

**MINUTES
BOARD OF ALDERMEN
AUGUST 8, 2022
DES PERES GOVERNMENT CENTER**

The Regular Meeting of the Board of Aldermen of the City of Des Peres, Missouri was held at the Des Peres Government Center, 12325 Manchester Road 63131, commencing at 7:00 P.M. on Monday, August 8, 2022.

ROLL CALL

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

Alderman Kleinschmidt was absent with excuse.

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

WORK SESSION RECAP

Mayor Becker announced that a Work Session of the Board of Aldermen was held prior to the Regular Meeting for the purpose of discussing the following item.

- Presentation by Planning Design Studio on Des Peres Park Playground Master Plan

AMENDMENT TO AGENDA – NONE

PUBLIC HEARING – NONE

CITIZEN COMMENTS –

Dr. George Hruza – MD – Introduced himself to the Board of Aldermen, stating he is running for State Senate.

Ver Venderman - Bayberry Hills Resident – expressed her concern for illegal fireworks and presented samples of the debris which are scattered throughout the neighborhood.

Judy Parker – Bayberry Hills Resident – expressed her deepest concern for fireworks and the damages it can do to not only children but adults.

Glen Wonderwolf – Des Peres Resident – expressed his opposition of Root66 and explained marijuana has a clear connection with mental illness.

CONSENT AGENDA

Mayor Becker announced that there were four (4) currently under the Consent Agenda. At the request of Mayor Becker, Alderman Concagh read aloud those items individually:

1. Minutes of the Board of Aldermen Meeting of July 11, 2022
2. Warrant List Dated August 4, 2022
3. R22-3607 Authorizing a Negotiated Purchase of Ten (10) Rifle Mounting Systems; and Adopting a Supplemental Appropriation in the Amount of \$6,300.00 in the Capital Improvement Fund Budget for Such Purchase
4. R22-3608 Approving Application for 2023 Municipal Park Grant for Des Peres Park Playground Improvements

Alderman Fitzpatrick made a motion, seconded by Alderman Barrett to approve the Consent Agenda as proposed. A roll call vote was taken with the following results: Alderman Barrett, "AYE", Alderman Fitzpatrick, "AYE", Alderman Concagh, "AYE", Alderman Osherow, "AYE", Alderman Pound, and "AYE". Motion passed 5-0.

REPORTS OF OFFICERS AND COMMITTEES

Mayor Becker acknowledged the following advisory reports submitted by the various Boards and Commissions:

- Report of the Planning & Zoning Commission Meeting of July 13, 2022
- Report of the Public Safety Commission Meeting held July 18, 2022
- Report of the Audit & Finance Committee Meeting held July 27, 2022
- Report of the Parks & Recreation Commission Meeting held of August 4, 2022

LEGISLATION

Unfinished Business

- a. **B22- 2961** **Granting a Conditional Use Permit for Operation of a Medical Marijuana Dispensary at 12095 Manchester Road to GF Wellness Fenton LLC (2nd Reading)**

Alderman Osherow Read B22-2961 for the second time.

Mayor Becker asked if anyone had any questions or concerns pertaining to B22-2961.

Alderman Pound expressed many concerns pertaining to B22-2961 such as: the exhibits relating to Root66, the term unduly burdensome, the last "whereas" clause located on page one – Alderman Pound doesn't agree with the verbiage, Alderman Pound wants B22-2961 to state the trash cans will be locked at all times and on page six, item (Q) the definition of recreational use – what does that mean? City Administrator, Doug Harms and City Attorney, Chris Graville had to go into extensive detail explaining terms, state legislation and the 13 conditions for zoning site plans to Alderman Pound.

Discussion ensued between the Board of Aldermen and City Administrator/City Attorney.

City Attorney stated the board has to say yes to the use of medical marijuana, but can say no to the design, parking, etc. City Administrator stated out of the 13 zoning conditions outlined in the CUP, it has to be a big enough issue to say no.

Representative of Root66 - Mr. Welsh described the exterior of the building of Root66

Mayor Becker asked if anyone from the audience had any questions or concerns pertaining to B22-2961.

Nancy Staley – Des Peres Resident – inquired about the voting of recreational marijuana.

Kathy Gmelich – Des Peres Resident – asked about the recreational marijuana regulations. Mrs. Gmelich also inquired about the enforcement mechanism for addressing future complaints and violations.

Alderman Pound mentioned Root66 bringing in high crime to Des Peres. Mr. Welsh emphasized that Root66 would be for medical use.

Alderman Fitzpatrick requested B22-2961 be held until next Board of Aldermen Meeting (August 22). Mr. Welsh wanted the board to understand a few things and respectfully asked that the Board make a decision tonight for many reasons. Mr. Welsh stated this has been a time-consuming process, this project started in January of 2022. The property owners are struggling to get leases for this spot. The property owners haven't received rent since May when Paperdolls left. Alderman Osherow stated the board doesn't want to rush this topic.

Alderman Osherow made a motion, seconded by Alderman Fitzpatrick to table B22-2961 until the August 22nd Board of Aldermen Meeting, find new language for the following topics discussed:

- The term “unduly burdensome”
- Alderman Pound wants B22-2961 to state the trash cans will be locked at all times
- Alderman Pound doesn't like the last “Whereas” clause located on page one – wanted revisions
- Security / parking lot - sections “N-O-P”
- Definition of “recreational” use located on page 6 – section “Q”

A roll call vote was taken with the following results: Alderman Barrett, “AYE”, Alderman Fitzpatrick, “AYE”, Alderman Concagh, “AYE”, Alderman Osherow, “AYE”, Alderman Pound, and “AYE”. Motion passed 5-0.

New Business - None

MISCELLANEOUS BUSINESS

- 1. Report of the City Administrator**
 - a. Mid-Year 2022 Budget Report**

City Administrator, Doug Harms gave a brief synopsis on the Mid-Year Budget Report. Mr. Harms stated the City is in good shape overall and intends to finish the 2022 year above the black.

b. Deer Management - Sharpshooter Program

Assistant City Administrator, Scott Schaefer stated that The Conservation Commission has given permission to allow White Buffalo to hunt in Phantom Forest and Bittersweet Woods if the board desires to do so. That can be either in addition to allowing archery hunting in the fall in the conservation areas or in lieu of archery hunting on those properties.

The City is needing to identify up to 15 sites for White Buffalo and is responsible for making initial contact with property owners regarding hunting on those sites.

Alderman Concagh made a motion, seconded by Alderman Fitzpatrick give the Conservation Commission permission and approval for identifying 15 sites for White Buffalo. A roll call vote was taken with the following results: Alderman Barrett, "NAY", Alderman Fitzpatrick, "AYE", Alderman Concagh, "AYE", Alderman Osherow, "AYE", Alderman Pound, and "AYE". Motion passed 4-1.

c. Citizen Attitude Survey Results

City Administrator, Doug Harms reminded the board of aldermen he provided them with the 2022 Citizen Attitude Survey Results, which was sent to 500 random households in Des Peres. Mr. Harms stated the results are similar to the 2014 and 2017 surveys, with high levels of satisfaction on overall performance and performance of individual departments. Mr. Harms requested the Board to please look at the survey.

d. Solid Waste - Collection of Yard Waste

The citizen survey provided citizen direction on the issue of changing collection of yard waste from citywide on Monday only to having yard waste collected the same day as trash & recycling:

Under the current solid waste agreement with Waste Connections, the City pays additional fees for yard waste to be collected universally on Mondays regardless of where you live. Would you be supportive of coordinating yard waste collection to align with your regularly scheduled trash and recycling pickups?			
Very Supportive	Supportive	Not supportive	Don't Know
59.9%	18.7%	11.9%	9.5%
66.0%	21.0%	13.0%	n/a

It was decided by the board to have a formal amendment made to the original contract, changing Monday pick up only to having yard waste collected the same day as trash and recycling.

2. Other Staff Reports

a. Report of the Director of Public Safety- Mid Year Crime Statistics

Director of Public Safety, Eric Hall gave a presentation on the Mid-Year Crime Stats comparing the last five years. Mr. Hall also informed the board on the

status of how “Obe” (K9 for West County Center) is doing in training school and showed a brief video of Obe sniffing out his toy.

b. Report of the Director of Public Works - Status of Street Projects

Director of Public Works gave a presentation on the status of major projects including:

City Projects: Highland (under construction) and Georgian Trails (starts after Labor Day) and Des Peres Road Roundabout (to be bid in October -construction in 2023)

County Project: Ballas Road south of Manchester (Notice to Proceed Just Given) Completion this fall.

MoDOT - Manchester Road contracts awarded; construction is largely east to west from Kirkwood Road to Ballas with completion in 2024

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 Concagh to adjourn the Regular Meeting at 9:30 P.M.

Minutes Prepared by:

Amanda Hurley
City Clerk

Minutes approved by the Board of Aldermen on the 22nd day of August, 2022.

Mark Becker, Mayor

ATTEST:

Amanda Hurley
City Clerk