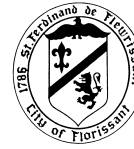




**CITY OF FLORISSANT  
CITY COUNCIL**



**WORKSHOP**

March 8, 2017

The City Council of the City of Florissant met in an open Work Session on Tuesday, March 8, 2017 at 6:13 pm. in the Council Chambers at the Florissant City Hall, 955 rue St. Francois, with Council President Jackie Pagano presiding. On Roll Call the following Council members were present: Caputa, Schildroth, Henke, Pagano, Schmidt, Siam, Lee, Jones, Eagan. Also present was City Clerk Karen Goodwin, City Attorney John Hessel and Public Works Director Lou Jearls.

Council President Pagano stated that the first item on the agenda is the discussion of bill no. 9260.

Councilman Lee asked Mr. Hessel to clarify if the city council could adopt an ordinance requiring spaying or neutering of all dogs with no exceptions.

John Hessel stated that 32 states have adopted laws requiring mandatory sterilization of pets. He said that the argument that there is a problem may or may not be defensible in court. He stated that the city would need to prove a legitimate public purpose is being served.

Councilman Henke discussed the spaying and neutering issue. He feels there should be no exceptions to the spaying and neutering requirement for pit bulls.

Councilman Caputa agreed that there needs to be evidence or cause to require all dogs and cats sterilized.

Councilman Eagan stated that he does not see a feral dog or cat issue in his ward.

Councilwoman Pagano agreed that there is no problem.

Councilman Schmidt does not feel there is an issue at this time to promote sterilization of all dogs and cats.

Councilman Henke does not feel there should be any exceptions for breeding or show for pit bulls. He feels the exceptions would make more work on the public works department.

Councilman Lee agreed with Councilman Henke that there should be no exceptions.

Councilman Siam supports no exceptions but proposed a trial period to see what kind of burden it produces.

Councilman Jones stated that he is concerned about accountability. The load will be on public works no matter what the council does. The city needs to have a list and track the dogs and have documentation on the trouble dogs.

Councilman Schmidt stated that he likes the Kansas City bill and does not have a problem with the exceptions. He would rather be more specific.

Councilwoman Pagano explained that the documentation has to be done anyway. The Public Works department already handles licensing of animals.

Council discussed exemptions and whether to require a veterinarian within a 50 mile radius or the county.

Councilman Henke made a motion to amend Substitute Bill no. 9260 to allow for no exceptions to the spay and neutering of pit bulls, seconded by Lee. Councilman Henke amended his motion to delete only sections D and F in section 1 sub-section B-1. On roll call, Council voted as follows: Schmidt no, Henke yes, Eagan no, Siam yes, Jones no, Lee yes, Schildroth yes, Caputa no, Pagano no. Motion failed 5-4.

Councilman Lee said that he would be moving that the exception of the show dogs must continue to provide proof of showing them annually. Councilman Schmidt stated that he feels the ordinance already requires that within a 365 day period.

\*\*Councilman Lee made a motion to amend section D1c3 to remove the allowance for registration and require participation within one year. Seconded by Siam. On roll call, Council voted as follows: Schmidt yes, Henke yes, Eagan no, Siam yes, Jones no, Lee yes, Schildroth yes, Caputa no, Pagano no. Motion passes 5-4.

Councilman Lee moved to include section A2E of the University City ordinance requiring insurance, seconded by Schildroth. (Placed new subsection H). Council discussed the requirement, Councilman Henke does not agree. Councilwoman Pagano asked if this included a mix, Lee said yes. Jones asked about a renter, is it the homeowner or the renters insurance. On roll call the council voted: Schmidt no, Henke yes, Eagan no, Siam yes, Jones no, Lee yes, Schildroth yes, Caputa no, Pagano no. Motion fails 5-4.

Councilman Lee moved to make the bill effective 60 days after passage, seconded by Eagan. On roll call the council voted: Schmidt yes, Henke no, Eagan no, Siam yes, Jones no, Lee yes, Schildroth yes, Caputa no, Pagano no. On roll call the motion fails 5-4.

Council took a 10 minute break and resumed at 7:44 pm.

Councilwoman Pagano stated that the next item on the agenda was bill no. 9261, the Dangerous Animal ordinance.

\*\*Councilwoman Pagano moved to amend Section 205.270, paragraph 8 to change the 6ft non-retractable leash to 4 ft. Seconded by Caputa. On roll Call. Motion carried unanimously.

\*\*Councilwoman Pagano moved to amend Section 205.270, paragraph 10 to change the word “Shall” to “Must” (within 10 days of such declaration register....) seconded by Caputa. On roll call, motion carried unanimously.

\*\*Councilwoman Pagano moved to amend Section 205.270, paragraph 12 to delete the special circumstances exception. (Delete...an owner may request an exception) seconded by Lee. On roll call the Council voted: Schmidt no, Henke no, Eagan yes, Siam yes, Jones yes, Lee yes, Schildroth yes, Caputa yes, Pagano yes. Motion carried 7-2.

Council discussed whether or not the discretion should be put on the Director of Public works.

\*\*Councilman Lee moved to amend Section 205.270, paragraph 9 to change it to the paragraph 2E of the University City ordinance by adding:

9. The owner of a dangerous animal **must** present to the Health Department proof that the owner or keeper has procured liability insurance **in a single incident amount** of at least one hundred thousand dollars (\$100,000.00) **for bodily injury to or death of any person or for damage to property owned by any persons which may result from the ownership, keeping or maintenance of such animal. Such insurance policy shall provide that no cancellation of the policy will be made unless ten (10) days written notice is first given to the Director of Public works.**

Seconded by Caputa, on roll call, motion carried unanimously.

Councilman Siam discussed paragraph 5 concrete/asphalt/paver.

Council discussed enforcement of the dangerous animal ordinance. They suggested an informational campaign. Councilman Jones asked if the residents are asked to sign for the information packet when they come to public works. Council also suggested asking what pet new residents have when they get their occupancy permits.

There being no further business to discuss, Councilwoman Pagano motioned to adjourn, seconded by Caputa. Motion carried and the meeting adjourned at 8:29 pm.

\*\* Motions passed

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Karen Goodwin  
City Clerk