

THE MINUTES OF WORK SESSION
OF THE CITY COUNCIL OF THE CITY OF OVERLAND
HELD ON MONDAY, SEPTEMBER 12, 2016, AT 6:30 P.M.
IN THE COUNCIL CHAMBERS
AT 9119 LACKLAND ROAD, OVERLAND, MO

ROLL CALL

Dody	Owensby
Little	Shadley
Fetsch	Jones
Ridolfi	Dills

DISCUSSION – Police Academy Program

City Administrator McConachie provided information regarding the annual fee to the St. Louis County Police Academy. The City pays \$150 per officer and dispatcher annually to cover all training required to maintain certifications. In return, the City receives one “seat” to the Police Academy at no additional cost.

Chief Laws has requested to initiate a program for any City employee who has been employed by the City for at least one year, to apply to be sent to the Police Academy. If the employee completes the police academy, the employee will be required to remain employed with the City for a period of three years. During the time the employee is at the police academy, the employee will continue to receive a living expense, equivalent to the employee’s salary in his or her current position. The advantage is the City would already have evaluated the employee and know if the employee is suitable for the position.

Councilman Fetsch made a motion to move forward with the program. Councilman Jones seconded. The vote was recorded as 7 “yes,” 1 “no,” and 0 “abstain.” Motion carried.

ADJOURNMENT

There being no further business to discuss, Councilman Owensby made a motion to adjourn. Councilman Shadley seconded the motion. The vote is recorded as 8 “yes,” 0 “no,” and 0 “abstain” votes. Motion carried.

THE MINUTES OF THE 1525th
MEETING OF THE CITY COUNCIL
OF THE CITY OF OVERLAND, MISSOURI,
HELD ON SEPTEMBER 12th, 2016 AT 7:00 P.M.

CALL TO ORDER

Dody
Little
Fetsch
Ridolfi

Owensby
Shadley
Jones
Dills

PLEDGE OF ALLEGIANCE

REMEMBRANCE OF OUR SERVICE MEN AND WOMEN

PUBLIC HEARING

Please take notice that the City Council of the City of Overland, Missouri will conduct a Public Hearing on September 12, 2016 at 7:00 P.M. in the Council Chambers in the Overland City Hall located at 9119 Lackland Road, Overland, Missouri 63114, for the purpose of reviewing and receiving comments with respect to the following matters:

- 2403 Spencer Avenue [Parcel Locator No. 15L540402] – Zoning Map Amendment – C-1 Neighborhood Commercial to R-3 Single Family Residential
Forest Luchs & Carla Soto, owners of 2403 Spencer Avenue, stated they are renovating with the intention to occupy the home.
- 9430 Page Ave – Amend Planned Development to Include 100 sq. ft. Pole Sign with Commercial Electronic Message Board
Greg Byler, owner, and Perry Powell, commercial sign consultant, appeared on behalf of the application.
- 2016 Tax Rates

The tax rate is determined by dividing the amount of revenue required by the assessed valuation. The result is multiplied by \$100 valuation, allowance being made in the revenues budgeted for strike offs and extra charges by the Assessor to the original assessed valuation.

Assessed Value Certified by County

	Residential	Commercial	P.P.	Total
2016	\$ 88,578,190.00	\$81,968,320.00	\$35,886,131.00	\$206,432,641.00

2015	\$ 89,126,050.00	\$81,160,690.00	\$35,593,343.00	\$205,880,083.00
2014	\$ 94,683,350.00	\$77,049,860.00	\$36,036,891.00	\$211,293,115.00

Compliance with Reassessment Statute -

The tax rate is set in accordance with the provisions of Section 22 of Article X of the State Constitution and Section 137.073.2, RSMO 1994, which allows a 2016 Real Estate Tax Rate as follows:

	General Fund	Pension Fund	Total
Residential	\$0.0720	\$0.1200	\$0.1920
Agricultural	\$0.0000	\$0.0000	\$0.0000
Commercial	\$0.0800	\$0.1200	\$0.2000
P.P.	\$0.0970	\$0.1200	\$0.2170

Calculations of maximum tax levies are on file in the Office of the City Clerk and are available for public inspection during normal office hours.

Proposed 2016 Tax Rates

The 2016 Tax Rate on Real and Personal Property will not exceed the following rates for the General Fund from the levy authorized by statute to the rates noted below and for the Pension Fund from the levy authorized by statute to the rates noted below per one hundred dollars of assessed valuation for 2016:

	General Fund		Pension Fund	
	2016		2016	
	Tax Rate	Revenue	Tax Rate	Revenue
Residential	\$0.0720	\$63,776.30	\$0.1200	\$106,293.83
Agricultural	\$0.0000	\$0.00	\$0.0000	\$0.00
Commercial	\$0.0800	\$65,753.86	\$0.1200	\$98,361.98
P.P.	\$0.0970	\$38,042.64	\$0.1200	\$43,063.36

Residents and property owners within the City of Overland are invited to appear and be heard on the proposed 2016 tax rate or to submit written comments prior to the time and date of said hearing to the Office of the City Clerk, 9119 Lackland Road, Overland, Missouri 63114.

RESIDENTS COMMENTS

Eddie Cuminale – 9601 Lackland Road – damaged tree on Lackland needs to be replaced

Beth Ruckman – 2527 Wallis – Autumn in the Park, Saturday, September 24, 8:00 a.m. – 10:00 p.m.

Curtis Moore – 9715 Theodosia – need stop sign Theodosia at Huntington

APPROVAL OF MINUTES

August 8, 2016 City Council Meeting

Councilman Owensby made a motion to approve the minutes as presented. Councilman Fetsch seconded the motion. Mayor Schneider polled the vote as follows: Dody – Yes; Little – Yes; Fetsch – Yes; Ridolfi – Yes; Owensby – Yes; Shadley – Yes; Jones – Yes; and Dills – Yes. Motion carried.

APPROVAL OF BILLS

Councilman Fetsch made a motion to approve the bills as presented. Councilman Dills seconded the motion. Mayor Schneider polled the vote as follows: Dody – Yes; Little – Yes; Fetsch – Yes; Ridolfi – Yes; Owensby – No; Shadley – Yes; Jones – Yes; and Dills – Yes. Motion carried.

REPORT OF THE CITY CLERK

Planning & Zoning Commission – Conditional Use Permits

At the July 26, 2016, Planning & Zoning Commission meeting, the following item was recommended for approval with specified conditions:

- 9430 Page Avenue – Conditional Use Permit: Electronic Sign – Blue Iguana Car Wash (presented in conjunction with Bill 16-2016)
 - Per Section 400.850.D Special Use Signage - On-Premise Commercial Electronic Message Signs. An "on-premise electronic message sign" is a sign or portion thereof with characters, letters, or illustrations that can be electronically changed or rearranged without altering the face or the surface of the sign and directs attention to a business, product, commodity, service, entertainment or attraction sold, offered or existing upon the same lot where such sign is displayed. Requirements are as follows:
 1. Such signs shall be subject to the requirements for building-mounted or freestanding signs;
 2. A conditional use permit shall be required for such signs to determine the appropriateness of the proposed location of such sign and to set standards for the operational characteristics such as, but not limited to, the time frames between messages, and the safety impacts on the general public of such a display. Such signs which display only the time and temperature and are eight (8) or less square feet in area, and displays of gasoline and diesel fuel prices are not subject to conditional use permit approval. Such time/temperature signs and fuel price signs shall be constant and steady in nature, and shall not grow, melt, X-ray, up or down scroll, write on, traverse, inverse, roll, twinkle snow, present pictorials or other animation, or move or create the illusion of movement.

3. The behavior and display of any on-premise electronic message sign existing on the date of the effective date of this Section that may be electronically programmed by any means, and of any on-premise electronic message sign installed or erected after the effective date of this Section, shall be subject to the following restrictions.
 - a. The electronic message sign image or any portion thereof shall have a minimum duration of at least ten (10) seconds and shall be a static display. No portion of the image may flash, scroll, twirl, change color, or in any manner imitate movement.
 - b. No portion of the on-premise electronic message sign may change its message or background in a manner or by a method of display characterized by motion or pictorial imagery, or depict action or a special effect to imitate movement, or the presentation of pictorials or graphics displayed in progression of frames that give the illusion of motion or the illusion of moving objects, moving patterns or bands of light or expanding or contracting shapes.
 - c. No portion of any electronic message sign may fluctuate in light intensity or use intermittent, strobe or moving light or light that changes in intensity in sudden transitory bursts, streams, zooms, twinkles, sparkles, or that in any manner creates the illusion of movement.
 - d. No audio speaker may be used in association with an on-premise electronic message sign.
 - e. Any conditional use permit issued for an on-premise electronic message sign shall at a minimum contain the restrictions set forth in Subdivisions (a) to (d) of this Subsection (D)(3).

At the August 30, 2016, Planning & Zoning Commission meeting, the following items were recommended for approval with specific conditions:

- 9738A Lackland Road – Conditional Use/Site Plan Review – V. Glam Hair Studio
 - Hours of operation: 9:00 a.m. – 11:00 p.m.
 - Days of operation: Tuesday – Saturday
 - Total number of employees: 3 licensed cosmetologists
 - No outside storage.
 - No overnight parking.
- 10082 Page Avenue – Conditional Use/Site Plan Review – Commercial Electronic Message Board (Lotsie Depot)
 - The electronic message sign image or any portion thereof shall have a minimum duration of at least ten (10) seconds and shall be a static display. No portion of the image may flash, scroll, twirl, change color, or in any manner imitate movement.
 - No portion of the on-premise electronic message sign may change its message or background in a manner or by a method of display characterized by motion

or pictorial imagery, or depict action or a special effect to imitate movement, or the presentation of pictorials or graphics displayed in progression of frames that give the illusion of motion or the illusion of moving objects, moving patterns or bands of light or expanding or contracting shapes.

- No portion of any electronic message sign may fluctuate in light intensity or use intermittent, strobe or moving light or light that changes in intensity in sudden transitory bursts, streams, zooms, twinkles, sparkles, or that in any manner creates the illusion of movement.
- No audio speaker may be used in association with an on-premise electronic message sign.
- Any conditional use permit issued for an on-premise electronic message sign shall at a minimum contain the restrictions set forth in Subdivisions (a) to (d) of this Subsection (0)(3).
- The pole/directory sign is for the strip mall;
- The new sign will be double faced and illuminated;
- The new sign will replace the existing pole sign and be installed in the same location as previously approved;
- The new sign will be 48 square feet;

OBA – Event Liquor License

Councilman Dody made a motion to approve the liquor license request for the Overland Lions to sell beer by the drink on behalf of the Overland Business Association at Autumn in the Park at Norman Myers Park on Saturday, September 24, 2016. Councilwoman Ridolfi seconded the motion. The vote was recorded as 6 “yes,” 1 “no,” and 1 “abstain.” Councilman Owensby voting “no.” Councilman Fetsch “abstained.” Motion carried.

Record Retention & Destruction of Records

Councilwoman Ridolfi made a motion to include in the minutes a list of records to be destroyed. Councilman Little seconded. The vote was recorded as 8 “yes,” 0 “no,” and 0 “abstain.” Motion carried.

Records to be destroyed:

- FY13/14 – Vendor Invoices, Check Copy, Journal, & Register Records (GS007)
- FY14/15 – Vendor Invoices, Check Copy, Journal, & Register Records (GS007)

REPORT OF CITY ATTORNEY

Resolutions

• **R2016-59 – Purchase Park Bollards**

Councilman Owensby made a motion to approve R2016-59 as presented. Councilman Shadley seconded the motion. Mayor Schneider polled the vote as

follows: Dody – Yes; Little – Yes; Fetsch – Yes; Ridolfi – Yes; Owensby – Yes; Shadley – Yes; Jones – Yes; and Dills – Yes. Motion carried.

- **R2016-60 – Beautification: Bike Racks**

Councilman Dody made a motion to approve R2016-60 as presented. Councilwoman Ridolfi seconded the motion. Mayor Schneider polled the vote as follows: Dody – Yes; Little – Yes; Fetsch – Yes; Ridolfi – Yes; Owensby – Yes; Shadley – Yes; Jones – Yes; and Dills – Yes. Motion carried.

- **R2016-61 – Liquor License**

Councilman Owensby made a motion to approve R2016-61 as presented. Councilwoman Ridolfi seconded the motion. Mayor Schneider polled the vote as follows: Dody – Yes; Little – Yes; Fetsch – Yes; Ridolfi – Yes; Owensby – Yes; Shadley – Yes; Jones – Yes; and Dills – Yes. Motion carried.

- **R2016-62 – Purchase: Recumbent Bikes**

Councilman Jones made a motion to approve R2016-62 as presented. Councilman Shadley seconded the motion. Mayor Schneider polled the vote as follows: Dody – Yes; Little – Yes; Fetsch – Yes; Ridolfi – Yes; Owensby – Yes; Shadley – Yes; Jones – Yes; and Dills – Yes. Motion carried.

- **R2016-63 – Purchase: Microsoft SQL**

Councilman Shadley made a motion to approve R2016-63 as presented. Councilwoman Ridolfi seconded the motion. Mayor Schneider polled the vote as follows: Dody – Yes; Little – Yes; Fetsch – Yes; Ridolfi – Yes; Owensby – Yes; Shadley – Yes; Jones – Yes; and Dills – Yes. Motion carried.

- **R2016-64 – Contract: Environmental Testing – Wild Acres**

Councilman Owensby made a motion to approve R2016-64 as presented. Councilman Little seconded the motion. Mayor Schneider polled the vote as follows: Dody – No; Little – Yes; Fetsch – No; Ridolfi – No; Owensby – Yes; Shadley – Yes; Jones – Yes; and Dills – Yes. Motion carried.

Ordinance

- **Bill 15-2016 – Zoning Amendment – 2403 Spencer (C-1 to R-3)**

City Attorney Bob Herman read Bill 15-2016 in the short form.

Councilman Owensby made a motion to read Bill 15-2016 a second time in the short form. Councilwoman Ridolfi seconded. Mayor Schneider polled the vote as follows: Dody – Yes; Little – Yes; Fetsch – Yes; Ridolfi – Yes; Owensby – Yes; Shadley – Yes; Jones – Yes; and Dills – Yes. Motion carried.

City Attorney Herman read Bill 15-2016 in the short form.

Councilman Owensby made a motion to adopt Bill 15-2016, "*An Ordinance By The City Council Of The City Of Overland, Missouri, Amending Chapter 400, The Zoning Code Of The City Of Overland, By Amending The Official Zoning Map To Rezone The Property Located At 2403 Spencer Avenue From C-1 (Neighborhood Commercial) To R-3 (Single Family Residential)*" as Ordinance #2016-14. Councilman Dody seconded. Mayor Schneider polled the vote as follows: Dody – Yes; Little – Yes; Fetsch – Yes; Ridolfi – Yes; Owensby – Yes; Shadley – Yes; Jones – Yes; and Dills – Yes. Motion carried.

Ordinance 2016-14 – An Ordinance By The City Council Of The City Of Overland, Missouri, Amending Chapter 400, The Zoning Code Of The City Of Overland, By Amending The Official Zoning Map To Rezone The Property Located At 2403 Spencer Avenue From C-1 (Neighborhood Commercial) To R-3 (Single Family Residential)

- **Bill 16-2016 – Amend Planned Development – 9430 Page Avenue**

City Attorney Bob Herman read Bill 16-2016 in the short form.

Councilman Owensby made a motion to read Bill 16-2016 a second time in the short form. Councilwoman Ridolfi seconded. Mayor Schneider polled the vote as follows: Dody – Yes; Little – Yes; Fetsch – Yes; Ridolfi – Yes; Owensby – Yes; Shadley – Yes; Jones – Yes; and Dills – Yes. Motion carried.

City Attorney Herman read Bill 15-2016 in the short form.

Councilman Owensby made a motion to adopt Bill 16-2016, "*An Ordinance Approving An Amendment To The Preliminary Development Plan Approved By Ordinance No. 2015-04 For The Development Of 9430 Page, Pursuant To Section 400.250 Of The Zoning Code Of The City Of Overland*" as Ordinance #2016-15. Councilman Dody seconded. Mayor Schneider polled the vote as follows: Dody – Yes; Little – Yes; Fetsch – Yes; Ridolfi – Yes; Owensby – No; Shadley – Yes; Jones – Yes; and Dills – Yes. Motion carried.

Ordinance 2016-15 – An Ordinance Approving An Amendment To The Preliminary Development Plan Approved By Ordinance No. 2015-04 For The Development Of 9430 Page, Pursuant To Section 400.250 Of The Zoning Code Of The City Of Overland

- **Bill 17-2016 – Amend Schedule V. No Parking - Wabaday**

City Attorney Bob Herman read Bill 17-2016 in the short form.

Councilman Owensby made a motion to read Bill 17-2016 a second time in the short form. Councilwoman Ridolfi seconded. Mayor Schneider polled the vote as

follows: Dody – Yes; Little – Yes; Fetsch – Yes; Ridolfi – Yes; Owensby – Yes; Shadley – Yes; Jones – Yes; and Dills – Yes. Motion carried.

City Attorney Herman read Bill 17-2016 in the short form.

Councilman Owensby made a motion to adopt Bill 17-2016, “*An Ordinance Amending Title Iii, Traffic Code, Chapter 300, Schedule V, Of The Code Of Ordinances Of The City Of Overland, Missouri, By The Addition Of Certain Provisions To The Present Limited And Prohibited Parking On Specified Streets And Towing Provisions; No Parking On Wabaday Avenue As Noted Herein*” as Ordinance #2016-16. Councilman Dody seconded. Mayor Schneider polled the vote as follows: Dody – Yes; Little – Yes; Fetsch – Yes; Ridolfi – Yes; Owensby – Yes; Shadley – Yes; Jones – Yes; and Dills – Yes. Motion carried.

Ordinance 2016-16 – An Ordinance Amending Title Iii, Traffic Code, Chapter 300, Schedule V, Of The Code Of Ordinances Of The City Of Overland, Missouri, By The Addition Of Certain Provisions To The Present Limited And Prohibited Parking On Specified Streets And Towing Provisions; No Parking On Wabaday Avenue As Noted Herein

STAFF REPORTS

REPORT OF THE COUNCIL

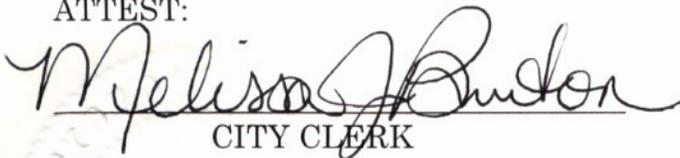
REPORT OF THE MAYOR

Councilman Fetsch made a motion to move the annual Community Fireworks Display to Labor Day weekend. Councilman Dills seconded the motion. The vote was recorded as 8 “yes,” 0 “no,” and 0 “abstain.” Motion carried.

ADJOURNMENT

There being no further discussion, Councilman Owensby made a motion to adjourn. Councilman Fetsch seconded. Mayor Schneider polled the vote as follows: Dody – Yes; Little – Yes; Fetsch – Yes; Ridolfi – Yes; Owensby – Yes; Shadley – Yes; Jones – Yes; and Dills – Yes. Motion carried.

ATTEST:


CITY CLERK


MAYOR