

CITY OF FLORISSANT



COUNCIL MINUTES

Monday, February 13, 2023

The Florissant City Council met in regular session at Florissant City Hall, 955 Rue St. Francois on Monday, February 13, 2023 at 7:00 PM with Council President Eagan presiding.

I. PLEDGE OF ALLEGIANCE

The Chair asked everyone in attendance to stand and join in reciting the Pledge of Allegiance.

II. ROLL CALL OF MEMBERS

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

III. APPROVAL OF MINUTES

*. City Council meeting minutes of January 23, 2023

*. Executive Meeting Minutes of January 23, 2023

Councilman Caputa made a motion to approve the City Council Minutes and Executive Session Minutes of January 23, 2023, seconded by Siam. Motion carried.

IV. SPECIAL PRESENTATIONS

PROCLAMATIONS

*. National School Counselor Week

The City Clerk read the Proclamation for National School Counselor Week 2023. Councilman Harris introduced the school counselors from the schools around the Florissant area. He thanked the counselors for their hard work and their support through the years. Mayor Lowery thanked the counselors for their hard work and support for the kids and community.

*. St. Ferdinand Fish Fry 70th Anniversary

The City Clerk read the Proclamation for St. Ferdinand Fish Fry 70th Anniversary. Councilman Eagan noted many young adults and children started working in the fish fry and now have had generations working at the St. Ferdinand Fish Fry. He stated it is an outstanding institution. Councilman Manganelli stated he was honored to have the Parish in his ward and be a long-time member of the Parish. He thanked Joanie Snide, Fish Fry Manager, for her hard work and everyone for their dedication. Mayor Lowery noted how busy the fish fry is and thanked everyone for the service they provide to the community.

V. HEARING FROM CITIZENS

There were none.

VI. COMMUNICATIONS

There were none.

VII. PUBLIC HEARINGS

22-12-026. Request to approve a final subdivision plat of "Lot 12 of St. Ferdinand Commons" for the property located at 3200 N. Hwy 67.

The petitioner has withdrawn the application at this time.

22-12-027. Request to rezone the property located at 3200 N Hwy 67 from B-3 "Extensive Business District" to B-5 "Planned Commercial District to allow for a credit union with attached drive-thru. The petitioner has withdrawn the application at this time.

23-02-004. Request to amend B-5 Ordinance no. 8648 to allow for sit-down, carry-out restaurants located at 1616/1620 Shackelford. (Planning and Zoning recommended approval on 1/17/2023)
The City Clerk reported that Public Hearing 23-02-004 for the Request to amend Ordinance No. 8648 to allow for sit-down, carry-out restaurants located at 1616/1620 Shackelford. The Chair declared the Public Hearing open.
Erica Stellfox, petitioner, requested approval for a new tenant to use the space next to Domino's as a restaurant space. She noted the franchise owner is the same owner of the property and every potential tenant wants to put a restaurant in the location. The petitioner noted an Italian Ice parlor would like to open in the location.
Being no further comments, Councilman Harris moved to close the Public Hearing, seconded by Siam. Motion carried.

23-02-005. Request to amend Sections 405.035, 405.120, 405.125, 405.140, 405.145, and 405.155 to allow for changes consistent with State Regulations regarding cannabis/marijuana products and facilities. (Planning and Zoning recommended approval on 1/17/2023)
The City Clerk reported that Public Hearing 23-02-005 for the Request to amend Sections 405.035, 405.120, 405.140, 405.145, and 405.155 to allow for changes consistent with State Regulations regarding cannabis/marijuana products and facilities. The Chair declared the Public Hearing to be open.
Phil Lum, Building Commissioner, noted the report was reviewed by Todd Hughes, Public Works Director, and City Attorney John Hessel. Jackie Graves, attorney, noted the City of Florissant Code will now show "medical and recreational marijuana/cannabis" rather than only showing medical marijuana/cannabis previously. Mr. Lum noted a distance of 300 feet will be required between distribution facilities and schools, playgrounds, and churches and grow facilities will require a distance 750 feet from any school, playground, or church as previously passed regarding medical marijuana.
Being no further comments, Councilwoman Pagano moved to close the Public Hearing, seconded by Caputa. Motion carried.

VIII. OLD BUSINESS

BILLS FOR SECOND READING

9853. Ordinance authorizing a transfer of Special Use Permit no. 4680 as amended from Desmet RHF Housing Inc. to All saints Apartments LLC. for the operation of housing units for the Elderly located at 1425 N. New Florissant Road.
Councilman O'Donnell moved that Bill No. 9853 be read for a second time, seconded by Schildroth. Motion carried and Bill No. 9853 was read for a second time.
Councilman O'Donnell moved that Bill No. 9853 be read for a third time, seconded by Parson. Motion carried and Bill No. 9853 was read for a third time and placed upon its passage.
Before the final vote was taken, all interested person were given the opportunity to be heard.
On roll call the Council voted as follows:
Whereupon the Chair declared Bill No. 9853 to have passed and become Ordinance No. 8863.

VOTING

Motion by: Councilman O'Donnell, Thomas

Second by: Councilman Parson Jr., Robert

COUNCIL MEMBERS	YES	NO	ABSTAIN	RECUSE
Councilman Eagan, Joseph	X			
Councilman Harris, Andrew	X			
Councilman Manganelli, Paul	X			

Councilman Caputa, Jeff	X			
Councilman Schildroth, Keith	X			
Councilman O'Donnell, Thomas	X			
Councilwoman Pagano, Jackie	X			
Councilman Parson Jr., Robert	X			
Councilman Siam, Tommy	X			

Whereupon the Chair declared Bill No. 9853 to have passed and become Ordinance No. 8863.

9854. Ordinance authorizing a transfer of Special Use Permit no 4294 as amended from St Catherine RHF Housing, Inc. to All Saints Apartments, LLC for the operation of a retirement community located at 3350 St. Catherine.

Councilman Parson moved that Bill No. 9854 be read for a second time, seconded by Harris. Motion carried and Bill No. 9854 was read for a second time.

Councilman Parson moved that Bill No. 9854 be read for a third time, seconded by O'Donnell. Motion carried and Bill No. 9854 was read for a third time and placed upon its passage.

Before the final vote was taken, all interested person were given the opportunity to be heard.

On roll call the Council voted as follows:

VOTING

Motion by: Councilman Parson Jr., Robert

Second by: Councilman O'Donnell, Thomas

COUNCIL MEMBERS	YES	NO	ABSTAIN	RECUSE
Councilman Eagan, Joseph	X			
Councilman Harris, Andrew	X			
Councilman Manganelli, Paul	X			
Councilman Caputa, Jeff	X			
Councilman Schildroth, Keith	X			
Councilman O'Donnell, Thomas	X			
Councilwoman Pagano, Jackie	X			
Councilman Parson Jr., Robert	X			
Councilman Siam, Tommy	X			

Whereupon the Chair declared Bill No. 9854 to have passed and become Ordinance No. 8864.

IX. NEW BUSINESS

BOARD APPOINTMENTS

Ward 3. Parks Advisory Board - Mindy Berns

Councilman Eagan moved to appoint Mindy Berns, 1040 Kostka to the Parks and Recreation Advisory Board with a term expiring 2/13/2026. Seconded by Caputa, motion carried.

REQUESTS

Liquor. Request for a Full Liquor by the Drink license for Shade Restaurant & Bar located at 1752-1756 N. New Florissant Road.

Councilman Siam moved to approve the Request for a Full Liquor by the Drink License, seconded by Parson. Motion carried.

VOTING

Motion by: Councilman Siam, Tommy

Second by: Councilman Parson Jr., Robert

COUNCIL MEMBERS	YES	NO	ABSTAIN	RECUSE
Councilman Eagan, Joseph	X			
Councilman Harris, Andrew	X			
Councilman Manganelli, Paul	X			
Councilman Caputa, Jeff		X		
Councilman Schildroth, Keith	X			
Councilman O'Donnell, Thomas	X			
Councilwoman Pagano, Jackie	X			

Councilman Parson Jr., Robert	X			
Councilman Siam, Tommy	X			

Special Use Request for a transfer of Special Use Permit no. 8643 from Selena Williams to Beautiful Memories Transfer. d/b/a Dela Rae Events for the operation of an event center located at 3421 N. Hwy 67. Councilman Siam moved to accept the application for the transfer to Beautiful Memories d/b/a Dela Rae Events. Seconded by Schildroth, motion carried.

BILLS FOR FIRST READING

9858. Ordinance authorizing an amendment to B-5 Ordinance no. 8648 to allow for sit-down, carry-out restaurants located at 1616/1620 Shackelford. Bill No. 9858 was read for the first time.

9859. Ordinance authorizing an amendment to Sections 405.035, 405.120, 405.125, 405.140, 405.145, and 405.155 to allow for changes consistent with State Regulations regarding cannabis/marijuana products and facilities. Bill No. 9859 was read for the first time. Councilman Caputa moved that Bill No. 9859 be read for a second time, seconded by Pagano. Motion carried and Bill No. 9859 was read for a second time. Councilman Caputa moved that Bill No. 9859 be read for a third time, seconded by Pagano. On roll call the Council voted: Pagano yes, Parson yes, Siam yes, Harris yes, Manganelli yes, Eagan yes, Caputa yes, Schildroth yes, and O'Donnell yes. Having received a unanimous vote of all members present Bill No. 9859 was read for a third and final time and placed upon its passage. Before the final vote all interested persons were given an opportunity to be heard. Seeing none, on roll call the Council voted as follows:

VOTING

Motion by: Councilman Caputa, Jeff
 Second by: Councilwoman Pagano, Jackie

COUNCIL MEMBERS	YES	NO	ABSTAIN	RECUSE
Councilman Eagan, Joseph	X			
Councilman Harris, Andrew	X			
Councilman Manganelli, Paul	X			
Councilman Caputa, Jeff	X			
Councilman Schildroth, Keith	X			
Councilman O'Donnell, Thomas	X			
Councilwoman Pagano, Jackie	X			
Councilman Parson Jr., Robert	X			
Councilman Siam, Tommy	X			

Whereupon the Chair declared Bill No. 9859 to have passed and become Ordinance No. 8865.

9860. An ordinance amending Chapter 210, Article I, Section 210.010, and Article XI, Offenses Concerning Drugs, Sections 1800, 1810, 1830, and enacting section 1900 of the code of ordinances, City of Florissant, Missouri. Bill No. 9860 was read for the first time. Councilman Caputa moved that Bill No. 9860 be read for a second time, seconded by Pagano. Motion carried and Bill No. 9860 was read for a second time. Councilman Caputa moved that Bill No. 9860 be read for a third time, seconded by Eagan. On roll call the Council voted: Pagano yes, Parson yes, Siam yes, Harris yes, Manganelli yes, Eagan yes, Caputa yes, Schildroth yes, and O'Donnell yes. Having received a unanimous vote of all members present Bill No. 9860 was read for a third and final time and placed upon its passage. Before the final vote all interested persons were given an opportunity to be heard. Seeing none, on roll call the Council voted as follows:

VOTING

Motion by: Councilman Caputa, Jeff

Second by: Councilman Eagan, Joseph

COUNCIL MEMBERS	YES	NO	ABSTAIN	RECUSE
Councilman Eagan, Joseph	X			
Councilman Harris, Andrew	X			
Councilman Manganelli, Paul	X			
Councilman Caputa, Jeff	X			
Councilman Schildroth, Keith	X			
Councilman O'Donnell, Thomas	X			
Councilwoman Pagano, Jackie	X			
Councilman Parson Jr., Robert	X			
Councilman Siam, Tommy	X			

Whereupon the Chair declared Bill No. 9860 to have passed and become Ordinance No. 8866.

9861. An Ordinance amending Chapter 342, Alcohol-Related Traffic Offenses of the Code of Ordinances, City of Florissant, Missouri
 Bill No. 9861 was read for the first time. Councilman Eagan moved that Bill No. 9861 be read for a second time, seconded by Schildroth. Motion carried and Bill No. 9861 was read for a second time. Councilman Eagan moved that Bill No. 9861 be read for a third time, seconded by Manganelli. On roll call the Council voted: Pagano yes, Parson yes, Siam yes, Harris yes, Manganelli yes, Eagan yes, Caputa yes, Schildroth yes, and O'Donnell yes.
 Having received a unanimous vote of all members present Bill No. 9861 was read for a third and final time and placed upon its passage.
 Before the final vote all interested persons were given an opportunity to be heard.
 Seeing none, on roll call the Council voted as follows:

VOTING

Motion by: Councilman Eagan, Joseph
 Second by: Councilman Manganelli, Paul

COUNCIL MEMBERS	YES	NO	ABSTAIN	RECUSE
Councilman Eagan, Joseph	X			
Councilman Harris, Andrew	X			
Councilman Manganelli, Paul	X			
Councilman Caputa, Jeff	X			
Councilman Schildroth, Keith	X			
Councilman O'Donnell, Thomas	X			
Councilwoman Pagano, Jackie	X			
Councilman Parson Jr., Robert	X			
Councilman Siam, Tommy	X			

Whereupon the Chair declared Bill No. 9861 to have passed and become Ordinance No. 8867.

X. COUNCIL ANNOUNCEMENTS

Councilman Parson reminded residents the Black History and Culture Step Show will be taking place on February 25th at 3pm at the JFK Community Center with 5 Step Teams participating. He asked anyone who attends to bring non-perishable items to donate to the TEAM food pantry that evening. He mentioned the Black Migration from the American South to the North and North Midwestern States to escape violence, education, and other great opportunities.

Councilman Eagan stated the annual St. Ferdinand charity basketball tournament and barbeque will be taking place beginning in February and go through the first week of April. He noted the proceeds will go towards a North County resident who is fighting Stage 4 Breast Cancer.

XI. MESSAGE FROM THE MAYOR

Mayor Lowery announced the Parks and Recreation Department will host its first annual Glow in the Dark Pickleball Tournament on Saturday, February 25th at the James J. Eagan Center starting at 9am for anyone 12 years of age and older with a cost of \$40 per team. He stated the 2nd annual Florissant St. Patrick's Day Festival, Parade, and 5k Run will take place on Sunday, March 12th with the 5K beginning at 9am at the KC Grounds. The parade begins at noon at Bangert Park and ends at the Duchesne Home Association Grounds. The Parade Marshall for the year is Ron Scanlon who is the Commander of VFW Post 4105 and the 2022 Florissant Veteran of the Year. The Festival begins at 11am and ends at 6pm at the Duchesne Home Association Grounds with live music, Irish dancers, and family fun.

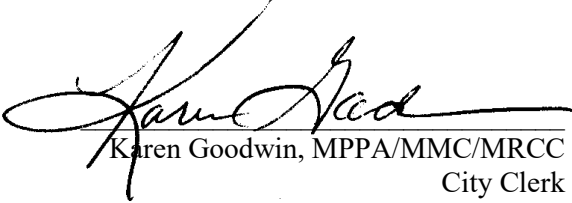
XII. ADJOURNMENT

The Council President stated the next regular City Council Meeting will be Monday, February 27, 2023 at 7:00 pm.

Councilman O'Donnell moved to adjourn the meeting, seconded by Harris. Motion carried.

Adjourned at 7:34 PM

Respectfully submitted,



Karen Goodwin, MPPA/MMC/MRCC
City Clerk

Bill No. 9853	Ord. No. 8863
Bill No. 9854	Ord. No. 8864
Bill No. 9859	Ord. No. 8865
Bill No. 9860	Ord. No. 8866
Bill No. 9861	Ord. No. 8867