

DARDENNE



PRAIRIE

**CITY OF DARDENNE PRAIRIE
2032 HANLEY ROAD
DARDENNE PRAIRIE, MO 63368**

**BOARD OF ALDERMEN
WORK SESSION AGENDA
OCTOBER 19, 2022
6:00 p.m.**

CALL MEETING TO ORDER

PLEDGE OF ALLEGIANCE

ITEMS FOR DISCUSSION AND CONSIDERATION

1. Update City ordinances/Policies on site plans, drawings, etc for planning and zoning to be provided in electronic format

STAFF COMMUNICATIONS

1. City Attorney
2. City Engineer
3. City Administrator
4. Aldermen
5. Mayor

CLOSED SESSION

Roll call vote to hold closed session pursuant to RSMo 610.021 section _____
Litigation and Privileged Communications (1)
Real Estate (2)
Personnel (3)
Labor (9)
Bid Specs (11)
Audit (17)

RETURN TO REGULAR MEETING AGENDA

ADJOURNMENT

EXHIBIT B

RBA FORM (OFFICE USE)

MEETING DATE:

Regular () Work Session ()

ATTACHMENT: YES () NO ()

Contract () Ordinance () Other ()

**Request for Board Action
By: Alderman**

Ward 2

- **Description:** Update City ordinances/Policies on site plans, drawings, etc for planning and zoning to be provided in electronic format

-
- **Recommendation:** Staff – Approve () Disapprove ()

-
- **Summary/Explanation:**

The number of paper copies of plan drawings we require builders and developers to provide seems high. The time to package and distribute the drawings and packets to Planning and Zoning and the Board of Aldermen is not an efficient use of taxpayer funds. In addition, these drawings are frequently amended requiring additional cost burden and Aldermen or P&Z members receiving copies with little time for review.

By allowing for electronic copies of planning and zoning related documents, packets can be distributed by City staff faster and at a lower cost. Aldermen and P&Z members will also have those documents for a longer period allowing for greater review without killing a small forest every time a new project arises.

We should reduce the number of paper copies to a minimum and have electronic copies distributed to P&Z members and the BOA. A minimum number of paper copies should be made available for those individuals wishing to perform a deeper review of paper copies to review them either at City Hall or checking out a copy from the City Clerk.

-
- **Budget Impact:** (revenue generated, estimated cost, CIP item, etc.)

RBA requested by: Ungerboeck

Date: 10/6/2022

DARDENNE



PRAIRIE

**CITY OF DARDENNE PRAIRIE
2032 HANLEY ROAD
DARDENNE PRAIRIE, MO 63368**

**BOARD OF ALDERMEN
MEETING AGENDA
OCTOBER 19, 2022
7:00 p.m.**

CALL MEETING TO ORDER

PLEDGE OF ALLEGIANCE

INVOCATION

ROLL CALL

Mayor Gotway
Alderman Costlow
Alderman Johnson
Alderman Reilly
Alderman Sansone
Alderman Ungerboeck
Alderman Wandling

CONSENT AGENDA

1. Board of Aldermen Minutes 09-21-22 and 10-05-22
2. Work Session Summary 09-21-22 and 10-05-22
3. Expenditures for Approval 10-19-22
4. Appointment to Planning & Zoning Commission – Richard Musler
5. Treasurer's Report – As of 07-31-22
6. Treasurer's Report – As of 08-31-22
7. Treasurer's Report – As of 09-30-22

ITEMS REMOVED FROM CONSENT AGENDA

OPEN FORUM

NEW BUSINESS

1. **Bill #22-61**

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, ENACTING A NEW CHAPTER 632, AND REGULATING MOBILE FOOD VENDORS AND ICE CREAM TRUCKS

2. **Bill #22-62**

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, APPROVING THE AMENDED P.U.D. FINAL PLAN PHASE 3 FOR A CERTAIN DEVELOPMENT COMMONLY KNOWN AS "INVERNESS" AND LOCATED THE CITY OF DARDENNE PRAIRIE, MISSOURI

3. **Bill #22-63**

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, APPROVING AN AMENDED P.U.D. FINAL PLAN FOR A CERTAIN DEVELOPMENT COMMONLY KNOWN AS "THE PRAIRIE" LOCATED IN THE CITY OF DARDENNE PRAIRIE, MISSOURI

4. **Bill #22-64**

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, APPROVING THE P.U.D. FINAL PLAN FOR A CERTAIN DEVELOPMENT COMMONLY KNOWN AS "CONDOS AT TOWN CENTER" LOCATED IN THE CITY OF DARDENNE PRAIRIE, MISSOURI

STAFF COMMUNICATIONS

1. City Attorney
2. City Engineer
3. City Administrator
4. Aldermen
5. Mayor

CLOSED SESSION

Roll call vote to hold closed session pursuant to RSMo 610.021 section _____

Litigation and Privileged Communications (1)

Real Estate (2)

Personnel (3)

Labor (9)

Bid Specs (11)

Audit (17)

RETURN TO REGULAR MEETING AGENDA

ADJOURNMENT

The City of Dardenne Prairie Board of Aldermen meeting was called to order at 7:11 p.m. The meeting was held at Dardenne Prairie City Hall located at 2032 Hanley Road.

The meeting was opened with the Pledge of Allegiance followed by a moment of silence.

Present at roll call were Mayor Gotway, Aldermen Ungerboeck, Costlow, Reilly and Johnson. Alderman Sansone and Wandling were absent. Also present were City Clerk Kim Clark, City Administrator James Knowles, City Engineer Tom Weis and City Attorney John Young.

A motion was made by Alderman Ungerboeck, seconded by Alderman Johnson to accept the consent agenda. Motion passed unanimously.

CONSENT AGENDA

1. Board of Alderman Minutes 09-7-22
2. Work Session Summary 09-07-22
3. Expenditures for Approval 09-21-22
4. Change Order #5 – NB West Contracting Company – Hanley Road Project

OPEN FORUM – The following individuals were in attendance to speak:

John Ballantine – 1490 Wethersfield Court

Laura Gittemeier – 6 Jura Court

PUBLIC HEARING

A motion was made by Alderman Ungerboeck, seconded by Alderman Reilly to open the public hearing. Motion passed unanimously.

1. 2022 Ad Valorem Tax Levy

City Administrator James Knowles provided details on the 2022 Ad Valorem Tax Levy.

A motion was made by Alderman Ungerboeck, seconded by Alderman Costlow to close the public hearing. Motion passed unanimously.

NEW BUSINESS

A motion was made by Alderman Ungerboeck, seconded by Alderman Reilly to read Bill #22-52 for the first time by title only. Motion passed unanimously.

Bill #22-52

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, ESTABLISHING THE AD VALOREM TAXES FOR ALL REAL AND TANGIBLE PERSONAL PROPERTY WITHIN THE CITY OF DARDENNE PRAIRIE, FOR THE PERIOD OF JANUARY 1, 2022, TO DECEMBER 31, 2022

A motion was made by Alderman Ungerboeck, seconded by Alderman Costlow to read Bill #22-52 for the second time by title only. Motion passed unanimously.

A motion was made by Alderman Ungerboeck, seconded by Alderman Costlow to put Bill #22-52 to final vote. Roll call was as follows:

Alderman Sansone – Absent	Alderman Reilly – Aye
Alderman Johnson – Aye	Alderman Costlow – Aye
Alderman Ungerboeck – Aye	Alderman Wandling – Absent

Mayor Gotway declared Bill #22-52 passed and designated it to be Ordinance #2204.

A motion was made by Alderman Ungerboeck, seconded by Alderman Johnson to read Bill #22-53 for the first time by title only. Motion passed unanimously.

Bill #22-53

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, APPROVING THE RECORD PLAT FOR CERTAIN PROPERTY IN THE CITY OF DARDENNE PRAIRIE, MISSOURI, AND COMMONLY KNOWN AS 7407 SOUTH OUTER ROAD 364

A motion was made by Alderman Ungerboeck, seconded by Alderman Reilly to read Bill #22-53 for the second time by title only. Motion passed unanimously.

A motion was made by Alderman Ungerboeck, seconded by Alderman Johnson to put Bill #22-53 to final vote. Roll call was as follows:

Alderman Reilly – Aye	Alderman Wandling – Absent
Alderman Costlow – Aye	Alderman Ungerboeck – Aye
Alderman Johnson – Aye	Alderman Sansone – Absent

Mayor Gotway declared Bill #22-53 passed and designated it to be Ordinance #2205.

A motion was made by Alderman Ungerboeck, seconded by Alderman Johnson to read Bill #22-54 for the first time by title only. Motion passed unanimously.

Bill #22-54

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, APPROVING THE TOWN CENTER CONDOS BOUNDARY ADJUSTMENT PLAT FOR CERTAIN PROPERTIES IN THE CITY OF DARDENNE PRAIRIE, MISSOURI

A motion was made by Alderman Ungerboeck, seconded by Alderman Reilly to amend Bill #22-54 by adding a new section 3. Motion passed unanimously.

A motion was made by Alderman Ungerboeck, seconded by Alderman Johnson to read amended Bill #22-54 for the second time by title only. Motion passed unanimously.

A motion was made by Alderman Ungerboeck, seconded by Alderman Reilly to put amended Bill #22-54 to final vote. Roll call was as follows:

Alderman Costlow – Aye	Alderman Johnson – Aye
Alderman Ungerboeck – Aye	Alderman Wandling – Absent
Alderman Sansone – Absent	Alderman Reilly – Aye

Mayor Gotway declared Bill #22-54 passed and designated it to be Ordinance #2206.

A motion was made by Alderman Ungerboeck, seconded by Alderman Reilly to read Bill #22-55 for the first time by title only. Motion passed unanimously.

Bill #22-55

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AMENDING VARIOUS SECTIONS OF CHAPTERS 405 AND 410 OF THE MUNICIPAL CODE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI; AND PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF CHAPTERS 405 AND 410 BY THE ZONING ADMINISTRATOR.

A motion was made by Alderman Reilly, seconded by Alderman Ungerboeck to read Bill #22-55 for the second time by title only. Motion passed unanimously.

A motion was made by Alderman Ungerboeck, seconded by Alderman Costlow to put Bill #22-55 to final vote. Roll call was as follows:

Alderman Ungerboeck – Aye	Alderman Costlow – Aye
Alderman Wandling – Absent	Alderman Sansone – Absent
Alderman Reilly – Aye	Alderman Johnson – Aye

Mayor Gotway declared Bill #22-55 passed and designated it to be Ordinance #2207.

A motion was made by Alderman Ungerboeck, seconded by Alderman Johnson to read Bill #22-56 for the first time by title only. Motion passed unanimously.

Bill #22-56

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AMENDING VARIOUS SECTIONS OF THE MUNICIPAL CODE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, RELATING TO THE CITY ENGINEER, CITY TRAFFIC ENGINEER, AND ZONING ADMINISTRATOR WITHIN THE CITY

A motion was made by Alderman Ungerboeck, seconded by Alderman Costlow to read Bill #22-56 for the second time by title only. Motion passed unanimously.

A motion was made by Alderman Ungerboeck, seconded by Alderman Costlow to put Bill #22-56 to final vote. Roll call was as follows:

Alderman Johnson – Aye	Alderman Sansone – Absent
Alderman Reilly – Aye	Alderman Wandling – Absent
Alderman Costlow – Aye	Alderman Ungerboeck – Aye

Mayor Gotway declared Bill #22-56 passed and designated it to be Ordinance #2208.

A motion was made by Alderman Johnson, seconded by Alderman Reilly to read Bill #22-57 for the first time by title only. Motion passed unanimously.

Bill #22-57

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AMENDING VARIOUS PROVISIONS OF CHAPTER 405 OF THE MUNICIPAL CODE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI; PROVIDING FOR PREFABRICATED STRUCTURES AND SHIPPING CONTAINER STRUCTURES AS CONDITIONAL USES

IN THE C-3, RETAIL COMMERCIAL DISTRICT; AND ENACTING REGULATIONS PERTAINING THERETO.

A motion was made by Alderman Johnson, seconded by Alderman Costlow to postpone Bill #22-57. Motion passed unanimously.

A motion was made by Alderman Ungerboeck, seconded by Alderman Reilly to read Bill #22-58 for the first time by title only. Motion passed unanimously.

Bill #22-58

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AMENDING VARIOUS PROVISIONS OF CHAPTER 405 OF THE MUNICIPAL CODE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI; AND PROVIDING FOR MOBILE VENDING BUSINESS EATING AND DRINKING GARDENS AS A CONDITIONAL USE IN THE C-3, RETAIL COMMERCIAL DISTRICT.

A motion was made by Alderman Ungerboeck, seconded by Alderman Johnson to postpone Bill #22-58. Motion passed unanimously.

STAFF COMMUNICATIONS

City Engineer Tom Weis provided an update on the status of the slab replacements, the street conditions report and the County Road Board meeting. He also mentioned the approval by the County for the additional funding on Hanley Road.

Alderman Johnson requested a listing of the subdivisions for the next round of slab replacements.

Alderman Costlow requested the status of the street condition report.

City Administrator James Knowles responded to the public comments from earlier in the meeting. He informed the Board we received approval to move forward with the ROW acquisitions on Stump Road. He thanked Kim Clark & Jen Bohn for their work on the upcoming Prairie Day on October 1st. The Salvation Army tree lighting will take place on November 18th.

Alderman Johnson mentioned the National League of Cities organization and his desire to become members and attend their annual conferences.

Mayor Gotway thanked Kim Clark & Jen Bohn for their work in organizing the Homeowners Association dinner held at the St. Charles Community College.

City Clerk Clark requested volunteers to assist with Prairie Day.

ADJOURNMENT

A motion was made by Alderman Ungerboeck, seconded by Alderman Costlow to adjourn the meeting at 8:17 p.m. Motion passed unanimously.

Respectfully submitted,

Kim Clark, City Clerk

The City of Dardenne Prairie Board of Aldermen meeting was called to order at 7:00 p.m. The meeting was held at Dardenne Prairie City Hall located at 2032 Hanley Road.

The meeting was opened with the Pledge of Allegiance followed by a moment of silence.

Present at roll call were Mayor Gotway, Aldermen Ungerboeck, Costlow, Reilly, Sansone, Wandling and Johnson. Also present were City Clerk Kim Clark, City Administrator James Knowles, City Engineer Tom Weis and City Attorney's John Young and Brad Pryor.

A motion was made by Alderman Johnson, seconded by Alderman Ungerboeck to accept the consent agenda. Motion passed unanimously.

CONSENT AGENDA

1. Expenditures for Approval 10-05-22
2. Construction Deposit Release – Inverness Phase II - \$159,440.27
3. BaratHaven Community Improvement District Budget
4. Bryan Road Community Improvement District Budget

OPEN FORUM – The following individuals were in attendance to speak:

Laura Gittemeier – 6 Jura Court
Jol King – 2 Toussaint Drive
Sue Roethler – 15 Pine Cone Court
Arnie Dienoff – P.O. Box 1535, 63366

NEW BUSINESS

A motion was made by Alderman Ungerboeck, seconded by Alderman Johnson to read Bill #22-59 for the first time by title only. Motion passed unanimously.

Bill #22-59

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, SETTING THE FILING DATES, TIMES AND PLACE FOR THE GENERAL MUNICIPAL ELECTION TO BE HELD ON APRIL 4, 2023 IN THE CITY OF DARDENNE PRAIRIE, MISSOURI

A motion was made by Alderman Ungerboeck, seconded by Alderman Reilly to read Bill #22-59 for the second time by title only. Motion passed unanimously.

A motion was made by Alderman Sansone, seconded by Alderman Wandling to put Bill #22-59 to final vote. Roll call was as follows:

Alderman Ungerboeck – Aye	Alderman Costlow – Aye
Alderman Wandling – Aye	Alderman Sansone – Aye
Alderman Reilly – Aye	Alderman Johnson – Aye

Mayor Gotway declared Bill #22-59 passed and designated it to be Ordinance #2209.

A motion was made by Alderman Ungerboeck, seconded by Alderman Johnson to read Bill #22-60 for the first time by title only. Motion passed unanimously.

Bill #22-60

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AUTHORIZING THE CITY ADMINISTRATOR TO EXECUTE AN INITIAL FUNDING AGREEMENT FOR CONSIDERATION OF THE USE OF PUBLIC INCENTIVES FOR THE DEVELOPMENT OF THE PROPERTY GENERALLY LOCATED AT THE NORTHWEST INTERSECTION OF FEISE ROAD AND BRYAN ROAD

A motion was made by Alderman Ungerboeck, seconded by Alderman Sansone to read Bill #22-60 for the second time by title only. Motion passed unanimously.

A motion was made by Alderman Ungerboeck, seconded by Alderman Costlow to put Bill #22-60 to final vote. Roll call was as follows:

Alderman Johnson – Aye

Alderman Sansone – Aye

Alderman Reilly – Aye

Alderman Wandling – Aye

Alderman Costlow – Aye

Alderman Ungerboeck – Aye

Mayor Gotway declared Bill #22-60 passed and designated it to be Ordinance #2210.

OLD BUSINESS

A motion was made by Alderman Ungerboeck, seconded by Alderman Johnson to read Bill #22-57 as amended for the second time by title only. Motion passed unanimously.

Bill #22-57

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AMENDING VARIOUS PROVISIONS OF CHAPTER 405 OF THE MUNICIPAL CODE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI; PROVIDING FOR PREFABRICATED STRUCTURES AND SHIPPING CONTAINER STRUCTURES AS CONDITIONAL USES IN THE C-3, RETAIL COMMERCIAL DISTRICT; AND ENACTING REGULATIONS PERTAINING THERETO.

A motion was made by Alderman Ungerboeck, seconded by Alderman Costlow to put amended Bill #22-57 to final vote. Roll call was as follows:

Alderman Wandling – Aye

Alderman Ungerboeck – Aye

Alderman Sansone – Aye

Alderman Reilly – Aye

Alderman Johnson – Aye

Alderman Costlow – Aye

Mayor Gotway declared Bill #22-57 passed and designated it to be Ordinance #2211.

A motion was made by Alderman Ungerboeck, seconded by Alderman Costlow to amend Bill #22-58 as presented. Motion passed unanimously.

A motion was made by Alderman Ungerboeck, seconded by Alderman Costlow read Bill #22-58 as amended for the second time by title only. Motion passed unanimously.

Bill #22-58

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AMENDING VARIOUS PROVISIONS OF CHAPTER 405 OF THE MUNICIPAL CODE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI; AND PROVIDING FOR MOBILE VENDING BUSINESS EATING AND DRINKING GARDENS AS A CONDITIONAL USE IN THE C-3, RETAIL COMMERCIAL DISTRICT.

A motion was made by Alderman Johnson, seconded by Alderman Ungerboeck to put Bill #22-58 to final vote. Roll call was as follows:

Alderman Sansone – Aye

Alderman Reilly – Aye

Alderman Johnson – Aye

Alderman Costlow – Aye

Alderman Ungerboeck – Aye

Alderman Wandling – Aye

Mayor Gotway declared Bill #22-58 passed and designated it to be Ordinance #2212.

STAFF COMMUNICATIONS

City Engineer Tom Weis provided an update on the status of the slab replacement project. City Administrator James Knowles mentioned an upcoming Eastern Missouri Pavement Consortium meeting which the city engineer will be attending. He thanked Kim Clark & Jen Bohn and the entire staff on a tremendous job on an amazing Prairie Day event. He also mentioned the upcoming Salvation Army Tree of Lights event on November 18th and the bell ringing challenge on December 10th. He provided clarification regarding a downstream study and additional concerns on the Stump Road project.

Alderman Johnson thanked Kim Clark & Jen Bohn for all their work on Prairie Day.

Mayor Gotway mentioned the city received \$8,000 from Prairie Day sponsors and the total cost of the event to the city was just over \$1,000. He has received very positive feedback and looks forward to next years event.

ADJOURNMENT

A motion was made by Alderman Costlow, seconded by Alderman Ungerboeck to adjourn the meeting at 7:40 p.m. Motion passed unanimously.

Respectfully submitted,

Kim Clark, City Clerk

The City of Dardenne Prairie Work Session was called to order at 6:05 p.m.

The meeting was held at Dardenne Prairie City Hall located at 2032 Hanley Road.

The following were in attendance Mayor Gotway, Aldermen Johnson, Costlow, Ungerboeck and Reilly. Aldermen Sansone and Wandling were absent. Also present were City Clerk Kim Clark, City Administrator James Knowles, City Engineer Tom Weis and City Attorney John Young.

The meeting was opened with the Pledge of Allegiance.

ITEMS FOR DISCUSSION AND CONSIDERATION

1. FirstStep Pavement Management Presentation
2. Food Truck licensing regulations

A motion was made by Alderman Ungerboeck, Seconded by Alderman Costlow to hold a closed session pursuant to RSMo 610.021 section (2) Real Estate. Motion passed unanimously. Roll call was as follows:

Alderman Johnson – Aye

Alderman Reilly – Aye

Alderman Wandling – Absent

Alderman Costlow – Aye

Alderman Sansone – Absent

Alderman Ungerboeck - Aye

CLOSED SESSION

RETURN TO REGULAR MEETING AGENDA

ADJOURNMENT

A motion was made by Alderman Ungerboeck, seconded by Alderman Costlow to adjourn the meeting at 7:11 p.m.

Respectfully submitted,

Kim Clark, City Clerk

The City of Dardenne Prairie Work Session was called to order at 6:05 p.m.

The meeting was held at Dardenne Prairie City Hall located at 2032 Hanley Road.

The following were in attendance Mayor Gotway, Aldermen Johnson, Sansone, Wandling, Ungerboeck and Reilly. Alderman Costlow arrived at approximately 6:22 pm. Also present were City Clerk Kim Clark, City Administrator James Knowles, City Engineer Tom Weis and City Attorney's John Young and Brad Pryor.

The meeting was opened with the Pledge of Allegiance.

ITEMS FOR DISCUSSION AND CONSIDERATION

1. Food Truck licensing regulations

A motion was made by Alderman Ungerboeck, Seconded by Alderman Sansone to hold a closed session pursuant to RSMo 610.021 section (2) Real Estate. Motion passed unanimously. Roll call was as follows:

Alderman Johnson – Aye
Alderman Wandling – Aye
Alderman Sansone – Aye

Alderman Reilly – Aye
Alderman Costlow – Absent
Alderman Ungerboeck - Aye

CLOSED SESSION

RETURN TO REGULAR MEETING AGENDA

ADJOURNMENT

A motion was made by Alderman Ungerboeck, seconded by Alderman Costlow to adjourn the meeting at 6:49 p.m.

Respectfully submitted,

Kim Clark, City Clerk

**EXPENDITURES FOR APPROVAL
10/19/2022**

1 Ameren	City Hall	1,706.32
2 AFLAC	October, 2022	255.48
3 Ameren	Concession Stand	327.63
4 Ameren	City Park	317.82
5 Ameren	Traffic Light 2	57.19
6 Ameren	Traffic Light	11.51
7 Ameren	Athletic Complex	447.16
8 Ameren	Street Lights	38.30
9 Ameren	Street Lights	176.08
10 Boehmer Brothers	Batting Cage Material	712.88
11 CDS Office Technologies	Copies	150.27
12 Charter Communications	Service through 11-7-22	577.48
13 Dave Wandling	Mileage Reimbursement	187.50
14 Dog Waste Depot	Dog Waste Bags	139.99
15 First Bank	Credit Card Charges	1,207.34
16 GFI Digital, Inc.	Copies	113.24
17 IIMC	Certification: Clark	390.00
18 Insurance - The Hartford	October, 2022	375.54
19 Insurance: KC Life	Vision & Dental: October & November, 2022	1,607.30
20 James Knowles	Mileage Reimbursement	368.75
21 Jeffrey J. Sandcork	Prosecuting Attorney: October, 2022	1,100.00
22 Joan Duvall	Conference Reimbursement	112.29
23 John Gotway	Mileage Reimbursement	191.25
24 M & H Concrete Contractors, Inc.	CO #1, Pay Application #2	423,397.05
25 M & H Concrete Contractors, Inc.	CO #2, Pay Application #1	237,722.58
26 Martin Trophy	Tree Memorials (3)	300.00
27 Mat Dewinters	September Consulting	1,980.00
28 NB West Contracting Company	Hanley Road Construction - Payment #9	51,614.60
29 NB West Contracting Company	Hanley Road Construction - Payment #10	3,126.50
30 Parks: O'Fallon Sewer Service	Prairie Day Portable Toilets	400.00
31 Parks: Various Umpires	Umpires through 9/29/22	1,367.50
32 Parks: Various Umpires	Umpires through 10/20/22	1,635.00
33 PASS Security	Alarm Maintenance	1,055.99
34 Payroll	10/14/22 Payroll	23,332.44
35 PWSD No. 2	City Hall	59.23
36 PWSD No. 2	City Hall Fountain	671.85
37 R & R Contracting Services, Inc.	Porta Pottys	354.21
38 Reinhold Electric	Bryan Road Bridge Light Replacements	4,756.00
39 Rottler Pest Control	Pest Control to 12/31/22	99.00
40 Spire	Service to 12-31-22	168.00
41 The Law Office of Dennis Chassaniol	Municipal Judge: October, 2022	500.00
42 Traffic Control Company	Signage	98.69
43 UMB Bank, NA	October, 2022 TDD Sales Tax Payment	23,666.64
44 Weis Design Group	Engineering: September	86,638.97
		873,515.57

Approved by Board of Aldermen 10-19-22 Mayor John Gotway

Boards and Commissions Application for Appointment

DARDENNE



- ☐ Board of Adjustment
- ☒ Planning & Zoning
- ☐ Other _____

Please use Dardenne Prairie Volunteer Corp Application for general volunteer service



Please print or type

Name Richard S. Musler

Title: ☒ Mr. ☐ Ms. ☐ Mrs.

Home Address 2078 St. Madeleine Dr., Dardenne Prairie, Mo. 63368

Length of time at this residence: 10 years Ward: 3

Home Phone 636-284-7682 Cell Phone 314-477-3954 E-Mail RichMusler@gmail.com

Education and General Qualifications

Occupation and Place of Employment:

Retired

Educational Background:

BSCE - Washington University

Licenses held (If Applicable):

Professional Engineer - Mo. & Ill.

Special Skills and Qualifications:

Land development engineer in St. Charles before retiring

Community Activities/Organizational Affiliations (Current):

Engineers' Club of St. Louis

Are you registered to vote in the City of Dardenne Prairie? ☒ Yes ☐ No

Are you willing to attend meetings on a regular basis? ☒ Yes ☐ No

Are you a citizen of the United States? ☒ Yes ☐ No

Have you ever been convicted of, or pleaded guilty to a crime? ☐ Yes ☒ No

(If yes, provide written details)

Are you a Permanent Resident of the United States? ☒ Yes ☐ No

Have you ever had a professional/occupational license revoked or suspended, as a result of disciplinary action? ☐ Yes ☒ No

Is there anything in your background that might become an embarrassment to you if it were to become public? ☐ Yes ☒ No

Are you a current employee of the City of Dardenne Prairie? ☐ Yes ☒ No

Are you a current employee of the U.S. Government? ☐ Yes ☒ No

Are you or a family member currently serving on a board?
If yes, please list the board(s) or commission(s)

____ Yes ☒ No

Have you ever served on a city, county or state board or commission? ☒ Yes ____ No

If yes, please list the board(s) or commission(s) Building Commission of
St. Charles County ; Board of Appeals of St. Peters, Mo.

Reasons you feel you are qualified to serve on the above Board/Commission/Committee
(related background, interests, special skills or education, etc.):

As a Professional Engineer in design for over
40 years, I can evaluate development proposals
from an engineering perspective.

I certify that the facts and declarations contained in this application are true and correct to the best of my knowledge. I further authorize the investigation of all statements contained herein. I understand any personal references provided may be contacted to obtain any and all pertinent information. I hereby authorize the Missouri State Highway Patrol to conduct a criminal record check which will be released to the Mayor and Board of Aldermen to evaluate my application if deemed necessary. I understand that providing false responses may be cause to remove me from service on a board or commission, if appointed.

Signature

Richard S. Muesel

Date

10 / 06 / 2022

Please return this completed application to:

City Clerk Kim Clark
2032 Hanley Road
Dardenne Prairie, MO 63368

e-mail: cityclerk@dardenneprairie.org

fax 636-625-0077

TREASURER'S REPORT

As of July 31, 2022

General Fund	2,236,573.08
Special Revenue Fund	655,069.85
Parks & Storm Water Fund	1,129,584.66
Parks & Storm Water Umpire Fund	4,702.64
Capital Improvement Sales Tax Fund	303,456.80
Transportation Fund	98,137.55
Escrow/Bond Account	292,902.68
Petty Cash	100.00
Cash Drawer	200.00
Commerce Bank Investments	988,000.00
Charles Schwab Investments	977,140.61
ARPA Funds	1,359,695.61
TOTAL	8,045,563.48

COP Series 2022	3,410,107.34
Municipal Court	7,563.92

Respectfully submitted,



Kim Clark
City Clerk/Treasurer

TREASURER'S REPORT

As of August 31, 2022

General Fund	2,227,959.81
Special Revenue Fund	880,690.75
Parks & Storm Water Fund	1,186,358.00
Parks & Storm Water Umpire Fund	4,473.36
Capital Improvement Sales Tax Fund	378,828.12
Transportation Fund	101,269.13
Escrow/Bond Account	292,890.60
Petty Cash	100.00
Cash Drawer	200.00
Commerce Bank Investments	988,000.00
Charles Schwab Investments	978,055.55
ARPA Funds	2,719,380.93
TOTAL	9,758,206.25

COP Series 2022	3,413,196.45
Municipal Court	7,757.05

Respectfully submitted,



Kim Clark
City Clerk/Treasurer

TREASURER'S REPORT

As of September 30, 2022

General Fund	1,318,020.27
Special Revenue Fund	892,102.33
Parks & Storm Water Fund	1,239,370.60
Parks & Storm Water Umpire Fund	2,190.77
Capital Improvement Sales Tax Fund	447,082.72
Transportation Fund	155,743.60
Escrow/Bond Account	292,877.43
Petty Cash	100.00
Cash Drawer	200.00
Commerce Bank Investments	988,000.00
Charles Schwab Investments	978,609.75
ARPA Funds	2,719,379.28
TOTAL	9,033,676.75

COP Series 2022	3,418,425.67
Municipal Court	13,664.23

Respectfully submitted,



Kim Clark
City Clerk/Treasurer

BILL NO. 22- 61

ORDINANCE NO. ____

**AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE,
MISSOURI, ENACTING A NEW CHAPTER 632, AND
REGULATING MOBILE FOOD VENDORS AND ICE
CREAM TRUCKS**

WHEREAS, pursuant to § 94.270, RSMo., the Board of Aldermen of the City of Dardenne Prairie, Missouri, has the power and authority to regulate, license, levy, and collect a license tax on merchants of all kinds; and

WHEREAS, the Board of Aldermen finds and determines that regulating mobile vending businesses in the City will promote the health, safety, and general welfare of the residents of the City.

**NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF
THE CITY OF DARDENNE PRAIRIE, MISSOURI, AS FOLLOWS:**

SECTION 1. That the Municipal Code of the City of Dardenne Prairie be and is hereby amended by enacting a new Chapter 632, to read as follows:

CHAPTER 632 MOBILE FOOD VENDORS

SECTION 632.010. DEFINITIONS.

As used in this Chapter, the following words have the meanings indicated:

APPLICANT

Any person who applies for a mobile vendor permit, mobile vending business premises license, or mobile vending business eating and drinking garden license within the City as required by this Chapter.

APPLICATION

An application for either a mobile vendor permit, mobile vending business premises license, or mobile vending business eating and drinking garden license on a form provided by the City Clerk.

CITY CLERK

The City Clerk for the City of Dardenne Prairie, or such other person as may be designated by the City Administrator.

CODE

The Municipal Code of the City of Dardenne Prairie, Missouri, as amended from time to time.

ICE CREAM TRUCK

Any mobile vending vehicle from which ice cream, frozen milk, frozen dairy or ice confection products are sold or offered for sale in a ready-to-eat form and customarily consumed at the point of purchase that does not qualify as a mobile vending business.

ICE CREAM TRUCK LICENSE

An annual license issued by the City Clerk to operate an ice cream truck in the City.

LICENSE YEAR

January 1 through December 31 of a calendar year.

LICENSED PREMISES

Privately owned real estate for which a mobile vending business premises license or mobile vending business eating and drinking garden license has been issued.

MERCHANDISE

Any goods, wares, flowers, horticultural products, services or similar items sold by a mobile vending business.

MOBILE VENDING BUSINESS

A business engaged in the cooking, preparing, assembling, serving, selling, offering for sale, or distributing of food, beverages, or any other type of merchandise to the general public from a mobile vending vehicle or temporary display stand within the City while such mobile vending vehicles or temporary display stand remains parked or in an otherwise stationary position for thirty (30) minutes or more.

MOBILE VENDING BUSINESS EATING AND DRINKING GARDEN

A property on which multiple mobile vending businesses may operate at a single time, as permitted by Chapter 632 of the Code.

MOBILE VENDING BUSINESS EATING AND DRINKING GARDEN LICENSE

An annual license issued by the City Clerk to operate a mobile vending business eating and drinking garden in the City.

MOBILE VENDING BUSINESS PREMISES LICENSE

An annual license issued by the City Clerk to the owner or operator of a licensed premises, excluding mobile vending business eating and drinking gardens, which authorizes the operation of a mobile vending business on the licensed premises. The holder of a mobile vending business premises license may allow multiple mobile vending businesses to operate on the licensed premises.

MOBILE VENDOR PERMIT

A permit issued by the City Clerk to the owner or operator of a mobile vending business to operate in the City.

MOBILE VENDING VEHICLE

Any moveable vehicle, truck, trailer, pushcart, portable structure, or other similar vehicle used by a mobile vending business.

OWNER

When used in connection with motor vehicles, any person who holds legal title to a vehicle or has the legal right to possession thereof; when applied to a structure, building or land, includes any part owner, joint owner, tenant in common, joint tenant or tenant by the entirety of the whole or part of such structure, building or land.

PERSON

Any individual, co-partnership, firm, association, company, or combination of individuals, of whatever form or character.

TEMPORARY DISPLAY STAND:

A stand, booth, stall, table, tent, wagon, handcart, pack, basket or other similar portable structure, container, display or devise, but not a mobile vending vehicle, used by a mobile vending business to serve, sell, distribute or offer for sale at retail of food, beverages or any other type of merchandise.

SECTION 632.020. MOBILE VENDING PERMITS AND LICENSES.

A. *Mobile Vendor Permit.* No person shall operate a mobile vending business within the City without having first obtained a mobile vendor permit from the City Clerk pursuant to the requirements of this Chapter.

B. *Mobile Vending Business Premises License.* No owner or operator of real estate within the City shall authorize or allow a mobile vending vehicle or temporary display stand to engage in a mobile vending business on such real estate without the owner or operator of such real estate obtaining a mobile vending business premises license from the City Clerk pursuant to the requirements of this Chapter. Notwithstanding the foregoing, this Subsection B shall not apply to mobile vending business eating and drinking gardens.

C. *Mobile Vending Business Eating and Drinking Garden License.* No person shall operate a mobile vending business eating and drinking garden within the City without having first obtained a mobile vending business eating and drinking garden license from the City Clerk pursuant to the requirements of this Chapter.

D. *Ice Cream Truck License.* No person shall operate an ice cream truck within the City without having first obtained an ice cream truck license from the City Clerk pursuant to the requirements of this Chapter.

SECTION 632.030. APPLICATIONS.

A. *Applications And Application Fees.*

1. Applications for a mobile vendor permit, mobile vending business premises license, mobile vending business eating and drinking garden license, or ice cream truck license shall be made in writing on forms prepared and provided by the City and submitted to the City Clerk. An applicant must submit a completed application, along with the application fee, to the City Clerk.
2. Each application shall be accompanied by a nonrefundable application fee in the following amounts:
 - a. Mobile vendor permit—twenty-five dollars (\$25.00);
 - b. Mobile vendor permit for mobile vendor business presenting a current and valid license issued by any other city within St. Charles County or St. Charles County – five dollars (\$5.00);
 - c. Mobile vending business premises license—fifty dollars (\$50.00);
 - d. Mobile vending business eating and drinking garden license—fifty dollars (\$50.00); and
 - e. Ice cream truck license – one hundred dollars (\$100.00).

No application fee shall be pro-rated if the license or permit is obtained during the middle of a license year.

3. Mobile Vendor Permit. A separate mobile vendor permit shall be obtained for each separate and distinct mobile vending vehicle or temporary display stand proposed to be used by an applicant. An application for a mobile vendor permit shall include the following information and shall be submitted no later than fourteen (14) days in advance of the first date in a license year on which the applicant proposes to operate its mobile vending business:
 - a. The full legal name, daytime telephone number, email address, home address, and business address of the person applying for the mobile vendor permit;
 - b. If the applicant is an entity, the application shall state the full name of the entity, the names and addresses of its officers, managers, members, partners or trustees, its principal address, daytime telephone number, and its registered agent and registered address;
 - c. The name(s), address(es), and daytime telephone number(s) of the legal owner(s) of the licensed premises on which the applicant will operate the mobile vending business, along with proof of written permission or consent from the owner(s) for applicant to operate its mobile vending business;
 - d. A description of the type of food, beverages or merchandise proposed to be sold, distributed, or offered for sale by the mobile vending business;
 - e. A description of the mobile vending vehicle or temporary display stand;

- f. If the mobile vending business will operate out of a mobile vending vehicle, then the application shall include:
 - i. The year, make, model, color, vehicle identification number (V.I.N. number), state license plate number and state of licensing, if applicable, and dimensions, which shall not exceed thirty-six (36) feet in length or nine (9) feet in width, of such mobile vending vehicle;
 - ii. Proof of current vehicle insurance for the mobile vending vehicle, if applicable, issued by an insurance company licensed to do business in the State of Missouri; and
 - iii. Proof of current vehicle registration for the mobile vending vehicle, if applicable.
 - g. Copies of all requisite liquor licenses issued to the applicant by the City, St. Charles County, or the State of Missouri;
 - h. A copy of Applicant's State of Missouri retail sales tax license authorizing the sale of goods within the State of Missouri, and a statement from the Missouri Department of Revenue that the applicant owes no tax due under Sections 144.010 to 144.510, RSMo., as amended, or Sections 143.191 to 143.261, RSMo., as amended, dated no more than ninety (90) days before the date of submission of the application;
 - i. If applicable, a copy of any permit or license required by the St. Charles County Department of Public Health; and
 - j. Such other information as the City Clerk may require to ensure compliance with the provisions of this Chapter.
4. Mobile vending business premises license. An application for a mobile vending business premises license shall include the following information and shall be submitted no later than fourteen (14) days in advance of the first date in a license year on which a mobile vending business will operate on the licensed premises:
- a. The full legal name, daytime telephone number, email address, home address, and business address of the person applying for the mobile vending business premises license;
 - b. If the applicant is an entity, the application shall state the full name of the entity, the names and addresses of its officers, managers, members, partners or trustees, its principal address, daytime telephone number, and its registered agent and registered address;

- c. The proposed day(s) of operation and hour(s) of operation. No mobile vending business may have any mobile vending vehicles or temporary display stands on the licensed premises for more than six (6) days in a calendar year;
 - d. A description of the licensed premises, which shall include, but shall not be limited to, the following:
 - i. The address of the property;
 - ii. A depiction of all buildings, structures, green space, parking spaces, ingresses and egresses onto and off of public roadways, and other natural or man-made features on the property; and
 - iii. The number, size(s), location(s), and a description of the garbage receptacles to be located and utilized by the mobile vending business;
 - e. Copies of all requisite liquor licenses issued to the applicant by the City, St. Charles County, or the State of Missouri;
 - f. If applicable, a copy of any permit or license required by the St. Charles County Department of Public Health; and
 - g. Such other information as the City Clerk may require.
5. Mobile Vending Business Eating and Drinking Garden License. An application for a mobile vending business eating and drinking garden license shall include the following information and shall be submitted no later than fourteen (14) days in advance of the first date in a license year on which a mobile vending business will operate on the licensed premises:
- a. The full legal name, daytime telephone number, email address, home address, and business address of the person applying for the mobile vending business eating and drinking garden license;
 - b. If the applicant is an entity, the application shall state the full name of the entity, the names and addresses of its officers, managers, members, partners or trustees, its principal address, daytime telephone number, and its registered agent and registered address;
 - c. The proposed hour(s) of operation. There is no limitation on the number of days per license year in which mobile vending businesses may operate on the licensed premises;

- d. A description of the licensed premises, which shall include, but shall not be limited to, the following:
 - i. The address of the property;
 - ii. A depiction of all buildings, structures, green space, parking spaces, ingresses and egresses onto and off of public roadways, and other natural or man-made features on the property; and
 - iii. The number, size(s), location(s), and a description of the garbage receptacles to be located and utilized by the mobile vending business;
 - e. Copies of all requisite liquor licenses issued to the applicant by the City, St. Charles County, or the State of Missouri;
 - f. If applicable, a copy of any permit or license required by the St. Charles County Department of Public Health; and
 - g. Such other information as the City Clerk may require.
6. Ice Cream Truck License. An application for an ice cream truck license shall include the same information as required for a mobile vendor permit as required in Section 632.030(A)(3) of this Code. An application for an ice cream truck license shall be submitted no later than fourteen (14) days in advance of the first date in a license year on which the applicant proposed to operate its ice cream truck. In addition, no person shall operate, working in or otherwise conduct sales within an ice cream truck without having first applied for and obtained an identification card for a peddler pursuant to Article III of Chapter 605 of this Code. Notwithstanding the provisions of Article III of Chapter 605 of this Code to the contrary, the fee for each identification card required herein shall be fifteen dollars (\$15.00) and, once issued, shall be valid during the license year for which it is issued, or part thereof.
- B. *Application Review and Determination.*** The City Clerk shall review each completed application in accordance with the following procedures:
- 1. The City Clerk shall review each completed application upon receipt of such application and its corresponding application fee and shall approve, approve with conditions, or deny such application within ten (10) days of receipt thereof.
 - 2. An application is deemed to be complete upon the City Clerk determining that:
 - a. The application includes all necessary information required under Subsection (A);

- b. The applicant has submitted all other requisite permits and licenses from the City, County, or State; and
 - c. The applicant has paid the application fee.
 - 3. In granting a mobile vendor permit, mobile vending business premises license, mobile vending business eating and drinking garden license, or ice cream truck license the City Clerk may add reasonable conditions beyond the specific restrictions and requirements of this Chapter which are deemed by the City Clerk to be necessary to protect the peace, health, safety, comfort, morals, and general welfare of the City and its inhabitants, including, but necessarily limited to, maintaining the adequate circulation of vehicular and pedestrian traffic, avoiding the accumulation of garbage and litter, providing sufficient parking, and maintaining compliance with other provisions of this Code.
 - C. *Issuance.* All approved mobile vendor permits, mobile vending business premises licenses, or mobile vending business eating and drinking garden licenses shall be signed by the City Clerk.
 - D. *Denial.* The City Clerk may refuse to grant a mobile vendor permit, mobile vending business premises license, or mobile vending business eating and drinking garden license for any of the following reasons:
 - 1. Applicant has failed to provide all the necessary information required by the application or this Chapter;
 - 2. Purported fraud or misrepresentation contained in the application or supporting information or documentation;
 - 3. Applicant's failure to comply with the provisions of this Chapter or any other applicable City ordinance or law of the United States, St. Charles County, or the State of Missouri; or
 - 4. For any of the reasons provided for in Section 605.040(C) of this Code.
 - E. *Liability.* Nothing in this Chapter shall be construed to create or constitute a liability to or a cause of action against the City related to the issuance of any mobile vendor permit, mobile vending business premises license, or mobile vending business eating and drinking garden license.

SECTION 632.040. RULES AND REGULATIONS ESTABLISHED.

- A. It shall be the responsibility of the mobile vending business to ensure that:

1. All food, beverages and other merchandise cooked, prepared, assembled, served, distributed, offered for sale, or sold from its mobile vending vehicle or temporary display stand are in a fresh and sanitary condition;
 2. The sidewalks, streets and other spaces adjacent to its area of operation are clean and free of refuse of any kind;
 3. At the close of the business day, all refuse of any kind accumulating within fifteen (15) feet of the mobile vending business's area of operation is or has been removed or collected and is otherwise properly disposed of; and
 4. All sales taxes for the sales of food, beverages, or merchandise made by the mobile vending business within the City are promptly paid when due.
- B.** It shall be the responsibility of the person or entity holding the mobile vending business premises license or mobile vending business eating and drinking garden license to ensure that:
1. All mobile food vendors operating on the licensed premises have a validly issued mobile vending business permit and other licenses and permits required by the City, County, or State;
 2. All sales taxes for the sales of food, beverages, or merchandise made by any mobile vending business on the licensed premises are promptly paid when due.
- C.** The City or its agents shall be permitted to inspect the licensed premises, the mobile vending vehicle, temporary display stand, and all items for sale by the mobile vending business at any reasonable time to ensure compliance with this Chapter and other provisions of the ordinances of the City.
- D.** Except as set forth in subsection I of this Section, no mobile vending business shall be permitted to operate on property which is not a licensed premises under this Chapter.
- E.** No mobile vending business shall be operated between the hours of 11:00 p.m. and 6:00 a.m. in any commercial zoning district and 9:00 p.m. and 11:00 a.m. in any residential zoning district.
- F.** The conduct and behavior of all mobile vending businesses shall comply in all respects with all noise ordinances of the City.
- G.** A mobile vending business shall provide for a garbage receptacle for refuse of any kind that shall be maintained and emptied regularly and marked as being for refuse.
- H.** No mobile vending business shall:
1. Leave any mobile vending vehicle or temporary display stand unattended.

2. Conduct a mobile vending business in a manner that obstructs access to private property, except with the prior written consent of the property affected thereby.
 3. Put refuse from the operation of their mobile vending business in any drain or in the streets or sidewalks.
 4. Store, park, or leave any mobile vending vehicle or temporary display stand on any street or sidewalk between 11 p.m. and 6 a.m. of the following day.
 5. Leave any location without first picking up, removing, and properly disposing of all refuse remaining from sales made or otherwise resulting from the operation of the mobile vending business.
 6. Install, erect, or maintain any signage other than one A-frame sign not to exceed nine (9) square feet in size, which must be located within six (6) feet of the mobile vending vehicle or temporary display stand.
 7. Block any part of the right-of-way of a public or private street, sidewalk, ramp, curb cut, or trail in the City.
- I. Except for ice cream trucks, no mobile vending business shall operate on a residentially zoned property or on property that is primarily used for residential purposes, except that a mobile vending business may operate within a residentially zoned property or on property that is primarily used for residential purposes if the mobile vending business meets the following conditions:
1. The mobile vending business shall provide prior written notice to the City Clerk, on a form provided by the City Clerk, no later than two business days prior to operating on property within a residentially zoned district or on property that is primarily used for residential purposes indicating the date, hours of operation and location where the mobile vending business will be operating;
 2. The mobile vending business shall not store, park, or leave any mobile vending vehicle or temporary display stand on any street or sidewalk between 9:00 p.m. and 11:00 a.m. of the following day;
 3. The mobile vending business shall not store, park, or leave any mobile vending vehicle or temporary display stand on any street with a posted speed limit in excess of twenty-five (25) miles per hour or upon any street in violation of Chapter 350 of this Code; and
 4. Adequate circulation of vehicular and pedestrian traffic shall be maintained at all times. Should the stacking of vehicles on a street upon which a mobile vending vehicle is located be such that vehicles are blocking street intersection, obstructing access to private property, or result in inadequate circulation of vehicular traffic, the City Clerk or any law enforcement officer of the City is authorized to require a mobile vending business to relocate the mobile vending vehicle to an alternate location on the same street, or, if it is determined by the City Clerk or law

enforcement officer that no alternate location on the same street will adequately correct the traffic issues, to immediately cease operations and vacate the mobile vending vehicle from the street.

J. Every ice cream truck shall be equipped with:

1. Front passenger side-mounted wide-angle convex mirror;
2. Signage visible from the rear of the vehicle, a minimum of one (1) square foot in size, stating either "Caution" or "Watch for Children" with the lettering at least three (3) inches tall;
3. Reverse backup alarm capable of emitting a sound adequate in quantity and volume to give warning that the vehicle is about to back up;
4. Rear visibility for the operator by means of a rear-mounted mirror, obstacle detection sensor, or camera; and
5. Front-mounted obstacle detection system capable of detecting obstacles within three (3) feet of the vehicle's front bumper.

Every ice cream truck shall activate the equipment in Subsection (A)(3) — (A)(5) when engaged in operation as an ice cream truck.

K. The City Administrator shall formulate any additional rules and regulations necessary for the proper administration of this Chapter. Rules and regulations shall be maintained in the office of the City Clerk and shall be available for public inspection during ordinary business hours.

SECTION 632.050. REVOCATION OR SUSPENSION OF A PERMIT OR LICENSE.

A. The City Clerk may suspend for a period of up to ninety (90) days or revoke any mobile vendor permit, mobile vending business premises license, or mobile vending business eating and drinking garden license upon the finding of one (1) or more of the following:

1. Intentional misstatements or misleading statements of fact in the application which are not discovered until after the issuance of the mobile vendor permit, mobile vending business premises license, or mobile vending business eating and drinking garden license, as applicable;
2. Permitting any conduct that would constitute a violation of the requirements of this Chapter 632; or
3. Permitting any conduct that would constitute a violation of any laws of the United States, the State of Missouri, the ordinances of St. Charles County, or the ordinances of the City.

SECTION 632.060. APPEAL OF A DENIED, SUSPENDED OR REVOKED PERMIT OR LICENSE.

Any applicant or mobile vending business aggrieved by the decision of the City Clerk to deny, suspend or revoke any mobile vendor permit, mobile vending business premises license, mobile vending business eating and drinking garden license, or food truck license pursuant to the provisions of this Chapter shall have the right to appeal such action to the City Administrator pursuant to Section 605.080 of the Municipal Code.

SECTION 2. Savings Clause: Except as expressly set forth herein, nothing contained in this Ordinance shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof.

SECTION 3. Severability Clause: If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

SECTION 4. Effective Date: This Ordinance shall be in full force and take effect from and after its final passage and approval.

[The remainder of this page is intentionally left blank.]

Read two (2) times, passed, and approved this ____ day of _____, 2022.

As Presiding Officer and as Mayor

Attest:

City Clerk

Approved this ____ day of _____, 2022.

Mayor

Attest: _____
City Clerk

BILL NO. 22-62

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, APPROVING THE AMENDED P.U.D. FINAL PLAN PHASE 3 FOR A CERTAIN DEVELOPMENT COMMONLY KNOWN AS “INVERNESS” AND LOCATED THE CITY OF DARDENNE PRAIRIE, MISSOURI

WHEREAS, on October 17, 2018, pursuant to Ordinance No. 1935 the Board of Aldermen, upon recommendation by the Planning and Zoning Commission, approved an Area Plan for approximately 106.42 acres of real property more particularly described in the Area Plan and commonly known as “Inverness” (the “Development”); and

WHEREAS, consistent with the Area Plan, the Development is to be developed in three phases; and

WHEREAS, on December 15, 2021, and pursuant to Ordinance No. 2148, the Board of Aldermen approved a Final Plan for Phase 3 of the Development (the “Phase 3 Final Plan”); and

WHEREAS, Inverness Development, LLC, submitted a P.U.D. Request – Final Plan to the Board of Aldermen seeking approval of an Amended P.U.D. Final Plan Phase 3 of the Development (the “Amended Final Plan Phase 3”); and

WHEREAS, the Board of Aldermen of the City referred the Amended Final Plan Phase 3 to the City’s Planning and Zoning Commission; and

WHEREAS, said Planning and Zoning Commission of the City considered the Amended Final Plan Phase 3 and recommended approval to the Board of Aldermen.

NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AS FOLLOWS:

SECTION 1. Amended Final Plan Phase 3 Approval. That upon review, first before the Planning and Zoning Commission and then the Board of Aldermen of the City of Dardenne Prairie, Missouri, the Board of Aldermen does hereby approve the Amended Final Plan Phase 3, prepared by Volz Incorporated, dated September 29, 2022, referencing Project Number 22450, and received by the City on October 5, 2022, subject to the developer’s compliance with all conditions reflected on the approved Amended Final Plan Phase 3, which Amended Final Plan Phase 3 is on file in the office of the City Clerk and incorporated by reference herein.

SECTION 2. Effective Date: This Ordinance shall be in full force and take effect from and after the date of its final passage and approval.

SECTION 3. Savings: Except as expressly set forth herein, nothing contained in this Ordinance shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof.

SECTION 4. Severability Clause: If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

Read two times, passed, and approved this _____ day of _____, 2022.

As Presiding Officer and as Mayor

Attest:

City Clerk

Approved this _____ day of _____, 2022.

Mayor

Attest:

City Clerk

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE,
MISSOURI, APPROVING AN AMENDED P.U.D. FINAL PLAN
FOR A CERTAIN DEVELOPMENT COMMONLY KNOWN AS
“THE PRAIRIE” LOCATED IN THE CITY OF DARDENNE
PRAIRIE, MISSOURI**

WHEREAS, pursuant to Ordinance No. 2087 of the City of Dardenne Prairie, Missouri (the “City”), the Board of Aldermen of the City (the “Board of Aldermen”), upon recommendation by the City’s Planning and Zoning Commission (the “Planning and Zoning Commission”), approved an Area Plan for approximately 17.63 acres of real property as more particularly described in said Area Plan (the “Development”), owned by Bryan 364 Junction, LLC (the “Owner”); and

WHEREAS, on May 19, 2021, pursuant to Ordinance No. 2103, the Board of Aldermen approved the P.U.D. Final Plan for the Development; and

WHEREAS, on March 16, 2021, pursuant to Ordinance No. 2174, the Board of Alderman approved and Amended P.U.D. Final Plan for the Development, and

WHEREAS, The Engenuity, LLC, d/b/a Engenuity (“Applicant”), has submitted a P.U.D. Request – Final Plan to the Board of Aldermen seeking approval of a P.U.D Final Plan Amendment for the Prairie (the “Second Amended Final Plan”); and

WHEREAS, the Board of Aldermen referred the Second Amended Final Plan to the Planning and Zoning Commission; and

WHEREAS, the Planning and Zoning Commission considered the Second Amended Final Plan and recommended that the Board of Aldermen approve said Second Amended Final Plan.

**NOW THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN
OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AS FOLLOWS:**

SECTION 1. Final Plan Approval. That upon review, first before the Planning and Zoning Commission and then the Board of Aldermen of the City of Dardenne Prairie, Missouri, the Board of Aldermen does hereby approve the Second Amended Final Plan for, prepared by Fox, Inc., d/b/a Fox Architects, dated October 4, 2022, referencing Project No. 22-0275, and received by the City on October 4, 2022, subject to the Owner, Applicant, and Developer’s, as identified on said Second Amended Final Plan, (or their respective successors in interest) compliance with all conditions reflected on the approved Second Amended Final Plan.

SECTION 2. Effective Date: This Ordinance shall be in full force and take effect from and after the date of its final passage and approval.

SECTION 3. Savings: Except as expressly set forth herein, nothing contained in this Ordinance shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in manner connected with the subject matter hereof.

SECTION 4. Severability Clause: If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer valid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

Read the first (1st) time this _____ day of _____, 2022.

As Presiding Officer and as Mayor

Attest: _____
City Clerk

Read the second (2nd) time and passed this _____ day of _____, 2022.

As Presiding Officer and as Mayor

Attest: _____
City Clerk

Approved this _____ day of _____, 2022.

Mayor

Attest: _____
City Clerk

BILL NO. 22-64

ORDINANCE NO. _____

**AN ORDINANCE OF THE CITY OF DARDENNE PRAIRIE, MISSOURI,
APPROVING THE P.U.D. FINAL PLAN FOR A CERTAIN
DEVELOPMENT COMMONLY KNOWN AS “CONDOS AT TOWN
CENTER” LOCATED IN THE CITY OF DARDENNE PRAIRIE,
MISSOURI**

WHEREAS, on August 17, 2022, pursuant to Ordinance No. 2200, the Board of Aldermen of the City of Dardenne Prairie, Missouri (the “City”), upon recommendation by the Planning and Zoning Commission of the City (the “Planning and Zoning Commission”), approved an Area Plan for approximately 6.66 acres of real property more particularly described in the Area Plan and commonly known as “Condos at Town Center” (the “Development”), owned by 24Condos LLC (the “Owner”); and

WHEREAS, Azack Constructions (the “Applicant”), submitted a P.U.D. Request – Final Plan to the Board of Aldermen of the City (the “Board of Aldermen”) seeking approval of a P.U.D. Final Plan for the Development (the “P.U.D. Final Plan”); and

WHEREAS, the Board of Aldermen referred the P.U.D. Final Plan to the Planning and Zoning Commission; and

WHEREAS, said Planning and Zoning Commission considered the P.U.D. Final Plan and recommended approval to the Board of Aldermen.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF DARDENNE PRAIRIE, MISSOURI, AS FOLLOWS:

SECTION 1. Final Plan Approval. That upon review, first before the Planning and Zoning Commission and then the Board of Aldermen of the City of Dardenne Prairie, Missouri, the Board of Aldermen does hereby approve the P.U.D. Final Plan, prepared by St. Charles Engineering & Surveying, Inc., dated September 20, 2022, revised October 6, 2022, referencing Order No. 2022067, received by the City on October, 7, 2022, subject to the Applicant’s and the Owner’s, and their respective successors in interests, compliance with all conditions reflected on the approved P.U.D. Final Plan and this Ordinance, which P.U.D. Final Plan is on file in the office of the City Clerk and incorporated by reference herein.

SECTION 2. Conditions of Issuance:

1. The Owner and Applicant shall install fiber cement siding on the exterior of all buildings on the property.

SECTION 3. Effective Date: This Ordinance shall be in full force and take effect from and after the date of its final passage and approval.

SECTION 4. Savings: Except as expressly set forth herein, nothing contained in this Ordinance shall in any manner be deemed or construed to alter, modify, supersede, supplant or otherwise nullify any other Ordinance of the City or the requirements thereof whether or not relating to or in any manner connected with the subject matter hereof.

SECTION 5. Severability Clause: If any term, condition, or provision of this Ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Aldermen that it would have enacted this Ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provision which had been held invalid is no longer invalid, said provision shall thereupon return to full force and effect without further action by the City and shall thereafter be binding.

Read two (2) times, passed, and approved this _____ day of _____, 2022.

As Presiding Officer and as Mayor

Attest:

City Clerk

Approved this _____ day of _____, 2022.

Mayor

Attest:

City Clerk