



CITY COUNCIL MEETING MINUTES

May 9, 2016

7:00 pm

The following councilmembers were present with Mayor John McTaggart presiding:

Jason Gillam Chuck Adams
Margaret Shriver Chuck Stites
Garrett Mellott

The following staff members were present:

- Michael Webb, City Manager
- David Duckers, City Attorney
- Sid Mitchell, Police Captain
- Tim Whitham, Fire Chief
- David Knopick, City Planner
- Zack Daniel, Assistant to the City Manager/City Clerk

APPROVE MINUTES OF APRIL 25, 2016

Councilmember Shriver made the motion to approve the minutes. Councilmember Gillam seconded the motion. Mayor McTaggart requested a roll call vote, which passed unanimously.

STATEMENT OF BILLS PAID \$175,931.97

Councilmember Stites made the motion to approve the statement of bills paid. Councilmember Adams seconded the motion. Mayor McTaggart requested a roll call vote, which passed unanimously.

Prior to requests or comments from the public, Mayor McTaggart read a proclamation designating May 15-21 as EMS Week in the City of Edwardsville, with the theme being 'Called to Care'

REQUESTS OR COMMENTS FROM THE PUBLIC

David Andervitch, 1021 Riverview Dr. made comments asking the Council to reconsider the proposed road improvement project for 102nd St. that were discussed at a public meeting on May 26. He stated he is opposed to the proposed improvements. He cited that he opposed the removal of trees for the purposed of installing a sidewalk. He also expressed concern that property values and taxes would be raised as a result of the improvements.

Jim Walters, Unified Government District 7 representative, addressed the Council and noted he was available to answer questions and concerns regarding the K-32 Quiet Zone study. He also noted there would be additional discussion on the topic at the May 26 meeting of the Unified Government Commission meeting.

Lauren Raymer, 135 N. 102nd, addressed the Council, stating her opposition to the proposed road improvements. She indicated that she wanted to maintain the rural atmosphere of the area.

CONSIDER A MOTION TO RECESS INTO EXECUTIVE SESSION IN ACCORDANCE WITH K.S.A 75-4319(B)(2) REGARDING CONSULTATION WITH THE CITY ATTORNEY FOR MATTERS WHICH WOULD BE DEEMED PRIVILEGED IN THE



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ATTORNEY-CLIENT RELATIONSHIP AND WITH K.S.A. 75-4319(B)(6) REGARDING PRELIMINARY DISCUSSIONS RELATING TO THE ACQUISITION OF REAL PROPERTY

City Manager Michael Webb noted that Tim Orrick from the Orrick & Erskine law firm was present and would be joining the session. Councilmember Adams made the motion to recess into executive session in accordance with all application state statutes, not to return until 7:35. Councilmember Mellott seconded the motion. Mayor McTaggart requested a roll call vote, which passed unanimously.

The group returned at 7:35 and Councilmember Adams made the motion to close the executive session. Councilmember Stites seconded the motion. Mayor McTaggart requested a roll call vote, which passed unanimously. There was no action as a result of the executive session.

CONSIDER RECOMMENDATION OF APPROVAL FROM THE PLANNING COMMISSION REGARDING THE FINAL PLAT AND ACCEPTANCE OF EASEMENTS/RIGHTS-OF-WAY FOR HERFF-JONES, INC.

City Planner, David Knopick, reviewed this item. He summarized the planning process to this point, including the re-plat application considered by the Planning Commission on April 20, 2016. There was a public hearing on that date that saw no public comment. The re-plat is largely to correct issues related to overlapping property lines. The Planning Commission recommended approval of the re-plat as the final plat for the property located at 2525 Midpoint Dr. on the condition that storm water issues be adequately addressed prior to the issuance of an occupancy permit.

Councilmember Stites asked who would be responsible for the maintenance of the storm water retention pond that has been proposed. Mr. Knopick noted that the retention pond would be maintained by the business park association and monitored by City code enforcement staff.

Councilmember Stites made the motion to approve the Planning Commission's recommendations. Councilmember Adams seconded the motion. Mayor McTaggart requested a roll call vote, which passed unanimously.

CONSIDER RECOMMENDATION OF APPROVAL FROM THE PLANNING COMMISSION REGARDING ORDINANCE NO. 963, UPDATING THE EDWARDSVILLE ZONING REGULATIONS

Mr. Knopick introduced and summarized the development of Ordinance No. 963. He also reviewed the voting rules in effect in order to accept, deny, or modify the recommendation of the Planning Commission. Mr. Knopick then highlighted a number of areas in the draft zoning ordinance (Attachment A) including:

- The digital format of the document
- Inclusion of fees in the City's existing fee schedule
- The consolidation of the Planning Commission and the Board of Zoning Appeals
- Proposed lengths for special use permits
- Removal of all overlay districts and the need for public hearings



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- Setback variations related to legal non-conforming situations in agricultural and residential areas
- Inclusion of intent statements to assist with interpretation and application of districts
- The development of Extended Family Dwellings
- Maximum size of accessory structures
- Addition of the C-3 General Commercial district for higher intensity/large scale uses
- Development of a land use schedule for ease of resident and staff reference
- Minor changes to language related to home occupations
- Adjustments to materials for drive and parking areas
- Development on panel maps as well as future digital maps and online availability

Councilmember Stites asked for examples of a special use permit that would be for an extended period, which Mr. Knopick gave use of telecommunications as an example. He also noted that some establishments may work on a “trial” special use permit of sorts. There was also discussion on the use/limits of the extended family dwelling item as well as its potential for re-platting. Councilmember Mellott thought there should be some additional work done on the procedural process for extended family dwellings.

After additional discussion, Councilmember Gillam made the motion to adopt Ordinance No. 963, removing all references to extended family dwellings pending further review, adding language to 14.06.06.003 excluding garages, screened porches, etc. from the minimum square footage requirements for mobile homes, and correcting the language related to lot size requirements in the R-1 District. Councilmember Adams seconded the motion. Mayor McTaggart requested a roll call vote which passed unanimously, including a vote from the Mayor.

CONSIDERATION OF BIDS FOR THE SALE OF REAL PROPERTY LOCATED AT 410 PACIFIC ST.

City Manager Michael Webb reviewed the bidding process for the Old City Hall building located at 410 Pacific. He noted that it includes three lots. There was a single bid for the property from Scott Knight for \$250.00 to demolish the property.

Councilmember Adams made the motion to award the bid to Scott Knight for the price of \$250.00. Councilmember Shriver seconded the motion. Mayor McTaggart requested a roll call vote, which passed unanimously.

ADVISORY REPORT

CITY MANAGER

Mr. Webb reminded the Council about the upcoming City-Wide Clean Up Day on May 21, stating that there are volunteer opportunities available. Mr. Webb also summarized several ongoing projects including the work being done along Kansas Ave. and the rebuild project in the



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former LIFE Center and records room. Finally, he stated that if the Council wished, staff would schedule a work session on the 102nd St. project

CHIEFS (POLICE & FIRE)

Police Captain Sid Mitchell shared details on the incident from earlier in the day where a Kansas City Detective was shot in the line of duty.

Fire Chief Tim Whitham noted that new extrication equipment has been delivered and they will be undergoing tests and training beginning Saturday, May 14.

PUBLIC WORKS

Public Works updates were included in the Manager's report

CITY ATTORNEY

No report given.

COUNCIL AND MAYOR COMMENTS

Councilmember Stites stated he wished the best for the fallen Detective's family and urged the City to support him as well as the responding Edwardsville Police Officer.

Councilmember Shriver echoed Councilmember Stites's comments.

Councilmember Mellott extended his thoughts and prayers to the Detective's family. He also thanked Mr. Knopick for his in-depth presentation.

Councilmember Gillam stated he was proud the Edwardsville Officer had the foresight to provide assistance during the events of the day. He also thanked Mr. Knopick on the information on the new zoning regulations as well as the Planning Commission for their work in developing the document. Finally, he brought up bridge work that needs to be communicated that may affect Edwardsville residents.

Councilmember Adams echoed the statements in support of the fallen detective. He also asked for clarification on the change of chairs in the Council chambers.

Mayor McTaggart extended his thoughts and prayers to the victim's family and stated it is a testament to Edwardsville Police that staff was already en route to provide assistance at the scene.

ADJOURNMENT

The meeting was adjourned at 9:33 pm

Zachary Daniel

City Clerk