



**BOARD OF ALDERMAN REGULAR MEETING**  
**1 GOVERNMENT CTR, BALLWIN, MO 63011**  
**MONDAY, OCTOBER 23, 2023 at 7:00 PM**

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**AGENDA**

- 1. Call to Order**
- 2. Roll Call**
- 3. Pledge of Allegiance**
- 4. Approval of Minutes**
  - [a.](#) Minutes of the October 9, 2023 Board of Aldermen Meeting
  - [b.](#) Minutes of the October 9, 2023 Board of Aldermen Closed Meeting
  - [c.](#) Minutes of the September 25, 2023 Board of Aldermen Budget Workshop
  - [d.](#) Minutes of the October 9, 2023 Board of Aldermen Budget Workshop
- 5. Citizen Comments**
- 6. Legislation**
  - [a.](#) Bill 4177 – Holloway Park Deed Restriction
- 7. Mayor’s Report**
- 8. City Administrator’s Report**
- 9. City Attorney’s Report**
- 10. Staff Reports**
  - [a.](#) Public Works – Claymont Sidewalk Request
- 11. Aldermanic Comments**
- 12. Closed Session**
  - [a.](#) Pursuant to Section 610.022 RSMo., The Board may vote to move to closed session to discuss real estate matters, as provided under Section 610.021(2), and/or personnel matters under Section 610.021 (3).
- 13. Adjourn**

**NOTE:** Due to ongoing City business, all meeting agendas should be considered tentative. Additional issues may be introduced during the course of the meeting.

**CLOSED SESSION:** Pursuant to Section 610.022 RSMo., The Board of Aldermen could, at any time during the meeting, vote to close the public meeting and move to closed session to discuss legal matters, personnel/employee matters, and/or real estate, as provided under Sections 610.021(1) RSMo., 610.021(2) RSMo., 610.021(3) RSMo.

**ADA NOTICE:** Residents of Ballwin are afforded an equal opportunity to participate in the programs and services of the City of Ballwin regardless of race, color, religion, sex, age, disability, familial status, national origin or political affiliation. If one requires an accommodation, please call (636) 227-8580 V or (636) 527-9200 TDD or 1-800-735-2466 (Relay Missouri) no later than 5:00 p.m. on the third business day preceding the hearing. Offices are open between 8:00 a.m. and 5:00 p.m. Monday through Friday.



**BOARD OF ALDERMEN**  
**Meeting Minutes**

OCTOBER 9, 2023

7:00 PM 1 GOVERNMENT CTR. BALLWIN, MO 63011

THE MINUTES ARE PREPARED IN SUMMARY TO REFLECT THE OVERALL DISCUSSIONS, NOT VERBATIM QUOTES.

The meeting was called to order by Mayor Pogue at 7:00 p.m.

**ROLL CALL**

Present

Mayor Tim Pogue  
Alderman Mike Utt  
Alderman Michael Finley  
Alderman Kevin M. Roach  
Alderman Mark Stallmann  
Alderman Frank Fleming  
Alderman Mark Weaver  
Alderman Ross Bullington  
Alderman David Siegel  
City Administrator Eric Sterman  
City Attorney Robert Jones

Absent

The Pledge of Allegiance was recited.

**MINUTES**

The minutes from the September 25, 2023 Board of Aldermen meeting were submitted for approval. A motion to approve as submitted was made by Alderman Frank Fleming and seconded by Alderman Michael Finley. The motion was approved unanimously.

**CITIZEN COMMENTS**

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None.



**BOARD OF ALDERMEN**  
**Meeting Minutes**

OCTOBER 9, 2023

7:00 PM 1 GOVERNMENT CTR. BALLWIN, MO 63011

**CONSENT ITEMS**

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Presentations: New Ballwin Police Officer Elizabeth Hemingway was introduced to the Board of Aldermen. She comes to the City of Ballwin from the St. Louis Metropolitan Police Department.

**LEGISLATION**

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**Bill 4176 – AN ORDINANCE CREATING LIGHTING STANDARDS AND REQUIREMENTS IN THE CITY OF BALLWIN.**

**This ordinance will create exterior lighting standards in the City of Ballwin. With the invention of LED lighting, lights are getting brighter and brighter. This ordinance would set illumination, aiming, fit and maintenance standards.**

A motion was made by Alderman Frank Fleming and seconded by Alderman Mark Stallmann for a first reading of Bill 4176, title only. The motion was approved unanimously and the title was read for the first time.

*Discussion:*

Alderman Mark Stallmann noted the Planning & Zoning Commission met and reviewed the bill and made one change, which was adding in the location for testing lighting standards was to be at ground level. Alderman Mike Utt made a motion to add the a line “or the lowest elevation at the property line to avoid any obstructions” to 31 (a) 2 and (b). Alderman David Siegel seconded the motion. The motion was approved unanimously and the revision was made.

Alderman Kevin Roach questioned the clarity of the last sentence on paragraph (d), questioning the replacement of fixtures and whether this is in effect on day one of adoption. City Attorney Bob Jones noted the Board intends that spillover be enforced on day one, but light fixtures don’t need to be replaced on day one as long as it doesn’t violate the ordinance.

Alderman Roach questioned whether the wording was clear enough on that, and whether people would understand what went into effect on day one of the ordinance being enacted. Alderman Roach made a motion to amend the last sentence in (d) to say “subsection” instead of section. Alderman Frank Fleming seconded that motion. The motion failed.

A motion was made by Alderman Mark Stallmann and seconded by Alderman Ross Bullington for a second reading of Bill 4176, title only. The motion was approved unanimously and the title was read for a second time.

A roll call vote was taken for passage and approval of Bill 4176. Bill No. 4176 was approved unanimously and became Ordinance No. 23-22.



**BOARD OF ALDERMEN**  
**Meeting Minutes**

OCTOBER 9, 2023

7:00 PM 1 GOVERNMENT CTR. BALLWIN, MO 63011

**CONSENT ITEMS**

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**Public Works – Leaf Collection Temporary Labor**

*To keep up with leaf collection, the City's Public Works Department will supplement with contractors for some of the work for six weeks. The City will hire six workers at \$22.22 an hour through Labor Finders. Staff Recommends approval.*

Alderman Frank Fleming made a motion to accept staff's recommendation, which was seconded by Alderman Mark Stallmann. Staff's recommendation was approved unanimously.

**MAYOR'S REPORT**

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None.

**CITY ADMINISTRATOR'S REPORT**

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City Administrator Eric Sterman noted the Parks & Recreation Citizen Advisory Committee will hold their first meeting at 7 p.m. at the Pointe on Monday, October 16th. They'll discuss the Vlasik Park playground bids, of which there are five recently received. City Administrator Sterman noted they will be working with vendors to discuss alternate designs to include a larger overall big kid area and include ADA compliance for the playground.

**CITY ATTORNEY'S REPORT**

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**Retail Tobacco Stores Ordinance - AN ORDINANCE AMENDING REGULATIONS FOR HOOKAH LOUNGES, RETAIL TOBACCO STORES AND VAPOR LOUNGES IN THE CITY OF BALLWIN.**

*This is a draft bill that will be discussed regarding adding in restrictions for these types of businesses.* City Attorney Bob Jones brought forward this draft ordinance to the Board of Aldermen. He noted there are several different sections in this ordinance that he included, it just depends on what scope the Board wants to restrict these businesses. Mayor Tim Pogue noted he was in favor of keeping all the restrictions in. Alderman Mark Stallmann questioned whether current businesses would be grandfathered in. City Attorney Jones said yes, unless the businesses are sold or get a new owner. Then they would be subject to these ordinances. Alderman Stallmann then asked whether cigar bars were included. City Attorney Jones indicated yes. Alderman Stallmann also questioned if the 300 feet off right of way restriction in the ordinance would prohibit these businesses from being located off Manchester in most shopping centers. Alderman Frank Fleming noted this ordinance would have to go before Planning and Zoning, who could amend that 300 feet restriction. He also noted he was in favor of more stringent requirements for these kinds of shops. Alderman Michael Finley made a

**BOARD OF ALDERMEN**  
**Meeting Minutes**

OCTOBER 9, 2023

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motion to move the bill to Planning & Zoning, seconded by Alderman Frank Fleming. The motion was approved unanimously.

**STAFF REPORTS**

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**Public Works – Contractual Leaf Collection**

*To keep up with the work for leaf collection, the Public Works Department will supplement for leaf collection in the Meadowbrook Country Club and Claymont subdivisions as well as other areas as needed. The contractual work will be for six weeks starting October 23rd at an expected cost of \$72,340. Staff recommends approval.*

*Discussion:*

Public Works Director Jim Link noted this contract is because the City is short on staff, so the department has to supplement with contractors. He also noted there will be GPS on the contractors trucks to track where the contractors are working. He also noted there will most likely be three to four rounds of leaf collection this year, as in years past. City Administrator Eric Sterman noted this will not create better or worse service in the Meadowbrook Country Club and Claymont subdivision, the contractors will still follow the same service schedule the City does and will still do the same number of passes in that neighborhood.

Alderman Frank Fleming made a motion to accept staff's recommendation. It was seconded by Mark Stallmann and approved.

**ALDERMANIC COMMENTS**

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Alderman Michael Finley paid tribute to Planning & Zoning Commissioner Gary Carr, who recently passed away. He noted the city lost a great public servant who had the heart of a servant. Alderman Mike Utt also noted Carr helped on the Historical Commission as well, and that he would be greatly missed.

Alderman Kevin Roach continued the discussion on smoke shops in the City of Ballwin. He noted that there are currently five smoke shops, soon to be six, in Ballwin. He noted three out of the five currently sell whip-its, which is what was sold to the driver involved in the fatal accident on Clarkson Road. He was wondering if shops were misunderstanding what was legal under the City's code.

Alderman Frank Fleming noted that from his knowledge, they are a legal product that is used in an illegal manner. City Attorney Bob Jones agreed, noting that the containers are filled with Nitrous Oxide, or laughing gas, which is legal to sell. He noted he would look into other cities ordinances to see if they restrict it. Alderman Roach asked City Attorney Jones to see what other cities have done with these kinds of products to restrict the sale.

**CLOSED SESSION**

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**BOARD OF ALDERMEN**  
**Meeting Minutes**

OCTOBER 9, 2023

7:00 PM 1 GOVERNMENT CTR. BALLWIN, MO 63011

Pursuant to Section 610.020 (4), a motion was made by Alderman Ross Bullington and seconded by Alderman David Siegel to move to closed session. The motion was passed by unanimous affirmative voice vote and the meeting moved to closed session at 7:41 p.m.

A motion was made by Alderman Siegel to adjourn the closed session. The motion was seconded by Alderman Utt. The motion was passed by unanimous affirmative voice vote and the meeting moved to open session at 9:01 p.m.

When the Board returned to open session, a motion was made by Alderman Fleming to reconvene. The motion was seconded by Alderman Stallman and passed by unanimous voice vote at 9:02 p.m. Alderman Bullington then made a motion to adjourn. The motion was seconded by Alderman Siegel and passed by a unanimous voice vote. The meeting adjourned at 9:03 p.m.

\_\_\_\_\_  
TIM POGUE, MAYOR

ATTEST:

\_\_\_\_\_  
MEGAN FREEMAN, CITY CLERK



WORKSHOP  
Meeting Minutes

September 25, 2023

6:00 PM 1 GOVERNMENT CTR. BALLWIN, MO 63011

THE MINUTES ARE PREPARED IN SUMMARY TO REFLECT THE OVERALL DISCUSSIONS, NOT VERBATIM QUOTES.

The meeting was called to order by Mayor Tim Pogue at 6:00 p.m.

ROLL CALL

Present

Mayor Tim Pogue  
Alderman Mike Utt  
Alderman Michael Finley  
Alderman Kevin M. Roach  
Alderman Mark Stallmann  
Alderman Frank Fleming  
Alderman Jim Leahy  
Alderman Ross Bullington  
Alderman David Siegel  
City Administrator Eric Sterman

Absent

MINUTES

**Employee Compensation**

City Finance Officer Denise Keller outlined new pay ranges for positions throughout the City of Ballwin based off of a survey of other municipalities.

The Board asked about employee retention and whether the City of Ballwin was doing enough to retain employees. City Finance Officer Keller outlined a potential new program that would offer increases in salary every three years to move employees further up the salary range.

**Special Revenue Funds**

City Finance Officer Keller also walked the Board through the City's Special Revenue Funds and where the City stood.

**General Fund Revenues**

City Finance Officer Keller walked the Board through the General Fund Revenues, and noted the City is taking in more than what was estimated at last year's budget time.

The meeting adjourned at 7:05 p.m.



WORKSHOP  
Meeting Minutes

October 9, 2023

6:00 PM 1 GOVERNMENT CTR. BALLWIN, MO 63011

THE MINUTES ARE PREPARED IN SUMMARY TO REFLECT THE OVERALL DISCUSSIONS, NOT VERBATIM QUOTES.

The meeting was called to order by Mayor Tim Pogue at 6:00 p.m.

ROLL CALL

Present

Mayor Tim Pogue  
Alderman Mike Utt  
Alderman Michael Finley  
Alderman Kevin M. Roach  
Alderman Mark Stallmann  
Alderman Frank Fleming  
Alderman Jim Leahy  
Alderman Ross Bullington  
Alderman David Siegel  
City Administrator Eric Serman

Absent

MINUTES

City Finance Officer Denise Keller went through the City's budget expenses summary, noting a change in LAGERS rate for most employees.

Alderman Kevin Roach arrived at 6:07 p.m.

Ballwin Police Captain John Bergfeld noted the department is asking for 4 new patrol vehicles and an upgrade to the in-car recording & body-worn camera system, along with a TASER upgrade.

Alderman Michael Finley arrived at 6:15 p.m.

Public Works Director Jim Link noted that concrete slab work and cracksealing work will not be divided up as evenly between wards as years past, as the goal is to focus on the worst streets overall in the City. The department also plans to concentrate more on work orders rather than mill/repave to catch up.

Parks & Recreation Director Chris Conway noted the tennis courts at Vlasits & New Ballwin parks will need repairs in 2024. The plan is to also add new pickleball courts at New Ballwin.

City Finance Officer Denise Keller noted administration is looking to increase the IT budget for security and monitoring. Street light maintenance is also increasing.

The meeting adjourned at 6:56 p.m.



Bill No. 4177

Ordinance No. \_\_\_\_\_

INTRODUCED BY

ALDERMEN UTT, FINLEY, STALLMANN, ROACH, FLEMING, WEAVER, SIEGEL, BULLINGTON

AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF BALLWIN TO EXECUTE A DECLARATION OF DEED RESTRICTION FOR HOLLOWAY PARK.

**WHEREAS**, the City of Ballwin was selected as a 2023 grant recipient for the Land and Water Conservation Grant Program, in order to partially fund the renovation of facilities at Holloway Park; and

**WHEREAS**, the Land and Water Conservation Fund Act and federal regulations require perpetual stewardship of Holloway Park as a recreational facility, consistent with the terms of the grant; and

**WHEREAS**, the City of Ballwin is required to record a Deed Restriction, affirming the City's obligation to operate New Ballwin Park in a manner consistent with federal regulations, in perpetuity and setting forth the potential remedies for noncompliance.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF BALLWIN, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1: The Mayor of the City of Ballwin is authorized to execute the Declaration of Deed Restriction attached hereto as Exhibit A.

Section 2: This ordinance shall be in full force and effect from after the date of its passage and approval and shall remain in effect until amended or repealed by the Board of Aldermen.

PASSED this \_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
***TIM POGUE, MAYOR***

APPROVED this \_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
***TIM POGUE, MAYOR***

ATTEST: \_\_\_\_\_  
***ERIC STERMAN, CITY ADMINISTRATOR***

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*Space above line reserved for recorder's use*

### DECLARATION OF DEED RESTRICTION

THIS DECLARATION made this \_\_\_\_\_ day of \_\_\_\_\_, 2023, by City of Ballwin, Missouri, 1 Government Center, Ballwin, Missouri 63011 (hereinafter referred to as "Grantor"). Grantor hereby declares that the below-described real property ("Property") is and shall be held transferred, sold, and conveyed subject to the following conditions and restrictions in accordance with the covenants made for the award of grant funds in Project 29-01723 administered by the Missouri Department of Natural Resources ("Grantee"), P.O. Box 176, Jefferson City, MO 65102, through funds made available by the United States Grantee of Interior, National Park Service, Land and Water Conservation Fund (LWCF):

#### SEE ATTACHED EXHIBIT A

In accordance with the LWCF grant award and 2 CFR 200.316, the Property has been improved with grant funds and must be held in trust as trustees for the beneficiaries of the program funds used to develop the Property by limiting use of the Property to outdoor recreational use, and maintaining and operating the Property consistent with 43 CFR Part 17 (civil rights laws), in perpetuity. This Declaration shall be binding upon Grantor and Grantor's heirs, successors, assigns and other transferees in interest (hereinafter "Transferees"), and shall run with the land. Each instrument hereafter conveying any interest in the Property or anyportion of the Property, shall contain a notice of this Declaration. Grantor, on its behalf and on behalf of all Transferees, grants to the Grantee's representatives the right of access at reasonable times in a reasonable manner for the purpose of inspection to determine compliance with these limitations.

Any act, conveyance, contract, or authorization by Grantor or Transferee, whether written or oral which would cause to be used, or would permit use of, the Property contrary to the terms of this Declaration, will be deemed a violation and breach. In accordance with the terms and conditions of the LWCF award, such other use without prior approval may constitute a conversion that will require purchase of replacement property. Proposals related to any portion of the Property for a different use must be approved in advance by National Park Service.

Requests may be directed to Missouri Department of Natural Resources, Division of State Parks, attn.: Grants Management.

Failure to timely identify or enforce compliance with these activity and use limitations shall not bar subsequent enforcement or be deemed a waiver of right to take action. If any provision of this Declaration is found to be unenforceable in any respect, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired.

IN WITNESS WHEREOF, this instrument is executed this \_\_\_\_ day of \_\_\_\_\_, 2023.

CITY OF BALLWIN, MISSOURI

By: \_\_\_\_\_ Date: \_\_\_\_\_  
TIM POGUE, MAYOR

STATE OF MISSOURI

COUNTY OF ST. LOUIS \_\_\_\_\_

On this \_\_\_\_ day of \_\_\_\_\_, 2023, before me personally appeared Tim Pogue to me personally known, who, being by me duly sworn, did say that he is the Mayor of Ballwin, Missouri, and that the foregoing instrument is acknowledged to be the free act and deed of the Grantor, and has been executed for the purposes stated herein.

\_\_\_\_\_  
Notary Public

\_\_\_\_\_  
Printed Name or seal

My Commission expires:

## EXHIBIT A

## LEGAL DESCRIPTION

## PARCEL 1:

Tract of land in Sections 34, 35 and 26, Township 45 North, Range 4 East, St. Louis County, Missouri, and being more particularly described as follows: Beginning at a point in the West line of Holloway Road, 30 feet wide, at its intersection with the South line of Section 26, Township 45 North, Range 4 East, said point being 30 feet East, measured at right angles, of the North and South center line of Section 26; thence Eastwardly along the South line of Section 26, North 89 degrees 52 minutes West 0.01 feet to a point, said point being the Northwest corner of property of Julius Koebel; thence Southwardly along Julius Koebel's West line, South 0 degrees 15 minutes 20 seconds West 399.38 feet to Julius Koebel's Southwest corner; thence Eastwardly along Koebel's South line South 89 degrees 49 minutes 20 seconds East 540.02 feet to a point in the West line of Holloway Road, 30 feet wide; thence Southwardly along the West line of Holloway Road, 30 feet wide, South 0 degrees 15 minutes 20 seconds East 744.12 feet to a point; thence Southwestwardly along the cutoff at turn in Holloway Road, South 89 degrees 04 minutes 20 seconds West 63.27 feet to a point; thence Westwardly along the North line of Holloway Road North 89 degrees 36 minutes 20 seconds West 617.67 feet to a turn in said road; thence Southwestwardly along the Northwest line of said Holloway Road South 35 degrees 00 minutes 40 seconds West 77.35 feet to a point; thence leaving said road and running along the North line of property now or formerly of Oliver, North 89 degrees 42 minutes 40 seconds West 639.84 feet to a point; thence continuing along Oliver's property line North 50 degrees 26 minutes 40 seconds West 306.84 feet to a point of curve; thence Northwestwardly along a curve to the left having a radius of 100 feet 637.05 feet to a point of tangency; thence continuing Westwardly along the North line of said Oliver's property and its prolongation North 86 degrees 56 minutes 40 seconds West 524.09 feet to a point; thence North 89 degrees 01 minutes 40 seconds West 183.83 feet to a point of curve; thence Northwestwardly along a curve to the left having a radius of 525 feet, 331.09 feet to a point of tangency; thence North 82 degrees 53 minutes 40 seconds West 277.74 feet to a point in the East line of Kohrs Mill View Plat 2; thence Northwardly along the East line of said Kohrs Mill View Plat 2 North 0 degrees 13 minutes West 25.15 feet to a point; thence North 78 degrees 00 minutes 40 seconds East 634.54 feet to a point; thence North 89 degrees 51 minutes 40 seconds East 500 feet to a point; thence North 45 degrees 21 minutes 40 seconds East 37.88 feet to a point; thence South 44 degrees 38 minutes 20 seconds East 267.58 feet to a point; thence South 78 degrees 37 minutes 20 seconds East 325 feet to a point; thence South 31 degrees 37 minutes 20 seconds East 295 feet to a point; thence South 6 degrees 37 minutes 20 seconds East 155 feet to a point; thence North 76 degrees 22 minutes 40 seconds East 190 feet to a point; thence North 1 degree 22 minutes 40 seconds East 210 feet to a point; thence North 31 degrees 37 minutes 20 seconds West 530.73 feet to a point; thence North 48 degrees 51 minutes 40 seconds East 545 feet to a point; thence North 74 degrees 22 minutes 40 seconds East 190 feet to a point; thence North 77 degrees 22 minutes 40 seconds East 550 feet to a point; thence North 9 degrees 37 minutes 20 seconds West 550 feet to a point; thence North 0 degrees 02 minutes 20 seconds West 412 feet to a point; thence North 25 degrees 57 minutes 30 seconds East 137.72 feet to a point; thence North 88 degrees 34 minutes 40 seconds East 267.53 feet to a point in the West line of Holloway Road, 30 feet wide; thence Southwardly along the West line of said Holloway Road South 0 degrees 02 minutes 20 seconds East 778.66

## PARCEL 2:

A grant of land in Sections 34, 35 and 36, Township 45 North, Range 4 East, St. Louis County, Missouri, and being more particularly described as follows: Beginning at a point in the West line of Holloway Road, 30 feet wide, at its intersection with the South line of Section 26, Township 45 North, Range 4 East, said point being 30 feet West, measured at right angles, of the North and South center line of Section 26; thence Westwardly along the South line of Section 26, North 89 degrees 32 minutes West, 540.01 feet to a point, said point being the Northwest corner of property of Julius Koebel; thence Southwardly along Julius Koebel's West line, South 0 degrees 15 minutes 20 seconds West, 399.38 feet to Julius Koebel's Southwest corner; thence Eastwardly along Koebel's South line South 89 degrees 49 minutes 20 seconds East 540.02 feet to a point in the West line of Holloway Road, 30 feet wide; thence Southwardly along the West line of Holloway Road, 30 feet wide, South 0 degrees 15 minutes 20 seconds East 784.12 feet to a point; thence Southwestwardly along the cutoff at turn in Holloway Road, South 45 degrees 04 minutes 20 seconds West 63.27 feet to a point; thence Westwardly along the North line of Holloway Road, North 89 degrees 36 minutes 20 seconds West 617.67 feet to a turn in said road; thence Southwestwardly along the Northwest line of said Holloway Road, South 35 degrees 00 minutes 40 seconds West 77.35 feet to a point; thence leaving said road and running along the North line of property now or formerly of Oliver, North 84 degrees 42 minutes 40 seconds West, 699.84 feet to a point; thence continuing along Oliver's property line North 30 degrees 26 minutes 40 seconds West 306.84 feet to a point of curve; thence Northwestwardly along a curve to the left having a radius of 1000 feet, 627.05 feet to a point of tangency; thence continuing Westwardly along the North line of said Oliver's property and its prolongation North 86 degrees 36 minutes 40 seconds West 534.09 feet to a point; thence North 89 degrees 01 minutes 40 seconds West 182.83 feet to a point of curve; thence Northwestwardly along a curve to the right having a radius of 333 feet, 391.09 feet to a point of tangency; thence North 83 degrees 33 minutes 40 seconds West 277.74 feet to a point in the East line of Kohrs Mill View Plat 2; thence Northwardly along the East line of said Kohrs Mill View Plat 2, North 0 degrees 13 minutes West 25.15 feet to a point; thence North 70 degrees 00 minutes 40 seconds East, 434.54 feet to a point; thence North 89 degrees 51 minutes 40 seconds East 500 feet to a point; thence North 45 degrees 31 minutes 40 seconds East 237.88 feet to a point; thence South 04 degrees 38 minutes 20 seconds East 267.56 feet to a point; thence South 70 degrees 27 minutes 20 seconds East 325 feet to a point; thence South 31 degrees 37 minutes 20 seconds East 395 feet to a point; thence South 76 degrees 37 minutes 20 seconds East 135 feet to a point; thence North 76 degrees 22 minutes 40 seconds East, 190 feet to a point; thence North 1 degree 22 minutes 40 seconds East 210 feet to a point; thence North 21 degrees 37 minutes 20 seconds West 330.73 feet to a point; thence North 40 degrees 31 minutes 40 seconds East 545 feet to a point; thence North 74 degrees 23 minutes 40 seconds East, 190 feet to a point; thence North 67 degrees 23 minutes 40 seconds East 350 feet to a point; thence North 9 degrees 37 minutes 20 seconds West 350 feet to a point; thence North 0 degrees 02 minutes 20 seconds West 412 feet to a point; thence North 83 degrees 37 minutes 30 seconds East, 297.72 feet to a point; thence North 88 degrees 24 minutes 40 seconds East, 267.53 feet to a point in the West line of Holloway Road 30 feet wide; thence Southwardly along the West line of said Holloway Road, South 0 degrees 03 minutes 20 seconds East, 778.86 feet to the point of beginning.



## **Staff Report**

**Subject:** Claymont Sidewalks

**Department/Program:** Public Works/Sidewalks

**Explanation:** In June of 2023, The Claymont Trustees approached the City to discuss the possibility of adding sidewalks to 4 locations. Two locations were eliminated due to not enough right of way and a less than 50% response rate. The other two locations are presented below.

1. Kenilworth / Algonquin to Claymont including small Monticello section
2. Kenilworth to Lexbridge

	Avg. ROW	Linear Feet	Square Yards	Cost/SY	TOTAL COST
<i>Kenilworth/Algonquin/Claymont</i>	9ft	2071.3	920.58	\$135.00	\$124,278.30
<i>Kenilworth/Lexbridge</i>	14.7ft	1020.4	453.51	\$135.00	\$61,223.85
<b>APPROXIMATE BUDGET</b>					<b>\$185,502.15</b>

### **Kenilworth to Claymont**

The response was split 50/50 (six homes supported, six homes rejected) with one response missing. The missing response is actually a rental. The owner was out of the country until sometime in August and rents through a third party firm so we have no way to contact.

### **Kenilworth to Lexbridge**

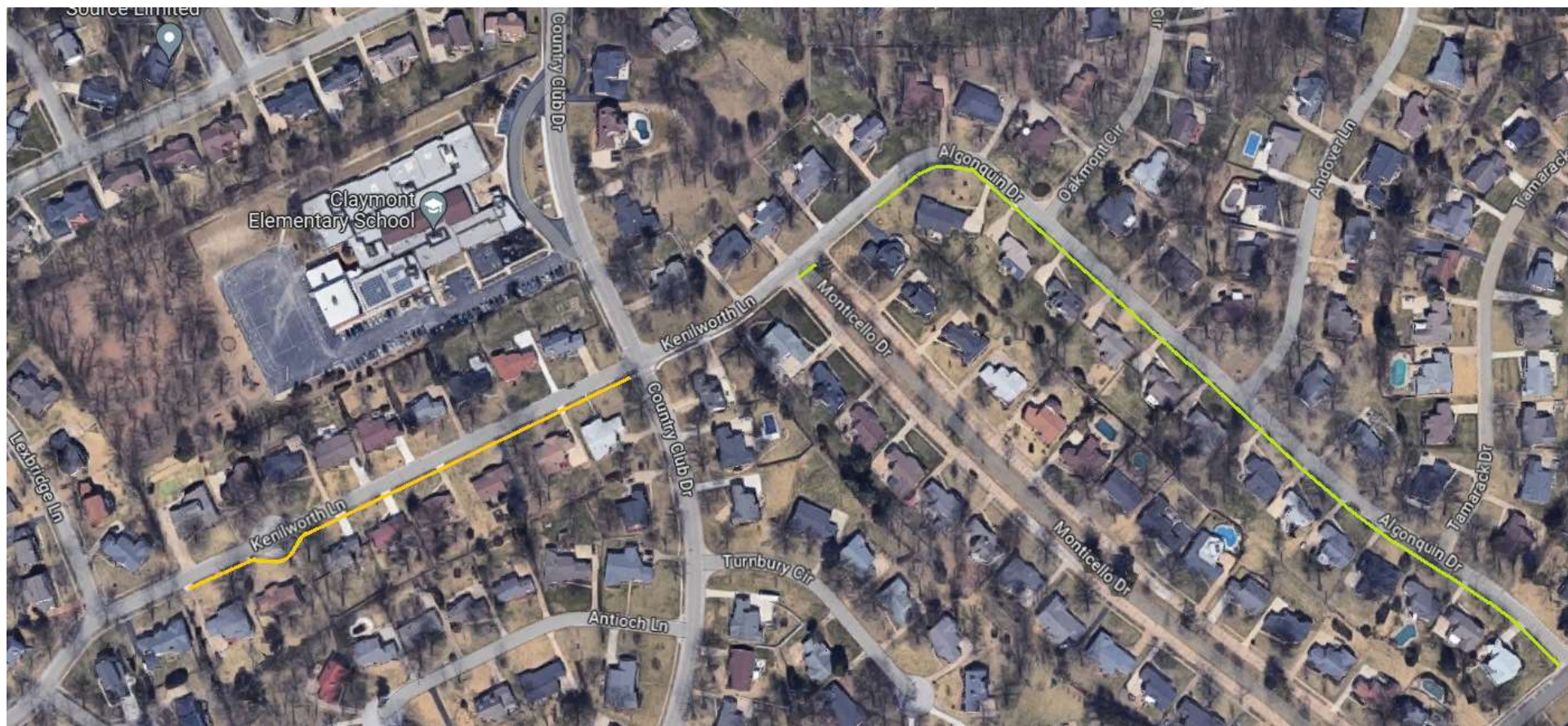
The Homeowners association petitioned both sides of the street and the response was >50% on each side. The north side had five homes supported, three homes rejected - with one response missing. The south side had four homes support, three homes rejected - with one response missing.

**Recommendation:** To apply for a grant that will alleviate the cost for the City with an 80/20 split with the City's cost projected to be around \$37,100.43

**Submitted By:** Jim Link

**Date:** 10-17-2023

# Claymont Sidewalks



Kenilworth / Lexbridge

Kenilworth / Algonquin / Claymont