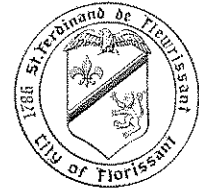


FLORISSANT CITY COUNCIL AGENDA
City Hall
955 rue St. Francois
Monday, December 14th, 2015
7:30 PM
Karen Goodwin, MMC/MRCC



I. PLEDGE OF ALLEGIANCE

II. ROLL CALL OF MEMBERS

III. APPROVAL OF MINUTES

- Meeting Minutes for November 23, 2015

IV. CERTIFICATE OF RECOGNITION

- Mr. Lawrence Washington
- Mr. Adam R. Matthews

V. POLICE COMMENDATIONS

- Officer Chris Easton
- Officer Michael Arthur and K9 Hugo
- Officers Nicolas Osmer and Kyle Feldman
- Detective Tony Mocca and Detective Joe Monahan
- Officer Bryan Bussen
- Officer Ryan McCarrick
- Officer DeWitt Edwards and Detective Jarrod Coder
- Officer Mark Nardoni

VI. HEARING FROM CITIZENS

(Speaker cards are available at the entrance to the Council Chambers)

VII. COMMUNICATIONS

VIII. PUBLIC HEARINGS

15-10-025 (Ward 7) Application Staff Rpt Plans	Request to authorize a Special Use Permit to Amigo Food LLC, d/b/a Rubio's Fresh Mexican Grill to allow for the operation of a restaurant/grocery store for the property located at 758 S. New Florissant Rd. (Planning and Zoning recommended denial on October 5, 2015)(Postponed on 10/26/15, 11/9/15 and 11/23/15 to this date)	Marko Felix
15-11-027 (Ward 3) Application Staff Rpt Plans	Request to authorize a Special Use Permit to Charles Lawshe d/b/a Glory to God Kingdom Fellowship Hall to allow for the operation of a child day care for the property located at 8428 N. Lindbergh. (Planning and Zoning recommended approval on 11/2/15) (Postponed to this date on 11/23/15)	Charles Lawshe

IX. OLD BUSINESS

A. SECOND READINGS

9144	Ordinance submitting to the qualified voters of the City of Florissant, Missouri, for their approval at the General Municipal Election to be held in the City on the 5 th day of April, 2016, a proposition to authorize the City to continue applying and collecting the local sales tax on the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other than a licensed Missouri dealer.	2 nd Reading Council as a whole
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X. NEW BUSINESS

XI. RESOLUTIONS

E984	A Resolution in opposition to Bill No. 276, 2015 adopted by the St. Louis County Council pertaining to police services & cities.	Council as a Whole
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XII. BOARD APPOINTMENTS

XIII. REQUESTS

Ward 6 Application	Request for a permit for 4 hens for Frank and Trina Pruitt located at 693 N. Lafayette. (Health Department recommended approval)	Frank and Trena Prewitt
Ward 6 Application	Request for a transfer of Special Use Permit No. 7908 from Mark Gillette d/b/a MAG Motors to Corey Gulley d/b/a The Car Doctor, LLC for the operation of an auto repair business for the property located at 1890 N. Hwy 67.	Corey Gulley

XIV. BILLS FOR FIRST READING

9150 Memo	Ordinance amending Title III of the Florissant City Code, Schedule XIII "Parking Prohibited At All Times On Certain Streets" by adding thereto the West side of McNulty Drive for 200 feet from the intersection of Lindsay Lane.	Jones
9151 Memo	Ordinance amending Title III of the Florissant City Code, schedule XIII "Parking Prohibited At All Times On Certain Streets" by adding thereto the East side of Charlotte Drive for 200 feet from the intersection of Lindsay Lane.	Jones
9152 Application	Ordinance authorizing a transfer of Special Use Permit No. 7908 from Mark Gillette d/b/a MAG Motors to Corey Gulley d/b/a The Car Doctor, LLC for the operation of an auto repair business for the property located at 1890 N. Hwy 67.	Henke

XV. COUNCIL ANNOUNCEMENTS

XVI. MESSAGE FROM THE MAYOR

XVII. ADJOURNMENT

THIS AGENDA WAS POSTED AT THE FLORISSANT CITY HALL ON DECEMEBER 11, 2015 AT 12:00 PM ON THE BULLETIN BOARD OUTSIDE THE COUNCIL CHAMBERS. ANY ONE WISHING TO ATTEND THE COUNCIL MEETING WHO HAS SPECIAL NEEDS SHOULD CONTACT THE CITY CLERK'S OFFICE AT 839-7630 OR TDD 839-5142 BY NOON ON MONDAY, DECEMBER 14TH, 2015.

CITY OF FLORISSANT



COUNCIL MINUTES

November 23, 2015

The Florissant City Council met in regular session at Florissant City Hall at 955 rue St. Francois on Monday, November 23, 2015 at 7:30 p.m. with Council President Joe Eagan presiding. The Chair asked everyone in attendance to stand and join in the Pledge of Allegiance.

On Roll Call the following were present: Pagano, Schmidt, Siam, Lee, Eagan, Caputa, Schildroth and Henke. Also present was Mayor Thomas P. Schneider, City Attorney John Hessel and Acting City Clerk Anita Moore. Councilman Jones was excused. A quorum being present the Chair stated that the Council meeting was in session for the transaction of business.

Councilman Schmidt moved to approve the Meeting Minutes of 11/9/2015 and Budget Meeting Minutes from 11/16/2015, seconded by Lee. Motion carried.

The next item on the agenda was Hearing from Citizens.

Paul Young, 525 Mullanphy Lane, asked that the police try to monitor the intersection of Patterson Rd. and Mullanphy Lane. Cars drive by at a high rate of speed and he expressed his safety concerns. He also stated his concerns with suspicious individuals "hanging about" at the pavilion at that intersection. He asked that signs be posted that no one could loiter there at night.

Todd Allen Signs, 1125 Boulder Dr., stated that he would be playing Santa Clause at Shriner's Hospital and asked for donations of toys or funds for a worthy cause. Donations can be made at the Florissant Police Department.

State Representative Keith English, 470 S. Castello, stated that he had the support of family, friends, Policeman Kirk Lawless, his attorney, Kim Besserman, his ex-wife and many citizens and residents of Florissant. He submitted documents to the

33 clerk from supportive individuals who could not be in attendance at the meeting tonight.
34 He gave a brief overview of the history of a slanderous lawsuit in which he was
35 involved. Councilman Eagan asked that he conclude his statement, as it was not
36 relevant to Florissant City business. Mr. English read a letter from his doctor regarding
37 his health. Again, Council President Eagan informed Mr. English that he had surpassed
38 the 3 minute time limit for speaking.

39 Kevin O'Donnell, 512 Rancho Lane, stated that he supported Representative
40 English in regards to his lawsuit. Also, he remembered that Mr. English had announced
41 that he had cancer when he was a Councilman from Ward 4.

42 The next item on the Agenda was Communications.

43 1. Letter, dated November 6, 2015, from Rose Marie Bucher regarding breed specific
44 legislation.

45 The next item on the Agenda was Public Hearings.

46 The City Clerk reported that continued Public Hearing #15-10-025, A request to
47 authorize a Special Use Permit to Amigo Food, LLC d/b/a Rubio's Fresh Mexican Grill
48 to allow for the operation of a restaurant/grocery store for the property located at 758 S.
49 New Florissant Rd. had been advertised in substantially the same form as appears in the
50 foregoing publication and by posting the property. The Chair declared the Public
51 Hearing to be re-opened and invited those who wished to be heard to come forward.
52 Being none, Councilwoman Pagano moved to postpone Public Hearing #15-10-025 to
53 12/14/15, seconded by Schmidt. Motion carried.

54 The City Clerk reported that Public Hearing #15-11-027 A request to authorize a
55 Special Use Permit to Charles Lawshe d/b/a Glory to God Kingdom Fellowship Hall to
56 allow for the operation of a child day care center for the property located at 8428 N.
57 Lindbergh had been advertised in substantially the same form as appears in the
58 foregoing publication and by posting the property. The Chair declared the Public
59 Hearing to be opened and invited those who wished to be heard to come forward.

60 Mr. Charles Lawshe, petitioner and pastor, stated that the church has been open
61 in Florissant for 7 years. They would now like to move in order to locate to a larger
62 space. They would like to have an infant/toddler day care center at this new location.
63 They are currently located at 8460 N. Lindbergh and wish to move to 8428 N.
64 Lindbergh. The site is currently a medical equipment building.

65 Mr. Lawshe stated that he originally intended his hours of operation to be 6-6:00
66 five days a week, but was encouraged by the Planning & Zoning Commission to
67 increase his hours. He changed them to 5-7. The day care will not be open the same
68 time as the church. Councilman Eagan expressed his concern about the out-building
69 at the rear of the property. The petitioner stated that this out-building was owned by
70 the landlord of the building, Mr. Keeven, and was only used for storage. He added that
71 Mr. Keeven parked trucks there, but there was no business currently operating out of the
72 out-building. Councilman Eagan expressed safety concerns about children playing in a
73 drive-way/alley. Mr. Lawshe stated that he will have pylons installed and a 6 foot high
74 fence constructed around the perimeter of the playground for safety concerns. Mr.
75 Lawshe stated that the size of the playground will be about 15' out from the building and
76 will cross over about 30 feet, roughly half the size of the building. Councilman Eagan
77 asked if the petitioner could contact him in the upcoming week so that they could meet
78 and review the site. Mr. Lawshe stated that he would.

79 Councilman Schmidt asked the petitioner how the drop-off and pick-up of
80 children was to be configured. Mr. Lawshe stated that they both would be at the front of
81 the building. Councilman Schmidt stated that he felt it was not safe to be dropping off
82 and picking up children at the same time and at the same location. He added that having
83 a child daycare center in a "shopping center" type environment could be a nightmare and
84 not a safe situation for the children. Mr. Lawshe explained that the children would be
85 infants up to three years old.

86 Councilman Lee questioned that there were 107 parking spaces required
87 according to the staff analysis and that Mr. Lawshe stated that there would only be 28.
88 He also stated that according to state/county requirements, 4 spaces were required
89 for every car. Councilman Lee stated that he would like clarification on the parking
90 from staff.

91 The Chair asked if there were any citizens who would like to speak on said
92 public hearing. Being none, Councilman Eagan moved to postpone Public Hearing
93 #15-11-027 to 12/14/15, seconded by Henke. Motion carried.

94 Councilman Eagan moved to accept Substitute Bill No. 9137 An Ordinance
95 adopting the budget for the City of Florissant for the fiscal year commencing on

96 December 1, 2015 and ending on November 30, 2016 and providing for its effective
97 date, seconded by Schildroth. Motion carried. Councilman Eagan moved that
98 Substitute Bill No. 9137 be read for a second time, seconded by Lee.

99 Councilwoman Pagano stated that after reviewing the budget, she realized that in
100 regards to the Housing Department staff, the Council moved the vacant, full-time
101 position to a part-time position. She asked why the job classification changed to a
102 “secretarial” position when the same job simply became part-time. She asked for
103 clarification from the administration. The Mayor explained that when this change
104 occurred, the administration did not have a job classification to fit this new, part-time
105 position into. As a result, the administration placed the job in closest corresponding
106 position that they had in “part-time” positions. Councilwoman Pagano felt that the
107 position should remain the same, only moved to a part-time status. The Mayor stated
108 that it would have to be reviewed by the Personnel Committee. They would have to
109 come up with a new job description, either a “field” position or “clerical” one. The
110 administration was unaware at the time of the “will of the Council” in regards to forming
111 a new position. Furthermore, the Mayor stated that this job position will be reviewed
112 and approved by the Council before the position is filled.

113 Councilman Henke stated that he felt when the vote was taken to reduce the
114 position from a full time to part-time position; it was no one’s intention to reduce the job
115 description. The job and the pay would remain the same; just someone would do the
116 same job on a part-time basis. In addition, Councilman Henke asked if it would be
117 appropriate to make a motion for the Council to revisit this job description/salary of this
118 position in order for the “will of the Council” to prevail.

119 Mr. Hessel explained that procedurally, it would not be appropriate to do that in
120 respect to this bill. Mr. Hessel added that the Mayor was made aware of Councilman
121 Henke’s and Councilwoman Pagano’s concern and intent, and the administration will
122 bring it back before them. And furthermore, the minutes will reflect the discussion.

123 Councilman Lee stated that the Council had received a recommendation from the
124 administration stating that the intent was to eliminate one full-time, administrative
125 position and add a part-time secretary position. This was stated in the motion that the
126 Council voted on.

127 On the motion for a second reading, motion carried and Substitute Bill No. 9137
128 was read for a second time. Councilman Schmidt moved that Substitute Bill No. 9137
129 be read for a third time, seconded by Henke. Motion carried and Substitute Bill No.
130 9137 was read for a third and final time and placed upon its passage.

131 Before the final vote all interested persons were given an opportunity to be
132 heard. John Engelmeyer, 1281 Graham Road, stated that he had looked into other
133 budget processes in various municipalities and Florissant's budget was not readily
134 understandable. He asked several questions about various terms that were used and
135 how confusing they were. He enquired why the city continues to hire an unnecessary
136 "lobbyist," why the classification of expenditures was so confusing, why membership
137 dues were so excessive and why citizens cannot talk to employees about the budget.

138 Mr. Engelmeyer was especially concerned about the loss of money at the golf
139 course, approximately \$428,000, which could instead be used for various services to
140 residents, including leaf pick-up. Two meetings by the City Council on the budget were
141 not sufficient for Florissant's size. He also asked for a subcommittee on Charter
142 Review and one for improving the real estate values in the City.

143 On roll call the Council voted: Pagano yes, Schmidt yes, Siam yes, Lee yes,
144 Jones absent, Eagan yes, Caputa yes, Schildroth yes and Henke yes. Whereupon the
145 Chair declared Substitute Bill No. 9137 to have passed and said Bill became Ordinance
146 No. 8180.

147 Councilman Schildroth moved that Bill No. 9138 An Ordinance amending
148 Chapter 240 "Emergency Management," Subsection 240.010 "Establishment" of the
149 Florissant City Code by adding a provision for a temporary commissioner be read for a
150 second time, seconded by Caputa. Motion carried and Bill No. 9138 was read for a
151 second time. Councilman Siam moved that Bill No. 9138 be read for a third time,
152 seconded by Lee. Motion carried and Bill No. 9138 was read for a third and final time
153 and placed upon its passage. Before the final vote all interested persons were given an
154 opportunity to be heard. Seeing none, on roll call the Council voted: Pagano yes,
155 Schmidt yes, Siam yes, Lee yes, Jones absent, Eagan yes, Caputa yes, Schildroth yes and
156 Henke yes. Whereupon the Chair declared Bill No. 9138 to have passed and said Bill
157 became Ordinance No. 8181.

158 Councilman Eagan moved to accept Substitute Bill No. 9139 An Ordinance
159 repealing Ordinance #7929 and #7966 establishing a new compensation plan for part-
160 time employees of the City of Florissant and containing an effective date clause,
161 seconded by Caputa. Motion carried. Councilman Eagan moved that Substitute Bill No.
162 9139 be read for a second time, seconded by Henke. Motion carried and Substitute Bill
163 No. 9139 was read for a second time. Councilwoman Pagano moved that Substitute
164 Bill No. 9139 be read for a third time, seconded by Schildroth. Motion carried and
165 Substitute Bill No. 9139 was read for a third and final time and placed upon its passage.
166 Before the final vote all interested persons were given an opportunity to be heard.
167 Seeing none, on roll call the Council voted: Pagano yes, Schmidt yes, Siam yes, Lee
168 yes, Jones absent, Eagan yes, Caputa yes, Schildroth yes and Henke yes. Whereupon the
169 Chair declared Substitute Bill No. 9139 to have passed and said Bill became Ordinance
170 No. 8182.

171 Councilman Henke moved that Bill No. 9140 An Ordinance repealing Ordinance
172 #7928, #8106, and #8014 which established the compensation plan for the seasonal part-
173 time employees of the City of Florissant and containing an effective date clause be read
174 for a second time, seconded by Schmidt. Motion carried and Bill No. 9140 was read for
175 a second time. Councilman Siam moved that Bill No. 9140 be read for a third time,
176 seconded by Pagano. Motion carried and Bill No. 9140 was read for a third and final
177 time and placed upon its passage. Before the final vote all interested persons were given
178 an opportunity to be heard. Seeing none, on roll call the Council voted: Pagano yes,
179 Schmidt yes, Siam yes, Lee yes, Jones absent, Eagan yes, Caputa yes, Schildroth yes and
180 Henke yes. Whereupon the Chair declared Bill No. 9140 to have passed and said Bill
181 became Ordinance No. 8183.

182 Councilwoman Pagano moved to accept Substitute Bill No. 9141 An Ordinance
183 authorizing a transfer of \$20,000 from Acct. No. 4055 “Insurance, Fire, & Liability” to
184 Acct. No. 4023 “Postage and Printing” to cover anticipated shortfall in postage for the
185 balance of the fiscal year, seconded by Lee. Motion carried. Councilman Siam moved
186 that Substitute Bill No. 9141 be read for a second time, seconded by Schildroth. Motion
187 carried and Substitute Bill No. 9141 was read for a second time. Councilman Schmidt
188 moved that Substitute Bill No. 9141 be read for a third time, seconded by Caputa.

189 Motion carried and Substitute Bill No. 9141 was read for a third and final time and
190 placed upon its passage. Before the final vote all interested persons were given an
191 opportunity to be heard.

192 John Engelmeyer, 1281 Graham Road, asked why the original Bill for \$15,000
193 was increased to \$20,000. He could not find the “Postage and Printing” Account in the
194 proposed budget in order to find out what the money was being spent on. He asked
195 Councilman Eagan to explain the expenditure. Councilman Eagan stated that he would
196 discuss it with him after the meeting.

197 Kevin O ‘Donnell, 512 Rancho Lane, asked the same question regarding the
198 shortfall in the “Postage and Printing” account.

199 Seeing no more questions, on roll call the Council voted: Pagano yes, Schmidt
200 yes, Siam yes, Lee yes, Jones absent, Eagan yes, Caputa yes, Schildroth yes and Henke
201 yes. Whereupon the Chair declared Substitute Bill No. 9141 to have passed and said Bill
202 became Ordinance No. 8184.

203 Councilman Schildroth moved to accept Substitute Bill No. 9142 An Ordinance
204 to amend Title II, Chapter 245 “Parks & Recreation” of the Florissant City Code,
205 Section 245.180 “Fees for Use,” by deleting the section in its entirety and replacing it
206 with a new section, seconded by Schmidt. Motion carried. Councilman Caputa moved
207 that Substitute Bill No. 9142 be read for a second time, seconded by Siam. Motion
208 carried and Substitute Bill No. 9142 was read for a second time. Councilman Lee
209 moved that Substitute Bill No. 9142 be read for a third time, seconded by Eagan.
210 Motion carried and Substitute Bill No. 9142 was read for a third and final time and
211 placed upon its passage. Before the final vote all interested persons were given an
212 opportunity to be heard. Seeing none, on roll call the Council voted: Pagano yes,
213 Schmidt yes, Siam yes, Lee yes, Jones absent, Eagan yes, Caputa yes, Schildroth yes and
214 Henke yes. Whereupon the Chair declared Substitute Bill No. 9142 to have passed and
215 said Bill became Ordinance No. 8185.

216 Mayor Schneider requested the appointment of Mary Wallis, 710 Boone, to the
217 Environmental Quality Commission as a member from Ward 6 for a term expiring on
218 11/23/2018. Councilman Eagan made a motion to accept the appointment, seconded by
219 Schildroth. Motion carried.

220 Councilman Eagan moved to remove Bill No. 9143 An Ordinance authorizing a
221 Special Use Permit to Charles Lawshe d/b/a Glory to God Kingdom Fellowship Hall to
222 allow for the operation of a child day care center for the property located at 8428 N.
223 Lindbergh from the agenda, seconded by Lee. Motion carried.

224 Council as a Whole introduced Bill No. 9144 An Ordinance submitting to the
225 qualified voters of the City of Florissant, Missouri, for their approval at the General
226 Municipal Election to be held in the city on the 5th day of April, 2016, a proposition to
227 authorize the city to continue applying and collecting the local sales tax on the titling of
228 motor vehicles, trailers, boats and outboard motors that were purchased from a source
229 other than a licensed Missouri dealer and said Bill was read for the first time by title
230 only.

231 Council as a Whole introduced Bill No. 9145 An Ordinance authorizing the
232 Mayor of the City of Florissant to enter into a supplemental agreement for federal
233 funding for project Number STP-5595 (614) known as the N. Lafayette Street
234 Reconstruction Project and said Bill was read for the first time. Councilman Eagan
235 moved that Bill No. 9145 be read for a second time, seconded by Pagano. Motion
236 carried and Bill No. 9145 was read for a second time. Councilman Eagan moved that
237 Bill No. 9145 be read for a third time, seconded by Pagano. On roll call the Council
238 voted: Pagano yes, Schmidt yes, Siam yes, Lee yes, Jones absent, Eagan yes, Caputa
239 yes, Schildroth yes and Henke yes. Having received the unanimous vote of all members
240 present Bill No. 9145 was read for the third and final time and placed upon its passage.

241 Before the final vote all other interested persons were given an opportunity to be
242 heard. Being no persons who wished to be heard, on roll call the Council voted: Pagano
243 yes, Schmidt yes, Siam yes, Lee yes, Jones absent, Eagan yes, Caputa yes, Schildroth
244 yes and Henke yes. Whereupon the Chair declared Bill No. 9145 to have passed and said
245 Bill became Ordinance No. 8186.

246 Councilman Eagan introduced Bill No. 9146 An appropriation of \$16,000 from
247 the General Revenue Fund to Acct. No. 0610 "Salaries-Golf Course" and an
248 appropriation of \$1,500 to Acct. No. 0626 "Utilities-Golf" for end of year balancing for
249 the golf course and said Bill was read for the first time. Councilman Schildroth moved
250 that Bill No. 9146 be read for a second time, seconded by Caputa.

251 Councilman Lee explained that the Council had worked very hard on the golf
252 course and have made many of adjustments for next year. Although this appropriation
253 was necessary for this fiscal year, Councilman Lee reaffirmed that this will not happen
254 again and the City will have a much tighter control on the golf course in the upcoming
255 year.

256 On the motion for a second reading, motion carried and Bill No. 9146 was read
257 for a second time. Councilman Lee moved that Bill No. 9146 be read for a third time,
258 seconded by Eagan. On roll call the Council voted: Pagano yes, Schmidt yes, Siam
259 yes, Lee yes, Jones absent, Eagan yes, Caputa yes, Schildroth yes and Henke yes.
260 Having received the unanimous vote of all members present Bill No. 9146 was read for
261 the third and final time and placed upon its passage.

262 Before the final vote all other interested persons were given an opportunity to be
263 heard. John Engelmeyer, 1281 Graham Road, thanked Councilman Lee for the
264 explanation of this Bill.

265 Being no other persons who wished to be heard, on roll call the Council voted:
266 Pagano yes, Schmidt yes, Siam yes, Lee yes, Jones absent, Eagan yes, Caputa yes,
267 Schildroth yes and Henke yes. Whereupon the Chair declared Bill No. 9146 to have
268 passed and said Bill became Ordinance No. 8187.

269 Councilman Eagan introduced Bill No. 9147 An Ordinance appropriating the
270 sum of \$10,000 from the General Revenue Fund of the City of Florissant to Acct. No.
271 4059 "Election Expense" for the purpose of funding additional election expenses and
272 said Bill was read for the first time. Councilman Eagan moved that Bill No. 9147 be
273 read for a second time, seconded by Pagano. Motion carried and Bill No. 9147 was
274 read for a second time. Councilwoman Pagano moved that Bill No. 9147 be read for a
275 third time, seconded by Henke. On roll call the Council voted: Pagano yes, Schmidt
276 yes, Siam yes, Lee yes, Jones absent, Eagan yes, Caputa yes, Schildroth yes and Henke
277 yes. Having received the unanimous vote of all members present Bill No. 9147 was
278 read for the third and final time and placed upon its passage.

279 Before the final vote all other interested persons were given an opportunity to be
280 heard.

281 Kevin O'Donnell, 512 Rancho Lane, expressed his concern about this additional
282 \$10,000 appropriation in light of the fact that the city had just appropriated \$30,000 for a
283 special election expense. Mr. O'Donnell stated that he had suggested, back in August,
284 consolidating the last election expense with the current one in order to reduce election
285 costs. Councilman Lee explained to Mr. O'Donnell that the City never knows the cost
286 of an election until a final bill is received from the Boards of Election Commissioners.

287 Being no other persons who wished to be heard, on roll call the Council voted:
288 Pagano yes, Schmidt yes, Siam yes, Lee yes, Jones absent, Eagan yes, Caputa yes,
289 Schildroth yes and Henke yes. Whereupon the Chair declared Bill No. 9147 to have
290 passed and said Bill became Ordinance No. 8188.

291 Councilman Eagan introduced Bill No. 9148 An Ordinance appropriating the
292 sum of \$5,500 from the General Revenue Fund of the City of Florissant to Budget
293 Acct. No. 5626 "Utilities-Koch Aquatic Center" for year-end balancing and said Bill
294 was read for the first time. Councilman Siam moved that Bill No. 9148 be read for a
295 second time, seconded by Caputa. Motion carried and Bill No. 9148 was read for a
296 second time. Councilwoman Pagano moved that Bill No. 9148 be read for a third time,
297 seconded by Lee. On roll call the Council voted: Pagano yes, Schmidt yes, Siam
298 yes, Lee yes, Jones absent, Eagan yes, Caputa yes, Schildroth yes and Henke yes.
299 Having received the unanimous vote of all members present Bill No. 9148 was read for
300 the third and final time and placed upon its passage.

301 Before the final vote all other interested persons were given an opportunity to be
302 heard. Being no persons who wished to be heard, on roll call the Council voted: Pagano
303 yes, Schmidt yes, Siam yes, Lee yes, Jones absent, Eagan yes, Caputa yes, Schildroth
304 yes and Henke yes. Whereupon the Chair declared Bill No. 9148 to have passed and said
305 Bill became Ordinance No. 8189.

306 Councilman Eagan introduced Bill No. 9149 An Ordinance amending Chapter
307 125.065A by deleting selected job classifications and adding new job classification as
308 necessary and said Bill was read for the first time. Councilman Henke moved that Bill
309 No. 9149 be read for a second time, seconded by Eagan. Motion carried and Bill No.
310 9149 was read for a second time. Councilman Siam moved that Bill No. 9149 be read
311 for a third time, seconded by Schmidt. On roll call the Council voted: Pagano yes,

312 Schmidt yes, Siam yes, Lee yes, Jones absent, Eagan yes, Caputa yes, Schildroth yes
313 and Henke yes. Having received the unanimous vote of all members present Bill No.
314 9149 was read for the third and final time and placed upon its passage.

315 Before the final vote all other interested persons were given an opportunity to be
316 heard. Being no persons who wished to be heard, on roll call the Council voted: Pagano
317 yes, Schmidt yes, Siam yes, Lee yes, Jones absent, Eagan yes, Caputa yes, Schildroth
318 yes and Henke yes. Whereupon the Chair declared Bill No. 9149 to have passed and said
319 Bill became Ordinance No. 8190.

320 Councilman Eagan moved to cancel the December 28th City Council Meeting
321 due to the holidays, seconded by Schmidt. Motion carried.

322 The next item on the Agenda was Council Announcements.

323 Councilman Henke stated that in spite of the negativity on social media, he was
324 very grateful for the City and all that we have. He asked everyone to be more thoughtful
325 and appreciate all that we have this Thanksgiving. He also gave a “shout-out” to
326 T.E.A.M. and encouraged everyone to drop off a donation.

327 Councilman Lee wished everyone a Happy Thanksgiving and thanked all the
328 veterans who are serving in the military and are away from their families. He also
329 thanked the administration and other members of Council for working together and
330 coming up with a good, workable budget.

331 Councilman Caputa wished all the residents of Ward 4 a very Happy
332 Thanksgiving and encouraged everyone to appreciate their families this time of year. He
333 warned residents on being careful when warming up their cars this winter. Many cars
334 are stolen this way.

335 Council President Eagan stated that *Guns and Hoses* will be held on 11/25 with
336 all proceeds going to Back. His daughter will be fighting in the event on the side of the
337 firefighters.

338 The next item on the Agenda was Mayor Announcements.

339 Mayor Schneider stated that he was proud and honored to serve with this
340 administration and grateful to the hard working City Council. He stated that the
341 Councilmembers were not puppets of the administration and that they challenge the

342 administration on a daily basis. More importantly, they do not deserve the insults that
343 were directed at them this evening.

344 Historic Florissant, Inc. will be hosting their annual house tour the Sunday after
345 Thanksgiving from 2-6 pm. Tickets are \$12. *Christmas in Old Town* will be held on
346 December 5 from 2-5 pm, followed by the Christmas Tree Lighting at City Hall. The
347 same night, the 27th Annual Project Lift Off will be held for 5th – 8th graders at the Eagan
348 Center. On December 19th the Nature Lodge will host a “Visit with Santa.” Winter
349 Break Camp will be held at the Eagan Center for kids during the winter school break.

350 The Mayor reminded citizens that resident cards expire on December 31st and
351 need to be renewed. *Sharing and Caring Food Drive* will be held from 11/27 – 12/17
352 and food can be dropped off at City Hall, JJE and JFK. The Christmas home
353 decorating contest will be held for any resident of the City and will be judged by the
354 Florissant Youth Advisory Commission. There will be a snowman building contest for
355 youngsters under the age 15. Contact the JFK Center for more information. Holiday
356 skating sessions have started at the ice rink at the Eagan Center.

357 The city will be sponsoring “Letters from Santa.” Please drop off or mail your
358 requests to the JFK Center on Howdershell Rd. They will be delivered to the North
359 Pole.

360 The next City Council Meeting is scheduled for Monday, December 14, 2015 at
361 7:30 pm.

362 Councilman Siam moved to adjourn the meeting, seconded by Lee. Motion
363 carried. The meeting was adjourned at 9:04 p.m.

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The following Bills were signed by the Mayor:

372

373

S9137 Ord 8180

374

9138 Ord 8181

Anita Moore, Acting City Clerk

375	S9139	Ord	8182
376	9140	Ord	8183
377	S9141	Ord	8184
378	S9142	Ord	8185
379	9145	Ord	8186
380	9146	Ord	8187
381	9147	Ord	8188
382	9148	Ord	8189
383	9149	Ord	8190

Commendations to be read December 14, 2015

Certificates of Recognition

Mr. Lawrence Washington Certificate of Recognition

On Thursday, July 23, 2015 Officer McCarrick was in the process of detaining a shoplifting suspect from the Flower Valley Shopping Center when the prisoner suddenly broke free and ran. Mr. Lawrence Washington witnessed the escaping suspect and he immediately took action by chasing the suspect and tackling him to the ground. Mr. Washington restrained the suspect until Officer McCarrick was able to take custody of the suspect. Mr. Washington's action exemplifies civic duty and courage to keep the City of Florissant a safe place to live. The Florissant Police Department wishes to officially commend Mr. Lawrence Washington for his swift action and invaluable assistance.

Mr. Adam R. Matthews certificate of Recognition

On Saturday, August 1, 2015 Mr. Adam Matthews observed a male subject (accompanied by a young child) enter his place of work. Mr. Matthews' observations and interactions with this individual created a suspicious feeling regarding the adult. Because of the information he was able to obtain from the male he initiated an online search and discovered that the male was a suspect in a parental abduction in Cook County, Illinois. Mr. Matthews immediately contact Officer Easton with the information. Because of his actions the suspect was arrested and the child was returned to his biological mother after a five year absence. The Florissant Police Department wishes to formally commend Mr. Adam Matthews for his invaluable assistance.

Commendations

Officer Chris Easton

On Saturday, August 1, 2015 Officer Chris Easton was contacted by Mr. Matthews who advised him of a suspicious male subject that entered his place of business with a young child. When Mr. Matthews advised Officer Easton of his suspicions that the subject may be a suspect in a parental abduction in Illinois Officer Easton made a quick and thorough follow up investigation. Officer Easton's immediate attention to this investigation resulted in the verification of the crime, location of the suspect and a successful arrest. Because of Officer Easton's immediate actions the child was returned to his biological mother after a five year absence. The Florissant Police Department wishes to formally commend Officer Easton for his thorough investigation.

Officer Michael Arthur and K9 Hugo

On June 18th and July 10th, 2015 Officer Michael Arthur and his K9 partner Hugo assisted the United States Postal Inspector's Office with narcotics searches. Their efforts resulted in search warrants being issued on three different packages which led to the seizure of 19 pounds of Marijuana and \$70,000 in U S currency. Officer Arthur and his K9 partner are hereby formally commended for their professional conduct and the removal of dangerous drugs and their profits from the streets of Florissant.

Officers Nicholas Osmer and Kyle Feldman

On June 22, 2015 while on routine patrol Officer Nicholas Osmer observed a vehicle in several residential areas that led him to believe, based on his experience, that the occupants were suspicious in nature. When he observed the vehicle commit a traffic violation he executed a traffic stop assisted by Officer Kyle Feldmann. During the traffic stop both officers observed that a passenger was visibly shaking. Although he gave a fake name, their investigative skills led them to discover his real identity and the fact that he was wanted by three other jurisdictions for burglary. The suspect was arrested and later confessed to a dozen different burglaries in surrounding jurisdictions. Because of their excellent patrol techniques and investigative skills Officers Osmer and Feldman cleared numerous burglaries and removed a habitual felon from the streets of Florissant. For their excellent police work they are hereby formally commended.

Detective Tony Mocca and Detective Joe Monahan

On August 2nd, 2015 Detectives Tony Mocca and Joe Monahan were assigned the investigation of a serious Domestic Assault 1st Degree where a 36 year old victim had her throat cut and she was stabbed in the chest. Their investigation led to the development of a suspect – her ex-boyfriend. As part of their investigation they conducted a surveillance of the suspect's father's residence and observed his current girlfriend visit the residence. When she left they followed her to a bar in Alton, Illinois. With the assistance of the Alton Police Department the detectives were able to enter the bar, locate the suspect and take him into custody. After a lengthy interview of the suspect the detectives secured a videotaped confession. Warrants were issued on the suspect for Assault First Degree-Serious Physical Injury and Armed Criminal Action. For their excellent investigative techniques, interviewing skills and professional handling of this investigation these detectives are hereby officially commended.

Officer Bryan Bussen

On August 18th, 2015 Officer Bryan Bussen was on routine patrol when he noticed a stranded female motorist with a flat tire. Officer Bussen took the initiative to stop in the pouring rain and retrieved the spare, jacked up the car and changed her flat tire in spite of the in climate weather. His personal initiative to assist this stranded motorist certainly encouraged police/community involvement in a positive way. Officer Bussen is officially commended for this professional conduct.

Officer Ryan McCarrick

On August 26th, 2015 Officer Ryan McCarrick was directed to a Burglary 2nd report in the 1600 block of Saddlespur Lane. He obtained all of the information that included a possible suspect. On October 14, 2015 he was directed to a Robbery 2nd report also in the 1600 Block of Saddlespur Lane. While investigating this crime he also gained information regarding the suspect which included a possible first name. Through Officer McCarrick's diligence he was able to determine that both crimes were committed by the same individual. His follow-up investigation of these crimes led to the arrest of the suspect and his obtaining a full confession to both crimes. Because of his excellent police work and professional handling of these criminal offenses that resulted in the removal of a dangerous criminal from the streets of Florissant he is hereby formally commended.

Officer DeWitt Edwards and Detective Jarrod Coder

On August 29, 2015 Officer Edwards and Detective Coder were working a security detail at St. Sabina Church. Their attention was directed to a disturbance. While they were addressing the disturbance it became necessary to arrest one of the persons involved when he refused to leave. As Officer Edwards and Detective Coder were in the process of arresting the subject he suddenly fled and they both gave chase. During the chase citizens started yelling "He has a gun." When the officers caught up to the suspect they were able to disarm and arrest him without injury to any officer or the public. The efforts of these two officers resulted in the taking a dangerous armed felon off the streets of Florissant. Because of their professional handling of this dangerous situation and their heroic actions Officer Edwards and Detective Coder are hereby formally commended.

Officer Mark Nardoni

On September 9th, 2015 Officer Mark Nardoni received information regarding the location of a subject that was wanted for robbery, weapons charges and felony probation violation within the City of Florissant. With this information he was able to locate and arrest the subject at a local motel. As he continued his investigation he was able to seize various quantities of narcotics and a stolen firearm. This arrest led to the arrest of a second dangerous subject. For his diligent patrol efforts, professional investigative techniques and observations two violent criminals were taken off the streets of Florissant and Officer Nardoni is hereby formally commended.

CITY OF FLORISSANT

Public Hearing

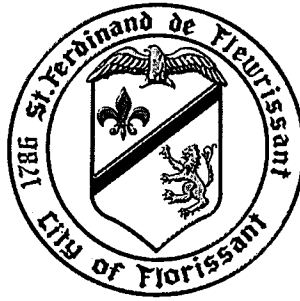


In accordance with 405.310 of the Florissant Zoning Code a Public Hearing will be held by the City Council of Florissant, MO. in the Council Chambers, 955 rue St. Francois, on Monday, October 26, 2015 at 7:30 p.m. on the following proposition:

To authorize a Special Use Permit to Amigo Food LLC, d/b/a Rubio's Fresh Mexican Grill to allow for the operation of a restaurant/grocery store for the property located at 758 S. New Florissant Road (legal description to govern). Citizens will have an opportunity to be heard. Anyone with special needs should contact the City Clerk at least 5 days before said public hearing by calling 839-7630 or TDD 839-5142.

CITY OF FLORISSANT, Karen Goodwin, City Clerk

FLORISSANT PLANNING & ZONING COMMISSION APPLICATION



City Of Florissant – Public Works
314-839-7648

Application is hereby made to the Building Commissioner of the Department of Public works Office at the City of Florissant, Missouri, to appear before the Planning & Zoning Commission

Please Print or Type The Following Information

Property Address: 758 S. NEW FLORISSANT

Property Owners Name: JOE'S SPH. LLC Phone # (314) 495 8686

Property Owners Address: 6 GARDEN LAKE WARDEN HEIGHTS 63043

Business Owners Name: MARIA SALINAS Phone # (314) 482-8759

Business Owners Address: 7361 NAPLES DR HAZELWOOD MO 63042

DBA (Doing Business As) KAP BONOB

Authorized Agents Name: MARCO FELIX CO. Name: _____
(Authorized Agent to Appear Before The Commission)

Agents Address: 7361 NAPLES DR HAZELWOOD MO 63042 Phone # (314) 548 5353

Request BUSSINES LICENSE FOR A TO A MEXICAN

RESTAURANT AND GROCERY STORE SPECIAL USE PERMIT

State complete request (print or type only).

IF A TRAFFIC STUDY IS REQUIRED FOR CERTAIN DEVELOPMENTS AND USES THE COST OF THE TRAFFIC STUDY SHALL BE PAID BY THE APPLICANT. PLEASE SUBMIT FOLDED PLANS

Applicant's Signature: [Signature]

Date: 02/23/2015

Received by: al Receipt # 70059 OFFICE USE ONLY Amount Paid: 125.00 Date: 2/26/15

STAFF REMARKS: see staff report

DATE APPLICATION REVIEWED: 3/12/15

SIGNATURE OF STAFF WHO REVIEWED APPLICATION: [Signature]

COMMISSION ACTION TAKEN:

RECOMMEND DENIAL
PLANNING & ZONING
CHAIRMAN

SIGN. [Signature] DATE: 10-5-15

SPECIAL USE PERMIT APPLICATION
TO THE CITY OF FLORISSANT
PLANNING AND ZONING COMMISSION



City Of Florissant – Public Works
314-839-7648

PLANNING & ZONING ACTION

Council Ward 7 Zoning B-3

RECOMMEND DENIAL
PLANNING & ZONING
CHAIRMAN

Initial Date Petitioner Filed 2/23/15
Building Commissioner to complete
ward, zone & date filed

SIGN.

DATE: 10-5-15

SPECIAL PERMIT FOR

RUBIO'S FRESH MEXICAN GRILL

Statement of what permit is being sought. (i.e., special permit for operation of a restaurant.)

AMEND SPECIAL PERMIT #-

ordinance #

TO ALLOW FOR

Statement of what the amendment is for.

LOCATION

758 S NEW FLORISSANT

Address of property.

1) Comes Now

MARIA SALINAS DBA AMIGO FOODS LLC

Enter name of petitioner. If a corporation, state as such. If applicable include DBA (Doing Business As)

and states to the Planning and Zoning Commission that he (she) (they) has (have) the following legal interest in the tract of land located in the City of Florissant, State of Missouri, as described on page 3 of this petition.

Legal interest in the Property)

LEASE

State legal interest in the property. (i.e., owner of property, lease.

Submit copy of deed or lease or letter of authorization from owner to seek a special use.

2) The petitioner(s) further state(s) that the property herein described is presently being used for EMPTY and that the deed restrictions for the property do not prohibit the use which would be authorized by said Permit.

3) The petitioner(s) further states (s) that they (he) (she) are submitting a detailed site plan of the proposed or existing development showing location and use of all structures, off-street parking, and all other information required by the Zoning Ordinance or determined necessary by the Building Commissioner.

4) The petitioner(s) further state(s) that (he) (she) (they) can comply with all of the requirements of the City of Florissant, including setback lines and off-street parking.

- 5) The petitioner (s) further (represent (s) and warrants (s) that they (he) (she) has (have) not made any arrangement to pay any commission gratuity or consideration, directly or indirectly to any official, employee or appointee of the City of Florissant, with respect to this application.
- 6) The petitioner(s) further state (s) that the Special Use Permit is sought for the following purposes, and no other, List in detail, all activities sought to be covered by the permit (i.e.; operation of a business, approval of building and / or site plans (preliminary and / or final), plan approval for sign, etc.):
- 7) The petitioner (s) state (s) the following factors and reason to justify the permit:

(If more space is needed, separate sheets may be attached)

Maria Salinas Gamia Salinas 2-23-15
 PRINT NAME SIGNATURE

FOR AMIAO FOODS LLC
 (company, corporation, partnership)

Print and sign application. If applicant is a corporation or partnership signature must be a CORPORATE OFFICER or a PARTNER. NOTE: Corporate officer is an individual named in corporate papers.

- 8) I (we) hereby certify that (indicate one of the following):
- () I (we) have a legal interest in the herein above described property.
- () I am (we are) the duly appointed agent(s) of the petitioner (s), and that all information given here is true and a statement of fact.

Petitioner may assign an agent to present petition to the Commission and Council. The agent must sign the petition in below, and provide address and telephone number

SIGNATURE Gamia Salinas

ADDRESS 7361 NAPLES DR HAZLEWOOD MO 63042
 STREET CITY STATE ZIP CODE

TELEPHONE NUMBER _____
 BUSINESS

I (we) the petitioner (s) do hereby appoint MARCO FELIX as
 Print name of agent.
 my (our) duly authorized agent to represent me (us) in regard to this petition.

[Signature]
 Petitioner or authorized agent's signature

NOTE: When the petitioner and/or his duly authorized agent appears before the Planning and Zoning Commission and to make a presentation, the same individuals must also appear before the City Council at the Public Hearing to make the presentation and no one else will be permitted to make the presentation to the City Council.

IF DESCRIPTIONS OF PLATS OR SURVEYS ARE INCORRECT, OR IF THE PETITION FORM IS NOT CORRECTLY AND COMPLETELY FILLED OUT, IT WILL BE RETURNED FOR ADDITIONS OR CORRECTIONS AND WILL HAVE TO BE RE-SUBMITTED.

REQUIRED INFORMATION

Please mark an "X" in the appropriate type of operation then fill in applicable section (a), (b) or (c). Corporations are to submit copy of Missouri corporate papers with registration papers.

1) Type of Operation:
Individual LLC Partnership _____ Corporation _____

(a) If an individual:

- (1) Name and Address MIRIA SALINAS
- (2) Telephone Number 314 482 8759
- (3) Business Address 758 S NEW FLOISSANT
- (4) Date started in business _____
- (5) Name in which business is operated if different from (1) _____
- (6) If operating under a fictitious name, provide the name and date registered with the State of Missouri, and a copy of the registration.

(b) If a partnership:

- (1) Names & addresses of all partners _____
- (2) Telephone numbers 314 548 5357 / 314 482 8759
- (3) Business address _____
- (4) Name under which business is operated _____
- (5) If operating under fictitious name, provide date the name was registered with the State of Missouri, and a copy of the registration.

(c) If a corporation:

- (1) Names & addresses of all partners _____
- (2) Telephone numbers _____
- (3) Business address _____
- (4) State of Incorporation & a photocopy of incorporation papers _____
- (5) Date of Incorporation _____
- (6) Missouri Corporate Number _____
- (7) If operating under fictitious name, provide the name and date registered with the State of Missouri, and a copy of registration. _____
- (8) Name in which business is operated _____
- (9) Copy of latest Missouri Anti-Trust. (annual registration of corporate officers) If the property location is in a strip center, give dimensions of your space under square footage and do not give landscaping Information.

Please fill in applicable information requested. If the property is located in a strip center, give the dimensions of your space under square footage and do not give landscaping information.

Name RUBIO'S FRESH MEXICAN GRILL

Address 758 S NEW FLORISSANT

Property Owner PAUL PATEL DBA JOE'S SPH LLC

Location of property 758 S NEW FLORISSANT

Dimensions of property _____

Property is presently zoned _____ Requests Rezoning To _____

Proposed Use of Property MEXICAN RESTAURANT & GROCERY STORE

Type of Sign _____ Height _____

Type of Construction _____ Number Of Stories 1

Square Footage of Building 3,050 SQFT Number of Curb Cuts _____

Number of Parking Spaces _____ Sidewalk Length _____

Landscaping: No. of Trees _____ Diameter _____

No. of Shrubs _____ Size _____

Fence: Type _____ Length _____ Height _____

PLEASE SUBMIT THE FOLLOWING:

1. Plan or drawing showing zoning of adjoining properties.
2. Plan or drawing showing location of property in relation to major streets and all adjoining properties.
3. Drawing showing measurement of tract and overall area of tract.
4. Plan or drawing showing proposed parking layout, landscaping, parking lighting and trash enclosure.
5. If Special Permit is for a sign show location of sign on plot plan.

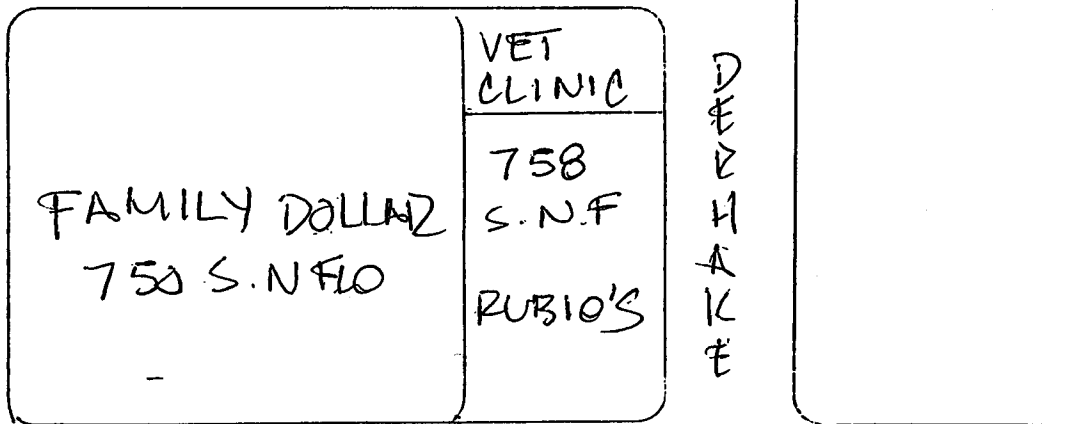
PROVIDE LEGAL DESCRIPTION OF PROPERTY PERTAINING TO THIS PETITION

(Close legal description with acreage to the nearest tenth of an acre).

Provide a legal description of the property. If part of a shopping center list address and state part of what shopping center (i.e.: 351 N. Highway 67 part of Florissant Meadows Shopping Center). If property is a single lot, list full written legal description with bearings and distances.

PROVIDE LOCATION MAP SHOWING AREA INVOLVING THIS PETITION

Provide a drawing of a location map showing the nearest major intersection.



NEW FLORISSANT

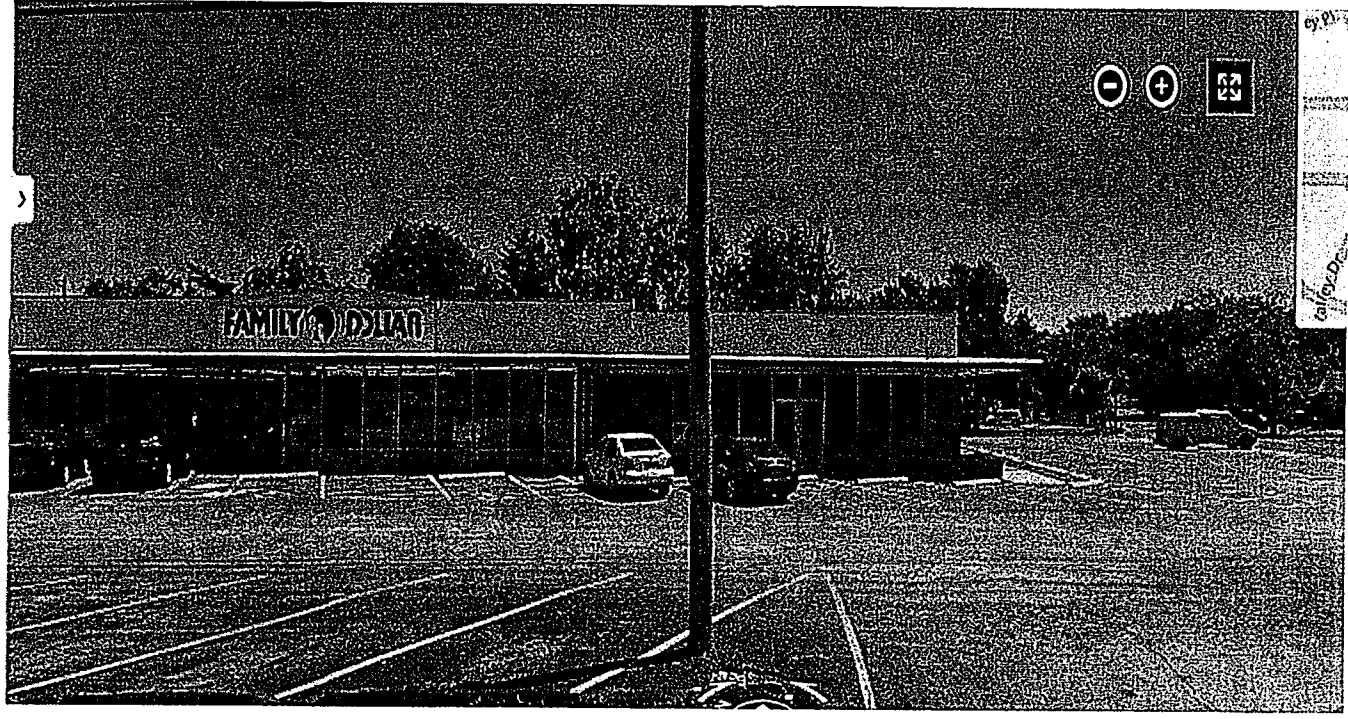
OFFICE USE ONLY

Date Application reviewed _____

STAFF REMARKS: _____

Building Commissioner or Staff Signature

Print
this
page
in

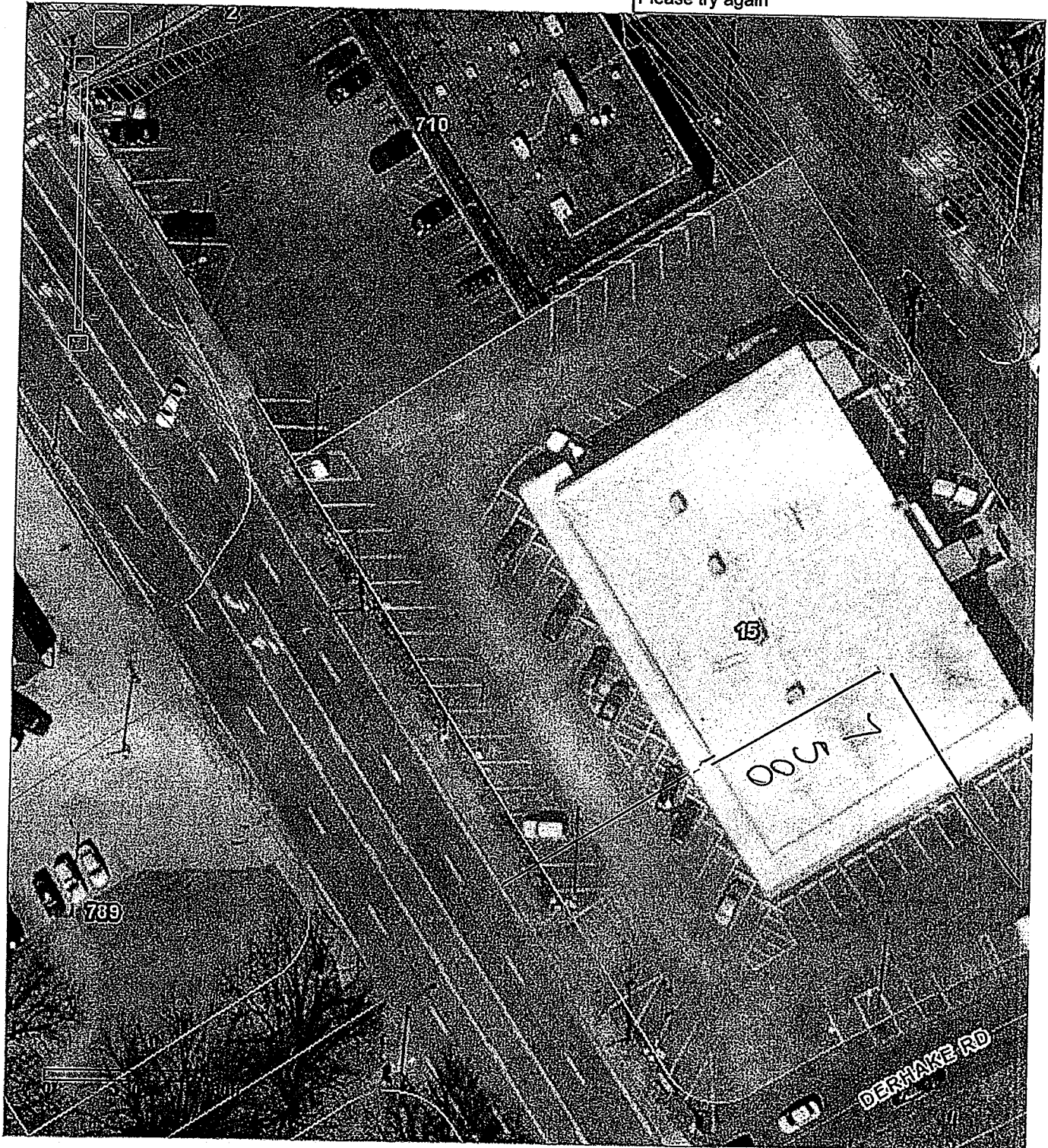




St. Louis County Parcel Viewer

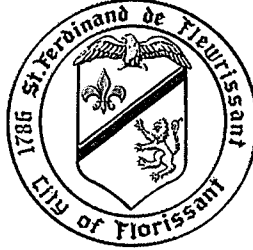
750 n new florissant 63031

Please try again



1

MEMORANDUM



2

CITY OF FLORISSANT

3

"Preserve and improve the health, safety, and welfare of our residents, businesses and the general public in the City of Florissant; while at the same time maintaining property values and improving the quality of life in the City of Florissant."

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To: Planning and Zoning Commissioners Date: March 12, 2015 rev. 9/16/15

9

10

From: Philip E. Lum, AIA-Building Commissioner cc: Louis B. Jearls, Jr. P.E.-
Director of Public Works
Applicant
File

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15

Subject: 758 So. New Florissant (Rubio's Fresh Mex) - Request recommended approval of a Special Use, for a grocery and carry out restaurant, in a B-3 District.

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19

STAFF REPORT

CASE NUMBER PZ-031615-4

20

21

22

I. PROJECT DESCRIPTION:

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This is a request recommended approval of a Special Use, for a grocery and carry out restaurant, in a B-3 District.

24

25

26

27

II. EXISTING SITE CONDITIONS:

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The existing property at 758 So. New Florissant is owned by Joes Sph LLC (Prassand 'Paul' Patel). The existing building was built in 1956 and a separate retail space and new address at 758 was recently created when Family Dollar was constructed at 750 S. New Florissant.

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III. SURROUNDING PROPERTIES:

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The adjacent to the tip of the property to the North is 710 So. New Florissant in a 'B-3' District. The adjacent properties to the West, South and East are the street rights-of-way for So. New Florissant, Derhake Road and Judith La.

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IV. STAFF ANALYSIS:

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42 The application is accompanied by a County Parcel viewer image and this proposed
43 change. The current status of the space is vacant. Staff has the following review
44 comments:

45
46 **Signage**

- 47 1. There is no sign proposal so all signs would need to conform to city code.

48 **Code impact**

- 49 2. There are a few code issues to review under the proposed changes which relate to
50 the occupant load of the building and in-turn will affect zoning issues.
51 ~~3.~~ **Occupant load based on 3050 s.f. shown on the application. Preliminary floor**
52 **plan is presented which shows check out counter by the front door and one**
53 **preparation line surrounded by cases. About 1600 s.f. of retail space and 800**
54 **s.f. of storage space. There are no dine-in seating shown, therefore, only**
55 **bench seating for waiting will be permitted. Any number of occupants in**
56 **excess of 15 results in a need for 2 ADA restrooms for the public. Only one**
57 **restroom is shown. A pathway (through the cooler?) must be shown to allow**
58 **access to the restroom for public access to an ADA restroom. The occupant**
59 **load is calculated as follows from table 1004.1.1 of the 2009 IBC:**

60
61 **Mercantile Space: $1600/60=26$**

62 **Storage: $800/300=3$**

63 **Kitchen: $560/200=3$**

64 **Office: 1**

65 **Total Occupant Load Max.= 33**

- 66
67 4. There is a steel side door on the building, ~~but it is not known if this is a~~ delivery
68 door.
69 5. **Food Service plan results in a hood which may be visible and would need a**
70 **screen.**
71 6. **Mechanical/Electrical upgrades will require permits.**

72
73 The building exterior was previously approved by the Commission and consists of a front
74 entry in the stone wall, aluminum and glass storefront and building canopy.
75

76 **VI. STAFF RECOMMENDATIONS:**

- 77 1. Elevation Changes: None assumed.
78 2. Signage. None proposed
79 3. Occupant load is 40 assumed, including staff.
80 4. Parking: The building contains approximately 14,500 s.f. of space and 71 parking
81 with no landscaping. According to parking regulations for the B-3 district, 4/1000
82 s.f. parking are required The parking required for the building is therefore:
83 a. Retail Space $10,500/1000 \times 4=$ 40
84 b. Food Market $3.3/1000 \times 3=$ 10
85 c. Veterinarian +/- 1000 s.f.= 3
86 d. Total parking required assumed= 53

- 87 5. Since Parking exceeds the number required, the City may approach the owner to
88 consider greenspace and landscaping since the site is 100% paved.
89 6. The current zoning allows for a restaurant if a Special Use is granted by City
90 Council. If the Special Use Permit is approved, staff recommends that the
91 applicant obtain the necessary permits for remodeling.
92
93
94
95

96 **Suggested Motion for 758 S. Florissant (Rubio's Fresh Mex)**
97

98 I move to recommend approval of a Special Use for the remodeling into a grocery
99 and carry out restaurant 758 S. Florissant, with the following stipulations:
100

- 101 1. Any trash container over 90 cubic feet shall be screened and screen shall be
102 constructed compatible with the construction of the building as approved by the
103 Building Commissioner. The enclosure should have gates that are solid metal,
104 reinforced solid vinyl or metal picket type fence with pickets spaced for
105 screening.
106 2. No tables for sit-down dining.
107 3. No Alcoholic beverages sold.
108 4. **Provide 2 accessible restrooms, men and women.**
109 5. **Screen hood exhaust and any mechanical or electrical equipment from view**
110 **from the right-of-way or residentially zoned property.**
111
112

113 **PROJECT COMPLETION.**

114 Construction shall start within 60 days of the issuance of building permits, and
115 the structure shall be completed in accordance with the plans within 120 days
116 of start of construction.

117 (end of Suggested Motion)
118
119
120
121

(end report)

CITY OF FLORISSANT

Public Hearing

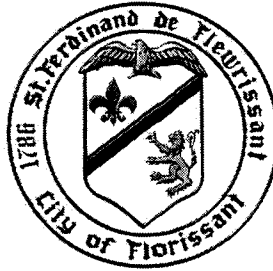


In accordance with 405.310 of the Florissant Zoning Code a Public Hearing will be held by the City Council of Florissant, MO. in the Council Chambers, 955 Rue St. Francois, on Monday, November 23, 2015 at 7:30 P.M. on the following proposition:

To authorize a Special Use Permit to Charles Lawshe d/b/a Glory to God Kingdom Fellowship Hall to allow for the operation of a child day care for the property located at 8428 N Lindbergh (legal description to govern). Citizens will have an opportunity to be heard. Anyone with special needs should contact the City Clerk at least 5 days before said public hearing by calling 839-7630 or TDD 839-5142.

CITY OF FLORISSANT, Karen Goodwin, City Clerk

FLORISSANT PLANNING & ZONING COMMISSION APPLICATION



City Of Florissant – Public Works 314-839-7648

"Preserve and improve the health, safety, and welfare of our residents, businesses and the general public in the City of Florissant; while at the same time maintaining property values and improving the quality of life in the City of Florissant."

Application is hereby made to the Building Commissioner, Department of Public Works at the City of Florissant, Missouri, to appear before the Planning & Zoning Commission.

Please Print neatly or Type the Following Information:

Property Address: 8428 N LINDBERGH

Property Owners Name: JEFF KEEVAN Phone/email: 314 504 4384

Property Owners Address: 8400 N LINDBERGH

Business Owners Name: CHARLES LAWSHE Phone/email: 314 249 7053

Business Owners Address: 8400 N LINDBERGH

glorytogo.com (mcc@glorytogo.com)

DBA (Doing Business As) GLORY TO GOD KINGDOM FELLOWSHIP CHURCH

Authorized Agents Name: CHARLES LAWSHE Co. Name: _____
(Authorized Agent to Appear Before The Commission)

Agents Address: _____ Phone/email: _____

Request APPROVAL FOR ALLOWED CHURCH / daycare

State complete request (print or type only).

IF A TRAFFIC STUDY IS REQUIRED FOR CERTAIN DEVELOPMENTS AND USES THE COST OF THE TRAFFIC STUDY SHALL BE PAID BY THE APPLICANT. PLEASE SUBMIT FOLDED PLANS

Charles Lawshe
Applicant's Signature

10/19/2015
Date

Received by: d. Receipt # 591196 OFFICE USE ONLY Amount Paid: 125.00 Date: 10/19/15

STAFF REMARKS: _____

COMMISSION ACTION TAKEN:

DATE APPLICATION REVIEWED: _____

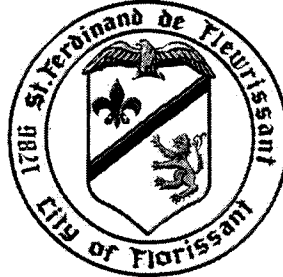
SIGNATURE OF STAFF WHO REVIEWED APPLICATION
Planning & Zoning Application
Page 1 of 1 – Revised 7/15/15

RECOMMENDED APPROVAL
PLANNING & ZONING
CHAIRMAN

SIGN. [Signature]

DATE: 11-2-2015

**SPECIAL USE PERMIT APPLICATION
TO THE CITY OF FLORISSANT
PLANNING AND ZONING COMMISSION**



City Of Florissant – Public Works
314-839-7648

"Preserve and improve the health, safety, and welfare of our residents, businesses and the general public in the City of Florissant; while at the same time maintaining property values and improving the quality of life in the City of Florissant."

PLANNING & ZONING ACTION

Council Ward _____ Zoning _____

RECOMMENDED APPROVAL
PLANNING & ZONING
CHAIRMAN

Initial Date Petitioner Filed _____
Building Commissioner to complete
ward, zone & date filed

SIGN.

DATE: 11-2-2015

SPECIAL PERMIT FOR CHILD DAY CARE

Statement of what permit is being sought. (i.e., special permit for operation of a restaurant).

AMEND SPECIAL PERMIT # _____

ordinance #

TO ALLOW FOR

CHILD DAY CARE

Statement of what the amendment is for.

LOCATION 8428 N LINDBERGH

Address of property.

1) Comes Now CHARLES LAWSHE DBA GLORY TO GOD KINGDOM FELLOWSHIP HALL
Enter name of petitioner. If a corporation, state as such. If applicable include DBA (Doing Business As)

and states to the Planning and Zoning Commission that he (she) (they) has (have) the following legal interest in the tract of land located in the City of Florissant, State of Missouri, as described on page 3 of this petition.

Legal interest in the Property) LEASE TO BUY

State legal interest in the property. (i.e., owner of property, lease).

Submit copy of deed or lease or letter of authorization from owner to seek a special use.

2) The petitioner(s) further state(s) that the property herein described is presently being used for VACANT and that the deed restrictions for the property do not prohibit the use which would be authorized by said Permit.

3) The petitioner(s) further states (s) that they (he) (she) are submitting a detailed site plan of the proposed or existing development showing location and use of all structures, off-street parking, and all other information required by the Zoning Ordinance or determined necessary by the Building Commissioner.

- 4) The petitioner(s) further state(s) that (he) (she) (they) shall comply with all of the requirements of the City of Florissant, including setback lines and off- street parking.
- 5) The petitioner (s) further (represent (s) and warrants (s) that they (he) (she) has (have) not made any arrangement to pay any commission gratuity or consideration, directly or indirectly to any official, employee or appointee of the City of Florissant, with respect to this application.
- 6) The petitioner(s) further state (s) that the Special Use Permit is sought for the following purposes, and no other, as listed in detail, all activities sought to be covered by the permit (i.e.; operation of a business, approval of building and/or site plans (preliminary and / or final), plan approval for signage, etc.):
- 7) The petitioner (s) state (s) the following factors and reason to justify the permit:
(If more space is needed, separate sheets maybe attached)

CHARLES LAWSHE *Charles W. Lawshe* / 314 249 7053
 PRINT NAME SIGNATURE email and phone glorytogodonline@yahoo.com

FOR GLORY TO GOD KINGDOM FELLOWSHIP CHURCH
 (company, corporation, partnership)

Print and sign application. If applicant is a corporation or partnership signature must be a CORPORATE OFFICER or a PARTNER. NOTE: Corporate officer is an individual named in corporate papers.

- 8) I (we) hereby certify that, as applicant (circle one of the following):
1. I (we) have a legal interest in the herein above described property.
2. I am (we are) the duly appointed agent(s) of the petitioner (s), and that all information given here is true and a statement of fact.

Permission granted by the Petitioner assigning an agent (i.e. Architect) to present this petition in their behalf, to the Commission and/or Council. The petitioner must sign below, and provide contact information:

PRESENTOR SIGNATURE CHARLES LAWSHE *Charles W. Lawshe*
 ADDRESS 8400 N LINDBERGH FLORISSANT MO 63053
 STREET CITY STATE ZIP CODE
 TELEPHONE / EMAIL 314 249 7053 / glorytogodonline@yahoo.com
 BUSINESS

I (we) the petitioner (s) do hereby appoint _____ as
 Print name of agent.
 my (our) duly authorized agent to represent me (us) in regard to this petition.

 Signature of Petitioner authorizing an agent

NOTE: When the petitioner and/or his duly authorized agent appears before the Planning and Zoning Commission and to make a presentation, the same individuals must also appear before the City Council at the Public Hearing to make the presentation and no one else will be permitted to make the presentation to the City Council without authorized approval.

IF DESCRIPTIONS, PLATS OR SURVEYS ARE INACCURATE, OR IF THE PETITION APPLICATION IS NOT CORRECT OR COMPLETE, IT WILL BE RETURNED FOR ADDITIONS OR CORRECTIONS.

REQUIRED INFORMATION

Please mark an "X" in the appropriate type of operation, then fill in applicable section (a), (b) or (c).
Corporations are to submit copy of Missouri corporate papers with registration papers.

1) Type of Operation:
Individual _____ Partnership _____ Corporation X

(a) If an individual:

(1) Name and Address _____

(2) Telephone Number _____

(3) Business Address _____

(4) Date started in business _____

(5) Name in which business is operated if different from (1) _____

(6) If operating under a fictitious name, provide the name and date registered with the State of Missouri, and a copy of the registration.

(b) If a partnership:

(1) Names & addresses of all partners _____

(2) Telephone numbers _____

(3) Business address _____

(4) Name under which business is operated _____

(5) If operating under fictitious name, provide date the name was registered with the State of Missouri, and a copy of the registration.

(c) If a corporation:

(1) Names & addresses of all partners NONE

(2) Telephone numbers 314 249 7053

(3) Business address 2400 N LINDBERGH

(4) State of Incorporation & a photocopy of incorporation papers MISSOURI

(5) Date of Incorporation 2009±

(6) Missouri Corporate Number N00970489

(7) If operating under fictitious name, provide the name and date registered with the State of Missouri, and a copy of registration. GLORY TO GOD KINGDOM FELLOWSHIP CHURCH

(8) Name in which business is operated _____

(9) Copy of latest Missouri Anti-Trust. (annual registration of corporate officers) If the property location is in a strip center, give dimensions of your space under square footage and do not give landscaping information.

Please fill in applicable information requested. If the property is located in a shopping center, provide the dimensions of the tenant space under square footage and landscaping information may not be required.

Name CHARLES LAWSHE DBA GLORY TO GOD KINGDOM FELLOWSHIP CHURCH

Address 8400 N LINDBERGH FLORENCE, MO 63033

Property Owner JEFF KEEVAN

Location of property 8428 N LINDBERGH

Dimensions of property 274' / 281' x 97'

Property is presently zoned B3 Requests Rezoning To SAME

Proposed Use of Property CHURCH / CHILD DAY CARE

Type of Sign POLE Height 221

Type of Construction 3B Number Of Stories 1

Square Footage of Building 3630 SQ FT Number of Curb Cuts 1

Number of Parking Spaces 28 Sidewalk Length _____

Landscaping: No. of Trees _____ Diameter _____

No. of Shrubs _____ Size _____

Fence: Type NONE Length _____ Height _____

PLEASE SUBMIT THE FOLLOWING INFORMATION ON PLANS OR DRAWINGS:

1. Zoning of adjoining properties.
2. Show location of property in relation to major streets and all adjoining properties.
3. Show measurement of tract and overall area of tract.
4. Proposed parking layout and count, parking lighting.
5. Landscaping and trash screening.
5. Location, sizes and elevations of signage.

PROVIDE LEGAL DESCRIPTION OF PROPERTY PERTAINING TO THIS PETITION

(Close legal description with acreage to the nearest tenth of an acre).

Provide a legal description of the property. If part of a shopping center, list address and show part of what shopping center (i.e.: 351 N. Highway 67 part of Florissant Meadows Shopping Center). If property is a single lot, list full written legal description with metes and bounds bearings and dimensions.

PROVIDE LOCATION MAP SHOWING AREA INVOLVING THIS PETITION

Provide a drawing of a location map showing the nearest major intersection.

OFFICE USE ONLY

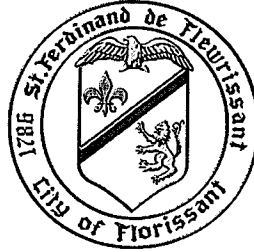
Date Application reviewed _____

STAFF REMARKS: _____

Building Commissioner or Staff Signature

1

MEMORANDUM



CITY OF FLORISSANT

"Preserve and improve the health, safety, and welfare of our residents, businesses and the general public in the City of Florissant; while at the same time maintaining property values and improving the quality of life in the City of Florissant."

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To: Planning and Zoning Commissioners Date: October 27, 2015

9

From: Philip E. Lum, AIA-Building Commissioner cc: Louis B. Jearls, Jr.- P.E.
Director of Public Works
Applicant
File

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Subject: Request recommended approval of a Special Use to allow for a church and Child Daycare Center (**Glory to God Kingdom Fellowship Church**) at **8428 North Lindbergh** in a 'B-3' Zoning District.

20

STAFF REPORT
CASE NUMBER PZ-110215-1

21

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23

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I. PROJECT DESCRIPTION:

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This is a request for recommended approval of a Special Use to allow for a church and Child Daycare Center (**Glory to God Kingdom Fellowship Church**) at **8428 North Lindbergh** in a 'B-3' Zoning District.

30

II. EXISTING SITE CONDITIONS:

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The existing property at 8428 North Lindbergh is located adjacent and south of Meadow Park Plaza shopping center. The main building occupied is proposed to house a single owner with multiple uses. The site is 100% paved.

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There are 2 subject buildings on the property. One contains a total of 3575 square feet and an accessory structure of 1152 square feet according to records. The main building is brick with aluminum/glass storefront and canopy with signage.

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The previous use for the property was for a Medical Supplies store.

III. SURROUNDING PROPERTIES:

The adjacent property to the South is 8422 a Car Wash in a 'B-3' District owned by Car Wash Express LLC. Property to North is Meadow Park Plaza shopping center in a 'B-3' District and to the East is 8430 Par-Tee also owned by Keeven Family Partnership.

IV. STAFF ANALYSIS:

The application is accompanied by a floor plan indicating 112 seating and 2 Day Care Classrooms equaling 1500 s.f.

The building in the rear of the property of 1152 s.f. is an accessory structure used for storage by the owner and is unoccupied.

Plans indicate a restroom for men and women.

The current zoning allows for a Child Daycare Center as a Special Use if granted by City Council. The definition of Child Day Care Center restricts locations from being within a shopping center under definitions 405.035:

CHILD DAY CARE CENTER

A facility, other than the provider's permanent residence or separate from the provider's living quarters, where any person advertises or holds themselves out as providing care for more than four (4) children for any part of the twenty-four (24) hour day, for compensation or otherwise, except those operated by a school system or in connection with a business establishment as a convenience for its customers or for its employees. But such facilities shall not be allowed in a "shopping center".

SHOPPING CENTER

Two (2) or more businesses located under a common roof and conducted by different owners or managers.

Since the single operator of the Church and Child Day Care Center are proposed as one in the same, the Special Use may be considered.

Parking: According to the proposal, there are 28 parking spaces and is required to have 107. Parking is evenly spaced in front and rear parking lots with a van accessible sized space in the rear.

VI. STAFF RECOMMENDATIONS:

No playground is shown on site plan per state regulations, 700 s.f. min.

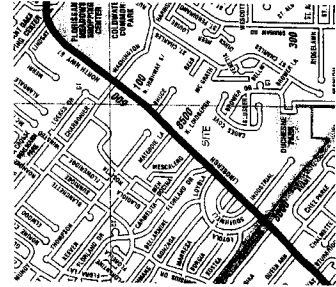
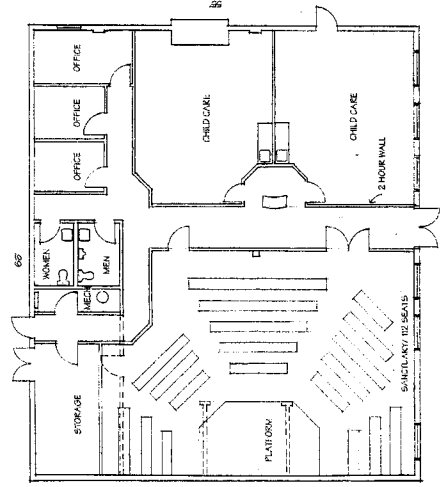
85
86 **Suggested Motion for a Child Daycare Center (Glory to God Kingdom**
87 **Fellowship Church) at 8428 North Lindbergh:**
88

89 I move to recommend approval to allow for a Child Daycare Center (**Glory to**
90 **God Kingdom Fellowship Church) at 8428 North Lindbergh** in a 'B-3'
91 Zoning District as depicted by the Preliminary Plans presented in the application,
92 which indicate plans for a church and Child Daycare Center, subject to
93 the regulations of the 'B-3' Extensive Business District, (and the following
94 additional requirements):
95

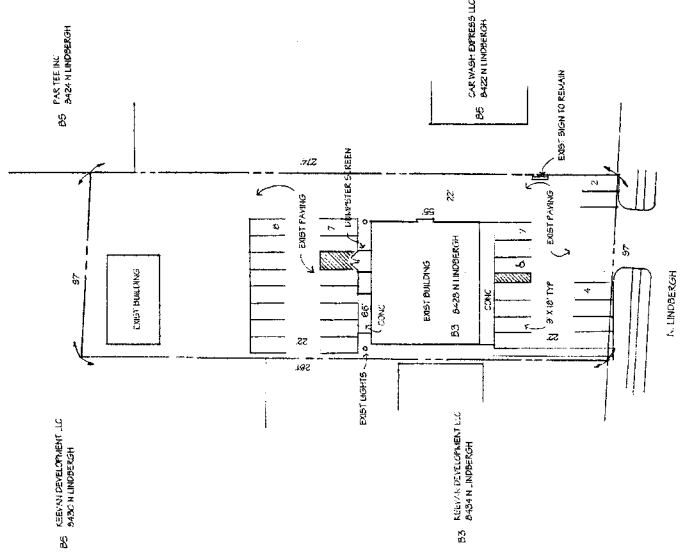
- 96 1. A minimum 700 s.f. playground as required by the State regulatory agency
97 shall be included with fencing and bollards @ 5' o.c. if abutting traffic or
98 within a parking area.
99 2. Landscape requirements (to be included or not included):
100 a. 3- 180 s.f. landscaped parking islands within the parking area.
101 b. 2- frontage trees.
102 c. 22 shrubs.
103 d. All landscaping along Lindbergh must meet the standard LINCOR
104 design (burning bushes and thornless honey locusts along Lindbergh,
105 per requirements of the City Engineer.
106
107

108 **PROJECT COMPLETION.**
109

110 Construction shall start within 60 days of the issuance of building permits, and
111 the structure shall be completed in accordance with the plans within 180 days
112 of start of construction.
113



ZONING DATA:
 ADDRESS: 3420 N LINDBERGH
 LOCATION: 026-6-0750
 SIZE: 66,000 SQ FT
 ALLOWED USE: CHURCH
 SPECIAL USE: CHILD DAY CARE
 LEASE / RENT: DATA
 GUYTON GOD KINGDOM FELLOWSHIP CHURCH
 PASTOR CHARLES LAWHE
 3420 N LINDBERGH SUITE 4A
 ROCKFORD, MO 63225
 314-289-7053
 PARKING DATA:
 CHURCH: 12 SEATS + 25 PARKING SPACES (1 ADA)
 CHILD DAY CARE: 1000 SQ FT + 4 PARKING SPACES (NOT USED CONCURRENTLY)
 ARGUMENT DATA:
 PFAFF PARTNERSHIP
 3000 WENDELL SUITE 200
 ROCKFORD, MO 63225
 620-256-0109



1 INTRODUCED BY COUNCIL AS A WHOLE

2
3 BILL NO. 9144

ORDINANCE NO.

4
5
6 **AN ORDINANCE SUBMITTING TO THE QUALIFIED VOTERS OF THE**
7 **CITY OF FLORISSANT, MISSOURI, FOR THEIR APPROVAL AT THE**
8 **GENERAL MUNICIPAL ELECTION TO BE HELD IN THE CITY ON**
9 **THE 5TH DAY OF APRIL, 2016, A PROPOSITION TO AUTHORIZE THE**
10 **CITY TO CONTINUE APPLYING AND COLLECTING THE LOCAL**
11 **SALES TAX ON THE TITLING OF MOTOR VEHICLES, TRAILERS,**
12 **BOATS, AND OUTBOARD MOTORS THAT WERE PURCHASED FROM**
13 **A SOURCE OTHER THAN A LICENSED MISSOURI DEALER.**

14
15
16 **WHEREAS**, as provided for under the provisions of Section 32.087 RSMo., the City Council
17 believes it is in the best interests of the residents of the city that it propose to the qualified voters
18 of the city to authorize the city to continue applying and collecting the local sales tax on the
19 titling of motor vehicles, trailers, boats, and outboard motors that were purchased from a source
20 other than a licensed Missouri Dealer; and

21
22 **WHEREAS**, rejection of this measure will result in a reduction of local revenue to provide for
23 vital services for the City of Florissant; and

24
25 **WHEREAS**, it will place Missouri dealers of motor vehicles, outboard motors, boats, and
26 trailers at a competitive disadvantage to non-Missouri dealers of motor vehicles, outboard
27 motors, boats, and trailers; and

28
29 **WHEREAS**, pursuant to Section 32.087 RSMo., the City must submit to the qualified voters of
30 the City, the question of continuing or repealing the application of the local sales tax to the titling
31 of motor vehicles, trailers, boats, and outboard motors that were purchased from a source other
32 than a licensed Missouri dealer; and

33
34 **WHEREAS**, the City Council believes that such a proposition be placed on the ballot at the
35 April 5, 2016, General Municipal Election.

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39 **NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF**
40 **FLORISSANT, MISSOURI, AS FOLLOWS:**

43 **SECTION NO. 1.** That as required by the provisions of RSMo., Section 32.087, there shall be
44 submitted to the qualified voters of the City of O’Fallon, Missouri, for their approval, at the
45 general municipal election to be held on April 5, 2016, the ballot submission, which shall contain
46 substantially the following language:

47
48 **PROPOSITION V**
49

50 **Shall the City of Florissant, Missouri continue applying and collecting the local sales tax on**
51 **the titling of motor vehicles, trailers, boats, and outboard motors that were purchased from**
52 **a source other than a licensed Missouri dealer? Rejection of this measure will result in a**
53 **reduction of local revenue to provide for vital services for the City of Florissant, Missouri**
54 **and it will place Missouri dealers of motor vehicles, outboard motors, boats, and trailers at**
55 **a competitive disadvantage to non-Missouri dealers of motor vehicles, outboard motors,**
56 **boats, and trailers?**

57
58 **YES ()**
59 **NO ()**
60
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63

64 **SECTION NO. 2.** The City Clerk is hereby directed to submit a certified copy of this
65 Ordinance to the St. Louis County Election Authority, and shall notify it that the City is calling
66 for an election within the City at the general municipal election to be held on the 5th day of April,
67 2016, specifying the purpose of the election, the date of the election, the legal notice to be
68 published, and the sample ballot language as set forth in Section 1 of this Ordinance.
69

70 **SECTION NO. 3.** Effective Date.

71
72 This Ordinance shall be in full force and take effect from and after the date of its final passage
73 and approval.
74

75 **SECTION NO. 4.** Savings.

76
77 Nothing contained herein shall in any manner be deemed or construed to alter, modify,
78 supersede, supplant or otherwise nullify any other Ordinance of the City or the requirements
79 thereof whether or not relating to or in any manner connected with the subject matter hereof.
80

81 **SECTION NO. 5.** Severability.

82
83 If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or
84 unenforceable, the remainder hereof shall be valid in all other respects and continue to be
85 effective and each and every remaining provision hereof shall be valid and shall be enforced to
86 the fullest extent permitted by law, it being the intent of the City Council that it would have
87 enacted this Ordinance without the invalid or unenforceable provisions. In the event of a
88 subsequent change in applicable law so that the provision which had been held invalid is no

89 longer valid, said provision shall thereupon return to full force and effect without further action
90 by the City and shall thereafter be binding.

91
92 **PASSED BY THE CITY COUNCIL FOR THE CITY OF FLORISSANT, MISSOURI,**
93 **THIS ____ DAY OF _____, 2015.**

94
95
96
97 _____
98 Joseph Eagan,
99 Council President

100 Approved by :

101
102 _____
103 Thomas P. Schneider,
104 Mayor

105 Attest:
106
107 _____
108 Karen Goodwin, MMC/MRCC
109 City Clerk

INTRODUCED BY COUNCIL AS A WHOLE
DECEMBER 14, 2015

RESOLUTION NO. 984

A RESOLUTION IN OPPOSITION TO BILL NO. 276, 2015
ADOPTED BY THE ST. LOUIS COUNTY COUNCIL
PERTAINING TO POLICE SERVICES AND CITIES.

WHEREAS, the City of Florissant Police Department has been recognized as one of the finest police departments in the nation and has been certified by the Commission on Accreditation for Law Enforcement Agencies; and

WHEREAS, the Mayor and City Council have always strived to work cooperatively with St. Louis County and the St. Louis County Council; and

WHEREAS, the St. Louis County Council passed and approved Bill No. 276, 2015 (the "County Legislation") authorizing the County Executive to issue minimum police standards for all municipal police departments within St. Louis County; and

WHEREAS, although the Florissant Police Department will be exempt from submitting statements to the County Executive pertaining to the Florissant Police Department's minimum standards because the Florissant Police Department is certified by the Commission on Accreditation for Law Enforcement Agencies, the Mayor and City Council object to the proposition that the County Executive has the authority to establish minimum police standards for all police departments within St. Louis County; and

WHEREAS, the Mayor and City Council believe that the County Legislation is a challenge to the autonomy to the City of Florissant and all cities within St. Louis County; and

WHEREAS, the Mayor and City Council also object to the provisions contained within the County Legislation that provide the County Executive with the power and authority to review all "Collaborative Agreements" among cities to determine whether or not such agreements are acceptable to the County Executive because this would give the County Executive the power to override the City Council's authority to enter into cooperative agreements and allow the County Executive to unilaterally determine whether or not such Collaborative Agreement promotes the health, safety and welfare of the residents; and

WHEREAS, the Mayor and City Council also object to the County Legislation because it authorizes the County Executive to investigate and determine, based upon the County Executive's sole discretion, to determine whether the Florissant Police Department is providing "deficient policing services," which is defined as "an inability or unwillingness to keep the peace, to protect public health, to provide timely or sufficient response, or to meet and conform to Missouri Police Standards;" and

WHEREAS, the Mayor and City Council also object to the County Legislation because it provides the County Executive with the authority to usurp the City's authority to provide police services and authorizes the County Executive to provide police services within the City by St. Louis County or some other city when the County Executive determines, in his discretion,

that the City is providing “deficient policing services,” or is failing to satisfy the minimum policing standards; and

WHEREAS, the Mayor and City Council also object to the legislation purporting to provide the County Executive with the authority to oversee and operate police services within a city when the County Executive does not have the authority to operate the police services provided by St. Louis County; and

WHEREAS, the Mayor and City Council attempted to provide input concerning the County Legislation prior to its adoption but the County Council and the County Executive ignored the suggestions provided to it; and

WHEREAS, the Mayor and City Council have authorized the City Attorney to join in litigation to challenge the legality of the County Legislation.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF FLORISSANT, MISSOURI, as follows:

RESOLVED, that the City of Florissant opposes the St. Louis County Council’s adoption of Bill 276, 2015, pertaining to police services in cities and collaborative entities because such legislation is an attack on the autonomy of the City of Florissant and the police services that are provided by the Florissant Police Department.

FURTHER RESOLVED, that the City Attorney is authorized to participate in litigation challenging the legality of the provisions of Bill 276, 2015.

PASSED AND RESOLVED THIS 14th day of DECEMBER, 2015.

ATTEST:

Joseph Eagan
President of the Council
City of Florissant

Karen Goodwin, MMC/MRCC
City Clerk



CITY OF FLORISSANT – Health Department
Application for Keeping domestic animals, fowl or bees

Applicant Name: Frank & Trena Prewitt Address: 693N Lafayette

Home Phone: _____ Cell Phone: 314-913-1475

Designate number & type of animal(s) to be kept: 4 hens

Designate where animal(s), fowl or bees will be kept: Backyard, approx. 40' from back fence and 27' from either side fence.

Facilities/shelter to be provided: See attached.

Size of applicant's property: 0081/0100 lot dimensions

Are the animals being requested on the application going to be bred or used for a home business in any way?
No

What other animals are being kept on the premises? None.

Has the applicant spoken with adjoining property owners concerning this application? YES NO

The following documentation is required and has been attached to this application:

Plot plan/drawings showing property and location of animal housing, pen or cage.

Veterinarian statement of health risks and vaccination requirements

I HAVE READ & DO HEREBY UNDERSTAND THE ORDINANCES PRINTED ON THE REVERSE SIDE OF THIS FORM PERTAINING TO THIS APPLICATION AND PERMIT.

Applicant Signature: Trena Prewitt Date: 11/12/15

Health Department Action & Recommendation:

Health Superintendent: And Schuljo Date: 11-30-15

Director of Public Works: Lou Leeds Date: 12-1-15

*12-1-15
 OK to Council
 Pessel &
 Mayor*



**CITY OF FLORISSANT HEALTH DEPARTMENT
Animal Permit Application – Neighbor Approval Form**

Florissant City Code 205.360 requires any property owner proposing to keep domestic animals, fowl or bees other than the usual children's pets to obtain a permit. As part of this process, applicants must advise immediate neighbors of their intentions and receive approval from any adjoining property owners. If neighbor is a renter then approval must be obtained from both the renter AND property owner.

APPLICANT NAME: Frank & Tena Prewitt

SITE ADDRESS: ~~1428 St. Louis~~ 693^N Lafayette

TYPE OF ANIMAL BEING APPLIED FOR: 4 Hens

.....
We, being the adjoining property owners, have no objections to the above named property owner keeping the animals described above in accordance with Florissant City Code.

Adjoining Property Owner Name & Signature	Address	Phone	Date
<u>Lorraine L. Malchow</u> <u>Lorraine L. Malchow</u>	<u>649 No. Lafayette</u> <u>Florissant, MO 63031</u>	<u>(314) 921-0727</u>	<u>11/19/15</u>
<u>Caroline Kemper, Sec. ITAAS</u> <u>of Mother Hen Day Care</u> <u>Caroline Kemper</u>	<u>696 N. Jefferson</u> <u>Florissant MO 63031</u>	<u>314-921-7680</u>	<u>11/23/15</u>

Anyone with questions or concerns may call the Florissant Health Department at 314-839-7655 Monday - Friday



Approximately 40 feet from NW end. Approximately 27 feet from South end

TRANSFER OF SPECIAL PERMIT

AUTHORIZED BY ORDINANCE NUMBER (S) 7908

FROM MARR Gillette dba M.A.G. Motors
TO The Car Doctor
FOR operation of an auto repair business
ADDRESS 1890 N. Hwy 67
Ward 6 Zoning _____ Date Filed 12/9/15 Accepted By AMore

TRANSFER OF SPECIAL USE PERMIT PETITION

TO THE CITY COUNCIL OF THE CITY OF FLORISSANT:

1. Comes now Cory Gubler and states to the City Council that he (she) (they) has (have) the following legal interest in the property located at 1890 N Hwy 67 in the City of Florissant, Missouri. Legal interest: Lease or () Simple Title
(Attach signed copy of lease or deed)
2. The petitioner(s) further state that he (she) (they) has (have) not made any arrangement to pay any commission, gratuity, or consideration, directly or indirectly to any official, employee, or appointee of the City of Florissant, with respect to this petition.
3. The applicant will operate the business in the same manner and under the same conditions as set out in the original ordinance granting the special permit or any amendments thereto, except for any proposed change in sign face of an authorized sign.

PETITIONER SIGNATURE [Signature]
Individual's Name

FOR: THE CAR DOCTOR LLC
Company, Corporation, Partnership

*12/9/15
cc to Council
Assess +
Mayor*

4. I (we) hereby certify that (indicate **one only**):

I (we) have a legal interest in the above described property.

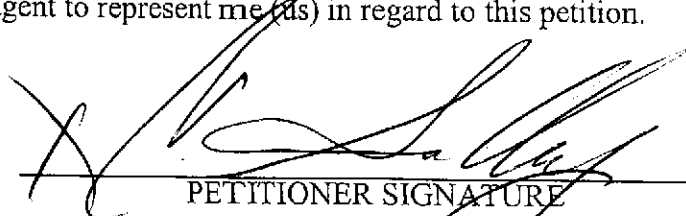
I am (we are) the duly appointed agent (s) of the petitioner, and that all information given is true and a statement of fact.

SIGNATURE _____

ADDRESS _____

Telephone No. _____ Email address _____

I (we) the petitioner(s) do hereby appoint _____ as my (our) duly authorized agent to represent me (us) in regard to this petition.

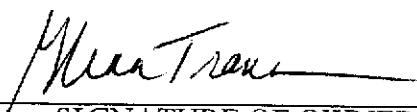


PETITIONER SIGNATURE

Note: Petitioner or his/her authorized agent will be the only person(s) permitted to make the presentation to the City Council.

5.

Acknowledgement and consent of owner to Transfer Special Permit Petition.



SIGNATURE OF OWNER

STATE OF MISSOURI



Matt Blunt
Secretary of State

CERTIFICATE OF ORGANIZATION


WHEREAS,

The Car Doctor, LLC
LC0569100

filed its Articles of Organization with this office on the 20th day of February, 2004, and that filing was found to conform to the Missouri Limited Liability Company Act.

NOW, THEREFORE, I, MATT BLUNT, Secretary of State of the State of Missouri, do by virtue of the authority vested in me by law, do certify and declare that on the 20th day of February, 2004, the above entity is a Limited Liability Company, organized in this state and entitled to any rights granted to Limited Liability Companies.

IN TESTIMONY WHEREOF, I have set my hand and imprinted the GREAT SEAL of the State of Missouri, on this, the 20th day of February, 2004.


Secretary of State



LEASE AGREEMENT

THIS AGREEMENT made as of the 9 day of December, 2015, by and between Mission Hills Development, herein called "Lessor" and THE LUK DOCTOR

herein collectively called "Lessee". Lessor hereby leases to Lessee the real property herein called the "Demised Premises" located in the City of Florissant, County of St. Louis State of Missouri described as follows: 1840-1900 N. Hwy 67 Florissant MO 63031
Lessor leases the Demised Premises on the following terms and conditions:

1. Term of Lease. The term of this Lease shall be for the period of 12 months commencing on or before 12:01 a.m. on 12/9, 2015, and ending at 12:01 a.m. on the 12/8, 2016 (the "Term").

2. Rent. Lessee agrees to pay to Lessor as rent for the Demised Premises the sum of \$ 150.00 per month in advance on the first day of each month during the Term of this Lease. The first monthly installment shall be payable on the date the Term commences. Rent shall be pro-rated at the commencement of the Term if occupancy is delivered on any day other than the first day of the month.

3. Security Deposit. Prior to occupancy of the Demised Premises, Lessee agrees to pay the sum of \$ 1500 as and for a security deposit to secure the performance of Lessee's obligations hereunder. Lessor may, but shall not be obligated to, apply all portions of said deposit on account of Lessee's obligations hereunder. Any balance remaining upon termination shall be returned to Lessee. Lessee shall not have the right to apply the security deposit to the last month's rent.

4. Payment of Rent. Lessee shall make its requisite monthly rental payments to Lessor at the address listed below:

Mission Hills Development
225 N. Hwy 67
Florissant, MO 63031

In the event Lessee desires to make said rental payment in the form of a check, said check shall be made payable to MISSION HILLS DEVELOPMENT

5. Late Charges. Lessee hereby acknowledges that late payment by Lessee to Lessor of rent will cause Lessor to incur costs not contemplated by this Lease, the exact amount of which will be extremely difficult to ascertain. Such costs include, but are not limited to, processing and accounting charges, and late charges which may be imposed on Lessor by the terms of any mortgage or trust deed covering the Demised Premises.

Accordingly, if any monthly rental installment shall not be received by Lessor within five (5) days after such amount shall be due, Lessee shall pay to Lessor a late charge equal to Fifty Dollars (\$50.00) plus interest at one percent (1%) per month on the delinquent amount. The parties hereby agree that such late charge represents a fair and reasonable estimate of the costs Lessor will incur by reason of late payment by Lessee. Acceptance of such late charge by Lessor shall not constitute a waiver of Lessee's default with respect to such overdue amount.

6. Use. The Demised Premises shall be used only as a single family residence and Lessee shall not permit the Demised Premises or any part thereof to be used for (1) the conduct of any offensive, noisy or dangerous activity that would increase the premiums of fire insurance on the Demised Premises; (2) the creation or maintenance of a public nuisance; (3) anything which is against laws or rules and regulations of any public authority at any time applicable to the Demised Premises; or (4) any purpose or any manner which will obstruct, interfere with, or infringe on the rights of adjacent property owners.

7. Animals. No animals shall be brought on the Demised Premises without the prior written consent of Lessor.

8. Assignment and Subletting. Lessee shall not assign or sublet any portion of the Demised Premises without the prior written consent of Lessor.

9. Taxes. Lessor shall be responsible for the payment of all real property taxes and assessments levied or assessed during the term of this lease on the Demised Premises.

10. Utility Charges. Lessee shall pay promptly when they become due all charges for the furnishings of water, electricity, gas, sewer, garbage service, and other public utilities to the Demised Premises during the Term of this lease.

11. Repairs and Alterations. Lessee acknowledges that the Demised Premises are in good order and repair, unless otherwise indicated herein. Lessee shall be responsible for minor repairs up to the sum of \$50.00. Lessee shall, at his own expense, and at all times, maintain the Demised Premises in a clean and sanitary manner including all equipment, appliances, furniture, furnishings therein and shall surrender the same, at termination hereof, in as good condition as received, normal wear and tear excepted. Lessee shall be responsible for damages caused by his negligence and that of his family or invitees and guests. Lessee shall not paint, paper or otherwise redecorate or make alterations to the Demised Premises without the prior written consent of Lessor. Lessee shall maintain the lawn, shrubbery and keep the same clear of rubbish or weeds. Lessee shall keep the sidewalks free of snow and ice.

12. Damages to Demised Premises. If the Demised Premises are so damaged by fire or from any other cause as to render them untenable, then either party shall have the right to terminate this Lease as of the date on which such damage occurs, through written notice to the other party, to be given within fifteen (15) days after occurrence of such damage, except that should such damage or destruction occur as the result or abuse or negligence of Lessee, or its invitees, then Lessor only shall have the right to termination. Should this right be exercised by

either Lessee or Lessor, then rent for the current month shall be prorated between the parties as of the date the damaged occurred and any prepaid rent and unused security deposit shall be refunded to Lessee. If this lease is not terminated, then Lessor shall promptly repair the Demised Premises and there shall be a proportionate deduction of rent until the Demised Premises are repaired and ready for Lessee's occupancy. The proportionate reduction shall be based on the extent to which the making of repairs interferes with Lessee's reasonable use of the Demised Premises.

13. **Entry and Inspection.** Lessor shall have the right to enter the Demised Premises (a) in case of emergency; (b) to make necessary or agreed repairs, decorations, alterations, improvements, supply necessary or agreed services, exhibit the Demised Premises to prospective or actual purchasers, mortgagees, tenants, workmen, or contractors; or (c) when Lessee has abandoned or surrendered the Demised Premises.

14. **Indemnification.** Lessor shall not be liable for any damage or injury to Lessee, or any other person, or to any property, occurring on the Demised Premises or any part thereof, or in common areas thereof, unless such damage is the proximate result of the negligence or unlawful act of Lessor, her/his agents or employees. Lessee agrees to hold Lessor harmless from any claims for damages, no matter how caused, except for injury or damages for which Lessor is legally responsible.

15. **Default.** If Lessee shall fail to pay rent when due, or perform any term hereof, after not less than three (3) days written notice of such default given in the manner required by law, Lessor, at her/his option, may terminate all rights of Lessee hereunder, unless Lessee, within said time shall cure such default. If Lessee abandons or vacates the Demised Premises, while in default of the payment of rent, Lessor may consider any property left on the premises to be abandoned and may dispose of the same in any manner allowed by law. In the event the Lessor reasonably believes that such abandoned property has no value, it may be discarded. All property on the Demised Premises is hereby subject to a lien in favor of Lessor for the payment of all sums due hereunder to the maximum extent allowed by law.

In the event of a default by Lessee, Lessor may elect to (a) continue the lease in effect and enforce all her/his rights and remedies hereunder, including the right to recover the rent as it becomes due, or (b) at any time, terminate all of Lessee's rights hereunder and recover from Lessee all damages she may incur by reason of the breach of the lease, including the cost of recovering the Demised Premises, and including the worth at the time of such termination, or at the time of an award if suit be instituted to enforce this provision, of the amount by which the unpaid rent for the balance of the term exceeds the amount of such rental loss which Lessee proves could be reasonably avoided.

16. Notices. Any notice which either party may give or is required to give, may be given by mailing the same, certified mail, to Lessee at the Demised Premises or to Lessor at the address shown herein or at such other places as may be designated by the parties from time to time.

17. Attorney's Fees. Should any litigation be commenced between parties hereto concerning the Demised Premises, this Lease, or the rights and duties of either in relation thereto, the party, Lessee or Lessor, prevailing in such litigation shall be entitled, in addition to such other relief as may be granted, to a reasonable sum as and for her/his attorneys fees in such litigation.

18. Waiver of Breach. The Waiver by Lessor of any breach of any provision of this Lease shall not constitute a continuing waiver or waiver of any subsequent breach of the same or a different provision of this Lease.

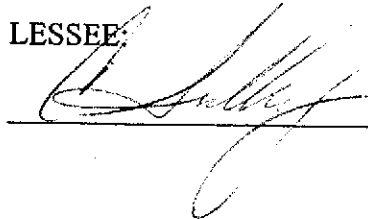
19. Binding on Heirs and Assigns. Subject to the provisions of this Lease against assignment of Lessee's interest under this Lease, all provisions of this Lease shall extend to and bind, or inure to the benefit not only of the parties hereto but to each and every one of the heirs, executors, representatives, successors and assigns of Lessor or Lessee.

20. Sole and Only Agreement. Lessee and Lessor agree that this instrument contains the sole and only agreement between them concerning the Demised Premises and correctly sets forth their rights and obligations to each other concerning the Demised Premises of its date. Any agreement or representation respecting the Demised Premises or the duties of either Lessor or Lessee in relation thereto not expressly set forth in this instrument is null and void.

LESSOR:



LESSEE:





CITY OF FLORISSANT

Honorable Thomas P. Schneider, Mayor

TRANSFER OF SPECIAL USE PERMIT

The undersigned hereby acknowledges receipt of a copy of Ordinance Number 7908 which authorized a Special Permit:

TO: MARK Gillette dba M.A.S. Motors

FOR: operation of an auto repair

and agree to the terms and conditions listed in said ordinance and to any additional term and conditions that the City Council shall deem appropriate.

Corey Galley - THE CAR Doctor

PRINT - NAME OF APPLICANT

[Signature]
SIGNATURE OF APPLICANT

CITY HALL
955 Rue St. Francois
Florissant, MO 63031
314 / 921-5700
Fax: 314 / 921-7111
TDD: 314 / 839-5142

POLICE DEPARTMENT
1700 North Highway 67
Florissant, MO 63033
314 / 831-7000
Fax: 314 / 830-6045

PARKS DEPARTMENT
#1 James J. Eagan Drive
Florissant, MO 63033
314 / 921-4466
Fax: 314 / 839-7672

HEALTH DEPARTMENT
#1 St. Ferdinand Drive
Florissant, MO 63031
314 / 839-7654
Fax: 314 / 839-7656

MUNICIPAL COURT
1055 Rue St. Francois
Florissant, MO 63031
314 / 921-3322
Fax: 314 / 839-7663

www.florissantmo.com

1 INTRODUCED BY COUNCILMAN STINNETT
2 AUGUST 13, 2012

3
4 BILL NO. 8851

ORDINANCE NO. 7 9 0 8

5
6
7 **AN ORDINANCE GRANTING A SPECIAL USE PERMIT TO MARK**
8 **GILLETTE D/B/A M.A.G. MOTORS TO ALLOW FOR THE OPERATION**
9 **OF AN AUTO REPAIR BUSINESS FOR THE PROPERTY LOCATED AT**
10 **1890 N. HWY 67.**
11

12
13 WHEREAS, the Florissant Zoning Ordinance authorizes the City Council of the City of
14 Florissant, by Special Use Permit, after public hearing thereon, to permit the operation of an auto
15 repair business; and

16 WHEREAS, an application has been filed by Mark Gillette d/b/a M.A.G. Motors for the
17 operation of an auto repair business located at 1890 N. Hwy 67; and

18 WHEREAS, the Planning and Zoning Commission of the City of Florissant, at their meeting
19 of July 16, 2012, has recommended that the said Special Use Permit be granted; and

20 WHEREAS, due notice of a public hearing no. 12-08-017 on said application to be held on
21 the 13th day of August, 2012 at 7:30 P.M. by the Council of the City of Florissant was duly published,
22 held and concluded; and

23 WHEREAS, the Council, following said public hearing, and after due and careful
24 consideration, has concluded that the granting of the Special Use Permit as hereinafter provided
25 would be in the best interest of the City of Florissant.

26
27 NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
28 FLORISSANT, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:
29

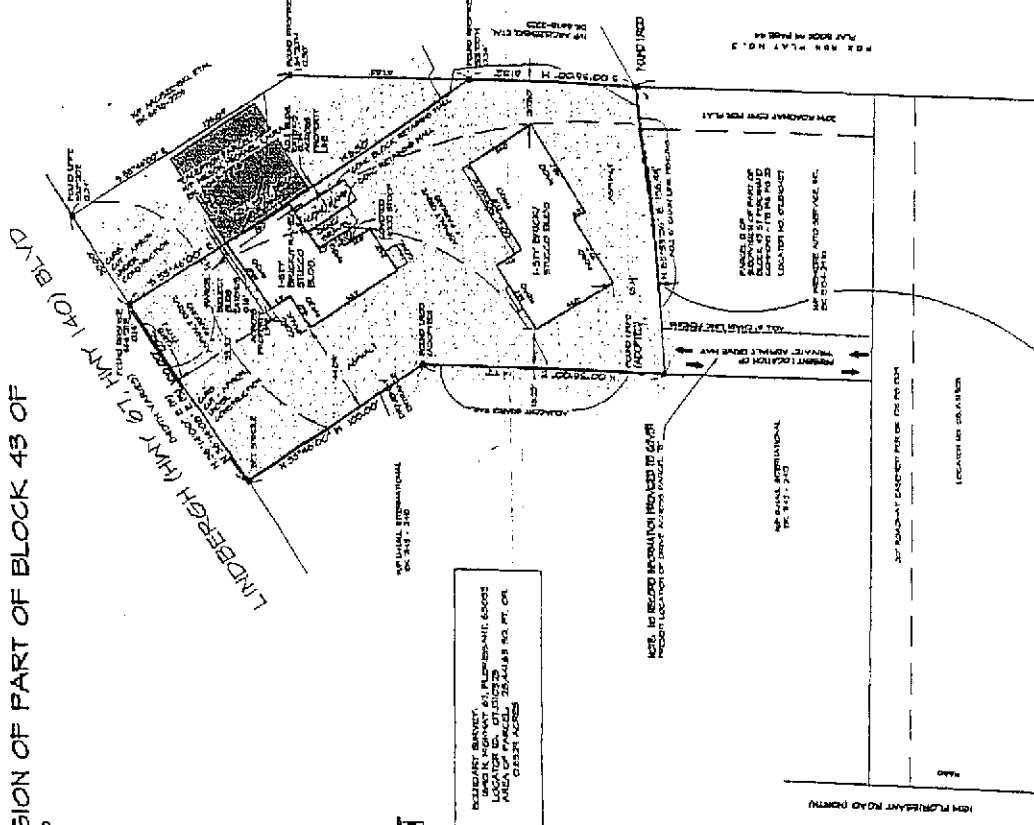
30
31 Section 1: A Special Use Permit is hereby granted to Mark Gillette d/b/a M.A.G. Motors for
32 the operation of an auto repair business located at 1890 N. Hwy 67.

33 Section 2: When the named permittee discontinues the operation of said business, the Special
34 Use Permit herein granted shall no longer be in force and effect.

35 Section 3: This ordinance shall become in force and effect immediately upon its passage and
36 approval.
37

38

**PART OF PARCEL A OF SUBDIVISION OF PART OF BLOCK 43 OF
ST. FERDINAND COMMONS
PLAT BOOK 196 PAGE 35
CITY OF FLORISSANT
St. Louis County, Missouri**



EXISTING BUILDING, SHOWN IN BLACK, IS LOCATED AT THE CORNER OF THE ROAD RIGHT OF WAY AND THE EASEMENT.

NOTE: THE CORNER ADDRESS INDICATED IN THIS INSTRUMENT WAS DETERMINED BY THE SURVEYOR BY MEANS OF THE FOLLOWING DATA:

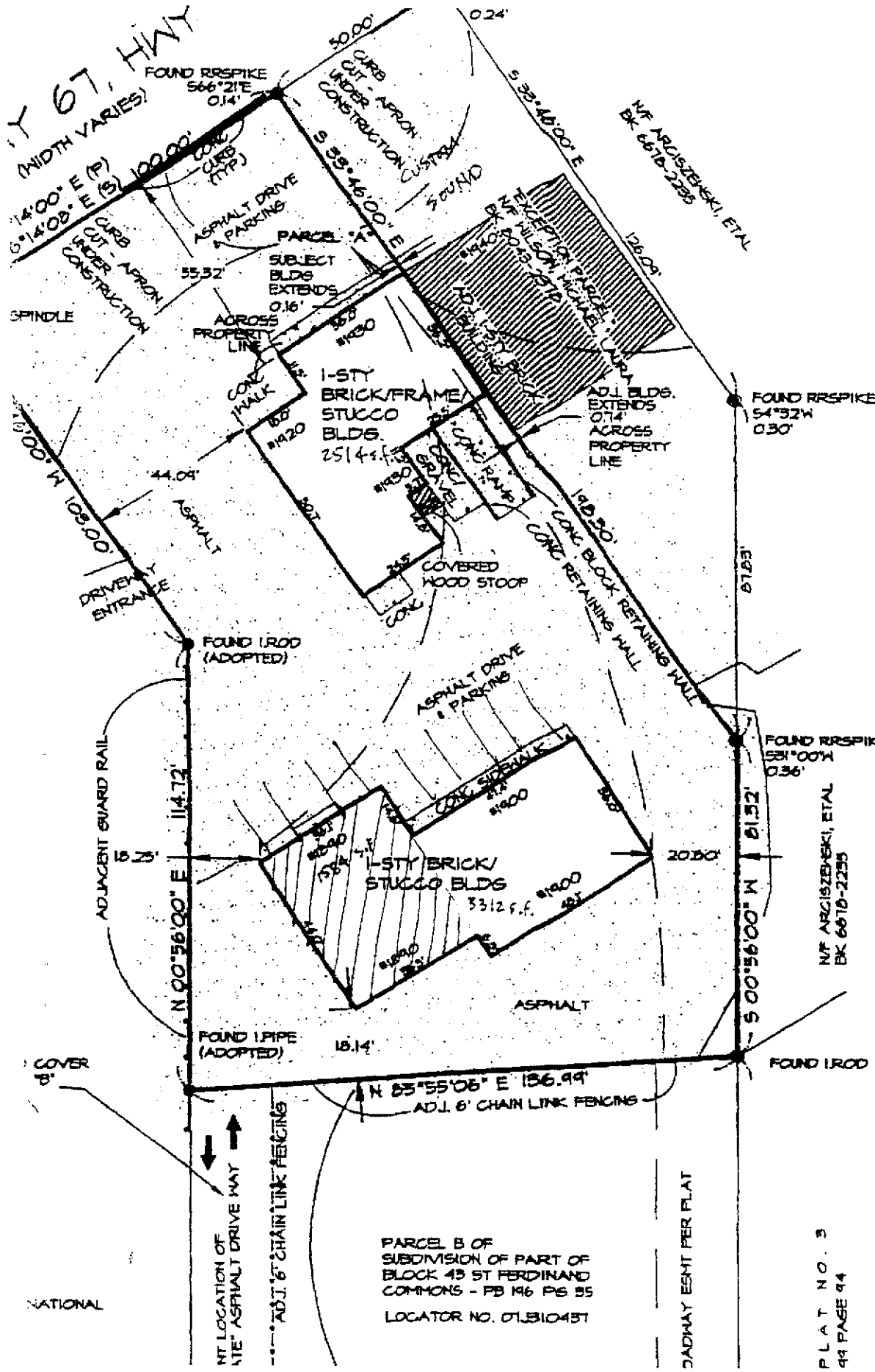
THE PLAT WAS PREPARED FROM A SURVEY CONDUCTED BY THE SURVEYOR AT THE CORNER OF THE ROAD RIGHT OF WAY AND THE EASEMENT. THE SURVEYOR HAS DETERMINED THAT THE CORNER ADDRESS IS 1000 EAST FLORISSANT ROAD, ST. LOUIS COUNTY, MISSOURI.

NOTE: THE CORNER ADDRESS INDICATED IN THIS INSTRUMENT WAS DETERMINED BY THE SURVEYOR BY MEANS OF THE FOLLOWING DATA:

THE PLAT WAS PREPARED FROM A SURVEY CONDUCTED BY THE SURVEYOR AT THE CORNER OF THE ROAD RIGHT OF WAY AND THE EASEMENT. THE SURVEYOR HAS DETERMINED THAT THE CORNER ADDRESS IS 1000 EAST FLORISSANT ROAD, ST. LOUIS COUNTY, MISSOURI.

DATE	10/15/10
BY	J. C. BERRY
FOR	ST. FERDINAND COMMONS

JOHN C. BERRY AND ASSOCIATES
SURVEYORS
ST. LOUIS, MISSOURI



PARCEL B OF
 SUBDIVISION OF PART OF
 BLOCK 45 ST FERDINAND
 COMMONS - PB 146 PS 55
 LOCATOR NO. 01310451

PLAT NO. 3
 99 PAGE 94

Y 67 HWY
 (WIDTH VARIES)

MF ARCISEWICKI, ETAL
 BK 667D-2255

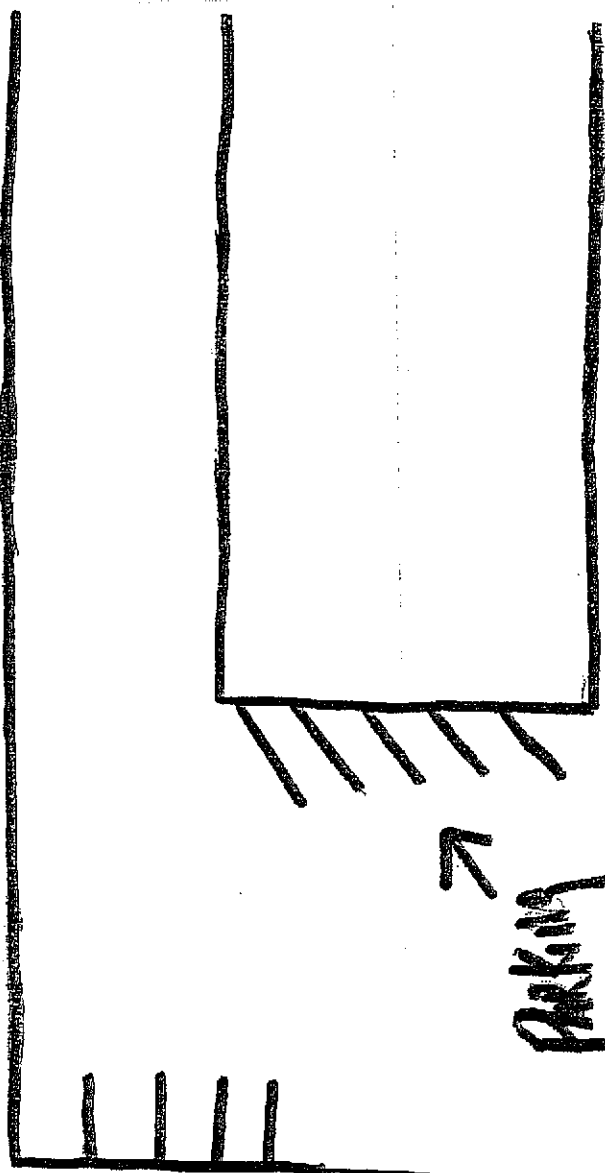
MF ARCISEWICKI, ETAL
 BK 667D-2255

ADJWAY ESMT PER FLAT

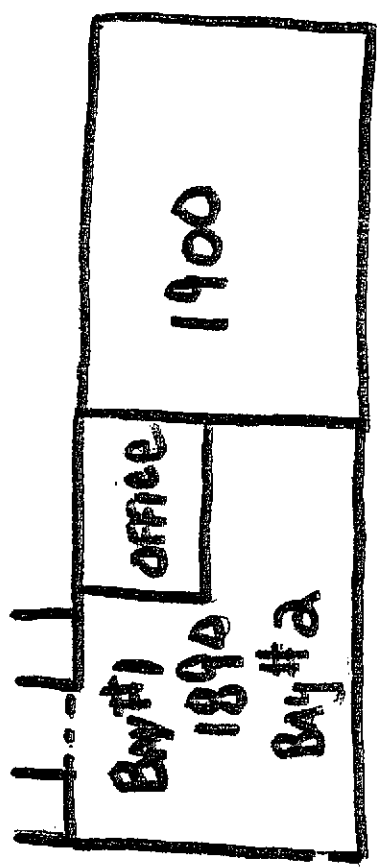
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office
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PARKING

Alley

E JOURNAL RD

FLORISSANT CITY COUNCIL

AGENDA REQUEST FORM

Date: 11/20/15

Mayor's Approval:



Agenda Date Requested: 12/14/15

Description of request: An ordinance to read No Parking on the west side of McNulty Drive, between 3:00 p.m. and 4:00 p.m., Monday through Friday, for 200 feet from the intersection of Lindsay Lane

Department: Street

Recommending Board or Commission: Traffic Commission

Type of request:

Ordinances	X	Other	
Appropriation		Liquor License	
Transfer		Hotel License	
Zoning Amendment		Special Presentations	
Amendment		Resolution	
Special Use Transfer		Proclamation	
Special Use		Subdivision	
Budget Amendment			
	Y/N		Y/N

Public Hearing needed: Yes / No

No

3 readings? : Yes / No

Yes

Back up materials attached:

Back up materials needed:

Minutes	X	Minutes	
Maps		Maps	
Memo		Memo	
Draft Ord.		Draft Ord.	

Note: Please include all attachments necessary for documents to be generated for inclusion on the Agenda. All agenda requests are to be turned in to the City Clerk by 5pm on Tuesday prior to the Council meeting.

For City Clerk Use Only:

Introduced by: _____

PH Speaker: _____

cc to Council 12/16/15

CITY OF FLORISSANT

MEMO

TO: Chief Lowery
Police Department

DATE: November 20, 2015

THRU: Mayor Thomas P. Schneider

THRU: Lou Jearls
Dir. of Public Works

FROM: Gary Meyer *GM*
Street Supt.

SUBJECT: Request for No Parking on the West Side of the Street
on McNulty Drive

The Traffic Commission has reviewed the request for no parking on the west side of the street on McNulty Drive at the November 10, 2015 meeting. The Traffic Commission recommended passing an ordinance to restrict parking on the west side of McNulty Drive, between 3:00 p.m. and 4:00 p.m., Monday through Friday, for 200 feet from the intersection of Linday Lane (see attached Minutes, Item 09/15).

responsibility and not the Traffic Commission's. Mike Mott said they should not have people picking up kids over there anyway. The school is designed that they have to meet a certain criteria that all children are to be picked up on the said property and not on the main drag. So if the school is allowing that, maybe they should look at their format on how the parents should pick up because she even said they used to do it years ago. It was stated that this resident should have gone to the school instead of the City and the Traffic Commission. Everyone agreed. Allen Bluiett asked how it even got to the Traffic Commission. He was told that the resident contacted the City and they sent it to the Traffic Commission for review. It was stated that this is really a school district issue and not a Traffic Commission issue.

Motion was made by Jerry Whitehead to recommend taking no action on this item since it is a school district issue. Motion was seconded by Mike Mott. On the roll call the commission voted: Mike Mott – yes, Jerry Whitehead – yes, Steve Sutterer – yes, Allen Bluiett – yes, and Kim Redden – yes. Motion carried. Item 08/15 was dropped from the agenda.

**09/15 REQUEST NO PARKING FOR THE WEST SIDE OF THE STREET ON
McNULTY DRIVE
Approved with Changes
Ward 2**

Request was made to place no parking signs on the west side of the street on McNulty Drive. Mike Mott said those signs are already there right now temporarily. It was stated that they are up for 90 days under Emergency Powers. Mike Mott asked if there were any neighbors who complained and he was told no. Mike Mott said the

reason the signs are up is because the streets are usually 26 feet wide and this street is only 22 feet wide. If you have cars parked across the street from each other, you can't get another car through. Gary Meyer said there are quite a few streets in the City that are shorter like that. He said McNulty has been like that for years and asked the officers if there was a recent problem over there like an ambulance couldn't get through or something. The officers said they weren't aware of anything. He said there are several streets that are narrow like that and then all of a sudden this came up. He said the fact that the Chief did the Emergency Powers he was wondering what the issue was. Mike Mott asked if someone requested the signs to go up temporarily – he asked if it was the neighbors. It was stated the issue was possibly because a neighbor didn't want the parents parking there to pick up their kids from McCurdy School. They park there for five or ten minutes a day when school lets out. Mike Mott said if the Chief thought they wanted it so the kids wouldn't get picked up on that block, and the signs are already up and nobody cares, then leave them up. Officer Busby said let's just do it during the hours in question. There was some discussion as to what hours should go on the signs. It was suggested there would be no parking on the west side of McNulty between 3:00 p.m. and 4:00 p.m., Monday thru Friday, for 200 feet from the intersection of Lindsay Lane. Jerry Whitehead suggested the school send letters home to the parents asking them not to park on adjacent streets. That would eliminate all of this and you wouldn't need the signs.

Motion was made by Mike Mott to recommend placing no parking signs on the west side of McNulty Drive, between 3:00 p.m. and 4:00 p.m., Monday through Friday, for 200 feet from the

intersection of Lindsay Lane. Motion was seconded by Jerry Whitehead. On the roll call the commission voted: Mike Mott – yes, Jerry Whitehead – yes, Steve Sutterer – yes, Allen Bluiett – yes, and Kim Redden – yes. Motion carried. Item 09/15 was dropped from the agenda.

**10/15 REQUEST NO PARKING FOR THE EAST SIDE OF THE STREET ON
CHARLOTTE DRIVE
Approved with Changes
Ward 2**

Request was made to place no parking signs on the east side of the street on Charlotte Drive. The discussion was about the same as above. Kim Redden said she thought there was already permanent no parking signs on the west side of the street. She was told it was just for the first house. It was put up because of the parents picking up their kids from school.

Motion was made by Mike Mott to recommend placing no parking signs on the east side of Charlotte Drive, between 3:00 p.m. and 4:00 p.m., Monday through Friday, for 200 feet from the intersection of Lindsay Lane. Motion was seconded by Jerry Whitehead. On the roll call the commission voted: Mike Mott – yes, Jerry Whitehead – yes, Steve Sutterer – yes, Allen Bluiett – yes, and Kim Redden – yes. Motion carried. Item 10/15 was dropped from the agenda.

Item 09/15
McNulty

Florissant Police Department
Memorandum

Date: September 15, 2015
To: All Officers
From: Chief Timothy Lowery
Subject: Emergency Powers- No parking this side of street for the west side of McNulty and the east side Charlotte.
Copies to: Mayor Thomas Schneider - Karen Goodwin, City Clerk – Traffic Commission – BFO Commander – Communications – Switchboard P.O. Schlottach – Lou Jearls – Tim Barrett – Gary Meyers – Sgt. Kyle Lewis

Pursuant to section 305.100 of the Florissant City Code, which states:

“SEC. 305.100. EMERGENCY, ETC., REGULATIONS.

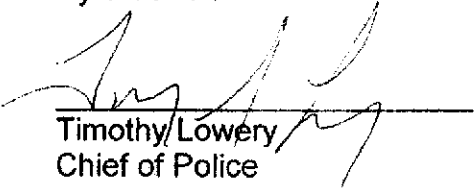
The Chief of Police by and with the approval of the city traffic engineer is hereby empowered to make regulations necessary to make effective the provisions of the traffic ordinances of the city and to make and enforce temporary or experimental regulations to cover emergencies or special conditions. No such temporary experimental regulation shall remain in effect for more than ninety (90) days. (CODE 305.100).”

There will be traffic enforcement of no parking on the west side of McNulty Drive and no parking on the east side of Charlotte Drive

All violations will be enforced under such powers as given to the Chief of Police under the above Section 305.100 commencing this date, September 21, 2015, at 12:01 a.m.

A copy of this notice will be placed on file in the City Clerk's Office and will be kept available for any person for public inspection.

By order of:



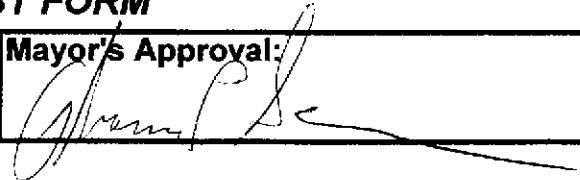
Timothy Lowery
Chief of Police

FLORISSANT CITY COUNCIL

AGENDA REQUEST FORM

Date: 11/20/15

Mayor's Approval:



Agenda Date Requested: 12/14/15

Description of request: An ordinance to read No Parking on the east side of Charlotte Drive, between 3:00 p.m. and 4:00 p.m., Monday through Friday, for 200 feet from the intersection of Lindsay Lane

Department: Street

Recommending Board or Commission: Traffic Commission

Type of request:

Ordinances	X	Other	
Appropriation		Liquor License	
Transfer		Hotel License	
Zoning Amendment		Special Presentations	
Amendment		Resolution	
Special Use Transfer		Proclamation	
Special Use		Subdivision	
Budget Amendment			

Public Hearing needed: Yes / No No 3 readings? : Yes / No Yes

Back up materials attached:		Back up materials needed:	
Minutes	X	Minutes	
Maps		Maps	
Memo		Memo	
Draft Ord.		Draft Ord.	

Note: Please include all attachments necessary for documents to be generated for inclusion on the Agenda. All agenda requests are to be turned in to the City Clerk by 5pm on Tuesday prior to the Council meeting.

For City Clerk Use Only:
 Introduced by: _____
 PH Speaker: _____

Catherine J. Meyer
 12/10/15
 1

CITY OF FLORISSANT

MEMO

TO: Chief Lowery
Police Department

DATE: November 20, 2015

THRU: Mayor Thomas P. Schneider

THRU: Lou Jearls
Dir. of Public Works

FROM: Gary Meyer *GM*
Street Supt.

SUBJECT: Request for No Parking on the East Side of the Street
on Charlotte Drive

The Traffic Commission has reviewed the request for no parking on the east side of the street on Charlotte Drive at the November 10, 2015 meeting. The Traffic Commission recommended passing an ordinance to restrict parking on the east side of Charlotte Drive, between 3:00 p.m. and 4:00 p.m., Monday through Friday, for 200 feet from the intersection of Linday Lane (see attached Minutes, Item 10/15).

intersection of Lindsay Lane. Motion was seconded by Jerry Whitehead. On the roll call the commission voted: Mike Mott – yes, Jerry Whitehead – yes, Steve Sutterer – yes, Allen Bluiett – yes, and Kim Redden – yes. Motion carried. Item 09/15 was dropped from the agenda.

**10/15 REQUEST NO PARKING FOR THE EAST SIDE OF THE STREET ON
CHARLOTTE DRIVE
Approved with Changes
Ward 2**

Request was made to place no parking signs on the east side of the street on Charlotte Drive. The discussion was about the same as above. Kim Redden said she thought there was already permanent no parking signs on the west side of the street. She was told it was just for the first house. It was put up because of the parents picking up their kids from school.

Motion was made by Mike Mott to recommend placing no parking signs on the east side of Charlotte Drive, between 3:00 p.m. and 4:00 p.m., Monday through Friday, for 200 feet from the intersection of Lindsay Lane. Motion was seconded by Jerry Whitehead. On the roll call the commission voted: Mike Mott – yes, Jerry Whitehead – yes, Steve Sutterer – yes, Allen Bluiett – yes, and Kim Redden – yes. Motion carried. Item 10/15 was dropped from the agenda.

Item 10/15
Charlotte

Florissant Police Department
Memorandum

Date: September 15, 2015
To: All Officers
From: Chief Timothy Lowery
Subject: Emergency Powers- No parking this side of street for the west side of McNulty and the east side Charlotte.
Copies to: Mayor Thomas Schneider - Karen Goodwin, City Clerk – Traffic Commission – BFO Commander – Communications – Switchboard P.O. Schlottach – Lou Jearls – Tim Barrett – Gary Meyers – Sgt. Kyle Lewis

Pursuant to section 305.100 of the Florissant City Code, which states:

"SEC. 305.100. EMERGENCY, ETC., REGULATIONS.

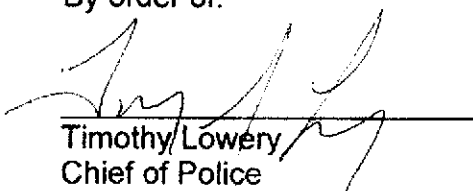
The Chief of Police by and with the approval of the city traffic engineer is hereby empowered to make regulations necessary to make effective the provisions of the traffic ordinances of the city and to make and enforce temporary or experimental regulations to cover emergencies or special conditions. No such temporary experimental regulation shall remain in effect for more than ninety (90) days. (CODE 305.100)."

There will be traffic enforcement of no parking on the west side of McNulty Drive and no parking on the east side of Charlotte Drive

All violations will be enforced under such powers as given to the Chief of Police under the above Section 305.100 commencing this date, September 21, 2015, at 12:01 a.m.

A copy of this notice will be placed on file in the City Clerk's Office and will be kept available for any person for public inspection.

By order of:



Timothy Lowery
Chief of Police

1 INTRODUCED BY COUNCILMAN JONES
2 DECEMBER 14, 2015

3
4 BILL NO. 9151

ORDINANCE NO.

5
6 AN ORDINANCE AMENDING TITLE III OF THE FLORISSANT CITY
7 CODE, SCHEDULE XIII "PARKING PROHIBITED AT ALL TIMES ON
8 CERTAIN STREETS" BY ADDING THERETO THE EAST SIDE OF
9 CHARLOTTE DRIVE FOR 200 FEET FROM THE INTERSECTION OF
10 LINDSAY LANE.

11
12 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FLORISSANT, ST. LOUIS
13 COUNTY, MISSOURI, AS FOLLOWS:

14
15 Section 1: Title III of the Florissant City Code, Schedule XIII, "Parking
16 prohibited at all times on certain streets" is hereby amended by adding the
17 following:

18
19 *Charlotte Drive on the East side of the street for 200 feet from the*
20 *intersection of Lindsay Lane.*

21
22
23 Section 2: This ordinance shall become in force and effect immediately upon its
24 passage and approval.

25
26 Adopted this _____ day of _____, 2015.

27
28
29 _____
30 Joseph Eagan
31 President of the Council
32 City of Florissant
33

34
35 Approved this _____ day of _____, 2015.

36
37
38
39 _____
40 Thomas P. Schneider
41 Mayor, City of Florissant
42

43 ATTEST:
44
45 _____
46 Karen Goodwin, MMC/MRCC
47 City Clerk
48

1 INTRODUCED BY COUNCILMAN JONES
2 DECEMBER 14, 2015

3
4 BILL NO. 9150

ORDINANCE NO.

5
6 **AN ORDINANCE AMENDING TITLE III OF THE FLORISSANT CITY**
7 **CODE, SCHEDULE XIII "PARKING PROHIBITED AT ALL TIMES ON**
8 **CERTAIN STREETS" BY ADDING THERETO THE WEST SIDE OF**
9 **MCNULTY DRIVE FOR 200 FEET FROM THE INTERSECTION OF**
10 **LINDSAY LANE**

11
12 BE IT ORDAINED BY THE COUNCIL OF THE CITY OF FLORISSANT, ST. LOUIS
13 COUNTY, MISSOURI, AS FOLLOWS:

14
15 Section 1: Title III of the Florissant City Code, Schedule XIII, "Parking
16 prohibited at all times on certain streets" is hereby amended by adding the
17 following:

18
19 *McNulty Drive on the West side of the street for 200 feet from the*
20 *intersection of Lindsay Lane.*

21
22
23 Section 2: This ordinance shall become in force and effect immediately upon its
24 passage and approval.

25
26 Adopted this _____ day of _____, 2015.

27
28
29 _____
30 Joseph Eagan
31 President of the Council
32 City of Florissant

33
34
35 Approved this _____ day of _____, 2015.

36
37
38
39 _____
40 Thomas P. Schneider
41 Mayor, City of Florissant

42
43 ATTEST:

44
45 _____
46 Karen Goodwin, MMC/MRCC
47 City Clerk
48

1 INTRODUCED BY COUNCILMAN HENKE
2 DECEMBER 14, 2015

3
4 BILL NO. 9152

ORDINANCE NO.

5
6 **ORDINANCE AUTHORIZING A TRANSFER OF SPECIAL USE**
7 **PERMIT NO. 7908 FROM MARK GILLETTE D/B/A MAG MOTORS**
8 **TO COREY GULLEY D/B/A THE CAR DOCTOR, LLC FOR THE**
9 **OPERATION OF AN AUTO REPAIR BUSINESS FOR THE PROPERTY**
10 **LOCATED AT 1890 N. HWY 67.**

11
12 WHEREAS, the Florissant Zoning Ordinance authorizes the Council of the City of
13 Florissant, by Special Use Permit, after public hearing thereon, to permit the location and
14 operation of auto repair business; and

15 WHEREAS, pursuant to Ordinance No. 7908 Mark Gillette d/b/a MAG Motors was
16 granted a Special Use Permit for the location and operation of an auto repair business located at
17 1890 N. Hwy 67; and

18 WHEREAS, an application has been filed by Corey Gulley d/b/a The Car Doctor, LLC to
19 transfer the Special Use Permit authorized by Ordinance No. 7908 to its name; and

20 WHEREAS, the City Council of the City of Florissant determined at its meeting on
21 December 14, 2015 that the business operated under Ordinance No. 7908 would be operated in a
22 substantially identical fashion as set out herein; and

23 WHEREAS, Corey Gulley d/b/a The Car Doctor, LLC has accepted the terms and
24 conditions set out in Ordinance No. 7908.

25
26 NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
27 FLORISSANT, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

28
29
30 Section 1: The Special Use Permit authorized by Ordinance No. 7908 is hereby
31 transferred from Mark Gillette d/b/a MAG Motors to Corey Gulley d/b/a The Car Doctor, LLC
32 for the operation of an auto repair business located at 1890 N. Hwy 67.

33 Section 2: The terms and conditions of said Special Permit authorized by Ordinance No. 7908
34 shall remain in full force and effect.

35 Section 3: The Special Use Permit herein authorized shall terminate if the said business
36 ceases operation for a period of more than ninety (90) days or when the named permittee ceases
37 to be the owner and operator of said business.

38 Section 4: This ordinance shall become in force and effect immediately upon its passage
39 and approval.

40
41

42 Adopted this ____ day of _____, 2015.

43
44
45
46
47
48
49

Joseph Eagan
President of the Council
City of Florissant

50 Approved this ____ day of _____, 2015.

51
52
53
54
55
56

Thomas P. Schneider
Mayor, City of Florissant

57 ATTEST:

58
59
60
61

Karen Goodwin, MMC/MRCC
City Clerk