The St. Charles County Council met on Monday, December 21, 2020 at 7:01 p.m. in the County Council Chambers, 100 North Third Street, St. Charles, Missouri.

Scott Drachnik, CEO of St. Charles County Economic Development provided the invocation and Councilman Elam led the Pledge of Allegiance.

The following roll call was taken by the Clerk:

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

County Executive Staff present:

   Steve Ehlmann, County Executive
   Joann Leykam, Director of Administration

   Jennifer George, Assistant Director of Administration
   John Greifzu, Assistant Director of Administration

County Counselor’s Office:

   Rory O’Sullivan, Acting County Counselor

IN THE MATTER OF
   PUBLIC PRESENTATIONS

Scott Drachnik, CEO of the St. Charles County Economic Development Council presented what the EDC does and pointed out several areas of success even with the COVID-19 pandemic of 2020. Drachnik thanked the County Council and Administration for their continued support to the EDC.

Editor’s note: A copy of the presentation is on file with the County Registrar attached to these minutes.

IN THE MATTER OF
   CONDITIONAL USE PERMITS
   BILLS FOR FINAL PASSAGE

Amended Bill No. 4902 – Sponsored by Joe Brazil – AN ORDINANCE GRANTING CONDITIONAL USE PERMIT CUP20-11(A) FOR OUTDOOR STORAGE OF BOATS AND
RECREATIONAL VEHICLES TO MAPLE LEAF HOLDINGS L.L.C., PROPERTY OWNER, AND TIM KANKE, APPLICANT

Council Member Cronin stated he was contacted by one of the Wentzville Aldermen regarding the maintenance on this property and Cronin explained the St. Charles County Community Development Department/Property Maintenance Division would handle any complaints or issues.

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 – yes, Council Member Hammond – yes, Council Member Hollander – yes, Council Member Schneider – yes and Council Member White – yes. Amended Bill No. 4902 was unanimously approved.

Bill No. 4903 – Sponsored by Joe Brazil - AN ORDINANCE GRANTING CONDITIONAL USE PERMIT CUP20-11(B) FOR SELF-STORAGE OR MINI WAREHOUSES TO MAPLE LEAF HOLDINGS L.L.C., PROPERTY OWNER, AND TIM KANKE, APPLICANT

Council Staff announced Exhibit C for both Amended Bill No. 4902 and Bill No. 4903 was timely received and posted.

There being no discussion, Council Chair Hollander requested the following roll call vote: Council Member Cronin – yes, Council Member Brazil – yes, Council Member Elam – yes, Council Member Hammond – yes, Council Member Hollander – yes, Council Member Schneider – yes and Council Member White – yes. Bill No. 4903 was unanimously approved.

IN THE MATTER OF

PUBLIC COMMENTS

I-70 Improvements

Paul McCain resident of St. Charles County stated he has moved to St. Charles from St. Louis County roughly six years ago and McCain shared his concern that MoDOT has not held any public hearings or meetings regarding this project. McCain noted one-way streets would be detrimental to his business.

Paul Schifano, owner of Petropolis at 3550 West Clay, St. Charles stated his opposition to this project. Schifano explained his success with working with the EDC to get his business up and running, however is concerned with MoDOT’s possible plan to put in one-way streets and possible sound walls which would decrease his business’ visibility along Highway 70.

Dan Grosvenor, representing 5 Star Auto Plaza along Highway 70 and explained how they were located along Highway 364 and had to move due to the lack of traffic because of one-way roadways when the construction was finished. Grosvenor pointed out people pay a premium to own land along a major highway and also noted how poorly MoDOT was handling the input from residents.

Roger Behlmann, owner of Behlmann Car-nection stated he was just informed of the MoDOT plans for the corridor of Fairgrounds Road to Cave Springs Blvd. Behlmann explained the various car dealerships use each other for parts, etc. and with one-way roads, it will take more time to travel to the
various dealerships. Behlmann pointed out most businesses in the area oppose the one-way roads and requested the Council represent the businesses and oppose this project.

Council Chair Hollander invited John Greifzu to update everyone on the MoDOT project. Greifzu explained the corridor has been studied for the past 30 years and when updating roadways, one of the key components is economic development. There are various businesses along this corridor that have suffered due to poor access. Greifzu explained MoDOT’s Design-Build plan. Currently MoDOT is accepting feedback from citizens through their survey on their website up until January 4, 2021. At that point the various Design-Build firms will review the comments and begin their design which will be presented to the Commission in the spring of 2021. Up until that time, no one knows what the plans are because they are not finished with the survey. Greifzu pointed out several design-build roads in the metropolitan area that have exceeded everyone’s expectations and how well they have worked out.

Masks and Restrictions on Bars and Restaurants

Dale Mansfield, resident of St. Charles County pointed out his constitutional rights are being violated when he does not wear masks if he chooses while entering businesses and restaurants. Mansfield pointed out the various businesses were not trained in the constitution on how to stop people from entering their establishment.

Release restrictions on bars closing

Darrell Tullock, owner of Diamond Music Hall off of Mid Rivers Mall Drive requested the County lift the restrictions of closing down bars at 11:00 p.m. so his establishment can hold a one time New Years Eve Party, which would be RSVP and pre-paid to ensure social distancing. Tullock explained the COVID-19 pandemic has hurt their businesses and he is trying to make an event where it is safe and profitable.

IN THE MATTER OF  )
ORAL REPORT  )
FROM THE COUNTY EXECUTIVE  )

Steve Ehlmann stated COVID-19 daily reports continue and the numbers are not getting worse, however they are not getting better either. Ehlmann pointed out his biggest concern is the hospitals. Ehlmann noted it is amazing how St. Charles County’s economy has continued to thrive with the pandemic. Ehlmann also pointed out schools in St. Charles County are open for kids to go back to school and that has been successful.

There was discussion with the County Executive and Council Members regarding the 11:00 p.m. closing time for bars and restaurants. Ehlmann pointed out the big concern is St. Charles County is the only place in the metropolitan area including Illinois that allow people indoors at bars and restaurants and having so many people enter St. Charles County to go to the bars can be very unsafe for residents.

IN THE MATTER OF  )
CONSENT AGENDA  )

Council Chair Hollander asked if there were any items to be removed from the Consent Agenda.
Council Member Cronin made a motion to remove Change Order #1 – Prof. Services – Re-Design and Development of Youth Activity Park – Patti Banks Associates, LLC dba Vireo - $219,500.00, seconded by Council Member Brazil and unanimously approved.

Council Member Elam made a motion to accept the Consent Agenda as modified, seconded by Council Member Hammond and unanimously approved. The approved items are as follows:

**Approval of Journal of the previous meetings** – 12-7-20 Budget Work Session and Regular Mtg.

**Approval of Bids**
- Parks and Recreation – Stub Road Improvements – E. Meier Contracting, Inc./$127,920.00

**Nominations and Appointments**
- Duckett Creek Sanitary District Board of Trustees – Anne Ritter – term expires 12-31-25 reappointment

**Planning and Zoning Commission**
- Chad Cornwell – term expires 8/31/22 – replacing Thomas Kuhn, At-Large Member
- Craig Frahm – term expires 8/31/22 – reappointment
- Paul Roger Ellis – term expires 8/31/23 - reappointment

**Miscellaneous**
- Police – Supplemental Agr. w/City of Weldon Spring for Law Enforcement Services (Ext. of Services)
  - Acceptance of Canine Donation
- Highway – Supplemental Agr. No. 1 – MO 364 at Gutermuth Road Interchange – Ameren MO/$50,669.18
- Domestic Violence Board – funding recommendations for 2021 - $60,000
  - Preferred Healthcare $45,000
  - Turning Point $10,000
  - ALIVE $5,000

**Community Assistance Board** – funding recommendations for 2021

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<th><strong>2021 HOMELESS FUNDS - $265,000</strong></th>
<th><strong>2021 INDIGENT FUNDS - $40,000</strong></th>
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Project CARE – $4,000 awarded to NECAC
CDBG – $25,000 awarded to Sts. Joachim & Ann Care Service

IN THE MATTER OF ITEMS )
REMOVED FROM THE )
CONSENT AGENDA )

Parks and Recreation – Change Order #1 – Prof. Services – Re-Design and Development of Youth Activity Park – Patti Banks Associates, LLC dba Vireo - $219,500.00

Council Member Cronin stated he was not in favor of this project in April, 2020 when the bid was brought to the Council for approval and does not support this change order. Council Member Brazil questioned what extra work was being done on this project. John Greifzu, Asst. Director of Administration stated this was to construct a new 6,000 sq. ft. building to be used for various things and events.

Council Member Cronin made a motion to keep this item tabled until the next Council meeting to hear from the Parks and Recreation Director, seconded by Council Member Hammond and unanimously approved.

IN THE MATTER OF )
 )
BILLS FOR FINAL PASSGE )

Bill No. 4900 – Sponsored by Council as a Whole - AN ORDINANCE AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE A PROJECT CONTRACT BETWEEN ST. CHARLES COUNTY AND THE ST. CHARLES COMMUNITY COLLEGE FOR ONE STOP OPERATION AND CAREER SERVICES PROVIDED THROUGH THE MISSOURI JOB CENTER OF ST. CHARLES COUNTY

There being no discussion, Council Chair Hollander requested the following roll call vote: Council Member Cronin – yes, Council Member Brazil – yes, Council Member Elam – yes, Council Member Hammond – yes, Council Member Hollander – yes, Council Member Schneider – yes and Council Member White – yes. Bill No. 4900 was unanimously approved.


Council Member Cronin made a motion to amend Bill No. 4901 and replace it with Substitute Bill No. 4901, seconded by Council Member Elam. Council Member Cronin stated the change is to make sure there was an appeal process in place. Council Member Hammond stated he had requested a copy of a letter from MO DNR who is making the demands that St. Charles County Government is not in compliance. Mike Hurlbert, Director of Community Development handed out the letter received in 2018 from MO DNR showing the findings from an audit MO DNR did of St. Charles County relating to stormwater. Hurlbert explained staff reviewed several items and had some removed after discussions
with MO DNR. Hurlbert pointed out people buy their homes and land in St. Charles County because of the high standards that are abided by from St. Charles County and the surrounding municipalities.

There being no further discussion and no additional amendments, the motion to amend Bill No. 4901 with Substitute Bill No. 4901 was unanimously approved.

There being no further discussion, Council Chair Hollander requested the following roll call vote: Council Member Cronin – No, Council Member Brazil – No, Council Member Elam – yes, Council Member Hammond – yes, Council Member Hollander – yes, Council Member Schneider – yes and Council Member White – yes. Substitute Bill No. 4901 was approved by a vote of 5-2.

**Bill No. 4904** - Sponsored by: Joe Cronin - AN ORDINANCE AMENDING THE ZONING DISTRICT MAP OF THE COUNTY OF ST. CHARLES, MISSOURI, BY REZONING LAND FROM A, AGRICULTURAL DISTRICT, TO C2, GENERAL COMMERCIAL DISTRICT, AS PER APPLICATION RZ20-12

Council Member Cronin stated this application was not approved by the Planning and Zoning Commission and the applicant has since sold the land.

There being no further discussion, Council Chair Hollander requested the following roll call vote: Council Member Cronin – no, Council Member Brazil – absent, Council Member Elam – no, Council Member Hammond – no, Council Member Hollander – no, Council Member Schneider – no and Council Member White – no. Bill No. 4904 was unanimously denied by a vote of 6 members present and 1 member absent.

**Bill No. 4905** – Sponsored by Council as a Whole - AN ORDINANCE ADOPTING AND APPROPRIATING THE FISCAL YEAR 2021 BUDGET FOR ST. CHARLES COUNTY, MISSOURI AND AMENDING ORDINANCE NUMBER 20-089 TO INCREASE ONLY THE COUNTY’S CONTRIBUTION TO GROUP MEDICAL INSURANCE

Council Member Cronin stated he has worked with staff as it relates to the pay for police leadership in St. Charles County and made a motion as follows:

I would like to make a motion and amend this bill beginning on page 9 to add a new account under **General Fund**: Revenue – Transfer from Parks (Police Leadership) with a new Account # of 001-39999 on page 9, in the of $350,000

And, a new account under **General Fund** – Expenses – Police Leadership Adjustment, a new Account # of 0018100-41999 on page 126, in the of $350,000

And, a new account under **Parks and Recreation** – Expenses – Transfer to General Fund (Police Leadership), a new Account # of 2453300-49999 on page 231 in the of $350,000

Council Member Brazil seconded the motion and it was under discussion.

Council Member White stated he was not in support of the amendment as it would take money from the Parks Fund. County Executive Steve Ehlmann pointed out if the Council has concerns regarding
the formula used in the paygrades and pay ranges, it would be best to address the formula so the Council is not approached by each employee category that is unhappy with their salary.

There being a motion and a second on the floor for an amendment to various parts of the Budget, Council Chair Hollander requested a roll call vote for approval of the amendment as follows: Council Member Cronin – yes, Council Member Brazil – yes, Council Member Elam – no, Council Member Hammond – yes, Council Member Hollander – no, Council Member Schneider – no and Council Member White – no. The motion was denied by a vote of 3-4.

Discussion was held regarding the formula and how HR is going to address the concerns moving forward.

There being no further discussion, Council Chair Hollander requested the following roll call vote: Council Member Cronin – no, Council Member Brazil – no, Council Member Elam – yes, Council Member Hammond – yes, Council Member Hollander – yes, Council Member Schneider – yes and Council Member White – yes. Bill No. 4905 was approved by a vote of 5-2.


There being no discussion, Council Chair Hollander requested the following roll call vote: Council Member Cronin – yes, Council Member Brazil – no, Council Member Elam – yes, Council Member Hammond – yes, Council Member Hollander – yes, Council Member Schneider – yes and Council Member White – yes. Bill No. 4906 was approved by a vote of 6-1.

**Bill No. 4907** - Sponsored by Terry Hollander - AN ORDINANCE AUTHORIZING THE COUNTY EXECUTIVE OR HIS DESIGNEE TO EXECUTE A PROGRAM SERVICES CONTRACT WITH THE MISSOURI DEPARTMENT OF HEALTH AND SENIOR SERVICES FOR AMENDMENT #1 TO CONTRACT #CS200832001 FOR VIOLENT DEATH AND OVERDOSE DEATH SURVEILLANCE REIMBURSEMENT

There being no discussion, Council Chair Hollander requested the following roll call vote: Council Member Cronin – yes, Council Member Brazil – yes, Council Member Elam – yes, Council Member Hammond – yes, Council Member Hollander – yes, Council Member Schneider – yes and Council Member White – yes. Bill No. 4907 was unanimously approved.

**Bill No. 4908** - Sponsored by: Terry Hollander - AN ORDINANCE AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AGREEMENT WITH THE UNIVERSITY OF MISSOURI EXTENSION COUNCIL OF ST. CHARLES COUNTY TO PROVIDE EDUCATIONAL PROGRAMS AND SERVICES AT A COST TO THE COUNTY OF $100,000

There being no discussion, Council Chair Hollander requested the following roll call vote: Council Member Cronin – yes, Council Member Brazil – yes, Council Member Elam – yes, Council Member
Hammond – yes, Council Member Hollander – yes, Council Member Schneider – yes and Council Member White – yes. Bill No. 4908 was unanimously approved.

**Bill No. 4909** - Sponsored by Council as a Whole - AN ORDINANCE AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AGREEMENTS FOR ADVOCACY AND LOBBYING SERVICES

There being no discussion, Council Chair Hollander requested the following roll call vote: Council Member Cronin – yes, Council Member Brazil – yes, Council Member Elam – yes, Council Member Hammond – yes, Council Member Hollander – yes, Council Member Schneider – yes and Council Member White – yes. Bill No. 4909 was unanimously approved.

**Bill No. 4910** - Sponsored by Terry Hollander - AN ORDINANCE DESIGNATING AND RECOGNIZING THE GREATER ST. CHARLES CONVENTION AND VISITORS BUREAU AS THE STATE FISCAL YEAR 2022 THROUGH 2024 REPRESENTATIVE DESTINATION MARKETING ORGANIZATION (DMO) FOR TOURISM IN ST. CHARLES COUNTY AS REQUIRED FOR PARTICIPATION IN THE MISSOURI DIVISION OF TOURISM’S COOPERATIVE MARKETING PROGRAM FOR THE STATE FISCAL YEAR 2022 THROUGH 2024 FUNDING CYCLE

There being no discussion, Council Chair Hollander requested the following roll call vote: Council Member Cronin – yes, Council Member Brazil – yes, Council Member Elam – yes, Council Member Hammond – yes, Council Member Hollander – yes, Council Member Schneider – yes and Council Member White – yes. Bill No. 4910 was unanimously approved.

**Bill No. 4911** - Sponsored by: Terry Hollander - AN ORDINANCE AMENDING THE 2020 BUDGET ADOPTED BY ORDINANCE 19-108 BY PROVIDING RELATED SUPPLEMENTAL APPROPRIATIONS TO THE BUDGETS OF THE GENERAL FUND, TRANSPORTATION FUND, ELECTION MAINTENANCE FUND, FAMILY SERVICES AND JUSTICE FUND, DRUG ENFORCEMENT FUND, EMERGENCY COMMUNICATIONS FUND, FLEET MANAGEMENT FUND, REGIONAL MEDICAL EXAMINER FUND, HOUSING ASSISTANCE PROGRAM FUND, CORONAVIRUS RELIEF FUND AND SELF-INSURANCE FUND

Council Member Cronin had concerns related to various funds being increased by a supplemental appropriation but no support for fixing the Police Leadership salary issues.

There being no further discussion, Council Chair Hollander requested the following roll call vote: Council Member Cronin – yes, Council Member Brazil – no, Council Member Elam – yes, Council Member Hammond – yes, Council Member Hollander – yes, Council Member Schneider – yes and Council Member White – yes. Bill No. 4911 was approved by a vote of 6-1.

**Bill No. 4912** - Sponsored by: Council as a Whole - AN ORDINANCE APPROVING THE TRANSPORTATION IMPROVEMENT PLAN FOR FISCAL YEARS 2021 THROUGH 2023 AND CORRESPONDING INTERGOVERNMENTAL AGREEMENTS

Council Member Cronin had concerns with the Riverpointe project as it would utilize tax dollars for roads within the development and stated that should be funded by either the developer or the City of
St. Charles. John Grrifzu, Asst. Director of Administration explained the Transportation Sales Tax funds can be used for economic development if the board feels the project will bring in high paying jobs. Greifzu pointed out, if that does not happen by a certain date in the contract, the funds must be payed back to St. Charles County Transportation Sales Tax Fund. Greifzu stated this tool has not been used a lot, however it is not new.

County Executive Steve Ehlmann pointed out with the city of St. Charles not utilizing Tax Increment Financing for the project, the Transportation Sales Tax funds can be utilized to build the streets. This process saves taxes for County government as well as schools and other taxing entities.

Council Staff announced revised exhibits were timely received on Bill No. 4912.

There being no further discussion, Council Chair Hollander requested the following roll call vote: Council Member Cronin – no, Council Member Brazil – no, Council Member Elam – yes, Council Member Hammond – yes, Council Member Hollander – yes, Council Member Schneider – yes and Council Member White – yes. Bill No. 4912 was approved by a vote of 5-2.

IN THE MATTER OF

BILLS FOR INTRODUCTION

Bill No. 4913 Sponsored by John White – AN ORDINANCE SETTING FINAL SPECIAL ASSESSMENTS ON PROPERTIES WITHIN THE SARATOGA HEIGHTS SANITARY SEWER NEIGHBORHOOD IMPROVEMENT DISTRICT, FINDING THAT THE SARATOGA HEIGHTS SANITARY SEWER NEIGHBORHOOD IMPROVEMENT DISTRICT PROJECT IS COMPLETED, AND ASSESSING THE COSTS OF SUCH PROJECT AGAINST THE PROPERTIES LIABLE THEREFORE, AND PROVIDING FOR THE COLLECTION OF SUCH FINAL SPECIAL ASSESSMENTS

Bill No. 4914 – Sponsored by Council as a Whole – AN ORDINANCE AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN INTERGOVERNMENTAL AGREEMENT WITH THE CITY OF ST. CHARLES FOR USE OF ST. CHARLES COUNTY TRANSPORTATION SALES TAX FUNDS FOR ROAD IMPROVEMENTS NEEDED TO SUPPORT THE RIVERPOINTE DEVELOPMENT PROJECT

Discussion was held regarding the internal roads for the Riverpointe Development. Council Member Cronin requested clarification on the money that was explained in the summary for the Riverpointe Development. Council Member Cronin also requested the amount being projected to be spent on the internal roads vs. Lombard Street and South River Road.

Bill No. 4915 – Sponsored by Council as a Whole – AN ORDINANCE AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE AN AGREEMENT WITH THE CITY OF WELDON SPRING FOR CERTAIN LAW ENFORCEMENT SERVICES, INCLUDING PATROL SERVICES AND ENFORCEMENT OF CERTAIN MUNICIPAL ORDINANCES RELATED TO POLICE SERVICES
Bill No. 4916 – Sponsored by Terry Hollander – AN ORDINANCE AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE INTERGOVERNMENTAL AGREEMENTS WITH THE FEDERAL BUREAU OF INVESTIGATION TO PROVIDE FOR THE RENOVATION, CONSTRUCTION AND JOINT-USE SERVICES OF THE EXISTING ST. CHARLES COUNTY POLICE TRAINING FACILITY

Council Member Cronin has concerns with the FBI approvals and noted the exhibits will not be available until the next meeting. Director of Administration Joann Leykam explained the FBI will pay for this in full and if the exhibits (agreements) are not available for the next Council meeting, this bill will have to be tabled. Leykam pointed out how this renovation will also help the surrounding cities with additional shooting lanes, a simulation house and other updates.

Bill No. 4917 – Sponsored by Terry Hollander – AN ORDINANCE RESCINDING ORDINANCE 19-077 AND REQUIRING THE FINGERPRINTING OF LICENSEES IN CONCEALED CARRY SECURITY OFFICER, SECURITY OFFICER, WATCHMAN, APPLICANT FOR A TOW TRUCK BUSINESS LICENSE, AND APPLICANT FOR A TOW TRUCK OPERATOR LICENSE FOR CRIMINAL HISTORY RECORD INFORMATION FROM THE MISSOURI STATE HIGHWAY PATROL AND FEDERAL BUREAU OF INVESTIGATION

IN THE MATTER OF )
) )
TABLED BILLS )
)

There were no Tabled Bills removed.

IN THE MATTER OF )
) )
ANNOUNCEMENTS AND )
) MISCELLANEOUS )

Council Member Elam apologized in cutting off the discussion regarding the pay range discussion, however as much as he sees there is a problem as well, it needs to be reviewed, however not to do so by taking money from the Parks Department.

County Executive Steve Ehlmann announced there was a story on Channel 5 interviewing Tim Lohmar regarding the death of former County Counselor John Watson.

Council Chair Hollander announced as this is the last meeting of the year for everyone to have a Merry Christmas.

Council Member White announced due to the hard work of our current president, we now have a vaccine for COVID-19.

Councilman Hollander motioned to adjourn seconded by Councilman Hammond and unanimously approved.

The meeting adjourned at 9:36 p.m.
Examined and Approved

__________________________
Terry Hollander, Council Chair
St. Charles County, Missouri

/djv