

AGENDA
MAPLEWOOD CITY COUNCIL MEETING
TUESDAY, NOVEMBER 8, 2022 @ 7:30 P.M.
VIA ZOOM TELECONFERENCE PURSUANT TO CHAPTER 610.015 RSMO
(WWW.CITYOFMAPLEWOOD.COM FOR DETAILS)

1. Call to Order
2. Land Acknowledgement
3. Pledge of Allegiance
4. Roll Call
5. Motion to Excuse Councilperson
6. Approval of the Council Agenda
7. Public hearing to hear citizen's comments on a request by Cowbron Mexican Restaurant to be located at 3248 Laclede Station Rd. for a Full and Sunday liquor license
8. Public Forum
9. Announcements
10. Approval of the October 25, 2022 City Council meeting minutes
11. Motion to approve a Full and Sunday liquor license for Cowbron Mexican Restaurant to be located at 3248 Laclede Station Rd.
12. Human Services Commission Report by President Josh Kryah
13. Election Process
14. City Clerk Karen Scheidt Providing Assistance to Mayor
15. A Resolution of the City Council of the City of Maplewood, Missouri authorizing the City Manager to lease-purchase thirty-six (36) APX6000 portable radios, ten (10) APX8500 car radios, three (3) APX8500 truck radios, twenty (20) APX80000HXE portable radios, one (1) AX 8500 dual control head and ten-year service packages for all radios in the amount not to exceed four hundred twenty-five thousand four hundred fifty-three dollars (\$425,453.00)

16. Bill 6206 an Ordinance of the City Council of the City of Maplewood, Missouri, amending Chapter 14-Businesses and business regulations, Article XIII., Section 14-801. Definitions and Section 14-802.-Short term vacation rentals, amending the regulations for short-term vacation rentals
17. Old Business
18. Council Communication
19. Mayor's Report
20. City Attorney's Report
21. City Manager's Report
22. Public Forum
23. Motion to hold a Closed Session, if needed, to discuss matters relating to litigation, legal actions and/or communication from the City Attorney as provided for in Section 610.021(1)RSMO. and/or specifications for competitive bidding under Section 610.021(11) and/or sealed bids and related documents and sealed proposals and related documents under Section 610.021(11) and/or personnel matters under Section 610.021(13)RSMO. and/or employee matters under Section 610.021(3)RSMO. and/or real estate matters under Section 610.021(2)RSMO. and/or documents related to a negotiated contract under Section 610.021(12)RSMO
24. Adjournment



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PUBLIC HEARING NOTICE

Maplewood City Council will hold a public hearing on 11/8/22 at 7:30 p.m. in the Council Chambers, 7601 Manchester, to hear citizen's comments on a request by Cowbron Mexican Restaurant to be located at 3248 Laclede Station Rd. for a Full and Sunday liquor license.

Ad as appearing in the 10/24/2022 **St. Louis Post-Dispatch**

The October 25, 2022 City Council meeting was called to order at 7:31 p.m., Mayor Knapper presiding.

LAND ACKNOWLEDGEMENT: The Mayor acknowledged that this meeting is being held on traditional lands of the Kickapoo, Osage, Miami, Iroquois and Great Sioux Nation people.

ON ROLL CALL, the following members were present: Mayor Knapper, Councilmember Crosley, Councilmember Faulkingham, Councilmember Homa, Councilmember Page and Councilmember Phillips.

MOTION TO EXCUSE COUNCILPERSON: No need.

APPROVAL OF THE COUNCIL AGENDA: Councilmember Faulkingham motioned to approve, seconded by Councilmember Homa, which motion received the approval of the Council.

PUBLIC HEARING TO HEAR CITIZEN'S COMMENTS ON A REQUEST BY TYLER GARCIA, OWNER OF LOCOZ TACOS, TO BE LOCATED AT 7374 MANCHESTER, FOR A FULL AND SUNDAY LIQUOR LICENSE: No one spoke.

PUBLIC FORUM: Bevan Ketter, 7316 Marietta, a 16-year old MRH student, mentioned an incident that concerned him regarding an unhoused individual where the person disrobed in front of him and his younger brother, then left and went to a nearby food pantry, leaving tin foil and needles on the ground where he stood. He stated he feels unsafe and noted that people and businesses are moving out of the community. Mayor Knapper asked Mr. Ketter where the incident occurred. He stated the man stood by the side of their car and disrobed. Mayor Knapper expressed sympathy that he experienced this and thanked him for alerting the city.

Jenny Schmidt, who lives on Elm Avenue, read a letter previously sent regarding the short-term rental proposal on the agenda tonight. She mentioned the amendment was for one person and the Council should analyze the change and seek resident input. Jenny Schmidt expressed concerns that there was no plan commission review, there was not an effort to seek resident input, the amendment will negatively impact affordable housing and will be impossible for the city staff to enforce.

ANNOUNCEMENTS: Councilmember Phillips made the following announcements:

- The last SOL Food Farmers Market for the season is tomorrow night on the Living Room parking lot at 2810 Sutton from 3:30-6:30 p.m.
- MRH School District is hosting a trunk or treat on Saturday, October 29 from noon to 2:00 p.m. on the ECC parking lot

APPROVAL OF THE OCTOBER 11, 2022 CITY COUNCIL MEETING MINUTES AND CLOSED SESSION MINUTES: Councilmember Faulkingham motioned to approve, seconded by Councilmember Homa, which motion received the approval of the Council.

MOTION TO APPROVE A FULL AND SUNDAY LIQUOR LICENSE FOR TYLER GARCIA, OWNER OF LOCOZ TACOS, TO BE LOCATED AT 7374 MANCHESTER: Councilmember Page motioned to approve, seconded by Councilmember Faulkingham, which motion received the approval of the Council.

SUSTAINABILITY COMMISSION REPORT BY CHAIRMAN STEFAN DENSON: Chairman Denson gave his report.

R22-77, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, TO AUTHORIZE THE SUBMISSION OF A 2022 MUNICIPAL WASTE REDUCTION GRANT APPLICATION TO THE ST. LOUIS COUNTY DEPARTMENT OF PUBLIC HEALTH TO CONDUCT A DOCUMENT SHREDDING EVENT was introduced. It was moved by Councilmember Faulkingham and seconded by Councilmember Homa to approve the resolution, which motion received the following roll call vote: Ayes, Mayor Knapper, members Crosley, Faulkingham, Homa, Page and Phillips. Nays, none.

R22-78, A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, DECLARING ITS SUPPORT FOR THE CREATION OF THE MAPLEWOOD COMMUNITY GROWTH FUND FOUNDATION was introduced. It was moved by Councilmember Faulkingham and seconded by Councilmember Homa to approve the resolution, which motion received the following roll call vote: Ayes, Mayor Knapper, members Crosley, Faulkingham, Homa, Page and Phillips. Nays, none.

BILL 6206, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, AMENDING CHAPTER 14-BUSINESSES AND BUSINESS REGULATIONS, ARTICLE XIII., SECTION 14-801. DEFINITIONS AND SECTION 14-802,-SHORT TERM VACATION RENTALS, AMENDING THE REGULATIONS FOR SHORT-TERM VACATION RENTALS was given its first reading. It was moved by Councilmember Faulkingham, duly seconded by Councilmember Homa, that Bill No. 6206 be moved to its second reading, which motion received the majority approval, by voice vote, of the Council.

On its second reading, it was moved by Councilmember Faulkingham, duly seconded by Councilmember Homa, that Bill No. 6206 be passed to its third and final reading, which motion received the majority approval, by voice vote, of the Council.

BILL 6205, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, AMENDING CHAPTER 56, ZONING, INCLUDING SECTION 56-3.-DEFINITIONS.; SECTION 56-72.-PERMITTED USES; AND SECTION 56-560.-SPECIFICALLY PROHIBITED USES; AND ADDING A NEW SECTION 56-74.-REGULATIONS FOR ACCESSORY DWELLING UNITS, ALL TO ALLOW ACCESSORY DWELLING UNITS AS CONDITIONAL USES IN THE SR SINGLE FAMILY RESIDENTIAL ZONING DISTRICT was given its third and final reading. It was moved by Councilmember Faulkingham, duly seconded by Councilmember Homa, that Bill No. 6205 be approved, which motion received the following roll call vote: Ayes, Mayor Knapper, members Crosley, Faulkingham, Homa, Page and Phillips. Nays, none.

Bill No. 6205 was approved by the City Council on this 25th day of October, 2022 as **Ordinance Number 6000**.

OLD BUSINESS: None.

COUNCIL COMMUNICATION: None

MAYOR'S REPORT:

- Mayor Knapper reminded everyone of the first Elder Resource Fair to be held on November 5 from 9:00 a.m. to 1:00 p.m. at the MRH Early Childhood Center gym.
- The Ryan Hummert Memorial Scholarship Run was held this past Saturday. There is still time to donate to the Scholarship Fund
- Held the *Move with the Mayor* roller disco. Will plan to hold this event again in the spring and will have skate rentals available.
- Has focused on the legal department in the Charter and wants to amend the Charter to add a public defender. Would like this to be a charter amendment and not just an ordinance.
- The November 8 Work Session and City Council meeting will be held virtually due to the election being held in the Council Chambers.

CITY ATTORNEY'S REPORT: No report.

CITY MANAGER'S REPORT:

- Mr. Reese announced the town hall budget meeting will be held on November 9 from 6:00-8:00 p.m. at City Hall.
- The Maplewood Police Department will kick-off the 3rd annual warm clothing drive on November 14.

PUBLIC FORUM: None.

MOTION TO HOLD A CLOSED SESSION, IF NEEDED, TO DISCUSS MATTERS RELATING TO LITIGATION, LEGAL ACTIONS AND/OR COMMUNICATION FROM THE CITY ATTORNEY AS PROVIDED FOR IN SECTION 610.021(1)RSMO. AND/OR SPECIFICATIONS FOR COMPETITIVE BIDDING UNDER SECTION 610.021(11) AND/OR SEALED BIDS AND RELATED DOCUMENTS AND SEALED PROPOSALS AND RELATED DOCUMENTS UNDER SECTION 610.021(11) AND/OR PERSONNEL MATTERS UNDER SECTION 610.021(13)RSMO. AND/OR EMPLOYEE MATTERS UNDER SECTION 610.021(3)RSMO. AND/OR REAL ESTATE MATTERS UNDER SECTION 610.021(2)RSMO. AND/OR DOCUMENTS RELATED TO A NEGOTIATED CONTRACT UNDER SECTION 610.021(12)RSMO: None.

There being no further business before the Council, the meeting adjourned.

Public Hearing fee \$315

PETITION FOR LIQUOR LICENSE
CITY OF MAPLEWOOD
7601 Manchester Road
Maplewood, MO 63143
(314) 645-3600

SECTION 1

DATE: 10-18-22

1. NAME OF ESTABLISHMENT: Caribon Mexican Restaurant
2. ADDRESS OF ESTABLISHMENT: 3248 Laclede Station Rd.

Maplewood MO 63143 314-282-0055
(CITY) (STATE) (ZIP) (PHONE)

3. Is ownership a corporation or partnership? If so, list names and addresses of individuals and their title(s):

Cristobal M. Dominguez Hernandez 3491 Fee Fee Ln Bridgeton
Felix Rodriguez 8739 Mavis Pl. St. Louis, MO

4. NAME OF OWNER OR MANAGING OFFICER: Cristobal M. Dominguez

5. Type of license requested - separate license shall be obtained for each of the following classes of sales: (Please check each classification that applies)

<u>Indicate Type of License Applied For:</u>	<u>Fee</u>
A. <u>STORAGE OF NON-INTOXICATING BEER</u> For beer depot or store room, handling, selling or storing non-intoxicating beer.	\$75.00
B. ☒ <u>FULL LIQUOR LICENSE</u> To sell intoxicating liquor in excess of 5% by weight, by the drink at retail for consumption on the premises where sold.	\$450.00
C. <u>PACKAGED INTOXICATING LIQUOR</u> To sell intoxicating liquor in the original package at retail only, and not for consumption on the premises where sold.	\$150.00
D. <u>SUNDAY PACKAGE LIQUOR LICENSE</u> To sell intoxicating liquor in the original package at retail only, and not by the drink, not for consumption on the premises (which shall include the right to sell non-intoxicating beer at retail in the original package) on Sundays between the hours of 9:00 a.m. and 12:00 midnight.	\$300.00

- E. MALT LIQUOR BY THE DRINK - 5% OR WINES NOT IN EXCESS OF 14% ALCOHOL BY WEIGHT
To sell malt liquor containing alcohol over 3.2% but not more than 5% by weight at retail by the drink for consumption on the premises, where sold (includes light wines. \$ 52.50
- F. PACKAGED MALT LIQUOR OR LIGHT WINES (5% MALT LIQUOR)
To sell malt liquor containing over 3.2% but not more than 5% by weight in the original package at retail only, and not for consumption on the premises, where sold. \$ 22.50
- ~~G.~~ SUNDAY LIQUOR BY THE DRINK
To sell intoxicating liquor in excess of 5% percent by weight by the drink at retail for consumption on the premises (which shall include the right to sell non-intoxicating beer at retail by the drink for consumption on the premises) on Sundays between the hours of 9:00 a.m. and 12:00 midnight provided all requirements of state law are complied with. \$300.00
- H. MANUFACTURER SOLICITOR'S LICENSE
To sell intoxicating liquor containing not in excess of twenty-two percent (22%) of alcohol by weight and the privilege of selling to duly licensed wholesalers and soliciting orders for sale of intoxicating liquor containing not in excess of twenty-two percent of alcohol by weight, to, by or through a duly licensed wholesaler on the premises where sold. \$250.00
- I. ORIGINAL PACKAGE TASTING
To conduct wine, malt beverage and distilled spirit tasting on the licensed premises upon receipt of a special permit. \$ 25.00

Applicant hereby agrees that if a license is granted upon this petition, that applicant or any officer, agent, employee, or servant of applicant will not violate any provision of said Ordinance No. 4121 or of any amendments hereafter made to said ordinance, or any law of the State of Missouri or other ordinance of the City of Maplewood while in and upon the premises of the applicant herein described or knowingly allow any other person so to do.

Cristobal M. Dominguez
Printed Name of Applicant

[Signature]
Signature

Date

INTEROFFICE MEMORANDUM

TO: Michael Reese, City Manager

FROM: Pete Marsac, Fire Chief
Matt Nighbor, Police Chief

DATE: October 31, 2022

RE: Police and Fire Radios

St. Louis County created the E911 Radio/Dispatching System in 2012 to ensure radio communications during a disaster event allowing for communication between Police and Fire Dispatchers. This need became apparent after the September 11th, 2001 attacks. St. Louis County contracted with Motorola to create a radio communication system for all of St. Louis County. When this system first went online in 2012, the City was provided with the required radios for Police and Fire, both portable radios as well vehicle radios.

The City has been informed by Motorola that the current radios in use are no longer serviceable. This means that if a radio quits working, the City would not be able to repair the radio, but would need to purchase a new replacement radio. This is true for all Police and Fire services within St. Louis County. All the radios must be purchased from Motorola as the radio communications system was built and is still maintained by Motorola.

Currently, all the radios are in good working order. There are no known issues that would prevent any current radios that are in working order to stop working (i.e., a move from 3G to 5G networks, etc.)

Motorola has provided quotes to all Police and Fire Departments within St. Louis County for the replacement of all of their radios with financing over a 10-year period with Motorola Solutions. This quote offers a discount per radio as high as \$3,310.65 per radio. While this discount is significant, Motorola is requiring acceptance of the quote no later than December 9th, 2022.

This short deadline has not provided the City with the opportunity to review all options, including only replacing radios as needed annually, and financing from an outside source. While we continue to review options and determine the best course of action for the City, we are requesting that a resolution to allow the City Manager to sign the lease agreement be approved with the understanding that the City will continue to evaluate our options and look for the best, most economical option for the City.

While weighing all options available, we may determine that replacing all or a portion of the radios makes the most sense for the City. We would just like the opportunity to take the time to see what would make sense for the City. Approving the City Manager to sign the lease agreement if necessary, relieves the stress of making a rushed decision without having investigated all options available to the City.

RESOLUTION

R22-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI AUTHORIZING THE CITY MANAGER TO LEASE-PURCHASE THIRTY-SIX (36) APX6000 PORTABLE RADIOS, TEN (10) APX8500 CAR RADIOS, THREE (3) APX8500 TRUCK RADIOS, TWENTY (20) APX8000HXE PORTABLE RADIOS, ONE (1) APX8500 DUAL CONTROL HEAD AND TEN-YEAR SERVICE PACKAGES FOR ALL RADIOS IN THE AMOUNT NOT TO EXCEED FOUR HUNDRED TWENTY-FIVE THOUSAND FOUR HUNDRED FIFTY-THREE DOLLARS (\$425,453.00).

WHEREAS, the City of Maplewood wishes to lease-purchase thirty-six (36) APX6000 Police Portable Radios, ten (10) APX8500 Police Vehicle Radios, three (3) APX8500 Fire Truck Radios, twenty (20) APX8000HXE Portable Fire Radios, one (1) APX8500 Dual Control Head Radio all including a 10-year service package for dispatch and communications; and

WHEREAS, the current Motorola Radios are no longer serviceable, and only Motorola Radios will work with the County E911 service; and

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

The City Manager is hereby authorized to purchase the Police and Fire Radios (Portable and Vehicular) in an amount not to exceed \$425,453.00.

Passed this day of , 2022.

Nikylan Knapper, Mayor

Attest:

Karen Scheidt, City Clerk

Approved this day of , 2022.

Nikylan Knapper, Mayor

Attest:

Karen Scheidt, City Clerk

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, AMENDING CHAPTER 14 – BUSINESSES AND BUSINESS REGULATIONS, ARTICLE XIII., SECTION 14-801. DEFINITIONS AND SECTION 14-802. – SHORT TERM VACATION RENTALS, AMENDING THE REGULATIONS FOR SHORT-TERM VACATION RENTALS.

WHEREAS, the City Council may adopt ordinances necessary to preserve the health, safety, and welfare of its residents; and

WHEREAS, the Section 14-802 of the City's Code of Ordinances contains regulations for short-term vacation rentals in the City of Maplewood; and

WHEREAS, the City Council recognizes that such regulations are necessary to limit the impact of transient occupants in residential neighborhoods and to allow citizens to enjoy quiet enjoyment of their homes and properties; and

WHEREAS, the City Council further recognizes that some citizens of the City of Maplewood wish to utilize their primary legal residence as a short-term vacation rental property temporarily when they are not using the property; and

WHEREAS, after due consideration, the City Council now finds and determines that it would be in the best interest of the City to allow such citizens to rent their primary legal residence as a short-term vacation rental property while they are not using the residence for up to thirty nights per year and that doing so will have a limited impact on residential neighborhoods.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, AS FOLLOWS:

Section I. Chapter 14, Article XIII, Section 14-802. Short term vacation rentals. is hereby amended by deleting the existing subsection (c) and replacing it with the following:

- (c) The owner of the short term vacation rental shall spend the night on-site at the short term vacation rental property at all times during the term of any short term vacation rental except that during each short term rental permit year (from July 1 to June 30), the owner may rent the short term vacation rental for a total of thirty (30) days without spending the night on-site as otherwise required herein.

Section II. Chapter 14, Article XIII, Section 14-802. Short term vacation rentals. is hereby amended by deleting subsection (d) in its entirety.

Section III. This ordinance shall take effect and be in force from and after its passage and approval as provided by law.

Passed this 8th day of November, 2022

Nikylan Knapper, Mayor

Attest:

Karen Scheidt

Approved this 8th day of November, 2022

Nikylan Knapper, Mayor

Attest:

Karen Scheidt, Mayor