

CITY OF FENTON, MISSOURI
625 NEW SMIZER MILL ROAD, FENTON, MO 63026
MINUTES OF THE SPECIAL MEETING OF THE BOARD OF ALDERMEN
THURSDAY, MAY 13, 2021
IMMEDIATELY FOLLOW THE BOARD OF ALDERMEN COMMITTEE

Mayor Brasses stated the notice from the last meeting is hereby incorporated regarding the Covid declarations and reasons for meeting via videoconference.

CALL TO ORDER

Mayor Bob Brasses called the special meeting to order at 9:11 p.m. via Zoom Videoconference (RSMO 610.015) and explained the reasons for conducting the meeting via videoconference, i.e., due to the recent State of Emergency (as specified in the notice above) on Thursday, May 13, 2021.

PLEDGE OF ALLEGIANCE Mayor Brasses led the Pledge of Allegiance.

ROLL CALL

City Clerk Jane Hungler called the roll:

Alderman Ralph Cruets - <i>via video conference</i>	Alderman Chris Clauss - <i>via video conference</i>
Alderman Kevin Yarbrough. - <i>via video conference</i>	Alderman Robin Huels - <i>via video conference</i>
Alderman Brian Wisbrock - <i>via video conference</i>	Alderman Tom Heard - <i>via video conference</i>
Alderman Joe Maurath - <i>via video conference</i>	Alderman Susan Jokerst - <i>via video conference</i>

Eight Aldermen were present at the opening of the meeting.

CITY OFFICIALS PRESENT:

Mayor Bob Brasses - *via video conference*
City Attorney Erin P. Seele, Esq. - *via video conference*
City Administrator Andrea N. Finkbiner - *via video conference*
City Clerk Jane Hungler - *via video conference*
City Planner Amy Starck - *via video conference*

Mayor Brasses stated that he called this Special Meeting for:

Discussion regarding a petition by Fenton Land Investors, LLC for a Boundary Adjustment Plat to consolidate Lots F and G of Fenton Logistics Park Plat Five into one lot.

City Planner Amy Starck shared that in August of 2020 when Site Plan review was approved for the new Amazon distribution center, one of the conditions of approval was that a boundary adjustment needed to be submitted and recorded to consolidate lots F and G before occupancy can be issued for Amazon. Mr. Haley has submitted the required boundary adjustment plat and after review, it was found to be in compliance with the subdivision regulations and as this is just a boundary adjustment plat, it does not need to go before Planning and Zoning Commission and just needs approval from the Board of Alderman.

Bill 21-30 An Ordinance approving Fenton Logistics Park Plat Six – A Boundary Adjustment Plat consolidating two parcels into one parcel.

Sponsor: Maurath

Alderman Maurath desired first reading of Bill No. 21-30. City Attorney Erin Seele read the Bill one time by title only.

Alderman Maurath made a motion to seek a waiver of the rules for a second reading. The motion was seconded by Alderman Wisbrock. Upon a vote being taken, it was announced that the motion was passed unanimously by the Board of Aldermen. City Attorney Erin Seele read Bill No. 21-30 for a second time by title only.

Alderman Maurath made a motion that Bill No. 21-30 be enacted as Ordinance No. 4119. The motion was seconded by Alderman Huels.

Upon the roll being called, the Board of Aldermen voted as follows:

Alderman Cruts	<i>Aye</i>	Alderman Clauss	<i>Aye</i>
Alderman Absent	<i>Aye</i>	Alderman Huels	<i>Aye</i>
Alderman Wisbrock	<i>Aye</i>	Alderman Heard	<i>Aye</i>
Alderman Maurath	<i>Aye</i>	Alderman Jokerst	<i>Aye</i>

It was announced that Bill No. 21-30 was passed by the Board of Aldermen and would become Ordinance No. 4119 when and if signed by the Mayor.

Mr. Haley thanked the Board and stated from an outside perspective that he wanted to communicate to the Board that both Nikki and Amy do a tremendous job, including this effort, and he wanted to recognize what they do and how they make it a pleasure to come work with the City.

Bill 21-31 An Ordinance authorizing the Mayor to execute an agreement with Grounded Logic, LLC for Geotechnical Consultant Engineer Services.

Sponsor: Huels

Alderman Huels desired first reading of Bill No. 21-31. City Attorney Erin Seele read the Bill one time by title only.

Alderman Huels made a motion to seek a waiver of the rules for a second reading. The motion was seconded by Alderman Clauss. Upon a vote being taken, it was announced that the motion was passed unanimously by the Board of Aldermen. City Attorney Erin Seele read Bill No. 21-31 for a second time by title only.

City Administrator Nikki Finkbinder stated this is brought back to the Board because after the Board authorized Step 1, the City was presented with a contract. City Attorney Erin P. Seele wanted to ensure the Board knew that this contract did have some differences from the City's standard contract with the biggest items being: 1) a different indemnification clause where consultant is only indemnifying for negligent acts whereas City contract usually requires indemnification from any harm arising from the contract; 2) binding mediation on the City and consultant if a dispute arises; and 3) limitation of liability for consultant being capped at the cost the City pays for the services under the contract.

Alderman Huels made a motion that Bill No. 21-31 be enacted as Ordinance No. 4120. The motion was seconded by Alderman Jokerst.

Upon the roll being called, the Board of Aldermen voted as follows:

Alderman Cruts	<i>Aye</i>	Alderman Clauss	<i>Aye</i>
Alderman Absent	<i>Aye</i>	Alderman Huels	<i>Aye</i>
Alderman Wisbrock	<i>Aye</i>	Alderman Heard	<i>Aye</i>
Alderman Maurath	<i>Aye</i>	Alderman Jokerst	<i>Aye</i>

It was announced that Bill No. 21-31 was passed by the Board of Aldermen and would become Ordinance No. 4120 when and if signed by the Mayor.

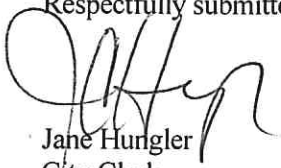
EXECUTIVE SESSION

No Executive Session held.

ADJOURNMENT

At 9:22 p.m. with no other business before the Board, Alderman Heard made a motion that the meeting be adjourned. The motion was seconded by Alderman Jokerst. Upon a vote being taken, the motion passed.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'J. Hungler', written in a cursive style.

Jane Hungler
City Clerk
City of Fenton