

# *The* CITY JOURNAL

*Official Publication of* THE CITY OF ST. LOUIS

FRANCIS G. SLAY  
*Mayor*

LEWIS E. REED  
*President, Board of Aldermen*

DARLENE GREEN  
*Comptroller*

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## JOURNAL OF THE **Board of Aldermen** OF THE CITY OF ST. LOUIS REGULAR SESSION 2010-2011

### PRELIMINARY

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

**Friday, June 25, 2010.**

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

City of St. Louis Board of Aldermen  
Chambers June 25, 2010.

The roll was called and the following  
Aldermen answered to their names: Troupe,  
Flowers, Moore, Ford-Griffin, Triplett,  
Young, Conway, Vollmer, Villa, Heitert,  
Wessels, Gregali, Florida, Baringer, Roddy,  
Kennedy, Davis, Schmid, French, Boyd,  
Vaccaro, Waterhouse, Cohn, Williamson,  
Carter, Krewson and President Reed. 27

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

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

None.

#### **INTRODUCTION OF HONORED GUESTS**

None.

#### **APPROVAL OF MINUTES OF PREVIOUS MEETING**

Mr. Wessels moved to approve the  
minutes for June 11, 2010.

Seconded by Mr. Heitert.

Carried unanimously by voice vote.

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

To the President of the Board of  
Aldermen:

I wish to report that on the 25<sup>th</sup> day of  
June, 2010, I delivered to the Office of the

Mayor of the City of St. Louis the following board bills that were truly agreed to and finally adopted.

### **Board Bill No. 65**

An ordinance recommended by the Parking Commission making appropriation for payment of the operating expenses, capital equipment and improvement expenses, including lease purchase agreements involving Parking Division assets, and debt service expenses of the Parking Division of the Treasurer's Office, Kiel Parking Facilities, Argyle Parking Facility, Chouteau Parking Facility, Williams Paper Parking Facility, Central Downtown Parking Facility, Buckingham Parking Facility, Cupples Parking Facility and Justice Parking Facility for the fiscal year beginning July 1, 2010 and ending June 30, 2011, amounting in the aggregate to the sum of Thirteen Million, Four Hundred Ninety Thousand, Eight Hundred Sixty Six Dollars (\$13,490,866) and containing an emergency clause.

### **Board Bill No. 5**

An ordinance authorizing and directing the Mayor and Comptroller of the City of St. Louis to execute, upon receipt of and in consideration of the sum of Sixteen Thousand Three Hundred Dollars (\$16,300.00) and other good and valuable consideration, a Quit Claim Deed to remise, release and forever quit-claim unto Rose A. Clark, certain City-owned property located in City Block 4809, which property is an irregular parcel of land containing 0.34 acres more or less. hereto and incorporated by reference herein as Exhibit 1 and Appendix A.

David W. Sweeney, Clerk  
Board of Aldermen

### **Office of the Mayor**

City of St. Louis  
Room 200 City Hall  
1200 Market Street  
St. Louis, MO 63103  
(314) 622-3201

June 15, 2010  
Honorable Board of Aldermen  
Room 230 City Hall  
St. Louis, Missouri 63103

Dear Board Members:

I have the honor to return to you herewith Board Bills No. 3, 4, 7 (Committee Substitute), 42, 54 and 60 with my approval endorsed thereon.

Sincerely,  
FRANCIS G. SLAY  
Mayor

### **PETITIONS & COMMUNICATIONS**

None.

### **BOARD BILLS FOR PERFECTION - INFORMAL CALENDAR**

None.

### **BOARD BILLS FOR THIRD READING - INFORMAL CALENDAR**

Ms. Young moved for third reading and final passage of Board Bill No. 73.

Seconded by Mr. Schmid.

Carried by the following vote:

Ayes: Flowers, Triplett, Young, Vollmer, Villa, Heitert, Wessels, Gregali, Florida, Baringer, Schmid, French, Boyd, Vaccaro, Waterhouse, Cohn, Williamson, Carter and President Reed. 19

Noes: Moore, Kennedy, Davis. 3

Present: Troupe. 1

### **Board Bill No. 73**

An Ordinance recommended by the Board of Estimate and Apportionment authorizing the City of St. Louis, Missouri to enter into a Development Agreement with Peabody Investments Corp.; authorizing the City to issue its taxable Industrial Development Revenue Bonds (Peabody Eneegy Corporation Project), Series 2010, in a principal amount not to exceed \$50,000,000 for the purpose of providing funds to pay the costs of acquiring certain equipment for an Industrial Development Project in the City; approving a plan for such project; authorizing and directing the Mayor and the Comptroller to execute certain documents related thereto; authorizing and directing the Mayor and the Comptroller to enter into one or more leases with respect to certain real property pertaining to such project; and authorizing and directing the taking of other actions and approval and execution of other documents as necessary or desirable to carry out and comply with the intent hereof.

### **RESOLUTIONS - INFORMAL CALENDAR**

None.

### **FIRST READING OF BOARD BILLS**

**Board Member Villa** introduced by request:

### **Board Bill No. 108**

An Ordinance repealing Ordinance No. 68087 pertaining to the authorization and the execution of a Redevelopment Agreement between the City of St. Louis ("City") and 8000 Michigan TIF, Inc. ("Developer") for the Redevelopment Area known as South Carondelet District #1 ("Redevelopment Area"); and authorizing the execution of a new redevelopment agreement between the same

parties for the same Redevelopment Area; making certain findings with respect thereto; authorizing other related actions; and containing a severability clause.

**Board Member Villa** introduced by request:

### **Board Bill No. 109**

An Ordinance repealing Ordinance No. 68093 pertaining to the authorization and the execution of a Redevelopment Agreement between the City of St. Louis ("City") and Carondelet TIF, Inc. ("Developer") for the Redevelopment Area known as South Carondelet District #3 ("Redevelopment Area"); and authorizing the execution of a new redevelopment agreement between the same parties for the same Redevelopment Area; making certain findings with respect thereto; authorizing other related actions; and containing a severability clause.

**Board Member Villa** introduced by request:

### **Board Bill No. 110**

An Ordinance repealing Ordinance No. 68105 pertaining to the authorization and the execution of a Redevelopment Agreement between the City of St. Louis ("City") and Carondelet TIF, Inc. ("Developer") for the Redevelopment Area known as South Carondelet District #4 ("Redevelopment Area"); affirming the boundaries of the Redevelopment Area; specifying and clarifying the legal description thereof, authorizing the execution of a new redevelopment agreement between the same parties for the same Redevelopment Area; making certain findings with respect thereto; authorizing other related actions; and containing a severability clause.

**Board Member Triplett** introduced by request:

### **Board Bill No. 111**

An ordinance approving a blighting study and redevelopment plan dated May 25, 2010 for the Chouteau Ave/Truman Parkway/S. Compton Ave. Redevelopment Area (as further defined herein, the "Plan") after finding that said Redevelopment Area ("Area") is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, as amended (the "Statute" being Sections 99.300 to 99.715 RSMo inclusive, as amended); containing a description of the boundaries of the Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Attachment "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Plan attached hereto and incorporated herein as Attachment "B", pursuant to Section 99.430 RSMo, as amended; finding that there is a feasible financial plan for the redevelopment

of the Area which affords maximum opportunity for redevelopment of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA"), a public body corporate and politic created under Missouri law, through the exercise of eminent domain ; finding that some of the property within the Area is occupied, and the Redeveloper(s) (as defined herein) shall be responsible for providing relocation assistance pursuant to the Plan to any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available up to a ten (10) year real estate tax abatement; and pledging cooperation of this St. Louis Board of Aldermen ("Board") and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan; and containing a severability clause.

**Board Member Young** introduced by request:

#### **Board Bill No. 112**

An ordinance adopting the National Electrical Code, 2008 Edition, as the Electrical Code of the City of Saint Louis; repealing Ordinance 65020; and containing a savings clause, a penalty clause and an emergency clause.

### **REFERENCE TO COMMITTEE OF BOARD BILLS**

#### **Convention and Tourism**

None.

#### **Engrossment, Rules and Resolutions**

None.

#### **Health and Human Services**

None.

#### **Housing, Urban Development & Zoning**

Board Bills No. 108, 109, 110 and 111.

#### **Intergovernmental Affairs**

None.

#### **Legislation**

None.

#### **Neighborhood Development**

None.

#### **Parks and Environmental Matters**

None.

#### **Personnel and Administration**

None.

#### **Public Employees**

None.

#### **Public Safety**

Board Bill No. 112.

#### **Public Utilities**

None.

#### **Streets, Traffic and Refuse**

None.

#### **Transportation and Commerce**

None.

#### **Ways and Means**

None.

### **SECOND READING AND REPORT OF STANDING COMMITTEES**

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

Board of Aldermen Committee report, June 25, 2010.

To the President of the Board of Aldermen:

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

#### **Board Bill No. 58**

An ordinance authorizing and directing the Street Commissioner to take all necessary actions to honorarily designate the 2100 block of 39th Street as "Don & Elaine Burrus Boulevard."

#### **Board Bill No. 81**

An ordinance recommended by the Board of Public Service to conditionally vacate above surface, surface and sub-surface rights for vehicle, equestrian and pedestrian travel in 13th Street from Washington to Lucas in the City of St. Louis, Missouri, as hereinafter described, in accordance with Charter authority, and in conformity with Section 14 of Article XXI of the Charter and imposing certain conditions on such vacation.

Alderman Bosley  
Chairman of the Committee

### **REPORT OF SPECIAL COMMITTEES**

None.

### **PERFECTION CONSENT CALENDAR**

Mr. Wessels moved that the following Board Bills before the Board for perfection, be perfected as reported out of Committee with its recommendation "Do Pass": Board Bills No. 31 and 14.

Seconded by Mr. Villa.

Carried unanimously by voice vote.

### **BOARD BILLS FOR PERFECTION**

Mr. Villa moved that Board Bill No. 100 (Committee Substitute) before the Board for

perfection, be perfected as reported out of Committee with its recommendation "Do Pass".

Seconded by Mr. Wessels.

Carried by the following vote:

Ayes: Troupe, Flowers, Moore, Ford-Griffin, Young, Conway, Vollmer, Villa, Heitert, Wessels, Gregali, Florida, Baringer, Roddy, Davis, Schmid, French, Boyd, Vaccaro, Waterhouse, Cohn, Williamson, Krewson and President Reed. 24

Noes: Triplett, Kennedy and Carter. 3

Present: 0

Mr. Conway moved that Board Bill No. 99 (Committee Substitute/As Amended) before the Board for perfection, be perfected as reported out of Committee with its recommendation "Do Pass".

Seconded by Ms. Florida.

Mr. Conway moved for passage of Floor Amendment No. 1 to Board Bill No. 99 (Committee Substitute/As Amended).

Seconded by Mr. Gregali.

Carried unanimously by voice vote.

Mr. Boyd moved for passage of Floor Amendment No. 2 to Board Bill No. 99 (Committee Substitute/As Amended).

Seconded by Mr. Williamson.

Failed by the following vote:

Ayes: Troupe, Flowers, Moore, Ford-Griffin, Kennedy, French, Boyd, Williamson, Carter and President Reed. 10

Noes: Triplett, Young, Conway, Vollmer, Villa, Heitert, Wessels, Gregali, Florida, Baringer, Roddy, Schmid, Vaccaro, Waterhouse, Cohn and Krewson. 16

Present: Davis. 1

Mr. Conway moved that Board Bill No. 99 (Floor Substitute) before the Board for perfection, be perfected as reported out of Committee with its recommendation "Do Pass".

Seconded by Ms. Florida.

Carried by the following vote:

Ayes: Troupe, Flowers, Ford-Griffin, Young, Conway, Vollmer, Villa, Heitert, Wessels, Gregali, Florida, Baringer, Roddy, Davis, Schmid, Boyd, Vaccaro, Waterhouse, Cohn, Williamson, Krewson and President Reed. 22

Noes: Moore, Triplett, Kennedy, French and Carter. 5

Present: 0

President Reed requested that Board Bill No. 32 be placed on the Board Bills for Perfection - Informal Calendar.

Mr. Villa moved to suspend the rules for the purpose of moving the following Board Bill to the third reading calendar for final passage: Board Bill No. 100 (Committee Substitute).

Seconded by Mr. Heitert.

Carried by the following vote:

Ayes: Flowers, Moore, Ford-Griffin, Triplett, Young, Conway, Vollmer, Villa, Heitert, Wessels, Gregali, Florida, Baringer, Roddy, Davis, Schmid, French, Vaccaro, Waterhouse, Cohn, Williamson, Carter, Krewson and President Reed. 24

Noes: Kennedy. 1

Present: 0

### THIRD READING CONSENT CALENDAR

Mr. Wessels moved for third reading and final passage of Board Bills No. 92, 66, 76, 77, 78 and 28.

Seconded by Mr. Heitert.

Carried by the following vote:

Ayes: Flowers, Moore, Triplett, Young, Conway, Vollmer, Villa, Heitert, Wessels, Gregali, Florida, Baringer, Roddy, Kennedy, Davis, Schmid, French, Vaccaro, Waterhouse, Cohn, Williamson, Carter, Krewson and President Reed. 24

Noes: 0

Present: 0

### Board Bill No. 92

An ordinance, recommended by the Board of Estimate and Apportionment, authorizing a supplemental appropriation; amending Ordinance 68337, commonly referred to as the City of St. Louis Annual Operating Plan for Fiscal Year 2009 2010; appropriating and setting apart revenues from Capital Funds and other special revenue funds to address projected revenue shortfalls in the General Fund for the current fiscal year, in the amount of Five Million, Two Hundred Thirty Nine Thousand Dollars (\$5,239,000) as hereinafter detailed; and containing an emergency clause.

### Board Bill No. 66

An ordinance, recommended by the Board of Estimate and Apportionment, ratifying the actions of the Mayor in submitting, on behalf of organizations preparing applications and the City of St.

Louis, in applying for CDBG Disaster Grants to the Missouri Department of Economic Development ("MoDED"); authorizing and directing the Mayor and the Comptroller to enter into and execute agreements with the MoDED for CDBG Disaster Grants as further described in Exhibit A, appropriating the sum of Seven Million Two Hundred Ninety Thousand Three Hundred Thirty-Eight Dollars (\$7,290,338) awarded by MoDED pursuant to the aforementioned applications; authorizing and directing the Director of the Community Development Administration ("CDA") to contract with municipal agencies, non-profit corporations and other entities as necessary for the expenditure of CDBG Disaster Grants directing the Comptroller to issue warrants thereon upon the City Treasury; and containing an emergency clause.

### Board Bill No. 76

An ordinance authorizing and directing the Street Commissioner to take all necessary actions to honorarily designate the 5600 block of Page Avenue as "Rev. Herman Gore Sr. Boulevard."

### Board Bill No. 77

An ordinance authorizing and directing the Street Commissioner to take all necessary actions to honorarily designate the 1200 block of Temple Avenue as "Rev. Herman Gore Jr. Place."

### Board Bill No. 78

An ordinance authorizing and directing the Street Commissioner to take all necessary actions to honorarily designate the 5500 block of Cates Avenue as "Virvius Jones Way."

### Board Bill No. 28

An ordinance approving and authorizing the city to execute a development agreement with Hallmark Hotels, LLC; prescribing the form and details of said agreement and the taking of further actions with respect thereto; authorizing the taking of other actions, approval and execution of other documents necessary or desirable to carry out and comply with the intent thereof; and containing a severability clause.

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

Board of Aldermen, Committee Report, St. Louis, June 25, 2010.

To the President of the Board of Aldermen:

The Committee on Engrossed and Enrolled Bills to whom was referred the following Board Bills report that they have

considered the same and they are truly engrossed.

Mr. Conway moved for third reading and final passage of Board Bill No. 1 (Committee Substitute).

Seconded by Ms. Florida.

Carried by the following vote:

Ayes: Flowers, Triplett, Young, Conway, Vollmer, Villa, Heitert, Wessels, Gregali, Florida, Baringer, Roddy, Davis, Schmid, French, Vaccaro, Waterhouse, Cohn, Williamson, Krewson and President Reed. 21

Noes: Moore, Kennedy and Carter. 3

Present: 0

### Board Bill No. 1 (Committee Substitute)

An ordinance making appropriation for payment of Interest, Expenses and Principal of the City's Bonded Indebtedness, establishing City tax rates, and making appropriation for current year expenses of the City Government, Water Division, St. Louis Airport Commission, Affordable Housing Trust Fund, Health Care Trust Fund, Use Tax Excess Trust Fund, Building Demolition Fund, Assessor, Victim's Fund, Communications Division, City Employee Pension Trust Fund, Forest Park Fund, Child Support Unit (Circuit Attorney's Office), Circuit Attorney Training and Collection Fee Funds, Port Administration, Peace Officer Training Fund, Capital Improvement Projects Fund, Capital Improvements Sales Tax Trust Fund, Metro Parks Sales Tax Fund, Centralized Mailroom Internal Service Fund, Tourism Fund, Lateral Sewer Fund, Public Safety Trust Fund, Public Safety Sales Tax Trust Fund, Local Parks Fund, Neighborhood Parks Fund, BJC/City Trust Fund, Miscellaneous Special Funds, Trustee Lease Fund, Riverfront Gaming Fund, Various Grant Funds, Tax Increment District Special Allocation Fund, City Convention and Sports Facility Trust Fund and Employee Benefits Fund (Department of Personnel); for the Fiscal Year beginning July 1, 2010 and ending June 30, 2011, amounting in the aggregate to the sum of Nine Hundred Thirty Two Million, Eighty Five Thousand, Nine Hundred Five Dollars (\$932,085,905) which sum is hereby appropriated from Revenue and Special Funds named for the purposes hereinafter enumerated and containing an emergency clause.

Mr. Villa moved for third reading and final passage of Board Bill No. 100 (Committee Substitute).

Seconded by Mr. Heitert.



Carried by the following vote:

Ayes: Flowers, Triplett, Young, Conway, Vollmer, Villa, Heitert, Wessels, Gregali, Florida, Baringer, Roddy, Davis, Schmid, French, Vaccaro, Waterhouse, Cohn, Williamson, Krewson and President Reed. 21

Noes: Moore, Kennedy and Carter. 3

Present: 0

### **Board Bill No. 100 (Committee Substitute)**

An ordinance pertaining to water rates; finding, determining and declaring that an increase in certain water rates is necessary for certain purposes; defining certain terms; repealing Ordinance 67919, parts of which are presently codified as Sections 23.04.220, 23.06.130, 23.16.020, 23.16.025, 23.16.040, 23.18.070, 23.20.020, 23.20.030, and 23.20.040, Revised Code, City of St. Louis 1994, Anno. ("Revised Code"), all having as their subject water rates and charges; enacting in lieu thereof nine new sections relating to the same subject; with an emergency provision.

Alderman Ortmann  
Chairman of the Committee

### **REPORT OF THE ENROLLMENT COMMITTEE**

Board of Aldermen, Committee Report,  
St. Louis, June 25, 2010.

To the President of the Board of Aldermen:

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

### **Board Bill No. 92**

An ordinance, recommended by the Board of Estimate and Apportionment, authorizing a supplemental appropriation; amending Ordinance 68337, commonly referred to as the City of St. Louis Annual Operating Plan for Fiscal Year 2009 2010; appropriating and setting apart revenues from Capital Funds and other special revenue funds to address projected revenue shortfalls in the General Fund for the current fiscal year, in the amount of Five Million, Two Hundred Thirty Nine Thousand Dollars (\$5,239,000) as hereinafter detailed; and containing an emergency clause.

### **Board Bill No. 66**

An ordinance, recommended by the Board of Estimate and Apportionment, ratifying the actions of the Mayor in submitting, on behalf of organizations preparing applications and the City of St.

Louis, in applying for CDBG Disaster Grants to the Missouri Department of Economic Development ("MoDED"); authorizing and directing the Mayor and the Comptroller to enter into and execute agreements with the MoDED for CDBG Disaster Grants as further described in Exhibit A, appropriating the sum of Seven Million Two Hundred Ninety Thousand Three Hundred Thirty-Eight Dollars (\$7,290,338) awarded by MoDED pursuant to the aforementioned applications; authorizing and directing the Director of the Community Development Administration ("CDA") to contract with municipal agencies, non-profit corporations and other entities as necessary for the expenditure of CDBG Disaster Grants directing the Comptroller to issue warrants thereon upon the City Treasury; and containing an emergency clause.

### **Board Bill No. 76**

An ordinance authorizing and directing the Street Commissioner to take all necessary actions to honorarily designate the 5600 block of Page Avenue as "Rev. Herman Gore Sr. Boulevard."

### **Board Bill No. 77**

An ordinance authorizing and directing the Street Commissioner to take all necessary actions to honorarily designate the 1200 block of Temple Avenue as "Rev. Herman Gore Jr. Place."

### **Board Bill No. 78**

An ordinance authorizing and directing the Street Commissioner to take all necessary actions to honorarily designate the 5500 block of Cates Avenue as "Virvius Jones Way."

### **Board Bill No. 28**

An ordinance approving and authorizing the city to execute a development agreement with Hallmark Hotels, LLC; prescribing the form and details of said agreement and the taking of further actions with respect thereto; authorizing the taking of other actions, approval and execution of other documents necessary or desirable to carry out and comply with the intent thereof; and containing a severability clause.

### **Board Bill No. 1 (Committee Substitute)**

An ordinance making appropriation for payment of Interest, Expenses and Principal of the City's Bonded Indebtedness, establishing City tax rates, and making appropriation for current year expenses of the City Government, Water Division, St. Louis Airport Commission, Affordable Housing Trust Fund, Health Care Trust Fund, Use Tax Excess Trust Fund, Building Demolition Fund, Assessor, Victim's Fund,

Communications Division, City Employee Pension Trust Fund, Forest Park Fund, Child Support Unit (Circuit Attorney's Office), Circuit Attorney Training and Collection Fee Funds, Port Administration, Peace Officer Training Fund, Capital Improvement Projects Fund, Capital Improvements Sales Tax Trust Fund, Metro Parks Sales Tax Fund, Centralized Mailroom Internal Service Fund, Tourism Fund, Lateral Sewer Fund, Public Safety Trust Fund, Public Safety Sales Tax Trust Fund, Local Parks Fund, Neighborhood Parks Fund, BJC/City Trust Fund, Miscellaneous Special Funds, Trustee Lease Fund, Riverfront Gaming Fund, Various Grant Funds, Tax Increment District Special Allocation Fund, City Convention and Sports Facility Trust Fund and Employee Benefits Fund (Department of Personnel); for the Fiscal Year beginning July 1, 2010 and ending June 30, 2011, amounting in the aggregate to the sum of Nine Hundred Thirty Two Million, Eighty Five Thousand, Nine Hundred Five Dollars (\$932,085,905) which sum is hereby appropriated from Revenue and Special Funds named for the purposes hereinafter enumerated and containing an emergency clause.

### **Board Bill No. 100 (Committee Substitute)**

An ordinance pertaining to water rates; finding, determining and declaring that an increase in certain water rates is necessary for certain purposes; defining certain terms; repealing Ordinance 67919, parts of which are presently codified as Sections 23.04.220, 23.06.130, 23.16.020, 23.16.025, 23.16.040, 23.18.070, 23.20.020, 23.20.030, and 23.20.040, Revised Code, City of St. Louis 1994, Anno. ("Revised Code"), all having as their subject water rates and charges; enacting in lieu thereof nine new sections relating to the same subject; with an emergency provision.

### **Board Bill No. 73**

An Ordinance recommended by the Board of Estimate and Apportionment authorizing the City of St. Louis, Missouri to enter into a Development Agreement with Peabody Investments Corp.; authorizing the City to issue its taxable Industrial Development Revenue Bonds (Peabody Eneegy Corporation Project), Series 2010, in a principal amount not to exceed \$50,000,000 for the purpose of providing funds to pay the costs of acquiring certain equipment for an Industrial Development Project in the City; approving a plan for such project; authorizing and directing the Mayor and the Comptroller to execute certain documents related thereto; authorizing and directing the Mayor and the Comptroller to enter into one or more leases

with respect to certain real property pertaining to such project; and authorizing and directing the taking of other actions and approval and execution of other documents as necessary or desirable to carry out and comply with the intent hereof.

Alderman Ortmann  
Chairman of the Committee

Board Bills Numbered 92, 66, 76, 77, 78, 28, 1 (Committee Substitute), 100 (Committee Substitute) and 73 were read and all other business being suspended, Mr. Reed, in the presence of the Board and in open session, affixed his signature in accordance with the provisions of the Charter.

### **COURTESY RESOLUTIONS CONSENT CALENDAR**

President Reed introduced Resolutions No. 126 through 128 and No. 130 through No. 131 and the Clerk was instructed to read same.

#### **Resolution No. 126 Estella Campbell**

**WHEREAS**, we pause in our deliberations to note the untimely passing of longtime St. Louis resident, Estella Campbell; and

**WHEREAS**, Estella Campbell was born May 3, 1926, at her mother's passing. Her father placed her in the Annie Malone Children's Home, where she remained until the age of 3, when she was adopted into the home of Jimmie and Ida Smith; and

**WHEREAS**, she was educated in the St. Louis Public School System, attending Cole Elementary and Sumner High School; and

**WHEREAS**, Estella was employed by the Bank of St. Louis for 18 years, retiring in 1988, after which she sought employment with prominent families of St. Louis; and

**WHEREAS**, she accepted Christ and was baptized into the fellowship of Galilee Baptist Church by the late Reverend I.C. Peay. To be with her children, she united with the Pleasant Green Missionary Baptist Church on April 15, 1973 by Christian Experience, and remained a faithful member as long as her health permitted; and

**WHEREAS**, Estella was a member of the White Mission Circle, Senior Citizens Sunday School Class, the Tuesday Night Bible Class and an original member of the 55+ Wisdom Innovative Group. She was the proud mother of eight children.

**WHEREAS**, surrounded by her family, she peacefully passed from this life into Eternal Life on June 10, 2010 from the Parkside Nursing Home. Leaving to cherish her memories are: children, Beverly (late

James) Davis, Elvin (Shirley), Mark (Bea), Rev. Alex (Robin), Cheryl (Emmanuel) Moss, Stephanie, Wilfred (Lisa) and Cynthia; grandchildren, great grandchildren, goddaughter Juana Thorpe, nieces, nephews, cousins other family and friends. Preceding her in death are her parents, adopted parents, sister, Edna Varner and brothers, Charles and C.D.

**NOW THEREFORE BE IT RESOLVED** by the Board of Aldermen of the City of St. Louis that we pause to remember the many contributions of Estella Campbell to the citizens of the City of St. Louis and we join with her many friends in expressing our sorrow at her passing, and we further direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a memorial copy for presentation to the Campbell family, at a time and place deemed appropriate by the Sponsor.

Introduced on the 18th day of June, 2010 by:

**Honorable Freeman Bosley, Sr., Alderman 3rd Ward**

#### **Resolution No. 127 Sharon Quigley Carpenter**

**WHEREAS**, Sharon Quigley Carpenter, an esteemed resident of St. Louis, Missouri, is celebrating thirty years of exceptional service and dedication to the City of St. Louis, Office of Recorder of Deeds; and

**WHEREAS**, Sharon Quigley Carpenter has served as Recorder of Deeds for the City of St. Louis since 1980, during which time she has successfully completed the many duties and tasks placed before her as the Administrator of the City's library of public records on the nearly two hundred and fifty year history of the people and property of St. Louis; and

**WHEREAS**, Sharon Quigley Carpenter has also served as the City's Vital Records Registrar since the City Health Department's Vital Records Bureau was consolidated by statute with the Recorder's Office in 2002, making the City Recorder also its Vital Records Registrar, the only one in Missouri to do so; and

**WHEREAS**, currently serving as the 23rd Ward Democratic Committeewoman for the City of St. Louis, Sharon Quigley Carpenter is exceedingly proud of her affiliation with the Records Association of Missouri, National Property Records Industry Joint Task Force, International Association of Clerks, Recorders, Election Officials and Treasurers, Property Records Industry Association, and St. Gabriel's Parish; and

**WHEREAS**, a former educator who graduated from Bishop DuBourg High School and Harris Stowe Teachers' College, Sharon Quigley Carpenter has been blessed with the love and admiration of her devoted husband, Robert J. Carpenter, Jr.; her three children and their spouses, Maggie and Jeff Masek, Bridget and Tim Forbes, and John and Sarah Carpenter, and her eight grandchildren.

**NOW THEREFORE BE IT RESOLVED** by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to recognize Sharon Quigley Carpenter for her many accomplishments and we direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a commemorative copy to the end that it may be presented to our honoree at a time and place deemed appropriate by the Sponsor.

Introduced on the 25th day of June, 2010 by:

**Honorable Joseph Vaccaro, Alderman 23rd Ward**

#### **Resolution No. 128 Pastor Ronald M. Fraction, Sr.**

**WHEREAS**, we have been apprised that Pastor Ronald M. Fraction, Sr. is celebrating his Fourteenth Anniversary as Pastor of Mount Chapel Missionary Baptist Church in the City of St. Louis; and

**WHEREAS**, the Reverend R.M. Fraction, Sr., a native of St. Louis, has devoted himself to the well being of the lives of people's spirit soul and body by promoting education on every level and supporting the success of his native city; and

**WHEREAS**, the Reverend R.M. Fraction, Sr. has extended his hand in our city, state, and community to provide hope for a brighter today and tomorrow for people who are the most precious in his sight in the St. Louis metro area; and

**WHEREAS**, Reverend R.M. Fraction, Sr. is a graduate of Park Hill University, Forest Park Community College, Mississippi Baptist Seminary, Atlanta Georgia Seminary and the St. Louis Police Academy; and

**WHEREAS**, the Reverend R.M. Fraction, Sr. has taught in Maryanna County Hill, Mississippi and Northcross High in Atlanta, Georgia. and

**WHEREAS**, the Reverend R.M. Fraction, Sr. has given himself and put himself on the front lines protecting the city neighborhoods and businesses while promoting safety, healthy families and partnering with those in need of assistance as a policeman, by contributing work in the Kinloch Police Department, Professional Informant Institute in the State of Illinois,

Special Forces of St. Louis and Washington Park, Illinois US Marshall and Senior Pastor; and

**WHEREAS**, the Reverend R.M. Fraction, Sr. has participated in the advancement of education for children and youth and the caring for adults creating partnerships between the church and education, health organizations, law enforcement agencies, community leaders, politicians and the business community to provide a healthy and safe environment for the St. Louis area; and

**WHEREAS**, the Reverend R.M. Fraction, Sr. has dedicated himself in the ministry, teaching and preaching the Gospel of Jesus Christ, for over 31 years.

**NOW THEREFORE BE IT RESOLVED** by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to recognize and honor Pastor Ronald M. Fraction, Sr., on the occasion of his Fourteenth Anniversary as pastor at Mount Chapel Missionary Baptist Church and we thank him for his outstanding service to our community and we further direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a commemorative copy to the end that it may be presented to our honoree at a time and place deemed appropriate by the Sponsor.

Introduced on the 25th day of June, 2010 by:

**Honorable Charles Quincy Troupe, Alderman 1st Ward**

### **Resolution No. 130 PrideFest 2010**

**WHEREAS**, Pride St. Louis is “dedicated to increasing the awareness of the general public to the presence of Lesbian, Gay, Bisexual and Transgendered individuals in the community in an effort to eliminate prejudice and achieve harmony;” and

**WHEREAS**, for over thirty years, Pride St. Louis, an all-volunteer, nonprofit organization, has organized highly successful Pride activities for our community, including PrideFest, the Midwest’s largest gay and lesbian pride event; and

**WHEREAS**, PrideFest celebration attracts 80,000 to 100,000 attendees from across our region, our state, our country and even a few international visitors; and

**WHEREAS**, this year’s PrideFest is celebrated June 26-27, 2010; and

**WHEREAS**, Pride St. Louis and PrideFest serve to unite the community and provide an opportunity for the entire community to come together with a spirit of

diversity and tolerance.

**NOW THEREFORE BE IT RESOLVED** by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to recognize and thank Pride St. Louis who has provided untiring dedication to the elimination of prejudice and to achieve harmony in the City of St. Louis and we further direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a commemorative copy to the end that it may be presented to our honoree at a time and place deemed appropriate by the Sponsor.

Introduced on the 25th day of June, 2010 by:

**Honorable Jennifer Florida, Alderwoman 15th Ward**  
**Honorable Lewis E. Reed, President, Board of Aldermen**  
**Honorable Dionne Flowers, Alderwoman 2nd Ward**  
**Honorable April Ford Griffin, Alderwoman 5th Ward**  
**Honorable Kacie Starr Triplett, Alderwoman 6th Ward**  
**Honorable Phyllis Young, Alderwoman 7th Ward**  
**Honorable Stephen J. Conway, Alderman 8th Ward**  
**Honorable Kenneth A. Ortmann, Alderman 9th Ward**  
**Honorable Matthew Villa, Alderman 11th Ward**  
**Honorable Alfred Wessels, Jr., Alderman 13th Ward**  
**Honorable Stephen Gregali, Alderman 14th Ward**  
**Honorable Jennifer Florida, Alderwoman 15th Ward**  
**Honorable Donna Baringer, Alderwoman 16th Ward**  
**Honorable Joseph Roddy, Alderman 17th Ward**  
**Honorable Terry Kennedy, Alderman 18th Ward**  
**Honorable Marlene E. Davis, Alderwoman 19th Ward**  
**Honorable Craig Schmid, Alderman 20th Ward**  
**Honorable Antonio D. French, Alderman 21st Ward**  
**Honorable Jeffrey L. Boyd, Alderman 22nd Ward**  
**Honorable Joseph Vaccaro, Alderman 23rd Ward**  
**Honorable William Waterhouse, Alderman 24th Ward**  
**Honorable Shane Cohn, Alderman 25th Ward**  
**Honorable Gregory J. Carter, Alderman 27th Ward**  
**Honorable Lyda Krewson, Alderwoman 28th Ward**

### **Resolution No. 131**

#### **Congressman John Lewis**

**WHEREAS**, John Lewis was born the son of sharecroppers on February 21, 1940, outside of Troy, Alabama. On that day a great leader in the struggle of civil rights was born; and

**WHEREAS**, as a child, he was inspired by the activism surrounding the Montgomery Bus Boycott and the words of the Rev. Martin Luther King Jr., which he heard on radio broadcasts. In those pivotal moments, he made a decision to become a part of the Civil Rights Movement; and

**WHEREAS**, while a student at Fisk University, John Lewis organized sit-in demonstrations at segregated lunch counters in Nashville, Tennessee and he volunteered to participate in the Freedom Rides, which challenged segregation at interstate bus terminals across the South, risking his life and

also being beaten severely by angry mobs and arrested by police for challenging the injustice of Jim Crow segregation in the South. Mr. Lewis was also named Chairman of the Student Nonviolent Coordinating Committee (SNCC); and

**WHEREAS**, by 1963, Mr. Lewis was dubbed one of the Big Six Leaders of the Civil Rights Movement. (along with Whitney Young, A. Phillip Randolph, Martin Luther King Jr., James Farmer and Roy Wilkins). At the youthful age of 23, he was an architect of and a keynote speaker at the historic March on Washington in August 1963; and

**WHEREAS**, Congressman Lewis coordinated SNCC efforts to organize voter registration drives and community action programs during the Mississippi Freedom Summer and the following year helped lead over 600 peaceful, orderly protestors across the Edmund Pettus Bridge in Selma, Alabama on March 7, 1965. The marchers were attacked by Alabama state troopers in a brutal confrontation that became known as “Bloody Sunday” and news broadcasts and photographs revealing this senseless cruelty of the segregated South helped hasten the passage of the Voting Rights Act of 1965; and

**WHEREAS**, despite the arrests and attacks, John Lewis remained a devoted advocate of the philosophy of nonviolence. After leaving SNCC in 1966, he held positions such as Associate Director of the Field, Director of the Voter Education Project (VEP). Under his leadership, the VEP transformed the nation’s political climate by adding nearly four million minorities to the voter rolls. In 1977, John Lewis was appointed by President Jimmy Carter to direct more than 250,000 volunteers of ACTION, the federal volunteer agency. In 1981, he was elected to the Atlanta City Council. He was elected to Congress in November 1986 and has served as U.S. Representative of Georgia’s Fifth Congressional District since then; and

**WHEREAS**, Congressman Lewis has received countless awards, including the only John F. Kennedy “Profile in Courage Award” for Lifetime Achievement that has ever granted by the John F. Kennedy Library Foundation. The Timberland Company has developed the John Lewis Award, which honors the Congressman’s commitment to humanitarian service by acknowledging members of society who perform outstanding humanitarian work and the company has established a John Lewis Scholarship Fund; and

**WHEREAS**, John Lewis holds a B.A. in Religion and Philosophy from Fisk University, and he is a graduate of the American Baptist Theological Seminary, both



in Nashville, Tennessee. He has been awarded over 50 honorary degrees from prestigious colleges and universities throughout the United States.

**NOW THEREFORE BE IT RESOLVED** by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to recognize Congressman John Lewis and his contribution to America and we further direct the Clerk of this Board to spread a copy of this Resolution across the minutes of these proceedings and to prepare a commemorative copy to the end that it may be presented to our honoree at a time and place deemed appropriate by the Sponsor.

Introduced on the 25th day of June, 2010 by:

Honorable Terry Kennedy, Alderman 18th Ward  
Honorable Lewis E. Reed, President, Board of Aldermen  
Honorable Charles Quincy Troupe, Alderman 1st Ward  
Honorable Dionne Flowers, Alderwoman 2nd Ward  
Honorable Freeman Bosley, Sr., Alderman 3rd Ward  
Honorable Samuel L. Moore, Alderman 4th Ward  
Honorable April Ford Griffin, Alderwoman 5th Ward  
Honorable Kacie Starr Triplett, Alderwoman 6th Ward  
Honorable Marlene E. Davis, Alderwoman 19th Ward  
Honorable Antonio D. French, Alderman 21st Ward  
Honorable Jeffrey L. Boyd, Alderman 22nd Ward  
Honorable Frank Williamson, Alderman 26th Ward  
Honorable Gregory J. Carter, Alderman 27th Ward

Unanimous consent having been obtained Resolutions No. 126 through 128 and No. 130 through No. 131 stood considered.

President Reed moved that Resolutions No. 126 through 128 and No. 130 through No. 131 be adopted, at this meeting of the Board.

Seconded by Ms. Florida.

Carried unanimously by voice vote.

### FIRST READING OF RESOLUTIONS

Mr. Schmid introduced Resolutions No. 129 and the Clerk was instructed to read same.

#### Resolution No. 129 RESOLUTION FOR UNIVERSAL ACCESS TO PUBLIC, EDUCATIONAL & GOVERNMENT CHANNELS AND SUPPORT OF H.R. 3745

**WHEREAS**, On June 8, 2010, Charter Communications, Inc. transferred STL-TV (St. Louis government), SLPS-TV (St. Louis Public Schools), HEC-TV (higher education), KDHX (Double Helix Public Programming), and C-Span2 to digital channels on the 980-998 public affairs neighborhood. At the same time EWTN-TV (Catholic Programming), and the weather and channel selections channels were all moved from easy accessibility by Basic Tier Cable users; and

**WHEREAS**, Public, Educational, and Governmental (PEG) Programming Channels play a significant informative, educational and participatory role in our democracy and in the City of St. Louis; and

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

**WHEREAS**, the movement of these PEG channels limits public access by placing an unnecessary barrier to access, whose only apparent purpose is Charter Communication's profit — and even that could backfire, if customers leave them. Charter's customers are blocked from accessing these PEG channels unless they purchase monthly digital box services or buy a digital television; and

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

**WHEREAS**, there is currently pending before Congress H.R. 3745, which would establish the Community Access Preservation (CAP) Act; and

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

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

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

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

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

**WHEREAS**, the CAP Act ensures technological neutrality by applying PEG requirements to all landline video service providers, regardless of the transmission protocol.

**NOW THEREFORE BE IT BY THE BOARD OF ALDERMEN OF THE CITY OF ST. LOUIS**, that we pause in our deliberations to support H.R. 3745, which would establish the Community Access Preservation (CAP) Act and amend the Communications Act of 1934 to provide for carriage and display of public, educational, and governmental (PEG) channels in a manner consistent with commercial channels. We further urge our U.S. Congressional Delegation to take all possible actions in support of the passage of H.R. 3745, including but not limited to endorsing, co-sponsoring, working for rapid passage, and voting for H.R. 3745. We further direct the Clerk of this Board to prepare a copy of this Resolution and mail it to each member of our U.S. Congressional Delegation: Senator Christopher "Kit" Bond, Senator Claire McCaskill, Representative William "Lacy" Clay and Representative Russ Carnahan.

Introduced on the 25th day of June, 2010 by:

Honorable Craig N. Schmid, Alderman 20th Ward

Mr. Schmid moved that Resolution No. 129 be referred to the Legislation Committee.

Seconded by Ms. Florida.

Carried unanimously by voice vote.

### SECOND READING OF RESOLUTIONS

None.

### MISCELLANEOUS AND UNFINISHED BUSINESS

None.

### ANNOUNCEMENTS

None.

### EXCUSED ALDERMEN

Mr. Wessels moved to excuse the following aldermen due to their necessary absence: Mr. Bosley and Mr. Ortmann.

Seconded by Mr. Schmid.

Carried unanimously by voice vote.



**ADJOURNMENT**

Mr. Wessels moved to adjourn under rules to return July 2, 2010.

Seconded by Mr. Carter.

Carried unanimously by voice vote.

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

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## **BOARD OF PUBLIC SERVICE**

**REGULAR MEETING**

**St. Louis, MO - June 29, 2010**

Board met at 1:45 P.M.

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

Absent: None.

Minutes of the Regular Meeting of June 22, 2010 were unanimously approved.

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

**PRESIDENT**

Detailed plans and specifications for the following work approved and the Board set the date of August 3, 2010 for opening bids for work and Secretary instructed to bring the proper advertisement therefore:

Letting No. 8438 - America's Center New Passenger Elevator, 701 Convention Plaza, Project No. 2009-50-138

Addendum No. 1 to the plans and specifications for Letting No. 8435 - Handy Park Building Renovations, approved and made part of the original plans.

Addendum No. 1 to the plans and specifications for Letting No. 8437 - America's Center Interior Finish Package, approved and made part of the original plans.

Addendum No. 2 to the plans and specifications for Letting No. 8433 - Concourses A and C Renovations for Lambert-St. Louis International Airport® Experience Program, approved and made part of the original plans.

Change Order No. 1 for Letting No. 8400 - O'Fallon Park Recreation Complex, BPS Project No. 07951.2 approved and President authorized to execute same.

The Board declared as emergency work improvements to Police Facilities, New Roof

for Area Stations, Project No. 08008 ordered approved.

The Board declared as emergency work Carondelet Park Grand Drive Bridge Improvements, Project No. 2010-08-108 ordered approved.

**DIRECTOR OF PUBLIC UTILITIES**

Application No. 116692, Union Electric Company d/b/a AmerenUE, for easement to construct, reconstruct, use, operate, maintain, add to number of and patrol electric telecommunication line/lines consisting of wires, cables, etc. on 10' wide strip of land of City Water Conduit at 130-28 Monaco at Schulte Road ordered approved, subject to certain conditions.

**DIRECTORS OF PUBLIC UTILITIES AND STREETS**

2 Permits for Telecommunications Facilities Corp. d/b/a BJC Health Systems, install conduit encased in concrete ordered approved, subject to certain conditions as follows: 116700, 620 So. Kingshighway and, 116699, 4985 Parkview Place.

2 Permits for Charter Communications ordered approved, subject to certain conditions as follows: 116673, bury cable and place a splicing vault from 3210 Rutger to 1201 Compton by boring and/or trenching and, 116731, cut or bore for purpose of installing coaxial cable at 1509 Washington.

Application No. 116654, Shifrin and Associates Inc., encroach with 3 monitoring wells; at 5520 Virginia (rear of property), 427 Bates (north of property) and 424 Fassen (northwest of property) ordered approved, subject to certain conditions.

**DIRECTORS OF PUBLIC UTILITIES AND PUBLIC SAFETY**

3 Permits ordered approved, subject to certain conditions as follows: 116736, LCRA of St. Louis, to consolidate land and re-subdivide land at 6122-32 No. Broadway and 6101-31 Ouida Avenue in C.B. 3461, 116751, LRA, to consolidate land at 1815 No. Jefferson and 2604, 2606-08 and 2610-14 No. Market in C.B. 2348 and, 116770, Cacciatore Home Builders LLC, to consolidate land at 5507-5509, 5515 and 5517 Reber Pl. in C.B. 4058 W.

**DIRECTOR OF STREETS**

3 Permits ordered approved, subject to certain conditions as follows: 116756, W/2007 MVP St. Louis LLC d/b/a Brewhouse Historical Sports Bar, encroach with sidewalk café (5 tables and 20 chairs) with liquor at 315 Chestnut, 116753, Stefano's, encroach with sidewalk café (10 tables and 40 chairs) with liquor at 504 No. 10th Street and, 116762,

Washington University Medical Center, encroach with one monument sign at Kingshighway and Laclede.

Application No. 116752, Koba LP, replace existing sidewalk and driveway curb cut at 3928 So. Broadway along Alberta ordered filed, the work being done only requires a sidewalk/driveway permit from the Street Directors Office. A BPS permit is not needed.

**DIRECTORS OF PARKS, RECREATION AND FORESTRY AND HEALTH AND HOSPITALS**

Application No. 116722, Union Communion Ministries, hold event August 22, 2010 at Ivory Perry Park ordered approved, subject to certain conditions.

**DIRECTOR OF PUBLIC SAFETY**

7 Conditional Use Permits ordered approved as submitted by the Hearing Officer, per Board Order No. 766: 116763, 3644 Natural Bridge, replace 6 TMA's, remove 3 coax lines, and add 6 coax lines per plans for cell tower, 116764, 1919 So. Grand, INS 1UMTS Cabinet, 6 Antennas, 6 coax, 6 TMA, 6 diplexers per plans, 116765, 3251 Hawthorne, contracting business (office use only) home occupancy wavier, 116766, 5323 Chippewa, janitorial service (home occupancy wavier), 116767, 4710 St. Louis Ave., sitdown and carryout restaurant with patio, no liquor, 116768, 3863-69 So. Grand, sitdown and carryout restaurant with no liquor, 116769, 4701 Delor, interior and exterior alterations (zoning only).

Agenda Items for June 29, 2010 ordered approved.

The Board adjourned to meet Tuesday, July 6, 2010.

Richard T. Bradley, P.E.  
President

ATTEST:

Cherise D. Thomas  
Secretary

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## **PUBLIC NOTICE**

The Board of Public Service will hold a public hearing on **Tuesday, July 13, 2010** in Room 208 at 1:45 p.m., City Hall to consider the following:

**Hearing No. 8133** – Indigo Massage and Wellness, to operate a massage parlor at 1901 Arsenal.

Richard T. Bradley, P.E.  
President

ATTEST:

Cherise D. Thomas  
Secretary

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## PUBLIC NOTICE

The Board of Public Service will hold a public hearing on **Tuesday, July 20, 2010** in Room 208 at 1:45 p.m., City Hall to consider the following:

**Hearing No. 8134** – Tamara Darden, denial of permit and license to operate a rooming house at 5619 St. Louis Avenue pursuant to City of St. Louis Revised Code Section 25.32.480, subsection 903.1.

Richard T. Bradley, P.E.  
President

ATTEST:

Cherise D. Thomas  
Secretary

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

SEALED PROPOSALS will be received for the Public Work hereinafter mentioned by the Board of Public Service, 1200 Market Street, Room 208 City Hall, until 1:45 P.M., St. Louis, Missouri time on **August 03, 2010** at which time they will be publicly opened and read, viz:

**LETTING NO: 8438**

**JOB TITLE: AMERICA'S CENTER NEW  
PASSENGER ELEVATOR  
701 CONVENTION PLAZA**

**DEPOSIT: \$17,300.00**

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

Sets of Drawings, Specifications and Proposal Form may be obtained by giving three (3) days notice, and upon payment of **SEVENTY FIVE** dollars (**\$75.00**) for each set.

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

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

Each bidder shall specify in his proposal in figures, without interlineations, alterations, or erasures, a unit price for each of those items where so called for in the proposal, and shall show the products of the respective unit prices and estimated quantities. He shall also show

in figures bid proposals for all items on which Lump Sum figures are requested, and, in addition thereto, at the end of the bid the Lump Sum for which he will perform all of the estimated work, as requested by the general requirements and covenants, specifications, and plans.

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

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

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

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

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

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

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

By Order of the Board of Public Service,  
**June 29, 2010.**

Richard T. Bradley, P.E.  
President

ATTEST:

Cherise D. Thomas  
Secretary

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## PUBLIC NOTICE

A public hearing will be held by the Board of Adjustment at 1:30 p.m. on **Wednesday, July 14, 2010** in Room 208 City Hall to consider the following:

**APPEAL #9563** – Appeal filed by D & R Smokehouse and Beer LLC, from the determination of the Board of Public Service in the denial of an occupancy permit authorizing the Appellant to operate a retail sales business of cigarettes, cigars, candy and full package of liquor at 6025 Gravois. **WARD 13 #AO476140-10 ZONE: "F" – Neighborhood Commercial District BPS116547**

**APPEAL #9564** – Appeal filed by Metro Medical Holding LLC, from the determination of the Building Commissioner in the denial of a building permit authorizing the Appellant to complete interior and exterior alterations for a medical office, zoning only, at 5701 Chippewa. **WARD 23 #AB478255-10 ZONE: "C" – Multiple Family Dwelling District**

**APPEAL #9565** – Appeal filed by Crown Food Mart, from the determination of the Building Commissioner in the denial of a building permit authorizing the Appellant to complete interior and exterior alterations for a gas station/convenience store, per plans, at 1451 N. Kingshighway. **WARD 18 #AB478204-10 ZONE: "G" – Local Commercial and Office District**

**APPEAL #9566** – Appeal filed by Lawrence Group Architects, from the determination of the Building Commissioner in the denial of a building permit authorizing the Appellant to construct a hotel, per plans, at 3407 Olive. **WARD 19 #AB478319-10 ZONE: "H" – Area Commercial District**

**APPEAL #9567** – Appeal filed by Lawrence Group Architects, from the determination of the Board of Public Service in the denial of a subdivision plat authorizing the Appellant to re-subdivide properties in city blocks 1042E and 1057 at 3227-31 Olive, 3401-05 Olive St. and 3320-26 Locust St. **WARD 19 BPS #1166139 ZONE: "H" – Area Commercial District**

**APPEAL #9568** – Appeal filed by Habitat for Humanity, from the determination of the Board of Public Service in the denial of a subdivision plat authorizing the Appellant to re-subdivide properties in city blocks 1004, 1005 and 1030 at 1341-43 Garrison, 2940-46 Sheridan and 2938-48, 2945-47, 2951-57 and 2952-56 Thomas St. **WARD 19 BPS #116586 ZONE: "C" – Multiple Family Dwelling District "F" –**

**Neighborhood Commercial District**

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

By authority of the Board of Adjustment.

S. Cunningham, Chairman

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## PUBLIC NOTICE

A public hearing will be held by the Board of Adjustment at 1:30 p.m. on **Wednesday, July 21, 2010** in Room 208 City Hall to consider the following:

**APPEAL #9569** – Appeal filed by Bennie's Carwash, from the determination of the Building Commissioner in the denial of an occupancy permit authorizing the Appellant to operate a carwash business inside existing warehouse at 1420 N Vandeventer. **WARD 19 #AO479338-10 ZONE: "G" – Local Commercial & Office District**

**APPEAL #9570** – Appeal filed by Darden Rooming House, from the determination of the Building Commissioner in the denial of an occupancy permit authorizing the Appellant to operate a rooming house with four (4) beds at 5619 St. Louis Ave. **WARD 22 #AO478352-10 ZONE: "C" – Multiple Family Dwelling District**

**APPEAL #9571** – Appeal filed by C & S Auto Storage, from the determination of the Building Commissioner in the denial of an occupancy permit authorizing the Appellant to have outside storage of autos at 8916 Riverview Dr. **WARD 2 #AO478969-10 ZONE: "F" – Neighborhood Commercial District**

**APPEAL #9572** – Appeal filed by Loni Properties, from the determination of the Building Commissioner in the denial of a building permit authorizing the Appellant to complete interior and exterior alterations for conversion from a two family to a four family dwelling, per plans, at 4380 Chouteau. **WARD 17 #AB479236-10 ZONE: "F" – Neighborhood Commercial District**

**APPEAL #9573** – Appeal filed by Energy Marketing 1877 LLC, from the determination of the Building Commissioner in the denial of a building permit authorizing the Appellant to construct a commercial building for a gas station, convenience store and a restaurant, per plans, at 4578 N. Broadway. **WARD 2 #AB475450-10 ZONE: "J" – Industrial District**

**APPEAL #9574** – Appeal filed by Triple J Investments LLC, from the determination

of the Board of Public Service in the denial of a subdivision plat authorizing the Appellant to re-subdivide property in city block 4980 at 5141 Daggett. **WARD 10 BPS #116578 ZONE: "A" – Single Family Dwelling District**

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

By authority of the Board of Adjustment.

S. Cunningham, Chairman

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## PUBLIC NOTICE

A Conditional Use Hearing will be held in Room 208 City Hall at 8:30 a.m. on **Thursday, July 15, 2010**, on the following conditional uses:

**622 Bellerive** - Home Occupancy Waiver - First Source Payment Solutions, LLC (Sell of Financial Products/Office Use Only) "A"-Single Family Dwelling District. Te **Ward 11**

**5940 Nagel** - Home Occupancy Waiver - J & A Commercial Cleaning (Commercial Cleaning/Office Use Only) "D"- Multiple-Family Dwelling District. Te **Ward 12**

**5219 Alaska** - Home Occupancy Waiver-Cool Roofs: St. Louis, LLC (Painting Black Roofs White/Office Use Only) "B"- Two Family Dwelling District. Te **Ward 13**

**4718 Michigan** - Home Occupancy Waiver - Chucks Plumbing & Home Repair (Plumbing & Home repair/Office Use Only) "B"- Two Family Dwelling District. Te **Ward 25**

**7033 Dale Ave.** - Home Occupancy Waiver - RAD Enterprises (Tax Preparation/with Occasional Client Visit/Office Use Only) "A" Single Family Dwelling District. Te **Ward 24**

**5334 Delor** - Home Occupancy Waiver - Acropolis Home Inspection, LLC (Home Inspections/Office Use Only) "A"- Single Family Dwelling District. Te **Ward 14**

**4442 Miami** - Home Occupancy Waiver - Green Solutions Lawn Care (Lawn Maintenance/Office Use Only) "A" Single Family Dwelling District. Te **Ward 10**

**400 S 14<sup>th</sup> St.** - Home Occupancy Waiver - P C M Company (Produce Buying/Office Use Only) "I"-Central Business District. Pmg **Ward 7**

**5200-08 Hampton** - #AO-479880-10- Marty's Guitar Studio (Guitar Lessons Studio/5200 Rear of Existing Business) "F"- Neighborhood Commercial District. Pmg

**Ward 16**

**5713 Gravois** - #AO-479840-10 - Playoff Sports Bar, LLC (Full Drink/Sit-down & Carryout Restaurant) "F" Neighborhood Commercial District. Pmg **Ward 13**

**2700 Union Blvd.** - #AO-480019-10 - Urban Café & Coffee Shop (Carry-Out Café w/Outside Patio) "F" Neighborhood Commercial District. Pmg **Ward 1**

**8035 N. Broadway** - #AO-479843-10 - Miss Pat Daycare (Daycare/37 Children/8 Infants/29 2 ½ to 12 years/ M-F/6am to 12 Mid) "G"- Local Commercial & Office District. Pmg **Ward 2**

**5705 Page** - #AB-479850-10 - David Lyons (Interior & Exterior Alterations per plans for Restaurant) "F" Neighborhood Commercial District. Te **Ward 22**

**4501 Lindell Blvd.** - #AB-479825-10 - Michael Byrd (Interior Alterations as per plans for Office Space/Ground Floor) "E" - Multiple Family Dwelling District. Te **Ward 28**

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## PUBLIC NOTICE

A Conditional Use Hearing will be held in Room 208 City Hall at 8:30 a.m. on **Thursday, July 22, 2010**, on the following conditional uses:

**1421 Webster** - Home Occupancy Waiver - One Stop Home Repair (Home Remodeling/Office Use Only) "C"-Multiple Family Dwelling District. Pmg **Ward 19**

**4101 Alma** - Home Occupancy Waiver - MCC Contracting (General Contracting Service/Office Use Only) "A"- Single-Family Dwelling District. Pmg **Ward 12**

**721 N 17<sup>th</sup> St.** - Home Occupancy Waiver - NTNG Construction, LLC (Construction/Office Use Only) "I"- Central Business District. Pmg **Ward 5**

**5141 Eichelberger** - Home Occupancy Waiver - Preservation Photography, LLC (Photography/Office Use Only) "A"- Single Family Dwelling District. Te **Ward 13**

**1616 Orchid** - Home Occupancy Waiver - First Choice (Heating and Cooling/Office Use Only) "A" Single Family Dwelling District. Te **Ward 2**

**4750 Penrose** - Home Occupancy Waiver - Creative Landscaping (Landscaping/Office Use Only) "A"- Single Family Dwelling District. Te **Ward 21**

**5056 Claxton** - Home Occupancy Waiver - G. O. D. Technology (Computer



Repair/Office Use Only) "A" Single Family Dwelling District. Te **Ward 1**

**4871 Fountain Ave.** - Home Occupancy Waiver - RE Construction, LLC (Contractor/Office Use Only) "B"-Two Family Dwelling District. Pmg **Ward 18**

**4961 Rosalie** - Home Occupancy Waiver - Sweet August Handbags & Accessories (Retail/Direct Sales/Office Use Only) "A"-Single Family Dwelling District. Pmg **Ward 1**

**1200 Tower Grove - #AO-480257-10** - AAA Extended Education (Daycare/18 Children/3 to 14 yrs./6a.m. to 10p.m./Sun.-Sat.) "F" Neighborhood Commercial District. Pmg **Ward 17**

**2309-09a Cherokee - #AB-478948-10** -Treasure Trove (Construct 1 Car Garage & Zoning Only) "G" Local Commercial & Office District. Te **Ward 9**

**711-13 Soulard - #AO-478451-10** - Crossfit Gambit (Gym) "G"- Local Commercial & Office District. Pmg **Ward 7**

**7600 Michigan - #AB-478712-10** - Killeen Studio Architects (Interior Alterations per plans for School) "G" Local Commercial & Office District. Bl **Ward 11**

## INVITATION TO BID

**Board of Police Commissioners  
Metropolitan Police Department  
City of St. Louis, Missouri**

**250-001048 – Computer Equipment  
Insurance Coverage**

**160-001601– Mail Machine**

Sealed bids of the above will be received at the St. Louis Metropolitan Police Department, Office of the Director of Purchasing, 1200 Clark Avenue, Room 605, St. Louis, Missouri 63103, until 11:00 a.m. local time, **Friday, July 16, 2010** when they will be opened publicly and announced. Official bid forms on which bids must be submitted may be obtained from the Office of the Director of Purchasing by prospective bidders upon request in person or by telephone during regular business hours.

Contractor shall not discriminate in matters of employment, upgrading, transfer, rates of pay selection or otherwise, against any employee or applicant for employment because of race, creed, color, sex or national origin. Noncompliance shall be sufficient cause to reject any bid or terminate the contract, and the Board of Police Commissioners of the St. Louis Metropolitan

Police Department shall be entitled to recover any damages resulting from termination.

The Board of Police Commissioners reserves the right to waive any formalities and to reject any and all bids. The Board also reserves the right to consider criteria other than the low bid in the award of a contract. Among other factors, the Board will consider the location of the business, minority interest in the business, prior performance and the bid submitted in relation to the needs of the St. Louis Metropolitan Police Department.

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

Copies of the Ordinance and Regulations are available upon request from Carol Shepard, at 314-444-5608 or can be accessed at <http://www.stlouis city.com/livingwage>.

Bidders are also advised that the State of Missouri requires workers on all public works projects to be paid prevailing wages. The contractor will forfeit a penalty to the contracting public body of \$100 per day (or portion of a day) if a worker is paid less than the prevailing rate for any work done under the contract by the contractor or by any subcontractor (Section 290.250, RSMo.). Also, if a vendor would like to receive a bid please email a request to [bturner@slmpd.org](mailto:bturner@slmpd.org). Email must include vendor's company name, address, and description of bid.

Brad Turner  
Purchasing Agent  
PHONE# 314-444-5608

## NOTICE TO ALL BIDDERS

CITY ORDINANCE requires that any individual or company who performs work within the City limits must obtain a Business License. This would also apply to businesses

who employ sales or delivery personnel to come into the City. Contracts requiring work to be performed in the City will **NOT** be awarded to unlicensed businesses.

## ST. LOUIS LIVING WAGE ORDINANCE

### LIVING WAGE REQUIREMENTS

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

Copies of the Ordinance and Regulations are available upon request from [LaQueta Russell-Taylor](mailto:LaQueta.Russell-Taylor@stlouis city.com), at (314) 426-8185, or can be accessed at <http://www.mwdbe.org/livingwage>.

## SUPPLY COMMISSIONER

Office of the Supply Commissioner, Room 324, City Hall, 1200 Market Street, St. Louis, Missouri 63103, Tuesday, **July 6, 2010** - ADVERTISED BIDS will be received by the undersigned to be opened at the office at 12:00 o'clock noon, for the items listed below on the dates specified.

## NO ADVERTISED BIDS THIS WEEK

**Notice to All Suppliers**

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

### **Requesting a Bid**

To have a bid mailed or faxed to you, please contact the Supply Commissioner's office at (314) 622-4580.

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

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

### **Surplus Property**

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

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The right to reject any and all bids is reserved.

Freddie L. Dunlap  
Supply Commissioner  
(314) 622-4580  
[www.stlouis.missouri.org](http://www.stlouis.missouri.org)

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