

TENTATIVE AGENDA  
CITY COUNCIL MEETING  
Via WebEx from the COUNCIL CHAMBERS  
9119 LACKLAND RD., OVERLAND, MO 63114  
MONDAY, MAY 10, 2021 AT 6:00 P.M.

**6:00 P.M. – CITY COUNCIL MEETING**

1. CALL TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE
4. REMEMBRANCE OF OUR SERVICE MEN AND WOMEN
5. COMMUNITY ANNOUNCEMENTS
6. APPROVAL OF MINUTES
7. APPROVAL OF BILLS
8. REPORT OF THE CITY CLERK
9. REPORT OF THE CITY ATTORNEY
  - Resolutions
    - R2021-27 – Rejection of Bids – Removal of Whirlpool at Overland Community Center
  - Ordinances
    - Bill 08-2021 – Sleeping or Residing in Motor Vehicle Prohibited
    - Bill 09-2021 – Temporary Uses – Portable Storage Containers and Temporary Dumpsters
10. STAFF REPORTS
11. REPORT OF THE CITY COUNCIL
12. REPORT OF THE MAYOR
13. ADJOURNMENT

**WORKSESSION *immediately following the regular City Council Meeting***

1. FY2021/2022 – Budget Review – All Funds

**EXECUTIVE SESSION *immediately following the regular City Council Worksession***

1. Legal, in accordance with RSMo 610.021(1)

*For Community Announcements and Residents Comments, Requests to Address the Council form must be completed and turned in to Mayor or City Clerk prior to the start of the City Council Meeting.*

THE MINUTES OF THE 1613<sup>th</sup>  
MEETING OF THE CITY COUNCIL  
OF THE CITY OF OVERLAND, MISSOURI,  
HELD ON APRIL 26, 2021, AT 6:00 P.M.

**CALL TO ORDER**

Mayor Schneider called the meeting to order at 6:00 p.m.

**ROLL CALL**

Little	Owensby
Wroblewski	Jones
Fetsch – <i>excused</i>	Thomas – <i>excused</i>
Ridolfi	Palakarn

**PLEDGE OF ALLEGIANCE**

**REMEMBRANCE OF OUR SERVICE MEN AND WOMEN**

**COMMUNITY ANNOUNCEMENTS**

**APPROVAL OF MINUTES**

April 12, 2021 City Council Meeting

Councilman Owensby made a motion to approve the minutes from the April 12, 2021, City Council Minutes as distributed by the City Clerk before the meeting. Councilman Wroblewski seconded. The vote was polled as follows: Little – yes; Wroblewski – yes; Ridolfi – yes; Owensby – yes; Jones – yes; and Palakarn – yes. Motion carried.

April 12, 2021 City Council Work Session

Councilman Wroblewski made a motion to approve the minutes from the April 12, 2021, City Council Work Session as presented. Councilwoman Ridolfi seconded. The vote was polled as follows: Little – yes; Wroblewski – yes; Ridolfi – yes; Owensby – yes; Jones – yes; and Palakarn – yes. Motion carried.

**APPROVAL OF BILLS**

Councilman Owensby made a motion to approve the bills as presented Councilman Wroblewski seconded. The vote was polled as follows: Little – yes; Wroblewski – yes; Ridolfi – yes; Owensby – yes; Jones – yes; and Thomas – yes. Motion carried.

**REPORT OF THE CITY CLERK**

**REPORT OF THE CITY ATTORNEY**

**Resolutions**

- R2021-21 – Contract: Marquee Sign at Community Center  
Discussion took place regarding the price and reopening the bidding process for a larger sign.

Councilwoman Jones made a motion to reject R2021-21 and reopen the bidding process. Councilwoman Ridolfi seconded. Mayor Schneider polled the vote as follows: Little – yes; Wroblewski – yes; Ridolfi – yes; Owensby – yes; Jones – yes; and Palakarn – yes. Motion carried.

- R2021-25 – Contract: Body and In-Car Cameras  
Councilman Owensby made a motion to approve R2021-25 as presented. Councilwoman Jones seconded. Mayor Schneider polled the vote as follows: Little – yes; Wroblewski – yes; Ridolfi – yes; Owensby – no; Jones – yes; and Palakarn – yes. Motion carried.
- R2021-26 – Acceptance of the Certified General Municipal Election Results  
Councilman Owensby made a motion to approve R2021-26 as presented. Councilwoman Ridolfi seconded. Mayor Schneider polled the vote as follows: Little – yes; Wroblewski – yes; Ridolfi – yes; Owensby – yes; Jones – yes; and Palakarn – yes. Motion carried.

### **RECOGNITION OF COUNCIL MEMBERS**

#### **ADJOURNMENT SINE DIE**

Councilman Owensby made a motion to adjourn sine die. Councilman Little seconded. Mayor Schneider polled the vote as follows: Little – yes; Wroblewski – yes; Ridolfi – yes; Owensby – yes; Jones – yes; and Palakarn – yes. Motion carried.

#### **OATH OF OFFICE FOR NEWLY ELECTED OFFICIALS**

City Clerk Burton gave the oath of office to the newly elected officials.

#### **CALL TO ORDER**

Mayor Schneider called the meeting to order at 6:19 p.m.

#### **ROLL CALL**

Little	Owensby
Wroblewski	Jones
Lanham	Bennett
Ridolfi	Palakarn

### **STAFF REPORT**

#### **REPORT OF THE CITY COUNCIL**

##### **Appointment of Mayor Pro Tem**

Councilman Wroblewski made a motion to appoint Councilman Marty Little Mayor Pro Tem. Councilwoman Jones seconded. Mayor Schneider polled the vote as follows: Little – yes; Wroblewski – yes; Lanham – yes; Ridolfi – yes; Owensby – no; Jones – yes; Palakarn – yes; and Bennett – yes. Motion carried.

## **REPORT OF THE MAYOR**

### **Appointments**

- **Board of Adjustment** – Jeff O’Connell, term expiring April 2026  
Councilwoman Ridolfi made a motion to approve the appointment of Jeff O’Connell to the Board of Adjustment. Councilman Wroblewski seconded. Mayor Schneider polled the vote as follows: Little – yes; Wroblewski – yes; Lanham – yes; Ridolfi – yes; Owensby – no; Jones – yes; Palakarn – yes; and Bennett – yes. Motion carried.
- **Planning & Zoning** – Ken Owensby, Council Representative, term expiring April 2022  
Councilwoman Ridolfi made a motion to approve the appointment of Councilman Ken Owensby to the Planning & Zoning Commission. Councilwoman Jones seconded. Mayor Schneider polled the vote as follows: Little – yes; Wroblewski – yes; Lanham – yes; Ridolfi – yes; Owensby – yes; Jones – yes; Palakarn – yes; and Bennett – yes. Motion carried.
- **Planning & Zoning** – Jim Wade, term expiring April 2025  
Councilman Owensby made a motion to approve the appointment of Jim Wade to the Planning & Zoning Commission. Councilman Wroblewski seconded. Mayor Schneider polled the vote as follows: Little – yes; Wroblewski – yes; Lanham – yes; Ridolfi – yes; Owensby – yes; Jones – yes; Palakarn – yes; and Bennett – yes. Motion carried.
- **Human Rights** – Shirley Needy, term expiring April 2024  
Councilman Owensby made a motion to approve the appointment of Shirley Needy to the Commission on Human Rights. Councilman Little seconded. Mayor Schneider polled the vote as follows: Little – yes; Wroblewski – yes; Lanham – yes; Ridolfi – yes; Owensby – yes; Jones – yes; Palakarn – yes; and Bennett – yes. Motion carried.
- **Human Rights** – Eedie Cuminale, term expiring April 2024  
Councilman Little made a motion to approve the appointment of Eedie Cuminale to the Commission on Human Rights. Councilman Wroblewski seconded. Mayor Schneider polled the vote as follows: Little – yes; Wroblewski – yes; Lanham – yes; Ridolfi – yes; Owensby – no; Jones – yes; Palakarn – yes; and Bennett – yes. Motion carried.

### **ADJOURNMENT**

Councilman Owensby made a motion to adjourn from the regular Council Meeting. Councilwoman Jones seconded. Mayor Schneider polled the vote as follows: Little – yes; Wroblewski – yes; Lanham – yes; Ridolfi – yes; Owensby – yes; Jones – yes; Palakarn – yes; and Bennett – yes. Motion carried.

ATTEST:

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MAYOR

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CITY CLERK

City of Overland  
 Report of Prior Paid Invoices  
 For Invoices Paid Prior to  
 05-10-21 Council Meeting

Check Date	Bank	Check	App	Vendor	Vendor Name	Description	Amount
04/28/2021	01N	25564	AP	000175	AMEREN MISSOURI (01068)	PD/ST/CH-ELECTRIC SERVICE	1,941.23
04/28/2021	01N	25565	AP	008680	MISSOURI AMERICAN WATER	CH-WATER SERVICE	160.41
04/28/2021	01N	25566	AP	000777	METROPOLITAN ST. LOUIS	CH-WASTEWATER SERVICE	146.68
04/28/2021	01N	25567	AP	007237	SPECTRUM	AM/CD/CT/PD-TELEPHONE SERVICE	624.23
04/29/2021	01N	25568	AP	007237	SPECTRUM	PD-TV/SERVICES	107.79
04/29/2021	01N	25569	AP	007483	VERIZON WIRELESS	PD-CELL PHONES	1,407.29
05/05/2021	01N	25570	AP	004678	DEPARTMENT OF REVENUE (POST)	AM-APRIL 2021 COURT COSTS	128.00
05/05/2021	01N	25571	AP	002176	DWI/DRUG ENFORCEMENT FUND	AM-APRIL 2021 COURT FINES	146.13
05/05/2021	01N	25572	AP	007750	INMATE SECURITY FUND	AM-APRIL 2021 COURT FINES	127.99
05/05/2021	01N	25573	AP	004677	MO DEPT. OF REVENUE (CVC)	AM-APRIL 2021 COURT FINES	460.75
05/05/2021	01N	25574	AP	005112	SAM'S CLUB/SYNCHRONY BANK	ST-BOTTLED/WATER/GARAGE	412.48
05/05/2021	01N	25575	AP	007483	VERIZON WIRELESS	AM/MS/CD/MS/ST/CT-MOBILEPHONES	1,088.05
05/07/2021	01N	25576	AP	006482	LEN'S AUTO REPAIR	ST-REPLACE/THROTTLE BODY/T-6	1,988.19
04/30/2021	01N		PR			APRIL 30, 2021 MONTHLY PAYROLL	6,761.13
05/03/2021	01N	77694	PR	NU PENSION	OVERLAND PENSION FUND		9,006.79
						May 07, 2021 BI-WEEKLY PAYROLL	128,674.12
05/03/2021	01N	EFT1115(E)	PR	IRS	INTERNAL REVENUE SERVICE		11,835.97
05/03/2021	01N	EFT1116(E)	PR	SITW	MISSOURI DEPARTMENT OF REVENUE		2,345.00
04/30/2021	01N	EFT1117(E)	PR	IRS	INTERNAL REVENUE SERVICE		1,409.83
04/30/2021	01N	EFT1118(E)	PR	SITW	MISSOURI DEPARTMENT OF REVENUE		159.00
05/07/2021	01N	EFT1119(E)	PR	IRS	INTERNAL REVENUE SERVICE		43,660.87
05/07/2021	01N	EFT1120(E)	PR	SITW	MISSOURI DEPARTMENT OF REVENUE		5,753.00
<b>Paid Prior General Fund Total</b>							<b>\$218,344.93</b>
04/28/2021	03	1733	AP	001836	J. SMITH PROPERTIES INC.	SLRP-GOTHLAND	8,400.00
05/05/2021	03	1734	AP	002141	FRED WEBER, INC	SLRP-2316 SPENCER	1,261.13
05/05/2021	03	1735	AP	006682	GATEWAY SEWER AND DRAIN	SLRP-9525 MIDLAND BLVD	1,517.50
05/05/2021	03	1736	AP	001836	J. SMITH PROPERTIES INC.	SLRP-10418 MADDOX	1,200.00
<b>Paid Prior Sewer Lateral Fund Total</b>							<b>\$12,378.63</b>
04/28/2021	05N	6074	AP	000175	AMEREN MISSOURI (01068)	AM-STREET/LIGHTING	69.92
<b>Paid Prior Capital Improvement Fund Total</b>							<b>\$69.92</b>
Bank 06 US Bank - Parks & Recreation							
04/28/2021	06	8076	AP	000175	AMEREN MISSOURI (01068)	PK-ELECTRIC SERVICE/WDSN/JACOBS/MYERS/LE	67.28
04/28/2021	06	8077	AP	000777	METROPOLITAN ST. LOUIS	PK-WASTEWATER SERVICE/ERIK PLZ	30.84
04/28/2021	06	8078	AP	008680	MISSOURI AMERICAN WATER	CC-/CR-WATER SERVICE	299.97
04/28/2021	06	8079	AP	000777	METROPOLITAN ST. LOUIS	CC-WASTEWATER SERVICE	156.68
04/28/2021	06	8080	AP	007237	SPECTRUM	CC-TELEPHONE SERVICE	35.73
04/28/2021	06	8081	AP	007237	SPECTRUM	CC-CABLE/TV	198.78
05/05/2021	06	8082	AP	005112	SAM'S CLUB/SYNCHRONY BANK	CC/PK-SUPPLIES/SPRING/CLEAN UP/POOLS/202	200.24
05/05/2021	06	8083	AP	007483	VERIZON WIRELESS	CC-MOBILEPHONES	97.78
<b>Paid Prior Parks &amp; Recreation Fund Total</b>							<b>\$1,087.30</b>

**City of Overland**  
**Report of Disbursement Scheduled**  
**For Checks Dated 05-11-21**

<b>VENDOR</b>	<b>INVOICE NBR</b>	<b>DESCRIPTION</b>	<b>FUND</b>	<b>AMOUNT</b>
BYRNE & JONES CONSTR	1	ST-ROTOMILLING/WARD 1/3	CAPITAL IMPROVEMENT FUND	10,150.00
FRED WEBER, INC	12450875	ST-ASPHALT/POTHoles/WARD 2	CAPITAL IMPROVEMENT FUND	142.35
FRED WEBER, INC	12450874	ST-STONE/CONTAINMENT/AREA	CAPITAL IMPROVEMENT FUND	2,071.56
FRED WEBER, INC	12453019	ST--POTHoles/WARD 1	CAPITAL IMPROVEMENT FUND	113.88
KIENSTRA MATERIALS CO	229683	ST-CONCRETE/BLOCKS/CONTAINMENT/AREA	CAPITAL IMPROVEMENT FUND	3,300.00
KNAPHEIDE TRUCK EQ CENTER	SKH42532	ST-NEW/SNOW/PLOW/T-13	CAPITAL IMPROVEMENT FUND	6,282.00
LANDVATTER READY MIX INC	203894	ST-SIDEWALKS/WARD 3	CAPITAL IMPROVEMENT FUND	556.99
LANDVATTER READY MIX INC	204120	ST-SIDEWALKS/WARD 3	CAPITAL IMPROVEMENT FUND	491.04
LOU FUSZ DODGE	04-20-21/R2021-03	PD-PURCHASE/NEW/DURANGO/R2021-03	CAPITAL IMPROVEMENT FUND	34,519.00
LOU FUSZ DODGE	04-20-21/R201-03	PD-PURCHASE/NEW DURANGO/R2021-03	CAPITAL IMPROVEMENT FUND	34,519.00
SHI INTERNATIONAL CORP	B13388929	MS-DESKTOP/COMPUTERS	CAPITAL IMPROVEMENT FUND	9,411.50
			<b>CAPITAL IMPROVEMENT FUND TOTAL</b>	<b>\$101,557.32</b>
AL'S AUTOMOTIVE SUPPLY	09RK8075	ST-REPLACE/BATTERY/SMALL/GENERATOR	GENERAL FUND	45.99
AL'S AUTOMOTIVE SUPPLY	09RK8087	ST-REPLACE/BATTERY/MOWER/#3	GENERAL FUND	82.99
AL'S AUTOMOTIVE SUPPLY	09RK7888	ST-SUPPLIES/LAWN/MOWERS	GENERAL FUND	95.88
AL'S AUTOMOTIVE SUPPLY	09RK7807	ST-REPLACE/FILTERS/TR3	GENERAL FUND	131.00
AL'S AUTOMOTIVE SUPPLY	09RK7806	ST-REPLACE/FILTER/AIR/TR4	GENERAL FUND	16.25
AL'S AUTOMOTIVE SUPPLY	09RK7805	ST-REPLACE/FILTERS/TR13	GENERAL FUND	53.74
AL'S AUTOMOTIVE SUPPLY	09RK7804	ST-DIESEL/FLUID/FLEET	GENERAL FUND	167.88
AL'S AUTOMOTIVE SUPPLY	09RK8082	PD-REPLACE/BATTERY/CAR 9	GENERAL FUND	129.99
AL'S AUTOMOTIVE SUPPLY	09RK7808	ST-CABIN/FILTERS/BRAKE/PAD/CHARGERS	GENERAL FUND	189.38
AMERICAN CARNIVAL MART	I-01018760	AM-TABLECOVERS/RECEPTION/COUNCIL	GENERAL FUND	42.86
ARMSTRONG TEASDALE LLP	2672815	AM-PROFESSIONAL/SERV/OVERLAND/PLAZA REDEVELOPMENT	GENERAL FUND	1,472.50
ASSOCIATED VETERINARY	720380	PD-MEDICATION/596	GENERAL FUND	125.39
AT&T (5001)	04-19/-5-18-21	AM/PD-TELEPHONE SERVICE	GENERAL FUND	185.55
BEELMAN LOGISTICS LLC	782451	ST-SALT/STREETS	GENERAL FUND	447.93
BS&A SOFTWARE	134893	MS-ANNUAL/GL/AP/MR/PR/HR/TIME/BUS LIC/SERV/SUPPORT/FEE	GENERAL FUND	12,917.00
CAROL'S CORNER	005441	PD-PLANT/FUNERAL	GENERAL FUND	64.95
CAROL'S CORNER	005443	PD-PLANT/DELIVERY/FUNERAL	GENERAL FUND	15.00
CAROL'S CORNER	005455	PD-PLANT/FUNERAL	GENERAL FUND	89.00
CITY OF CHESTERFIELD	ING5841-119	ST-SALT/STREETS	GENERAL FUND	13,174.76
CIVIC PLUS	212259	AM-FEE/HOSTING/SUPPORT	GENERAL FUND	6,321.60
CUSTOM HOME ELEVATORS	04-15-21	PD-REPAIRS/CHAIRLIFT	GENERAL FUND	290.00
DENNIS H HAGEMAN	MAY 2021	AM-BOARD OF ADJUSTMENT	GENERAL FUND	85.00
FASTENAL	MOSL870616/S/H DUE	ST-BOLTS/S&H/WATER/TANK	GENERAL FUND	257.20
FASTENAL	MOSL870615	ST-BOLTS/HANDICAP/PLATE	GENERAL FUND	75.50
FASTENAL	MOSL870598	ST-REPLACE/NUTS/SNOW PLOWS	GENERAL FUND	23.80
FIRST QUALITY DRY CLEANER	04-22-21	PD-DRY CLEANING	GENERAL FUND	152.30
GENESIS PHARMACY SERVICES	318767	PD-MEDICATION/596	GENERAL FUND	201.24
GERLING & SONS INC	04-27-21	ST-WELDING/T-20	GENERAL FUND	30.00
HUGHES CUSTOMAT INC	80067	PD-MATS	GENERAL FUND	48.75

**City of Overland**  
**Report of Disbursement Scheduled**  
**For Checks Dated 05-11-21**

<b>VENDOR</b>	<b>INVOICE NBR</b>	<b>DESCRIPTION</b>	<b>FUND</b>	<b>AMOUNT</b>
INTERNATIONAL ASSOC. FOR	M21-C663036	PD-RENEW/MEMBERSHIP/514	GENERAL FUND	50.00
INTERNATIONAL ASSOC. FOR	M21-C594398	PD-RENEW/MEMBERSHIP/492	GENERAL FUND	50.00
JEFFREY O'CONNELL	MAY 2021	AM-BOARD OF ADJUSTMENT	GENERAL FUND	85.00
JOHN E. REID AND ASSOCIATES INC.	DD8A582C-001	PD-TRAINING/597	GENERAL FUND	575.00
JON H SEAL	MAY 2021	AM-BOARD OF ADJUSTMENT	GENERAL FUND	85.00
LEON UNIFORM COMPANY INC.	524060	PD-UNIFORM/PANTS/551	GENERAL FUND	134.98
LEON UNIFORM COMPANY INC.	524035	PD-UNIFORM/HOLDERS/551	GENERAL FUND	27.50
LEON UNIFORM COMPANY INC.	522341-02	PD-UNIFORM/HOLDERS/DEPT	GENERAL FUND	116.50
MATTHEW E KURTZ NURSERY	32115	ST-MULCH	GENERAL FUND	800.00
MC CLAIN RADAR SERVICE	4443	PD-CERTIFICATIONS/RADAR/OPD/CAR 7/CAR 12	GENERAL FUND	80.00
MICHAEL D FERREN	MAY 2021	AM-PLAQUES/INCOMING/COUNCIL	GENERAL FUND	85.00
MILBRADT LAWN EQUIPMENT CO.	979055	ST-REPLACE/FUEL CAP/CURB/MACHINE	GENERAL FUND	13.41
MISSOURI DIVISION OF FIRE	04-27-21	PD-STATE/INSPECTION/CHAIR/LIFT	GENERAL FUND	25.00
MISSOURI LAWYERS MEDIA	745031329	AM-BIDS	GENERAL FUND	61.60
MISSOURI LAWYERS MEDIA	745042460	BA-PHN	GENERAL FUND	18.56
OFFICE SOURCE	550757-0	CT-SUPPLIES/OFFICE	GENERAL FUND	67.98
OVERLAND HARDWARE CO.	17207	ST-REAR/BRUSH/SWEEPER	GENERAL FUND	10.17
OVERLAND HARDWARE CO.	17258	ST-PAINT/BRUSHES	GENERAL FUND	6.49
OVERLAND HARDWARE CO.	17209	ST-MARKER	GENERAL FUND	1.69
OVERLAND HARDWARE CO.	17165	ST-BOLTS/SWEEPER	GENERAL FUND	7.74
OVERLAND TRAILER	04-27-21	ST-REPLACEMENT/BALL/TRLR/GARAGE	GENERAL FUND	14.95
PEARL SOLUTIONS GROUP	355760	MS-O365/AGREEMENT/EXCHANGE/PLAN/LICENSE	GENERAL FUND	680.00
POMP'S TIRE SERVICE, INC.	1170061140	ST-REPLACE/TIRE/TR-6	GENERAL FUND	195.98
POP'S AUTO REPAIR LLC	032110	PD-REPLACE/BULB/D1	GENERAL FUND	60.79
POP'S AUTO REPAIR LLC	032080	PD-STARTER/T1	GENERAL FUND	550.00
POP'S AUTO REPAIR LLC	32023	PD-MOUNT/ENGINE/OPD9	GENERAL FUND	466.05
POP'S AUTO REPAIR LLC	032083	PD-BULB/OPD5	GENERAL FUND	60.79
POP'S AUTO REPAIR LLC	032081	PD-BULB/PIGTAIL/OPD-8	GENERAL FUND	100.03
POP'S AUTO REPAIR LLC	32096	PD-HEADLIGHT-S2	GENERAL FUND	60.79
POP'S AUTO REPAIR LLC	32120	PD-REPLACE/WATERPUMP/OPD6	GENERAL FUND	394.95
POP'S AUTO REPAIR LLC	32135	PD-BULB/LF/TURN/SIGNAL/C1	GENERAL FUND	60.79
REINHOLD ELECTRIC	229028	ST-REPAIR/SIGNAL/WOODSON/LACKLAND	GENERAL FUND	1,412.80
REJIS COMMISSION	459516	CT-REJIS/USAGE	GENERAL FUND	832.81
REJIS COMMISSION	459555	PD-REJIS/USAGE/TERMINAL	GENERAL FUND	7,922.51
ROBERT ASTON	MAY 2021	AM-BOARD OF ADJUSTMENT	GENERAL FUND	85.00
ROCK ROAD ANIMAL HOSPITAL	603196	PD-MEDICATION/CONSULT/596	GENERAL FUND	255.20
SHERWIN WILLIAMS CO	2171-5	CH-PAINT/CONFERENCE/ROOM/CD	GENERAL FUND	56.48
SHINING STAR COMMERCIAL	05-10-21	CH-MAINTENANCE	GENERAL FUND	1,097.78
ST LOUIS AREA POLICE CHIEFS ASSOC	01-01-21	PD-DUES/YEARLY	GENERAL FUND	50.00
ST. LOUIS COUNTY TREASURER	132204	PD-TUITION	GENERAL FUND	6,750.00
STAPLES BUSINESS ADVANTAGE (660409 3475313531		AM-BUSINESS CARDS/COUNCIL	GENERAL FUND	15.69



**City of Overland**  
**Report of Disbursement Scheduled**  
**For Checks Dated 05-11-21**

<b>VENDOR</b>	<b>INVOICE NBR</b>	<b>DESCRIPTION</b>	<b>FUND</b>	<b>AMOUNT</b>
STAPLES BUSINESS ADVANTAGE (660409 3475313535		AM-SUPPLIES/COUNCIL	GENERAL FUND	73.57
STAPLES BUSINESS ADVANTAGE (660409 3476077452		AM-SUPPLIES/COUNCIL	GENERAL FUND	14.78
STAPLES BUSINESS ADVANTAGE (660409 3476077463		AM-SUPPLIES/COUNCIL	GENERAL FUND	14.78
STAPLES BUSINESS ADVANTAGE (660409 3476077471		AM-BUSINESS CARDS/COUNCIL	GENERAL FUND	15.69
STARBEAM SUPPLY CO	405459	PD-BULBS/LIGHT/LED	GENERAL FUND	171.25
SUMNER ONE/DATAMAX	2849368	AM/CD/CT/PD-COPIER/OVERAGES	GENERAL FUND	378.28
SYDENSTRICKER NOBBE PARTNERS	9521395	ST-BEARING/HUB/BROOM/ST/SUPPLIES	GENERAL FUND	1,483.41
SYDENSTRICKER NOBBE PARTNERS	9517173	ST-LATCH/MOWER/2/4	GENERAL FUND	26.28
VEHICLE IMPROVEMENT PRODUCTS	INV000031202	PD-REPLACE/LIGHT/BAR/SIREN/K9-1	GENERAL FUND	2,259.00
VEHICLE IMPROVEMENT PRODUCTS	INV000031196	PD-REPAIR/SPOTLIGHT/OPD7	GENERAL FUND	192.12
VEHICLE IMPROVEMENT PRODUCTS	INV000031220	PD-REPLACE/SPOTLIGHT/S1	GENERAL FUND	191.38
W & S PUBLISHERS	04-22-21	AM-ADS	GENERAL FUND	290.00
WINDSTREAM COMMUNICATIONS	73708098	AM/CD/CT/PD-TELEPHONE/SERVICE	GENERAL FUND	380.18
WOLTMAN TROPHIES & AWARDS	39282	AM-PLAQUES/COUNCIL	GENERAL FUND	225.00
WOLTMAN TROPHIES & AWARDS	39109	AM-PLAQUES/OUTGOING/COUNCIL	GENERAL FUND	130.00
RICK BELCHER	2020		GENERAL FUND	62.82
PAULA BROWN	2020		GENERAL FUND	37.85
DENNIS R GALLAGHER	2020		GENERAL FUND	108.34
HARRIET HERTWECK	2020		GENERAL FUND	54.98
BARBARA J JAMES	2020		GENERAL FUND	75.98
PHYLLIS M KUECK	2020		GENERAL FUND	10.76
JEANNE KURLANDSKI	2020		GENERAL FUND	2.33
LAWRENCE V LEEMAN	2020		GENERAL FUND	44.52
ROBERT S MILLER	2020		GENERAL FUND	90.39
CAROL OLDANI	2020		GENERAL FUND	51.86
STEVEN MARK ROBINSON-WORLEY	2020		GENERAL FUND	70.80
GAIL M TATE	2020		GENERAL FUND	73.28
KENNETH VANNOY	2020		GENERAL FUND	55.87
TOM YATES	2020		GENERAL FUND	59.42
ALBERTA APPELBAUM	2020		GENERAL FUND	72.16
LADONNA BEAL	2020		GENERAL FUND	45.36
RICHARD BIELEN	2020		GENERAL FUND	74.02
MARILYN BIRDSONG	2020		GENERAL FUND	34.56
TIMOTHY A BOEHM	2020		GENERAL FUND	93.55
PHYLISS M CISZEWSKI	2020		GENERAL FUND	42.16
ARLENE COULTER	2020		GENERAL FUND	68.89
BETTY DICKEY	2020		GENERAL FUND	89.77
HARRY DANIEL JR	2020		GENERAL FUND	42.25
FERN D DONAHUE	2020		GENERAL FUND	63.28
PATRICIA ENLOE	2020		GENERAL FUND	44.48
CAROLE FITZGERALD	2020		GENERAL FUND	34.78

City of Overland  
 Report of Disbursement Scheduled  
 For Checks Dated 05-11-21

VENDOR	INVOICE NBR	DESCRIPTION	FUND	AMOUNT
MIKE GABRIEL	2020		GENERAL FUND	169.07
MERLE GORDON	2020		GENERAL FUND	69.10
GUDRUN GRACE	2020		GENERAL FUND	85.73
BERTHA GRAELER	2020		GENERAL FUND	44.91
DAWANDA GRAHAM	2020		GENERAL FUND	28.34
AHRON GREER	2020		GENERAL FUND	39.38
MICHAEL GUILL	2020		GENERAL FUND	29.37
PATRICIA HEADY	2020		GENERAL FUND	42.92
THEODORE HEADY	2020		GENERAL FUND	41.48
LADONNA J HOUSTON	2020		GENERAL FUND	48.59
MARLENE KIRN	2020		GENERAL FUND	65.42
ALLAN B LAUBE	2020		GENERAL FUND	49.06
THOMAS MARTIN	2020		GENERAL FUND	58.93
SHIRLEY A MOHR	2020		GENERAL FUND	41.04
DIANE NAVO	2020		GENERAL FUND	45.81
SANDRA M PORTER	2020		GENERAL FUND	40.95
PATRICIA A POUNDS	2020		GENERAL FUND	49.24
EVELYN RABY	2020		GENERAL FUND	104.83
FRANCES L RETHMEYER	2020		GENERAL FUND	63.54
RITA M RICHARD	2020		GENERAL FUND	50.39
CINDY RICHMOND	2020		GENERAL FUND	55.41
JOAN M SCHNEIDER	2020		GENERAL FUND	73.81
MARY SCOTT	2020		GENERAL FUND	59.25
BILLY W SHAW	2020		GENERAL FUND	71.64
STEVEN SIMMONS	2020		GENERAL FUND	31.05
JOHN STOCK	2020		GENERAL FUND	46.31
DARRELL J STONEBARGER	2020		GENERAL FUND	44.92
THOMAS TAYLOR	2020		GENERAL FUND	49.59
ANITA TISSI	2020		GENERAL FUND	62.95
HELEN WATSON	2020		GENERAL FUND	58.87
AGNES WILSON	2020		GENERAL FUND	43.28
RONALD E WRIGHT	2020		GENERAL FUND	36.71
			<b>GENERAL FUND TOTAL</b>	<b>\$69,510.51</b>
ACE FITNESS SERVICES, LLC	3452	CC-PREV/MAINT/FITNESS/MACHINE	PARKS & RECREATION FUND	465.00
DIVISION EMPLOYMENT SECURITY	05-30179-0-00/04-23	CC-2021/CARES ACT/ADJUSTMENT	PARKS & RECREATION FUND	35.50
MERIDIAN SUPPLY	448032	CC-SUPPLIES/SPECIAL/EVENT	PARKS & RECREATION FUND	23.98
MIRACLE SUPPLY COMPANY INC	5057824	PK-REPAIR/TOILET/MYERS	PARKS & RECREATION FUND	441.43
OVERLAND HARDWARE CO.	17158	CC-SUPPLIES/MAINTENANCE	PARKS & RECREATION FUND	39.44
OVERLAND HARDWARE CO.	17188	PK-KEYS/RR/PARKS	PARKS & RECREATION FUND	5.18
R & R CONTRACTING SERVICES INC	0000256772	PK-PORTABLE/RR/MYERS	PARKS & RECREATION FUND	105.00
R & R CONTRACTING SERVICES INC	0000256771	PK-PORTABLE/RESTROOM/WOODSON	PARKS & RECREATION FUND	45.00

City of Overland  
 Report of Disbursement Scheduled  
 For Checks Dated 05-11-21

VENDOR	INVOICE NBR	DESCRIPTION	FUND	AMOUNT
ROYAL PAPERS INC	L111459	PK-SUPPLIES/RR/LEGION	PARKS & RECREATION FUND	32.06
SHERWIN WILLIAMS CO	1906-5	CC-PAINT/TOUCH/UP/DOORS	PARKS & RECREATION FUND	37.68
SUMNER ONE/DATAMAX	2849368PK	PK-COPIER/OVERAGES	PARKS & RECREATION FUND	41.26
W & S PUBLISHERS	04-22-21PK	CC-ADS/EMPLOYMENT/EVENTS	PARKS & RECREATION FUND	185.00
WHOLESALE PLUMBING SUPPLY CO	S3096814.001	PK-REPLACE/TOILET/MYERS	PARKS & RECREATION FUND	123.31
WINDSTREAM COMMUNICATIONS	73708098PK	CC-TELEPHONE/SERVICE	PARKS & RECREATION FUND	45.40
			<b>PARKS &amp; RECREATION FUND TOTAL</b>	<b>\$1,625.24</b>



# Memorandum

Date: 05/06/2021  
To: Mayor, City Council  
Cc: City Administrator  
From: Melissa J. Burton, City Clerk  
RE: City Clerk's Report

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## **Planning & Zoning Commission**

The following item was recommended for approval at the April 27, 2021 Planning & Zoning Commission Meeting:

- 2336 Woodson Road – Conditional Use Permit/Site Plan Review – dine in restaurant offering drive thru and carryout (Kitchen 95)
  - Days and hours of operation:
    - Monday through Saturday
    - 11:00 a.m. – 9:00 p.m.
  - Total number of employees: two (2) employees, owner/operated.
  - Outside storage is prohibited.
  - There will be no company owned vehicles on-site overnight.

If the City Council takes no action, the Conditional User Permit will be approved.

## **Municipal League of Metro St. Louis Installation Dinner**

If you plan to attend the Installation Dinner on Thursday, May 27, 2021, responses are due to my office by Friday, May 21, 2021.



May 05, 2021

Honorable Mike Schneider, Mayor  
Members of the Overland City Council  
9119 Lackland Road  
Overland, Missouri 63114

Subject: Conditional Use Permit/ Site Plan Review  
2336 WOODSON RD; Kitchen 95

Dear Mayor and Members of the Council:

Pursuant to the provisions of Article X. Conditional Uses of the Zoning Code of the City of Overland, the Planning and Zoning Commission conducted a Public Hearing on the above referenced Application filed by *Hsien Chung Hsia & Vicki Lin* for the property located at *2336 Woodson Road*. After hearing the evidence, it was the Commission's decision to recommend **approval** of a Site Plan and Conditional Use Permit for the above referenced premises. In reaching this conclusion, the Commission considered all of the information and found as follows:

#### **FINDINGS**

- The property is zoned "C-2" General Commercial.
- The property is located in the East Midland Planning District.
- The property is currently owned by Golden Stone LP.
- The application is for a restaurant offering dine in, drive thru, and carry out services.
- Applicant does not intend to sell liquor from this location.

#### **CONCLUSIONS**

The Commission has concluded that the applications be approved, based on the above findings with the following conditions:

- Hours of operation – 11:00 am to 9:00 pm.
- Days of operation – Monday through Saturday. Closed Sunday.
- Total number of employees – Two (2) employees, owner/operated.
- Outside storage is prohibited.
- There will be no company owned vehicles on-site overnight.

Respectfully Submitted,

Beth Ruckman, Chairman  
Planning & Zoning Commission

As prepared by: Kadi Sanders, Planning & Zoning Coordinator



## Planning & Zoning Commission

### Agenda Summary

Date: Monday, May 5, 2021

To: Members of Overland City Council  
Mayor Schneider  
Jason McConachie, City Administrator  
Melissa Burton, City Clerk

From: Kadi Sanders  
RE: Planning & Zoning Agenda Summary  
Tuesday, May 25, 2021

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The Planning & Zoning Commission of the City of Overland will hold their regularly scheduled meeting Tuesday, May 25, 2021 at 6:00pm in Council Chambers to discuss the following items:

- Conditional Use Permit/Site Plan Approval – 10262 Page Ave – *Natosha Snowden* is requesting approval to operate an adult day center. The business name is Daisyz Adult Day Center LLC. The property is zoned “C-2” General Commercial. The properties to the North and West are zoned “PD-C”, the property to the East is zoned “C-2” and the property to the South is zoned “M-1”. This business was previously located in this same unit/location in 2015 but closed.
- Site Plan Review – 9636 Midland Blvd – *Dave Lueker of Vance Engineering* on behalf of *Bright Start Academy* is requesting approval of a site plan in conjunction to construction of a new building. Bright Start Academy intends to purchase the lot to the West of their existing location and construct a building addition and an additional parking area.

A findings report will be furnished to the City Council following the hearing. If you have questions regarding this hearing or would like to review materials or submitted documents please do not hesitate to contact me at 314.428.4677 or via email at [ksanders@overlandmo.org](mailto:ksanders@overlandmo.org).

## **R E S O L U T I O N 2021-27**

### **REJECTION OF ALL BIDS SUBMITTED IN RESPONSE TO THE RFP ISSUED FOR THE REMOVAL OF THE WHIRLPOOL AT THE OVERLAND COMMUNITY CENTER**

**WHEREAS**, On February 22, 2021, the City Council, via R2021-09 amended the FY 2020/2021 Park Improvement Fund Budget to include an appropriation of \$10,000.00 for costs associated with the removal of the whirlpool at the Overland Community Center; and

**WHEREAS**, the City of Overland advertised for and received sealed bids for the removal of the whirlpool at the Overland Community Center in accordance with Section 100.140 of the Municipal Code with the following results;

<b>Contractor</b>	<b>Bid Amount</b>
Kendall, LLC	\$10,180.70
Westport Pools	\$15,000.00
Hof Construction Inc.	\$17,100.00
A. Eilers Construction	\$22,892.00

**WHEREAS**, upon review of the above noted proposals and associated costs, City Staff have determined that said costs exceed the expected costs of the City utilizing its own personnel to undertake the project; and

**WHEREAS**, for the reasons noted above, City Staff is recommending that all bids received in response to Bid Package: 2021-06 be rejected; and

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF OVERLAND, MISSOURI, AS FOLLOWS:**

**THAT**, the City Council hereby rejects any and all bids submitted in response to Bid Package: 2021-06; and

PASSED AND APPROVED this 10<sup>th</sup> day of May 2021.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
Date of Approval

ATTEST:

\_\_\_\_\_  
CITY CLERK

Sponsored by: City Staff  
Co-Sponsored by: City Staff

Bill No. 08-2021  
Ordinance No. 2021-

AN ORDINANCE AMENDING TITLE III, TRAFFIC CODE, CHAPTER 300, OF THE CODE OF ORDINANCES OF THE CITY OF OVERLAND, MISSOURI, BY THE ADDITION OF CERTAIN PROVISIONS RELATED TO THE PROHIBITION OF SLEEPING OR RESIDING IN A MOTOR VEHICLE

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OVERLAND, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

**Section 1:** That Title III, Chapter 300, General Provisions, is hereby amended by the addition of the following section:

**Section 300.030 Sleeping or Residing in Motor Vehicle Prohibited.**

A. *Prohibitions.* No person shall allow:

1. Anyone to occupy a motor vehicle as a residence or use a motor vehicle for a sleeping room when the motor vehicle is not moving.
2. Any vehicle described in Subsection (A)(1) of this Section to occupy real estate owned or leased in the City.
3. Any vehicle described in Subsection (A)(1) of this Section to occupy any street, alley, or Municipal Parking Lot.
4. Any vehicle owned by a person to be used as a residence or sleeping room.

B. *Penalty.* Any person violating any provision of this Section shall be subject to the penalty provided in Section **100.150** of this Code.

**Section 2:** That said Chapter 300 in all of its other provisions and as herein amended shall remain in full force and effect.

**Section 3:** This ordinance shall be in full force and effect from and after its passage and approval according to law.

PASSED this 10<sup>th</sup> day of May 2021.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
Date of Approval

ATTEST:



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CITY CLERK

Sponsored by: City Staff  
Co-Sponsored by: City Staff

Bill No. 09-2021  
Ordinance No. 2021-

AN ORDINANCE AMENDING ARTICLE V. SUPPLEMENTARY DISTRICT REGULATIONS, SECTION 400.340 TEMPORARY USES OF THE CODE OF ORDINANCES OF THE CITY OF OVERLAND, MISSOURI, BY THE DELETION AND ADDITION OF CERTAIN PROVISIONS RELATED TO TEMPORARY USES

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF OVERLAND, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

**Section 1:** That Title III, Chapter 300, General Provisions, is hereby amended by the deletion of Section 400.340 Temporary Uses, in its entirety.

**Section 2:** That Title III, Chapter 300, General Provisions, is hereby amended by the enactment of a new Section 400.340 Temporary Uses, to read as follows;

**Section 400.340 Temporary Uses.**

- A. Temporary Use Permit. The Director of Public Works is authorized to issue a permit for the following listed temporary uses within any Zoning District provided it meets the requirements of this Section. The permit shall be issued for the specified period of time and shall contain health, safety and traffic regulations. The Director of Public Works may require such assurances or guarantees of compliance with conditions as is reasonable and appropriate under the circumstances. All temporary uses not listed in this Section, as well as any request for any extensions beyond the specified time limit set by this Chapter or the Director of Public Works, shall be automatically referred to the Planning and Zoning Commission for review and approval.
- B. Temporary Uses Permitted.
1. Christmas tree sales. Christmas tree sales in any commercial or industrial district for a period not to exceed sixty (60) days. Display of Christmas trees need not comply with the applicable yard setback requirements provided that no display will encroach within the required yard setback for any district and no display or equipment shall be located within the thirty (30) foot sight triangle of a street or driveway intersection as defined in this Chapter.
  2. Contractor's office. Temporary buildings or trailers may be used as construction offices, field offices or for storage of materials to be used in connection with the development of said tract, provided that said temporary structures are removed from said tract within thirty (30) days after completion of the project development. Temporary buildings or trailers must also be removed from said tract within thirty (30) days after voluntary suspension of work on the project or development or after revocation of building permits, or on order by the Director of Public Works upon a finding by him/her that said temporary structure is

deemed hazardous to the public health and welfare. A bond in the amount of one thousand dollars (\$1,000.00) for their removal shall be posted with Overland.

3. Real estate offices. Temporary real estate offices or sales offices may be established in a display dwelling unit or temporary building. Said offices must be closed and the operation discontinued, and all temporary structures and facilities must be removed from the tract after the passage of thirty (30) days from the date of the last transaction after ninety percent (90%) of the development has been sold, rented, or leased. A bond in the amount of one thousand dollars (\$1,000.00) guaranteeing removal of any such temporary structure or facility shall be posted with Overland prior to commencement of use.
4. Temporary outdoor retail sales and displays. The temporary sale or display of goods or merchandise outdoors of a permanent place of business, by that business, for a period of greater than seven (7) days in duration, or greater in occurrence than four (4) times a year may be permitted provided that the goods or merchandise offered for sale shall not be placed in such a fashion as to occupy any required parking space, extend into any required yard setback, or obstruct the thirty (30) foot sight triangle of any driveway access or public street. Please note, "sidewalk sales" conducted outdoors of a permanent place of business, by that business for a period of seven (7) days or less, and which do not occur more often than four (4) times a year, shall be permitted without special approval by the Planning and Zoning Commission.
5. Temporary parking facilities. Recognizing that during certain seasons of the year temperature and/or weather conditions effectively prevent the surfacing of parking areas, the temporary use of gravel surfaced parking areas may be permitted for a specified period of time, provided that a bond or other form of surety acceptable to the City is provided to the City in the amount of one hundred percent (100%) of the estimated cost of the parking area improvement guaranteeing paving of the parking area for which the temporary permit is issued. In approving such a temporary permit, the Planning and Zoning Commission shall establish a deadline which is in its judgment is the shortest time period necessary to achieve the desired result.
6. Carnivals and circuses. A carnival or circus may be permitted in any Zoning District, but only upon approval of a conditional use permit in conformance with the requirements of Article X, and then only for a period that does not exceed one (1) week. Such use shall comply with the applicable yard setback requirements and shall not encroach within the required yard setback for the district in which it is located.
7. Disasters. A mobile home may be permitted as a temporary use for the purpose of providing a residential or non-residential structure following a disaster, such as a fire, windstorm or flood as declared by the Mayor of the City of Overland, provided that the mobile home is located to minimize its impact on adjacent

residential areas. Such mobile home shall be removed from its location within six (6) months after its original placement. However, the Commission may extend the period six (6) additional months upon showing of good cause by the owner.

8. Portable Storage Containers. Portable Storage Containers ("PSC") may be located within a residential district, as accessory use, subject to the following restrictions:
  - a. As used in this section, a Portable Storage Container ("PSC"), shall mean A transportable enclosure rented for use as temporary, on-site storage. Portable storage containers are also commonly referred to using the trade name "PODS".
  - b. Permit Required. Any owner or occupier of residential property who causes or allows a PSC to be parked, placed, or stored on a residential lot must obtain a permit from the City, on a form provided by the City, prior to the placement of the PSC.
  - c. Such permit shall authorize a PSC parked, placed, or stored within the City for up to thirty (30) days, provided that all setback and building line requirements are met and, provided further, that the PSC is placed on a paved surface or other surface approved by the Director of Community Development.
  - d. The Director of Community Development may permit the placement of a PSC on a driveway located in the front yard of a residence for a period not to exceed fifteen (15) days if the topography or dimensions of such lot do not allow for the PSC to be located within all setback and building lines.
  - e. The Director of Community Development may permit the placement of a PSC on a residential lot for more than thirty (30) days, subject to all building setback requirements, if the residence is under construction or reconstruction pursuant to a valid building permit or the if the lot owner has demonstrated that extenuating circumstances exist to justify the extension. Extenuating circumstances shall include, but are not limited to, disaster such as tornado, fire, flood, or earthquake.
  - f. Signs on any PSC shall not exceed two (2) in number nor more than six (6) square feet each and shall not exceed one (1) per side. In the event that an extension of the original temporary permit's time limit for placement of a PSC is granted by the Director of Public Works, all signs must be removed or obscured.
  - g. All PSCs must display a "placard" not to exceed one (1) square foot in area which shall be clearly visible from the right-of-way and that includes the PSC's serial/rental number, date of its placement on the lot, date that

removal is required and local telephone number of PSC provider and lot owner.

h. All PSCs must also meet the following requirements:

- 1) The PSC shall only be moved, loaded, or unloaded between the hours of 7:30 A.M. and 6:00 P.M. Monday through Saturday;
- 2) The PSC shall not be used for living quarters;
- 3) The PSC shall not be used to store flammables, explosives, firearms, or noxious chemicals;
- 4) The PSC shall not be externally illuminated or have any utilities connected to it; and
- 5) The PSC shall not exceed eighty (8) feet in height, eight (8) feet in width or twelve (12) feet in length.

9. Temporary Dumpsters. Temporary Dumpsters may be located within a residential district, as accessory use, subject to the following restrictions;

a. As used in this Section, a “Temporary Dumpster” shall mean “a large container which is used or intended for use as temporary disposal container”.

b. Permit Required. Any owner or occupier of residential property who causes or allows a Temporary Dumpster to be parked, placed, or stored on a residential lot must obtain a permit from the City, on a form provided by the City, prior to the placement of the PSC.

c. Such permit shall authorize a Temporary Dumpster parked, placed, or stored within the City for up to thirty (30) days, provided that all setback and building line requirements are met and, provided further, that the Temporary Dumpster is placed on a paved surface or other surface approved by the Director of Community Development.

d. The Director of Community Development may permit the placement of a Temporary Dumpster on a driveway located in the front yard of a residence for a period not to exceed fifteen (15) days if the topography or dimensions of such lot do not allow for the Temporary Dumpster to be located within all setback and building lines.

e. If the Temporary Dumpster cannot be located outside of the public right-of-way, the Director of Community Development or his/her designee will

inspect and determine where it is to be placed subject to the following conditions:

- 1) The Temporary Dumpster shall be placed no further than six (6) inches from the curb to the inside corner of the Temporary Dumpster and must allow for the safe passage of vehicles;
- 2) The Temporary Dumpster shall be equipped with operating flashing lights on each of the outside corners of light-equipped barricades used to ensure vision of this obstruction to motorists at night;
- 3) Two-inch thick lumber shall be placed under the wheels of the Temporary Dumpster to spread the wheel loads, with the minimum width of number being the width of the wheel; and
- 4) The repair of any damage to pavement, curbing or sidewalks resulting from placing, using, or removing the dumpster shall be the responsibility of the applicant and shall be performed to the satisfaction of the City.

f. The Director of Community Development may permit the placement of a Temporary Dumpster within the City for more than thirty (30) days, if the residence is under construction or reconstruction pursuant to a valid building permit or the if the lot owner has demonstrated that extenuating circumstances exist to justify the extension. Extenuating circumstances shall include, but are not limited to, disaster such as tornado, fire, flood, or earthquake.

g. All Temporary Dumpsters must also meet the following requirements:

- 1) The Temporary Dumpsters shall only be moved, loaded, or unloaded between the hours of 7:30 A.M. and 6:00 P.M. Monday through Saturday;
- 2) The Temporary Dumpsters shall not be used for living quarters;
- 3) The Temporary Dumpsters shall not be used to store flammables, explosives, firearms, or noxious chemicals;
- 4) The Temporary Dumpsters shall not be externally illuminated or have any utilities connected to it;
- 5) Temporary Dumpsters shall not have a capacity greater than twenty (20) cubic yards;

- 6) The Temporary Dumpster shall not exceed five (5) feet in height, eight (8) feet in width or twenty-two (22) feet in length;
- 7) The Temporary Dumpster shall be removed when full and the waste deposited at an appropriate facility;
- 8) No waste shall be kept, stored, or accumulated outside a Temporary Dumpsters;
- 9) Construction dumpsters shall be kept free from standing water, vermin and insects or other nuisances; and

C. Temporary Dwelling Structures. No cabin, garage, cellar, basement, or other temporary structure whether of a fixed or moveable nature may be erected, altered, or moved upon and used in whole or in part for any dwelling purposes whatsoever for any length of time whatsoever, except as permitted by Subsection (B)(7), above.

**Section 2:** That said Chapter 400 in all of its other provisions and as herein amended shall remain in full force and effect.

**Section 3:** This ordinance shall be in full force and effect from and after its passage and approval according to law.

PASSED this 10<sup>th</sup> day of May 2021.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
Date of Approval

ATTEST:

\_\_\_\_\_  
CITY CLERK