

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL
CITY OF WASHINGTON, FRANKLIN COUNTY, MISSOURI
MONDAY, SEPTEMBER 28, 2015**

INTRODUCTORY ITEMS:

The Regular Meeting of the City of Washington, Missouri, City Council was held on Monday, September 28, 2015, at 7:00 p.m. in the Council Chamber. Mayor Sandy Lucy opened the meeting with roll call and Pledge of Allegiance.

Mayor:	Sandy Lucy	Present
Council Members: Ward I	Steve Sullentrup	Present
	Walter Meyer	Present
Ward II	Jeff Mohesky	Present
	Mark Hidritch	Present
Ward III	Jeff Patke	Present
	Greg Skornia	Present
Ward IV	Josh Brinker	Present
	Joe Holtmeier	Present

Also Present:	City Administrator	James Briggs
	Assistant City Administrator/ Public Works Director	Brian Boehmer
	City Clerk	Mary Trentmann
	Police Chief	Ken Hahn
	City Engineer	Dan Boyce
	Finance Manager	Mary Sprung
	Library Director	Jackie Hawes
	Police Captain	Ed Menefee

Originals and/or copies of agenda items of the meeting, including recorded votes are available on record in the office of the City Clerk. Each ordinance is read a minimum of twice by title, unless otherwise noted.

Approval of Minutes:

- * Approval of the Minutes from the September 8, 2015 Council Meeting

A motion to accept the minutes as presented was made by Councilmember Patke, seconded by Councilmember Holtmeier, passed without dissent.

Approval and Adjustment of Agenda including Consent Agenda:

- * Lewis, Rice L.L.C. August 2015 invoice
- * 2015 Fall Clean Up, Paint Up and Fix Up Campaign
- * Treasurer's Report – April 2015
- * Change Order #1 & Final Pay Request – KJ Unnerstall, Inc. – Railroad Pedestrian Crossing

- * Change Order #1 & Final Pay Request – Butler Supply, Inc. – Light Fixture Conversion Project
- * Blotter item – Request to table items 3g, h, i & j
- * Blotter item – 5a – 2015 Ultrathin Bonded Wearing Surface Paving Schedule
 A motion to accept and approve the agenda including the consent agenda accordingly was made by Councilmember ---, seconded by Councilmember ---, passed without dissent.

PRIORITY ITEMS:

Mayor’s Presentations, Appointments & Re-Appointments

- * Resolution Presentation to Washington Historic Preservation member – Tim Jones:

Thank You Tim Jones

Whereas, Tim Jones has been a member of the Washington Historic Preservation Commission for eleven (11) years; and

Whereas, during his eleven (11) years he has given his time and effort to serve the citizens of the City of Washington, Missouri; and

Whereas, he has served faithfully in his capacity as a member of the Washington Historic Preservation Commission and has played a vital role in the important work in the community; and

Whereas, his dedication to the Washington Historic Preservation Commission has won respect by the community; and

Whereas, Tim Jones is entitled to just recognition for these efforts.

Now, therefore, I, Sandy Lucy, by virtue of the authority vested in me as Mayor, and speaking on behalf of the City Council, and all out citizens, do hereby tender to Tim Jones this Resolution extending our deep appreciation for his service to the community, and order this Resolution spread upon the records of the City of Washington, Missouri, and a copy thereof delivered to Tim Jones.

Sandy Lucy

Mayor

Mary Trentmann

City Clerk

09-07-15

- * Park & Recreation Commission Reappointments:

September 18, 2015

To The City Council

City of Washington

Washington, Missouri

Dear Council Members:

I herewith submit for your approval the following for reappointment to the Park and Recreation Commission:

Karen Maniaci – term ending June 2018

Robert Kloeppe – term ending June 2018

Mike Huber – term ending June 2018

Dave Wehmeyer (non-voting member) – term ending June 2018

Respectfully submitted,

Sandy Lucy

Mayor

MKT:

A motion to accept and approve the reappointments was made by Councilmember Hidritch, seconded by Councilmember Patke, passed without dissent.

* Board of Adjustment Reappointment:

September 18, 2015

To The City Council

City of Washington

Washington, Missouri

Dear Council Members:

I herewith submit for your approval the following for re-appointment to the Board of Adjustment:

Ardell Schelich – term ending Sept. 2020

Respectfully submitted,

Sandy Lucy

Mayor

MKT:

A motion to accept and approve the reappointment was made by Councilmember Hidritch, seconded by Councilmember Holtmeier, passed without dissent.

* Police Department Promotion:

September 24, 2015

To The City Council

City of Washington

Washington, Missouri

Dear Council Members:

I herewith submit for your approval the promotion of Detective Darryl Balleydier to Sergeant effective immediately.

Respectfully submitted,

Sandy Lucy

Mayor

MT:

A motion to accept and approve the promotion was made by Councilmember Patke, seconded by Councilmember Meyer, passed without dissent.

PUBLIC HEARINGS

* Special Use Permit – 1106 E. Third Street:

September 15, 2015

Mayor & City Council

City of Washington

Washington, MO 63090

RE: Special Use Permit – 1106 E. Third Street

Mayor & City Council:

At their September 14, 2015 meeting the Planning & Zoning Commission voted to recommend approval of the above Special Use Permit request.

Sincerely,

Thomas R. Holdmeier

Commission Chairman

Mayor: Dan?

Dan Boyce: Yeah, the property owner wants to utilize the residence as a Bed & Breakfast facility. It's shown here on your zoning map, it's an R-1B zoning and to the south is commercial and it's surrounded by R-1B. I guess it's a, yeah it's a similar, yeah they want to use as a Bed & Breakfast type facility so. I don't have anything further unless you have any questions.

Patke: Dan, my only question is, it's like a Bed & Breakfast but it's not? That's the way it's written.

Dan Boyce: Well, I'll get the, I'll tell you what happened. Our zoning code does not, I was told by the property owners that they want to do a vacation rental by owner. Ok, our zoning code does not have a definition for vacation rental by owner. So, the closest thing that we have that resembles is a Bed & Breakfast, so that's why I said similar to a Bed & Breakfast. But I was corrected by our attorney, he said it should just be called a Bed & Breakfast, that's basically what's happening.

Mayor: But it may not have the second B. It would have the bed but not be the breakfast. It would fall under that.

Sullentrup: Is Linda here?

Dan Boyce: What's that?

Sullentrup: Is Linda here?

Mayor: Yes. She's right back there.

Sullentrup: Did you have any objections from the neighbors?

Mayor: Do you want to come forward Linda? State your name.

Linda: Hi, Linda Brandt. No, I have gone to the individual neighbors, I've left flyers on all their doors, this section of East Third Street has lots, numerous rentals. There's duplexes, there's even a triplex on this block. I've not gotten any response. The few neighbors that did answer the door that I talked to, one guy said: "I don't care what you do." So, but I have tried to make contact with the homeowners.

Mayor: Ok. Any other questions or comments?

Brinker: Motion to accept.

Mayor: Ok, we have a motion.

Holtmeier: To accept and second by me.

Mayor: Ok, we have a motion by Brinker, seconded by, oh, it's public hearing, is there anyone else in the crowd who would like to address the Council on this? Ok. Now, we have a motion by

A motion to accept the Public Hearing into the minutes was made by Councilmember Brinker, seconded by Councilmember Holtmeier, passed without dissent.

Bill No. 15-11431, Ordinance No. 15-11441, an ordinance granting a Special Use Permit to utilize 1106 East Third Street for a Bed & Breakfast Residence in the City of Washington, Franklin County, Missouri.

The ordinance was introduced by Councilmember Brinker.

Brinker: Brinker.

Mayor: Introduced by Councilman Brinker. This is the follow-up ordinance to the previous item. Any questions or comments?

With no further discussion, the ordinance was read a second time and approved on the following vote; Holtmeier-aye, Skornia-aye, Mohesky-aye, Patke-aye, Brinker-aye, Meyer-aye, Sullentrup-aye, Hidritch-aye.

* Special Use Permit – 205 Locust Street:

September 15, 2015

Mayor & City Council

City of Washington

Washington, MO 63090

RE: Special Use Permit – 205 Locust Street

Mayor & City Council:

At their September 14, 2015 meeting the Planning & Zoning Commission voted to recommend approval of the above Special Use Permit request.

Sincerely,

Thomas R. Holdmeier

Commission Chairman

Dan Boyce: It's basically the same thing. It's another vacation rental by owner. It's shown here on the zoning map where it's gonna be. It's in an R-2 also, right on the corner there, it's by R-2 and there's R-3 to the west.

Patke: Make a motion to accept.

Mayer: Second it.

Mayor: Ok, we have a motion by, seconded by. Well hold on, we have to, it's a public hearing. So is there anyone here this evening who would like to address the Council on this item? I believe the owner is here this evening. Do you want to come forward and introduce yourself?

Sullentrup: Dan, while she is walking up here, how do we do we do the occupancy inspections for these Bed & Breakfasts?

Dan Boyce: I think it's treated the same as, but you can't, it's not practical every time somebody comes and goes. I believe it's treated the same as a business, once a year they try to inspect it.

We have to do the commercial occupancy, we have to have the exit signs and built in alarm system that calls fire, police, those kinds of things. The same as bed & breakfast.

Mayor: Any other questions? And both of you will be subject to the lodging tax as well. And that's reported quarterly to the City.

Jim Briggs: Yes, ma'am.

Mayor: Lodging. Ok, any other questions? Is there anyone else here tonight that would like to address the Council on this item? Ok, thank you. So, now we have a motion by...

A motion to accept the Public Hearing into the minutes was made by Councilmember Patke , seconded by Councilmember Meyer, passed without dissent.

Bill No. 15-11432, Ordinance No. 15-11442, an ordinance granting a Special Use Permit to utilize 205 Locust Street for a use similar to a Bed & Breakfast Residence in the City of Washington, Franklin County, Missouri.

The ordinance was introduced by Councilmember Skornia.

Skornia: Skornia.

Mayor: Introduced by Councilman Skornia. This is the ordinance that follows the previous item. Any questions?

With no further discussion, the ordinance was read a second time and approved on the following vote; Holtmeier-aye, Skornia-aye, Mohesky-aye, Patke-aye, Brinker-aye, Meyer-aye, Sullentrup-aye, Hidritch-aye.

* Rezone Tolksdorf Portion – 426 Cedar Street:

September 15, 2015

Mayor & City Council

City of Washington

Washington, MO 63090

RE: Rezoning – Tolksdorf Portion of 426 Cedar Street

Mayor & City Council:

At their September 14, 2015 meeting the Planning & Zoning Commission voted to recommend approval of the above rezoning request.

Sincerely,

Thomas R. Holdmeier

Commission Chairman

Mayor: Ok, Dan?

Dan Boyce: Ok, this item and item 7A and B, they go together. And what they're wanting to do is, change the lot line, separating the two lots. And the lot on Fifth Street here is going to get larger. And the portion of the property that was belonging to the Cedar Street property, that's all zoned, it's R-1B. So that portion of the property is gonna be attached to this Fifth Street property which is C-2 Overlay. So that portion is being transferred, has to be rezoned. That's what this is all about.

Sullentrup: Is this something that is owned by the same person?

Dan Boyce: Yes. There's a depiction of it, the second drawing or map in your packet really shows what's happening. The lot line just to the north of that property on Fifth Street, instead of going straight across, it's gonna be moved in the fashion that's shown there. And when we do that, the portion that's gonna become part of the Fifth Street property, has to be rezoned from R-1B to C-2 Overlay.

Skornia: Dan, are you sure this is owned by the same property owner? I think the Fifth Street property was sold and the one on Cedar.

Mayor: I think it's in the process of.

Skornia: Cedar Street is where the son lives.

Dan Boyce: I believe the son does live on Cedar Street. There's one applicant. If it's been sold, I don't know if it's been sold or not.

Skornia: I think a Webber owns this property.

Dan Boyce: Pardon me?

Skornia: I think a Webber owns that property.

Holtmeier: Tolksdorf had it.

Skornia: Had it.

Holtmeier: He was gonna sell it, and this is he on the sale. I think that is what this is. When I had conversations with Mr. Tolksdorf, Michael Tolksdorf, he was acting like, talking like he owned both properties.

Skornia: Ok.

Dan Boyce: Name of the owner, Michael Tolksdorf.

Mayor: Any other questions or comments? Is there anyone, is Michael here tonight?

Holtmeier: No, I don't see him.

Mayor: Ok, is there anyone in the audience that would like to address the Council on this item?

Brinker: Motion to accept.

Holtmeier: Second.

Mayor: Ok, I have a motion by Brinker, seconded by Holtmeier...

A motion to accept the Public Hearing into the minutes was made by Councilmember Brinker, seconded by Councilmember Holtmeier, passed without dissent.

Bill No. 15-11433, Ordinance No. 15-11443, an ordinance rezoning a portion of 426 Cedar Street, from R-1B, Single-Family Residence District to C-20, General Overlay District in the City of Washington, Franklin County, Missouri.

The ordinance was introduced by Councilmember Holtmeier.

Holtmeier: Holtmeier.

Mayor: Introduced by Holtmeier. Again, this is the ordinance that follows the pervious item. Any comments or questions?

With no further discussion, the ordinance was read a second time and approved on the following vote; Holtmeier-aye, Skornia-aye, Mohesky-aye, Patke-aye, Brinker-aye, Meyer-aye, Sullentrup-aye, Hidritch-aye.

* Blotter Item F:

Traub Lieberman

Straus & Shrewsberry, LLP

September 28, 2015

Ms. Sandy Lucy

Mayor

City of Washington

VIA EMAIL: slucy@ci.washington.mo.us

Mr. Jim Briggs

City Administrator
City of Washington
VIA EMAIL: jbriggs@ci.washington.mo.us

RE: 1000 Duncan Heights

Dear Ms. Lucy and Mr. Briggs:

Please table all items concerning the commercial zoning applications pertaining to 1000 Duncan Heights, Washington, Missouri from the agenda of the Washington, Missouri City Council scheduled for tonight, September 28, 2015 at 7:00 PM. This includes, but is not limited to, Items #3(g)(h)(i) and (j) as set forth on the document titled Regular Meeting of Washington, Missouri City Council.

Very Truly Yours,

Brandt W. Allen

Cc: Daryl L. Duncan

* Rezone 1000 Duncan Heights Drive from R-1A, Single-Family Residence District to C-4 Planned Commercial District:

September 15, 2015

Honorable Mayor and City Council

City of Washington

Washington, Missouri

RE: Daryl L. Duncan. Applicant is seeking to rezone 1000 Duncan Heights Drive

Dear Mayor and Council Members:

At the regular meeting of the Planning & Zoning Commission, held on September 14, 2015 the Commission reviewed and denied the above request.

Sincerely,

Thomas R. Holdmeier

Commission Chairman

Mary Trentmann: This is the item that was requested to be tabled.

Mohesky: Mayor, real quick. We don't have a reason why they did is, I asked Jim that. I understand that and everything but. The only problem I actually have with this is, we get this memo 10 minutes before the Council meeting starts, we got a whole bunch of people sitting here, so we don't have a reason why to table this.

Jim Briggs: Well, Mark said and advised us that, in case of litigation is forthcoming by the applicant or by the property owners that we should honor their request. That there is no reason not to honor their request. So, that's, I'm just passing on what Mark had advised.

Tom Dunlavy: What's the standing?

Mayor: What?

Jim Briggs: I don't have a standing, Mark's not here, I apologize.

Tom Dunlavy: You're

Mary Trentmann: Excuse me, could you come up and state your name please?

Tom Dunlavy: Yes, my name is Tom Dunlavy from 8 Fieldstone. O, so the City attorney, can you say that again why he had recommended delaying this.

Jim Briggs: What he had recommended was that we honor the request to table the application, the public hearing for the rezoning request.

Tom Dunlavy: And why?

Jim Briggs: Well, he really didn't say anything, we were in another meeting with Sandy, but he really didn't say why, other than, if there is some litigation forthcoming, if there is litigation forthcoming, either by the applicant, the Duncan's or by the property owners, then this would not be part of the argument.

Mayor: We should honor their request.

Jim Briggs: We honor their request.

Tom Dunlavy: But.

Jim Briggs: And there's no reason not to honor their request.

Tom Dunlavy: Well, I can think of several reasons. First of all, they can't litigate anything until there's a decision from the Council. Ok, so what are they going to litigate?

Jim Briggs: You're asking the wrong person, you're going to have to ask Mark Piontek.

Tom Dunlavy: Ok, but here's what I want to clear.

Jim Briggs: I'm not an attorney.

Tom Dunlavy: Here's what I want to make clear is that the P&Z denied their request for C-4 zoning. Now when you come forward to the P&Z for rezoning, ok, you don't have to bring an actual plan of what you're actually planning to do for that rezoning, ok. What was voted on, was, is that property, is that something the P&Z deemed worthy of being rezoned. And here's how this came about. It was requested by Tom Holdmeier at the time it was tabled the second time. So, we come back the third time and what he had asked for, he wanted to get elevations. So, the Duncans hired Buescher Frankenberg to do elevations, right. And what the elevations determined is that were basically gonna dig out a 30 foot quarry wall throughout the back perimeter of that property. And we believe that that was the primary reason why P&Z turned it down because that property is really not suitable for a C-4 rezoning, ok. Now I don't know one single compelling argument that his attorney can bring forward that can change the fact that they need a 30 foot quarry wall to make this a viable property for commercial rezoning.

Mayor: But the plan that was presented that night was a plan that could possibly work there, it wasn't the final plan that wasn't going to work.

Tom Dunlavy: Ok, but the final plan, there is no requirement, it was made very clear that there is no requirement for a final plan for that first phase of rezoning, ok. And that the rezoning was to determine is that property worthy of being rezoned. And they said unanimously "no". ok.

Mayor: Planning & Zoning said unanimously no?

Tom Dunlavy: No, I'm sorry, the Planning & Zoning voted it down.

Mayor: Right.

Tom Dunlavy: Ok, so it was not unanimous it was 5-3. I'm sorry it was down voted. But what I'm saying is that. I don't see that there's any basis to delay this any further. Ok, we've been to Planning & Zoning three times and we're coming to the City Council.

Jim Briggs: I understand that, I'm just telling you what the City attorney advised us. In addition, I think we've had requests at the last minute from other applicants to table agenda items on this agenda because they were not able to attend the meeting for whatever reason. And if you're

being consistent in how you treat applicants then I think besides the potential litigation, I can see what Mark would advise you to go ahead and recommend to be tabled.

Dan Boyce: Mayor, I just want to say one thing. The owners, the Duncans, were asked to bring a conceptual plan with, it's not required as part of this C-4 rezoning process, but they were requested to see how this property might be able to be developed. And there were several options that they presented and one of the options was to grade it down. I don't know, it's a 1 to 3 slope, I think. So all the options that they presented did not have a 30 foot wall.

Mayor: Right, there were numerous options that they.

Jim Briggs: And you know I understand that Dan, but that's off the topic here, because that's part of the public hearing process and we're not at the public hearing. The issue on the table is a request to table that public hearing.

Brinker: And we will reschedule.

Jim Briggs: And you need to reschedule to look at tabling it and reschedule it.

Brinker: And that point in time everyone will have their opportunity to speak.

Jim Briggs: Yes.

Steve Ruether: Well I think there may be some more discussion about. Right now, all we're talking about is, I understand.

Mary Trentmann: Excuse me, could you state your name.

Steve Ruether: My name is Steve Ruether, my wife and I live at 3 Scenic Drive in Washington, Mo. Josh, Joe, Greg, Jeff, Walt, Steve and Jeff and Mark, glad that I am here. Thank you for your having an opportunity to talk. I know this is just the part of whether or not you're gonna keep it on the agenda. That's all we're talking about now, isn't it? Ok, the process that the Duncans went through to attempt to get this rezoned from residential to commercial has gone on for over six months. They did it in April, the first time they went to the Planning & Zoning was in May with the C-2. It was tabled, they withdrew it, they came back, 2 months later with a C-4 plan. That they said was a horrible plan, come back with something else. They came back 2 months later in September. That's the first time they came back before the P&Z ever voted on it. Six months this has been in front of the P&Z, and in the City Council and in the neighborhood. This property has been reviewed, has been discussed, probably been cussed at times. Three separate meetings at the P&Z. A lot of time, a lot of effort. Mr. Duncan has had over six months to plan, to submit, to resubmit to the P&Z. He now wants more time, I think that he's had more than sufficient time to come up with a plan that can be voted on by the City Council. I know the attorney comes in with a letter today, none of us were notified, like the City Council, we found out, someone heard about it and we came to the City hall and were told and found out about. This was gonna be potentially tabled tonight. I just respectfully ask that the City Council keep the zoning request on the agenda tonight. I don't see any compelling reason why. I'd like you to hear the details that the P&Z heard, support the vote, which was 5 to 3. They listened to it three different times and voted 5 to 3 to keep it residential. Our neighborhood has followed the process and the protocol by the letter. And I would just like the City Council to follow the process and the protocol by the letter as well. The Planning & Zoning commission has charged together the facts asked the questions, see both sides of the arguments and make a recommendation to you. Normally, in almost all circumstances, you follow those recommendations. If you didn't, there would be no reason to have a Planning & Zoning, they could just come here and have their

meeting one time. I'll remind you that there was a previous decision by the Planning & Zoning that was unfavorable to our neighborhood. We didn't come to the City Council, the day of, at 4 o'clock, send a note and ask you to table it, to push it off, so that we could develop a plan or a strategy, to come back to you a month later, or two months later or three months later. So, I just don't see any precedent or any reason, any compelling reason why you would put these two items on the agenda that we could hear, what we gave to the Planning & Zoning commission and then you could vote on it. And I would think, as in most cases, you follow the recommendation of the P&Z which is the 5 to 3 vote to deny the commercial zoning. Any questions?

Jim Briggs: Your honor, I think you could, obviously, we have a lot of people from the neighborhood here, and Mark's not here to advise us but I guess we can go ahead and get their comments on record, hold your hearing, get their comments, table any action, after that, until such time, the owner can come in and make their presentation.

Steve Ruether: What, it isn't. I'm sorry, I'm still Steve Ruether. Why would the owner not be here tonight?

Jim Briggs: I don't know that, I don't have.

Steve Ruether: He was in the neighborhood Saturday and Sunday.

Jim Briggs: I don't know Steve.

Mayor: Well, that's good.

Steve Ruether: Please, he was in the neighborhood Saturday and Sunday and now it's Monday afternoon and there's a letter from the attorney and then he can't be here unless he's some place in the back and I don't see him. I find it untimely, but then yet very timely, that he can be around his house all day Saturday and Sunday and then on Monday afternoon the most important meeting on his property, he can't be here. And we've had 30 to 40 people at 4 meetings already and this is the 5th meeting, and he thinks we're gonna go away. And I will tell you, he can do whatever he wants with his property when it's residential. If he needs time to develop it so it can become commercial, he can do whatever he wants with it. But, I think we as citizens of Washington deserve this on the agenda tonight and I think we deserve to follow the recommendation, we deserve that you follow the recommendation of the P&Z. I think we presented ourselves professionally, and calmly and I think that's what the citizens of Washington deserve. I appreciate your time and your energy, thank you.

Mayor: You're welcome. Any comments?

Sullentrup: Steve, I appreciate all you people coming up here and talking to us and I appreciate your recommendations of what you want us to do. But 100% of the time we have to take what our counselor tells us what to do. I haven't had time to talk to Mark and I got this just right when I walked in here. Until I talk to Mark I don't want to take a decision on this, myself. You have to put yourself in our position too. We don't know what he told Mark.

Mayor: Yeah, come on up.

Steve Ruether: All that the letter that I was shown, was that they just want to table it, for no reason at all. They just don't want you to vote on it and I think there's a reason why they don't want you to vote on it, because it was denied after being discussed 3 different times over a 6 month period and the P&Z said no. And you know what, if it is voted on tonight and it's denied by the City Council, if you follow their recommendation, you know what, he has a process and a protocol. All he has to do is do whatever he wants to do with his residential property and 6

months from now as I understand the process, he then may resubmit his property to be commercial. Is that right Mr. Briggs?

Jim Briggs: Yes.

Mayor: Yeah, six months.

Steve Ruether: So, why do you give him another month or two or three and then come back and say, we're gonna do what the Planning & Zoning commission said, cause it's not going back to the Planning & Zoning, they've already voted on it. Or would it go back to the Planning & Zoning?

Mayor: No, it would not go back to Planning & Zoning.

Steve Ruether: Then, what are you waiting for then?

Holtmeier: We have to follow.

Jim Briggs: You mean now, if we tabled it, it would still

Steve Ruether: No, no, if you table it and he comes back six months from now, do we have another P&Z hearing?

Jim Briggs: It starts. If he comes back six months from now and applies for commercial zoning cause it's been denied this time.

Mayor: If it's denied at this time.

Jim Briggs: Right, if it's denied

Mayor: If we table it.

Jim Briggs: If it's denied and if it's denied, then six months from now, he can come back and make another request for commercial zoning.

Steve Ruether: Bingo. I think that that is what is proper then. That's the process, that's the protocol and that's what we would like for you to do. I think I'm speaking for the group although I'm not the speaker of the group, this group.

Patke: Steve, I think we can all say that this is stall tactic, no doubt about it, and I agree with that. But just as you stated, that the Council should take the recommendation of the P&Z, I agree with that, just as Mr. Sullentrup said, we need to take the recommendation of our City attorney and not make that decision tonight. I know that's not what you people want to hear, that the stall is happening, what they want, but we have to take that recommendation. Just as we would with a P&Z recommendation, we have to take a recommendation from our City attorney, to go ahead and follow the tabling, for whatever reason it may be and I agree this is a shock and wrong to come in here 3 minutes before 7 and see this and say they wanna table this. I agree with that, but my opinion is, we have to take the recommendation of our attorney, just as you would want us to with P&Z. And I understand.

Steve Ruether: Anybody feel any differently?

Mayor: Well, I don't think so.

Jim Briggs: Here is the concern that I think Mark has and he is not here and I don't want to put words in his mouth. But the owner is not here to comment on his project. Just a minute. The owner.

Mayor: Their representative is not here either.

Jim Briggs: If you vote to deny his application, which you may do, I'm not saying which way, then he may have grounds to appeal that decision to the circuit court. It will cost you legal fees for Mark to defend that because the owner was not available to be here at the hearing. So, you're

going to pay legal expenses, whether you win, loose, or draw, they will be heard by a judge, hey will not be heard by a jury. There will be an administrative ruling by the courts and I think that's what Mark is attempting to not get you involved and spend that kind of money. Extend the hearing, everybody come back another time and tell them when they are available to be here. So.

Sullentrup: Jim, will we be allowed to tell his representation that they have to be here at a certain time, or we're gonna deny it?

Jim Briggs: I think you could say, I think you could, but I would again defer to Mark. But I will get an answer from Mark if you would like that, tomorrow. We do have a meeting next week Monday so I can have an answer for you.

Sullentrup: Could we still listen to all the folks here on the public hearing?

Jim Briggs: Well, as I said, I think you could probably go ahead and hold, if you want to continue to the public hearing and get their comments for the record, this will be put in the records, right Mary? Table any action, you don't vote on the ordinance, table that ordinance, extend that hearing to whatever date you all feel comfortable with. Maybe it's next Monday, maybe it's the second meeting of October, extend the hearing to that date. Then the owners, the developers have an opportunity to present their side of it.

Mohesky: But why would they want it twice, why wouldn't they come here, make their statement once and wait for the owner to come back and don't all have to come back in.

Jim Briggs: Cause both sides get a shot at it. They both have a shot at.

Mayor: Well, we could, that's just how it is. You know, as far as, but do you want to have one side tonight and the other side another night? I mean, is that what you want to do there. I mean, I don't feel that's really, I don't think that what you all want. I mean, you would want everybody to have both sides at the same time.

Steve Ruether: We would like to have a vote, and we would like to not table and voted on.

Mayor: Right, but if you're gonna vote then you also want the Council to listen to you tonight and all your, but we don't have anyone on the other side.

Steve Ruether: You haven't voted yet.

Mayor: Well, we haven't voted yet because we are allowing you to speak or address us, I mean, ok. We would have voted maybe if, but we're opening up the floor here. Now Charlie.

Charlie Hart: My name is Charlie Hart, I'm at 6 Fieldstone Court. I'm here with my wife Lynn and my daughter Samantha. If anybody, this is off base but if anybody has looked at the court system of Missouri and the litigation that Mr. Duncan has gone through, this is his m o, he does this all the time. He's drawn out the court case with the Mid-Local Bank for a year and a half by asking for a continuance for nothing. I mean, granted that. You've also said that Mark was in a meeting and wasn't able to thoroughly review this.

Mayor: Well, it was a simple letter that was requesting to be tabled.

Charlie Hart: Yeah, but I mean how many times have you all heard the same thing? He didn't show up for the P&Z meeting last week or two weeks ago for no reason discussed. He wasn't, we didn't get any explanation, we had the whole crowd here and we weren't allowed, we spoke but Mr. Duncan wasn't here or his wife or any representation. Other than the.

Mayor: We did get a vote though.

Charlie Hart: We did get a vote and I think that's the right thing to do. If he's not gonna show up, then that's his. We have shown up and in masses to fight this. He has not shown up in masses, or shown up at all at a significant number of events, of meetings.

Skornia: Charlie, he was represented by BFA though.

Charlie Hart: Yes, he was represented by BFA. Well, they don't know that, they weren't at the meeting.

Skornia: Duncan was represented by BFA.

Charlie Hart: Ok, I take that, yeah, he was represented by them, but they were representing the plan.

Mayor: But, on his behalf.

Charlie Hart: Right.

Mayor: That's why they were here.

Charlie Hart: And furthermore, I was out this weekend, I have him in my backyard, and instead of preparing for litigation or preparing for Monday's meeting, me and my wife were out planting trees and taking weeds out of our yard. They were posting "keep out" signs and trespassing signs and they must've put more than a dozen signs between our houses and the lot and almost laughing the whole time. And it was.

Mayor: They were putting them on your property?

Charlie Hart: They are on my property, but I'm gonna leave them, I was gonna leave them alone until after tonight's decision, because I didn't want to aggravate things. But the whole fenced row is littered with keep out signs. That's what they've spent their Saturday doing instead of preparing for this meeting. And the Council, as far as I can tell, is willing to grant him his wishes.

Mayor: On the advice of our attorney.

Charlie: But you didn't have much to base it on.

Brinker: We're doing it the same way, if you have proof that something happened and you said, we want to table this, because he was there, and you didn't show. We would give you guys the same respect that you ask for at this to be tabled.

Charlie Hart: I just want you to keep in mind that this guy has an m o for doing the same thing. We've been wrung through the wringer for six months now, I don't know how much more we can take. He knows that.

Mayor: Ok.

Charlie Hart: It hurts, it's killing me, and I just would request honorably that you would just please vote on whether you should vote if you want to, or however you want to handle it. But, please don't deny us. Don't make us do this another time. What he also did this weekend is, he marked all the trees, that's what he does, he's gonna knock all the trees down and level the lot.

Brinker: Yeah, he can do that, whether it was rezoned or not.

Charlie Hart: Yes, I know, but I think he is buying time right now.

Mayor: That's his property.

Charlie Hart: Yes, I understand that but I think right he is buying time to do that, just to do that and then you won't have any choice but to rezone.

Mayor: Well, we could still, I mean.

Charlie Hart: I just wanted to please, please vote tonight, yes or no on the rezoning.

Mayor: Ok.

Charlie Hart: We've been through enough. Thank you.

Mayor: Thank you Charlie.

Sullentrup: Mayor, can I take a recess for five minutes?

Mayor: Sure, ok we're gonna stop for five minutes here, Sully. So hold on.

7:44 p.m. break was called for by Councilmember Sullentrup. Councilmember Sullentrup and Hidritch and Mayor Lucy left the room. Reconvened at 7:52 p.m.

Mayor: So, we're back in and hold on before you speak, alright, just hold on. So, sit down. Please. So, we made a phone call to our City attorney, that's what we have done.

Jim Briggs: Mark had said that if you would wish to proceed with the hearing tonight, you may do so and you may vote on the ordinance as it is presented tonight. So, first item of business is to vote on the request from the owner to table it. Then if you deny that, then you proceed with the hearing.

Sullentrup: I make a motion we proceed.

Mayor: Well, now hold on, that's not how. First of all, the motion is, ok, so the item G. Do you want to go ahead and not to table it.

Jim Briggs: Do you want to vote? To deny the request to table it then.

Mayor: So, we're on item G, right? Right, Mary?

Mary Trentmann: Right.

Mayor: To rezone 1000 Duncan Heights Drive from R-1A Single-Family Residence to C-4 Planned Commercial District. And this is the Public Hearing and we had a letter on our blotter to table this item. And the only way an item can be tabled if I'm correct is if a Councilmember makes a motion, it has to be a motion made to table the item, second it and we vote. So, we would need a motion, I guess, to not table the item. Correct?

Jim Briggs: Yep.

Mayor: And then a vote.

Jim Briggs: That's right.

Mayor: So.

Sullentrup: I make a motion not to table it.

Meyer: Second.

Mayor: Ok, so we have a motion by Sullentrup, seconded by Meyer to not table the item.

A motion to not table item 3G was made by Councilmember Sullentrup, seconded by Councilmember Meyer, passed without dissent.

Mayor: To not honor the request to table the item. Right, do we have that? Ok... We have not tabled the item. And so now, we'll enter into the public hearing. Right?

Jim Briggs: Yes, madam.

Mayor: Ok. So, who's up first? I'm sorry. What are you, sign language?

Steve Ruether: I think there's two, there's two properties, I just want to make sure that if we're talking, we're talking about the two properties together.

Mayor: Well, we're gonna follow the agenda, ok. And both of those properties are on the agenda. Steve Ruether: They're gonna do one, then do another one is that how it's gonna happen?

Mayor: Have you seen the agenda?

Steve Ruether: Yes, I have.

Mayor: It's on the agenda, we're gonna follow the agenda. Ok, alright, so who's first? Charlie? And as you come up, state your name and this is a public hearing as it always was in the Planning & Zoning and I believe that all of you were very kind to email your comments or you can give them, email would be better, email those comments to City Hall tomorrow because you always come very prepared, I appreciate that, so that they don't have to transcribe all this. That they can then just enter your comments into the minutes and I think you've all done that in the past, right? Some of you have. So, email your comments to City Hall tomorrow and that just makes it easier because it all has to be entered into the minutes. Ok, so.

Charlie Hart: Good evening, your honor, honorable Mayor.

Mayor: Sandy, whatever, it doesn't matter. I answer to all kinds of things.

Charlie Hart: My name is Charlie Hart and me and my wife Lynn and our daughter Samantha are here, or live at 6 Fieldstone Court. We have, I can't read it, I'm sorry. We are here to express our opposition to the rezoning of the Darryl Duncan property from residential to commercial. For the past several months, the residents of this fine neighborhood have expressed their opposition to the rezoning and have shown up in numbers, meeting after meeting. As well as, as a well-established neighborhood City, we have to rely on the P&Z and City Council to protect from unneeded commercial development. This request has been demonstrated to be against the general welfare of our community. We have a vote of 5 to 3 against by the Planning & Zoning committee advising this Council that this plan is not suitable for commercial development. Thank you.

Mayor: Ok, thank you Charlie. Ok, next?

Lloyd Miesner: Good evening, my name is Lloyd Miesner. My wife and I live at number 3 Fieldstone Court and we are opposed to rezoning. I consider this to be a better than average neighborhood that we live in and we wish for it to remain that way. Some of you have taken time to tour the neighborhood around the Duncan property and was able to see firsthand what pride in home ownership is all about and how rezoning would affect us. We don't need a rock quarry in our backyard, we don't need a 34 foot bluff with a 4ft chain link fence. Duncan Avenue is already congested with traffic from Patients First, Our Lady of Lourdes Church and school. Many times I have waited for the traffic light to change twice before I get to 47. I would like for you to approach your decision by picturing your home on the edge of a rock bluff where Tom Smith, Charlie Hart and John Hillermann live. Their homes literally are within feet of this proposed rock quarry. Thank you for your time and thank you for your favorable vote.

Mayor: Ok, thank you Lloyd.

Joe Wildt: Good Evening, my name is Joe Wildt. I live at #4 Fieldstone Court. Thanks, for giving me the opportunity to express my opinion regarding the proposed rezoning of the Duncan property. I am opposed to the rezoning. It is my opinion that there is no need for commercial property at this location that would benefit the community or the neighborhood and rezoning of the property will also decrease the value of nearby residential properties. There already exists an

over-abundance of commercial property in the city of Washington and this is supported by the amount of commercial property presently for sale or lease. I am a certified appraiser and have testified in court many times regarding the value of real estate. Various studies regarding the effect rezoning has on nearby property indicates that value depends upon the need and want for commercial property. If nearby residential property owners need or want commercial property, then there is a likelihood, excuse me, then there is a likelihood that rezoning will generally increase value. But if there is no need or want for commercial property in the area, the value of nearby residential property generally decreases as a result of rezoning. Would the neighbors that live on Rainbow, Madison, Fieldstone and Scenic Drive please stand? Ok, continue standing if you need or want: a liquor store, gas station, fast food, pharmacy, office building or a similar business on the Duncan property. If you don't need or don't want this type of business, please sit down. Thank you. A basic principal in the value of real estate is: demand creates value. If the Duncan property is rezoned would homebuyer demand for property near the rezoning increase or decrease? It is my opinion that very few prospective buyers would want the uncertainty created by rezoning of this property from residential to commercial. One last observation, I have been a registered professional engineer in the state of Missouri for over 40 years. During this period of time I have reviewed numerous Site Plans for proposed and existing property. After reviewing the Site Plan prepared by BFA for the Duncan site, it is my professional opinion that serious drainage and water retention problems could result if the property was developed as commercial. In Conclusion. It is my opinion that rezoning of the Duncan property is: not needed, not wanted, and not desirable for the general benefit of the community and the neighborhood. Thanks for allowing me the opportunity to express my concerns.

Mayor: Thank you Joe.

Tara Steffens: Hi, my name is Tara Steffens, I live at 805 Rainbow Drive. I just wanted to point at that even, I think you already need a super majority because of the P&Z vote, but there is a petition signed by almost unanimously the residents of the area, which is 4 or 5 streets I do believe, against this being residential so. I do believe a copy was, yes, but a copy of the petition was dropped off.

Mayor: We have it in the packet.

Tara Steffens: Thank you.

Holtmeier: We have it in the packet.

Mayor: So that says, we need a supermajority then this evening to pass this.

Aimee Appell: Hi, I'm Aimee Appell, I'm pastor at Peace Lutheran Church. Our property adjoins the Duncan property. I'm really short. Our property adjoins the Duncan property and we have been at that property for almost 35 years and we have concerns that are I guess practical in nature. Such as the increase in traffic, the proposed plan that was brought to the P&Z showed a road that goes across our property that was baffling, and so that's a part of our concern. The traffic and safety for people in the community. But more than that, looking at the big picture of what is best for our community, that's where our hearts lay. We have done everything we can to use our property towards the betterment of our community. We have tried to improve the property to keep in line with the America in Bloom things that have been happening in the community; we have provided natural habitat for animals on our property. We've provided lab rent space for people to use for their spiritual life on their property. We have a community

garden that mostly is used by people who are not members of Peace Lutheran. So we have an eye to that and I think in a purely fiscal light it would be in our benefit to see this property, the Duncan property rezoned. Because what if we ever wanted to sell a piece of our property if we got into financial difficulties. It would be easier for us to rezone and sell our property to the highest bidder. But that is not where our heart is, our heart is with the community. Our heart is with what's best for our neighbors and what's best for the community at large. And we see that there are plenty of other opportunities for commercial development in Washington. I drive by the old Straatmann Toyota building every day on my way to work. It's for sale, it's plenty big, it's already graded and already paved. I don't see why we need another property for sale in Washington that would have to be so drastically changed, so drastically against the wishes of the community immediately around it. And, Mr. Duncan has not shown himself to be particularly in engaging in these conversations. The people that are here tonight, these are the people that are staying in Washington, these are your people constituents moving forward. Mr. Duncan wants to sell to the highest bidder and leave town. And I don't want to speak ill of him, I don't know him, I don't know his intentions entirely but I know that he does not live in Washington, he does have roots here but he is on his way out. Whereas the people that are sitting here in this room, who own property immediately around that piece, all of them intend to stay here and to continue to make their lives a part of this community. So I really urge you to uphold the findings of the Planning & Zoning commission and vote to not make this a commercial property. Thank you.

Mayor: Thank you Aimee.

Marilyn Whithworth: Hi, my name is Marilyn Whitworth, and my husband Dennis and I live at 810 Rainbow Drive. Excuse me, we are definitely not opposed to progress. New facilities, jobs, shopping, dining opportunities are great for our community. However, what we are discussing tonight is a tract of land, which connects to yards of nice homes. It is a residential neighborhood. We feel this is definitely not the place for commercial development. We ask you to please keep our neighborhood residential. Thank you.

Mayor: Thank you Marilyn.

John Hillermann: Hi, my name is John Hillermann, my wife and I live at 5 Fieldstone Court and we are opposed to the C-4 rezoning. I'm just reiterating what some of the people have already said about property values. I live, Charlie and I and Tom Smith, live right along the development itself. There's no doubt that this would be a bad thing for everyone in the neighborhood, especially the people who live right around the development. I mean, you're talking about going right up to our property and making a cliff basically, no matter how deep it is, or there's some 20, 30 feet or 10 feet, it's just, the development itself would be bad for the property values in our area. So for that reason, I am against it. And thank you for your time.

Mayor: Ok, thank you John. Is there anyone else? Ok, is there anyone here tonight who would, oh, I was wondering what happened to you, so anyway.

Tom Smith: This is Tom Smith, I live at 4 Scenic Drive. My wife said, you got to go up and say something. I said it.

Mayor: Thank you, we would have been disappointed have you not come up, or I would have been, so anyway.

Tom Smith: I said my peace last time I was here but generally, you know it is a residential area and I think that it is most important that it stay that way. We're talking about 100 yards of

service road, and I'm just guessing that that's the length of it turning commercial, that a person wants to turn into commercial development. It is impractical and some reasons have been brought up at the P&Z, by Buescher, was there was a drop in all that traffic flowing down the highway. I'm a small business myself for a small period of time, and when you have small businesses, it's location, location, location. And drop in traffic is most needed. For the life in me, and after observing the traffic, I cannot see that the traffic off of 47, that they will make every effort to jump into that service road and participate in whatever commercial development is there. Of course they say it's medical but we know that it can be anything. So, generally I just think it's a poor plan. If I would own that property, it would not be a viable commercial outfit. But residentially, he can do with it what he wishes, and has every right to do so. And he can do something with it residentially and to it and that's all good and well, I have no problems with that. But commercially I just think it would just be a travesty of to get it to grade level, you know, with what one would need for a business there. It would be unsightly and as I said earlier, we already lost one sight and made it into a very nice neighborhood, the Patients First building. And we've done it with the sand plant and now what do we have? We have a wonderful community and commercial venue that is attractive to Washington and that's what we have to think overall is that the attractiveness of Washington is something to be considered and I know you all do, everybody does and we like to keep our neighborhood in that same fashion. And I just think that this particular endeavor to commercialize is just not very well thought out well. The other gentleman did that did get commercial, there is plenty of commercial for his particular business in between the hospital and Patients First, those two blocks north are readily available and much easier to develop as far as doing site planning and for his business. And be that as it may, I certainly hope that you vote to keep this residential. Thank you.

Mayor: Thank you. Is there anyone else? Ok, so there anyone here tonight who would like to speak in favor of the rezoning? Ok, didn't think so. Ok, so we've now done the Public Hearing and we need to accept that into minutes. Correct?

Mohesky: I make a motion.

Mayor: Who did it?

Patke: Second.

Mayor: I think it was Mohesky and Patke, let's do that. Ok, so we have a motion by...

A motion to accept the Public Hearing into the minutes was made by Councilmember Mohesky, seconded by Councilmember Patke, passed without dissent.

Bill No. 15-11434, FAILED, an ordinance rezoning 1000 Duncan Heights Drive from R-1A, Single-Family Residence District to C-4 Planned Commercial District in the City of Washington, Franklin County, Missouri.

The ordinance was introduced by Councilmember Sullentrup.

Sullentrup: Sullentrup.

Mayor: Introduced by Councilman Sullentrup. This is the ordinance that would follow up the previous public hearing. Ok, so any questions or comments? Ok.

With no further discussion, the ordinance was read a second time and approved on the following vote; Holtmeier-nay, Skornia-nay, Mohesky-nay, Patke-nay, Brinker-nay, Meyer-nay, Sullentrup-nay, Hidritch-nay.

- * Rezone a parcel of land in the SE Quarter of Section 22, Township 44 North, Range 1 West from R-1A, Single-Family Residence District to C-4 Planned Commercial District.

September 15, 2015

Honorable Mayor & City Council

City of Washington

Washington, Missouri

Dear Mayor and Council Members:

Re: Kathleen W. Duncan – Applicant is seeking to rezone from R-1A, Single-Family Residence District to C-4 Planned Commercial District; A parcel of land in the Southeast Quarter of Section 22, Township 44 North, Range 1 West, in the City of Washington, Franklin County, Missouri.

At the regular meeting of the Planning & Zoning Commission, held on September 14, 2015 the Commission reviewed and denied the above request.

Sincerely,

Tom Holdmeier

Chairman

Planning & Zoning Commission

Mayor: So this item we have to decide if we're going to table it or not because this was the other request, right?

Mary Trentmann: Yes.

Mayor: Ok, so we need a motion or I guess we go ahead.

Sullentrup: Sullentrup.

Mayor: A motion not to table. So, we have a motion by Sullentrup.

Hidritch: Second.

Mayor: Seconded by Hidritch to not table this item.

A motion to not table item 3I was made by Councilmember Sullentrup, seconded by Councilmember Hidritch, passed without dissent.

Mayor: So this is another parcel that's in that area. Do you all want to address the Council again or do you, would you like them to address the Council again or do you feel like you have enough information to vote on this one?

Meyer: I think we can vote.

Mayor: Ok, is there anything that you'd like to tell us? Ok.

Steve Ruether: I mean, just for clarification, the initial one was Darryl Duncans property, this is his sister's Kathleen Duncan. There are three lots that are his and this is the fourth lot, the one further north, but they're adjoined. Just for clarification. That's the second piece of property.

Mayor: Right.

Steve Ruether: Thanks.

Mayor: Ok. So we need a motion to accept this item into the minutes.

Sullentrup: Make a motion.

Holtmeier: I make a motion.

Mayor: Ok, we have a motion by...

A motion to accept the Public Hearing into the minutes was made by Councilmember Sullentrup, seconded by Councilmember Holtmeier, passed without dissent.

Bill No. 15-11435, FAILED, an ordinance rezoning Parcel Number 253.1 near the Southeast Corner of Rainbow Drive and Duncan Avenue from R-1A, Single-Family Residence District to C-4, Planned Commercial District in the City of Washington, Franklin County, Missouri.

The ordinance was introduced by Councilmember Patke.

Patke: Patke.

Mayor: Introduced by Councilman Patke. This is the ordinance that follows up the previous item. Any questions or comments?

With no further discussion, the ordinance was read a second time and approved on the following vote; Holtmeier-nay, Skornia-nay, Mohesky-nay, Patke-nay, Brinker-nay, Meyer-nay, Sullentrup-nay, Hidritch-nay.

CITIZENS DISCUSSIONS

* None

UNFINISHED BUSINESS

* None

REPORT OF DEPARTMENT HEADS

* 2015 Ultrathin Bonded Wearing Surface Paving Schedule

Still planning on having work done in the scheduled 5 days.

Schedule is also posted on the City website.

ORDINANCES/RESOLUTIONS

Bill No. 15-11436, Ordinance No. 1511444, an ordinance authorizing and directing the execution of a Parking Lot Lease by and between the City of Washington, Missouri and the Washington Chamber of Commerce, D/B/A the Washington Area Chamber of Commerce.

The ordinance was introduced by Councilmember Brinker.

This lot is owned by the Chamber, leased to the City and used by the YMCA.

After a brief discussion, the ordinance was read a second time and approved on the following vote; Holtmeier-aye, Skornia-aye, Mohesky-aye, Patke-aye, Brinker-aye, Meyer-aye, Sullentrup-aye, Hidritch-aye.

Bill No. 15-11437, Ordinance No. 15-11445, an ordinance authorizing and directing the execution of a Service Agreement by and between the City of Washington, Missouri and Emergency Communications Network, Inc.

The ordinance was introduced by Councilmember Holtmeier.

This is a service agreement with CodeRED. The cost for this is about \$3,700 less because a lower package was purchased, a number of service calls did not get used.

After a brief discussion, the ordinance was read a second time and approved on the following vote; Holtmeier-aye, Skornia-aye, Mohesky-aye, Patke-aye, Brinker-aye, Meyer-aye, Sullentrup-aye, Hidritch-aye.

Bill No. 15-11438 Ordinance No. 15-11446, an ordinance authorizing and directing the City of Washington to enter into a contract agreement with SCI Engineering, Inc.

The ordinance was introduced by Councilmember Meyer.

This is for the study of an area along the riverfront. This is for the access on the north side of the bridge during construction.

After a brief discussion, the ordinance was read a second time and approved on the following vote; Holtmeier-aye, Skornia-aye, Mohesky-aye, Patke-aye, Brinker-aye, Meyer-aye, Sullentrup-aye, Hidritch-aye.

COMMISSION, COMMITTEE AND BOARD REPORTS

* Preliminary Plat – Tolksdorf Addition, Plat 2:

September 15, 2015

Mayor & City Council

City of Washington

Washington, MO 63090

RE: Preliminary Plat – Tolksdorf Addition, Plat 2

Mayor & City Council:

At their September 14, 2015 meeting the Planning & Zoning Commission voted to recommend approval of the above preliminary plat request.

Sincerely,

Thomas R. Holdmeier

Commission Chairman

This is for the proposed lot line to be moved.

A motion to accept the Preliminary Plat into the minutes was made by Councilmember Sullentrup, seconded by Councilmember Mohesky, passed without dissent.

Bill No. 15-11439, Ordinance No. 15-11447, an ordinance approving the Final Plat of Tolksdorf Addition, Plat 2, in the City of Washington, Franklin County, Missouri.

The ordinance was introduced by Councilmember Patke.

With no further discussion, the ordinance was read a second time and approved on the following vote; Holtmeier-aye, Skornia-aye, Mohesky-aye, Patke-aye, Brinker-aye, Meyer-aye, Sullentrup-aye, Hidritch-aye.

MAYOR’S REPORT

- * MML Conference in Kansas City went well. New president is Randall Rhodes from Lee Summit.
- * America in Bloom national conference was last week. Washington retained 5 Bloom rating. Passes out evaluation form: Washington received 879.5 points out of 1,000.
- * Metro Mayors of St. Louis came to Washington last weekend. They took Amtrak to Washington.

CITY ADMINISTRATOR’S REPORT

- * Next Council meeting there will be a presentation on PACE (Public Assessed Clean Energy).
- * All the trash got moved at landfill. Report on cost for this will follow.

CITY ATTORNEY’S REPORT

Public vote on whether or not to hold a closed meeting to discuss personnel, legal and real estate matters pursuant to Section 610.021 RSMo (2000) passed at 8:33 p.m. on the following roll call vote; Holtmeier-aye, Skornia-aye, Mohesky-aye, Patke-aye, Brinker-aye, Meyer-aye, Sullentrup-aye, Hidritch-aye.

The regular session reconvened at 8:52 p.m.

ADJOURNMENT

With no further business to discuss, a motion to adjourn was made at 8:52 p.m. by Councilmember Patke, seconded by Councilmember Mohesky, passed without dissent.

Adopted: _____

Attest: _____
City Clerk

President of City Council

Passed: _____

Attest: _____
City Clerk

Mayor of Washington, Missouri