

**BOARD OF ALDERMEN
CITY OF TOWN AND COUNTRY
JANUARY 23, 2017**

WORK SESSION

The work session meeting of the Board of Aldermen of the City of Town and Country was held at 6:30 PM on Monday, January 23, 2017.

Present were: Aldermen Benigas, Butler, Crawford, Frautschi, Mange, Meyland-Smith, Rallo and Wright.

Mayor Dalton presided.

City Attorney Steve Garrett was present to represent the City.

1. 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, January 23, 2017 at the Municipal Center, 1011 Municipal Center Drive.

PLEDGE OF ALLEGIANCE

Mariette Palmer, Ward 3 resident, led the Pledge of Allegiance.

ROLL CALL

The 7:06 PM roll call indicated Aldermen Benigas, Butler, Crawford, Frautschi, Mange, Meyland-Smith, Rallo and Wright to be present.

Mayor Dalton presided.

City Attorney Steve Garrett was present to represent the City.

MINUTES – 01/09/17 Regular Meeting

Alderman Crawford moved for approval, seconded by Alderman Frautschi.

Mayor Dalton called for any corrections or amendments.

Hearing none, the minutes of 01/09/17 were unanimously approved by voice vote.

HEARING FROM CITIZENS

Hallye Bone, 12549 Bickford Drive, expressed concern about the CUP request for the Berra property. She stated that her family moved to Town and Country for the clean atmosphere and the foul smell of manure is an issue. She added concern with health problems from runoff from the Berra property. She reiterated that she is nervous about having to sell her home in the future because of the noxious odor.

Mayor Dalton noted that changes to the CUP request were still being discussed by staff, Ward 1 Aldermen, and the applicants to ensure the best outcome for everyone.

Alderman Mange noted that there were other neighbors present regarding this topic.

PUBLIC HEARING(S)

APPOINTMENTS

- Conservation Commission-Sam Eveland, Ward 2

Alderman Butler moved for approval, seconded by Alderman Frautschi.

A voice vote was held and carried unanimously.

COMMUNICATIONS AND REPORTS

Alderman Crawford

Alderman Crawford reported that the Police, Fire & EMS Commission met at 7:00 PM on Tuesday, January 17, and received a presentation from the City's Prosecuting Attorney and a good report from the Fire Department.

Alderman Wright

Alderman Wright announced that the Parks & Trails Commission will meet at 6:00 PM on January 30, at the Longview Farm House.

Alderman Butler

Alderman Butler stated that the Conservation Commission would meet at 6:30 PM on Monday, February 6, at the Longview Farm House.

UNFINISHED BUSINESS

BILL NO. 16-88, AN ORDINANCE APPROVING A CONDITIONAL USE AND AUTHORIZING A CONDITIONAL USE PERMIT FOR AN ACCESSORY STRUCTURE, A PRIVATE CLUB / PRIVATE STABLE, LOCATED AT 46 SELLENRIEK ROAD IN THE CITY OF TOWN AND COUNTRY (sponsored by Aldermen Mange & Wright) (1st reading 12/12/16)

Aldermen Crawford moved to continue the Bill to the meeting of February 13, 2017.

Alderman Wright seconded the motion and a voice vote carried unanimously.

BILL NO. 17-01, AN ORDINANCE ACCEPTING THE BID AND AUTHORIZING AN AGREEMENT WITH KELPE CONTRACTING, INC. FOR THE 1843 MANOR HILL STORM WATER PROJECT (sponsored by Aldermen Frautschi & Butler) (1st reading 01/09/17)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 17-01 was read for the second time and placed upon its final passage.

Alderman Frautschi moved for approval, seconded by Alderman Butler.

The roll call vote was as follows: AYE, Aldermen Benigas, Butler, Crawford, Frautschi, Mange, Meyland-Smith, Rallo and Wright; NAY, none; ABSTAIN, none; ABSENT, none.

The motion carried unanimously and Bill No. 17-01 became Ordinance No. 4054.

BILL NO. 17-02, AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE AN ENGINEERING SERVICES AGREEMENT WITH BURNS & MCDONNELL ENGINEERING COMPANY, INC. FOR ENGINEERING DESIGN SERVICES ASSOCIATED WITH THE 285 BABLER AND 1967 KARLIN DRIVE STORM WATER PROJECTS (sponsored by Aldermen Frautschi, Butler & Benigas) (1st reading 01/09/17)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 17-02 was read for the second time and placed upon its final passage.

Alderman Frautschi moved for approval, seconded by Alderman Benigas.

The roll call vote was as follows: AYE, Aldermen Benigas, Butler, Crawford, Frautschi, Mange, Meyland-Smith, Rallo and Wright; NAY, none; ABSTAIN, none; ABSENT, none.

The motion carried unanimously and Bill No. 17-02 became Ordinance No. 4055.

BILL NO. 17-03, AN ORDINANCE AUTHORIZING AN ENGINEERING SERVICES AGREEMENT FEE AMENDMENT WITH HR GREEN, INC. IN RELATION TO THE CORRINGTON COURT EROSION CONTROL STORM WATER PROJECT (sponsored by Aldermen Frautschi, Meyland-Smith & Crawford) (1st reading 01/09/17)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 17-03 was read for the second time and placed upon its final passage.

Alderman Meyland-Smith moved for approval, seconded by Alderman Wright.

The roll call vote was as follows: AYE, Aldermen Benigas, Butler, Crawford, Frautschi, Mange, Meyland-Smith, Rallo and Wright; NAY, none; ABSTAIN, none; ABSENT, none.

The motion carried unanimously and Bill No. 17-03 became Ordinance No. 4056.

BILL NO. 17-04, AN ORDINANCE AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE AN ENGINEERING SERVICES AGREEMENT WITH REITZ & JENS FOR ENGINEERING DESIGN SERVICES ASSOCIATED WITH THE 21 BROOKMILL AND 1839 WOODMARK STORM WATER PROJECTS (sponsored by Aldermen Frautschi, Meyland-Smith & Crawford) (1st reading 01/09/17)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 17-04 was read for the second time and placed upon its final passage.

Alderman Meyland-Smith moved for approval, seconded by Alderman Frautschi.

The roll call vote was as follows: AYE, Aldermen Benigas, Butler, Crawford, Frautschi, Mange, Meyland-Smith, Rallo and Wright; NAY, none; ABSTAIN, none; ABSENT, none.

The motion carried unanimously and Bill No. 17-04 became Ordinance No. 4057.

BILL NO. 17-05, AN ORDINANCE APPROVING A BEAUTIFICATION GRANT ALLOCATION FOR CEDAR SPRINGS SUBDIVISION (sponsored by Aldermen Butler & Benigas) (1st reading 01/09/17)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 17-05 was read for the second time and placed upon its final passage.

Alderman Benigas moved for approval, seconded by Alderman Wright.

The roll call vote was as follows: AYE, Aldermen Benigas, Butler, Crawford, Frautschi, Mange, Meyland-Smith, Rallo and Wright; NAY, none; ABSTAIN, none; ABSENT, none.

The motion carried unanimously and Bill No. 17-05 became Ordinance No. 4058.

BILL NO. 17-06, AN ORDINANCE APPROVING A BEAUTIFICATION GRANT ALLOCATION FOR CEDAR VALLEY ESTATES SUBDIVISION (sponsored by Aldermen Butler, Mange & Wright) (1st reading 01/09/17)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 17-06 was read for the second time and placed upon its final passage.

Alderman Mange moved for approval, seconded by Alderman Butler.

The roll call vote was as follows: AYE, Aldermen Benigas, Butler, Crawford, Frautschi, Mange, Meyland-Smith, Rallo and Wright; NAY, none; ABSTAIN, none; ABSENT, none.

The motion carried unanimously and Bill No. 17-06 became Ordinance No. 4059.

BILL NO. 17-07, AN ORDINANCE APPROVING A BEAUTIFICATION GRANT ALLOCATION FOR CLAYMARK SUBDIVISION (sponsored by Aldermen Butler, Mange & Wright) (1st reading 01/09/17)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 17-07 was read for the second time and placed upon its final passage.

Alderman Mange moved for approval, seconded by Alderman Wright.

The roll call vote was as follows: AYE, Aldermen Benigas, Butler, Crawford, Frautschi, Mange, Meyland-Smith, Rallo and Wright; NAY, none; ABSTAIN, none; ABSENT, none.

The motion carried unanimously and Bill No. 17-07 became Ordinance No. 4060.

BILL NO. 17-08, AN ORDINANCE APPROVING A BEAUTIFICATION GRANT ALLOCATION FOR CLAYTON PLACE SUBDIVISION (sponsored by Aldermen Butler, Mange & Wright) (1st reading 01/09/17)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 17-08 was read for the second time and placed upon its final passage.

Alderman Mange moved for approval, seconded by Alderman Wright.

The roll call vote was as follows: AYE, Aldermen Benigas, Butler, Crawford, Frautschi, Mange, Meyland-Smith, Rallo and Wright; NAY, none; ABSTAIN, none; ABSENT, none.

The motion carried unanimously and Bill No. 17-08 became Ordinance No. 4061.

BILL NO. 17-09, AN ORDINANCE APPROVING A BEAUTIFICATION GRANT ALLOCATION FOR HICKORY WOODS SUBDIVISION (sponsored by Alderman Butler) (1st reading 01/09/17)

Alderman Wright moved to continue Bill No. 17-09 to the meeting of February 13, 2017.

Alderman Crawford seconded the motion and a voice vote carried unanimously.

BILL NO. 17-10, AN ORDINANCE APPROVING A BEAUTIFICATION GRANT ALLOCATION FOR PEBBLE ACRES SUBDIVISION (sponsored by Aldermen Butler, Benigas & Rallo) (1st reading 01/09/17)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 17-10 was read for the second time and placed upon its final passage.

Alderman Benigas moved for approval, seconded by Alderman Butler.

The roll call vote was as follows: AYE, Aldermen Benigas, Butler, Crawford, Frautschi, Mange, Meyland-Smith, Rallo and Wright; NAY, none; ABSTAIN, none; ABSENT, none.

The motion carried unanimously and Bill No. 17-10 became Ordinance No. 4062.

BILL NO. 17-11, AN ORDINANCE APPROVING A SIXTEENTH AMENDED FINAL SITE DEVELOPMENT PLAN FOR THE DEVELOPMENT KNOWN AS MARYVILLE UNIVERSITY, CITY OF TOWN AND COUNTRY, MISSOURI, WITH CONDITIONS TO BE COMPLIED WITH AND AUTHORIZING CERTIFICATION OF THE SIXTEENTH

AMENDED FINAL SITE DEVELOPMENT PLAN (sponsored by Aldermen Meyland-Smith, Benigas & Rallo) (1st reading 01/09/17)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 17-11 was read for the second time and placed upon its final passage.

Alderman Meyland-Smith moved for approval, seconded by Alderman Benigas.

Alderman Meyland-Smith recalled that the interior scoreboard is the only site change and further, that the scoreboard itself does not require separate approval. He added that the sign is in the center of the campus and faces south.

The roll call vote was as follows: AYE, Aldermen Benigas, Butler, Crawford, Frautschi, Mange, Meyland-Smith, Rallo and Wright; NAY, none; ABSTAIN, none; ABSENT, none.

The motion carried unanimously and Bill No. 17-11 became Ordinance No. 4063.

BILL NO. 17-12, AN ORDINANCE APPROVING A BOUNDARY ADJUSTMENT PLAT OF GLENMARO (sponsored by Aldermen Meyland-Smith, Wright & Mange) (1st reading 01/09/17)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 17-12 was read for the second time and placed upon its final passage.

Alderman Mange moved for approval, seconded by Alderman Wright.

The roll call vote was as follows: AYE, Aldermen Benigas, Butler, Crawford, Frautschi, Mange, Meyland-Smith, Rallo and Wright; NAY, none; ABSTAIN, none; ABSENT, none.

The motion carried unanimously and Bill No. 17-12 became Ordinance No. 4064.

BILL NO. 17-13, AN ORDINANCE APPROVING A CONSOLIDATION PLAT FOR LSS AT MASON POINTE IN THE CITY OF TOWN AND COUNTRY AND AUTHORIZING THE CONSOLIDATION PLAT TO BE RECORDED IN THE OFFICE OF THE RECORDER OF DEEDS OF ST. LOUIS COUNTY (sponsored by Aldermen Meyland-Smith & Crawford) (1st reading 01/09/17)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 17-13 was read for the second time and placed upon its final passage.

Alderman Meyland-Smith moved for approval, seconded by Alderman Crawford.

Alderman Meyland-Smith clarified that this request merely consolidates two lots and does not require any change in zoning.

The roll call vote was as follows: AYE, Aldermen Benigas, Butler, Crawford, Frautschi, Mange, Meyland-Smith, Rallo and Wright; NAY, none; ABSTAIN, none; ABSENT, none.

The motion carried unanimously and Bill No. 17-13 became Ordinance No. 4065.

BILL NO. 17-14, AN ORDINANCE AMENDING CHAPTER 500 OF TITLE V OF THE MUNICIPAL CODE OF THE CITY OF TOWN AND COUNTRY, MISSOURI, SPECIFICALLY SECTION 500.110 REGARDING THE APPLICATION PROCEDURE FOR ARCHITECTURAL REVIEW (sponsored by the Board as a Whole) (1st reading 01/09/17)

Mayor Dalton called for a second reading, without objection. Without objection, Bill No. 17-14 was read for the second time and placed upon its final passage.

Alderman Benigas moved for approval, seconded by Alderman Wright.

The roll call vote was as follows: AYE, Aldermen Benigas, Butler, Crawford, Frautschi, Mange, Meyland-Smith, Rallo and Wright; NAY, none; ABSTAIN, none; ABSENT, none.

The motion carried unanimously and Bill No. 17-14 became Ordinance No. 4066.

NEW BUSINESS

BILL NO. 17-15, AN ORDINANCE AUTHORIZING A CHANGE ORDER WITH STAAT, INC. IN RELATION TO THE MUNICIPAL CENTER EXTERIOR REPAIRS PROJECT

(sponsored by the Board as a Whole)

Mayor Dalton called for a first reading, without objection. Without objection, Bill No. 17-15 was read for the first time by title only.

Mayor Dalton declared Bill No. 17-15 continued to the meeting of Monday, February 13, 2017 for the second reading and consideration.

APPROVAL OF A PURCHASE ORDER

Alderman Crawford moved to approve a purchase order to Lou Fusz Ford for Two (2) 2017 Police Package Ford Utility Vehicles in the amount of \$55,416.00. She stated that the Police, Fire & EMS Commission reviewed and recommended approval at their prior meeting.

Alderman Mange seconded the motion and a voice vote carried.

RESOLUTION NO. R01-2017, A RESOLUTION APPROVING A SETTLEMENT AGREEMENT WITH TRACFONE WIRELESS, INC.

Alderman Mange moved for approval, seconded by Alderman Butler.

A voice vote was held and carried unanimously.

WARRANT LIST-01/23/17

Alderman Crawford moved for approval, seconded by Alderman Mange.

Mayor Dalton called for any amendments.

Hearing none, a voice vote was taken and the warrant list of January 23, 2017, in the amount of \$227,095.41 was unanimously approved.

OTHER

Mayor Dalton and Alderman Rallo recused themselves and left the dais after noting their previously stated, perceived conflict of interest with the Brinkmann Constructors contract negotiations.

Acting President Mange presided over the remainder of the meeting.

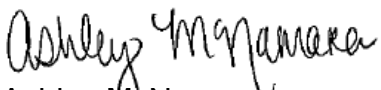
ADJOURN

Motion was made by Alderman Crawford and seconded by Alderman Meyland-Smith, to move to closed session pursuant to Section 610.021 (2) and (12) RSMO to discuss real estate, contract negotiations and attorney/client privileged communications.

The roll call vote was as follows: AYE, Aldermen Benigas, Butler, Crawford, Frautschi, Mange, Meyland-Smith and Wright; NAY, none; ABSTAIN, none; ABSENT, none.

The motion carried unanimously and the Board moved to closed meeting at 7:34 PM.

The Board did not return to open regular session.


Ashley McNamara
City Clerk