CITY OF SHREWSBURY
BOARD OF ALDERMEN
WORK SESSION OF THE BOARD OF ALDERMEN
February 26, 2013

A Regular Meeting of the Board of Aldermen of the City of Shrewsbury, Missouri was held at 6:10 p.m. this 26th day of February, 2013 in the Aldermanic Conference Room of City Hall for the transaction of such business that may come before the Board.

There were present:

Alderman..... Elmer Kauffmann
Alderman..... Ed Kopff
Alderwoman..... Dee Wiecher
Alderman..... Mike Travaglini
Alderman..... Sam Scherer
Alderwoman..... Chris Gorman

There were also present:

City Attorney..... Michael K. Daming
Finance Director..... Danielle Oettle
Police Chief..... Jeff Keller
Fire Chief..... Bill Fox
Street Superintendent.....Tony Wagner
City Clerk.....Carly West
Building Commissioner.....Jim Wilder

Roll Call:

Mayor Buckley opened the meeting and City Clerk West commenced with the roll call. A quorum of Board members was present. Alderwoman Chris Gorman arrived at 6:14pm.

Public Hearing to Consider the Approval of a Preliminary Plat for Re-Subdivision and Street Vacation:

Mike Boerding with Sterling Engineering was present to answer questions are request approval of the preliminary plat submission. Mayor Buckley stated that the Plan Commission had unanimously approved the submission, and had registered some additional comments that were included in the minutes from that meeting. There were no questions from the public and none from the Board either. Building Commissioner Jim Wilder noted that this is a planned development and that the preliminary plans that have been submitted meet the requirements of the City's Code.

Hear Citizens:

No citizens were present.

Approval of Minutes

Mayor Buckley introduced the minutes from the November 27, 2012 Board of Aldermen work session and asked if there was any discussion. There being no discussion, a motion to approve the minutes was made by Alderman Scherer. Alderman Kopff seconded the motion and they were unanimously approved.

Mayor Buckley introduced the minutes for the February 12, 2013 Board of Aldermen regular session and asked if there was any discussion. There being no discussion, a motion to approve the minutes was made by Alderman Kopff. Alderman Travaglini seconded the motion and they were unanimously approved.

Competition Pool Painting Bid Consideration:

Parks Director Chris Buck was attending a conference so was unable to be present at the meeting. Mayor Buckley presented his bid tabulation and stated that his recommendation was that the City accept the bid from Bazan Painting Co. for the amount of $14,742. She stated that the Board could wait until Mr. Buck were present to answer any questions, but that he had requested that the Board move forward so the work could be completed in a timely manner. Alderman Travaglini made a motion to accept the bid from Bazan Painting Co. Alderman Scherer seconded the motion, and it passed unanimously.

STP – Grant Resolution

Mayor Buckley introduced a resolution supporting the City of Shrewsbury's authorization for the Mayor to execute the necessary documents for forwarding the project proposal application and for later executing an agreement for the various street improvements of the Kenrick/Trianon/Weil and Shrewsbury roadway projects, as federally funded through the 2014-2017 Surface Transportation Program – Suballocated (STP-S) Program Grant Commission. She reminded the Board that this was a requirement for moving forward with Weis Design working on this grant for the City. Alderwoman Wiecher asked if it were going to be possible to include other streets and if the resolution should only include the streets listed. Director Greever answered that since there were not traffic counts for other streets to make them eligible, the streets mentioned in the resolution were the only ones eligible at this time. Mayor Buckley asked Street Superintendent Tony Wagner if both sides of Weil would be considered, and he answered that only one side would be included. She clarified that since the resolution included Weil but did not specify where exactly, and it were discovered later that both sides could be included, the resolution would allow for that. Mr. Wagner answered that he would have to check to confirm that. There being no further discussion, Alderman Scherer made a motion to pass resolution 2013-01. Alderman Travaglini seconded the motion, and it passed unanimously.

Ordinances

(Bill No. 2708)

Mayor Buckley re-introduced Bill No. 2708, a bill invoking section 640.020(E) maintaining the license tax rate on gross receipts on supplying electricity within the City of Shrewsbury, Missouri at seven and one-quarter percent of gross receipts. Mayor Buckley asked if there was any discussion. There being no discussion, a motion was made by Alderman Wiecher, seconded by Alderman Scherer, and unanimously passed in accordance with Section 79.130 as approved by the General Assembly of the State of Missouri, to read the Bill by Title only a second time. Alderman Scherer made a motion that Bill No. 2708 be adopted to become Ordinance No. 2700. Alderman Kopff seconded the motion and upon roll call, the following vote was recorded. Alderman Kauffmann, "Aye"; Alderman Travaglini, "Aye"; Alderwoman Gorman, "Aye"; Alderman Scherer, "Aye"; Alderman Kopff, "Aye"; and Alderwoman Wiecher, "Aye".

There being a majority of votes in favor, the Mayor declared the motion passed and that Bill No. 2708 was adopted as Ordinance No. 2700.

(Bill No. 2709)

Mayor Buckley re-introduced Bill No. 2709, a bill authorizing the Mayor to enter into an agreement with Midwest Pool Management for the provision of pool management services. Mayor Buckley asked if there was any discussion. There being no discussion, a motion was made by Alderman Scherer, seconded by Alderman Kopff, and unanimously passed in accordance with Section 79.130 as approved by the General Assembly of the State of Missouri, to read the Bill by Title only a second time. Alderman Scherer made a motion that Bill No. 2709 be adopted to become

Ordinance No. 2701. Alderman Kopff seconded the motion and upon roll call, the following vote was recorded. Alderman Kauffmann, "Aye"; Alderman Travaglini, "Aye"; Alderwoman Gorman, "Aye"; Alderman Scherer, "Aye"; Alderman Kopff, "Aye"; and Alderwoman Wiecher, "Aye".

There being a majority of votes in favor, the Mayor declared the motion passed and that Bill No. 2709 was adopted as Ordinance No. 2701.

(Bill No. 2710)

Mayor Buckley introduced Bill No. 2710, a bill approving a preliminary plat submitted by Kenrick Developers, L.L.C. Mayor Buckley asked if there was any discussion. There being no further discussion, a motion was made by Alderman Travaglini with the following changes: 1) That the cul-de-sac depicted on the preliminary plat be dedicated to the City, ensuring a minimum 54 foot turning radius with a center island, along with (if feasible) a 15 foot surrounding easement; 2) That a cross-access easement connecting Upper and Lower Kenrick be provided; and 3) That all other references to the dedication of property to the City be eliminated. Mayor Buckley clarified that those changes would address the concerns that were raised at the Plan Commission hearing.

The motion was seconded by Alderwoman Gorman, and unanimously passed in accordance with Section 79.130 as approved by the General Assembly of the State of Missouri, to read the Bill by title only a first time. Mayor Buckley asked if there was any final discussion. There being no discussion, a motion was made by Alderman Travaglini, seconded by Alderwoman Gorman, and, with Alderwoman Wiecher opposed, passed in accordance with Section 79.130 as approved by the General Assembly of the State of Missouri, to read the Bill by Title only the second and final time. Alderman Travaglini made a motion that Bill No. 2710 be adopted to become Ordinance No. 2702. Alderwoman Gorman seconded the motion and upon roll call, the following vote was recorded. Alderman Kauffmann, "Abstain"; Alderman Travaglini, "Aye"; Alderwoman Gorman, "Aye"; Alderman Scherer, "Aye"; Alderman Kopff, "Aye"; and Alderwoman Wiecher, "Nay".

There being a majority of votes in favor, the Mayor declared the motion passed and that Bill No. 2710 was adopted as Ordinance No. 2702.

Nomination and Approval of Park Board Members:

Mayor Buckley explained that the Park Board had been mostly defunct in the recent past, and Parks Director Chris Buck was looking to reform the Board and develop a five-year plan to work toward some improvements the City would like to see. She presented her nominations of Maureen Hoock, Frank Graf, and Michael O'Hara, and stated that there would still be some more members needed, but the current and nominated members of the Park Board might have some ideas of who might be interested in serving. Alderman Kauffmann asked who the current members were, and Mayor Buckley explained who would be coming back and what Ward they would represent. Mayor Buckley stated that she could provide a list of all of the Park Board members, but that Mr. Buck would like to move ahead and get the Park Board's input on where the donation from the VFW would best be used. Alderman Travaglini made a motion to accept the three new nominations to the Park Board. Alderwoman Gorman seconded the motion, and it passed unanimously.

Continued Discussion Regarding Proposed Landscaping Ordinance:

Mayor Buckley explained that the three items provided for discussion regarding a landscaping ordinance were the last draft of the ordinance that had been discussed, along with Director Greever's recommendations for changes, the ordinance with those changes made, and the proposed ordinance for St. Louis County. She reminded the Board that they had looked at landscape ordinances of the surrounding communities, especially the ones that Watson Road affects, and that she wanted to ensure that the ordinance is not so restrictive that it discourages businesses from coming to Shrewsbury. She further explained that the proposed ordinance from St. Louis County was very preliminary and would be undergoing some extensive revisions, but there was still information included that was

helpful in shaping the Shrewsbury landscaping ordinance. She stated that she would like to have something basic in place so any development along the Watson Corridor would conform to it and make the area more attractive, but also that the City would be able to work with any businesses so that the landscaping guidelines did not interfere with the other code requirements.

Alderwoman Wiecher noted that the County's proposed ordinance included guidelines for rain barrel use. Mayor Buckley stated that the new "green," sustainable landscaping is becoming more popular and it would become more necessary to have some regulations in place for that. Alderman Travaglini stated that he had met with a gentleman who dealt with rainwater harvesting, and he would get in contact with him to find out more about the process.

Mayor Buckley stated that the Board could either go the route of hiring a consultant to help develop a landscape ordinance, or they could get something basic in place and then refine it in the future. Alderwoman Wiecher stated that she knew people who were putting in rain barrels, and that they might need guidance so they don't install something that was incorrect or an eye-sore. Mayor Buckley stated that she would prefer to have something in the books in case there is interest along the Corridor, but the Board could wait and hire a consultant. She stated that it might be easier for the Board members to take the information and consider it before they came to any decisions regarding the direction they wanted to take.

Alderwoman Gorman asked if the Mayor knew how much a consultant would charge, and Mayor Buckley answered that she believed it was around five thousand dollars, and noted that it was not in the budget, but it was still possible. She stated that she was getting the impression that they should take the information from the meeting and make a decision regarding what route they wanted to take at the next meeting.

Alderwoman Wiecher noted that the proposed ordinance addressed the concerns regarding trash enclosures, in that it requires screening, and it might also help screen the tower. Mayor Buckley asked City Attorney Daming if anyone would be grandfathered in were they to pass an ordinance. Mr. Daming answered that, with the exception of permits that were granted, such as special use permits that stated otherwise, everyone in the City would be required to abide by any ordinance that were passed. Alderman Kauffmann asked how much time would be allowed to comply, and Mr. Daming answered that a reasonable amount of time would be given, and the Board would need to consider if it were being done for safety reasons or for aesthetic reasons. Alderman Kauffmann asked for a more specific time frame, and Mr. Daming answered that sixty to ninety days would be the minimum. Mayor Buckley clarified that it would depend on what exactly the business were expected to comply with.

Continued Discussion Regarding Proposed Temporary Storage Unity (POD) Ordinance

Mayor Buckley stated that she had asked Director Greever to review the minutes from the meeting where PODs were discussed and craft an ordinance around the conversation that was had. She noted that the decision had been made to separate the issue of PODs and dumpsters to clarify both issues. She stated that the preference seemed to be to have the POD off the street, and asked about the statement in the ordinance designating the police chief, fire chief, and public works director as the all being responsible for reviewing the application for permit. She asked if it would be possible to condense that down so only the Building and Housing Inspector, Matt Stoll would be required to review the application, or to only have Chief Fox determine if there was clearance for a fire truck, which would indicate that other large or heavy equipment would be able to pass. Chief Fox stated that he, Chief Keller, and Mr. Wagner work closely enough together that they could confer if one of them thought there might be a problem. Chief Keller noted that whoever was chosen to review the applications would need to be fully trained in what was expected from all departments. Mayor Buckley stated her preference for having the fire chief be the one to review the applications. It was decided that the ordinance should reference the fire chief or his/her designee as the person reviewing the applications to get the applications processed as quickly as possible.

Mayor Buckley further noted the statement in the ordinance that a resident could re-apply for a new permit if an extension was needed, but she would rather it was limited to two re-applications. She stated that she did not want anyone to have a POD on their property indefinitely. Alderwoman Wiecher stated that if someone were remodeling

their home and needed a place to store their furniture, an extension might be needed. Alderman Travaglini suggested the language discuss renewal at the discretion of the City.

Mr. Wagner noted that some of the streets are very narrow, and if necessary, a "no parking" sign could be placed across the street from a POD to ensure there is room to pass by. Mayor Buckley stated that it would be at the discretion of the person reviewing the application to decide if there was enough room and/or if "no parking" signs would be needed.

Chief Keller asked what other municipalities have as time restrictions, and noted that thirty to sixty days seemed excessive to him. There followed a discussion of how much time was appropriate to leave a POD on the street before the City's discretion applied. Alderman Kopff asked about residents having PODs places other than on the street or a driveway, as the ordinance does not address the issue of a POD behind the property line or in the back yard of a house. Mayor Buckley noted that the POD would need to be placed on a hard surface. She also noted that the initial concern was safety on the street, so the ordinance should only address that concern.

Mayor Buckley stated that general consensus was to allow a POD on the street for 15 days or on a driveway for 30 days, and any extensions would be at the discretion of the City. She further stated that the Board could either have a first reading of the ordinance at the next meeting, as it was already mostly in the shape it needed to be, or they could continue to discuss it at the next Board meeting.

Mr. Wagner noted that on a very hot day, a POD could sink into the street and damage the surface of the street. Mayor Buckley stated that it would be at the discretion of the person reviewing the application to decide if the weather conditions allowed for the placement of a POD. Mr. Daming stated that it was implied in the ordinance that the resident who was responsible for the POD would also be responsible for any damage that the POD might cause, as that would fall under destruction of public property.

Mayor Buckley stated that the ordinance would be prepared and a first reading would be placed on the agenda.

Continued Discussion Regarding Proposed Dumpster Screening Ordinance:

Mayor Buckley stated that there was not an ordinance prepared for this item, but instead a proposed section was added into the current code and provided for discussion. She stated that the main item that she noticed was that the vertical screening would only be needed to obstruct the view from the street or a residence. Alderman Wiecher noted that the proposed section would conflict with what was stated in the proposed landscaping ordinance that was discussed earlier. She stated that the language should be consistent in both.

Alderman Kauffmann asked if the proposed ordinance would apply to St. Michael's, and Mayor Buckley answered that any and all dumpsters would need to be screened from the street or residences. Alderman Kauffmann asked if the dumpsters at the City Center would also need to be screened, and Mayor Buckley confirmed that they would, as would the dumpsters at the public works building. Chief Fox asked if the City's dumpsters could be exempted, and Mr. Daming answered that it would be better for the City to follow the same regulations it was expecting of the community.

Mayor Buckley noted that there were some dumpsters of concern that were unsightly, and the owners were cited and cleaned up the problem in the time frame given, but then the dumpster went back to its original state. There followed a discussion of dumpsters that were causing the concern, and the problem of dumpsters that were not being covered properly. Alderwoman Gorman noted that a screening ordinance would not help with dumpsters that were not being properly covered, and Mayor Buckley answered that it might be helpful in some places. She further suggested that it might be helpful for the Aldermen to drive around the City a bit and see if the dumpsters were a concern that they needed to address.

Alderman Kopff suggested that the City get estimates on what it would cost to screen the dumpsters at the City Center. Mr. Wagner noted that there was already an ordinance in place to address refuse that is placed outside of dumpsters, and Mayor Buckley stated that those had been cited, but it gets cleaned up and then happens again. There followed a discussion of how to deal with dumpsters that are not being properly maintained and how large the problem is. There was also discussion regarding dumpsters that were not kept in the same place in a parking lot consistently.

Mayor Buckley reiterated her suggestion that the Aldermen drive around the City and other municipalities to see how Shrewsbury looks in relation to other cities, and then the Board could reconsider this topic and how it should be dealt with.

Old Business:

Mayor Buckley announced that she had been contacted by Historic Route 66 to ask the City to join their organization. She reported that Shrewsbury would be included in their magazine, and that they were interested in having a future convention in St. Louis.

New Business:

Mayor Buckley stated that she and Director Greever had attended the MML Legislative Conference, and she thanked Alderman Kauffmann for presiding over the previous Board meeting. She stated that the conference was a good opportunity to learn more in-depth what was happening on the state level and how the City would be affected.

Alderwoman Wiecher asked about the "Fair Tax" bill, and Alderman Travaglini answered that it had been defeated at the last vote, but the supporters are still working to get it passed. Director Greever stated that the Missouri Municipal League is also fighting against its passage.

Adjournment:

Alderman Travaglini made a motion to adjourn the meeting. Alderman Kauffmann seconded the motion and it was unanimously passed. The regular meeting adjourned at 7:13 p.m.

Respectfully submitted,

Carly West,
City Clerk

ATTEST:

Felicity Buckley
Mayor