

AGENDA

Regular Session of the City Council of the City of Saint Charles, Missouri
Council Chambers – 4th Floor – City Hall – 200 North Second Street
Tuesday, May 3, 2022
7:00 p.m.

All persons who desire to provide citizen/public comment must complete a Speaker's Card in its entirety and present it to the City Clerk prior to the 7:00 p.m. start of the City Council meeting to be eligible to speak.

1. ROLL CALL
2. INVOCATION AND PLEDGE OF ALLEGIANCE
- 2A. APRIL 5, 2022, ELECTION RESULTS
 1. Canvass of Election Returns of the General Municipal Election held on Tuesday, April 5, 2022, and Declaration of the Election Results (*RCA Attached*)
 2. Presentation of Plaque to Retiring Ward 6 Councilmember Jerry Reese
 3. Recess of Regular Meeting, and Reconvene with Newly Elected Ward 6 Councilmember Justin Foust
 4. Administration of Oath of Offices
3. PRESENTATIONS/AWARDS/PROCLAMATIONS
 - A. Proclamation Declaring May 1 through 7, 2022, as “Local Government Week” in the City of St. Charles, Missouri
 - B. Proclamation Declaring May 1 through 7, 2022, as “Professional Municipal Clerks Week” in the City of Saint Charles, Missouri
4. CITIZEN COMMENTS - 3 Minute Limit Per Person

The Citizen Comments portion of the meeting is an opportunity for the City Council to listen to comments from citizens. It is not a question and answer session and the Mayor and City Council will not respond to comments or answer questions during this period. The Mayor or the City Council may refer any matter brought up to the Director of Administration or City Clerk if action needed.
5. REPORT OF THE MAYOR
6. ANNOUNCEMENTS FROM COUNCILMEMBERS/MISCELLANEOUS
7. PUBLIC HEARING
 - A. Case No. Z-2022-04. (Carl J. Maus) An application to rezone upon annexation an approximately 0.2-acre tract of land, located approximately 150 feet east of the intersection of S Old Highway 94 and Heritage Crossing, from St. Charles County

R1E Single-Family Residential District to City of St. Charles R-1E Single-Family Residential District. The property will be located in Ward 5 upon annexation. ***(Council Bill 13492)***

- B. Case No. CU-2022-04. (Brandon Harp – Civic Engineering Design Consultants, Inc.) An application for a Conditional Use Permit from §400.230(C)(1)(a) for an In-Vehicle Sales and Service (car wash) use within the C-3 Highway Business District located on the south side of Mexico Road, approximately 350 feet west of the intersection of Muegge Road and Mexico Road. The subject property is located in Ward 6. ***(RCA Attached)***
- C. Case No. CU-2022-06. (Sam Schulte) An application for a Conditional Use Permit from §400.220(C)(1)(a) for a Guest House use within the C-2/EHP General Business District within the Extended Historic Preservation District located at 1509 W Clark Street. The subject property is located in Ward 2. ***(RCA Attached)***
- D. Case No. TA-2022-02. (City of St. Charles) An application to amend Chapter 400 of the Code of Ordinances specifically concerning Short Term Rentals and Guest Houses. ***(Council Bill 13495 to be held from Introduction per Sponsor's Request)***
- E. Case No. LL-2022-13. Approval of Liquor License Application for Ellen Brazelton d/b/a Buzzed Bull Creamery located at 1520 South Fifth Street, Suite 105 ***(Ward 3)*** ***(RCA Attached)***

8. CONSENT AGENDA

- A. Approval of Council Minutes and Reports
 - 1. Street Committee Meeting of April 19, 2022
- B. Receipt of Reports from Boards, Commissions and Committees
 - 1. Landmarks Board Meeting of February 14, 2022
 - 2. Landmarks Board Meeting of March 14, 2022
 - 3. Saint Charles Park & Recreation Board Meeting of March 16, 2022
 - 4. Saint Charles Park & Recreation Board Meeting of April 6, 2022
 - 5. Senior Citizen Advisory Commission Meeting of March 8, 2022
 - 6. Human Relations Commission Meeting of January 20, 2022
 - 7. Planning & Zoning Commission Meeting of March 28, 2022
- C. Receipt of Director of Administration Reports ***(none)***
- D. Approval of Contracts and Easements
 - 1. Contract with CCIMW, LLC for the Lindenwood South Water Tank Interior Renovation Project in an amount not to exceed \$292,300.00
 - 2. Supplemental Agreement No. 3 with 212 Environmental Consulting, LLC for additional professional services for the Potable Water Supply Wellfield Project in an amount not to exceed \$11,772.00 for a total contract amount not to exceed \$267,860.00
- E. Preliminary Plats ***(none)***

F. Miscellaneous

1. Receipt of the Annual Report Year Ending December 31, 2021 as Submitted by the Board of Directors of the Bogey Hills Plaza Community Improvement District
2. Receipt of the Annual Report Year Ending December 31, 2021 as Submitted by the Board of Directors of the Elm & 370 Community Improvement District
3. Receipt of the Annual Report Year Ending December 31, 2021 as Submitted by the Board of Directors of the Elm Point Commons Community Improvement District
4. Receipt of the Annual Report Year Ending December 31, 2021 as Submitted by the Board of Directors of the Fairgrounds Road Community Improvement District
5. Receipt of the Annual Report Year Ending December 31, 2021 as Submitted by the Board of Directors of the Plaza at Noah's Ark Community Improvement District
6. Receipt of the Annual Report Year Ending December 31, 2021 as Submitted by the Board of Directors of the Suits U Mexico Community Improvement District
7. Receipt of the Annual Report Year Ending December 31, 2021 as Submitted by the Board of Directors of the 501 South Main Street Community Improvement District
8. Receipt of the Annual Report Year Ending December 31, 2021 as Submitted by the Board of Directors of the Veteran's Memorial Parkway Community Improvement District
9. Receipt of the Annual Report Year Ending December 31, 2021 as Submitted by the Board of Directors of the Zumbahl Road Community Improvement District

9. ITEMS REMOVED FROM THE CONSENT AGENDA

10. RESOLUTIONS (*none*)

11. BILLS FOR FINAL PASSAGE

BILL 13483

AN ORDINANCE AMENDING ORDINANCE NUMBER 21-200 BY AMENDING CERTAIN REVENUE, EXPENDITURE, AND FUND BALANCE ACCOUNTS FOR THE BUDGET FOR THE FISCAL YEAR 2022 (BUDGET AMENDMENT #7) (*SPONSOR: BRIDGET OHMES*)

BILL 13484

AN ORDINANCE SUSPENDING THE PROHIBITION AGAINST DRINKING ALCOHOLIC BEVERAGES IN PUBLIC PLACES DURING THE HOURS OF OPERATION FOR THE FOLLOWING 2022 EVENTS: MUSIC ON MAIN, HOT SUMMER NIGHTS, FOUNDRY BLOCK PARTY, MOSAICS FINE ARTS FESTIVAL, MISSOURI RIVER RELIEF, 636 DAY, BEALE STREET CONCERT SERIES, AUTUMN HARVEST, FALL EQUINOX ART FAIR, AND LIGHTING ON BEALE (*SPONSOR: VINCE RATCHFORD*)

BILL 13485

AN ORDINANCE APPROVING COSTS OF CERTAIN IMPROVEMENTS; AND AUTHORIZING PAYMENTS FROM THE PROJECT FUND IN CONNECTION WITH THE VILLAGES OF PROVENCE NEIGHBORHOOD IMPROVEMENT DISTRICT (SPONSOR: MICHAEL FLANDERMEYER)

BILL 13486

AN ORDINANCE AUTHORIZING THE PURCHASE OF 1.2534 ACRES OF LAND LOCATED AT THE NORTHEAST QUADRANT OF FRIEDENS ROAD AND FAIRGROUND ROAD FOR \$450,000.00, PAYMENT OF A COMMISSION OF \$13,500.00, AND CLOSING COSTS NOT TO EXCEED \$22,500.00 FOR A TOTAL AMOUNT NOT TO EXCEED \$486,000.00, AND GRANTING CONTINUING AUTHORITY TO EXECUTE DOCUMENTS NECESSARY TO CARRY OUT THE INTENT OF THIS ORDINANCE (SPONSOR: VINCE RATCHFORD)

12. BILLS FOR INTRODUCTION

BILL 13487

AN ORDINANCE AMENDING ORDINANCE NUMBER 21-200 BY AMENDING CERTAIN REVENUE, EXPENDITURE, AND FUND BALANCE ACCOUNTS FOR THE BUDGET FOR THE FISCAL YEAR 2022 (BUDGET AMENDMENT #8) (SPONSOR: BRIDGET OHMES)

BILL 13488

AN ORDINANCE AUTHORIZING THE CITY OF ST. CHARLES, MISSOURI, TO ENTER INTO A FIRST AMENDMENT TO REAL PROPERTY PERFORMANCE AGREEMENT IN CONNECTION WITH A PROJCT BY DIODE PROPERTIES, LLC. (SPONSOR: MICHAEL GALBA)

BILL 13489

AN ORDINANCE AMENDING SCHEDULE III, TABLE III-A OF CHAPTER 350 OF THE CODE OF ORDINANCES BY ESTABLISHING A PARKING RESTRICTION ON ONE SIDE OF A PUBLIC ALLEY LOCATED BETWEEN AND PARALLEL TO SECOND STREET AND MAIN STREET FROM WATER STREET TO PERRY STREET (SPONSORS: BRIDGET OHMES, TOM BESSELMAN, VINCE RATCHFORD, BART HABERSTROH, MICHAEL GALBA AND MICHAEL FLANDERMEYER)

BILL 13490

AN ORDINANCE AUTHORIZING THE ACQUISITION OF EASEMENTS REQUIRED FOR THE ZUMBEHL ROAD AND IPSWICH LANE INTERSECTION IMPROVEMENTS PROJECT BY PURCHASE, DONATION OR EMINENT DOMAIN; AND AUTHORIZING AND PROVIDING FOR CONTINUING AUTHORITY TO EXECUTE ALL DOCUMENTS NECESSARY FOR THE ACQUISITION OF SAID EASEMENTS (SPONSOR: BART HABERSTROH)

BILL 13491

AN ORDINANCE ANNEXING CERTAIN ADJACENT CONTIGUOUS LAND INTO THE CITY OF SAINT CHARLES, MISSOURI, AND ASSIGNING THE LAND TO A DESIGNATED WARD OF THE CITY BEING PETITIONED FOR ANNEXATION BY CARL J. MAUS AND LINDA L. MAUS, STEVEN M. HOLLIS AND VIKKI L. HOLLIS,

MEMBERS OF SHADY CREEK DEV, LLC, AND RICHARD W. BLALOCK AND LORRAINE M. BLALOCK, OF AN APPROXIMATE 0.2 ACRE TRACT OF LAND LOCATED APPROXIMATELY 150 FEET EAST OF THE INTERSECTION OF SOUTH OLD HIGHWAY 94 AND HERITAGE CROSSING (*SPONSOR: DENISE MITCHELL*)

BILL 13492

AN ORDINANCE REZONING TO CITY ZONING DISTRICT R-1E SINGLE-FAMILY RESIDENTIAL DISTRICT FROM ST. CHARLES COUNTY ZONING DISTRICT R1E SINGLE-FAMILY RESIDENTIAL DISTRICT AN APPROXIMATE 0.2 ACRE TRACT OF LAND LOCATED APPROXIMATELY 150 FEET EAST OF THE INTERSECTION OF SOUTH OLD HIGHWAY 94 AND HERITAGE CROSSING (*SPONSOR: DENISE MITCHELL*)

BILL 13493

AN ORDINANCE AUTHORIZING A MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION (MODOT) STP-URBAN PROGRAM AGREEMENT BETWEEN THE CITY OF ST. CHARLES AND MODOT FOR PURPOSES TO GRANT TO THE CITY FOR ITS USE OF SURFACE TRANSPORTATION PROGRAM (STP) FEDERAL FUNDS FOR THE MUEGGE ROAD PAVEMENT REHABILITATION PROJECT (*SPONSORS: DENISE MITCHELL AND JERRY REESE*)

BILL 13494

AN ORDINANCE AUTHORIZING A MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION (MODOT) STP-URBAN PROGRAM AGREEMENT BETWEEN THE CITY OF ST. CHARLES AND MODOT FOR PURPOSES TO GRANT TO THE CITY FOR ITS USE OF SURFACE TRANSPORTATION PROGRAM (STP) FEDERAL FUNDS FOR THE DUCHESNE DRIVE RECONSTRUCTION PROJECT (*SPONSOR: BART HABERSTROH*)

BILL 13495

AN ORDINANCE AMENDING SECTIONS 400.050, 400.150, 400.190, 400.200, 400.210, 400.290, 400.421, AND 400.670 OF THE CODE OF ORDINANCES AND FURTHER REPEALING SECTION 400.525 OF THE CODE OF ORDINANCES PERTAINING SHORT TERM RENTALS AND GUEST HOUSES (*SPONSOR: BRIDGET OHMES*)

13. EMERGENCY ORDINANCES (*none*)
14. TABLED BILLS (*none*)
15. ITEMS FOR COUNCIL ACTION
 1. Election of President and Vice President of the City Council (*RCA Attached*)
16. CLOSED SESSION
 - A. Pursuant to Section 610.022 RSMo., as amended, the City Council could, at any time during the meeting, vote to close the public meeting and move to close session to discuss matters as provided under Section 610.021 RSMo., as amended.

17. ADJOURNMENT

The City of St. Charles offers all interested citizens the opportunity to attend public meetings and comment on public matters. If you wish to attend this public meeting and require an accommodation due to a disability, please contact the Office of the City Clerk to coordinate an accommodation at least two (2) business days in advance of the scheduled meeting at 636-949-3282 or 636-949-3289 (TTY – for the hearing impaired).

The City of St. Charles, Missouri, fully complies with Title VI of the Civil Rights Act of 1964 and related statutes and regulations in all programs and activities. For more information, or to obtain a Title VI Complaint Form, please call the City Clerk's Office at (636)949-3282 or visit City Hall located at 200 North Second Street, St. Charles, Missouri, 63301.

Posted: Thursday, April 28, 2022 – 5:00 p.m.