



# *the City of* **Greendale**

BOARD OF ALDERPERSONS REGULAR MEETING  
INCARNATE WORD ACADEMY CAFETERIA  
TUESDAY, MAY 16, 2017  
6:30 P.M.

## **AGENDA**

### **CALL TO ORDER**

### **ROLL CALL**

### **ADDITIONS OR SUBTRACTIONS TO THE AGENDA**

### **CDBG PUBLIC HEARLING – ALLOCATION OF 2018 FUNDS**

### **PUBLIC COMMENT**

### **REPORTS**

1. Normandy Police
2. Treasurer's Report – David Ruth
3. Emergency Management – Gena Burroughs/Ald. Ringo
4. Forestry Advisory Committee – Julie Dunn-Morton/Ald. Trojcek
5. Capital Improvement Committee – John Schulte/Ald. Garhart
6. Normandy School District– Ald. Trojcek
7. Mayor Comments

### **OLD BUSINESS**

1. Resolution 2018-001 - \$25,000 for Improvements to 2210 Normandy Drive
2. Bill 712/Ordinance 702 – Proposition S Ballot Measure (Use Tax)

### **NEW BUSINESS**

1. Bill 713/Ordinance 703 – 2017 Amending City Code Codification

### **PUBLIC COMMENT**

### **ADJOURNMENT**

Copies of all ordinances proposed to be introduced for consideration by the +Board of Alderpersons and any other items included in the Board of Alderperson's Board Packet are available for public inspection at the Office of the City Clerk.

Dated: May 8, 2017

William C. Hanks  
City Clerk of Greendale

## NOTICE OF PUBLIC HEARING

Publication Date: May 4, 2017

The City of Greendale will hold a public hearing to discuss the estimated allocation of **\$20,000.00** in Community Development Block Grant funds which will become available after January 1, 2018. The public hearing will be held at **6:30 pm on Tuesday, May 16, 2017**, at Incarnate Word Academy Cafeteria, **2788 Normandy Drive, St. Louis, MO 63121**.

To further its commitment to fair and equitable treatment of all citizens, the City of Greendale has enacted and/or enforces the following:

*A Fair Housing Ordinance* prohibiting unlawful discrimination against any person because of race, sex, color, religion, disability, familial status or national origin;

*A Policy of Nondiscrimination on the Basis of Disability* in the admission or access to, or employment in, its federally assisted programs or activities;

*A Policy of Equal Opportunity to Participate in Municipal Programs and Services* regardless of race, color, religion, sex, age, disability, familial status, national origin, or political affiliation;

*A requirement for bidding on CDBG activities that promotes* employment opportunities created by HUD funding and that these opportunities be afforded low-income community residents and businesses.

If you would like information regarding the above policies or if you believe you have been unlawfully discriminated against, contact the following municipal official or employee who has been designated to coordinate compliance with the equal employment opportunity requirements referenced above. Additionally, if you are unable to attend the public hearing, you may provide written comments regarding the Community Development Block Grant Program to the following municipal official:

H. Lamarr Huddleston, Mayor  
7309 Natural Bridge Road, RM 204  
St. Louis, MO 63121  
314-383-2577  
Email: [mayor@greendale-mo.us](mailto:mayor@greendale-mo.us)

If you are a person with a disability or have special needs in order to participate in this public hearing, please contact H. Lamarr Huddleston at 314-383-2577 no later than May 11, 2017.

For More Information Call:

1-800-735-2466 RELAY MISSOURI VOICE  
1-800-735-2966 RELAY MISSOURI TDD

**Equal Opportunity Employer**

Rev. 04/17

RESOLUTION NO. 2017 - \_\_\_\_\_

RESOLUTION RELATING TO APPROVAL OF THE BOARD OF ALDERPERSONS FOR THE ALLOCATION OF THE SUM OF \$25,000.00 FOR IMPROVEMENTS TO BE MADE TO PREMISES AT 2210 NORMANDY DRIVE, GREENDALE, MISSOURI, FOR FUTURE USE AS A CITY HALL FOR THE CITY OF GREENDALE, MISSOURI.

BE IT RESOLVED BY THE BOARD OF ALDERPERSONS OF THE CITY OF GREENDALE, MISSOURI AS FOLLOWS:

WHEREAS, the City of Greendale has purchased premises located at 2210 Normandy Drive, Greendale, Mo., and

WHEREAS, the said premises are in need of repair, and

WHEREAS, the City purchased the said premises to be used as a city hall for the City of Greendale and improvements are required for the said premises to be used for that purpose, and

WHEREAS, the City has sufficient funds in the budget allocated to capital improvements to pay for these said improvements and to pay for other capital improvements.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERPERSONS OF THE CITY OF GREENDALE, MISSOURI, AS FOLLOWS;

The Board of Alderpersons for the City of Greendale, Missouri, hereby allocates the sum of \$25,000.00 from capital improvements provided for in the budget for the purpose of paying for repairs and improvements to premises located at 2210 Normandy Drive, Greendale, Missouri, said repairs and improvements to be made for the purpose of providing a city hall for the City of Greendale, Missouri.

Passed and approved this \_\_\_\_\_ day of \_\_\_\_\_, 2017.

\_\_\_\_\_  
H. Lamarr Huddleston, Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

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City Attorney

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BILL NO. \_\_\_\_\_

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

AN ORDINANCE PROVIDING FOR THE SUBMISSION TO THE VOTERS OF THE CITY OF GREENDALE, MISSOURI, ON AUGUST 8, 2017, FOR THEIR APPROVAL OR REJECTION OF A PROPOSITION AUTHORIZING A USE TAX FOR GENERAL REVENUE PURPOSES TO BE IMPOSED FOR THE PRIVILEGE OF STORING, USING OR CONSUMING WITHIN THE CITY ANY ARTICLE OF TANGIBLE PERSONAL PROPERTY, PURSUANT TO THE PROVISIONS OF SECTIONS 144.600 THROUGH 144.761 RSMo., BY VOTING THEREON AT THE SPECIAL ELECTION ON AUGUST 8, 2017; EFFECTIVE WHEN.

BE IT ORDAINED BY THE BOARD OF ALDERPERSONS OF THE CITY OF GREENDALE AS FOLLOWS:

Section 1. That at the general election to be held on August 8, 2017, there be submitted to the voters of the City of Greendale, Missouri, a proposition for the ratification or rejection of a use tax for general revenue purposes to be imposed for the privilege of storing, using or consuming within the City any article of tangible personal property, pursuant to the provisions of sections 144.600 through 144.761 RSMo.

Section 2. At said election on August 8, 2017, the qualified voters of the City of Greendale, Missouri, will vote on a ballot form as prepared by the St. Louis County Board of Election Commissioners in substantially the following form:

PROPOSITION

Shall the City of Greendale, Missouri impose a local use tax at the same rate as the total local sales tax rate, currently 1.5%, provided that if the local sales tax rate is reduced or raised by voter approval, the local use tax rate shall also be reduced or raised by the same action? A use tax return shall not be required to be filed by persons whose purchases from out-of-state vendors do not in total exceed two thousand dollars in any calendar year.

\_\_\_\_\_ YES

\_\_\_\_\_ NO

If you are in favor of the question, place an "x" on the line opposite "YES". If you are opposed to the question, place an "x" on the line opposite "NO".

Section 3. The City Clerk shall prepare and cause to be forwarded to the Board of Election Commissioners of St. Louis County, Missouri, a Notice of Election in compliance with this ordinance and take such other steps as may be required so that an election may be lawfully conducted.

Section 4. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

Section 5. This ordinance supersedes all ordinances or parts of ordinances adopted hereto which are in conflict herewith, to the extent of such conflict.

**PASSED BY THE BOARD OF ALDERPERSONS IN THE CITY OF GREENDALE  
THIS \_\_\_\_ DAY OF \_\_\_\_\_, 2017.**

\_\_\_\_\_  
H. Lamarr Huddleston, Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
City Attorney

## 2017 ADOPTING ORDINANCE

BILL NO. \_\_\_\_

ORDINANCE NO. \_\_\_\_

AN ORDINANCE ADOPTING AND ENACTING A NEW CODE OF ORDINANCES OF THE CITY OF GREENDALE; ESTABLISHING THE SAME; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN, EXCEPT AS HEREIN EXPRESSLY PROVIDED; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE OF ORDINANCES; PROVIDING PENALTY FOR THE VIOLATION THEREOF; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

BE IT ORDAINED BY THE BOARD OF ALDERPERSONS OF THE CITY OF GREENDALE AS FOLLOWS:

**Section 1.** That pursuant to Section 71.943 of the Revised Statutes of Missouri, the codification of ordinances, as set out in Titles I through VI, each inclusive, of the "Code of Ordinances of the City of Greendale" is hereby adopted and enacted as the "Code of Ordinances of the City of Greendale"; which shall supersede all other general and permanent ordinances of the City passed on or before December 15, 2015, to the extent provided in Section 3 hereof.

**Section 2.** That all provisions of such Code shall be in full force and effect from and after the effective date of this ordinance as set forth herein.

**Section 3.** That all ordinances of a general and permanent nature of the City adopted on final passage on or before December 15, 2015, and not included in such Code or recognized and continued in force by reference therein, are hereby repealed from and after the effective date of this ordinance, except those which may be specifically excepted by separate ordinance, and except the following which are hereby continued in full force and effect, unless specifically repealed by separate ordinance:

- a. Ordinances promising or guaranteeing the payment of money for the City, or authorizing the issuance of any bonds or notes of the City or any other evidence of the City's indebtedness, or authorizing any contract or obligation assumed by the City;
- b. Ordinances levying taxes or making special assessments;
- c. Ordinances appropriating funds or establishing salaries and compensation, and providing for expenses;
- d. Ordinances granting franchises or rights to any person, firm or corporation;
- e. Ordinances relating to the dedication, opening, closing, naming, establishment of grades, improvement, altering, paving, widening or vacating of streets, alleys, sidewalks or public places;
- f. Ordinances authorizing or relating to particular public improvements;
- g. Ordinances respecting the conveyances or acceptance of real property or easements in real property;

- h. Ordinances dedicating, accepting or vacating any plat or subdivision in the City or any part thereof, or providing regulations for the same;
- i. Ordinances annexing property to the City;
- j. All zoning and subdivision ordinances not specifically repealed and not included herein;
- k. Ordinances establishing TIF districts or redevelopment districts;
- l. Ordinances relating to traffic schedules (i.e. stop signs, parking limits, etc.);
- m. All ordinances relating to personnel regulations (i.e. pensions, retirement, job descriptions and insurance, etc.);
- n. Ordinances authorizing the establishment of industrial development corporations;
- o. Ordinances establishing tax rates for the City.

That the repeal provided for in this Section shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance which is repealed by this ordinance.

That the repeal provided for in this Section shall not affect any offense or act committed or done or any penalty or forfeiture incurred or any contract or right established or accruing before the effective date of this ordinance, nor shall it affect any prosecution, suit or proceeding pending or any judgment rendered prior to such date.

**Section 4.** That any and all additions and amendments to such Code when passed in such form as to indicate the intention of the Board of Alderpersons to make the same a part thereof shall be deemed to be incorporated in such Code so that reference to the "Code of Ordinances of the City of Greendale" shall be understood and intended to include such additions and amendments.

**Section 5.**

- a. Except as hereinafter provided, whenever in any rule, regulation or order promulgated pursuant to such ordinances of the City, any act is prohibited or is made or declared to be unlawful or an offense or a misdemeanor, or whenever in such City ordinance, rule, regulation or order doing of any act is required or the failure to do any act is declared to be unlawful, where no specific penalty is provided therefor, the violation of any such ordinance of the City, or of any rule, regulation or order promulgated pursuant to such City ordinance, shall be punished by a fine of not less than five dollars (\$5.00) and not more than one thousand dollars (\$1,000.00) or by imprisonment for a period not to exceed three (3) months, or by both such fine and imprisonment.
- b. Whenever any provision of the Revised Statutes of Missouri or other Statute of the State limits the authority of the City to punish the violation of any particular provision of these ordinances or rules, regulations or orders promulgated pursuant thereto to a fine of less amount than that provided in this Section or imprisonment for a shorter term than that provided in this Section, the violation of such particular provision of these ordinances or rules, regulations or orders shall be punished by the imposition of not more than the maximum fine or imprisonment so authorized, or by both such fine and imprisonment.



- c. Whenever any provision of the Revised Statutes of Missouri or other Statute of the State establishes a penalty differing from that provided by this Section for an offense similar to any offense established by these ordinances, rules, regulations or other orders of the City, the violation of such City law, ordinance, rule, regulation or order shall be punished by the fine or imprisonment established for such similar offense by such State law.
- d. Each day any violation of these ordinances, rules, regulations or orders promulgated pursuant thereto shall continue shall constitute a separate offense, unless otherwise provided.
- e. Whenever any act is prohibited by this Code, by an amendment thereof, or by any rule or regulation adopted thereunder, such prohibition shall extend to and include the causing, securing, aiding or abetting of another person to do said act. Whenever any act is prohibited by this Code, an attempt to do the act is likewise prohibited.

**Section 6.** That in case of the amendment by the Board of Alderpersons of any Section of such Code for which a penalty is not provided, the general penalty as provided in Section 5 of this ordinance shall apply to the Section as amended; or in case such amendment contains provisions for which a penalty other than the aforementioned general penalty is provided in another Section in the same Chapter, the penalty so provided in such other Section shall be held to relate to the Section so amended, unless such penalty is specifically repealed therein.

**Section 7.** That a copy of such Code shall be kept on file in the office of the City Clerk, preserved in looseleaf form or in such other form as the City Clerk may consider most expedient. It shall be the express duty of the City Clerk, or someone authorized by said officer, to insert in their designated places all amendments and all ordinances or resolutions which indicate the intention of the Board of Alderpersons to make the same part of such Code when the same have been printed or reprinted in page form and to extract from such Code all provisions which from time to time may be repealed by the Board of Alderpersons. This copy of such Code shall be available for all persons desiring to examine the same.

**Section 8.** That it shall be unlawful for any person to change or alter by additions or deletions any part or portion of such Code, or to insert or delete pages or portions thereof, or to alter or tamper with such Code in any manner whatsoever which will cause the law of the City of Greendale to be misrepresented thereby. Any person violating this Section shall be punished as provided in Section 5 of this ordinance.

**Section 9.** It is hereby declared to be the intention of the Board of Alderpersons that the Sections, paragraphs, sentences, clauses and phrases of this ordinance and the Code hereby adopted are severable, and if any phrase, clause, sentence, paragraph or Section of this ordinance or the Code hereby adopted shall be declared unconstitutional or otherwise invalid by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and Sections of this ordinance or the Code hereby adopted.

**Section 10.** This ordinance and the Code adopted hereby shall become effective \_\_\_\_\_, 2017.

**PASSED BY THE BOARD OF ALDERPERSONS OF THE CITY OF GREENDALE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2017.**

APPROVED BY THE MAYOR OF THE CITY OF GREENDALE THIS \_\_\_\_\_ DAY OF \_\_\_\_\_,  
2017.

\_\_\_\_\_  
H. Lamarr Huddleston, Mayor

ATTEST:

\_\_\_\_\_  
William C. Hanks, City Clerk

\_\_\_\_\_  
City Attorney

City of Greendale  
2014 and 2016 Statutory Updates Incorporated During Supplement #16

The following sections of the Code have been updated with the 2016 Statutory material and the 2014 Statutory material effective as of January 1, 2017 (but see note at Chapter 210). All revised Sections will be in effect following the City's adoption of the Code.

Section/Subsection of the Code	Description of the Revision Based on State Law Change	Pursuant to RSMo. Section
125.060	Added new Subsection (A)(8), to read as follows: "No Municipal Judge shall serve as a Municipal Judge in more than five (5) municipalities at one (1) time."	479.020
205.150	Retitled to delete "or Abandonment" and made other minor wording changes; and deleted former Subsection (C), regarding animal neglect or animal abandonment as an ordinance violation, and renumbered the subsequent Subsection.	578.009
205.160	Reworded, but with no substantive changes to the offense.	578.012
205.170	Added a footnote indicating that under certain circumstances, this offense can be a felony under state law.	578.029
<i>Note regarding Offenses Chapter 210 revisions by SB 491 of 2014</i>	<i>The revisions to your Offenses Chapter 210 that were included in the replacement Chapter provided by General Code in the Fall of 2016 are <u>not</u> described in this document. Those revisions were to be adopted by separate ordinance as part of an entirely new Chapter.</i>	
210.430	Added new Section, titled "Signal or Direction of Law Enforcement Officer or Firefighter, Duty To Stop, Motor Vehicle Operators and Riders of Animals - Violation, Penalty."	575.145
210.840	Reorganized and revised to change the term "crime" to "offense" and to add certain exceptions regarding the use and carrying of weapons readily capable of lethal use.	571.030
310.060(B)	Added the following underlined phrase: "Upon approaching a stationary vehicle ... <u>or a stationary vehicle owned by a contractor or subcontractor performing work for the Department of Transportation</u> displaying lighted amber or amber and white lights, ...."	304.022
310.080	Revised the wording in what is now Subsection (A) and added Subsections (B) and (C), regarding the State Highway and Transportation Commission's, a contractor's or subcontractor's vehicles.	307.175
310.120	Added "vessel" in addition to "vehicle" as related to accidents and added the footnote regarding a felony offense.	577.060

Section/Subsection of the Code	Description of the Revision Based on State Law Change	Pursuant to RSMo. Section
342.010	Added the definition of "intoxication-related traffic offense" and made minor wording revisions to the other definitions.	577.001
342.020	Revised as indicated: "A person commits the offense of driving while intoxicated if he or she operates a motor vehicle while in an intoxicated or drugged condition."	577.010
342.030	Revised to include driving a commercial motor vehicle with excessive blood alcohol content.	577.012
342.040	Rewritten to include boats and aircraft, to update statutory references and to make wording changes regarding the elements of this offense.	577.020
342.050	Rewritten to include additional language in this offense and to make minor wording changes.	577.017
390.140(A)	Made minor wording changes in the first two sentences.	303.025
600.010	Replaced the text in the definition of "malt liquor" with a reference to the Statute, to read as follows: "As defined by Section 311.490, RSMo."	311.200
600.030	Added new Subsection (F)(5) requiring the Municipal or County license to be displayed on the premises.	311.220
600.047	Added a new Section regarding a special permit to an out-of-state manufacturer of intoxicating liquor who is not licensed in the State of Missouri for participation in festivals, etc.	311.915
600.048	Added a new Section regarding the sale of draft beer in certain quantities for consumption off the premises.	311.201
600.050, footnote	Added a Statutory footnote regarding certain exceptions to issuance or renewal of licenses.	311.060
600.075	Added a new Section, "Manufacturing a false identification."	311.315

<b>Section/Subsection of the Code</b>	<b>Description of the Revision Based on State Law Change</b>	<b>Pursuant to RSMo. Section</b>
600.110	Added a new Section which deals with sale of alcohol using a "mobile application" in certain entertainment facilities.	311.950