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FRANCIS G. SLAY
Mayor

JAMES F. SHREWSBURY
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
2005-2006

PRELIMINARY

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

Friday, October 21, 2005.

These minutes are
unofficial and subject to
Aldermanic approval.

City of St. Louis Board of Aldermen
Chambers, October 21, 2005.

The roll was called and the following
Aldermen answered to their names: Flowers,
Bosley, Ford-Griffin, Reed, Conway,
Ortmann, Vollmer, Villa, Heitert, Wessels,
Gregali, Florida, Baringer, Roddy, Kennedy,
Schmid, Jones-King, Boyd, Hanrahan, Kirner,
Williamson, Carter and Mr. President
Shrewsbury. 24

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

ANNOUNCEMENT OF ANY SPECIAL ORDER OF THE DAY

None.

INTRODUCTION OF HONORED GUEST

None.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

Mr. Wessels moved to approve the
minutes for October 7, 2005.

Seconded by Mr. Villa.

Carried unanimously by voice vote.

REPORT OF CITY OFFICIALS

Report of the Clerk
of the Board of Aldermen

None.

Office of the Mayor

None.

PETITIONS & COMMUNICATIONS

None.

**BOARD BILLS FOR PERFECTION
– INFORMAL CALENDAR**

Mr. Ortmann moved that Board Bill No. 258 before the Board for perfection, be perfected as reported out of Committee with its recommendation “Do Pass”.

Seconded by Mr. Schmid.

Carried unanimously by voice vote.

**BOARD BILLS FOR
THIRD READING
– INFORMAL CALENDAR**

None.

**RESOLUTIONS
– INFORMAL CALENDAR**

None.

**FIRST READING OF
BOARD BILLS**

Board Member Young introduced by request:

Board Bill No. 286

An ordinance pertaining to parking; amending paragraph (L) in Section Two of Ordinance 61186, adopted on January 29, 1989; prohibiting the parking of vehicles in a loading zone for a period of time longer than is required for expeditious loading and unloading of passengers, loading or unloading and delivering of materials or the delivery of materials, packages parcels or letters, from a commercial vehicle; containing an emergency clause.

Board Member Villa introduced by request:

Board Bill No. 287

An ordinance recommended by the Board of Public Service to vacate public surface rights for vehicle, equestrian and pedestrian travel in Blow St. from Grand Ave. southeastwardly to the Missouri Pacific Railroad right-of-way in the City of St. Louis, Missouri, as hereinafter described, in accordance with Charter authority, and in conformity with Section 14 of Article XXI of the Charter and imposing certain conditions on such vacation.

Board Member Conway introduced by request:

Board Bill No. 288

An Ordinance approving the Petition of Shenandoah Place Community Improvement District and Oakview Associates, LLC as owner of certain real property, establishing the Shenandoah Place Community Improvement District, finding a public purpose for the establishment of the Shenandoah Place Community Improvement District, and containing a severability clause.

**REFERENCE TO COMMITTEE
OF BOARD BILLS****Transportation & Commerce**

None

Ways and Means

Board Bill No. 288

Public Safety

None

Public Utilities

None

Legislation

None

Health and Human Services

None

Public Employees

None

Streets, Traffic and Refuse

Board Bills No. 286 and 287

Intergovernmental Affairs

None

Engrossment, Rules and Resolutions

None

Housing, Urban Development & Zoning

None

Neighborhood Development

None

Convention and Tourism

None

Parks and Environmental Matters

None

Personnel and Administration

None

**SECOND READING AND REPORT
OF STANDING COMMITTEES**

Ms. Young of the Committee on Transportation and Commerce submitted the following report which was read.

Board of Aldermen Committee report, October 21, 2005.

To the President of the Board of Aldermen:

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

Board Bill No. 273

An Ordinance recommended and approved by the Airport Commission, the Board of Public Service, and the Board of Estimate and Apportionment, authorizing and establishing a multi-year public works and

improvement program at Lambert-St. Louis International Airport® (the “Airport”) providing for an Airport Planning Project (the “Project”) consisting of, but not limited to airspace analysis studies, the preparation of an Airport Layout Plan, terminal and facilities studies, environmental mitigation planning projects, legal services, and other related aviation support planning projects or programs which are necessary for the Airport’s development, such authorized work consisting of, but not limited to planning, designing, programming, technical advice and assistance, consulting services, legal services, surveys, mapping, engineering and architectural services, CADD services, airport NAVID, operational, and facilities plans, airport organizational, management, and certification studies, title searches, appraisals, and other related work or cost for a total estimated cost of One Million Three Hundred Seventy Five Thousand Dollars (\$1,375,000.00); authorizing an initial appropriation of One Million Dollars (\$1,000,000.00) from the Airport Development Fund established under Ordinance 59286, Section 13, approved October 26, 1984, to be expended for the payment of costs for work or services authorized herein and providing for the receipt of supplemental appropriations when authorized by ordinance into this Ordinance, as funds become available to continue the Project; authorizing the Board of Public Service with the advice, consent and approval of the Director of Airports to let contracts, purchase materials and equipment, employ labor, pay salaries, wages, fees, retain consultant, and otherwise provide for the Project and the work and services authorized herein; providing that any contract let hereunder, shall be subject to the Charter of the City of St. Louis and any Missouri State laws or regulations applicable thereto; authorizing and directing the Comptroller of the City of St. Louis to draw warrants for the payment of expenses authorized herein; authorizing the Director of Airports to make such applications and provide such data and to take whatever action necessary to seek federal funds under the Airport Improvement Program, the Passenger Facilities Charge Program, or other federal, state or local programs for which these authorized costs or expenditures might qualify and authorizing the deposit of such funds into this Ordinance for the purpose of reimbursing in part the costs of the Project; directing that all contracts let under the authority of this Ordinance be in compliance with all applicable minority and women or disadvantaged business enterprise requirements and in compliance with all applicable federal, state and local laws, ordinances, regulations, court decisions and executive orders relating to equal

employment opportunity; containing a severability clause; and containing an emergency clause.

**Board Bill No. 284
(Committee Substitute)**

An ordinance recommended by the Board of Public Service declaring the public necessity of acquiring sites in accordance with and pursuant to the terms and conditions of Ordinance No. 66775, which approved an Intergovernmental Agreement, in the City of St. Louis; and authorized the acquisition of real property as hereinafter described, either by purchase or condemnation; and containing an emergency clause.

Alderwoman Young
Chairman of the Committee

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

Board of Aldermen Committee report, October 21, 2005.

To the President of the Board of Aldermen:

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

Board Bill No. 116

An Ordinance repealing Ordinance No. 66235, which ordinance authorized and directed the issuance of certain tax increment revenue obligations of the City of St. Louis, Missouri, for the purpose of financing certain projects within the Cupples Station Redevelopment Project Area; ratifying the authorization and approval of a certain Trust Indenture and dated as of July 1, 2003, by Ordinance No. 65513; and authorizing and approving an Amended and Restated Trust Indenture securing all tax increment revenue obligations issued in connection with such Redevelopment Area.

Board Bill No. 230

An ordinance approving a Redevelopment Plan for 721 Olive Street Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of

the City; approving the Plan dated July 26, 2005 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the development of the Area which affords maximum opportunity for development of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is occupied and the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available fifteen (15) year real estate tax abatement; and pledging cooperation of the Board of Aldermen and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 246

An ordinance approving a Redevelopment Plan for the 7001-27, 7024 Pennsylvania, 210 Quincy St, & 210 Blow St. Area ("Area") after finding that the Amended Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Amended Plan dated July 26, 2005 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the development of the Area which affords maximum opportunity for development of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain or otherwise; finding that the property within the Area is partially occupied, the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the Board of Aldermen and requesting various officials,

departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 266

An ordinance approving a Redevelopment Plan for the 3301-11 Chouteau Avenue Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Plan dated September 27, 2005 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the development of the Area which affords maximum opportunity for development of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is partially occupied, the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the Board of Aldermen and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 267

An ordinance approving a Redevelopment Plan for the 1601 Olive Street Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Plan dated September 27, 2005 for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the development

of the Area which affords maximum opportunity for development of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain or otherwise; finding that the property within the Area is unoccupied, the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the Board of Aldermen and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 270

An ordinance approving a Redevelopment Plan for the 600 N. Kingshighway Blvd./4953-71 Washington Ave. Area ("Area") after finding that the Area is blighted as defined in Section 99.320 of the Revised Statutes of Missouri, 2000, as amended, (the "Statute" being Sections 99.300 to 99.715 inclusive), containing a description of the boundaries of said Area in the City of St. Louis ("City"), attached hereto and incorporated herein as Exhibit "A", finding that redevelopment and rehabilitation of the Area is in the interest of the public health, safety, morals and general welfare of the people of the City; approving the Plan dated for the Area ("Plan"), incorporated herein by attached Exhibit "B", pursuant to Section 99.430; finding that there is a feasible financial plan for the development of the Area which affords maximum opportunity for development of the Area by private enterprise; finding that no property in the Area may be acquired by the Land Clearance for Redevelopment Authority of the City of St. Louis ("LCRA") through the exercise of eminent domain; finding that the property within the Area is occupied and the Redeveloper shall be responsible for relocating any eligible occupants displaced as a result of implementation of the Plan; finding that financial aid may be necessary to enable the Area to be redeveloped in accordance with the Plan; finding that there shall be available ten (10) year real estate tax abatement; and pledging cooperation of the Board of Aldermen and requesting various officials, departments, boards and agencies of the City to cooperate and to exercise their respective powers in a manner consistent with the Plan.

Board Bill No. 276

An ordinance, recommended by the Board of Estimate and Apportionment, authorizing the Mayor of the City of St. Louis, on behalf of the City, to submit a 2006 Annual Plan to the United States Department of Housing and Urban Development ("HUD") as required to apply for funding under the Federal Community Development Block Grant ("CDBG"), HOME Investment Partnerships ("HOME"), American Dream Down Payment Initiative ("ADDI"), Emergency Shelter Grant ("ESG") and Housing Opportunities for Persons with AIDS ("HOPWA") Entitlement Programs, authorizing and directing the Mayor and the Comptroller on behalf of the City to enter into and execute agreements with HUD for the receipt of 2006 CDBG, HOME, ADDI, ESG and HOPWA funds, appropriating the sum of Twenty Four Million Fifty Thousand Seven Hundred Thirty Six Dollars (\$24,050,736) which the City estimates will be available for the 2006 CDBG Program Year, appropriating the sum of Four Million Six Hundred Thousand Dollars (\$4,600,000) which the City estimates will be available for the 2006 HOME Program Year, appropriating the sum of One Hundred Thousand Dollars (\$100,000) which the City estimates will be available for the 2006 ADDI Program Year, appropriating the sum of Nine Hundred Thousand Dollars (\$900,000) which the City estimates will be available for the 2006 ESG Program Year, appropriating the sum of One Million One Hundred Sixty Thousand Dollars (\$1,160,000) which the City estimates will be available for the 2006 HOPWA Program Year, 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, HOME and ADDI funds, to establish and implement a lump sum drawdown procedure for the purpose of financing property rehabilitation activities, and/or to establish and implement a procedure for providing financial assistance to CDBG-eligible undertakings through float loan financing, authorizing and directing the Director of the Department of Human Services ("DHS") to contract with municipal agencies, non-profit corporations and other entities, as necessary, for the expenditure of ESG funds, authorizing and directing the Director of Health and Hospitals to contract with municipal agencies, non-profit corporations and other entities, as necessary for the expenditure of HOPWA funds, and directing the Comptroller to issue warrants thereon upon the City Treasury; and containing an emergency clause.

Alderman Wessels
Chairman of the Committee

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

Board of Aldermen Committee report, October 21, 2005.

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. 255

An ordinance pertaining to street vending within the Downtown Vending District; amending Section Four of Ordinance 65061 to adjust the boundaries of the Downtown Vending District and amending Section Thirty of Ordinance 65061 by adding a new paragraph restricting street vending within a defined portion of the Downtown Vending District to a person who is a designated redeveloper for the South Downtown Project Area or who has entered into a valid vending agreement with a designated redeveloper for the South Downtown Project Area and containing an emergency clause.

Board Bill No. 262

An Ordinance, recommended and approved by the Board of Public Service of the City of St. Louis (the "Board of Public Service"), establishing a public works and improvement project for the design and construction of the South Seventh Streetscape Project between Cerre Street to Park Avenue (the "South Seventh Streetscape Project"); and authorizing and directing the City of St. Louis (the "City") by and through its Board of Public Service to let contracts and provide for the design, construction, materials, and equipment for the South Seventh Streetscape Project, authorizing the Board of Public Service to employ labor and consultants, pay salaries, fees and wages, acquire real property interests, and to enter into supplemental agreements with the Missouri Highway and Transportation Commission, Federal Highway Administration, utilities, and other governmental agencies for the South Seventh Streetscape Project all in accordance with the federal Transportation Equity Act for the 21st Century (23 U.S.C. 110, et seq.), with any contract containing sections for: description of the work, material guarantees, estimated expenditure allocations, fund reversion authorization, applicable federal and state wage rate requirements, equal opportunity provisions, the Mayor's Executive Orders, and contract advertising statutes; requiring that all work provided for herein shall be carried out in accordance with detailed plans and specifications adopted and approved by the

Board of Public Service before bids are advertised therefor; directing that all construction contracts let by authority of this Ordinance provide for federal and state prevailing wages requirements including prevailing wage holiday and overtime pay and compliance with all applicable statutes of the State of Missouri, the City Charter and the Revised Code of the City, 1994, as amended; requiring all specifications approved by the Board of Public Service and contracts let by authority of this Ordinance provide for compliance with the Mayor's Executive Orders on Equal Opportunity and maximum MBE/WBE/DBE utilization goals, except when superseded or prohibited by federal or state law or regulation; requiring all advertisements for bids pursuant to this Ordinance be subject to the provisions of Section 8.250 RSMo., as amended; and appropriating the total estimated cost of One Million, Five Hundred and Twenty Thousand Dollars (\$1,520,000) of which the City's share is Seven Hundred Thousand Dollars (\$700,000) for the South Seventh Streetscape Project as follows: Eight Hundred and Twenty Thousand Dollars (\$820,000) from the funds in the Federal Aid to Urban Program Match Share Fund, also known as the Federal Aid to Urban Program Revolving Fund, established by Ordinance 56931, Four Hundred and Fifty Thousand Dollars (\$450,000) from the Capital Appreciation Bonds Fund as authorized by Ordinance 66756, and Two Hundred and Fifty Thousand Dollars (\$250,000) from the One-Half Cent Ward Capital Improvement Fund; authorizing and directing the Comptroller of the City to draw warrants from time to time and disburse funds appropriated by this ordinance and to receive and disburse grant funds in accordance with the Transportation Equity Act of the 21st Century (23 U.S.C. 110, et seq.) upon the signature and certification of vouchers by the President of the Board of Public Service; and containing a public work emergency clause.

Board Bill No. 282

An ordinance relating to traffic control; authorizing installation of and contracts relating to one or more Automated Traffic Control Systems as defined herein; and establishing standards for prosecution of violations of traffic control ordinances detected by Automatic Traffic Control Systems.

Alderman Bosley
Chairman of the Committee

Mr. Bosley moved to suspend the rules for the purpose of moving Board Bill No. 282 to the perfection calendar.

Seconded by Mr. Gregali.

Carried by the following vote:

Ayes: Flowers, Bosley, Ford-Griffin, Reed, Conway, Ortmann, Vollmer, Villa, Heitert, Wessels, Gregali, Florida, Baringer, Kennedy, Schmid, Jones-King, Boyd, Hanrahan, Williamson, Carter and Mr. President Shrewsbury. 23

Noes: 0

Present: 0

REPORT OF SPECIAL COMMITTEES

None.

PERFECTION CONSENT CALENDAR

None.

BOARD BILLS FOR PERFECTION

Mr. Roddy moved that Board Bill No. 224 before the Board for perfection, be placed on the informal calendar.

Mr. Reed moved that Board Bill No. 225 before the Board for perfection, be perfected as reported out of Committee with its recommendation "Do Pass".

Seconded by Mr. Carter.

Carried unanimously by voice vote.

Mr. Bosley moved that Board Bill No. 282 before the Board for perfection, be perfected as reported out of Committee with its recommendation "Do Pass".

Seconded by Mr. Bosley.

Carried unanimously by voice vote.

Mr. Reed moved to suspend the rules for the purpose of moving the following Board Bills to the third reading calendar for final passage: Board Bill No. 225.

Seconded by Mr. Schmid.

Carried by the following vote:

Ayes: Flowers, Bosley, Ford-Griffin, Reed, Conway, Ortmann, Vollmer, Villa, Heitert, Wessels, Gregali, Florida, Baringer, Kennedy, Schmid, Jones-King, Boyd, Hanrahan, Williamson, Carter and Mr. President Shrewsbury. 23

Noes: 0

Present: 0

THIRD READING CONSENT CALENDAR

Mr. Wessels moved for third reading and final passage of Board Bills No. 225 and 258.

Seconded by Mr. Villa.

Carried by the following vote:

Ayes: Flowers, Bosley, Ford-Griffin, Reed, Conway, Ortmann, Vollmer, Villa, Heitert, Wessels, Gregali, Florida, Baringer, Kennedy, Schmid, Jones-King, Boyd, Hanrahan, Williamson, Carter and Mr. President Shrewsbury. 23

Noes: 0

Present: 0

Board Bill No. 225

An Ordinance recommended by the Planning Commission on September 7, 2005, to change the zoning of property as indicated on the District Map, from "J" Industrial District to the "I" Central Business District in City Block 935, so as to include the described parcel of land in City Block 935; and containing an emergency clause.

Board Bill No. 258

An ordinance pertaining to the penalty for violations of the Building Code; amending Section Four of Ordinance 66790 by authorizing the code official to secure any building, structure or premises which is occupied without first securing a valid occupancy permit, as required by law, upon the issuance of a second summons for such violation and containing an emergency clause.

THIRD READING, REPORT OF THE ENGROSSMENT COMMITTEE AND FINAL PASSAGE

None.

REPORT OF THE ENROLLMENT COMMITTEE

Board of Aldermen, Committee Report, St. Louis, October 21, 2005.

To the President of the Board of Aldermen

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

Board Bill No. 225

An Ordinance recommended by the Planning Commission on September 7, 2005, to change the zoning of property as indicated on the District Map, from "J" Industrial District to the "I" Central Business District in City Block 935, so as to include the described parcel of land in City Block 935; and containing an emergency clause.

Board Bill No. 258

An ordinance pertaining to the penalty for violations of the Building Code; amending Section Four of Ordinance 66790 by authorizing the code official to secure any building, structure or premises which is

occupied without first securing a valid occupancy permit, as required by law, upon the issuance of a second summons for such violation and containing an emergency clause.

Alderwoman Krewson
Chairman of the Committee

Board Bills Numbered 225 and 258 were read and all other business being suspended, Mr. Shrewsbury, 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 Shrewsbury introduced Resolution No. 164 and the Clerk was instructed to read same.

Resolution No. 164

WHEREAS, we have been apprised that on October 26, 2005, Eugene G. Schaller will celebrate his glorious 90th Birthday; and

WHEREAS, Gene was born and raised in Covington, Kentucky, the first son of William and Margaret Schaller and moved with them to the City of St. Louis as a child; and

WHEREAS, after his honorable discharge from the United States Army after World War II, Gene returned to St. Louis where he enrolled in St. Louis University and eventually began his professional career in the field of real estate and insurance; and

WHEREAS, for more than 50 years Gene has served property owners in the Carondelet Neighborhood as a realtor and is an active participant in many community based organizations including the Carondelet Historical Society, South Broadway Merchants Association, the Carondelet Community Corporation and the Carondelet Blow Community Education Center; and

WHEREAS, throughout his life Mr. Schaller has enjoyed the love and support of his late wife, Edna; his children, Mary and Jeanne; his grandchildren, Christopher and Julie and his many friends; and

WHEREAS, Mr. Schaller is an outstanding member of our community and we thank him for his many contributions to the residents of the Carondelet Neighborhood and to all of our citizens;

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to congratulate Eugene G. Schaller on the occasion of his 90th Birthday and we wish him continued peace, good health and happiness 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 21st day of October, 2005 by:

Honorable Matthew Villa, Alderman 11th Ward
Honorable Alfred Wessels, Alderman 13th Ward

Unanimous consent having been obtained Resolution No. 164 stood considered.

President Shrewsbury moved that Resolution No. 164 be adopted, at this meeting of the Board.

Seconded by Mr. Villa.

Carried unanimously by voice vote.

FIRST READING OF RESOLUTIONS

President Shrewsbury introduced Resolution No. 163 and the Clerk was instructed to read same.

Resolution No. 163

WHEREAS, lesbian, gay, and bisexual Americans have served honorably in the Armed Forces throughout United States history and continue to serve with distinction on active duty, including in Iraq and Afghanistan; and

WHEREAS, the Armed Forces are weakened when competent and qualified individuals are involuntarily discharged solely by reason of their sexual orientation; and

WHEREAS, in 1993, Congress passed and the President signed legislation the National Defense Authorization Act of 1994 (Public Law 103-160), that created the "Don't Ask, Don't Tell" policy; and

WHEREAS, the Armed Forces are currently unable to meet their own recruiting goals, while at the same time they are preventing highly qualified and patriotic gay, lesbian, and bisexual Americans from serving solely because of their sexual orientation; and

WHEREAS, America's closest allies, including the United Kingdom, Canada, Australia, and Israel, allow lesbian, gay, and bisexual servicemembers to serve openly in their militaries, and the United Kingdom now actively recruits these servicemembers, and

WHEREAS, the Department of Homeland Security, the Federal Bureau of Investigation, the Defense Intelligence Agency, the National Security Agency, the Central Intelligence Agency, and other federal departments handling national security allow their lesbian, gay and bisexual personnel to serve openly; and

WHEREAS, the majority of American citizens support keeping trained and skilled openly gay, lesbian, and bisexual service members in the military;

NOW THEREFOR BE IT RESOLVED that the Board of Aldermen of the City of St. Louis, Missouri hereby supports H.R. 1059, the Military Readiness Act of 2005, that will replace the current "Don't Ask, Don't Tell" policy with a policy of nondiscrimination based on sexual orientation, and that the Board of Aldermen of the City of St. Louis, Missouri respectfully urges the Congress to pass and the President to sign the Military Readiness Enhancement Act of 2005 (H.R. 1059), thereby ending the discriminatory federal policy of "Don't Ask, Don't Tell" and be it further resolved that we shall transmit copies of this resolution to the President of the United States and to each Senator and Representative in the United States Congress.

Introduced on the 21st day of October, 2005, by:

Honorable James F. Shrewsbury, President
of the Board of Aldermen
Honorable O.L. Shelton, Alderman 4th Ward
Honorable Stephen Gregali, Alderman 14th Ward

Unanimous consent having been obtained Resolution No. 163 stood considered.

President Shrewsbury moved that Resolution No. 163 be adopted, at this meeting of the Board.

Seconded by Mr. Shelton.

Carried unanimously by voice vote.

President Shrewsbury introduced Resolution No. 165 and requested that it be assigned to the Public Utilities Committee for hearing.

Resolution No. 165

Whereas, Laclede Gas Company is the provider of natural gas for both residential and commercial consumers in St. Louis; and

Whereas, Laclede Gas Company has a monopoly on providing said natural gas service to consumers in St. Louis City; and

Whereas, Laclede Gas Company has, in the past, been more focused on customer service, as demonstrated by its safety inspections, annual reads, testing of meters, etc.; and

Whereas, There have been various explosions in St. Louis City, which were caused by faulty natural gas facilities; and

Whereas, Laclede Gas employees have frequently detected potentially dangerous gas

appliances while making safety inspections, annual reads, testing of meters, etc.; and

Whereas, Laclede Gas Company has recently requested that the Missouri Public Service Commission relieve Laclede Gas Company of some of its obligations to conduct inspections, perform meter sampling, etc.; and

Whereas, these proposed changes will harm consumers by reducing annual inspections, increasing the frequency of estimated readings, etc.; and

Whereas, these proposed changes will negatively affect the safety of consumers, their homes and businesses and the overall community of St. Louis City,

NOW THEREFORE BE IT RESOLVED by the St. Louis Board of Aldermen that we oppose the regulatory changes that Laclede Gas has sought before the Missouri Public Service Commission and we direct the Clerk of this Board to spread a copy of this resolution across the minutes of these proceedings and to further prepare a commemorative copy to the end that it may be presented to our honorees at a time and place deemed appropriate by the sponsor.

Introduced on the 21st day of October 2005 by:

Honorable James F. Shrewsbury, President of the Board of Aldermen

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. Troupe, Ms. Young, Mr. McMillan and Ms. Krewson.

Seconded by Mr. Villa.

Carried unanimously by voice vote.

ADJOURNMENT

Mr. Wessels moved to adjourn under rules to return October 28, 2005.

Seconded by Mr. Heitert.

Carried unanimously by voice vote.

Respectfully submitted,
Patrick J. Connaghan, Clerk
Board of Aldermen

BOARD OF PUBLIC SERVICE

REGULAR MEETING

St. Louis, MO – October 25, 2005

Present: Directors Visintainer, Suelmann, Siedhoff, Moore, Simon and President Melton

Absent: Director Bess. (excused)

Request of the Director of Parks, Recreation and Forestry to be excused from the Regular Meeting of October 25, 2005 designating Mr. Daniel Skillman to act in his behalf was received and leave of absence granted.

Minutes of the Regular Meeting of October 18, 2005 were unanimously approved.

The following documents were referred by the Secretary:

October 20, 2005

To the Directors of Public Utilities and Streets: 110593, Southwestern Bell Telephone Co., place 1 4" PVC from manhole on 18th just south of Dr. Martin Luther King and 18th.

To the Directors of Public Utilities and Public Safety: 110594, Kennedy Associates, Inc., subdivide at O'Fallon, 10th, Cass, and 9th in C.B. 578 and 586, 110595, Eichelberger Realty, boundary adjustment at 5821-25 Gravois in C.B. 5332-E, 110596, SKP Properties, LLC, subdivide at 6049 Maple in C.B. 3829.

To the Directors of Health and Hospitals and Public Safety: 110597, Saddler Residential Care Facility II, Inc., conduct a residential care facility at 730 Hodiament.

October 24, 2005

To the Directors of Public Utilities and Streets: 110614, SBC, place a 50 pair cable from utility pole at 3524 Olive, trench 24" deep approx. 40' long from pole to rear of 3547 Olive.

To the Directors of Public Utilities and Public Safety: 110615, Maglio Investments LP, consolidate 3 parcels into one at 3929-31, 3125-27 and 3119-23 Watson, 110616, Robert Brothers Properties, LLC, boundary adjustment and subdivide at 3916 and 3920 San Francisco in C.B. 5464, 110617, Chris Roberts, resubdivide at Jefferson and Armand in C.B. 1382.

To the Director of Streets: 110618, Tower Grove Manor, encroach with banners at 25 locations in the 2700 block of Grand.

To the Directors of Health and Hospitals and Public Safety: 110232, New Northside Child Development Center, amend to conduct day care center at 5939 Goodfellow to 54 children; 4-5 yrs. 28 children, 6 -12 yrs. 26 children.

LETTINGS

Two sealed proposals for the public work advertised under Letting No. 8289 - Surface Transportation Program (STP) Traffic Signal System Improvement Plan, Central Business District were received, publicly opened, read and referred to the President.

Hearings were held on the following matters:

HEARINGS

Hearing No. 8064 - Utopia Salon and Spa, operate massage and/or public bath establishment at 4484 West Pine ordered approved.

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

PRESIDENT

Addendum No. 1 to the plans and specifications for Letting No. 8288 - Residential Sound Insulation Program Part XXXIII at Lambert approved and made part of the original plans.

Missouri Highways and Transportation Commission Municipal Agreement by and between the City of St. Louis and the Missouri Highways and Transportation Commission for public improvement designated at Route I-64, St. Louis City, Mob No. J611246 consisting of constructing an outer road to I-64 (b/t 15th and 18th) approved and President authorized to execute same.

Board declared as emergency work for Design/Build Services for New Picnic Pavilion, O'Fallon Park.

DIRECTORS OF PUBLIC UTILITIES AND STREETS

Application No. 110560, Union Electric d/b/a AmerenUE, break into existing duct and divert duct over to existing duct bank and install conduit on east side of Grand and s/e corner of Grand and alley north of Grand, ordered approved, subject to certain conditions.

DIRECTORS OF PUBLIC UTILITIES AND PUBLIC SAFETY

5 subdivisions ordered approved, as follows, subject to certain conditions: 110595, Eichelberger Realty, 5821-25 Gravois, 110615, Maglio Investments LP, 3929-31, 3125-27 and 3119-23 Watson, 110583, Owen Development, 3641 and 3645 Olive in C.B.

2287, 110403, Elizab LC, 2753-55 Accomac in C.B. 1353, 110587, Vera Whirley, 2723 and 2719-21 Rutger.

DIRECTOR OF PUBLIC SAFETY

16 Conditional Use Permits ordered approved, as submitted by the Hearing Officer, per Board Order No. 766.

The following documents were not listed on the Posted Agenda: 269038-42.

Adjourned to meet Tuesday, November 1, 2005 at 1:45 P.M.

Marjorie L. Melton, P.E.
President

ATTEST:

Darlene A. Plump
Secretary

PUBLIC NOTICE

A public hearing will be held by the Board of Adjustment at 1:30 p.m. on **Wednesday, November 2, 2005**, in Room 208 City Hall to consider the following:

APPEAL #8455 - Hearing for Eisenhoffer Auto Sales to consider the revocation of a use variance for an occupancy permit, with conditions, authorizing the Appellant to operate an auto repair business (expanding current used auto sales business with the same conditions) at 3429 Watson Rd. **WARD 23 #AO336586-05 ZONE: "F" - Neighborhood Commercial District**

APPEAL #8525 - Appeal filed by St. Louis Corner Market, from the determination of the Board of Public Service in the denial of an occupancy permit authorizing the Appellant to operate a meat/ produce/ grocery/deli/grill with outside seating at **4445 Morganford. WARD 14 #AO339701-05 ZONE: "F" - Neighborhood Commercial District**

APPEAL #8526 - Appeal filed by Demond Signs Inc, from the determination of the Building Commissioner in the denial of a building permit authorizing the Appellant to install one projecting sign on a canopy per plans (illuminated) at 3914 Lindell Blvd. **WARD 17 #AB348631-05 ZONE: "H" - Area Commercial**

APPEAL #8527 - Appeal filed by Belas Arts, from the determination of the Building Commissioner in the denial of an occupancy permit authorizing the Appellant to have a full drink restaurant, office, retail sales of art, and restaurant wholesale items at 1854 Russell. **WARD 7 #AO351831-05 ZONE: "C" - Multiple Family Dwelling District**

APPEAL #8528 - Appeal filed by Ultimate Car Care & Service, from the determination of the Building Commissioner in the denial of an occupancy permit authorizing the Appellant to operate an auto detailing and wash business at 3210 S. Compton. **WARD 20 #AO348722-05 ZONE: "F" - Neighborhood Commercial District**

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

By authority of the Board of Adjustment.

E. Smoot, Chairman

PUBLIC NOTICE

The Building Division is seeking a contract for a Court Reporter to record proceedings of the Board of Adjustment and Board of Building Appeals. Must submit written Statement of Interest and Qualifications. Applicants must be certified and in good standing with the Missouri Board of Certified Court Reporter Examiners; must have at least three years experience in recording and transcribing administrative proceedings; must submit three letters of reference.

For more information, contact Charlene Deeken in the Director of Public Safety's Office at 622-3391. Closing date is 11/4/05 at 5:00 p.m.

INVITATION TO BID

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

Bid # 650-000643 - Property Envelope

Sealed bids for 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, November 11, 2005 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 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.stlouisicity.com/livingwage>.

CAROL SHEPARD
DIRECTOR OF PURCHASING
PHONE # 314-444-5608

PUBLIC SALE OF SURPLUS PROPERTY

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

SURPLUS PROPERTY -

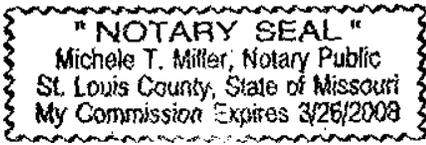
**Equipment, Furniture,
Computer Equipment & Monitors**

Sealed bids for 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.

day and year first above written.

Michele T. Miller
Notary Public

My Commission Expires: 3-26-08



STATE OF MISSOURI)
) SS
CITY OF ST. LOUIS)

On this 22nd day of July, 2005, before me appeared STEVEN A. BROWN, to me personally known, who, being by me duly sworn, did say that he is the as Manager of HIGHLAND HOTEL, LLC, a Missouri liability company, that said instrument was signed on behalf of said limited liability company and that this instrument to be the free act and deed of said limited liability company.

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.

Michele T. Miller
Notary Public

My Commission Expires: 3-26-08

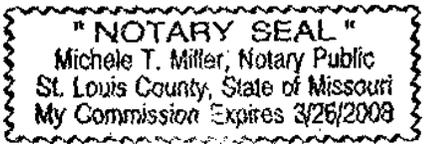


Exhibit A
Legal Description
of the District Boundaries

Lot 7 of Resubdivision of Lot 5B of the Resubdivision of Lot 4 and Lot 5 of Highlands at Forest Park, a subdivision according to the plat thereof recorded in Plat Book 09212004 Page 0030 of the Recorder of Deeds Office in the City of St. Louis, Missouri, and being located in Block 4002 of the City of St. Louis, Missouri.

Less and excepting the air space (and all improvements therein) located above the horizontal plane located at 523.00 feet above sea level over the property described below.

A tract of land being part of Lot 7 of Resubdivision of Lot 5B of the Resubdivision of Lot 4 and Lot 5 of Highlands at Forest Park, a subdivision according to the plat

thereof recorded in Plat Book 09212004 Page 0030 of the Recorder of Deeds Office in the City of St. Louis, Missouri, and being located in Block 4002 of the City of St. Louis, Missouri, and being more particularly described as follows:

Commencing at the Southeast corner of above said Lot 7; thence North 83 degrees 00 minutes 15 seconds West along the Southerly line of above said Lot 7 a distance of 6.59 feet; thence departing last said Southerly line North 06 degrees 59 minutes 45 seconds East 1.00 feet to the POINT OF BEGINNING of the herein described tract; thence North 83 degrees 00 minutes 15 seconds West 181.50 feet; thence North 06 degrees 59 minutes 45 seconds East 309.21 feet; thence South 83 degrees 00 minutes 15 seconds East 181.50 feet; thence South 06 degrees 59 minutes 45 seconds West 309.21 feet to the POINT OF BEGINNING and containing 56,122 square feet or 1.288 acres more or less.

CERTIFICATE

I, the Clerk of the Circuit Court of the City of St. Louis, State of Missouri, hereby certify that on this 16th day of September, 2005, pursuant to Section 238.216 of the Revised Statutes of Missouri, as amended, the attached Unanimous Petition of Property Owners has been submitted to this office and I have verified the authenticity of all signatures thereon based upon their notarized signatures as they appear on this Unanimous Petition of Property Owners. The filing of said Petition shall constitute an election under Section 238.200 to 238.275 of the Revised Statutes of Missouri, as amended the results of which I have entered upon the records of the Circuit Court of the City of St. Louis, State of Missouri.

SEAL

[Signature]

Clerk of Circuit Clerk
St. Louis, Missouri

DEPARTMENT OF PERSONNEL

NOTICE OF EXAMINATIONS

The City of St. Louis, Department of Personnel, 1114 Market Street, Room 700, announces competitive Civil Service examinations to fill vacancies in the Municipal Service.

The last date for filing an application for the following examination is **NOVEMBER 4, 2005.**

**AIRFIELD PAINTER/
MAINTENANCE WORKER**
(Lambert-St. Louis International Airport®)
Prom. 1111
(PROMOTIONAL EXAMINATION
OPEN TO PERMANENT CITY
EMPLOYEES ONLY)
\$33,254 to \$46,384 (Annual Salary Range)

The last date for filing an application for the following examination is **NOVEMBER 10, 2005.**

BUDGET ANALYST

Prom./O.C. 1127
\$38,168 to \$57,252 (Annual Salary Range)

Vacations, Holidays, Sick Leave, Social Security, and Employee Retirement System Benefits privileges are provided in addition to salary.

Application forms and further information concerning duties of positions, desirable and necessary qualifications, relative weights of examination components, and duration of eligible lists may be secured at the office of the Department of Personnel, 1114 Market Street, Room 700, St. Louis MO 63101. Applications can be submitted on the Internet. Visit the city web site at www.stlouiscity.com and link to Jobs with the City.

Richard R. Frank
Director

October 26, 2005

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. Please contact the License Collector, Room 104 City Hall, St. Louis, Missouri, 63103 or phone (314) 622-4528. You may also refer to our on-line site at www.stlouiscity.com.

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 Mr. Larry Thurston, at (314) 551-5005, or can be accessed at <http://www.stlouis.city.com/living wage>.

**3" TURBO TYPE,
CLASS 2 WATER METER**
for furnishing the Water Division per Req. 1275.

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.

The right to reject any and all bids is reserved.

Freddie L. Dunlap
Supply Commissioner
(314) 622-4580
www.stlouis.missouri.org

**SUPPLY
COMMISSIONER**

Office of the Supply Commissioner, Room 324, City Hall, 1200 Market Street, St. Louis, Missouri 63103, Tuesday, **November 1, 2005** - 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.

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.

TUESDAY, NOVEMBER 22, 2005

**LEGAL SIZE
3 DRAWER FILE CABINETS**

for furnishing the Circuit Court per Req. 4.

