

**MINUTES
BOARD OF ALDERMEN
FEBRUARY 28, 2022
DES PERES GOVERNMENT CENTER**

The regular meeting of the Board of Aldermen of the City of Des Peres, Missouri was at the Des Peres Government Center, 12325 Manchester Road 63131, commencing at 7:00 P.M. on Monday, February 28, 2022.

ROLL CALL

The City Clerk took roll with the following elected officials present: Alderman Barrett, Alderman Concagh, Alderman Fitzpatrick, Alderman Kleinschmidt, Alderman Osherow, and Alderman Pound. Mayor Becker was also present.

Staff members present included the City Administrator, Assistant City Administrator, City Attorney, Director of Finance, Director of Public Safety, Director of Parks & Recreation and Director of Public Works.

At this time, those present rose for the Pledge of Allegiance.

AMENDMENT OF AGENDA – NONE

**PUBLIC HEARING – Public Safety Officer of the Year 2021
Public Safety Officer Donald May**

Director of Public Safety, Eric Hall presented Officer Donald May with the 2021 Public Safety Award. Director Hall stated all three of May's supervisors nominated him for this award, along with some of May's peers. Officer May is described as a hard worker, dedicated and always has a positive attitude.

CITIZEN COMMENTS –

Kim Wicks, Frontenac Salon 12085 Manchester Road, spoke in opposition of the proposed development of Root 66 Dispensary potentially locating at 12095 Manchester Road. Ms. Wicks expressed she doesn't want to lose any business if a dispensary is put in next to her salon. City Attorney, Chris Graville stated Root 66 has not been approved yet and is still going through the process with Planning and Zoning.

Doug Winter, Kelly Development Group, asked that B22-2950 be read for a second time tonight. Mayor Becker stated he can explain his reasoning for the request when B22-2950 is presented on the agenda.

CONSENT AGENDA

The Mayor announced that there were three (3) items currently on the consent agenda. At the request of the Mayor, Alderman Barrett read the items on the consent agenda including:

1. Minutes of the Board of Aldermen Meeting of February 14, 2022
2. Warrant List Dated February 24, 2021

3. R22-3552 Authorizing and Directing The City Administrator to Execute an Easement Agreement with EDJ Leasing for a Perpetual Non-exclusive Easement for Sidewalk Construction on Manchester Road (State Route 100)

Alderman Barrett made a motion, seconded by Alderman Osherow to approve the three items on the Consent Agenda, as presented. A roll call vote was taken with the following results: Alderman Barrett, "AYE", Alderman Fitzpatrick, "AYE", Alderman Concagh, "AYE", Alderman Kleinschmidt, "AYE" Alderman Osherow, "AYE", Alderman Pound, and "AYE". Motion passed 6-0.

REPORT OF THE MAYOR –

Mayor Becker stated Bryan McDonald with the Planning and Zoning Commission put in his resignation for his spot he held on the commission in Ward I for many years.

REPORTS OF OFFICERS AND COMMITTEES –

- Report of the Subcommittee Planning & Zoning Commission Meeting held February 16, 2022
- Report of the Audit & Finance Committee Meeting held February 22, 2022

LEGISLATION

Unfinished Business - None

- a. **B22-2947 An Ordinance Authorizing a Professional Services Agreement PGAV LLC for On-Call Planning Services as May be Required by the Board of Aldermen (Second Reading)**

Alderman Osherow read B22-2947 for the second time.

Alderman Concagh made a motion, seconded by Alderman Kleinschmidt to approve B22-2947. A roll call vote was taken with the following results: Alderman Barrett, "AYE", Alderman Concagh, "AYE", Alderman Fitzpatrick, "AYE", Alderman Kleinschmidt, "AYE" Alderman Osherow, "AYE", Alderman Pound, "AYE". Motion passed 6-0.

- b. **B22-2949 An Ordinance Authorizing an Amended Lease Agreement with American Tower Corporation for Location and Joint Use of a Cellular Tower Located at the Department of Public Safety (Second Reading)**

Alderman Kleinschmidt read B22-2949 for the second time.

Alderman Fitzpatrick made a motion, seconded by Alderman Barrett to approve B22-2949. A roll call vote was taken with the following results: Alderman Barrett, "AYE", Alderman Concagh, "AYE", Alderman Fitzpatrick, "AYE", Alderman Kleinschmidt, "AYE" Alderman Osherow, "AYE", Alderman Pound, "AYE". Motion passed 6-0.

- c. **R22-3550 Resolution Authorizing an Application to the Missouri**

Department of Conservation for a Permit for the City of Des Peres to Sponsor a Contracted Deer Hunt Using a Sharpshooters on Private Property or City Owned Property to Cull Up to 50 Deer Within the Des Peres City Limits in the Fall of 2022 or Winter of 2023

Alderman Fitzpatrick read R22-3550.

Alderman Fitzpatrick made a motion, seconded by Alderman Kleinschmidt to approve R22-3550. A roll call vote was taken with the following results: Alderman Barrett, "AYE", Alderman Concagh, "AYE", Alderman Fitzpatrick, "AYE", Alderman Kleinschmidt, "AYE", Alderman Osherow, "AYE", Alderman Pound, "AYE". Motion passed 6-0.

d. R22-3551 Authorizing a Contract with White Buffalo Inc. to Carry Out Professional Sharpshooting Services Targeting Whitetail Deer Populations in Des Peres

Alderman Kleinschmidt read R22-3551.

Alderman Kleinschmidt made a motion, seconded by Alderman Fitzpatrick to approve R22-3551. A roll call vote was taken with the following results: Alderman Barrett, "AYE", Alderman Concagh, "AYE", Alderman Fitzpatrick, "AYE", Alderman Kleinschmidt, "AYE", Alderman Osherow, "AYE", Alderman Pound, "AYE". Motion passed 6-0.

New Business

1. B22-2950 An Ordinance Approving a Boundary Adjustment Plat for 1050 Kinster Located in Manhattan Heights Addition Subdivision Into Two Lots (Introduction)

Alderman Osherow read B22-2950 for the first time.

Doug Winter with Kelly Development Group asked the Board of Aldermen to read B22-2950 for a second time tonight. Mayor Becker asked what is the reasoning for the request. Mr. Winter stated deadlines have been missed, the process has been going on for extra months, he doesn't want to waste any more time and the credit card machine wasn't working when he tried to pay once and had to come back up to City Hall.

Alderman Barrett made a motion, seconded by Alderman Fitzpatrick to waive the rules and read B22-2950 for a second time. A roll call vote was taken with the following results: Alderman Barrett, "AYE", Alderman Concagh, "NAY", Alderman Fitzpatrick, "AYE", Alderman Kleinschmidt, "NAY", Alderman Osherow, "AYE", Alderman Pound, "AYE". Motion fails 4-2.

Mayor Becker announced that this bill would be held over until the March 14, 2022 meeting for second reading and consideration for passage and approval at that time.

2. B22-2951 An Ordinance of the City of Des Peres Amending Section

410.050 of Appendix A.Signs of the Municipal Code of the City of Des Peres to Permit an Otherwise Noncompliant Temporary Signs in the C-2 and C-3 Commercial Districts (Introduction)

Alderman Concagh read B22-2951 for the first time.

Alderman Barrett made a motion to waive the rules and have B22-2951 read for a second time, seconded by Alderman Concagh. A roll call vote was taken with the following results: Alderman Barrett, "AYE", Alderman Concagh, "AYE", Alderman Fitzpatrick, "AYE", Alderman Kleinschmidt, "AYE" Alderman Osherow, "AYE", Alderman Pound, "AYE". Motion passed 6-0.

Alderman Concagh read B22-2951 for the second time.

Alderman Conagh made a motion, seconded by Alderman Osherow to approve B22-2951. A roll call vote was taken with the following results: Alderman Barrett, "AYE", Alderman Concagh, "AYE", Alderman Fitzpatrick, "AYE", Alderman Kleinschmidt, "AYE" Alderman Osherow, "AYE", Alderman Pound, "AYE". Motion passed 6-0.

3. **R22-3553** **A Resolution Authorizing a Task order with PGAV in Accordance with the Provision of the Master Agreement for Professional Services with the City to Provide Professional Planning Services for Review of a Petition from Barn Owl 1 LLC for a Proposed Development of Property Addressed as 13431 Manchester Road and Expressing the Intention of the City to Assess the Petitioner All Costs Associated with Considering Their Zoning Petition**

Alderman Barrett read R22-3553.

Alderman Kleinschmidt made a motion, seconded by Alderman Osherow to approve R22-3553. A roll call vote was taken with the following results: Alderman Barrett, "AYE", Alderman Concagh, "AYE", Alderman Fitzpatrick, "AYE", Alderman Kleinschmidt, "AYE" Alderman Osherow, "AYE", Alderman Pound, "AYE". Motion passed 6-0.

MISCELLENOUS BUSINESS

1. **Discussion - Date for Work Session on Building Renovations**
City Administrator

It was decided to meet Monday, March 7, 2022 at 6pm to discuss Building Renovations.

REQUEST FOR EXECUTIVE SESSION

Staff has not been notified by the Mayor or City Attorney of a request for Executive Session.

ADJOURNMENT

Alderman Barrett made a motion, seconded by Aldermen Fitzpatrick to adjourn the regular meeting at 7:49 P.M.

Minutes Prepared by:

Amanda Hurley
City Clerk

Minutes approved by the Board of Aldermen on the 14th day of March, 2022.

Mark Becker, Mayor

ATTEST:

Amanda Hurley
City Clerk

DRAFT