

PUBLIC NOTICE

**CITY OF FENTON
625 NEW SMIZER MILL ROAD**

The Mayor and Board of Aldermen welcome you and are pleased that your interest in the City of Fenton and its government brings you to this meeting.

AGENDA

**BOARD OF ALDERMEN MEETING
THURSDAY, APRIL 28, 2022
7:00 P.M.**

Notice is hereby given that the City of Fenton will hold a Board of Aldermen Meeting on Thursday, April 28, 2022, 7:00 p.m. at Fenton City Hall, 625 New Smizer Mill Road, Fenton, Missouri.

If you are unable to join the meeting in person:

To join the meeting via video/teleconference:

- (1) Go to Zoom at <https://zoom.us>**
- (2) Select Join a Meeting**
- (3) Enter Meeting ID: 840 8049 2056**
- (4) Enter Password: 325606**

To join the meeting by phone call (audio):

- (1) Call 1-312-626-6799**
- (2) When prompted, enter the Meeting ID and Password provided above.**

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

I. PRESIDENT OF THE BOARD'S COMMENTS

II. APPROVAL OF MINUTES: Reading of the minutes is waived since copies were given to Board members in advance of the meeting and made available to the general public.

03 24 22 Board of Aldermen Meeting.

Motion required to approve.

03 24 22 Special Meeting of the Board of Aldermen

Motion required to approve.

03 31 22 Special Meeting of the Board of Aldermen

Motion required to approve.

04 07 22 Board of Aldermen Committee Meeting

Motion required to approve.

04 14 22 Board of Aldermen Committee Meeting

Motion required to approve.

III. APPROVAL OF WARRANTS: The term warrant is used in State Statutes and, by definition, means invoices or bills submitted for payment of goods or services from external sources.

Motion required to approve.

IV. PUBLIC COMMENTS

V. PLANNING AND ZONING COMMISSION REPORT AND PUBLIC HEARINGS – Ald. Maurath, Liaison

❖ **Announcements from the Planning and Zoning Committee Meeting:**

- None.

❖ **PUBLIC HEARINGS:**

- **CASE 2022-SUP-02:** A Petition by Matthew Cragun on behalf of Chase Bank for a Special Use Permit for a Freestanding ATM at 190 Gravois Bluffs Circle. The property is zoned “C-1” Commercial District.
- **CASE 2022-REZ-01:** A Petition by Infinity Hospitality, LLC/FTN Investment, LLC to rezone a 1-acre portion of a tract of land described as being part of Lot 4 of Breck Industrial Court and part of Breck Industrial Plat No. 3 from “HP-1” Hospitality Park to “BP-3” Business Park. The property is addressed as 800 S. Highway Drive.
- **CASE 2022-REZ-02:** A Petition by Johnathan Fowler of Fowler Development Company, LLC to rezone an 8.9-acre portion of a tract of land described as being part of Lot 4 of Breck Industrial Court and part of Breck Industrial Plat No. 3 from “HP-1” Hospitality Park to “BP-3” Business Park. The property is addressed as 800 S. Highway Drive.
- **CASE 2022-TXT-01:** A Petition by Michael Marschuetz of STL Athletic Center, LLC to amend the definition for “Indoor, Unlimited Recreation Facility” under Section 400.030 of the Zoning Code to allow for outdoor activities related to the primary use in the principal building.
- **CASE 2022-SUP-03:** A Petition by Michael Marschuetz of STL Athletic Center, LLC to amend an existing Special Use Permit, approved via Ordinance 3907, for an Indoor, Unlimited Recreational Facility located at 2300 Hitzert Court to expand the Special Use Permit to include an outdoor soccer field. The property is zoned “IP-1” Industrial Park.

❖ **The Planning and Zoning Commission recommended the following:**

- **Approval, with conditions, of CASE 2022-SUP-02:** A Petition by Matthew Cragun on behalf of Chase Bank for a Special Use Permit for a Freestanding ATM at 190 Gravois Bluffs Circle. The property is zoned “C-1” Commercial District.

This will be considered under “New Bills”.

- **Approval, with conditions, of CASE 2022-SPR-01:** A Petition by US Capital Development for Site Plan Review of a new Retail/Commerce Building. The property is addressed as 750 Assembly Parkway and is zoned “PID” Planned Industrial Development.

Motion required to approve.

- **Approval, with conditions, of CASE 2022-REZ-01:** A Petition by Infinity Hospitality, LLC/FTN Investment, LLC to rezone a 1-acre portion of a tract of land described as being part of Lot 4 of Breck Industrial Court and part of Breck Industrial Plat No. 3 from “HP-1” Hospitality Park to “BP-3” Business Park. The property is addressed as 800 S. Highway Drive.
This will be considered under “New Bills”.
- **CASE 2022-REZ-02:** A Petition by Johnathan Fowler of Fowler Development Company, LLC to rezone an 8.9-acre portion of a tract of land described as being part of Lot 4 of Breck Industrial Court and part of Breck Industrial Plat No. 3 from “HP-1” Hospitality Park to “BP-3” Business Park. The property is addressed as 800 S. Highway Drive. Roll call vote of a motion to approve the subject rezoning request resulted in a tie vote (4 in favor and 4 in opposition of the motion, (with the Chairperson declining to break the tie)).
This will be considered under “New Bills”.
- **Approval of CASE 2022-TXT-01:** A Petition by Michael Marschuetz of STL Athletic Center, LLC to amend the definition for "Indoor, Unlimited Recreation Facility" under Section 400.030 of the Zoning Code to allow for outdoor activities related to the primary use in the principal building.
This will be considered under “New Bills”.
- **Approval, with conditions, of CASE 2022-SUP-03:** A Petition by Michael Marschuetz of STL Athletic Center, LLC to amend an existing Special Use Permit, approved via Ordinance 3907, for an Indoor, Unlimited Recreational Facility located at 2300 Hitzert Court to expand the Special Use Permit to include an outdoor soccer field. The property is zoned “IP-1” Industrial Park.
This will be considered under “New Bills”.

VI. PARKS & RECREATION COMMITTEE REPORT – Ald. Huels, Liaison

- ❖ **Announcements from the Parks and Recreation Committee Meeting:**
 - The April 4, 2022, Parks and Recreation Meeting was cancelled.
- ❖ **Other items from the Parks and Recreation Department:**
 - Approval of a City Park Geocaching Policy, as discussed at the April 14th Committee Meeting.
Motion required to approve.

VII. PRESIDENT OF THE BOARD’S REPORT:

- ❖ Presentation of Appreciation Certificate to Bob Brasses, Mayor.
- ❖ Presentation of Appreciation Certificate to Thomas Heard, Alderman, Ward 4.
- ❖ Presentation of Appreciation Certificate to Kevin E. Yarbrough, Alderman, Ward 1.
- ❖ Presentation of Proclamation for City of Fenton Day of Prayer.

VIII. CITY CLERK’S REPORT:

Nothing to report.

IX. REPORTS FROM STANDING COMMITTEES:

- ❖ **POLICE/MUNICIPAL COURTS** – Ald. Cruts, Chairman (Wisbrock, Clauss, Jokerst)
 - Monthly Report – Captain Kevin Lawson.
 - Municipal Court Statistics for March 2022.

- **Ord. amending Article II, Offenses Against the Person, of Chapter 205, Offenses, by enacting two new Sections relating to Ex Parte and Full Orders of Protection.**
This will be considered under “New Bills”.
- **Ord. authorizing the Mayor to execute a third amendment to the services agreement with Flock Group, Inc. to purchase additional license plate readers.**
This will be considered under “New Bills”.
- **Ord. amending Chapter 135, Municipal Code, by amending Section 135.040, Judge – Term of Office – Compensation – Vacation of Office.**
This will be considered under “New Bills”.
- **Ord. amending Chapter 135, Municipal Code, by enacting a new Section 135.075, Public Defender.**
This will be considered under “New Bills”.

❖ **PERSONNEL** – Ald. Maurath, Chairman (Cruts, Huels, Jokerst)

- **Monthly Update.**
- **Ord. approving Health Insurance Plans for eligible City of Fenton Employees with Anthem Blue Cross Blue Shield.**
This will be considered under “New Bills”.
- **Ord. approving a Dental Insurance Plan for eligible City of Fenton employees with Mutual of Omaha.**
This will be considered under “New Bills”.
- **Ord. approving a Voluntary Short-Term Disability Plan, a Long-Term Disability Plan, and a Life, AD&D, and Voluntary Life Plan for eligible City of Fenton employees with New York Life Group Benefit Solutions.**
This will be considered under “New Bills”.
- **Ord. approving a Vision Insurance Plan for eligible City of Fenton employees with EyeMed.**
This will be considered under “New Bills”.
- **Ord. approving an Employee Assistance Program for eligible City of Fenton employees with Magellan HealthCare.**
This will be considered under “New Bills”.
- **Approval to continue utilizing the D&H Navigator platform for HR records, as offered by The Daniel and Henry Company at no cost to the City and as discussed at the April 7th Committee Meeting.**
Motion required to approve.
- **Approval to allow The Daniel and Henry Company to prepare and file 1094 and 1095 forms on behalf of the City at a cost of \$5 per form, as discussed at the April 7th Committee Meeting.**
Motion required to approve.
- **Ord. amending Section 7.2.2, Performance Evaluations, of the City of Fenton Personnel Manual to provide a deadline for the completion of annual performance evaluations.**
This will be considered under “New Bills”.

❖ **COMMUNITY DEVELOPMENT AND AFFAIRS** – Ald. Clauss, Chairman (Maurath, Heard)

- **Monthly Update.**
- **Approval to hold the annual Appreciation Dinner in Fenton City Park main pavilion on Sunday, September 25, 2022, and request one food truck, vendor for**

alcohol service, musical entertainment, at a cost not to exceed \$5,000, as discussed at the April 7th Committee Meeting.

Motion required to approve.

❖ **CAPITAL IMPROVEMENTS** – Ald. Huels, Chairman (Cruts, Maurath, Heard)

- Monthly Update.

❖ **PUBLIC WORKS/FORESTRY** – Ald. Wisbrock, Chairman (Clauss, Jokerst)

- Monthly Update.

❖ **INFORMATION SERVICES** – Ald. Heard, Chairman (Wisbrock, Huels)

- Monthly Update.
- Approval of a request to the City’s Comprehensive IT Services agreement for an additional one-year term, as discussed at the April 7th Committee Meeting.

Motion required to approve.

❖ **FINANCE** – Ald. Heard, Chairman (Cruts, Maurath, Huels)

- Monthly Financial Update for December 2021.
- Ord. amending the 2021 approved Budget.
This will be considered under “New Bills”.
- Approval of a request to continue utilizing Amazon Business Prime, as discussed at the April 14th Committee Meeting.

Motion required to approve.

❖ **HEALTH AND SAFETY** – Ald. Jokerst, Chairman (Wisbrock, Clauss)

- Monthly Update.
- Approval to authorize Staff to research street trees program, street friendly trees, and consider amending the Ordinance, as discussed at the April 14th Committee Meeting.

Motion required to approve.

X. **CONSIDERATION OF PENDING BILLS:** Copies of these Bills have been made available to the public in advance of this meeting.

Bill 22-19-A Ord. of the City of Fenton, Missouri, authorizing the Mayor to execute an agreement with Gateway Region Young Men’s Christian Association (“YMCA”) for the management and operation of the RiverChase facility for an initial five (5) year term including the sale of the City’s equipment.
Sponsor: Huels and Maurath

Bill 22-19-B Ord. of the City of Fenton, Missouri, authorizing the Mayor to execute an agreement with Gateway Region Young Men’s Christian Association (“YMCA”) for the management and operation of the RiverChase facility for an initial five (5) year term.
Sponsor: Huels and Maurath

XI. CONSIDERATION OF NEW BILLS: Copies of these Bills have been made available to the public in advance of this meeting.

- Bill 22-22** Ord. approving a Special Use Permit for J.P. Morgan Chase Bank for a Freestanding ATM at 190 Gravois Bluffs Circle.
Sponsor: Maurath
- Bill 22-23-A** Ord. approving a rezoning of 1-acre of property located at 800 S. Highway Drive from “HP-1” Hospitality Park to “BP-3” Business Park.
Sponsor: Maurath
- Bill 22-23-B** Ord. denying a rezoning of 1-acre of property located at 800 S. Highway Drive from “HP-1” Hospitality Park to “BP-3” Business Park.
Sponsor: Maurath
- Bill 22-24-A** Ord. approving a rezoning of an 8.9-acre of property located at 800 S. Highway Drive from “HP-1” Hospitality Park to “BP-3” Business Park.
Sponsor: Maurath
- Bill 22-24-B** Ord. denying a rezoning of an 8.9-acre of property located at 800 S. Highway Drive from “HP-1” Hospitality Park to “BP-3” Business Park.
Sponsor: Maurath
- Bill 22-25** Ord. amending Section 400.030, Definitions, of the City of Fenton Municipal Code relating to the term Recreational Facility, Indoor Unlimited.
Sponsor: Maurath
- Bill 22-26** Ord. approving a Special Use Permit for STL Athletic Center, LLC, to expand an existing Special Use Permit for a Recreational Facility, Indoor Unlimited use to include and outdoor soccer field at 2300 Hitzert Court.
Sponsor: Maurath
- Bill 22-27** Ord. amending Article II, Offenses Against the Person, of Chapter 205, Offenses, by enacting two new Sections relating to Ex Parte and Full Orders of Protection.
Sponsor: Cruts
- Bill 22-28** Ord. authorizing the Mayor to execute a third amendment to the services agreement with Flock Group, Inc. to purchase additional license plate readers.
Sponsor: Cruts
- Bill 22-29** Ord. amending Chapter 135, Municipal Code, by amending Section 135.040, Judge – Term of Office – Compensation – Vacation of Office.
Sponsor: Cruts
- Bill 22-30** Ord. amending Chapter 135, Municipal Code, by enacting a new Section 135.075, Public Defender.
Sponsor: Cruts

- Bill 22-31** Ord. approving Health Insurance Plans for eligible City of Fenton Employees with Anthem Blue Cross Blue Shield.
Sponsor: Maurath
- Bill 22-32** Ord. approving a Dental Insurance Plan for eligible City of Fenton employees with Mutual of Omaha.
Sponsor: Maurath
- Bill 22-33** Ord. approving a Voluntary Short-Term Disability Plan, a Long-Term Disability Plan, and a Life, AD&D, and Voluntary Life Plan for eligible City of Fenton employees with New York Life Group Benefit Solutions.
Sponsor: Maurath
- Bill 22-34** Ord. approving a Vision Insurance Plan for eligible City of Fenton employees with EyeMed.
Sponsor: Maurath
- Bill 22-35** Ord. approving an Employee Assistance Program for eligible City of Fenton employees with Magellan HealthCare.
Sponsor: Maurath
- Bill 22-36** Ord. amending Section 7.2.2, Performance Evaluations, of the City of Fenton Personnel Manual to provide a deadline for the completion of annual performance evaluations.
Sponsor: Maurath
- Bill 22-37** Ord. amending the 2021 approved Budget.
Sponsor: Heard

XII. CERTIFICATION OF THE APRIL ELECTION:
Results of the April 5, 2022, General Election are as follows:

ALDERMAN WARD 1
Two-Year Term

Ralph E. Cruts 147

ALDERMAN WARD 3
Two-Year Term

Robin Huels 119

ALDERMAN WARD 2
Two-Year Term

Joe Maurath 145

ALDERMAN WARD 4
Two-Year Term

Scott Maserang 253

XIII. EXECUTIVE SESSION: ROLL CALL VOTE TO CLOSE THE MEETING PURSUANT TO SECTION 610.021(1), LEGAL ACTIONS, CAUSES OF ACTION OR LITIGATION... SECTION 610.021(2) LEASE, PURCHASE OR SALE OF REAL ESTATE... SECTION 610.021(3) HIRING, FIRING, DISCIPLINING OR PROMOTING EMPLOYEES... AND SECTION 610.021(13) INDIVIDUALLY IDENTIFIABLE

PERSONNEL RECORDS, PERFORMANCE RATINGS OR RECORDS PERTAINING TO EMPLOYEES AND OR APPLICATS FOR EMPLOYMENT.

XIV. ADJOURNMENT

NEW BOARD MEMBERS WILL TAKE THEIR SEATS AND A SPECIAL MEETING WILL BE CALLED TO ORDER WITH NEWLY ELECTED OFFICIALS.

PERSONS REQUIRING AN ACCOMMODATION TO PARTICIPATE IN THE MEETING SHOULD CONTACT THE CITY CLERK'S OFFICE AT 636-343-2080 OR TDD 1-800-735-2966 AT LEAST TWO WORKING DAYS PRIOR TO THE MEETING.

THIS AGENDA WITH PUBLIC NOTICE OF THE BOARD OF ALDERMEN MEETING WAS POSTED APRIL 22, 2022, IN FENTON CITY HALL AND ON THE CITY'S WEBPAGE AT FENTONMO.ORG. FOR A COPY, CONTACT THE CITY CLERK'S OFFICE.

Board of Aldermen

Ralph Cruts	Chris Clauss
	Robin Huels
Brian Wisbrock	Thomas Heard
Joe Maurath	Susan Jokerst
Erin P. Seele, Esq., City Attorney	
Jane Hungler, City Clerk	
Nikki Finkbiner, City Administrator	