City of Chesterfield

# RECORD OF PROCEEDING

## MEETING OF THE CITY COUNCIL
## OF THE CITY OF CHESTERFIELD
## AT 690 CHESTERFIELD PARKWAY WEST

## JANUARY 17, 2023

The meeting was called to order at 7 p.m.

Mayor Bob Nation led everyone in the Pledge of Allegiance and followed with a moment of silent prayer.

A roll call was taken with the following results:

| PRESENT | ABSENT |
|---|---|
| Mayor Bob Nation | |
| Councilmember Mary Monachella | |
| Councilmember Barbara McGuinness | |
| Councilmember Aaron Wahl | |
| Councilmember Mary Ann Mastorakos | |
| Councilmember Dan Hurt | |
| Councilmember Michael Moore | |
| Councilmember Merrell Hansen | |
| Councilmember Gary Budoor | |

**APPROVAL OF MINUTES**

The minutes of the January 3, 2023 City Council meeting were submitted for approval. Councilmember Moore made a motion, seconded by Councilmember Wahl, to approve the January 3, 2023 City Council minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

The minutes of the January 3, 2023 Executive Session were submitted for approval. Councilmember Hansen made a motion, seconded by Councilmember Moore, to approve the January 3, 2023 Executive Session minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

## INTRODUCTORY REMARKS

Mayor Nation announced that the next meeting of City Council is scheduled for Monday, February 6, at 7 p.m.

[Mayor Nation announced (with no objection) that he would suspend the rules to allow consideration of Bill No. 3421 (Recreational Marijuana Sales Tax Ballot Proposal).]

Bill No. 3421 — Imposes a sales tax of 3 percent (3%) on retail sales of adult use marijuana pursuant to the authority granted by and subject to the provision of the Missouri Constitution Article XIV Section 2: Providing that this retail sales tax shall be in addition to any and all other tangible personal property retail sales taxes allowed by law; and providing for submission to the qualified voters of the City for their approval at the general municipal election called to be held in the City on April 4th, 2023 **(Second Reading)**

Councilmember McGuinness, Chairperson of the Finance and Administration Committee, made a motion for the second reading of Bill No. 3421. The motion failed due to lack of a second. Councilmember Moore made a motion, seconded by Councilmember Monachella, to postpone the second reading of Bill No. 3421 indefinitely. A voice vote was taken with an affirmative result (Councilmember McGuinness voted "No") and the motion was declared passed.

## COMMUNICATIONS AND PETITIONS

Mr. Kris Mehrtens, Architect for Scott Properties, stated that he was available to answer any questions pertaining to 18122 Chesterfield Airport Road (Scott Properties plan approval).

Ms. Lauren Zych, 305 Ridge Trail Drive, spoke in favor of revising the City's regulations pertaining to chickens in residential areas.

Ms. Grace Harvey, 347 Ridgemeadow Drive, introduced herself as a candidate for the Monarch-Chesterfield Fire Board and provided a personal biography.

Ms. Patricia Tocco, 14720 Whitebrook Drive, expressed opposition to Bill No. 3422 (Use Tax Ballot Proposal).

## APPOINTMENTS

There were no appointments scheduled for this evening.

## COUNCIL COMMITTEE REPORTS AND ASSOCIATED LEGISLATION

### Planning/Public Works Committee

Bill No. 3418 — Amends the Unified Development Code of the City of Chesterfield by changing the boundaries of the "PUD" Planned Unit Development to the "E-1AC" Estate One Acre District for a 35.0-acre tract of land located at 17803, 17815 and 17831 Wild Horse Creek Road (P.Z. 11-2022 Estates at Fire Rock [St. Austin School] 18V130099, 18V140065, & 18V140098) **(Second Reading) Planning Commission recommends approval. Planning & Public Works Committee recommends approval**

Councilmember Dan Hurt, Chairperson of the Planning/Public Works Committee, made a motion, seconded by Councilmember Moore, to postpone action on Bill No. 3418 until the next City Council meeting, scheduled for February 6, as requested by the petitioner. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt made a motion, seconded by Councilmember Hansen, to approve the amended Site Development Plan and amended Architectural Elevations for 18122 Chesterfield Airport Road (Scott Properties), as amended by the Planning and Public Works Committee. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt announced that the next meeting of this Committee is scheduled for Thursday, January 19, at 5:30 p.m.

### Finance and Administration Committee

Bill No. 3419 — Amends section 405.09.020 Public Hearing petitions and applications and 405.09.030 Permit and Inspection Fees **(Second Reading)**

Councilmember Barbara McGuinness, Chairperson of the Finance and Administration Committee, made a motion, seconded by Councilmember Moore, for the second reading of Bill No. 3419. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3419 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3419 with the following results: Ayes – Mastorakos, Moore, Hurt, Budoor, McGuinness, Wahl, Hansen and Monachella. Nays – None. Whereupon Mayor Nation declared Bill No. 3419 approved, passed it and it became **ORDINANCE NO. 3220.**

Bill No. 3420 — Amends Section 600.085 of the municipal code related to liquor licenses, 605.070 related to business licenses, 605.610 related to licenses for tourist camps, 605.770 related to licenses for pawn brokers, 605.1270 related to licenses for adult entertainment businesses, 610.210 related to alarm system licenses, 605.1040 related to licenses for tobacco sales, 210.680 related to licenses for outdoor events, and 375.040 related to parades, and adopts section 605.250 related to appealing a decision to deny a license by reason of violations of Chapter 215 and/or Chapter 405 of the City's municipal code **(Second Reading)**

Councilmember McGuinness made a motion, seconded by Councilmember Wahl, for the second reading of Bill No. 3420. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3420 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3420 with the following results: Ayes – Hurt, Moore, McGuinness, Monachella, Hansen, Mastorakos, Wahl and Budoor. Nays – None. Whereupon Mayor Nation declared Bill No. 3420 approved, passed it and it became **ORDINANCE NO. 3221.**

[Action was taken on Bill No. 3421 during the "Introductory Remarks" portion of the agenda.

Councilmember McGuinness announced that the next meeting of this Committee, scheduled for Monday, February 13, at 4:00 p.m., has been canceled.

**Parks, Recreation & Arts Committee**

Councilmember Gary Budoor, Chairperson of the Parks, Recreation & Arts Committee, indicated that there were no action items scheduled on the agenda for this meeting.

**Public Health & Safety Committee**

Councilmember Aaron Wahl, Chairperson of the Public Health & Safety Committee, indicated that there were no action items scheduled on the agenda for this meeting.

**REPORT FROM THE CITY ADMINISTRATOR**

City Administrator Mike Geisel indicated that he had no report this evening, but there were two action items under "Other Legislation" for which he would be requesting motions.

## OTHER LEGISLATION

Bill No. 3422 — Provides submission of the proposal to the qualified voters of the City of Chesterfield for their approval at the General Election on April 4th, 2023 **(Second Reading)**

Councilmember Wahl made a motion, seconded by Councilmember Moore, for the second reading of Bill No. 3422. A voice vote was taken with an affirmative result (Councilmember McGuinness voted "No") and the motion was declared passed. Bill No. 3422 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3422 with the following results: Ayes – Budoor, Wahl, Mastorakos, Monachella, Hansen, Moore and Hurt. Nays – McGuinness. Whereupon Mayor Nation declared Bill No. 3422 approved, passed it and it became **ORDINANCE NO. 3222.**

Bill No. 3424 — Provides for the approval of a Boundary Adjustment Plat for Lot 24 and Lot 25 of Schoettler Grove (20R220890, 20R220881) **(First & Second Readings) Department of Planning recommends approval**

Councilmember Monachella made a motion, seconded by Councilmember Hurt, for the first and second readings of Bill No. 3424. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3424 was read for the first and second time. A roll call vote was taken for the passage and approval of Bill No. 3424 with the following results: Ayes – McGuinness, Mastorakos, Monachella, Budoor, Hurt, Moore, Hansen and Wahl. Nays – None. Whereupon Mayor Nation declared Bill No. 3424 approved, passed it and it became **ORDINANCE NO. 3223.**

## UNFINISHED BUSINESS

There was no unfinished business scheduled on the agenda for this meeting.

## NEW BUSINESS

There was no new business.

## ADJOURNMENT

There being no further business to discuss, Mayor Nation adjourned the meeting at 7:41 p.m.

Bob Nation

Mayor Bob Nation

ATTEST:

Vickie McGownd

Vickie McGownd, City Clerk

APPROVED BY CITY COUNCIL: 2/6/2023