

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, September 24, 2010.

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

City of St. Louis Board of Aldermen
Chambers September 24, 2010.

The roll was called and the following
Aldermen answered to their names: Bosley,
Moore, Ford-Griffin, Young, Conway,
Ortmann, Vollmer, Heitert, Wessels, Florida,
Baringer, Roddy, Kennedy, Davis, Schmid,
French, Boyd, Vaccaro, Waterhouse, Cohn,
Williamson, Krewson and President Reed. 23

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

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

None.

**INTRODUCTION OF
HONORED GUESTS**

None.

**APPROVAL OF MINUTES
OF PREVIOUS MEETING**

None.

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

To the President of the Board of
Aldermen:

I wish to report that on the 24th day of
September, 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. 113
(Floor Substitute)**

An ordinance enacted pursuant to Section 56.540, Revised Statutes of Missouri to repeal Ordinance No. 68542 relating to the Office of the Circuit Attorney of the City of St. Louis, allocating the positions established by said Section 56.540, R.S.Mo. to classes with grades and a schedule setting minimum and maximum salaries for such grades by repealing Section Two and replacing said Section with provisions of this ordinance, providing that such salaries be paid bi-weekly; providing for payment of overtime wages on an hourly basis at the bi-weekly rate when such overtime is authorized as necessary by the Circuit Attorney and containing an emergency clause.

**Board Bill No. 117
(Floor Substitute)**

An ordinance relating to the employees and salaries of the Office of the Recorder of Deeds; repealing Ordinance No. 67804 pertaining to the office of the Recorder of Deeds and enacting in lieu thereof a new ordinance pertaining to the same subject matter and containing an emergency clause.

**Board Bill No. 123
(Committee Substitute)**

An ordinance pertaining to the Firemen's Retirement System; repealing Ordinance 65541; with severability and emergency provisions.

**Board Bill No. 124
(Committee Substitute)**

An ordinance pertaining to accumulated sick leave for employees who are members of the Fire Department and the Firemen's Retirement System; with severability and emergency provisions.

**Board Bill No. 30
(Committee Substitute)**

An Ordinance requiring all employees under the Classified Service Plan be covered by the standards as established under The Occupational Safety and Health Act of 1970 (OSH Act).

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
September 24, 2010
Honorable Board of Aldermen
Room 230 City Hall
St. Louis, Missouri 63103

Dear Members of the Board:

I have the pleasure to submit the following individual for appointment to the St. Louis Housing Authority:

The appointment of Ms. Shelby Watson, who resides at 1136 Washington Avenue, 63101 and whose term will expire on July 20, 2014.

I respectfully request your approval of this appointment.

Sincerely,
FRANCIS G. SLAY
Mayor

Mr. Wessels moved to approve the following individual for appointment to the St. Louis Housing Authority: Shelby Watson.

Seconded by Mr. Schmid.

Carried unanimously by voice vote.

City of St. Louis
Room 200 City Hall
1200 Market Street
St. Louis, MO 63103
(314) 622-3201
September 24, 2010
Honorable Board of Aldermen
Room 230 City Hall
St. Louis, Missouri 63103

Dear Members of the Board:

I have the pleasure to submit the following individual for appointment to the Affordable Housing Commission:

The appointment of Mr. Derrick L. Thomas, who resides at 3443 Minnesota, 63118, and whose term will expire on June 30, 2013.

I respectfully request your approval of this appointment.

Sincerely,
FRANCIS G. SLAY
Mayor

Mr. Wessels moved to approve the following individual for appointment to the Affordable Housing Commission: Derrick L. Thomas.

Seconded by Mr. Schmid.

Carried unanimously by voice vote.

City of St. Louis
Room 200 City Hall
1200 Market Street
St. Louis, MO 63103
(314) 622-3201
September 24, 2010
Honorable Board of Aldermen
Room 230 City Hall

St. Louis, Missouri 63103

Dear Members of the Board:

I have the pleasure to submit the following individual for reappointment to the Civil Rights Enforcement Commission:

The reappointment of Ms. Gail Farwell, who resides at 4324 McPherson Ave., 63108, and whose term will expire on November 21, 2013.

I respectfully request your approval of this appointment.

Sincerely,
FRANCIS G. SLAY
Mayor

Mr. Schmid moved to approve the following individual for reappointment to the Civil Rights Commission: Gail Farwell.

Seconded by Mr. Waterhouse.

Carried unanimously by voice vote.

PETITIONS & COMMUNICATIONS

None.

**BOARD BILLS FOR PERFECTION
- INFORMAL CALENDAR**

None.

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

None.

**RESOLUTIONS
- INFORMAL CALENDAR**

None.

**FIRST READING
OF BOARD BILLS**

Board Member Davis introduced by request:

Board Bill No. 156

An ordinance authorizing and directing the Street Commissioner to take all necessary actions to honorarily designate the 3500 block of Park Avenue as "Dr. Amanda L. Murphy Avenue."

Board Member Boyd introduced by request:

Board Bill No. 157

An ordinance prohibiting the issuance of any package liquor license for any non-licensed premises within the boundaries of the Twenty-Second Ward Liquor Control District, as established herein, for a period of three years from the effective date hereof; containing exceptions and allowing, during the moratorium period, for the transfer of existing licenses, under certain circumstances; and containing an emergency clause.

Board Member Vollmer introduced by

request:

Board Bill No. 158

An ordinance repealing Ordinance 67917 and 68052 prohibiting the issuance of any package or drink liquor licenses for any currently non-licensed premises within the boundaries of the Tenth Ward Liquor Control District, as established herein, for a period of three years from the effective date hereof; containing an exception allowing, during the moratorium period, for the transfer of existing licenses, under certain circumstances, the issuance of a drink license to persons operating a restaurant at a previously non-licensed premises, and allowing package liquor at two locations and enacting in lieu thereof a new ordinance relating to the same subject matter; and containing 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

None.

Intergovernmental Affairs

None.

Legislation

None.

Neighborhood Development

None.

Parks and Environmental Matters

None.

Personnel and Administration

None.

Public Employees

None.

Public Safety

Board Bills No. 157 and 158.

Public Utilities

None.

Streets, Traffic and Refuse

Board Bill No. 156.

Transportation and Commerce

None.

Ways and Means

None.

SECOND READING AND REPORT OF STANDING COMMITTEES

None.

REPORT OF SPECIAL COMMITTEES

None.

PERFECTION CONSENT CALENDAR

None.

BOARD BILLS FOR PERFECTION

None.

THIRD READING CONSENT CALENDAR

None.

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

None.

REPORT OF THE ENROLLMENT COMMITTEE

None.

COURTESY RESOLUTIONS CONSENT CALENDAR

President Reed introduced Resolutions No. 182 through 189 and the Clerk was instructed to read same.

Resolution No. 182

Pastor Alexander Haskin, Sr.

WHEREAS, Pastor Alexander Haskin, Sr. is the eldest son of four to Theo and Merky Haskin Sr.; and

WHEREAS, Pastor Haskin has been a long time active attendant of Sunday School and member of the choir; and

WHEREAS, Pastor Haskin accepted Jesus Christ as his Lord and Savior at the age of eleven; and

WHEREAS, Pastor Haskin is a proud graduate of Soldan High School and married his high school love, Barbara Jean Bell, October 24, 1976 and they were blessed with two children Dionne and Alex, Jr, as well as their grandson Aaron Johnson; and

WHEREAS, Pastor Haskin accepted his calling from God in 1991, under the leadership of Dr. George L. McFoulon, pastor of Hopewell Baptist Church, who also nurtured and encouraged him to further his education; and

WHEREAS, Pastor Haskin, holds a Bachelor of Science in Theology with a minor in Christian Ministry from St. Louis Christian College and received mentoring in the ministry from Dr. Donald Ray McNeal, Pastor Haskin reached another level in his ministry; and

WHEREAS, Pastor Haskin was blessed with the knowledge of the special purpose God had for his life so he pursued Pastorship here at Oak Grove Baptist Church where he was installed as Pastor on October 16, 2005.

Today Pastor Haskin is celebrating five years of service to his church family and community, while looking forward to many more years of service.

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to recognize Pastor Alexander Haskin for his dedication and commitment to his congregation and 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 17th day of September, 2010 by

Honorable Kacie Starr Triplett, Alderwoman 6th Ward

Resolution No. 183

Sister Noreen McGowan, FSM

WHEREAS, Sr. Noreen McGowan served as director of nursing when Cardinal Glennon Memorial Hospital for Children opened its doors on July 5, 1956; and

WHEREAS, on September 30, 2010 Sr. Noreen McGowan will, at age 96, conclude a 56-year career at SSM Cardinal Glennon Children's Medical Center, and also taught for nursing for years at St. Louis University; and

WHEREAS, Sr. Noreen McGowan has made it her life's work to provide selfless service to children and their families; and

WHEREAS, the Franciscan Sisters of Mary have made significant contributions to health care in St. Louis; and

WHEREAS, Sr. Noreen McGowan has brought comfort and compassion to countless families for over five decades.

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis that we pause in our deliberation to recognize the many achievements of Sister Noreen McGowan, FSM and the comfort and compassion she has provided to St. Louis families and we further direct the Clerk of this Board to spread 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 24th day of September, 2010 by:

Honorable Joseph Roddy, Alderman 17th Ward

Resolution No. 184

James Prentice McFadden

WHEREAS, we pause in our

deliberations to note the untimely passing of longtime St. Louis resident, James Prentice McFadden; and

WHEREAS, James Prentice McFadden made his arrival as the second of two children born to James and Myrtle (Williams) McFadden on October 30, 1928. He was born in Jackson, Tennessee and moved to St. Louis, at the age of two. James graduated from Washington Technical High School and then went on to a business college where he received a certificate of completion; and

WHEREAS, James accepted Christ at an early age. Over his lifetime he attended some of the local churches, but his favorite and truly his home church was Union Memorial. He loved everything about the church and the people and the Pastors were truly a family to him. His membership spanned decades. He talked about the Pastors he was under and how he could feel the love of Christ through them. Notably he spoke recently of Dr. Doggett and Pastor Kosh. He really felt a connection with them and experienced the presence of God through their teachings; and

WHEREAS, James enlisted in the military in 1951 and was in the Korean War and received a bronze star for heroism; and

WHEREAS, in 1955 James was united in Holy Matrimony with Josephine Walker to this union one child was born. Their son, Darryl, made him very proud and he was the spitting image of him. Josephine brought a daughter to this relationship, Yvette, and James was very fond of her and thought of her like his own; and

WHEREAS, James, or as most people called him Jim, was a true businessman. He was known to start up businesses and have success with them at a young age. He started a small paper route which grew to much larger proportions, so much so that he hired some friends to help him with getting the newspapers out. James started the Nor-Side TV Shop in 1960, while driving buses for Bi-State Development. He loved driving buses and repairing televisions. He had a special friend who worked for him; Freeman Bosley, Sr. and they got along great and loved the business. He later started the McFadden Realty and Insurance Company which is still in existence today. He has sold real estate to some of the most notable people around St. Louis. He has sold insurance for companies such as Blue Cross Blue Shield, Travelers and various small companies. As recently as three years ago, GEICO offered him a position as a regional manager but James wanted to sit back and relax by this time and just enjoy life; GEICO made this offer to him three times in

the past seven years; and

WHEREAS, later in life James met and married Georgia Harrison and the two of them shared twelve exciting years together. James leaves to cherish his memory his devoted wife, Georgia; a loving son Darryl (Ana) McFadden of Fort Worth, Texas; a devoted and loving daughter, Barbara (Drew) Nelson; three step-daughters, Yvette (Melvin), Katherine (Tommie) and Trina all of St. Louis. He has three wonderful grandchildren to carry on his legacy, Mya Easaw, Katrina and Kalen McFadden and many cousins and friends. He was preceded in death by his parents and sister, Rose Lee Price. Also some friends who deserve special mention are Arthur Matthews, Sam Nichols and James Cole and the many co-workers of Hertz Car Rental.

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 James Prentice McFadden. to the citizens of the City of St. Louis and we join with his many friends in expressing our sorrow at his 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 McFadden family, at a time and place deemed appropriate by the Sponsor

Introduced on the 17th day of September, 2010 by:

Honorable Freeman Bosley, Sr., Alderman 3rd Ward

**Resolution No. 185
Overseer Tommie C. Ringo**

WHEREAS, we have been apprised that Christ Deliverance Ministry is celebrating their Founder's Day on September 24, 2010; and

WHEREAS, Overseer Tommie C. Ringo is the Senior Pastor of Christ Deliverance Ministry at 725 Goodfellow Blvd. St. Louis, Missouri. He is a graduate of Missouri Baptist College and has been a minister of the gospel since his youth; and

WHEREAS, Overseer Ringo organized New Mount Gideon West in 1976 with a handful of people. About four years later he built a new church at 725 Goodfellow Boulevard, which is the present site; and

WHEREAS, in 2002 the name of the church was changed to Christ Deliverance Ministry because the Lord had truly delivered the people of the church; and

WHEREAS, some community outreach programs in which Overseer Ringo has been involved are: Career Day for youth and adults (presenters would come share their experiences), host for Mrs. Culpepper's

Homicide Victims of Crime for many years, Back to School Rally and Health Fair for 13 years (give school supplies to 500 + youth and screenings for adults), Host Father from Chicago "One Church One Child" (adoption of children in a Christian home) and Thanksgiving Baskets were donated to Ford Elementary School students and their families.

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to recognize the many accomplishments of Overseer Tommie C. Ringo and we wish him continued success and accomplishment 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 honorees at a time and place deemed appropriate by the Sponsor.

Introduced on the 24th day of September, 2010 by:

Honorable Frank Williamson, Alderman 26th Ward

**Resolution No. 186
Betty Finneran**

WHEREAS, Betty Finneran graduated from Harris Teachers' College in St. Louis and began teaching in the elementary schools in 1943; and

WHEREAS, In 1956, after receiving her Master's Degree from St. Louis University, she joined the Social Studies Department at Roosevelt High School until she retired from teaching in 1989; and

WHEREAS, in addition to being an excellent teacher, Betty is also dedicated to the St. Louis Teachers Union- Local 420. She served two terms as President of Local 420 and ten years as Treasurer and ten years as Secretary of the union; and

WHEREAS, she also served on the Executive Board of the American Federation of Teachers for ten years; and

WHEREAS, upon retirement, she organized the retired teachers into a Retiree Chapter and chaired this for nineteen years, until 2009. Betty continues as an active member of this chapter.

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to recognize the many contributions of Betty Finneran 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 24th day of September, 2010 by:

Honorable Joseph Vaccaro, Alderman 23rd Ward

**Resolution No. 187
Elmer Wendell Hill Sr.**

WHEREAS, we have been apprised that Elmer Wendell Hill Sr. will soon be celebrating his 90th birthday. He was born on October 10, 1920, in St. Louis to parents Claude and Myrtle Hill; and

WHEREAS, he is the 3rd child born; siblings include Claudell Givens (95), Altha Robinson (93), Leroy Hill (87), Mildred McCulley (84), Maybelle Hollins (82) and Wendell Hill (81); and

WHEREAS, he was married to the love of his life, Dolly for 51 years. They had 6 children: Marilyn Stone, Gwendolyn Brown, Elmer Hill Jr., Louis Hill, Gregory Hill and Michelle Hayden. Elmer Wendell Hill has 18 grandchildren (1 deceased) and 22 great-grandchildren (1 deceased); and

WHEREAS, he graduated from L'Overture Grade School in 1935 and Vashon High School in 1939. While attending Vashon, he was an outstanding scholar-athlete playing football (All-State), basketball (All-State) and track and field (Captain) where he set multiple records in the 880 and mile. He received a full scholarship to attend Arkansas State-Pine Bluff until his studies were interrupted to fight in World War II; and

WHEREAS, he served in United States Army from September 12, 1942 to November 23, 1945, with the 69th Division - 273rd Infantry during World War II as one of the few African Americans that volunteered for the front line fighting along the Rhine River in Germany. His highest grade achieved was 1st Sergeant; and

WHEREAS, he was employed with the United States Civil Service from 1946 until 1982, when he retired as a Logistical Management Specialist; and

WHEREAS, he is known in the Midwest as an outstanding Bridge card player - accumulating many trophies and awards over many years; and

WHEREAS, he is well-respected and fondly called "DA" by his family and the many people who have adopted him as their father; and

WHEREAS, he dedicated his life to God and joined Pleasant Green M. B. Church in October 2008.

NOW THEREFORE BE IT

RESOLVED by the Board of Aldermen of the City of St. Louis that we pause in our deliberation to wish Elmer Wendell Hill Sr. a happy 90th birthday and we further direct the Clerk of this Board to spread 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 24th day of September, 2010 by:

Honorable Joseph Roddy, Alderman 17th Ward

**Resolution No. 188
Midland Optical**

WHEREAS, Midland Optical started in 1955, and had several owners until 1989. The company was actually planning on closing until Matt Iovaldi bought it; and

WHEREAS, in 1989 Matt purchased the company at the age of 29. Matt is a St. Louis University High School St. Louis University graduate, majoring in Accounting. Matt's family is from the St. Louis Hills area, where Midland Optical moved to 8 years ago; and

WHEREAS, for the past 21 years, Mr. Iovaldi has been the president, growing the company to approximately 175 employees and producing over 30 million dollars in sales annually; and

WHEREAS, in February 2005, Matt partnered with the Essilor Corporation to help continue in growing the business; and

WHEREAS, "We Do More..." isn't just the company tag line, it is the company culture instilled by Matt. Midland's goal is to provide eye care professionals with highest caliber of optical solutions. Midland is the leading optical lab committed to supporting the eye care practices in ways that exceed their expectations for service, performance, and quality; and

WHEREAS, with an in house coating and surfacing center, Midland offers quick service and ensures premium quality on the best selling lens treatments. Midland's focus on technology guarantees the customers are receiving the leading edge of materials, technology, products and processes; and

WHEREAS, Midland Optical has a customer loyalty rating higher than most optical labs in the country. "We Do More..." is the Midland way; and

WHEREAS, Midland Optical is committed to the City of St. Louis as demonstrated by their intent to stay at their location on 59th Street and having just completed a multi-million dollar renovation of their facility.

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to recognize Midland Optical 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 24th day of September, 2010 by:

Honorable Joseph Vollmer, Alderman 10th Ward

**Resolution No. 189
Officer Jeffrey Watts Stone**

WHEREAS, we have been apprised that Jeffrey Watts Stone, is retiring from the Saint Louis Metropolitan Police Department after 20 years of dedicated service; and

WHEREAS, on December 21, 1990, he became a Commissioned Officer; and

WHEREAS, Officer Stone started as a patrolman in the 7th District, became a detective in Area II Detective Bureau, Violent Crime Task Force, Mobile Reserve Unit, Homicide for 13 years and finished career on night patrol in the 6th District; and

WHEREAS, Officer Stone received two Chief's Letters of Commendation in 2000 and 2002. He also was named Officer of the Month on five occasions; May 2001, May 2000, February 1994, November 1993 and November 1991; and

WHEREAS, other awards he received include: Department Award of Excellence (3 times) - March 1994, April 1994, February 1991; Illinois State Police Certificate of Recognition - 2002 and Drug Enforcement Administration Certificate of Appreciation for Outstanding Contributions in the field of Drug Law Enforcement - 2002; and

WHEREAS, Officer Stone was honored as Officer of the Year in 1993 and received numerous Letters of Recognition throughout his career; and

WHEREAS, he was featured on national network television series - "Women Behind Bars" which spotlighted one of the most brutal crimes in the City of St. Louis; and

WHEREAS, Officer Stone is married to Carla Stone and has two children, Maxwell Stone and Madison Stone.

NOW THEREFORE BE IT RESOLVED by the Board of Aldermen of the City of St. Louis that we pause in our deliberations to extend a sincere thanks to Officer Jeffrey Watts Stone for his long and

productive service to the City of St. Louis and the St. Louis Metropolitan Police Department and we express our best wishes to him for good health and happiness in his well-deserved retirement 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 24th day of September, 2010 by:

Honorable Donna Baringer, Alderwoman 16th Ward

Unanimous consent having been obtained Resolutions No. 182 through 189 stood considered.

President Reed moved that Resolution Nos. 182 through 189 are adopted, at this meeting of the Board.

Seconded by Ms. Florida.

Carried unanimously by voice vote.

FIRST READING OF RESOLUTIONS

None.

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. Flowers, Ms. Triplett, Mr. Villa and Mr. Carter.

Seconded by Mr. Heitert.

Carried unanimously by voice vote.

ADJOURNMENT

Mr. Wessels moved to adjourn under rules to return October 1, 2010.

Seconded by Mr. Heitert.

Carried unanimously by voice vote.

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

BOARD OF PUBLIC SERVICE

REGULAR MEETING

St. Louis, MO - September 28, 2010

Board met at 1:45 P.M.

Present: Directors Skouby, Waelterman, Siedhoff and Bess.

Absent: Directors Rice-Walker and Bryson and President Bradley. (excused)

Requests of the Directors of Health and Hospitals, the Director of Public Safety and the President of Board of Public Service to be excused from the Regular Meeting of September 28, 2010 was read and leaves of absence granted.

In the absence of the President, Board of Public Service, the Director of Streets was appointed President pro tem.

Minutes of the Regular Meeting of September 21, 2010 were unanimously approved.

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

PRESIDENT

Preliminary approval given with the caveat that within 30 days of award, C. Rallo Contracting submit an updated Workforce Diversity Plan to SLATE that addresses the shortfall for women (3.08%) and city residents (19.55%) as required by Ordinance No. 68412.

Letting No. 8436 -America's Center Kitchen Renovation, C. Rallo Contracting Co Inc., 5000 Kemper Avenue, St. Louis, MO 63139, Amount: \$2,629,000.00

Preliminary approval given and 10 days granted in which to sign same:

Letting No. 8441 - Goodfellow Improvements (Lillian to Halls Ferry Circle), Midwest Mudjacking and Construction Co. Inc., 250 Hawning Road, St. Charles, MO 63301, Amount: \$2,312,092.24

Letting No. 8442 - Concourses Interior Signage, Airport Experience Program, Lambert-St. Louis International Airport®, Geograph Industries Inc., 475 Industrial Drive, Harrison, OH 45030, Amount: \$192,163.21

Agreement for Commission of Public Artwork, South Grand Great Streets Improvement Project with Ben Fehrmann, 1133 Macklind Avenue, St. Louis, Missouri 63110 for the maximum agreement amount of

\$30,000.00 approved and President authorized to execute same.

General Conditions for Contracts funded by the Federal Highway Administration dated September 28, 2010 ordered approved.

Emergency Work Orders issued for the months of July and August 2010 by the President and Facilities Management Division, Board of Public Service ordered approved.

PRESIDENT AND DIRECTOR OF STREETS

Application No. 116978, 8000 Michigan LLC., encroach with wheelchair ramp at 7024 Pennsylvania ordered approved, subject to certain conditions.

PRESIDENT AND PUBLIC SAFETY

Application No. 116977, Barnes Jewish Hospital, encroach with underground oxygen line across Parkview Place at the northwest corner of Euclid and Forest Park Parkway ordered approved, subject to certain conditions.

DIRECTOR OF PUBLIC UTILITIES

A Private Communications System License Agreement between the City of St. Louis and Xiolink Communications, LLC. Licensee is granted a limited license to use specific portions of the public right-of-way and/or other public places pursuant to the terms and conditions hereof for the purposes of construction, operation, use, replacement, reconstruction or maintenance of a Communications Transmission System consisting of fiber-optics conduits, approved and President authorized to execute same.

The Board declared as emergency all necessary repairs to the Atomic Absorption Spectrophotometer at the Chain of Rocks Laboratory ordered approved.

DIRECTORS OF PUBLIC UTILITIES AND STREETS

2 Permits ordered approved, subject to certain conditions as follows: 116554, Habco Partnership Inc., amend with new conduit at Davis and Michigan to run west on Davis approximately 150', 7' south of the previously approved line and 2' off existing north curb line of Davis and, 117017, John Hecht, encroach with footing (30" underground) to garage at 1218 Lami (7" in city right of way).

DIRECTORS OF PUBLIC UTILITIES AND PUBLIC SAFETY

5 Permits ordered approved, subject to certain conditions as follows: 116985, Raymond Lee, consolidate land at 1123 and 1125-27 Obear in C.B. 2469.02, 116986, Gateway Gastroenterology and Herpetology LLC., consolidate land at 4510-4524 Delmar

in C.B. 4556, 116987, St. Louis University, consolidate land at 3200 and 3300 blocks of LaSalle, Hickory and Rutger in C.B. 2159, 2160, 2163 and 2164, 116988, St. Louis University, consolidate land at 3518 to 3554 Olive and 3539 to 3545 Lindell in C.B. 1059 and, 117016, Bobby Battle, consolidate land at 2130-32 East Prairie in C.B. 3308.

DIRECTOR OF STREETS

2 Permits ordered approved, subject to certain conditions as follows: 116989, AmerenUE, encroach with 55' illuminated monument at northwest corner of Chouteau and 18th Street and, 117011, Souldard Oktoberfest, hang 35 banners from poles on Broadway from Souldard Market to Anheuser Busch (both sides).

DIRECTORS OF PUBLIC SAFETY

10 Conditional Use Permits ordered approved as submitted by the Hearing Officer, per Board Order No. 766: 117018, 2218 Edwards, construct modular garage - rear (zoning only), 117019, 4840 Hamburg, custom t-shirt business (office use only) home occupancy wavier, 117020, 5367 Pershing, personal chef business (office use only) home occupancy wavier, 117021, 4427 So. 38th Street, janitorial cleaning business (office use only) home occupancy wavier, 117022, 5485-87 Union, daycare center, 34 children, 117023, 6152 Delmar, sit-down and carryout restaurant with sidewalk seating (no liquor), 117024, 5474-76 No. Kingshighway, daycare, 60 children, 117025, 3223 Morganford, full drink bar and restaurant, 117026, 4629 Natural Bridge and, 117027, 1039-43 No. Grand, interior and exterior alterations (per plans) for community center.

Agenda Items for September 28, 2010 ordered approved.

The Board Adjourned to meet Tuesday, October 5, 2010.

Todd Waelterman
President pro tem

ATTEST:

Cherise D. Thomas
Secretary

PUBLIC NOTICE

A public hearing will be held by the Board of Adjustment at 1:30 p.m. on **Wednesday, October 13, 2010** in Room 208 City Hall to consider the following:

APPEAL #9617 – Appeal filed by Creative Nursery and Preschool, from the determination of the Building Commissioner in the denial of a home occupancy waiver authorizing the Appellant to operate a home daycare at 5704 Murdoch Ave. **WARD 16**

Home Occupancy Waiver ZONE: “A” – Single Family Dwelling District

APPEAL #9618 – Appeal filed by Majestic Beauty Creations, from the determination of the Building Commissioner in the denial of an occupancy permit authorizing the Appellant to operate a beauty & nail salon with retail sales of hair and beauty products at 3509 N. 14th Street. **WARD 3 #AO481513-10 ZONE: “C” – Multiple Family Dwelling District**

APPEAL #9619 – Appeal filed by D & F Grocery, from the determination of the Building Commissioner in the denial of an occupancy permit authorizing the Appellant to operate a grocery store with deli, cooking and beer & wine at 3430 Itaska. **WARD 25 #AO481407-10 ZONE: “B” – Two Family Dwelling District**

APPEAL #9620- Appeal filed by David Lyons, from the determination of the Board of Public Service in the denial of a building permit authorizing the Appellant to amend Condition #5 to allow outdoor cooking at 5705 Page. **(Amend) WARD 22 #AB479850-10 ZONE: “F” – Neighborhood Commercial District BPS#116819**

APPEAL #9621 – Appeal filed by Choice Realty St. Louis, from the determination of the Building Commissioner in the denial of an occupancy permit authorizing the Appellant to operate a real estate office in existing business at 3612 Arsenal. **WARD 15 #AO482677-10 ZONE: “B” – Two Family Dwelling District**

APPEAL #9622 – Appeal filed by Gateway Stone Fabricators LLC, from the determination of the Building Commissioner in the denial of an occupancy permit authorizing the Appellant to operate an office and warehouse business of fabrication of countertops/cabinets at 1410 N. 14th Street. **WARD 5 #AO482204-10 ZONE: “J” – Industrial District**

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

By authority of the Board of Adjustment.

S. Cunningham, Chairman

PUBLIC NOTICE

A public hearing will be held by the Board of Adjustment at 1:30 p.m. on **Wednesday, October 20, 2010** in Room 208 City Hall to consider the following:

APPEAL #9623 – Appeal filed by Fast Signs, from the determination of the Building

Commissioner in the denial of a building permit authorizing the Appellant to erect one fluorescent projecting sign, per plans, at 916 Olive. **WARD 7 #AB482441-10 ZONE: “T” – Central Business District**

APPEAL #9624 – Appeal filed by Bill Yount Sign & Electric, from the determination of the Building Commissioner in the denial of a building permit authorizing the Appellant to erect two wall signs and two ground signs, neon and fluorescent, per plans, at 4630 Lindell. **WARD 17 #AB482164-10 ZONE: “E” – Multiple Family Dwelling District**

APPEAL #9625 – Appeal filed by Rosalita’s Cantina, from the determination of the Building Commissioner in the denial of a building permit authorizing the Appellant to erect one illuminated projecting sign, per plans, at 1235 Washington. **WARD 5 #AB483339-10 ZONE: “T” – Central Business District**

APPEAL #9626 – Appeal filed by Loftworks, from the determination of the Building Commissioner in the denial of a building permit authorizing the Appellant to complete interior and exterior alterations to renovate an existing warehouse as an agricultural business incubator and a 56 unit multi-family dwellings at 101-217 Cass. **WARD 7 #AB483270-10 ZONE: “K”- Unrestricted District**

APPEAL #8925 – Appeal filed by 5017 Washington 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 professional offices at 5017 Washington. **(Cont) WARD 28 #AB411101-07 ZONE: “B” – Two Family Dwelling District**

APPEAL #9595 – Appeal filed by Allen Services, from the determination of the Board of Public Service in the revocation of a conditional use permit authorizing the Appellant to have outside storage of dumpsters at 2909-15 N. Broadway. **(Revocation Cont) WARD 5 #BPS112032 ZONE: “K” – Unrestricted District #AO-381259-06**

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

By authority of the Board of Adjustment.

S. Cunningham, Chairman

PUBLIC NOTICE

A Conditional Use Hearing will be held in Room 208 City Hall at 8:30 a.m. on

Thursday October 14, 2010 on the following conditional uses:

6569 Lindenwood - Home Occupancy Waiver - The Con Artist (Retail Sales of Jewelry/Internet & Art Show/Office Use Only) "A"-Single Family Dwelling District. Te **Ward 23**

4647 Hampton - #AO-483651-10-Strike A Pose Photography (Photography Studio/Ste. 201W) "F" Neighborhood Commercial District. Pmg **Ward 16**

3515 S. Kingshighway - #AO-483781-10 - Crystal Bar & Restaurant (Full Drink Bar & Restaurant) "F" Neighborhood Commercial District. Pmg **Ward 10**

5009 Virginia - #AO-483824-10-Discount Grocery, LLC (Grocery Store w/ Deli/No Liquor/No Cooking) "F" Neighborhood Commercial District. Pmg **Ward 25**

4525 Aldine - #AO-483664-10 - Raggedy Ann & Andy Learning Center (Daycare/20 Children/10 Infants/10 2 ½ to 13yrs./1st & 2nd fl/6am to 6Midn./M-F) "C" Multiple Family Dwelling District. Te **Ward 15**

6601 Michigan - #AO-481062-10 - Michigan Market (Convenience Store w/5% Beer/1st fl) "F" Neighborhood Commercial District. Pmg **Ward 11**

4140 S. Broadway - #AO-481519-10 - Walgreen's (Retail Sales/Pharmacy/Full Package Liquor) "F" Neighborhood Commercial District. Te **Ward 9**

3720 N. Kingshighway - #AO-481518-10 - Walgreen's (Retail Sales/Pharmacy/Full Package Liquor) "F" Neighborhood Commercial District. Te **Ward 1**

3002a S. Jefferson - #AO-482855-10 - Massage By Taylor Rae (Massage Therapy Office/Ste. 201) "F" Neighborhood Commercial District. Pmg **Ward 9**

PUBLIC NOTICE

A Conditional Use Hearing will be held in Room 208 City Hall at 8:30 a.m. on **Thursday October 21, 2010** on the following conditional uses:

5072 Minerva - Home Occupancy Waiver - Caring Errands, LLC (Errand Service/Office Use Only) "B"-Two Family Dwelling District. Pmg **Ward 18**

4601 S. Spring - Home Occupancy Waiver - The HVAC Guy (Heating & Cooling/Office Use Only) "A" Single Family Dwelling District. Pmg **Ward 25**

3444 Missouri - Home Occupancy Waiver - Clean Burn Alternative Fuels (Research & Development/Office Use Only) "C" Multiple Family Dwelling District. Pmg **Ward 9**

5428 Page - Home Occupancy Waiver - Stoughton Construction Co. LLC (Construction/Office Use Only) "B" Two Family Dwelling District. Te **Ward 26**

1200 Ranken - #AB-482769-10-Alberici Construction (Construct Recreation Facility per Plans) "C" Multiple Family Dwelling District. Bl **Ward 19**

6229 Gravois - #AO-483854-10-Gravois resale Store (Resale Shop/Clothes/Furniture/etc.) "F" Neighborhood Commercial District. Pmg **Ward 13**

2600 Hampton - #AO-483904-10 - Joey B's On the Hill (Parking Lot w/17 Stalls for Restaurant Business & Inside Storage of Dry Goods)"F" Neighborhood Commercial District. Pmg **Ward 10**

6407 Michigan - #AO-484105-10 - Los Apaseos Mexican Grocery Store (Grocery Store w/Beer & Wine Sales/No Cooking/1st fl S) "F" Neighborhood Commercial District. Pmg **Ward 11**

1705 S 7th St. - #AO-484113-10 - Dre's Bar & Grill (Restaurant/Full Drink Bar/Patio & Sidewalk Seating "G" Local Commercial and Office District. Pmg **Ward 7**

CITY OF ST. LOUIS LAMBERT-ST. LOUIS INTERNATIONAL AIRPORT®

Solicitation For Bids (SFB) for AC CHILLER MAINTENANCE & REPAIR SERVICES

SEALED BIDS WANTED

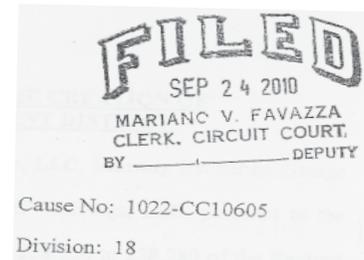
Bidding documents may be obtained at **Lambert St. Louis International Airport® - Airport Properties Division**, Monday through Friday between 8:30 a.m. and 5:00 p.m., or by calling (314) 426-8174. This SFB may also be obtained by visiting our website at www.flystl.com (Click on "Business").

Robert Salarano
Airport Properties Division Manager

PUBLIC NOTICE

The City of St. Louis, pursuant to Ordinance 68603, is seeking vendors for the Downtown Vending District, which includes both the Downtown Vending District and the City parks located within said District. **The**

permits are for a period of January 1, 2011 through December 31, 2013. The minimum annual fee for a Vendor's Permit is \$500 per year. A vendor is required to operate a minimum of 90 days per year for a minimum of 4 hours per day. The "Downtown Vending District" is the area bounded by the east side of Fourth Street on the east, and the centerlines of Cole Street on the north, Eighteenth Street on the west, and Chouteau Street on the south. Vendors shall be selected based upon the criteria set forth in the Solicitation for Permit Applications, which may be obtained from the Parks Department at 5600 Clayton Avenue, 314-289-5344, or the Streets Department at 1900 Hampton Avenue, 647-3111, Sta. 1009. **The last day for filing applications for the Vending District is October 15, 2010.**



IN THE CIRCUIT COURT OF THE
CITY OF ST. LOUIS
STATE OF MISSOURI

IN RE THE CREATION OF THE

RAILWAY EXCHANGE BUILDING
TRANSPORTATION DEVELOPMENT
DISTRICT,

RAILWAY EXCHANGE OWNER, LLC, a
Missouri limited liability company,

and

RAILWAY EXCHANGE GARAGE
OWNER, LLC, a Missouri limited liability
company,

and

RAILWAY EXCHANGE LOT OWNER,
LLC, a Missouri limited liability company,

and

S&P HOLDINGS, LLC, a Missouri limited
liability company,

Petitioners,

vs.

THE CITY OF ST. LOUIS, MISSOURI, a
city and political subdivision duly organized
and existing under its charter and the
Constitution and laws of the State of Missouri,
acting by and through its Board of Aldermen,

Serve: Patti Hageman
 City Counselor
 City Counselor's Office
 1200 Market Street
 St. Louis, MO 63103

Parrie L. May
 City Register
 1200 Market Street
 St. Louis, MO 63103

and

**THE MISSOURI HIGHWAYS AND
 TRANSPORTATION COMMISSION,**

Serve: Pamela Harlan
 Secretary to the Commission
 105 West Capitol Avenue
 Jefferson City, Missouri 65102

Respondents.

Cause No: 1022-CC10605
 Division: 18

**SECOND AMENDED PETITION FOR
 THE CREATION OF
A TRANSPORTATION
 DEVELOPMENT DISTRICT**

COME NOW Petitioners, Railway Exchange Owner, LLC, Railway Exchange Garage Owner, LLC, Railway Exchange Lot Owner, LLC, and S&P Holdings, LLC, pursuant to the Missouri Transportation Development District Act, Sections 238.200 to 238.280 of the Revised Statutes of Missouri, as amended (the "TDD Act"), and petition the Court for the purpose of creating a transportation development district (the "District"), and in support thereof state as follows:

THE PARTIES

1. Petitioner, Railway Exchange Owner, LLC, a Missouri limited liability company, is the owner of record of real property identified as parcel number 1280000111, which is located within the proposed District and within the City of St. Louis. Such property is depicted as Parcel 1 on the map contained in **Exhibit A**, a copy of which is attached hereto and incorporated herein by this reference.

2. Petitioner, Railway Exchange Garage Owner, LLC, a Missouri limited liability company, is the owner of record of real property identified as parcel numbers 1290000200, 1290001400, 1290001200, 1290001600, and 1290000400, which are located within the proposed District and within the City of St. Louis. Such property is depicted as Parcel 2 on the map contained in **Exhibit A**.

3. Petitioner, Railway Exchange Lot Owner, LLC, a Missouri limited liability company, is the owner of record of real property identified as parcel number 1290001800, which is located within the proposed District and within the City of St. Louis. Such property is depicted as Parcel 3 on the map contained in **Exhibit A**.

4. Petitioner, S&P Holdings, LLC, a Missouri limited liability company, is the owner of record of real property identified as parcel numbers 1290000101, 1290000102 and 1290000174, which are located within the proposed District and within the City of St. Louis. Such property is depicted as Parcel 4 on the map contained in **Exhibit A**.

5. Petitioners are the owners of record of all of the real property located within the proposed District.

6. Respondent City of St. Louis, Missouri, in its capacity as a "local transportation authority" within the meaning of Section 238.202.1(4) of the TDD Act, is an incorporated political subdivision of the State of Missouri in which the District will be located, and is an affected local transportation authority under Section 238.207.4(2) of the TDD Act.

7. Respondent Missouri Highways and Transportation Commission is the constitutional authority responsible for constructing and maintaining the Missouri highway system and is a necessary party under Section 238.207.4(2) of the TDD Act.

BACKGROUND

8. Petitioners desire to create the District under the TDD Act for the sole purpose of funding the Transportation Project (as further described herein) through the imposition of a transportation development district sales tax (the "Sales Tax") pursuant to Section 238.235 of the TDD Act. The proceeds of the Sales Tax will be deposited into a special trust fund and used for the sole purpose of funding the Transportation Project.

PETITION REQUIREMENTS

9. There are no persons eligible to be registered voters residing within the proposed District.

10. The name and address of each owner of record of the real property and improvements located within the proposed District are as follows:

Railway Exchange Owner, LLC
 706 Demun
 Clayton, MO 63105

Railway Exchange Garage Owner, LLC
 706 Demun

Clayton, MO 63105

Railway Exchange Lot Owner, LLC
 706 Demun
 Clayton, MO 63105

S&P Holdings, LLC
 1108 Olive, Suite 100
 St. Louis, MO 63101

11. The name and address of each Respondent is as follows:

The City of St. Louis, Missouri
 1200 Market Street
 St. Louis, MO 63103

The Missouri Highways and
 Transportation Commission
 105 West Capitol Avenue
 Jefferson City, Missouri 65102

12. The proposed District is contiguous pursuant to Section 238.207.3(1) of the TDD Act.

13. The proposed District's boundaries are generally as follows: Locust Street to the North; 7th Street to the West; Pine Street to the South; and 6th Street to the East. A map of the proposed District illustrating the proposed District's boundaries is attached as **Exhibit A**. The legal description of the property to be included in the proposed District is set forth in **Exhibit B**, a copy of which is attached hereto and incorporated herein by this reference.

14. Petitioners propose that the Transportation Project be undertaken by the District. A general description of the Transportation Project, including the approximate location of each project, is set forth in **Exhibit C**, a copy of which is attached hereto and incorporated herein by this reference.

15. The estimated project costs for the Transportation Project are expected to be \$4,460,000 and the anticipated revenues to be collected from the Transportation Project are \$4,460,000.

16. The name of the proposed District will be the "Railway Exchange Building Transportation Development District".

17. The board of directors of the District will be composed of five (5) members.

18. The terms of office of the initial members of the board of directors of the District will be staggered, the two members receiving the highest number of votes will have an initial three-year term, the two members receiving the next highest number of votes will have an initial two-year term, and the member receiving the fewest votes will have an initial one-year term. After the initial terms, all

members of the board of directors of the District will be elected for three-year terms. The Respondents shall appoint one or more advisors to the board of directors of the District as provided in Sections 238.220.4 and 238.220.5 of the TDD Act.

19. The sole source of funding for the project costs of the Transportation Project will be the proceeds of the Sales Tax to be imposed within the District. Pursuant to Section 238.235 of the TDD Act, the District may impose the Sales Tax upon approval of the "qualified voters" (as defined in Section 238.202.2(2) of the TDD Act) of the proposed District and, pursuant to Section 238.216.1(3) of the TDD Act, with respect to transportation development districts such as the proposed District formed by the petition of all of the owners of property within the District, the filing of a unanimous petition shall constitute the approval of the qualified voters at an election. Pursuant to Section 238.235.1(1) of the TDD Act, the Sales Tax may be imposed at a rate in increments of one-eighth of one percent up to a maximum of one percent on the receipts from the sale at retail of all tangible personal property or taxable services at retail within the District, if such property and services are subject to taxation by the State of Missouri pursuant to the provisions of Sections 144.010 to 144.525 of the Revised Statutes of Missouri, as amended, except such Sales Tax shall not apply to the sale or use of motor vehicles, trailers, boats or outboard motors nor to all sales of electricity or electrical current, water and gas, natural or artificial, nor to sales of service to telephone subscribers, either local or long distance. Pursuant to Section 238.235.1 of the TDD Act, the board of directors of the proposed district will be requested to adopt a resolution imposing such Sales Tax at a rate not to exceed one percent (1.0%) and will request that the Sales Tax be submitted to the qualified voters for approval. By unanimous petition of the owners of all property within the District, the owners shall provide their unanimous consent and approval with respect to whether the District shall impose a sales tax within the District at the rate of up to one percent (1.0%) for up to 40 years. The Petitioners desire to seek voter approval of the imposition of the TDD Sales Tax at a rate not to exceed one percent (1.0%), to (i) pay costs of financing or refinancing the Transportation Project, (ii) reimburse the Petitioners for the costs of filing and defending this Petition as authorized by Section 238.217 of the TDD Act, (iii) pay the principal of, premium, if any, and interest on bonds, notes or other obligations issued pursuant to Section 238.240 or 238.242 of the TDD Act to fund the costs of financing or refinancing the Transportation Project, and

(iv) to pledge such TDD Sales Tax to the City of St. Louis, Missouri (or an authority located within the City of St. Louis, Missouri with the power to issue obligations) for the repayment of obligations issued with respect to the redevelopment of the real property located within the District, at least a portion of which shall be issued on behalf of the District with respect to the Transportation Project.

20. The proposed District will not be an undue burden on any owner of property within the District and is not unjust or unreasonable.

21. The District's proposed budgeted expenditures, including estimated expenditures for real physical improvements, estimated land acquisition expenses, estimated expenses for professional services and estimated interest charges, is set forth in **Exhibit D**, a copy of which is attached hereto and incorporated herein by this reference.

**DISSOLUTION OF THE DISTRICT
AND REPEAL OF THE SALES TAX**

22. Petitioners, as owners of record of all real property located within the proposed District, may file a petition with the Court seeking to dissolve the District prior to the meeting at which the board of directors of the District will be elected. After election of the board of directors of the District, the District shall be dissolved only in compliance with Section 238.275 of the TDD Act.

23. In no event shall the Sales Tax be repealed, in whole or in part, nor the District be dissolved, until payment in full and satisfaction of all transportation development revenue bonds, transportation development revenue notes or other obligations, singly or in series, issued by the District in furtherance of the Transportation Project, except in accordance with the TDD Act.

WHEREFORE, the Petitioners request that the Court enter a judgment and decree pursuant to the TDD Act:

1. Finding and certifying that this Petition is not legally defective and that the Respondents have been duly served with process in this action or otherwise properly appear in this action;
2. Finding and certifying that the proposed District is contiguous pursuant to Section 238.207.3(1) of the TDD Act;
3. Finding and certifying that the proposed District is neither illegal nor unconstitutional;
4. Finding and certifying that the

proposed District is not an undue burden on any owner of property within the District and is not unjust or unreasonable;

5. Finding and certifying that all of the real property located within the proposed District will benefit from District undertaking the Transportation Project;
6. Finding and certifying that the Transportation Project is an authorized "project" within the meaning of 238.202.1(5) of the TDD Act;
7. Finding and certifying that there are no persons eligible to be registered voters residing within the proposed District and that the owners of record of the real property and improvements located within the proposed District are the "qualified voters" pursuant to Section 238.202.2(2)(b) of the TDD Act;
8. Finding and certifying that the proposed District is properly, duly, and lawfully organized;
9. Finding and certifying that the District is established as a political subdivision pursuant to and in accordance with the TDD Act for the sole purpose of funding the Transportation Project through the imposition of the Sales Tax;
10. Finding and certifying that the proposed funding method and mechanism is neither illegal nor unconstitutional and shall be certified for qualified voter approval pursuant to Section 238.210.2 of the TDD Act;
11. Ordering a public hearing to be held on the creation and funding of the District.
12. Ordering a meeting of the owners of record of all real property within the District in the manner provided by Section 238.220.2(1) of the TDD Act at a specified day and hour in a public place in the City of St. Louis, Missouri, for the purpose of electing the board of directors of the District, to be composed of five (5) owners or representatives of owners of real property in the District;
13. Ordering the first meeting of the board of directors of the District as provided in Section 238.222.2 of the TDD Act at a specified day and

hour;

- 14. Ordering that the sales tax imposed pursuant to Section 238.235 shall become effective on the first day of the second calendar quarter after the Missouri Department of Revenue receives notification of the tax as provided in Section 238.235.1(3).

Petitioners further request that the Court make any additional finding and order and grant such other further relief which the Court deems necessary and proper.

HUSCH BLACKWELL SANDERS LLP
By: 
Sarah C. Hellmann, #50373
Justin M. Stephens, #58928
190 Carondelet Plaza, Suite 600
St. Louis, MO 63015

EXHIBIT A

MAP OF PROPOSED DISTRICT

RAILWAY EXCHANGE BUILDING TDD



EXHIBIT B**DISTRICT LEGAL DESCRIPTION**

A tract of land consisting of the majority of City Block 128 and City Block 129 in the City of St. Louis, Missouri, and being more particularly described as follows:

Beginning at a point, said point being the intersection of the south right-of-way line of Locust Street and the east right-of-way line of 7th Street; thence southeasterly along south right-of-way line of Locust to the intersection of the south right-of-way line of Locust Street and the west right-of-way line of 6th Street; thence southwesterly along the west right-of-way line of 6th Street to the intersection of the north right-of-way line of Olive Street and the west right-of-way line of 6th Street; thence southwesterly along the west right-of-way line of 6th Street to the intersection of the south right-of-way line of Olive Street and the west right-of-way line of 6th Street; thence southwesterly along the west right-of-way line of 6th Street to the intersection of the west right-of-way line of 6th Street and the northeast corner of that parcel having an address of 207 N. 6th Street, currently or formerly owned by C.A.G. Properties L.L.C. (also known as City of St. Louis Tax Assessor Parcel ID 1290001000); thence northwesterly along the north line of said parcel to the east right-of-way line of a 15' W north-south alley; thence southwesterly along the east right-of-way line of said 15' W north-south alley to a point on the north right-of-way line of Pine Street; thence northwesterly along the north right-of-way line of Pine Street to the intersection of the southeast corner of that parcel having an address of 617 Pine Street, currently or formerly owned by James Angelos (also known as City of St. Louis Tax Assessor Parcel ID 1290001300); thence northeasterly along east line of said parcel to the northeast corner of said parcel; thence northwesterly along north line of said parcel to the northwest corner of said parcel; thence southwesterly along the west line of said parcel to the intersection of the north right-of-way of Pine Street and the southwest corner of said parcel; thence northwesterly along the north right-of-way line of Pine Street to the intersection of the north right-of-way line of Pine Street and the east right-of-way line of 7th Street; thence northeasterly along the east right-of-way line of 7th Street to the intersection of the east right-of-way line of 7th Street and the southwest corner of that parcel having an address of 216 N. 7th Street, currently or formerly owned by the Jack, Catherine A, Louis, & Eunice Berkley Trust (also known as City of St. Louis Tax Assessor Parcel ID 1290001500); thence southeasterly along the south line of said parcel to the southeast corner

of said parcel; thence northeasterly along the east line of said parcel to the northeast corner of said parcel; thence northwesterly along the north line of said parcel to the intersection of the east right-of-way line of 7th Street and the northwest corner of said parcel; thence northeasterly along the east right-of-way line of 7th Street to a point on the east right-of-way line of 7th Street, also being the northwestern point of that portion of 7th Street vacated by Ordinance #50495; thence southeasterly 12 feet along the northern line of that portion of 7th Street vacated by said Ordinance #50495 to a point on the east right-of-way line of 7th Street; thence northeasterly along the east right-of-way line of 7th Street to the intersection of the east right-of-way line of 7th Street and the south right-of-way line of Olive Street; thence southeasterly along the south line of Olive Street to the intersection of the south right-of-way line of Olive Street and the northwest corner of that parcel having an address of 614 Olive Street, currently or formerly owned by Neil Tober Trs (also known as City of St. Louis Tax Assessor Parcel ID 1290000300); thence southwesterly along the west line of said parcel to the southwest corner of said parcel; thence southeasterly along the south line of said parcel to the southeast corner of said parcel; thence northeasterly along the east line of said parcel to the intersection of the south right-of-way line of Olive Street and the northeast corner of said parcel; thence northeasterly to a point on the north right-of-way of Olive Street, directly across from the northeast corner of said parcel; thence northwesterly along the north right-of-way line of Olive Street to the intersection of the north right-of-way line of Olive Street and the east right-of-way line of 7th Street; thence northeasterly along the east right-of-way line of 7th Street to the Point of Beginning.

Together with all intervening streets and alleys, including a portion of Olive Street and a 15' W. north-south alley in City Block 129.

EXHIBIT C**General Description of the
Transportation Project**

The Transportation Project as a whole may include, but may not necessarily be limited to, the following: (i) acquisition, construction, reconstruction and repair of streets, parking lots or garages and other related improvements; (ii) construction of public access areas (including ingress and egress) to the District and assisting and/or funding the same; (iii) construction, reconstruction, relocation, installation, and repair of streets, roads, signing, and other improvements referenced in Section 238.202

RSMo. (2000) and assisting and/or funding the same; (iv) acquisition of right-of-way or easement rights necessary for any or all of the Transportation Project improvements (provided that the District shall not have the right to acquire any interest in property except by consensual agreement with the owner thereof, without resorting to condemnation of such interest in property or any threat of condemnation thereof); or (v) other improvements located within or adjacent to the parking lot or garage right-of-way or street and roads including but not limited to trees, lighting, landscaping and/or other decorative features.

The Transportation Project costs shall also include, but are not limited to: (1) the costs associated with the operation and maintenance of the Transportation Project; (2) costs of land acquisition, settlement and transfer, including relocation costs, taxes, surveys and other professional fees (provided that the District shall not have the right to acquire any interest in property except by consensual agreement with the owner thereof, without resorting to condemnation of such interest in property or any threat of condemnation thereof); (3) costs for demolition, earth work, erosion control, including paving, sanitary sewers, storm drainage, water systems and retention basins, provisions for utilities, including electric, gas, telephone, fiber optic cable, as well as landscaping, street lighting and environmental engineering and abatement; (4) costs for replacement of existing roadway surfaces, curbs and gutters, replacement or installation of sidewalks, traffic/pedestrian signalization, signage, street lighting and landscaping; (5) costs for legal fees, and engineer's fees, construction cost financing, placement fees and interest and shall also provide for builder's risk insurance, design, engineering, development, project management, architect and contractor fees, as well as all other professional costs associated with the Transportation Project, including accounting and appraisal fees; and (6) the administrative, legal and accounting costs associated with the creation and existence of the District.

The approximate locations of the Transportation Project improvements are as follows: the boundaries of the District are: Locust Street to the North; 7th Street to the West; Pine Street to the South; and 6th Street to the East.

EXHIBIT D**Proposed Budgeted Expenditures**

Estimated Expenditures	
real physical improvements	\$0.00

acquisition of leasehold interest in surface parking lot	\$1,200,000.00
professional services related to District formation and ongoing administration	\$250,000.00
interest charges	\$3,010,000.00
TOTAL	\$4,460,000.00

**Missouri Circuit Court
Twenty-Second Judicial Circuit
(City of St. Louis)**

IN RE THE FORMATION OF THE
CROWNE PLAZA TRANSPORTATION
DEVELOPMENT DISTRICT

Cause No. 1022-CC02765

STL 200 N. 4TH LLC,

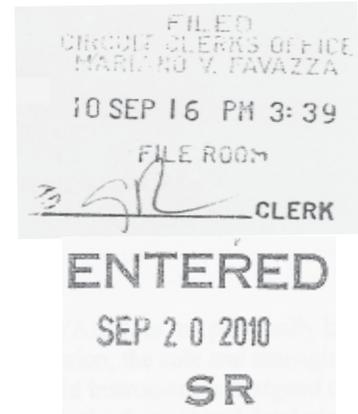
Division 18

Petitioner,

vs.

MISSOURI HIGHWAY AND
TRANSPORTATION COMMISSION AND
CITY OF ST. LOUIS, MISSOURI,

Respondents.



Unanimous Verified Petition of Property Owners

The undersigned entity constitutes all of the owners of the real property within the Crowne Plaza Transportation Development District (a legal description and map illustrating the boundaries of which is attached hereto as Exhibit 1 and incorporated herein by reference), and hereby unanimously approves the following measure:

Shall the Crowne Plaza Transportation Development District impose a transportation development district-wide sales tax at the rate of one percent (1%) for a period of not more than forty (40) years from the date on which such tax is first imposed for the purposes of providing revenues sufficient to repay any advances by STL 200 N. 4th LLC or a related thirdparty; paying Transportation Project Costs, paying District Administrative Costs, or paying principal of, premium (if any), and interest on any TDD Obligations issued by the District to finance Transportation Project Costs and District Administrative Costs, as such terms are defined in the Judgment and Order of the Circuit Court of the City of St. Louis, Cause No. 1022-CC02765, Division No. 18, entered on September 3, 2010; or for any other purpose authorized in the Missouri Transportation Development District Act, Sections 238.200 to 238.280 of the Revised Statutes of Missouri, as amended?

Yes: STL 200 N. 4th LLC

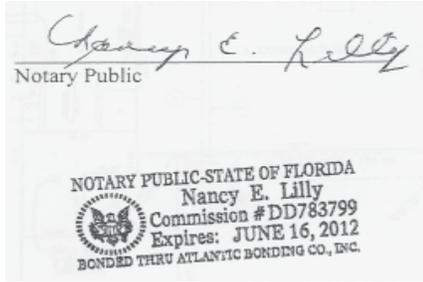
By its Sole and Managing Member:
BARCHESTER CORPORATION,
a Connecticut corporation,

By: 
Joseph Seravalli, President

STATE OF FLORIDA)
) ss
COUNTY OF VOLUSIA)

On this 16th day of September, 2010, before me appeared JOSEPH SERAVALLI, to me personally known, who, being by me duly sworn, did say that he is the President of Barchester Corporation, the sole and managing member of STL 200 N. 4th LLC., a Delaware limited liability company, and that said instrument was signed on behalf of said limited liability company by authority of its members and managers as 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.



My term expires:

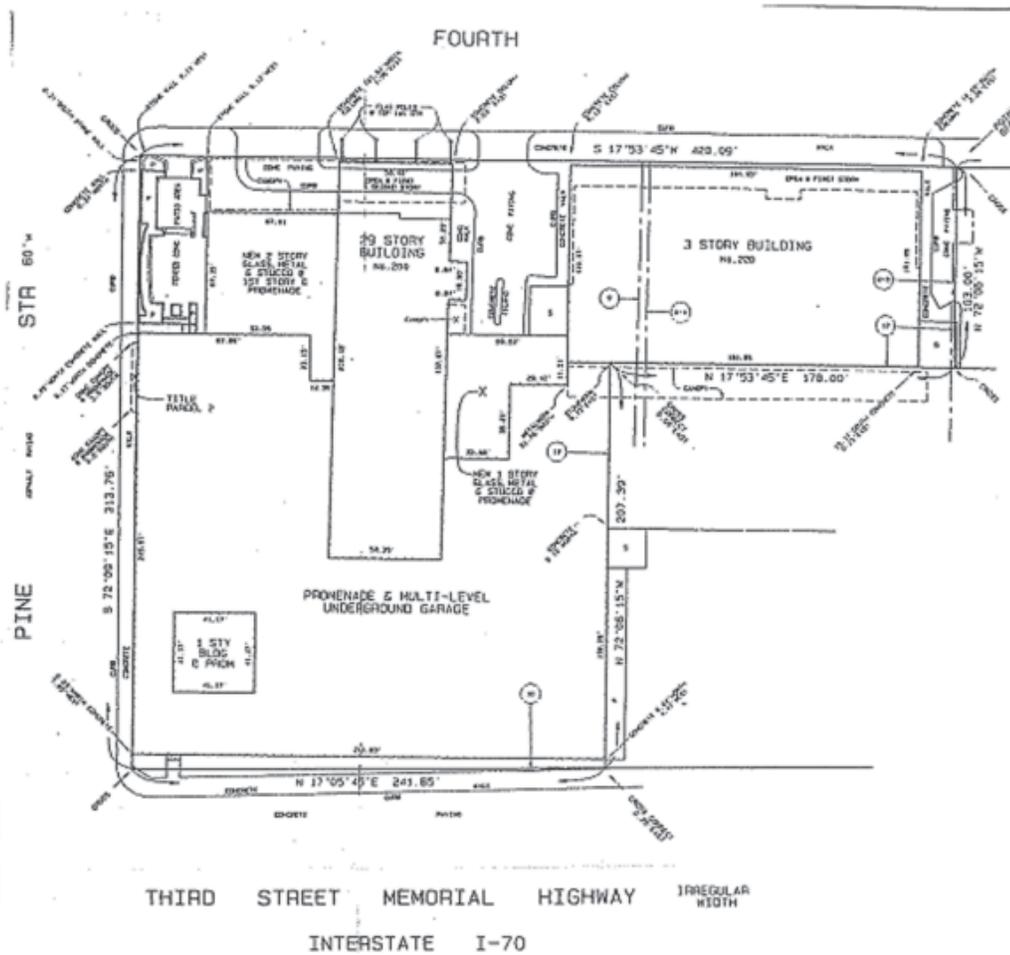
Exhibit 1

LEGAL DESCRIPTION AND BOUNDARY MAP

CROWNE PLAZA TRANSPORTATION DEVELOPMENT DISTRICT

Legal Description

A tract of land in Block 6490 (formerly part of Blocks 87 and 88), of the City of St. Louis, Missouri; said tract being more particularly described as follows: COMMENCING at the point of intersection of the eastern line of Fourth Street, 80 feet wide, with the southern line of Washington Avenue, irregular width: thence S 15° 14' W 148.67 feet, S 18° 17' 30" W 38.56 feet and S 17° 53' 45" W 474.60 feet along the eastern line of said Fourth Street, to the point of BEGINNING of the tract herein described: thence continuing S 17° 53' 45" W 420.09 feet along the eastern line of said Fourth Street, to the northern line of Pine Street, 60 feet wide; thence S 72° 09' 15" E 313.76 feet along the northern line of said Pine Street, to the western line of Third Street Memorial Highway / Interstate I-70, irregular width; thence N 17° 05' 45" E 241.85 feet along the western line of said Third Street Memorial Highway; thence N 72° 06' 15" W 207.39 feet; thence N 17° 53' 45" E 178.00 feet; thence N 72° 06' 15" W 103.00 feet, to the eastern line of said Fourth Street and the point of beginning, and containing 93,846 Square Feet or 2.1544 Acres.



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

I MARIANO V. FAVAZZA, Clerk of the Circuit Court within and for the City of St. Louis, State of Missouri, do hereby certify that the foregoing are true copies of original documents on files and recorded in my office for the following case
UNANIMOUS VERIFIED PETITION OF PROPERTY OWNERS

St. Louis City case number 1022-CC02765

WITNESS my hand and SEAL of said Court this 24TH day of SEPTEMBER, 2010.


Mariano V. Favazza
Circuit Clerk

By: 
Deputy Clerk



SEAL of the CIRCUIT COURT

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 **OCTOBER 15, 2010.**

HVAC FOREMAN

Prom. 1731
(OPEN TO PERMANENT CITY EMPLOYEES ONLY)
\$41,834 to \$66,456 (Annual Salary Range)

The last date for filing an application for the following examination is **OCTOBER 22, 2010.**

EXECUTIVE ASSISTANT II

Prom./O.C. 1730
\$62,946 to \$93,912 (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

September 29, 2010

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.

OFFICE OF THE MAYOR REQUEST FOR SEALED PROPOSALS

Development of Innovative Techniques For Financing Energy Efficiency Improvements To Privately Owned Properties In the City Of St. Louis

Sealed bids will be received by the City of St. Louis Office of the Mayor, 1200 Market Street, City Hall – Room 200, Attn: Catherine Werner, Sustainability Director, until 4:00 p.m. C.S.T., **October 26, 2010.** Bids submitted will be opened at a public opening at that time and place.

The Bid documents may be obtained from the City of St. Louis Community Information Network website: <http://stlouis.missouri.org> under the **Other Popular Online Services** section at the **RFQs RFPs & Bids** link.

Catherine Werner, Sustainability Director
Office of the Mayor

OFFICE OF THE MAYOR REQUEST FOR SEALED PROPOSALS

A Greenhouse Gas Emissions Inventory For The City Of St. Louis And Additional Alternative 1: Climate Action Plan Development

Sealed bids will be received by the City of St. Louis Office of the Mayor, 1200 Market Street, City Hall – Room 200, Attn: Catherine Werner, Sustainability Director, until 4:00 p.m. C.S.T., **October 26, 2010.** Bids submitted will be opened at a public opening at that time and place.

The Bid documents may be obtained from the City of St. Louis Community Information Network website: <http://stlouis.missouri.org> under the **Other Popular Online Services** section at the **RFQs RFPs & Bids** link.

Catherine Werner, Sustainability Director
Office of the Mayor

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 La Queta Russell-Taylor, at (314) 426-8185, or can be accessed at <http://www.mwdbe.org/living wage>.

SUPPLY COMMISSIONER

Office of the Supply Commissioner,
Room 324, City Hall, 1200 Market Street,
St. Louis, Missouri 63103, Tuesday,
October 5, 2010 - INFORMAL and
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.

TUESDAY, OCTOBER 12, 2010

FLASHCAM 880 DIGITAL SYSTEMS
for Street Department per Req. #48. (LC)

TUESDAY, OCTOBER 19, 2010

THERE WILL BE A MANDATORY PRE-BID MTG FOR RFQ #290 & #291 REFURBISHING OF 1 QUINT HOOK & LADDER TRUCK AND SEVEN (7) QUINT FIRE TRUCKS. THE MEETING WILL BE AT 10:00 AM, 1200 MARKET STREET, CITY HALL, ROOM 324, ST. LOUIS, MO 63103.

VENDORS MUST HAVE A REPRESENTATIVE PRESENT AT THE MEETING IN ORDER TO BID.

TUESDAY, OCTOBER 26, 2010

10 YARD REFUSE BODY
for Street Department per Req. #58. (SC)

WEDNESDAY, OCTOBER 27, 2010

75 FT. QUINT FIRE TRUCKS TO BE REFURBISHED
for Equipment Services Division per Req. #290. (SC)

125 FT. AERIAL FIRE TRUCK TO BE REFURBISHED
for Equipment Services Division per Req. #291. (SC)

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 or in the City Journal.

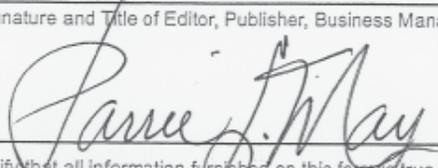
The right to reject any and all bids is reserved.

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



Statement of Ownership, Management, and Circulation
(All Periodicals Publications Except Requester Publications)

1. Publication Title The City Journal		2. Publication Number 1 1 4 - 5 4 0		3. Filing Date 9-15-10
4. Issue Frequency Weekly		5. Number of Issues Published Annually 52		6. Annual Subscription Price \$30.00
7. Complete Mailing Address of Known Office of Publication (Not printer) (Street, city, county, state, and ZIP+4®) Register, City of St. Louis, Room 118, City Hall Tucker & Market, St. Louis, MO 63103				Contact Person Parrie L. May Telephone (Include area code) 314-622-4145
8. Complete Mailing Address of Headquarters or General Business Office of Publisher (Not printer) Register, City of St. Louis, Room 118, City Hall Tucker & Market St., St. Louis, MO 63103				
9. Full Names and Complete Mailing Addresses of Publisher, Editor, and Managing Editor (Do not leave blank)				
Publisher (Name and complete mailing address) Parrie L. May, City Register, Room 118, City Hall, Tucker & Market St., St. Louis, MO 63103				
Editor (Name and complete mailing address) SAME AS ABOVE				
Managing Editor (Name and complete mailing address) SAME AS ABOVE				
10. Owner (Do not leave blank. If the publication is owned by a corporation, give the name and address of the corporation immediately followed by the names and addresses of all stockholders owning or holding 1 percent or more of the total amount of stock. If not owned by a corporation, give the names and addresses of the individual owners. If owned by a partnership or other unincorporated firm, give its name and address as well as those of each individual owner. If the publication is published by a nonprofit organization, give its name and address.)				
Full Name		Complete Mailing Address		
City of St. Louis Register Office		Room 118, City Hall, Tucker & Market St., St. Louis, MO 63103		
11. Known Bondholders, Mortgagees, and Other Security Holders Owning or Holding 1 Percent or More of Total Amount of Bonds, Mortgages, or Other Securities. If none, check box <input checked="" type="checkbox"/> None				
Full Name		Complete Mailing Address		
12. Tax Status (For completion by nonprofit organizations authorized to mail at nonprofit rates) (Check one) The purpose, function, and nonprofit status of this organization and the exempt status for federal income tax purposes: <input checked="" type="checkbox"/> Has Not Changed During Preceding 12 Months <input type="checkbox"/> Has Changed During Preceding 12 Months (Publisher must submit explanation of change with this statement)				

13. Publication Title The City Journal		14. Issue Date for Circulation Data Below 9-15-2010	
15. Extent and Nature of Circulation		Average No. Copies Each Issue During Preceding 12 Months	No. Copies of Single Issue Published Nearest to Filing Date
a. Total Number of Copies (Net press run)		255	250
b. Paid Circulation (By Mail and Outside the Mail)	(1) Mailed Outside-County Paid Subscriptions Stated on PS Form 3541 (Include paid distribution above nominal rate, advertiser's proof copies, and exchange copies)	16	16
	(2) Mailed In-County Paid Subscriptions Stated on PS Form 3541 (Include paid distribution above nominal rate, advertiser's proof copies, and exchange copies)	74	74
	(3) Paid Distribution Outside the Mails Including Sales Through Dealers and Carriers, Street Vendors, Counter Sales, and Other Paid Distribution Outside USPS®	2	2
	(4) Paid Distribution by Other Classes of Mail Through the USPS (e.g. First-Class Mail®)	0	0
c. Total Paid Distribution (Sum of 15b (1), (2), (3), and (4))		92	92
d. Free or Nominal Rate Distribution (By Mail and Outside the Mail)	(1) Free or Nominal Rate Outside-County Copies included on PS Form 3541	0	0
	(2) Free or Nominal Rate In-County Copies Included on PS Form 3541	4	4
	(3) Free or Nominal Rate Copies Mailed at Other Classes Through the USPS (e.g. First-Class Mail)	0	0
	(4) Free or Nominal Rate Distribution Outside the Mail (Carriers or other means)	128	128
e. Total Free or Nominal Rate Distribution (Sum of 15d (1), (2), (3) and (4))		132	132
f. Total Distribution (Sum of 15c and 15e) ▶		224	224
g. Copies not Distributed (See Instructions to Publishers #4 (page #3)) ▶		31	26
h. Total (Sum of 15f and g) ▶		255	250
i. Percent Paid (15c divided by 15f times 100) ▶		41%	41%
16. Publication of Statement of Ownership			
<input checked="" type="checkbox"/> If the publication is a general publication, publication of this statement is required. Will be printed in the <u>10-5-2010</u> issue of this publication.		<input type="checkbox"/> Publication not required.	
17. Signature and Title of Editor, Publisher, Business Manager, or Owner			Date
			9-20-2010
I certify that all information furnished on this form is true and complete. I understand that anyone who furnishes false or misleading information on this form or who omits material or information requested on the form may be subject to criminal sanctions (including fines and imprisonment) and/or civil sanctions (including civil penalties).			

