

# CITY OF FLORISSANT



## COUNCIL MINUTES

March 26, 2018

The Florissant City Council met in regular session at Florissant City Hall, 955 rue St. Francois on Monday, March 26, 2018 at 7:30 p.m. with Council President Pagano 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: Pagano, Parson, Siam, Lee, Jones, Eagan, Caputa, Schildroth and Henke. Also present was City Attorney John Hessel and City Clerk Karen Goodwin. A quorum being present the Chair stated that the Council Meeting was in session for the transaction of business.

Councilman Lee moved to approve the Executive and Meeting Minutes of March 12, 2018 and Executive Meeting Minutes of March 14, 2018 seconded by Henke. Motion carried.

The next item on the Agenda was Citizen Commendations:

- Cody Davis
- Matthew Miller
- Joel Hon

The next item on the Agenda was Police Commendations:

- Officer Kerckhoff, Officer Kiefer, Detective Monahan and Detective Bussen
- Office Swope, Officer Brockmeier and Officer Fletcher
- Office Cushing
- Office Summers
- Detective Osmer and Detective Edwards
- Sergeant Coder, Officer Bathon and Officer Kerckhoff

The Chair stated the next item on the agenda was Hearing from Citizens of which there were none.

The next item on the Agenda was Communications of which there were none.

33 The next item on the Agenda was Public Hearings.

34 The City Clerk reported that Public Hearing #18-03-010 to be held this night on a Request to  
35 amend the Zoning Code to allow for cigar bars as a Special Use in the “HB” Historic Business District  
36 had been advertised in substantially the same form as appears in the foregoing publication and by  
37 posting the same. The Chair declared the Public Hearing to be re-opened and invited those who wished  
38 to be heard to come forward. (Public Hearing postponed from 3/12/18 Council meeting)

39 Anthony Bowlson, petitioner, stated that he was in attendance to again ask the Council to allow  
40 cigar bars in the Historic District.

41 Mr. Hessel stated that he had contacted the St. Louis County Council’s office in regards to this  
42 issue and did not get a sufficient response. As a result, he stated that the City Council could move  
43 forward with this but Mr. Hessel is unsure as to what St. Louis County will do. Furthermore, he  
44 understands that Mr. Bowlson wants to be treated like all the other cigar bars in St. Louis County.

45 The City Attorney recommended to the City Council to make two legislative decisions:

46 1) To amend the Zoning Code to allow cigar bars as a Special Use in the ‘HB’ Zoning District,  
47 contingent on:

48 2) The adoption of the Clean Air Act (CAA). The city’s CAA will mirror St. Louis County’s  
49 CCA with the exemption “cigar bars must exist prior to 2012.”

50 Mr. Hessel stated that the surrounding municipalities that allow cigar bars have adopted their  
51 own versions of the CCA.

52 The Chair asked if there were any citizens who would like to speak on said public hearing.  
53 Being no citizens who wished to speak, Councilman Parson moved to close P.H. #18-03-010, seconded  
54 by Henke. Motion carried.

55 The City Clerk reported that Public Hearing #18-03-013 to be held this night on a Request to  
56 authorize a Special Use Permit to Tire Zone, LLC for the operation of a tire installation and tire repair  
57 shop for the property located at 1940 N. Highway 67 had been advertised in substantially the same  
58 form as appears in the foregoing publication and by posting the property. The Chair declared the  
59 Public Hearing to be open and invited those who wished to be heard to come forward.

60 Tony and Shante Alhejoj, petitioners, stated they would like to open a tire sales and installation  
61 business. The petitioner displayed a view of the establishment including parking, traffic flow, office  
62 area and restroom. A rear view included where the trash receptacle would be located. They have  
63 written approval from the owner of the property to use their exit space. The petitioner stated that they

own another tire business in the city of St. Louis. The petitioners will be selling both new and used tires and all tire changes will be done inside the building. Currently they sell approximately 60% used tires. No tires will be stored outside. Their hours of operation will be from 8 a.m. to 7 p.m. M-Sat. and Sunday 9 a.m. to 2:00 p.m. No oil changes or car repairs will be done, only tire changes.

The Chair asked if there were any citizens who would like to speak on said public hearing. Being no citizens who wished to speak, Councilman Siam moved to close P.H. #18-03-013, seconded by Henke. Motion carried.

Councilman Siam moved that Bill No. 9370 An Ordinance to authorize a Special Use Permit to Flower Valley Group, LLC d/b/a Privilege Lounge to allow for the operation of a cocktail lounge located at 129 Flower Valley Shopping Center be read for a second time, seconded by Schildroth. Motion carried and Bill No. 9370 was read for a second time. Councilman Siam moved that Bill No. 9370 be read for a third time, seconded by Schildroth. Motion carried and Bill No. 9370 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. On roll call the Council voted: Pagano yes, Parson yes, Siam yes, Lee yes, Jones yes, Eagan yes, Caputa yes, Schildroth yes and Henke yes. Whereupon the Chair declared Bill No. 9370 to have passed and said Bill became Ordinance No. 8398.

Councilperson Pagano moved that Bill No. 9371 An Ordinance authorizing an amendment to the Zoning Code to allow for "Adult Day Care" as a Special Use in all "B" Zoning Districts be read for a second time, seconded by Henke. Motion carried and Bill No. 9371 was read for a second time. Councilman Caputa moved that Bill No. 9371 be read for a third time, seconded by Jones. Motion carried and Bill No. 9371 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. On roll call the Council voted: Pagano yes, Parson yes, Siam yes, Lee yes, Jones yes, Eagan yes, Caputa yes, Schildroth yes and Henke yes. Whereupon the Chair declared Bill No. 9371 to have passed and said Bill became Ordinance No. 8399.

The next item on the Agenda was Board Appointments of which there were none.

Councilman Caputa moved to approve the request for a transfer of Special Use Permit No. 7940 from Toast Time Lounge, LLC to Toast It Up, LLC d/b/a Toast Time Sports Bar for the operation of a cocktail lounge located at 12781 New Halls Ferry Rd., seconded by Schildroth. Motion carried.

Councilman Parson moved to approve the request for a Full Liquor by the Drink license for Toast It Up, LLC d/b/a Toast Time Sports Bar located at 12781 New Halls Ferry Road, seconded by

Schildroth. Motion carried. On roll call the Council voted: Pagano yes, Parson yes, Siam yes, Lee yes, Jones yes, Eagan yes, Caputa yes, Schildroth yes and Henke yes. The liquor license was approved.

Councilman Siam moved that Bill No. 9373 An Ordinance to authorize a Special Use Permit to Tire Zone, LLC for the operation of a tire installation and tire repair shop for the property located at 1940 N. Hwy 67 and said bill was read for the first time by title only.

Councilman Parson moved that Bill No. 9374 An Ordinance to authorize a transfer of Special Use Permit No. 7940 from Toast Time Lounge, LLC to Toast It Up, LLC d/b/a Toast Time Sports Bar for the operation of a cocktail lounge located at 12781 New Halls Ferry Road and said bill was read for the first time by title only.

Councilperson Pagano introduced Bill No. 9375 An Ordinance authorizing appropriation of \$5000 from the General Revenue Fund to Acct. No. 4050 "Professional Services" for a contract for speaker Jason Roberts of Better Block and said Bill was read for the first time. Councilman Jones moved that Bill No. 9375 be read for a second time, seconded by Caputa. Motion carried and Bill No. 9375 was read for a second time.

Councilman Caputa stated that Mr. Roberts was the keynote speaker at the recent Missouri Municipal League Conference. Mr. Roberts, who has done incredible things to revitalize the city of Dallas, has agreed to come to the city for ideas to enhance Florissant.

Councilperson Pagano moved that Bill No. 9375 be read for a third time, seconded by Jones. On roll call the Council voted: Pagano yes, Parson yes, Siam yes, Lee yes, Jones yes, Eagan yes, Caputa yes, Schildroth yes and Henke yes. Having received the unanimous vote of all members present Bill No. 9375 was read for the third and final time and placed upon its passage. Before the final vote all interested persons were given an opportunity to be heard.

Josh Polsky, 748 Loekes Dr., asked if Mr. Robert's talk would be open to the public. Councilwoman Pagano replied that they were currently working on the number of people they could invite based upon the seating available in the theatre.

On roll call the Council voted: Pagano yes, Parson yes, Siam yes, Lee yes, Jones yes, Eagan yes, Caputa yes, Schildroth yes and Henke yes. The Chair declared Bill No. 9375 to have passed and said Bill became Ordinance No. 8400.

126 Councilperson Pagano introduced Bill No. 9376 An Ordinance amending Acct. No. 01-4-34514  
127 “Insurance Account” in the amount of \$26,474 and appropriate the same amount to Acct. No. 4961000  
128 for the replacement of a police vehicle and said Bill was read for the first time. Councilman Schildroth  
129 moved that Bill No. 9376 be read for a second time, seconded by Eagan. Motion carried and Bill No.  
130 9376 was read for a second time. Councilperson Eagan moved that Bill No. 9376 be read for a third  
131 time, seconded by Schildroth. On roll call the Council voted: Pagano yes, Parson yes, Siam yes, Lee  
132 yes, Jones yes, Eagan yes, Caputa yes, Schildroth yes and Henke yes. Having received the unanimous  
133 vote of all members present Bill No. 9376 was read for the third and final time and placed upon its  
134 passage. Before the final vote all interested persons were given an opportunity to be heard. On roll call  
135 the Council voted: Pagano yes, Parson yes, Siam yes, Lee yes, Jones yes, Eagan yes, Caputa yes,  
136 Schildroth yes and Henke yes. The Chair declared Bill No. 9376 to have passed and said Bill became  
137 Ordinance No. 8401.

138 Councilman Henke introduced Bill No. 9377 An Ordinance authorizing an amendment to the  
139 Zoning Code to allow for “Cigar Bar” as a Special Use Permit in the HB “Historic Business Zoning  
140 District” and said Bill was read for the first time. Councilman Henke moved that Bill No. 9377 be read  
141 for a second time, seconded by Eagan. Motion carried and Bill No. 9377 was read for a second time.  
142 Councilperson Henke moved that Bill No. 9377 be read for a third time, seconded by Caputa. On roll  
143 call the Council voted: Pagano yes, Parson yes, Siam yes, Lee yes, Jones yes, Eagan yes, Caputa yes,  
144 Schildroth yes and Henke yes. Having received the unanimous vote of all members present Bill No.  
145 9377 was read for the third and final time and placed upon its passage. Before the final vote all  
146 interested persons were given an opportunity to be heard. On roll call the Council voted: Pagano yes,  
147 Parson yes, Siam yes, Lee yes, Jones yes, Eagan yes, Caputa yes, Schildroth yes and Henke yes. The  
148 Chair declared Bill No. 9377 to have passed and said Bill became Ordinance No. 8402.

149 Councilman Henke introduced Bill No. 9378 An Ordinance amending Title II of the Florissant  
150 Code of Ordinances by adding a new Chapter 250 “Indoor Clean Air Code” and said Bill was read for  
151 the first time. Councilman Schildroth moved that Bill No. 9378 be read for a second time, seconded by  
152 Caputa. Motion carried and Bill No. 9378 was read for a second time. Councilman Henke moved that  
153 Bill No. 9378 be read for a third time, seconded by Caputa. On roll call the Council voted: Pagano yes,  
154 Parson yes, Siam yes, Lee yes, Jones yes, Eagan yes, Caputa yes, Schildroth yes and Henke yes.  
155 Having received the unanimous vote of all members present Bill No. 9378 was read for the third and  
156 final time and placed upon its passage. Before the final vote all interested persons were given an

157 opportunity to be heard. On roll call the Council voted: Pagano yes, Parson yes, Siam yes, Lee yes,  
158 Jones yes, Eagan yes, Caputa yes, Schildroth yes and Henke yes. The Chair declared Bill No. 9378 to  
159 have passed and said Bill became Ordinance No. 8403.

160 The next item on the Agenda was Council Announcements.

161 Councilman Caputa reminded residents to keep their firearms secure and not to leave them in  
162 their vehicles. Ward 4 will be hosting a Neighborhood Watch Program on March 28 in Council  
163 Chambers at 7 pm. He congratulated Show Me's Restaurant for raising \$30,000 for childhood cancer.

164 Councilman Eagan stated that they just finished the St. Ferdinand Charity Basketball  
165 Tournament for Cooper Tracy, a Florissant boy diagnosed with cancer. Michael Cardenas, Florissant  
166 resident is preparing to take a missionary trip to Mexico to aid the poor and indigent and he wished him  
167 well.

168 Councilman Jones encouraged everyone to donate and volunteer at T.E.A.M. located on rue St.  
169 Catherine. He thanked Councilman Eagan for the time and effort he spent at the St. Ferdinand Charity  
170 Basketball Tournament fundraiser.

171 Councilman Lee stated that the city is currently taking bids on the Shark Property. This  
172 Wednesday on March 28<sup>th</sup> the property will be open to view from 10-2.

173 Councilman Parson stated that his father recently passed away as a result of multiple myeloma,  
174 a form of cancer. He honored his father's life, noting that he was an honorable, trustworthy family  
175 man.

176 Councilman Henke asked residents to clean up their neighborhoods in anticipation of the Valley  
177 of Flowers.

178 Mayor Schneider stated that "Trash Bash" was held last Saturday at Sunset Park. A free paper  
179 shredding will be held on April 21<sup>st</sup> at St. Ferdinand Park for residents. April 7<sup>th</sup> is the scheduled  
180 recycling event. Nominations for the Beautiful Home Award are now being taken. He thanked Joe  
181 Eagan and his family for their delicious BBQ served during the month of March at St. Ferdinand  
182 Church and for raising money for childhood cancer. Historic Florissant Inc.'s annual fundraiser at  
183 Handel's Restaurant was very successful and helps to raise funds for preservation projects in the city.  
184 He congratulated Thai Kitchen for being recognized in the Riverfront Times and Hendel's Cafe being  
185 featured in St. Louis Magazine as one of the best restaurant in St. Louis. He urged citizens to contact  
186 their representatives to encourage funding for the State's highway infrastructure which is in dire need  
187 of repair.

The Senior Office held an Irish St. Patrick's Party for senior residents and the Mayor and Queen's Court participated in the St. Patrick's Day parade in downtown St. Louis. Applicants are needed for lifeguards and playground camp leaders for this summer.

The Council President announced that the next regular City Council Meeting was scheduled for Monday, April 9, 2018 at 7:30 pm.

Councilman Henke moved to adjourn the meeting, seconded by Parson. Motion carried. The meeting was adjourned at 8:35 p.m.

---

Karen Goodwin, City Clerk

The following Bills were signed by the Mayor:

Bill No. 9370	Ord. 8398
Bill No. 9371	Ord. 8399
Bill No. 9375	Ord. 8400
Bill No. 9376	Ord. 8401
Bill No. 9377	Ord. 8402
Bill No. 9378	Ord. 8403