

BOARD OF ALDERMEN  
REGULAR MEETING  
MAY 5, 2014  
(JOURNAL AND MINUTES)

The Board of Aldermen for the City of Lake Saint Louis, Missouri met in regular session on Monday, May 5, 2014, at 7:00 p.m. in the Board Room at City Hall, 200 Civic Center Drive, Lake Saint Louis, Missouri.

ROLL CALL:

Mayor Sidebottom was present and presided over the meeting. Aldermen present were Kathy Schweikert, Ward II; Gary Torlina, Ward I; Tony Zito, Ward I; Karen Vennard, Ward II; John Pellerito, Ward III; and Jason Law, Ward III. Also present were: Paul Markworth, City Administrator; Eric Sterman, Assistant City Administrator; Donna Daniel, City Clerk; Matthew Reh, City Attorney; Steve Schertel, Community Development Director; Mike Force, Police Chief; Derek Koestel, Public Works Director; and Darren Noelken, Parks and Recreation Director.

INVOCATION: Roy Christell, Senior Pastor, Living Lord Lutheran Church, offered the invocation.

ANNOUNCEMENTS:

COMMITTEE REPORTS:

Community Association (CA) Report – Faye Johnson, Lake Saint Louis Community Association (LSLCA) Board of Directors, gave a report. Comments included:

- Congratulations to Jason Law
- May 23<sup>rd</sup> is the Summer Kick-off with Smash Band, free amenities for members in good standing, have your ID with you
- Music on Thursdays on the patio
- Completed the bid process for a pavilion
- Approved the contract for the Triathlon
- Spring fling golf tournament
- Developing emergency action plan
- Thanked Alderman Pellerito and Green Environmental Advisory Committee for their assistance
- Encourage everyone to use the CA website, it is a great source of information

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Planning and Zoning Commission – Alderman Torlina gave a report on the May 1, 2014 meeting.

Administrative/Finance/Public Works Committee – Alderman Schweikert gave a report on the May 5, 2014 meeting.

Architectural Review Board – Alderman Zito gave a report on the last three meetings.

Green Environmental Advisory Committee – Alderman Pellerito gave a report on the April 30, 2014 meeting.

Other – Alderman Vennard gave a report on the St. Charles County Municipal League meeting. Alderman Vennard noted the Missouri Municipal League meeting will be held in St. Charles.

PUBLIC HEARINGS:

**Application for a proposed Re-Subdivision of 13 and 15 Bayside Court of Lot 9 Lake Saint Louis Bayside Estates to be known as Lake Saint Louis Plat 285. The property is zoned “MR” (Multi-Family Residential) and on 9,506 square feet lot. The lot is generally located south of I-70, east of Deloire Drive, adjacent to Bayside Court. Application submitted by Phillip Neale.**

Mayor Sidebottom opened the meeting to a Public Hearing as duly advertised in a legal publication on the above topic.

Steve Schertel, Community Development Director, informed the Board that the applicant request this item be continued to the July, 2014 Planning and Zoning Commission meeting.

Hearing no further comment, Mayor Sidebottom stated the Public Hearing will be continued.

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**Application for consideration of various Amendments to the City’s Municipal Code including provisions in Chapters 235: Solid Waste and/or 430: Additional Development Standards, 400: Boards and Commissions – Land Use and Development, 425: Development Standards, and Appendix A. to Title IV. Land Use entitled “Engineering and Plan Preparation Manual for Public Facilities.” Application submitted by City of Lake Saint Louis.**

Mayor Sidebottom opened the meeting to a Public Hearing as duly advertised in a legal publication on the above topic.

Hearing no comment, Mayor Sidebottom stated the Public Hearing will be closed.

CALENDAR:

Paul Markworth, City Administrator, identified dates of interest on the City calendar including:

- Architectural Review Board – May 6, 2014 and May 13, 2014
- Municipal Court – May 13, 2014
- Board of Adjustment – May 15, 2014
- Neighborhood Preservation meeting at the LSL CA – May 16, 2014
- Board of Aldermen Work Session – May 19, 2014
- Board of Aldermen Meeting – May 19, 2014

MINUTES: April 21, 2014 Regular Meeting

MOTION TO APPROVE THE MINUTES FROM THE APRIL 21, 2014 REGULAR BOA MEETING AS SUBMITTED.

Alderman Schweikert made a motion to waive the reading of the minutes from the April 21, 2014 Regular Meeting and approve same as submitted. The motion was seconded by Alderman Zito and passed unanimously.

THE MINUTES FROM THE APRIL 21, 2014 BOA MEETING STAND APPROVED AS SUBMITTED.

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CONSENT AGENDA:

MOTION TO APPROVE AS SUBMITTED:

Alderman Vennard made a motion to approve the Consent Agenda as submitted. The motion was seconded by Alderman Pellerito and passed unanimously. The following items were approved:

Warrant dated May 5, 2014 in the amount of \$652,155.87

Budget Adjustments dated May 5, 2014

Liquor License Renewals:

- Lorene Samson - **Wal-Mart** – full package liquor in the original package, not for consumption on the premises, including Sunday sales.
- Lorene Samson - **Murphy Oil #7289** – Beer and wine not in excess of 14% in the original package, not for consumption on the premises, including Sunday sales.
- Prakash Patel – **Shiv Shankar, Inc. d/b/a Dad's Bottle Shop** – Full package liquor in the original package, not for consumption on the premises, including Sunday sales and wine tasting.

APPOINTMENTS:

PUBLIC COMMENT:

TABLED:

Bill No. 3443 – An ordinance amending the Municipal Code of the City of Lake Saint Louis, Title V: Building Code, Chapter 510: Streets, Sidewalks, and Other Public Places, Article V. Procedures for Dedication of Private Streets, Section 510.310: Declaration of Policy, and deleting Section 510.329: Definitions, and Section 510.330: Public Funding Available To Plow Private Streets, in their entirety.

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MOTION TO REMOVE FROM THE TABLE:

Alderman Pellerito made a motion to remove Bill No. 3443 from the table. The motion was seconded by Alderman Vennard and passed by a vote of five (5) “ayes” to one (1) “nay” (Zito). Bill No. 3443 was removed from the table.

MOTION TO AMEND BILL NO. 3443:

Alderman Vennard made a motion to amend Bill No. 3443 by adding the following text “**for fiscal year 2014/15 and subsequent fiscal years**” to the last sentence of SECTION 1. as follows:

*SECTION 1. That Title V: Building Code, Chapter 510: Streets, Sidewalks and Other Public Places, Article V. Procedures for Dedication of Private Streets, Section 510.310: Declaration of Policy, shall be amended as follows **for fiscal year 2014/15 and subsequent fiscal years.** (deletions in strikethrough, additions in bold):*

The motion was seconded by Alderman Schweikert and passed by a vote of five (5) “ayes” to one (1) “nay” (Zito). Bill No. 3443 was amended.

FIRST READING AS AMENDED:

Alderman Pellerito made a motion to authorize the first reading of Bill No. 3443 as amended. The motion was seconded by Alderman Vennard and passed by a vote of five (5) “ayes” to one (1) “nay” (Zito). The amended Bill No. 3443 was read.

Bill No. 3442 – An ordinance amending the Municipal Code of the City of Lake Saint Louis, Title III: Traffic Code, Chapter 340: Miscellaneous Driving Rules, Article I. In General, by adding a new Section 340.145: Prohibiting Texting and Electronic Messaging While Operating A Motor Vehicle.

Alderman Pellerito asked the Board to leave this item on the table.

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OLD BUSINESS:

NEW BUSINESS:

Bill No. 3460 – An ordinance to authorize the Mayor and/or City Administrator to execute Supplemental Agreement No. 1 with George Butler Associates, Inc. for additional contract modifications related to the On-Call Staffing Engineering Contract for the City of Lake Saint Louis, Missouri.

FIRST READING:

Alderman Pellerito made a motion to authorize the first reading of Bill No. 3460. The motion was seconded by Alderman Torlina and passed unanimously. Bill No. 3460 was read.

Bill No. 3461 – An ordinance to award a contract to Traffic Control Company for On-Call Pavement Marking Services for the Lake Saint Louis Public Works Department, and to authorize the Mayor and/or City Administrator to execute said contract on behalf of the City.

FIRST READING:

Alderman Pellerito made a motion to authorize the first reading of Bill No. 3461. The motion was seconded by Alderman Torlina and passed unanimously. Bill No. 3461 was read.

SECOND READING:

Alderman Pellerito made a motion to authorize the second reading of Bill No. 3461. The motion was seconded by Alderman Vennard and passed unanimously. Bill No. 3461 was read.

MOTION TO PASS AND ADOPT THE SECOND READING OF BILL NO. 3461 AND ADOPT SAME BY ASSIGNING ORDINANCE NO. 3272.

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Alderman Pellerito made a motion to approve the second reading of Bill No. 3461 and pass same by assigning Ordinance No. 3272. The motion was seconded by Alderman Torlina; the poll of the Board being ayes: Schweikert, Pellerito, Zito, Vennard, Law and Torlina. Nays, none. The motion passed.

BOARD COMMENTS:

Alderman Schweikert thanked the individuals in the audience for attending. She also thanked Public Works staff for their quick, efficient response to addressing the residents' concerns.

Mayor Sidebottom reminded those present of two (2) open-to-the-public events - Wednesday, May 22<sup>nd</sup>, is the Peace Officers Memorial Service, and Lake Saint Louis' Arbor Day celebration is on May 16, 2014.

STAFF COMMENTS:

Mike Force, Police Chief, added to the Mayor's comment: The location for the Peace Officers Memorial Service is Baue - Memorial Gardens.

Darren Noelken, Parks and Recreation Director, said Saturday, May 17<sup>th</sup>, is the first summer concert at Windjammer Point. Also, on May 26<sup>th</sup> is the Memorial Service at Veterans Park.

Steve Schertel, Community Development Director, informed the Board he has received an application for the Preliminary Development Plan for Mason Glen, Phase 2. If it is in substantial conformance with the previously approved plan, the applicant - Rawls Homes - will not have to appear before the Planning and Zoning Commission or the Board of Aldermen. Approval can be given administratively by Paul Markworth, City Administrator, or his designee.

EXECUTIVE SESSION:

MOTION TO RECESS REGULAR SESSION AND CONVENE EXECUTIVE SESSION:

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Alderman Zito made a motion to recess Regular Session to convene an Executive Session, pursuant to the legal 610.021.1 exemption in the RSMo 610.021. The motion was seconded by Alderman Torlina; the poll of the Board being ayes: Vennard, Torlina, Schweikert, Law, Pellerito and Zito. Nays, none. The motion passed.

Regular Session recessed and Executive Session convened at approximately 8:16 p.m.

Having no further legal matters to come before the Board in Executive Session, Alderman Vennard made a motion to adjourn Executive Session and reconvene Regular Session. The motion was seconded by Alderman Zito; the poll of the Board being ayes: Vennard, Torlina, Schweikert, Law, Pellerito and Zito. Nays, none. The motion passed.

GENERAL DISCUSSION:

ADJOURNMENT:

There being no further business to come before the Board in regular session, the meeting was, on motion duly made, seconded and unanimously voted on, adjourned.

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Donna F. Daniel, City Clerk