

**FESTUS CITY COUNCIL
PUBLIC HEARING
Rezoning 1405 W. Main St. R-1 to B-1
Rezoning 701 S. Truman Blvd. B-2 to R-4
May 23, 2022
5:50 p.m.**

Two public hearings were held at 5:50 p.m. on May 23, 2022 in the Council Chambers at Festus City Hall for the of 1405 W. Main Street from R-1 to B-1 and 701 S. Truman Blvd. B-2 to R-4.

Present in the Council chambers: Mayor Richards, City Administrator Greg Camp, City Clerk Kerry Patek and Building Official Mark Harris. Councilmembers Dave Boyer, Mike Cook, Jim Tinnin, Bobby Venz, Staci Templeton. Councilmembers present via Zoom Brian Wehner, Kevin Dennis and Jim Collier.

Rezoning of 1405 W. Main Street

Resident of 1409 W. Main addressed the Council voicing his opposition of the rezoning due to traffic congestion, there are other day care centers in the area and the crime problems with the apartment complex nearby.

The applicant requesting the rezoning stated that he is operating other daycare centers and there is a definite need since Wee Care is closing where there were 225 spots. The applicant did not feel there would be anymore traffic congestion than what is already there. Applicant stated there would be a fence around the facility.

Resident of 1413 W. Main stated she was not against the day care center but was concerned about traffic congestion, speeding and crime in the area.

Police Chief Tim Lewis did not think the day care center would contribute to any more traffic congestion than what is already there.

Being no further comments, Mayor Richards closed the hearing.

Rezoning of 701 S. Truman Blvd.

Tammy Fadler, owner of the adjoining property, addressed Council over the proposed development. She wanted to know what the intent of the developer was, will the development create traffic problems. Are there any concerns with the Festus School District early childhood center which will be located at the old Wee Care facility and traffic, etc. She stated she has a major development in the future for the adjoining property.

Attorney for the developer addressed Council regarding the proposed development of a 240 unit apartment complex along with a power point presentation.

Being no further comments, Mayor Richards closed the hearing.

**FESTUS CITY COUNCIL
MEETING MINUTES
May 23, 2022
6:00 p.m.**

The City Council of the City of Festus, Missouri met in regular session on May 23, 2022 at 6:00 p.m. The following Council members were present for roll call in the Council chambers: Boyer, Templeton, Venz, Cook and Tinnin. Councilman Dennis, Collier and Wehner present via Zoom. Absent: None. Mayor Richards presided over the meeting. Also present in the Council chambers were Finance Director Stephanie Cunningham, City Clerk Kerry Patek, Public Works Director Matt Unrein, Parks Director Josh Whaley, Building Official Mark Harris, Fire Chief Travis Wood, Police Chief Tim Lewis, Tourism Director Barb Lowry, Treasurer Lori Eisenbeis, City Administrator Greg Camp and City Attorney Brian Malone.

Council, staff, etc. then said the Pledge of Allegiance.

Approval of Consent Agenda

Mayor Richards announced the bills were in the amount of \$166,861.88. Motion to approve the bills, minutes of the Council Meeting of May 10, 2022 was made by Councilman Cook, seconded by Councilman Venz and approved by the following votes: Ayes – Boyer, Collier, Dennis, Wehner, Templeton, Venz, Tinnin and Cook; Nays – none.

Correspondence

Festus High School requested permission to have a fireworks display on May 24, 2022 at their graduation ceremony. Councilman Dennis made a motion to approve the request, seconded by Councilwoman Templeton. Motion carried unanimously.

Visitors

Fire Chief Travis Wood introduced new Fire Department staff Shannon Peters and Kyra Gilkey.

Bids

Police Department – Request to Sell Surplus Property

Chief Lewis requested to sell surplus property as listed in the council packet.

Councilman Tinnin made a motion to approve this request, seconded by Councilman Boyer. Motion was approved unanimously.

Library – Repairs to HVAC System

Library Director Elizabeth Steffen requested approval of repairs to rooftop units 1 and 2 and coil washing all rooftop units in the amount of \$9,763.00. Councilman Boyer made a motion to approve this request, seconded by Councilman Dennis.

Motion was approved by the following votes: Ayes – Boyer, Collier, Dennis, Wehner, Templeton, Venz, Cook and Tinnin; Nays – None.

411 S. Mill Street Demolition

Building Official Mark Harris requested permission to approve the bid for the demolition of the structure at 411 S. Mill Street. Mr. Harris received four bids as follows: S.

Bolinger & Associates \$10,500; Exterior Creations \$14,300; Herzog Demo & Excavation \$19,350 and Baker Landscaping \$55,285.39. Mark stated after reviewing all bids staff recommends accepting the bid from Exterior Creations for \$14,300 plus \$350 for asbestos abatement.

Councilman Venz made a motion to approve the bid from Exterior Creations, seconded by Councilman Wehner. Motion was approved by the following votes: Ayes – Boyer, Collier, Wehner, Templeton, Venz, Cook, Dennis and Tinnin; Nays – None.

Ordinances and Resolutions

Bill No. 4683 – An Ordinance of the City Council of the City of Festus, Missouri; Amending the Zoning Map of said City as established by the Planning and Zoning Ordinances of the City of Festus, Missouri; and establishing an effective date. Clerk Patek read Bill No. 4683 for the first time. Mayor Richards called for discussion. Building Official Mark Harris gave a staff report stating this was the request for rezoning for 1405 West Main Street from R-1 to B-1 and that the Planning and Zoning Commission had unanimously recommended the rezoning for approval. Councilmembers discussed the rezoning. Councilman Boyer made a motion to suspend the rules and read Bill No. 4683 for the second time, motion seconded by Councilman Dennis. Motion did not carry unanimously so Bill No. 4683 will be held over for a second reading on June 13, 2022.

Bill No 4684 - An Ordinance of the City Council of the City of Festus, Missouri; Amending the Zoning Map of said City as established by the Planning and Zoning Ordinances of the City of Festus, Missouri; and establishing an effective date. **Clerk Patek read Bill No. 4684 for the first time. Mayor Richards called for discussion. Building Official Mark Harris gave a staff report stating this was the request for rezoning for 701 South Truman Blvd. from B-2 to R-4 and that the Planning and Zoning Commission had unanimously recommended the rezoning for approval. Councilmembers discussed the rezoning. Councilman Cook made a motion to suspend the rules and read Bill No. 4684 for the second time, motion seconded by Councilman Boyer. Motion carried unanimously. Clerk Patek read Bill No. 4684 for the second time. Bill No. 4684 was approved by the following votes: Ayes – Boyer, Collier, Templeton, Wehner, Venz, Dennis, Cook and Tinnin; Nays – none. Mayor Richards declared Ordinance No. 4684 passed.**

Bill No 4685 - An Ordinance of the City Council of the City of Festus, Missouri; Approving the Final Plat of Twin Valley Subdivision Phase II; and establishing an effective date. **Clerk Patek read Bill No. 4685 for the first time. Mayor Richards called for discussion. Building Official Mark Harris gave a staff report and stated the Planning and Zoning Commission had unanimously recommended approval. Councilman Tinnin made a motion to suspend the rules and read Bill No. 4685 for the second time, motion seconded by Councilman Cook. Motion carried unanimously. Clerk Patek read Bill No. 4685 for the second time. Bill No. 4685 was approved by the following votes: Ayes – Boyer, Collier, Templeton, Wehner, Venz, Dennis, Cook and Tinnin; Nays – none. Mayor Richards declared Ordinance No. 4685 passed.**

Bill No 4686 - An Ordinance of the City Council of the City of Festus, Missouri; Approving the Conditional Use Permit for 1506 Parkway West; and establishing an effective date. **Clerk Patek read Bill No. 4686 for the first time. Mayor Richards called for discussion. Building Official Mark Harris gave a staff report and stated the Planning and Zoning Commission had unanimously recommended approval. Councilman Venz made a motion to suspend the rules and read Bill No. 4686 for the second time, motion seconded by Councilwoman Templeton. Motion carried unanimously. Clerk Patek read Bill No. 4686 for the second time. Bill No. 4686 was approved by the following votes: Ayes – Boyer, Collier, Templeton, Wehner, Venz, Dennis, Cook and Tinnin; Nays – none. Mayor Richards declared Ordinance No. 4686 passed.**

New Business

Police Chief Tim Lewis announced his 40th year in law enforcement and his retirement date of May 1, 2023 and stated he would help transition the department to a new chief and that his recommendation would be to promote Captain Doug Wendel. Mayor Richards thanked Chief Lewis for his service.

Old Business - None

Reports

Councilman Cook – Congratulated Chief Lewis. Stated he would like the City to participate in the tax free weekend this year due to the current state of the economy and to consider suspending water turn-offs until the economy gets better.

Councilwoman Templeton – Congratulated Chief Lewis.

Councilman Venz – Congratulated Chief Lewis and stated that he was great to work with and will be missed. Agreed with Councilman Cook regarding the tax free weekend.

Councilman Tinnin – Congratulated Chief Lewis and commented on his start from Southeast Missouri State University to Festus Police Chief. Commented on the car show and the unfortunate weather.

Councilman Dennis – Stated he hated to see Chief Lewis and they started to working together about the same time. Asked about the closure of Horine Road for almost a week. Public Works Director Matt Unrein stated he would look into it and bring something back to Council in about a month to review.

Councilman Wehner – Offered support and admiration for Chief Lewis and that he has been a rock and kept problems to a minimum. Stated that he was excited about the West Ridge Apartment project.

Councilman Collier – Congratulated Chief Lewis and thanked him for his many years of service and that his recommendation for his replacement will be considered.

Mayor Richards – Congratulated Chief Lewis on 40 years and stated that they worked together when the Mayor was a junior police officer in Crystal City. Stated that the car show went well even with the bad weather and that the sponsors of the event want to hold it again in Festus next year.

Adjournment

Councilman Cook made a motion to adjourn, seconded by Councilwoman Templeton. On a call by the chair the motion carried unanimously. Meeting adjourned.