

CITY OF FLORISSANT



COUNCIL MINUTES Monday, October 23, 2023

The Florissant City Council met in regular session at Florissant City Hall, 955 Rue St. Francois on Monday, October 23, 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, and Schildroth. Councilman Thomas O'Donnell was excused. 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.

III. APPROVAL OF MINUTES **10-9-2023. City Council Minutes**

Councilwoman Pagano made a motion to approve the City Council Minutes of October 9, 2023, seconded by Siam. Motion carried.

IV. SPECIAL PRESENTATIONS

PROCLAMATIONS

Extra Mile Day Proclamation

The City Clerk read the Proclamation for Extra Mile Day.

V. HEARING FROM CITIZENS

Sandi Meyer, 125 Pompano, stated she would be coming to meetings every two weeks until a change is made. She noted she would like propose that the city require any new construction to be built green which should include permeable roads and sidewalks and rain gardens with native plantings. These gardens are designed to hold storm water run-off to filter pollutants. She also proposed any new or current construction in wooded areas be required to maintain a minimum of 25% of the existing trees.

VI. COMMUNICATIONS

There were none.

VII. PUBLIC HEARINGS

23-10-026. Request to authorize a Special Use Permit for Royals Liquor to allow for a Package Liquor Store located at 490 Howdershell. (Recommended approval by the Planning and Zoning Commission on 10-2-2023).

The City Clerk reported that Public Hearing 23-10-026 for the Request to authorize a Special Use Permit for Royals Liquor to allow for a Package Liquor Store located at 490 Howdershell. The Chair declared the Public Hearing to be open.

Jay Patel, petitioner, stated the business intends to be open from Monday through Saturday 9am to 10pm and 11am to 8pm on Sundays. He noted they may add snacks and other refreshments at their location, the business may also sell airplane style bottles of liquor as well.

Councilman Eagan noted concerns with the small bottles causing trash pile up in the parking lots, as well as the standards for the business such as lights, security, and other requirements. He asked the petitioner if he would agree to restricting the sale of small bottles of liquor and the petitioner agreed.

Mr. Patel noted he does not want trash along the property and would only allow the bottles if they are popular and intends to keep the area clean. He stated the business would like to remodel the entire interior of the property and the architect would be submitting plans for the business after approval.

Being no further comments, Councilman Eagan made a motion to close the public hearing, seconded by Schildroth. Motion carried.

23-10-027. Request to amend Special Use No. 8376 issued to Shade Restaurant & Bar LLC d/b/a 1219 Restaurant and Lounge located at 1752-1759 N. New Florissant Road to allow for a change in hours of operation, in a 'B-3' Extensive Business District. (Planning and Zoning commission recommended denial on 10-2-2023)

The City Clerk reported that Public Hearing 23-10-027 for the Request to amend a Special Use No. 8824 issued to Shade Restuarant & Bar, LLC d/b/a Twelve 19 Restaurant and Lounge located at 1752-1759 N New Florissant Rd to allow for a change in hours of operation, in a 'B-3' Extensive Business District. The Chair declared the Public Hearing to be open.

Lisa West, petitioner, stated she took over Shade Restaurant and Bar and initially wanted to make a brunch location, but with restricted hours, it is hard for the business to continue operating. She noted a party of 10 came into the business at 8:50 pm but were turned away due to the closing time of 10pm. Ms. West wants to expand her hours for the ability to financially support the plan of expanding the kitchen and menu available to customers.

Councilman Eagan noted the business was first proposed as a brunch location with various drinks available then became a barbeque location.

Ms. West noted they do have some menu items which are cooked on the barbeque in the rear which is authorized. She stated she submitted plans 6 weeks ago to Public Works for approval of a full kitchen but has not heard back from the review.

Councilman Eagan verified the business is run as a restaurant and bar because he has concerns about fights taking place in nightclubs as well as the risk to residents.

Ms. West stated the business is doing business as a restaurant and lounge, catering to families during the day and catering to adults in the evenings. She acknowledges the business had two incidents in which, on March 10, 2023, two young adults attempted to rob her family as they were leaving the business in the early morning hours and shot at people as well as the business. The second incident, on March 22, 2023, an officer arrived at 10:30pm and was let into the business. She stated the officer believed people were still patronizing the business, waiting to receive food,

and the business was suspended for 2 months due to this incident. Ms. West stated she believed the situation of having to close her business at 10pm was special and unique to her business and would like to request a change in the hours of operation and to avoid another incident taking place on her property. She noted she would not be charging for parking spaces, for VIP seating, or a cover charge. Ms. West stated a minimum cost for food and beverage would be charged for a party of 10 or more which would go towards their bill at the end of the night to prevent cancelations. She noted the environment is going to attract and cater more towards people of the ages 45 and older but is not restricting who will be allowed in the business.

Kevin Bryant stated he is a long-term resident of Florissant and a business owner in St. Louis. He stated he wanted to be a character witness for Ms. West. He noted his development company tried to have Ms. West open the business in St. Louis City, but she was adamant about opening the business in Florissant. Mr. Bryant noted he sees violence at many different restaurants, and it is not a matter of the operations of the business, but up to the owner. He stated the city would be doing the business and owner a disservice by not allowing her to remain open and change her hours.

Tonya Lacey, Florissant resident, noted she has watched many businesses come and go and the city should allow the business to remain as it is a family establishment who is wanting to treat customers currently and well. She stated she would like to see the business generate revenue for the community.

Cortney Mitchell, Florissant resident, stated he knows Ms. West and always encourages his guests to check out Twelve 19 Restaurant and Lounge.

Being no further comments, Councilman Eagan made a motion to close the public hearing, seconded by Siam. Motion carried.

Councilwoman Pagano made a motion to remove Bill No. 9923 from the agenda, seconded by Eagan. Motion carried.

VIII. OLD BUSINESS

BILLS FOR SECOND READING

There were none.

IX. NEW BUSINESS

BOARD APPOINTMENTS

There were none.

REQUESTS

Animal.

Request to approve a permit for Michael Blum to keep 3 hens located at 148 Boone Street.

(Recommended approval by the Health Department)

Councilman Schildroth made a motion to approve a permit for Michael Blum to keep 3 hens located at 148 Boone Street, seconded by Manganeli. Motion carried.

Liquor.

Request for a Full Liquor by the Drink License for Brennan's Bar and Grill located at 1740 Thunderbird.

Councilman Siam made a motion to approve the Request for a Full Liquor by the Drink License for Brennan's Bar and Grill located at 1740 Thunderbird, seconded by Parson. On roll call, the council voted as follows:

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				
Councilwoman Pagano, Jackie	X			
Councilman Parson Jr., Robert	X			
Councilman Siam, Tommy	X			

Liquor.

Request for a Beer and Wine by the Drink License for Behind the 8 Ball located at 1165 N Highway 67.

Councilman Eagan made a motion to approve the Request for a Beer and Wine by the Drink License for Behind the 8 Ball located at 1165 N. Highway 67, seconded by Caputa.

Councilman Eagan made a motion to suspend the rules to speak with the petitioner, seconded by Siam. Motion carried.

Councilman Eagan noted when the request originally came before the council, Mr. Wallace said he would not be asking for a liquor license at this location.

Darryl Wallace, owner, stated he mentioned in the initial proposal that he would like to have beer and wine at the location. He noted he would like to serve alcohol from 11am to 11pm all 7 days of the week.

On roll call, the council voted as follows:

VOTING

Motion by: Councilman Eagan, Joseph

Second by: Councilman Caputa, Jeff

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				
Councilwoman Pagano, Jackie	X			
Councilman Parson Jr., Robert	X			
Councilman Siam, Tommy	X			

BILLS FOR FIRST READING

9922.

Ordinance to authorize a Special Use Permit to 490 Jai Ganesha LLC, d/b/a Royals Liquor to allow for a Package Liquor Store located at 490 Howdershell.

Bill No. 9922 was read for the first time.

9923.

Ordinance to amend Special Use No. 8376 issued to Shade Restaurant & Bar LLC d/b/a 1219 Restaurant and Lounge located at 1752-1759 N. New Florissant Road to allow for a change in hours of operation, in a 'B-3' Extensive Business District.

Bill No. 9923 was removed from the agenda.

9924. Ordinance adopting the budget for the City of Florissant for the fiscal year commencing on December 1, 2023 and ending on November 30, 2024 and providing for its effective date.

Bill No. 9924 was read for the first time.

9925. Ordinance realizing revenue of \$392,394.00 from Missouri American Water Company to the Street Fund and appropriating the same amount to account no. 408-5670 "Street Contract" for the restoration of Harrison Street.

Bill No. 9925 was read for the first time.

Councilman Schildroth moved that Bill No. 9925 be read for a second time, seconded by Caputa. Motion carried and Bill No. 9925 was read for a second time.

Councilman Caputa moved that Bill No. 9925 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, and Caputa yes, and Schildroth yes.

Having received a unanimous vote of all members present Bill No. 9925 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 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				
Councilwoman Pagano, Jackie	X			
Councilman Parson Jr., Robert	X			
Councilman Siam, Tommy	X			

Whereupon the Chair declared Bill No. 9925 to have passed and become Ordinance No. 8927.

9926. Ordinance authorizing a transfer in the Capital Improvement Fund of \$20,000.00 from Account 403-56520 Sidewalk repairs to account 403-53300 Materials & supplies for the continued repairs to City streets by the Street Division.

Bill No. 9926 was read for the first time.

Councilman Caputa moved that Bill No. 9926 be read for a second time, seconded by Parson. Motion carried and Bill No. 9926 was read for a second time.

Councilman Schildroth moved that Bill No. 9926 be read for a third time, seconded by Caputa.

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

Having received a unanimous vote of all members present Bill No. 9926 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 Schildroth, Keith

Second by: Councilman Caputa, Jeff

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				
Councilwoman Pagano, Jackie	X			
Councilman Parson Jr., Robert	X			
Councilman Siam, Tommy	X			

Whereupon the Chair declared Bill No. 9926 to have passed and become Ordinance No. 8928.

X. COUNCIL ANNOUNCEMENTS

Councilwoman Pagano noted Wards 5 and 7 would be holding their joint ward meeting for residents on Thursday, November 9th, 2023, at 7pm at the Florissant Justice Center.

Councilman Caputa noted residents should not leave their vehicles unattended while running in the morning and the police department will be handing out tickets for vehicles running unattended. He reminded residents to secure their firearms in their homes and not in their vehicles.

XI. MESSAGE FROM THE MAYOR

Mayor Lowery noted the Family Boo Bash would be taking place on Saturday, October 28, 2023 from 10am to 2pm at the James J. Eagan Center with trick or treating, games and activities, and food vendors.

On Sunday, October 29th, the Halloween Skate Party takes place for ages 5 to 14 with a costume contest with a cost of \$6 for residents and \$8 for non-residents.

The Veteran’s Day Parade will take place on November 5, 2023, which will honor the Veteran of the Year. The parade begins at 1pm at Bangert Park and goes up Florissant Road with the end at the VFW Hall 4105 and an event honoring Florissant Veteran of the Year Ron Fink.


XII. ADJOURNMENT

The Council President stated the next regular City Council Meeting will be Monday, November 13, 2023, at 7:00 pm.

Councilwoman Pagano moved to adjourn the meeting, seconded by Siam. Motion carried.

Adjourned at 7:42 PM

Respectfully submitted,



Bill No. 9925	Ord No. 8927
Bill No. 9926	Ord No. 8928