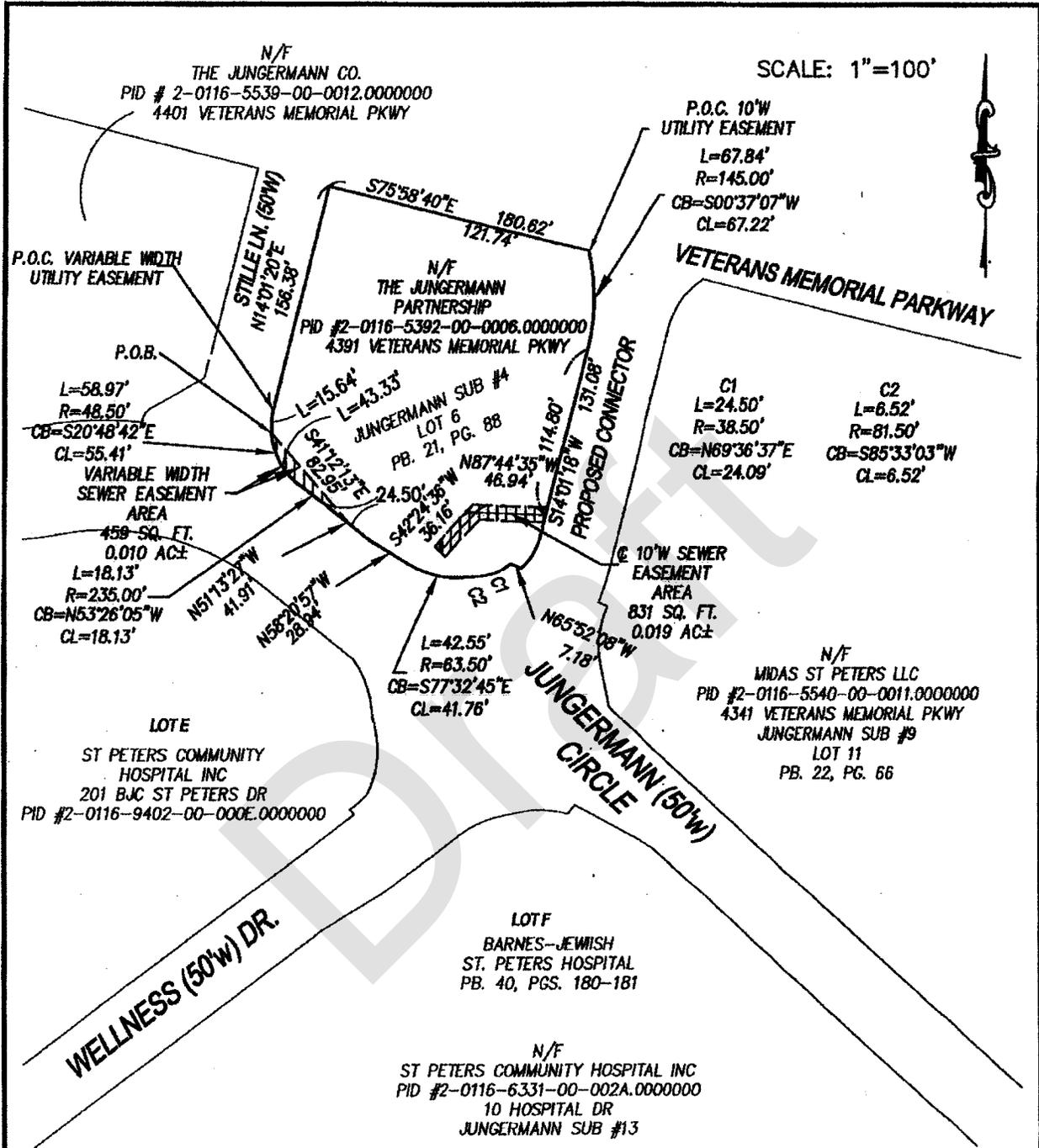
STATE OF MISSOURI            )  
  ) SS.  
COUNTY OF ST. CHARLES    )

On this \_\_\_\_\_ day of \_\_\_\_\_, 2016, before me, appeared, William P. Charnisky, who being by me duly sworn, did say that he is the City Administrator of the City of St. Peters, Missouri, a Municipal Corporation of the State of Missouri, and that the seal affixed to the foregoing instrument is the seal of said City, and that said instrument was signed and sealed in behalf of said City, by authority of its Board of Aldermen; and that said City Administrator acknowledged said instrument to be the free act and deed of said City.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid the day and year first above written.

\_\_\_\_\_  
Notary Public

My Commission expires:



SCALE: 1"=100'

N/F  
THE JUNGERMANN CO.  
PID # 2-0116-5539-00-0012.0000000  
4401 VETERANS MEMORIAL PKWY

N/F  
THE JUNGERMANN PARTNERSHIP  
PID #2-0116-5392-00-0006.0000000  
4391 VETERANS MEMORIAL PKWY

JUNGERMANN SUB #4  
LOT 6  
PB. 21, PG. 88

N/F  
MIDAS ST PETERS LLC  
PID #2-0116-5540-00-0011.0000000  
4341 VETERANS MEMORIAL PKWY  
JUNGERMANN SUB #9  
LOT 11  
PB. 22, PG. 66

LOT F  
BARNES-JEWISH  
ST. PETERS HOSPITAL  
PB. 40, PGS. 180-181

N/F  
ST PETERS COMMUNITY HOSPITAL INC  
PID #2-0116-6331-00-002A.0000000  
10 HOSPITAL DR  
JUNGERMANN SUB #13

LOT E  
ST PETERS COMMUNITY HOSPITAL INC  
201 BJC ST PETERS DR  
PID #2-0116-9402-00-000E.0000000

**EXHIBIT A**

**UTILITY EASEMENT EXHIBIT**

A TRACT OF LAND BEING LOT 6 OF JUNGERMANN SUBDIVISION #4 PER PB 21, PG 88, LOCATED IN PART OF SEC. 28, TOWNSHIP 47 NORTH, RANGE 4 EAST OF THE 5TH P.M., ST. CHARLES COUNTY, MISSOURI

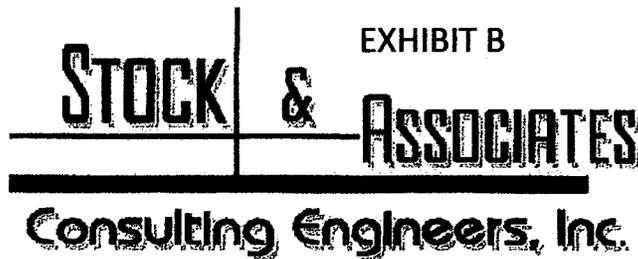


EXHIBIT B

PROPERTY DESCRIPTION  
(Utility Easements)

An easement over and across part of Lot 6 of Jungermann Subdivision No. 4, according to the plat thereof as recorded in Plat Book 21, Page 88 of the St. Charles County Records, located in Section 28, Township 47 North, Range 4 East of the Fifth Principal Meridian, St. Charles County, Missouri being more particularly described as follows:

Commencing at the southwestern corner of above said Lot 6, said point also being located on the eastern right-of-way line of Stille Lane, 50 feet wide, said point also being located on said curve to the left having a radius of 48.50 feet; thence along said right-of-way line and last said curve with an arc length of 15.64 feet and a chord which bears South 04 degrees 46 minutes 47 seconds West, 15.57 feet to the POINT OF BEGINNING of the herein described tract; thence departing said right-of-way line South 41 degrees 12 minutes 13 seconds East, 82.95 feet to the northern right-of-way line of Jungermann Circle, variable width, thence along said right-of-way line the following courses and distances: North 51 degrees 13 minutes 27 seconds West, 24.50 feet to a point of curvature to the left having a radius of 235.00 feet; along said curve with an arc length of 18.13 feet and a chord which bears North 53 degrees 26 minutes 05 seconds West, 18.13 feet to a point of reverse curvature to the right having a radius of 48.50 feet; along said curve with an arc length of 43.33 feet, and a chord which bears North 30 degrees 03 minutes 10 seconds West, 41.90 feet to the Point of Beginning and containing 459 square feet or 0.010 acres more or less according to calculations performed by Stock & associates Consulting Engineers, Inc. on August 21, 2014.

Also and Including:

A Ten (10) feet wide easement over and across part of Lot 6 of Jungermann Subdivision No. 4, according to the plat thereof as recorded in Plat Book 21, Page 88 of the St. Charles County Records, located in Section 28, Township 47 North, Range 4 East of the Fifth Principal Meridian, St. Charles County, Missouri, the center line of said easement being more particularly described as follows:

Commencing at the northeastern corner of above said Lot 6, said point also being located at the intersection of the southern right-of-way line of Veterans Memorial Parkway and the western right-of-way line of a "Proposed Connector", 50 feet wide, said point also being located on said curve to the right having a radius of 145.00 feet; thence said western right-of-way line and last said curve with an arc length of 67.84 feet and a chord which bears South 00 degrees 37 minute 07 seconds West, 67.22 feet to a point of tangency; thence South 14 degrees 01 minutes 18 seconds West, 114.80 feet to the POINT OF BEGINNING of the centerline of a ten (10) feet wide easement; thence departing said right-of-way line North 87 degrees 44 minutes 35 seconds West, 46.94 feet and South 42 degrees 24 minutes 36 seconds West, 36.16 feet to its point of terminus. Containing 831 square feet or 0.019 acres more or less according to calculations performed by Stock & associates Consulting Engineers, Inc. on August 22, 2014.

ORDINANCE NO.

AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR OF THE CITY OF ST. PETERS, MISSOURI TO EXECUTE AN AGREEMENT WITH KOZNEY-WAGNER FOR CONSTRUCTION OF THE MEXICO ROAD MULTI-USE PATH BRIDGE PROJECT (FEDERAL PROJECT NO. TAP 7305(614))

WHEREAS, the City of St. Peters has long been an advocate of improved transportation systems and facilities to promote the general health, safety and welfare of the community; and

WHEREAS, the City solicited bids for the Mexico Road Multi-Use Path Bridge Project, (Federal Project No. TAP 7305(614)); and

WHEREAS, bid proposals were received from five (5) bidders on March 16, 2016; and

WHEREAS, it is recommended that an agreement for the Mexico Road Multi-Use Path Bridge Project be awarded to Kozney-Wagner of Arnold, Missouri.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ST. PETERS, MISSOURI, AS FOLLOWS:

SECTION 1. That the City Administrator of the City of St. Peters, Missouri be and he is hereby authorized to enter into a contract with Kozney-Wagner in the initial amount of \$797,092.00 for the construction of the Mexico Road Multi-Use Path Bridge Project, (Federal Project No. TAP 7305(614)). Upon approval of the City Administrator the initial contract amount shall be adjusted as necessary based on the final measured quantities at the unit prices bid in the contract.

SECTION 2. The City Administrator be and he is hereby authorized to negotiate, execute and administer said contract on behalf of the City of St. Peters.

SECTION 3. The Project approved by this Ordinance is subject to the requirements of Section 292.675, RSMo, which requires all contractors or subcontractors doing work on the Project to provide, and require its on-site employees to complete, a ten (10) hour course in construction safety and health approved by the Occupational Safety and Health Administration (“OSHA”) or a similar program approved by the Missouri Department of Labor and Industrial Relations which is at least as stringent as an approved OSHA program. The training must be completed within sixty (60) days of the date work on the Project commences. On-site employees

No.

found on the worksite without documentation of the required training shall have twenty (20) days to produce such documentation. Non-compliance with this ordinance will be investigated and adjudicated by the Department of Labor and Industrial Relations pursuant to RSMo 292.675.

SECTION 4. Savings Clause. Nothing contained herein shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof, unless expressly set forth herein.

SECTION 5. Severability Clause. If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision, which had been held invalid, is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

SECTION 6. This ordinance shall be in full force and take effect from and after the date of its final passage and approval.

Read two times, passed and approved this 14<sup>th</sup> day of April, 2016.

\_\_\_\_\_  
As Presiding Officer and as Mayor  
Len Pagano, Mayor

Attest: \_\_\_\_\_  
Patricia E. Smith, City Clerk

Approved this 14<sup>th</sup> day of April, 2016.

\_\_\_\_\_  
Len Pagano, Mayor

Attest: \_\_\_\_\_  
Patricia E. Smith, City Clerk

No.

ORDINANCE NO.

AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR OF THE CITY OF ST. PETERS, MISSOURI TO EXECUTE AN AGREEMENT WITH GERSHENSON CONSTRUCTION COMPANY FOR CONSTRUCTION OF THE SUTTERS MILL ROAD BRIDGE REPLACEMENT PROJECT (FEDERAL PROJECT NO. BRM 7305(613))

WHEREAS, the City of St. Peters has long been an advocate of improved transportation systems and facilities to promote the general health, safety and welfare of the community; and

WHEREAS, the City solicited bids for the Sutters Mill Road Bridge Replacement Project, (Federal Project No. BRM 7305(613)); and

WHEREAS, bid proposals were received from three (3) bidders on March 29, 2016; and

WHEREAS, it is recommended that an agreement for the Sutters Mill Road Bridge Replacement Project be awarded to Gershenson Construction Company of Eureka, Missouri.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF ST. PETERS, MISSOURI, AS FOLLOWS:

SECTION 1. That contingent upon MODOT approval, the City Administrator of the City of St. Peters, Missouri be and he is hereby authorized to enter into a contract with Gershenson Construction Company in the initial amount of \$909,535.00 for the construction of the Sutters Mill Road Bridge Replacement Project, (Federal Project No. BRM 7305(613)). Upon approval of the City Administrator the initial contract amount shall be adjusted as necessary based on the final measured quantities at the unit prices bid in the contract.

SECTION 2. The City Administrator be and he is hereby authorized to negotiate, execute and administer said contract on behalf of the City of St. Peters.

SECTION 3. The Project approved by this Ordinance is subject to the requirements of Section 292.675, RSMo, which requires all contractors or subcontractors doing work on the Project to provide, and require its on-site employees to complete, a ten (10) hour course in construction safety and health approved by the Occupational Safety and Health Administration (“OSHA”) or a similar program approved by the Missouri Department of Labor and Industrial Relations which is at least as stringent as an approved OSHA program. The training must be completed within sixty (60) days of the date work on the Project commences. On-site employees

No.

found on the worksite without documentation of the required training shall have twenty (20) days to produce such documentation. Non-compliance with this ordinance will be investigated and adjudicated by the Department of Labor and Industrial Relations pursuant to RSMo 292.675.

SECTION 4. Savings Clause. Nothing contained herein shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof, unless expressly set forth herein.

SECTION 5. Severability Clause. If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision, which had been held invalid, is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

SECTION 6. This ordinance shall be in full force and take effect from and after the date of its final passage and approval.

Read two times, passed and approved this 14<sup>th</sup> day of April, 2016.

\_\_\_\_\_  
As Presiding Officer and as Mayor  
Len Pagano, Mayor

Attest: \_\_\_\_\_  
Patricia E. Smith, City Clerk

Approved this 14<sup>th</sup> day of April, 2016.

\_\_\_\_\_  
Len Pagano, Mayor

Attest: \_\_\_\_\_  
Patricia E. Smith, City Clerk

No.