

**BOARD OF ALDERMEN
CITY OF TOWN AND COUNTRY
SEPTEMBER 23, 2019**

WORK SESSION

The work session meeting of the Board of Aldermen of the City of Town and Country was held at 6:00 PM on Monday, September 23, 2019.

Present were: Aldermen Allen, Butler, Frautschi, Holman and Mortland. Aldermen Benigas and Reuter were absent.

Mayor Dalton presided.

City Attorney Steve Garrett was present to represent the City.

1. Presentation of the Draft Comprehensive Plan

Rob Cima, Planning & Zoning Commission Chairman, utilized a PowerPoint presentation to provide an overview of the Comprehensive Plan and its purpose. He briefly discussed the vision statement and four main areas that were addressed by the steering committee. In conclusion, he talked about next steps for implementation and the provision of training and regular review of the Comprehensive Plan for staff and commission members once adopted.

2. Presentation regarding Planned Development Districts

Ryan Spencer, City Planner, utilized a PowerPoint presentation to provide an overview of planned development districts (PDs) in the Zoning Code. He displayed a map delineating the various zoning districts throughout the City and highlighted the existing PDs. He explained that public hearings are held at all approval levels throughout the process to allow for input and dialogue on each proposal.

3. Discussion – Regular Meeting Agenda Items

No votes were taken.

REGULAR MEETING

The regular meeting of the Board of Aldermen of the City of Town and Country was held at 7:00 PM on Monday, September 23, 2019 at the Municipal Center, 1011 Municipal Center Drive.

PLEDGE OF ALLEGIANCE

David Hough, Ward 2 resident, led the Pledge of Allegiance.

ROLL CALL

The 7:00 PM roll call indicated Aldermen Allen, Butler, Frautschi, Holman and Mortland to be present. Aldermen Benigas and Reuter were absent.

Mayor Dalton presided.

City Attorney Steve Garrett was present to represent the City.

MINUTES – 09/09/19 Regular Meeting

Alderman Frautschi moved for approval, seconded by Alderman Holman.

Mayor Dalton called for any corrections or amendments.

Hearing none, the minutes of 09/09/19, were unanimously approved.

HEARING FROM CITIZENS

Charles Williams, 380 Pebble Acres, referred to the City's Parks & Stormwater Fund and noted the importance of utilizing said monies for ongoing stormwater-related safety issues within the City. He distributed several pictures to the Board of Aldermen that depicted extensive and hazardous stormwater issues in the Pebble Acres Subdivision. He also read a letter from Will Boland aloud.

PUBLIC HEARING(S)

A court reporter with Alaris Litigation was present to record the public hearing.

- *A public hearing to consider Zoning Code amendments related to the preservation of natural resources - Section 405.080 Definitions, Section 405.140 Permit Required for Removal of Trees, Section 405.335 Natural Resource Protection Standards, Section 405.336 Residential Tree Protection and Removal Standards, Section 405.395 Landscaping Standards on Lot, and Section 405.500 Landscaping Standards on Lot.*

Mayor Dalton opened the public hearing and the City Clerk entered the following exhibits:

1. Affidavit of Publication of Notice of Hearing published in the St. Louis Countian on September 6, 2019.
2. Typewritten notice of the hearing posted at the Municipal Center and on the City's website.
3. Bill No. 19-59

City Planner Ryan Spencer stood available for questions.

Mayor Dalton called for public comments.

Hearing none, the public hearing was closed.

APPOINTMENTS**COMMUNICATIONS AND REPORTS****Alderman Holman**

Alderman Holman invited all to attend the annual Fall Festival from 4-6 PM on October 5, and come in costume.

She also reported that Alyson Barclay was recently named the Vice Chairman of the Parks & Trails Commission.

Alderman Butler

Alderman Butler encouraged everyone to attend Coffee with a Cop from 8-10 AM on September 25.

Alderman Frautschi

Alderman Frautschi reported that the Planning & Zoning Commission recently reviewed and recommended approval of the Natural Resource Preservation Initiatives. She also reported that the Clarendale Project has been continued to October 16. Finally, she noted that the application for the Arbors project has been formally withdrawn.

UNFINISHED BUSINESS

BILL NO. 19-52, AN ORDINANCE ACCEPTING THE DONATION OF ENGINEERING DESIGN SOURCE, INC. (EDSI) FOR WELLNESS PROGRAMS AND FACILITIES AND AMENDING THE 2019 BUDGET BY INCREASING PARKS & STORMWATER EXPENDITURE ACCOUNTS AND APPROPRIATING FUNDS TO COVER THE INCREASES (sponsored by Alderman Holman) (1st reading 08/26/19)

Alderman Holman moved to continue Bill No. 19-52 to the meeting of October 14, 2019 for further consideration.

Alderman Mortland seconded the motion.

The roll call vote was as follows: AYE, Aldermen Allen, Frautschi, Holman and Mortland; NAY, Butler; ABSTAIN, none; ABSENT, Benigas and Reuter.

The motion carried 4-1 and the item was continued.

BILL NO. 19-53, AN ORDINANCE AMENDING CHAPTER 125 OF TITLE I OF THE MUNICIPAL CODE OF THE CITY OF TOWN AND COUNTRY, SPECIFICALLY ARTICLE II REGARDING THE POLICE, FIRE AND EMS COMMISSION (sponsored by the Board as a Whole) (1st reading 09/09/19)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 19-53 was read for the second time and placed upon its final passage.

Alderman Frautschi moved for approval, seconded by Alderman Holman.

Alderman Butler noted that the Police, Fire & EMS Commission considered the proposed change and unanimously recommended that the commission remain as presently titled.

Alderman Frautschi explained that the Commission Task Force proposed the name change as it mirrors similar state bodies and is a plain language description of the group's duties.

The roll call vote was as follows: AYE, Aldermen Allen, Frautschi, Holman and Mortland; NAY, Butler; ABSTAIN, none; ABSENT, Benigas and Reuter.

The motion failed 4-1. It was clarified that a bill must receive five affirmative votes before becoming an ordinance.

BILL NO. 19-54, AN ORDINANCE AMENDING CHAPTER 125 OF TITLE I OF THE MUNICIPAL CODE OF THE CITY OF TOWN AND COUNTRY, SPECIFICALLY ARTICLE III REGARDING THE CONSERVATION COMMISSION AND ARTICLE V REGARDING THE LAND DONATION POLICY (sponsored by the Board as a Whole) (1st reading 09/09/19)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 19-54 was read for the second time and placed upon its final passage.

Alderman Frautschi moved for approval, seconded by Alderman Holman.

The roll call vote was as follows: AYE, Aldermen Allen, Butler, Frautschi, Holman and Mortland; NAY, none; ABSTAIN, none; ABSENT, Benigas and Reuter.

The motion carried unanimously and Bill No. 19-54 became Ordinance No. 4312.

BILL NO. 19-55, AN ORDINANCE AMENDING CHAPTER 125 OF TITLE I OF THE MUNICIPAL CODE OF THE CITY OF TOWN AND COUNTRY, SPECIFICALLY ARTICLE IV REGARDING THE PUBLIC WORKS COMMISSION (sponsored by the Board as a Whole) (1st reading 09/09/19)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 19-55 was read for the second time and placed upon its final passage.

Alderman Frautschi moved for approval, seconded by Alderman Holman.

The roll call vote was as follows: AYE, Aldermen Allen, Butler, Frautschi, Holman and Mortland; NAY, none; ABSTAIN, none; ABSENT, Benigas and Reuter.

The motion carried unanimously and Bill No. 19-55 became Ordinance No. 4313.

BILL NO. 19-56, AN ORDINANCE AMENDING CHAPTER 125 OF TITLE I OF THE MUNICIPAL CODE OF THE CITY OF TOWN AND COUNTRY, SPECIFICALLY ARTICLE VI REGARDING THE PARKS AND TRAILS COMMISSION (sponsored by the Board as a Whole) (1st reading 09/09/19)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 19-56 was read for the second time and placed upon its final passage.

Alderman Frautschi moved for approval, seconded by Alderman Holman.

Alderman Frautschi moved to amend Bill No. 19-56 by making the following language change throughout the entirety of the bill: (additions shown as **bold/underline**; deletions as ~~strikethrough~~)

Parks and Trails **Recreation** Commission

Alderman Butler seconded the motion.

Alderman Frautschi explained that recreation-based duties were added to the commission and this change would streamline the commission's name.

Alderman Holman noted that the Parks & Trails Commission were against changing the name when the proposed amendments were discussed.

A voice vote was held on the amendment and failed.

The roll call vote was as follows: AYE, Aldermen Allen, Butler, Frautschi, Holman and Mortland; NAY, none; ABSTAIN, none; ABSENT, Benigas and Reuter.

The motion carried unanimously and Bill No. 19-56 became Ordinance No. 4314.

BILL NO. 19-57, AN ORDINANCE AMENDING CHAPTER 125 OF TITLE I OF THE MUNICIPAL CODE OF THE CITY OF TOWN AND COUNTRY, SPECIFICALLY ARTICLE VI REGARDING THE PUBLIC ART COMMISSION (sponsored by the Board as a Whole) (1st reading 09/09/19)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 19-57 was read for the second time and placed upon its final passage.

Alderman Frautschi moved for approval, seconded by Alderman Holman.

Alderman Allen commented on behalf of Alderman Benigas and noted that he is very much in favor of enhanced duties and additional support of the Commission by the Board of Aldermen.

Alderman Frautschi described the proposed changes to include more robust duties that incorporate additional cultural aspects that can be enjoyed by the community.

Brief discussion was held about the viability of related legislation if Bill No. 19-57 were to pass and/or fail.

The roll call vote was as follows: AYE, Aldermen Allen, Butler, Frautschi, Holman and Mortland; NAY, none; ABSTAIN, none; ABSENT, Benigas and Reuter.

The motion carried unanimously and Bill No. 19-57 became Ordinance No. 4315.

BILL NO. 19-58, AN ORDINANCE AMENDING THE 2019 BUDGET BY INCREASING A PARKS AND STORMWATER FUND EXPENDITURE ACCOUNT BY UTILIZING A PREVIOUSLY APPROVED CONTINGENCY WITH T. HILL CONSTRUCTION FOR THE MASON ROAD MULTI-USE TRAIL AND APPROPRIATING FUNDS TO COVER THE INCREASE (sponsored by Alderman Frautschi)

Alderman Mortland moved to continue Bill No. 19-58 to the meeting of October 14, 2019 for further consideration. Alderman Allen seconded the motion.

A voice vote was held and carried.

NEW BUSINESS

BILL NO. 19-59, AN ORDINANCE AMENDING TITLE IV, CHAPTER 405 THE ZONING REGULATIONS OF THE TOWN AND COUNTRY MUNICIPAL CODE, SPECIFICALLY BY THE AMENDMENT OF SECTION 405.080 DEFINITIONS, SECTION 405.140 PERMIT REQUIRED FOR REMOVAL OF TREES, SECTION 405.335 NATURAL RESOURCE PROTECTION STANDARDS, SECTION 405.395 LANDSCAPING STANDARDS ON LOT, AND SECTION 405.500 LANDSCAPING STANDARDS ON LOT, AND THE ENACTMENT OF SECTION 405.336 RESIDENTIAL TREE PROTECTION AND REMOVAL STANDARDS, TO ADD REGULATIONS REGARDING NATURAL RESOURCE PROTECTION AND LANDSCAPING (sponsored by the Board as a Whole)

Mayor Dalton called for a first reading, without objection. Without objection, Bill No. 19-59 was read for the first time by title only.

David Hough, 13201 Thornhill and Public Works Commission member, described his experience and expertise with stormwater issues, particularly in the City of Town and Country as its first City Engineer. He spoke about the surface topography, watershed, and underground makeup of the land in the area. He noted his support of the draft changes but encouraged the Board to enlist the expertise of a geologist to review what cannot be seen on the surface.

Mayor Dalton declared Bill No. 19-59 continued to the meeting of Monday, October 14, 2019 for the second reading and consideration.

BILL NO. 19-60, AN ORDINANCE ACCEPTING THE BID AND AUTHORIZING AN AGREEMENT WITH LANDESIGN, LLC FOR THE MASON ROAD/I-64 INTERSECTION BEAUTIFICATION PROJECT AND AMENDING THE 2019 BUDGET BY INCREASING A ROAD FUND EXPENDITURE ACCOUNT AND APPROPRIATING FUNDS TO COVER THE INCREASE (sponsored by Aldermen Butler, Allen, Mortland, Frautschi, and Holman)

Mayor Dalton called for a first reading, without objection. Without objection, Bill No. 19-60 was read for the first time by title only.

Alderman Allen moved to suspend the agenda rules for second reading and consideration of Bill No. 19-60.

The motion died for lack of a second.

Mayor Dalton declared Bill No. 19-60 continued to the meeting of Monday, October 14, 2019 for the second reading and consideration.

BILL NO. 19-61, AN ORDINANCE AMENDING CHAPTER 125 OF TITLE I OF THE MUNICIPAL CODE OF THE CITY OF TOWN AND COUNTRY, SPECIFICALLY ARTICLE VII REGARDING THE PUBLIC ART COMMISSION (sponsored by Alderman Butler)

Mayor Dalton called for a first reading, without objection. Without objection, Bill No. 19-61 was read for the first time by title only.

Mayor Dalton declared Bill No. 19-61 continued to the meeting of Monday, October 14, 2019 for the second reading and consideration.

BILL NO. 19-62, AN ORDINANCE AMENDING CHAPTER 125 OF TITLE I OF THE MUNICIPAL CODE OF THE CITY OF TOWN AND COUNTRY, SPECIFICALLY ARTICLE VI REGARDING THE PARKS AND TRAILS COMMISSION (sponsored by Alderman Butler)

Mayor Dalton called for a first reading, without objection. Without objection, Bill No. 19-62 was read for the first time by title only.

Mayor Dalton declared Bill No. 19-62 continued to the meeting of Monday, October 14, 2019 for the second reading and consideration.

WARRANT LIST-09/23/19

Alderman Allen moved for approval, seconded by Alderman Mortland.

Mayor Dalton called for any amendments.

Hearing none, a voice vote was taken and the warrant list of September 23, 2019, in the amount of \$345,418.97, and was unanimously approved.

OTHER

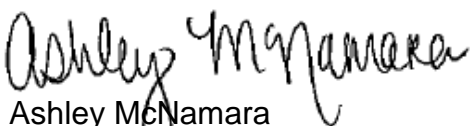
ADJOURN

Motion was made by Alderman Frautschi and seconded by Alderman Holman to move to closed session pursuant to Section 610.021 (2) to discuss real estate and attorney/client privileged communications.

The roll call vote was as follows: AYE, Aldermen Allen, Butler, Frautschi, Holman and Mortland; NAY, none; ABSTAIN, none; ABSENT, Benigas and Reuter.

The motion carried unanimously and the Board moved to closed meeting at 7:40 PM.

The Board did not return to open regular session.


Ashley McNamara
City Clerk

Municipal Center
1011 Municipal Center Drive
Town & Country
Missouri 63131-1101
Tele. (314) 432-6606
Fax (314) 432-1286




Jonathan F. Dalton
Mayor

Robert Shelton
City Administrator

**NOTICE OF PUBLIC HEARING
BOARD OF ALDERMEN
CITY OF TOWN AND COUNTRY, MO**

Notice is hereby given that the Board of Aldermen of the City of Town and Country, Missouri will hold a hearing on Monday, September 23, 2019 at 7:00 p.m. at the Municipal Center, 1011 Municipal Center Drive, to consider Zoning Code amendments related to the preservation of natural resources - Section 405.080 Definitions, Section 405.140 Permit Required for Removal of Trees, Section 405.335 Natural Resource Protection Standards, Section 405.336 Residential Tree Protection and Removal Standards, Section 405.395 Landscaping Standards on Lot, and Section 405.500 Landscaping Standards on Lot.

All interested parties may examine all public documents relating to this matter at the Municipal Center and may appear and be heard at the public hearing. For direct inquiries, please contact City Planner Ryan Spencer at (314) 587-2827.


Ashley McNamara
City Clerk
September 6, 2019

AFFIDAVIT OF PUBLICATION

STATE OF MISSOURI
COUNTY OF ST. LOUIS

} S.S.

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Before the undersigned Notary Public personally appeared **Tammy Morehead** on behalf of **THE COUNTIAN, ST. LOUIS COUNTY** who, being duly sworn, attests that said newspaper is qualified under the provisions of Missouri law governing public notices to publish, and did so publish, the notice annexed hereto, starting with the **September 06, 2019** edition and ending with the **September 06, 2019** edition, for a total of 1 publications:

09/06/2019

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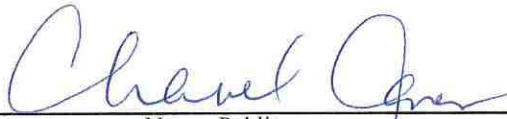
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Ashley McNamara
City Clerk
11785949 County Sep. 6, 2019



Tammy Morehead

Subscribed & sworn before me this 6th day of Sept, 2019
(SEAL)



Notary Public

CHANEL JONES
Notary Public - Notary Seal
State of Missouri
Commissioned for St Louis County
My Commission Expires: August 08, 2022
Commission Number: 14397721