St. Charles County Council Journal
Closed Meeting – July 27, 2020

The St. Charles County Council met on Monday, July 27, 2020 at 6:45 p.m. in the County Council Chambers, 100 North Third Street, St. Charles, Missouri. Council Chair Hollander requested a motion to go into closed session. Council Member Hammond made motion to go into Closed Session pursuant to RSMo 610.021 (1) and (2) seconded by Council Member Brazil. A roll call vote was taken to go into the closed meeting as follows: Council Member Cronin – yes, Council Member Brazil – yes, Council Member Elam – absent, Council Member Hammond – yes, Council Member Hollander – yes, Council Member Schneider – yes and Council Member White – absent at roll call.

Discussion was held regarding legal and real estate. Minutes of votes taken during the closed session are separately attached. Please note this portion of the minutes is currently a closed record pursuant to Section 610.021 (2) RSMo.

Council Member Schneider made a motion to go back into open session, seconded by Council Member Hammond and approved unanimously by the members present.

The Closed Meeting ended at 6:50 p.m.

St. Charles County Council Journal
Regular Meeting – July 27, 2020

The St. Charles County Council met on Monday, July 27, 2020, at 6:55 p.m. in the County Council Chambers, 100 North Third Street, St. Charles, Missouri. Tim Boone with the Bridge House Ministry provided the invocation and Councilman Cronin led in the Pledge of Allegiance.

The following roll call was taken by the Clerk:

- Councilman Joe Cronin present
- Councilman Joe Brazil present
- Councilman Mike Elam absent
- Councilman Dave Hammond present
- Councilman Terry Hollander present
- Councilwoman Nancy Schneider present
- Councilman John White present

County Executive Staff present:
- Steve Ehmann, County Executive
- Joann Leykam, Director of Administration
- John Greifzu, Assistant Director of Administration

County Counselor’s Office:

- John Watson, County Counselor
IN THE MATTER OF  

PUBLIC COMMENTS  

Council Chair Hollander opened public comments. He requested comments be limited to three minutes per speaker with three alternating pro and con positions on a topic. He also requested that anyone who addressed the Council fill out a speaker card for the record prior to the start of the meeting.

Bill No. 4864

Nancy Aberasturi, resident of Foristell Road stated her opposition to this rezoning and development request. Aberasturi pointed out the surrounding neighbors are not in support of this rezoning. Aberasturi also noted this development would have issues with traffic, sewers, washed out roads and destruction of wildlife.

Tom O’Toole, attorney representing the developer Tom Griffey stated they have been through the Planning and Zoning process two times now where the Planning and Zoning Commission along with staff has recommended this rezoning for approval. O’Toole pointed out Mr. Griffey has complied with every request from County staff. O’Toole compared a recent 3-acre development recently approved by the County Council because of its close proximity to the City of Wentzville and O’Toole explained this development is closer to the city limits of New Melle. O’Toole concluded by saying 5-acre subdivisions are not marketable and requested the Council to reconsider.

Sabrina Wrenn, resident of St. Charles County stated her opposition to Bill No. 4864. Wrenn showed various photos of the difference between Wentzville’s City Hall and New Melle’s City Hall and the difference on the size of each community. Wrenn noted the surrounding neighbors are not concerned with annexations into the City of New Melle as it is a rural community. Wrenn explained there is currently water drainage issues from the Auburn Meadows Subdivision for some of the subdivision residents as well as Alice Molitor Freese’s property. Wrenn concluded saying septic tanks should be discouraged and avoided.

COVID-19

Anita Kuehner, St. Charles County resident requested a mask mandate to help with the virus cases and to keep everyone within school communities safe. Kuehner stated by sending kids to school at this point in time is irresponsible.

Council Member Cronin stated mask mandates are made by the individual school districts through their elected boards.

Richard Orr, St. Charles County resident presented the Council with information regarding the recent jump in cases among 20-40 year olds and compared what St. Louis County is doing vs St. Charles County. Orr pointed out the experts are saying the virus is spread through aerosols and droplets. Orr stressed the importance of wearing masks to avoid getting the virus. Orr requested a mask mandate.
Luke Echoff, St. Charles County resident urged the County Council to consider issues of testing and contact tracing initiative which is an integral to pandemic mitigation. Also recommended was combating the racism inherent in our institutions against Black and Latinx people.

Susan Niederberger, St. Charles County resident explained her family’s history in St. Charles County and noted she is a middle school teacher in St. Charles County. Niederberger explained the schools are scheduled to open and the students, teacher, etc. will get the virus. Niederberger requested the County officials step in and stop the in-school classes set to begin in August.

Miscellaneous

Arnie Dienoff, O’Fallon resident, stated the local teacher association is requesting to meet with the County Executive, Director of Administration and the Health Dept. Director. Dienoff stated he was not in support of Bill No. 4864 to rezone land from A to RR. Dienoff also questioned how the Airport Grant can be funded with CARES Act. funds.

IN THE MATTER OF
ORAL REPORT
FROM THE COUNTY EXECUTIVE

County Executive Steve Ehlmann provided an updated slide presentation with the current COVID-19 case numbers and how it relates to an increase in cases among younger adults. Ehlmann also pointed out the increase in cases for the age group of 10-20-year old. Editor’s Note: A copy of the presentation in on file with these minutes in the office of the St. Charles County Registrar.

IN THE MATTER OF
CONSENT AGENDA

Council Chair Hollander asked if there were any items to be removed from the Consent Agenda. Seeing none, Council Member Brazil made a motion to approve the Consent Agenda seconded by Council Member Schneider and unanimously approved by the members present. The items approved are as follows:

Approval of Journal of the previous meetings – 7-13-2020 meeting

Approval of Bids

Elections – Electronic Poll Book Software Maintenance/KnowInk/ $120,000 3-year agreement
Information Systems – Microsoft Enterprise Agreement - Amendment #1/SHI International/ $282,630.60
Parks and Recreation – Composting Restroom System – MO Bluffs/Advanced Composting Systems/$306,652.72

Nominations and Appointments

Miscellaneous

Parks and Recreation - Change Order #1 & #2 New Melle Lakes Park Apted House Hardscape/ Landesign,LLC/$19,813.43

County Executive – Acceptance of a donation of 105,000 masks from General Motors, LLC
Council Member Cronin thanked General Motors for their donation of masks. Cronin pointed out the CDC is pushing for 6’ social distancing as droplets can get behind masks.

IN THE MATTER OF  

BILLS FOR FINAL PASSAGE  

Bill No. 4864 – Sponsored by Joe Brazil – AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE COUNTY OF ST. CHARLES, MISSOURI, BY REZONING LAND FROM A, AGRICULTURAL DISTRICT, TO RR, SINGLE-FAMILY RESIDENTIAL DISTRICT, PER APPLICATION RZ20-07

Council Member Brazil made a motion to amend Bill No. 4864 in the last WHEREAS as follows:

WHEREAS, the Planning and Zoning Commission of the County of St. Charles, Missouri, considered this application and on a vote of 6 ayes to 2 nays recommended the matter for approval to the County Council. [A simple majority of the County Council is required for passage of this bill.] Over 30% of the owners of real property within one thousand (1,000) feet of the parcel of land, for which the revision is being proposed, have submitted a written protest (legal remonstrance) against the proposed subject rezoning action pursuant to Section 405.535.B.3 of the Ordinances of St. Charles County, Missouri (“OSCCMo”), therefore, the supermajority vote of five (5) of the total seven (7) Council Members is required to pass this bill.

Council Member Hammond seconded the motion and it was unanimously approved by the members present.

Council Member Brazil thank Sabrina Wrenn for the photo comparison between Wentzville and New Melle’s City Halls. Brazil stressed the importance of large lots, rural atmosphere and historic value of the area and pointed out in some cases; the 5-acre lot is cheaper than 3-acre lots. Brazil requested support in denying this application from the County Council members.

Council Member Cronin explained the possibility of a 5-acre minor subdivision to Mr. Griffey and noted it was working for a developer/landowner in District 1. Cronin supports 5-acre lot developments and would not support Bill No. 4864.

Council Chair Hollander pointed out the Master Plan is a guide to use. Hollander noted it is often that the Council reviews rezonings on a case by case matter.

Council Member Hammond pointed out the Planning and Zoning Commission recommended approval for this development and the commission members take a long time to listen and review each application.

There being no further discussion, Council Chair Hollander requested the following roll call vote: Councilman Cronin – no, Councilman Brazil – no, Councilman Elam – absent, Councilman Hammond – yes, Councilman Hollander – yes, Councilwoman Schneider – no, and Councilman White – no. Amended Bill No. 4863 was denied by a vote of 2-yes, 4-no and 1-absent.
Bill No. 4865 – Sponsored by Terry Hollander – AN ORDINANCE ESTABLISHING THE FORESTWOOD LAND ROAD NEIGHBORHOOD IMPROVEMENT DISTRICT AND ORDERING THE PREPARATION OF PLANS AND SPECIFICATIONS

There being no discussion, Council Chair Hollander requested the following roll call vote: Council Member Cronin – yes, Council Member Brazil – yes, Council Member Elam – absent, Council Member Hammond – yes, Council Member Hollander – yes, Council Member Schneider – yes and Council Member White – yes. Bill No. 4865 was unanimously passed by the members present.

Bill No. 4866 – Sponsored by Council as a Whole – AN ORDINANCE AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE FORM AGREEMENTS WITH SCHOOL DISTRICTS IN ST. CHARLES COUNTY TO PROVIDE FOR CONTINUED PLACEMENT OF SCHOOL RESOURCE OFFICERS AT SCHOOLS IN THOSE DISTRICTS

Council Members Schneider, Brazil and Hollander expressed the importance of school resource officers in schools and thanked Chief Frisz for bringing the bill forward.

There being no further discussion, Council Chair Hollander requested the following roll call vote: Council Member Cronin – yes, Council Member Brazil – yes, Council Member Elam – absent, Council Member Hammond – yes, Council Member Hollander – yes, Council Member Schneider – yes and Council Member White – yes. Bill No. 4866 was unanimously passed by the members present.

Bill No. 4867 – Sponsored by Terry Hollander – AN ORDINANCE AUTHORIZING EXECUTION OF DOCUMENTS FOR RECEIPT OF GRANT FUNDS IN THE AMOUNT OF $58,008 FROM THE DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, BUREAU OF JUSTICE ASSISTANCE, AND FURTHER AMENDING ORDINANCE 19-108 BY PROVIDING RELATED SUPPLEMENTAL APPROPRIATIONS TO THE GENERAL FUND BUDGET OF THE POLICE DEPARTMENT FOR CORONAVIRUS EMERGENCY RESPONSE

There being no discussion, Council Chair Hollander requested the following roll call vote: Council Member Cronin – yes, Council Member Brazil – yes, Council Member Elam – absent, Council Member Hammond – yes, Council Member Hollander – yes, Council Member Schneider – yes and Council Member White – yes. Bill No. 4867 was unanimously passed by the members present.

IN THE MATTER OF   )
) BILLS FOR INTRODUCTION  )

Bill No. 4868 – Sponsored by Nancy Schneider – AN ORDINANCE AUTHORIZING EXECUTION OF MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION’S CORONAVIRUS AID, RELIEF, AND ECONOMIC SECURITY ACT (C.A.R.E.S. ACT) AGREEMENT, PROJECT NO.: 20-116A1, TO PROVIDE C.A.R.E.S. ACT FINANCIAL ASSISTANCE UNDER THE STATE BLOCK GRANT PROGRAM AND TO MAINTAIN SAFE AND EFFICIENT AIRPORT OPERATIONS, INCLUDING THE AIRPORT’S OPERATIONAL AND MAINTENANCE EXPENSES OR DEBT SERVICE PAYMENT AND OTHER EXPENSES DIRECTLY RELATED TO THE AIRPORT INCURRED NO EARLIER THAN JANUARY 20, 2020, AND TO ACCEPT A GRANT NOT TO EXCEED SIXTY-NINE THOUSAND DOLLARS ($69,000), WHICH REPRESENTS ONE HUNDRED PERCENT (100%) OF FUNDING AVAILABLE FOR
QUALIFYING EXPENSES, AND AMENDING ORDINANCE 19-108 FOR SUPPLEMENTAL APPROPRIATIONS TO THE BUDGET OF THE CORONAVIRUS RELIEF FUND FOR AIRPORT IMPROVEMENTS

Director of Administration Joann Leykam explained Title V of the C.A.R.E.S. Act provides funding through the bill that was approved a couple of months ago from the County Council where funding is spread to various areas. Leykam pointed out the Act is a 2,800-page document with multiple sections and the State of Missouri allows for funding for transportation or other projects.

Bill No. 4869 – Sponsored by Terry Hollander – AN ORDINANCE AUTHORIZING EXECUTION OF THE REVISED ST. CHARLES COUNTY REGIONAL SWAT TEAM AGREEMENT WITH MUNICIPALITIES WHO ARE SIGNATORIES THERETO

Bill No. 4870 – Sponsored by Council as a Whole – AN ORDINANCE AUTHORIZING THE COUNTY EXECUTIVE OR HIS DESIGNEE TO EXECUTE DOCUMENTS FROM THE MISSOURI STATE EMERGENCY MANAGEMENT AGENCY (“SEMA”) FOR RECEIPT OF FUNDS FROM THE FY2020 EMERGENCY MANAGEMENT PERFORMANCE GRANT

IN THE MATTER OF
ANNOUNCEMENTS AND
MISCELLANEOUS

There were no announcements.

There being no further discussion, Council Member Hammond made a motion to adjourn the meeting seconded by Council Chair Hollander and unanimously approved by the members present.

The meeting adjourned at 7:57 p.m.

Examined and Approved

Terry Hollander, Council Chair
St. Charles County, Missouri

/djv