

MEMORANDUM

DATE: September 13, 2016

TO: Michael G. Herring, City Administrator

FROM: Chief Ray Johnson

SUBJECT: PUBLIC HEALTH & SAFETY COMMITTEE MEETING

The Public Health and Safety (PH&S) Committee met on Tuesday, September 13, 2016. Those in attendance included Chairperson Bridget Nations Councilmember - Ward II, Councilmember Barbara McGuinness, Ward I, Councilmember Randy Logan, Ward III, Councilmember Tom DeCampi, Ward IV, Mayor Bob Nation, Chief Ray Johnson and City Administrator Mike Geisel. Those also in attendance included Councilmember Guy Tillman, Ward II, Councilmember Dan Hurt, Ward III, Councilmember Bruce DeGroot, Ward IV, Captain Steve Lewis and Mr. McCarthy and Mr. Hoover from Parkway Central High School. Committee member, Councilmember Barry Flachsbart, Ward I, was absent. Councilmember Flachsbart had granted his proxy to Councilmember McGuinness for this meeting.

The meeting was called to order at 5:30 PM, by Chairperson Nations.

1. Approval of Minutes – September 16, 2015

Councilmember Logan motioned and Councilmember McGuinness seconded to approve the minutes from the September 15, 2015 Public Health & Safety Committee meeting. The motion carried 4-0.

2. Candidate Interview – Police Personnel Board

Chairperson Nations informed the Committee members that there is currently an opening on the Police Personnel Board due to the resignation of Mr. Robert Meier. She introduced Ms. Laura Houck who has been nominated for the open position. After commending Ms. Houck for her willingness to serve and a brief interview by the Committee, Councilmember Logan motioned and Councilmember McGuinness seconded to recommend Ms. Houck appointment to the Police Personnel Board to City Council. The motion carried 4-0. Mr. Geisel noted that, with the Committee's endorsement, Ms. Houck's nomination will now be placed on the October 5, 2016 City Council meeting agenda.

3. Election of Co-Chair and Committee Liaisons

Councilmember Logan motioned and Councilmember DeCampi seconded to appoint the following Committee members to the positions of Vice-Chairman and Liaisons to Boards:

Councilmember Tom DeCampi as Vice-Chairperson of the Public Health & Safety Committee;

Councilmember Flachsbart as Liaison to the Police Personnel Board.

Councilmember Logan as Liaison to Chesterfield Alliance for Positive Youth.

The motion carried 4-0.

4. Parkway Central – Band Practice

Chief Johnson provided those present with the history of this issue. The City has received a complaint from a resident, Mr. Koverman, regarding an ordinance violation by the Parkway High School Band by holding band practice before 7:00 AM. For the past two years, and again this year, Chief Johnson has granted an exception to the ordinance and has allowed the band to practice in the mornings before 7:00 AM (specifically beginning at 6:30 AM). Since the City has been incorporated, Mr. Koverman's complaint is the only one received. Chief Johnson reported that he had reviewed the area and noted that there are many homes, a buffer of trees, and Old Woodsmill Road between the practice field and Mr. Koverman's residence.

Councilmember McGuinness questioned whether the band practice is an "event" or an ongoing occurrence. She also voiced an opinion that if the band practice is an ongoing occurrence and not an "event" it may not be allowable for an exception. Mayor Nation voiced his opinion that the early morning band practice is a problem.

Councilmember Hurt asked the Parkway Central High School Band Director, Mr. Hoover, if the questioned practices could be done indoors before 7:00 AM and the outdoor practices commence after 7:00 AM, or possibly in the afternoons. Mr. Hoover noted the size of the band makes it extremely difficult to conduct the staging practices and marching drills required of the marching band indoors. He also reported that band members who wish to participate in other school activities cannot do both band and those other activities if they were both scheduled in the afternoon. Councilmember Hurt also inquired if band is a credit class. Mr. Hoover answered that band members do receive credit for their participation.

Councilmember DeCampi inquired how many other school districts conduct practices outdoors in the mornings. Mr. Hoover replied that about 50% of area schools conduct morning practices.

Councilmember McGuinness motioned and Councilmember Logan seconded to forward this information to the City Attorney for an opinion of the legality of an exemption for the Parkway Central High School band practice and also the validity of enforcing this ordinance regarding the Parkway Central High School band practice because it has been ongoing for at least thirty-two years (before incorporation of the City and enactment of this ordinance).

The motion carried 4-0.

5. Liquor License Limitations – Premium Outlet Mall

Chief Johnson updated the Committee members on a situation occurring at the Premium Outlet Mall. There is a business occupying a kiosk in the outdoor area of the mall that sells beer and brats. Currently, alcoholic beverages can be sold by the drink in a specific area. At this time, a specific location has been roped off for consumption of the beer sold at this kiosk. Special event locations can get a temporary liquor license for the sale of

alcoholic beverages by the single drink. This would be events like "Taste of St. Louis" where purchases can be made at a tent like location and people can walk around the event location. The kiosk owner at the Premium outlet has requested the same type of licensing. Chief Johnson also informed the Committee members that within the past week, he has now been informed that the owner/operator of the kiosk is selling that business and that the manager of the Premium Outlet has also been replaced. These two changes at the Premium Outlet mall may eliminate future requests of this sort. However, there may be a legal definition required in the future for what constitutes an "event" for a temporary liquor license. City Administrator Geisel also noted that new criminal codes are forthcoming in January, 2017 that may impact some changes in our ordinances. The Committee will review this further at a future meeting.

6. Control of Deer Populations – Options

The Committee discussed various options to control the deer population within the City. Councilmember Hurt voiced his opinion that the Police Department has done a great job of handling current bow hunting. Chief Johnson reported that there are police departments that allow officers to use firearms to shoot deer, but that he strongly recommends against that. He also noted the liability issues related to allowing City staff to do this. There was discussion regarding the current ordinance, the regulations of the current ordinance, and its effectiveness. After the discussion, it was decided to inform subdivision trustees of the ordinance, and encourage meetings to get subdivision approvals for hunting on various subdivision common ground areas. Councilmember DeCampi inquired if the City would sponsor a "managed hunt". The cost and liability was cited as a concern. Councilmember McGuinness motioned and Councilmember DeCampi seconded for the City to notify appropriate property owners about the bow hunting opportunities. The motion carried 4-0.

Having no other business, the meeting adjourned at 9:30 AM.