

**St. Charles County Council Journal
Regular Meeting – June 12, 2023**

The St. Charles County Council met on Monday, June 12, 2023, at 7:00 p.m. in the Council Chambers at 100 North Third Street, St. Charles, MO 63301.

Council Chair Hollander introduced Councilman Mike Elam who provided the invocation and led the Pledge of Allegiance.

The following roll call was taken by the clerk:

Councilman Matt Swanson	present
Councilman Joe Brazil	absent
Councilman Mike Elam	present
Councilman Dave Hammond	present
Councilman Terry Hollander	present
Councilwoman Nancy Schneider	present
Councilman Tim Baker	present

County Executive Staff present:

Steve Ehlmann, County Executive
Joann Leykam, Director of Administration
John Greifzu, Assistant Director of Administration
Bob Schnur, Assistant Director of Administration

County Counselor's Office:

Brian Wise, Associate County Counselor

IN THE MATTER OF)
CONDITIONAL USE PERMITS)
BILLS FOR INTRODUCTION)

Bill No. 5191 – Sponsored by Matt Swanson, AN ORDINANCE GRANTING CONDITIONAL USE PERMIT CUP22-07 FOR A RURAL RECREATIONAL ACTIVITY TO JACOB MAECHLING AND GWEN MAECHLING, PROPERTY OWNERS, AND HIGHLANDER FARM, LLC, APPLICANT

Robert Myers, Planning and Zoning Division Director, was sworn in by Council staff and presented an overview of the application for an outdoor farm camp for up to 100 kids that would operate for 2 months during the summer daylight hours. Temporary improvements including a tent, port-a-potties and hand washing stations would be made. The parcel is bordered by residential properties and the applicant has proposed landscape buffers and staggered drop off and pick up times to minimize impact. Myers explained the application failed at the Planning and Zoning meeting by a vote of 1-7 and would require a supermajority vote of the Council to pass.

The applicant was not present to explain the request for the conditional use permit. Councilman Swanson stated he knows the area and where it is located and they have been in operation for numerous years however, Swanson noted he was never contacted by the applicant concerning their application.

Public Hearing

Arnie Dienoff – O’Fallon resident, was sworn in by Council staff and shared his opinion that the applicant should be given a second chance to appear before the Council. Dienoff stated he questions the safety of the campers when people on the sex offender live in the area and has unanswered concerns regarding trash pickup and food prep areas at the camp.

IN THE MATTER OF)
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PUBLIC COMMENTS)

Council Chair Hollander opened the floor for public comments stating they will hear six speakers on each topic alternating pro and con and allowing three minutes per speaker.

Arnie Dienoff – O’Fallon resident, stated it is wrong to take ARPA block grant funds to benefit Smartt Field that constantly floods, renewed his request for a county audit to include the prosecuting attorney, stated the County Executive is not transparent and has not provided a recap from the county lobbyists.

St. Charles City-County Library

Rachel Homolak, St. Charles County resident, dressed as a man in drag to make her case that there should be a public standard of dress for library employees. Homolak referenced a male library employee who dresses in drag and works in the children’s area, as a way the library is testing the waters on how far they can push sexual expression on children. Homolak stated this effective visual communication is unacceptable and inappropriate.

Terry Etherton – Wentzville resident, shared concerns about paying taxes for public indoctrination to LGBTQ issues. Etherton questioned the library’s policies on dress code and hiring practices for directors. Etherton questioned if dressing in drag is appropriate and suggested the current CEO of our library district resigned from his last library position with a large severance package because of a DEI program. Etherton stated the CEO is not a good fit for this conservative county.

Colleen Etherton – Wentzville resident, stated she was supportive of Homolak in the fight for kids not to feel the need to change their identity. Etherton believes the publicly funded library is wrongly pushing sexual identity issues on children and stated the employee who purchases books for the library is letting her personal beliefs influence the books that are bought to push alternative sexual norms.

Vanessa Hogedorn, St. Charles County resident, stated as a child advocate, former teacher and mother, her duty is to protect her children from the abuse of sexual confusion. Hegedorn stated cross dressing library employees who express their sexuality is confusing, harmful to children, meant to influence and against her beliefs. Hogedorn suggested a neutral dress code for library employees and that the safety of her children should not be compromised because of a grown man’s feelings.

**IN THE MATTER OF)
ORAL REPORT)
FROM THE COUNTY EXECUTIVE)**

Steve Ehlmann, County Executive, clarified that the County appoints 5 members to the Library District Board, but the Library District is an independent political subdivision. Ehlmann also pointed out St. Charles County Government has no authority over the policies the board makes. He encouraged the prior speakers to express their thoughts to the Library Board.

Ehlmann announced that Vicky Huesmann, will give a presentation on the 2023 state legislative session at the next County Council meeting.

Councilwoman Schneider stated she was a past member of the Library Board, understood the sentiments offered, and invited all to attend the board’s next meeting on June 20, 2023, at 7:00 p.m. in Room A at the Spencer Road Branch.

Councilman Baker questioned if the County provides funds to the Library, to which Ehlmann answered no.

**IN THE MATTER OF)
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CONSENT AGENDA)**

Council Chair Hollander asked if there were any items to be removed from the Consent Agenda. Hearing none, Councilman Elam made a motion to approve the Consent Agenda, seconded by Councilman Swanson and approved by all present. The approved items are as follows:

Approval of Journal of the previous meeting – 5-30-2023

Approval of Purchases

Highway - Heavy Duty Single Axle Dump Truck Chassis (3 qty)/Truck Centers, Inc./\$323,637.00
- 750 Truck Chassis (2 qty)/Broadway Ford Truck Sales, Inc./\$175,506.00

Emergency Communications

- Motorola – Emergency Callworks – 911 System Renewal/Motorola/\$6,463,469.00
- Motorola – NG Core Services/Motorola/\$4,908,373.61

Parks and Recreation – Aerial Lift with Trailer (1 qty)/Vermeer Midwest/\$160,550.00

Roads and Traffic – License Plate Recognition Installation/Reinhold Electric, Inc./\$897,925.00

Nominations and Appointments

Building Commission

- Henry Hoff - mechanical profession - reappointment - term expires 6-30-26
- Roger Montgomery - engineering profession - reappointment - term expires 6-30-26
- Bradley Bathe - electrical profession - fills vacancy left by Timothy Branham - term expires 6-30-26
- Vince Byrd - plumbing profession - fills vacancy left by Daniel Holder - term expires 6-30-24
- Scott Weaver - residential construction profession – fills vacancy left by Austin Johnson - term expires 6-30-24
- Jeff Droste - commercial construction profession - corrects scrivener’s error- term expires 6-30-25
- Stephen Hollander - architectural profession – corrects scrivener’s error - term expires 6-30-25

Miscellaneous

Highway - Change Order No. 2, Amcon Municipal Concrete, LLC/Concrete Removal and Replacement CR-22-E/\$95,028.50

- Change Order No. 1, E. Meier Contracting, Inc/Asphalt Overlay 2023/\$343,171.41

Facilities - Change Order No. 6, Schneider Electric Buildings Americas, Inc./Energy Conservation Assessment Project - relocation of heat pumps/\$58,452.40

IN THE MATTER OF)
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RESOLUTIONS)

Resolution No. 23-02 - Sponsored by Council as a Whole, A RESOLUTION RECOGNIZING THE WEEK BEGINNING ON SEPTEMBER 11, 2023, AS “CELEBRATE COMMUNITY WEEK” IN ST. CHARLES COUNTY

There being no discussion, Council Chair Hollander requested the following roll call vote: Councilman Swanson – yes, Councilman Brazil – absent, Councilman Elam – yes, Councilman Hammond – yes, Councilman Hollander – yes, Councilwoman Schneider – yes, Councilman Baker – yes. Resolution No. 23-02 was approved 6-0.

Council Chair Hollander encouraged citizens to get involved with the many volunteer services in the community.

IN THE MATTER OF)
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BILLS FOR FINAL PASSAGE)

Bill No. 5187 – Sponsored by Nancy Schneider, AN ORDINANCE AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE INTERGOVERNMENTAL AIRPORT IMPROVEMENT PROGRAM CONTRACT AGREEMENT WITH THE FEDERAL AVIATION ADMINISTRATION AND ACCEPTANCE OF GRANT FUNDS

There being no discussion, Council Chair Hollander requested the following roll call vote: Councilman Swanson – yes, Councilman Brazil – absent, Councilman Elam – yes, Councilman Hammond – yes, Councilman Hollander – yes, Councilwoman Schneider – yes, Councilman Baker – yes. Bill No. 5187 was approved 6-0.

Bill No. 5188 – Sponsored by Terry Hollander – AN ORDINANCE AMENDING THE 2023 BUDGET ADOPTED BY ORDINANCE 22-087 BY PROVIDING A SUPPLEMENTAL APPROPRIATION TO THE BUDGET OF THE ST. CHARLES COUNTY POLICE DEPARTMENT

There being no discussion, Council Chair Hollander requested the following roll call vote: Councilman Swanson – yes, Councilman Brazil – absent, Councilman Elam – yes, Councilman

Hammond – yes, Councilman Hollander – yes, Councilwoman Schneider – yes, Councilman Baker – yes. Bill No. 5188 was approved 6-0.

Bill No. 5189 – Sponsored by Terry Hollander – AN ORDINANCE AUTHORIZING THE COUNTY EXECUTIVE OR HIS DESIGNEE TO EXECUTE A MEMORANDUM OF UNDERSTANDING BETWEEN ST. CHARLES COUNTY AND THE MISSOURI DEPARTMENT OF CORRECTIONS FOR THE ADMINISTRATION AND READING OF TUBERCULOSIS SKIN TESTS (“TST”) AND FOR THE ADMINISTRATION OF SPECIFIED VACCINATIONS TO DEPARTMENT EMPLOYEES, VOLUNTEERS AND INTERNS

There being no discussion, Council Chair Hollander requested the following roll call vote: Councilman Swanson – yes, Councilman Brazil – absent, Councilman Elam – yes, Councilman Hammond – yes, Councilman Hollander – yes, Councilwoman Schneider – yes, Councilman Baker – yes. Bill No. 5189 was approved 6-0.

Bill No. 5190 – Sponsored by Joe Brazil – AN ORDINANCE AUTHORIZING THE COUNTY EXECUTIVE TO ACCEPT TWO GRANTS FROM THE MISSOURI DEPARTMENT OF NATURAL RESOURCES (“DNR”) TOTALING FIVE THOUSAND AND TWENTY-FIVE DOLLARS (\$5,025) OF FINANCIAL ASSISTANCE FROM THE FEDERAL DRINKING WATER STATE REVOLVING FUND CAPITALIZATION GRANTS FOR THE ST. CHARLES COUNTY PARKS & RECREATION DEPARTMENT TO CAP ABANDONED WELLS

There being no discussion, Council Chair Hollander requested the following roll call vote: Councilman Swanson – yes, Councilman Brazil – absent, Councilman Elam – yes, Councilman Hammond – yes, Councilman Hollander – yes, Councilwoman Schneider – yes, Councilman Baker – yes. Bill No. 5190 was approved 6-0.

IN THE MATTER OF)
)
BILLS FOR INTRODUCTION)

Bill No. 5192 - Sponsored by Joe Brazil, AN ORDINANCE AMENDING THE CONDITIONS OF CONDITIONAL USE PERMIT NO. 112 TO ALLOW FOR THE REPLACEMENT OF AN EXISTING 102-FOOT TELECOMMUNICATIONS TOWER WITH A 156-FOOT TOWER TO WANDA S. COUCH AND AMEREN MISSOURI

Bill No. 5193 - Sponsored by Joe Brazil, Dave Hammond, AN ORDINANCE EXTENDING THE DURATION WITHIN WHICH A CONDITIONAL USE PERMIT MUST BE IN PLACE AND IN ACTIVE USE BEFORE IT IS CONSIDERED NULL AND VOID FOR ALL PERMITS SET TO EXPIRE DURING THE CURRENT SIX HUNDRED AND SIXTY-EIGHT DAY EXTENSION PERIOD FROM THE END OF THE DECLARED EMERGENCY, AUGUST 31, 2021, THROUGH AUGUST 31, 2023

Councilman Hammond motioned to table the bill, seconded by Councilman Elam and approved by all present.

Amy Muench-Lick, project manager for the general contractor affected by this extension, explained that material delays and unforeseen excavation work made this third extension necessary. Muench-Lick stated the operation is ready to open once the final materials arrive. Councilman Hammond requested pictures of the project.

Mike Hurlbert, Director of Community Development, explained this extension covers 2 other CUPs, one of which is also seeking an extension. Councilman Swanson requested clear reasons for the extensions because other businesses are opening without problems.

Bill No. 5194 - Sponsored by Terry Hollander, AN ORDINANCE AMENDING THE 2023 BUDGET ADOPTED AS ORDINANCE 22-087 BY TRANSFERRING UNENCUMBERED APPROPRIATIONS BETWEEN LINE ITEMS IN THE CIRCUIT COURT CAPITAL PROJECTS FUND

Bill No. 5195 - Sponsored by Terry Hollander, AN ORDINANCE AMENDING THE 2023 BUDGET ADOPTED BY ORDINANCE 22-087 RELATING TO THE OFFICE OF PROSECUTING ATTORNEY BY DELETING ONE (1) ATTORNEY IV AND ADDING A POSITION OF FIRST ASSISTANT PROSECUTING ATTORNEY, AND AMENDING CHAPTER 115 OF THE ORDINANCES OF ST. CHARLES COUNTY, MISSOURI (“OSCCMO”) RELATING TO THE BASIC PAY PLAN BY PLACING THE CHARTER ESTABLISHED POSITION OF FIRST ASSISTANT PROSECUTING ATTORNEY IN THE PAY PLAN

Joe McCulloch, Prosecuting Attorney, explained this request for a First Assistant would provide for someone to assist with personnel, budget and office policy and set the office structure to clearly define the second in charge during any absence of his.

Bill No. 5196 - Sponsored by Joe Brazil and Mike Elam, AN ORDINANCE WAIVING CERTAIN FEES FOR RECYCLING AND BUILDING PERMITS FOR THE NEW MELLE FIRE PROTECTION DISTRICT TO ASSIST THE FIRE DEPARTMENT WITH THE CONSTRUCTION OF THE NEW MELLE FIRE DISTRICT STATION # 1 TO BE LOCATED AT 45 FORISTELL ROAD

IN THE MATTER OF)
ANNOUNCEMENTS AND)
MISCELLANEOUS)

Councilman Baker commended police officers Angelo Marino and Michael Clark for their successful handling of a suicidal man. Baker also commended Police Chief Kurt Frisz for his well trained police force.

Councilman Swanson announced Flag Day was June 14, and encouraged residents to properly dispose of worn flags at the County collection event on June 14th.

Councilman Elam motioned to adjourn, seconded by Councilman Hammond and approved by all present. The meeting adjourned at 7:53 p.m.

Examined and Approved

A handwritten signature in blue ink, appearing to read "T. Hollander", written over a horizontal line.

Terry Hollander, Council Chair
St. Charles County, Missouri

/csf