

CITY OF FLORISSANT



COUNCIL MINUTES

September 6, 2022

The Florissant City Council met in regular session at Florissant City Hall, 955 rue St. Francois on Tuesday, September 6, 2022 at 7:00 p.m. with Council President Eagan presiding. The Chair asked everyone in attendance to stand and join in reciting the Pledge of Allegiance.

On Roll Call the following Councilmembers were present: Manganelli, Eagan, Caputa, Schildroth, Mulcahy, Pagano, Parson, Siam, and Harris. Also present was Mayor Timothy Lowery, City Clerk Karen Goodwin, and City Attorney John Hessel. A quorum being present the Chair stated that the Council Meeting was in session for the transaction of business.

Councilman Siam moved to approve City Council Minutes of August 22, 2022, seconded by Harris. Motion carried.

The Chair stated the next item on the agenda was *Hearing from Citizens*.

The Chair stated that the next item on the agenda was *Public Hearings*.

The City Clerk reported that Public Hearing 22-09-021 for the Request to authorize a Special Use Permit to allow for a carry-out restaurant located at 2715 N. Hwy 67. The Chair declared the Public Hearing open.

Nuka Anue, petitioner, noted he owns a supplement store and wants to add a smoothie bar inside the space to sell to customers who are shopping inside. Mr. Anue stated he is still selling his retail items along with his addition of the smoothie bar. He stated the hours of operation are Monday through Saturday 10am to 7pm and Sunday from 10am to 6pm.

Being no further comments, Councilman Siam moved to close the Public Hearing, seconded by Schildroth. Motion carried.

The Chair stated that the next item on the agenda was *Second Readings*.

Councilman Siam moved that Bill No. 9793 an Ordinance authorizing a transfer of Special Use Permit no. 8603 from Shade Partners, LLC to Shade Restaurant & Bar, LLC for the location of a restaurant and bar located at 1752-1756 N. New Florissant Road be read for the second time, seconded by Pagano. Motion carried and Bill No. 9809 was read for a second time.

Councilman Parson moved to suspend the rules to allow for discussion with the petitioner, seconded by Schildroth. Motion carried.

32 Jackie Young, Shade Restaurant legal counsel, stated she was asked to be at the meeting to
33 represent the business. Mr. Hessel noted the transfer is continuing the old business with the current
34 conditions and additional conditions added to the bill. He stated the petitioner has noted changes by
35 adding a kitchen and the Council is wanting to clarify that the business must continue to operate as is
36 without a new kitchen. He noted the business owner can go to Planning and Zoning later to have approval
37 for the kitchen to be added. Mr. Hessel also noted the business must remove the tinting on the windows,
38 create screening and a roof for the smoker in the rear of the business, and install security cameras per the
39 Council's request. Councilman Caputa stated the request was previously postponed while waiting for the
40 plans to be received from the petitioner. Dewayne Thompson, architect, noted plans were submitted to
41 the building commissioner the week prior for the screening of the smoker.

42 Councilman Eagan made a motion to postpone Substitute Bill No. 9793 to the September 26,
43 2022 meeting to allow for staff to review the plans, seconded by Caputa. Motion carried.

44 Councilman Schildroth moved that Bill No. 9809 an Ordinance to authorize a special use permit
45 to Dalind J. Enterprises to allow for a car sales business located at 1735 S. New Florissant Road be read
46 for the second time, seconded by Harris. Motion carried and Bill No. 9809 was read for a second time.

47 Councilman Schildroth moved that Bill No. 9809 be read for a third time, seconded by Pagano.
48 Motion carried and Bill No. 9809 was ready for a third time and placed upon its passage. Before the final
49 vote, all interested persons were given an opportunity to be heard.

50 Being no persons who wished to speak, on roll call the Council voted: Manganelli yes, Eagan yes,
51 Caputa yes, Schildroth yes, Mulcahy yes, Pagano yes, Parson yes, Siam yes, and Harris yes.

52 Whereupon the Chair declared Bill No. 9809 to have been passed and become Ordinance No.
53 8816.

54 Councilwoman Pagano moved that Bill No. 9810 an Ordinance to authorize a special use permit
55 to Florissant IMG Pizza Inc. d/b/a Imo's Pizza for the operation of a carry-out, drive-thru restaurant
56 located at 1725 Washington be read for the second time, seconded by Eagan. Motion carried and Bill No.
57 9810 was read for a second time.

58 Councilwoman Pagano moved that Bill No. 9810 be read for a third time, seconded by Caputa.
59 Motion carried and Bill No. 9810 was ready for a third time and placed upon its passage. Before the final
60 vote, all interested persons were given an opportunity to be heard.

61 Marvin Tobias, 1826 Woodridge Ln, questioned if window film and window tinting was
62 considered the same thing since the current location has a window film. Mr. Hessel noted these are
63 conditions of the current legislation.

64 On roll call the Council voted: Manganelli yes, Eagan yes, Caputa yes, Schildroth yes, Mulcahy
65 yes, Pagano yes, Parson yes, Siam yes, and Harris yes.

66 Whereupon the Chair declared Bill No. 9810 to have been passed and become Ordinance No.
67 8817.

68 Councilman Eagan moved that Bill No. 9811 an Ordinance amending ordinance no. 9739
69 establishing a grade and step schedule for full time uniformed employees' positions within the City of
70 Florissant and enacting in lieu thereof a new ordinance and containing an effective date clause be read
71 for the second time, seconded by Schildroth. Motion carried and Bill No. 9811 was read for a second
72 time.

73 Councilman Manganelli moved that Bill No. 9811 be read for a third time, seconded by Siam.
74 Motion carried and Bill No. 9811 was ready for a third time and placed upon its passage. Before the final
75 vote, all interested persons were given an opportunity to be heard.

76 Being no persons who wished to speak, on roll call the Council voted: Manganelli yes, Eagan yes,
77 Caputa yes, Schildroth yes, Mulcahy yes, Pagano yes, Parson yes, Siam yes, and Harris yes.

78 Whereupon the Chair declared Bill No. 9811 to have been passed and become Ordinance No.
79 8818.

80 Councilwoman Pagano moved that Bill No. 9812 an Ordinance authorizing a transfer of Special
81 Use Permit no. 6853 from Zu Yang d/b/a Chin's Wok to Sarah Zhang Enterprises LLC d/b/a Chin's Wok
82 for the operation of a dine-in, carry-out, delivery restaurant located at 70 A Grandview Plaza be read for
83 the second time, seconded by Parson. Motion carried and Bill No. 9812 was read for a second time.

84 Councilwoman Pagano moved that Bill No. 9812 be read for a third time, seconded by Harris.
85 Motion carried and Bill No. 9812 was ready for a third time and placed upon its passage. Before the final
86 vote, all interested persons were given an opportunity to be heard.

87 Being no persons who wished to speak, on roll call the Council voted: Manganelli yes, Eagan yes,
88 Caputa yes, Schildroth yes, Mulcahy yes, Pagano yes, Parson yes, Siam yes, and Harris yes.

89 Whereupon the Chair declared Bill No. 9812 to have been passed and become Ordinance No.
90 8819.

91 Councilman Eagan moved to accept Substitute Bill No. 9813, seconded by Caputa. Motion
92 carried. Councilman Eagan moved that Substitute Bill No. 9813 an Ordinance to establish salaries for the
93 Mayor and City Council of the City of Florissant as of the official certification of the municipal election
94 in 2023 for the Mayor and 2024 for the City Council be read for the second time, seconded by Manganelli.
95 Motion carried and Substitute Bill No. 9813 was read for a second time.

96 Councilman Mulcahy moved that Substitute Bill No. 9813 be read for a third time, seconded by
97 Manganelli. Motion carried and Bill No. 9813 was ready for a third time and placed upon its passage.
98 Before the final vote, all interested persons were given an opportunity to be heard.

99 Marvin Tobias, 1826 Woodridge, wanted clarification on why the substitute bill date for the City
100 Council changed to 2024. Councilman Eagan noted this would allow for the entire council to receive the
101 same pay on the same date rather than the even wards to receive their increase a year prior to the odd
102 wards.

103 On roll call the Council voted: Manganelli yes, Eagan yes, Caputa yes, Schildroth yes, Mulcahy
104 yes, Pagano yes, Parson yes, Siam yes, and Harris yes.

105 Whereupon the Chair declared Substitute Bill No. 9813 to have been passed and become
106 Ordinance No. 8820.

107 The Chair stated that the next item on the agenda was *Board Appointments.*

108 Councilman Manganelli made a motion to appoint Jeff Plodzien, 17 Ronda Dr, to the Board of
109 Adjustment as an alternate member from Ward 2 with a term expiring 9/6/2025.

110 Councilman Schildroth made a motion to accept the mayor's appointment of Rosemary Wall, 820
111 North Lafayette, to the Senior Commission as a member from Ward 6 with a term expiring on 9/6/2025.
112 Seconded by Mulcahy, motion carried.

113 The Chair stated the next item on the agenda was *Requests.*

114 Councilman Siam moved to accept the Request for a Full Package Liquor license for Big Daddy's
115 Liquor and Convenience Inc. located at 2726 N. Lindbergh, seconded by Schildroth.

116 Councilman Siam noted the petitioner did not reach out to him regarding the request.
117 Councilwoman Pagano stated her concern with the location and asked if the petitioner was present to
118 answer her questions.

119 Seeing no petitioner, Councilman Caputa moved to postpone the request to September 26, 2022,
120 seconded by Schildroth. Motion carried.

121 Councilman Caputa moved to accept the Request to accept an application for a transfer of an
122 existing nonconforming Special Use from Convenience One Corporation to United Mart Inc. d/b/a
123 Convenience One for the operation of a Package Liquor store located at 22 Patterson Plaza, seconded by
124 Schildroth. Motion carried.

125 The Chair stated that the next item on the agenda was *Bills for First Reading.*

126 Councilman Mulcahy introduced Bill No. 9815 an Ordinance to authorize a Special Use Permit
127 to Princeton Dew d/b/a 2.0 Restaurant to allow for a sit-down, carry-out restaurant located at 462 N.
128 Highway 67 was read for the first time.

129 Councilman Siam introduced Bill No. 9816 an Ordinance to authorize a Special Use Permit to
130 NGA International d/b/a African Naturals to allow for a carry-out restaurant located at 2715 N. Highway
131 67 was read for the first time.

132 Councilman Caputa introduced Bill No. 9817 an Ordinance authorizing a transfer of an existing
133 nonconforming Special Use from Convenience One Corporation to United Mart Inc. d/b/a Convenience
134 One for the operation of a Package Liquor store located at 22 Patterson Plaza was read for the first time.

135 Councilman Caputa moved that Bill No. 9817 be read for a second time, seconded by Manganelli. Motion
136 carried and Bill No. 9817 was read for a second time.

137 Councilman Caputa moved that Bill No. 9817 be read for a third time, seconded by Mulcahy. On
138 roll call the Council voted: Manganelli yes, Eagan yes, Caputa yes, Schildroth yes, Mulcahy yes, Pagano
139 yes, Parson yes, Siam yes, and Harris yes. Having received a unanimous vote of all members present Bill
140 No. 9817 was read for a third and final time and placed upon its passage. Before the final vote all
141 interested persons were given an opportunity to be heard.

142 Seeing none, on roll call the Council voted: Manganelli yes, Eagan yes, Caputa yes, Schildroth
143 yes, Mulcahy yes, Pagano yes, Parson yes, Siam yes, and Harris yes.

144 Whereupon the Chair declared Bill No. 9817 to have passed and become Ordinance No. 8821.

145 Councilman Eagan introduced Bill No. 9818 an Ordinance to amend Chapter 605 “Business
146 Regulations” Article XII “Fees Generally” by deleting section 605.347, subsection B, in its entirety was
147 read for the first time. Councilman Schildroth moved that Bill No. 9818 be read for a second time,
148 seconded by Pagano. Motion carried and Bill No. 9818 was read for a second time.

149 Councilman Schildroth moved that Bill No. 9818 be read for a third time, seconded by
150 Manganelli. On roll call the Council voted: Manganelli yes, Eagan yes, Caputa yes, Schildroth yes,
151 Mulcahy yes, Pagano yes, Parson yes, Siam yes, and Harris yes. Having received a unanimous vote of
152 all members present Bill No. 9818 was read for a third and final time and placed upon its passage. Before
153 the final vote all interested persons were given an opportunity to be heard.

154 Seeing none, on roll call the Council voted: Manganelli yes, Eagan yes, Caputa yes, Schildroth
155 yes, Mulcahy yes, Pagano yes, Parson yes, Siam yes, and Harris yes.

156 Whereupon the Chair declared Bill No. 9818 to have passed and become Ordinance No. 8822.

157 Councilman Eagan introduced Bill No. 9819 an Ordinance authorizing a transfer of \$32,000 from
158 Capital Improvement Fund account no. 03-5-03-53000 “Bridge Repair” to account no. 03-5-03-54000
159 “Sidewalk Replacement” was read for the first time. Councilman Schildroth moved that Bill No. 9819
160 be read for a second time, seconded by Caputa. Motion carried and Bill No. 9819 was read for a second
161 time.

162 Councilman Caputa moved that Bill No. 9819 be read for a third time, seconded by Eagan. On
163 roll call the Council voted: Manganelli yes, Eagan yes, Caputa yes, Schildroth yes, Mulcahy yes, Pagano
164 yes, Parson yes, Siam yes, and Harris yes. Having received a unanimous vote of all members present Bill
165 No. 9819 was read for a third and final time and placed upon its passage. Before the final vote all
166 interested persons were given an opportunity to be heard.

167 Seeing none, on roll call the Council voted: Manganelli yes, Eagan yes, Caputa yes, Schildroth
168 yes, Mulcahy yes, Pagano yes, Parson yes, Siam yes, and Harris yes.

169 Whereupon the Chair declared Bill No. 9819 to have passed and become Ordinance No. 8823.

170 The next item on the Agenda was *Council Announcements*.

171 Councilman Schildroth offered his condolences to the family of John Lutrell who was a longtime
172 city employee and will be dearly missed. He offered his condolences to the family of Delphie Russel who
173 owned BJ's Bar and Restaurant.

174 Councilman Caputa reminded residents to secure firearms in their home and not their vehicles.
175 He stated keeping porch lights on help to deter theft.

176 Councilwoman Pagano thanked Kevin Claspille for his work on the Golf Cart races which
177 benefited the Shrine.

178 Councilman Eagan reminded residents to watch Councilman Manganelli on Council Action on
179 Wednesday, September 7.

180 The next item was *Mayor Announcements*.

181 Mayor Lowery noted on September 10th, the Suicide Prevention Softball Tournament would be
182 held at St. Ferdinand Park from 9am to 6pm. Mayor Lowery stated the 9/11 Ceremony would take place
183 at the VFW Post at 1pm on Sunday, September 11th. He noted the Mayor's Town Hall meeting would be
184 held on Thursday, September 15th from 9am to 11am at the James J. Eagan Center. On Saturday,
185 September 17, at St. Ferdinand Park the Light the Darkness Glow Run would begin at 5pm. He noted a
186 plaque dedication would be held on Wednesday, September 28th for Cyril Neuhoff.

187 The Council President stated the next regular City Council Meeting will be Monday, September
188 26, 2022 at 7:00 pm.

189 Councilman Parson moved to adjourn the meeting, seconded by Harris. Motion carried. The
190 meeting was adjourned at 7:53 p.m.

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Karen Goodwin, MPPA/MMC/MRCC
City Clerk

The following Bills were signed by the Mayor:

195	Bill No. 9809	Ord. No. 8816
196	Bill No. 9810	Ord. No. 8817
197	Bill No. 9811	Ord. No. 8818
198	Bill No. 9812	Ord. No. 8819
199	Bill No. 9814	Ord. No. 8820
200	Bill No. 9817	Ord. No. 8821
201	Bill No. 9818	Ord. No. 8822
202	Bill No. 9819	Ord. No. 8823