

# JEFFERSON COUNTY, MISSOURI – JOURNAL

April 11, 2016

Regular Meeting

Jefferson County Administration Center – Hillsboro, MO

Assembly Room

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The Jefferson County, Missouri, Council conducted a regular meeting on Monday, April 11, 2016 at 6:30 p.m. in the Assembly Room of the Jefferson County Administration Center, located at 729 Maple Street, Hillsboro, Missouri.

## I. CALL TO ORDER

Council Chair Renee Reuter called the meeting to order at 6:31 p.m.

## II. INVOCATION

Council Member Kasten gave the Invocation.

## III. PLEDGE OF ALLEGIANCE

Eagle Scout Eric Ouhl of Troop 426, Festus led the Pledge of Allegiance.

## IV. ROLL CALL

County Executive Waller	Absent
District 1- Don Bickowski:	Present
District 2- Renee Reuter:	Present
District 3- Robert Boyer:	Absent
District 4- George Engelbach:	Absent
District 5- Jim Kasten:	Present
District 6- Cliff Lane:	Present
District 7- Jim Terry:	Present

## V. PUBLIC COMMENTS

- Ronald Crawford, 5148 Georgine Drive, Imperial requested the UDO be modified at Article 4, Division 3, Section 400.1180, limitation on successive applications by landowners and suggested after a second denial, the time frame for re-applications be doubled.
- Kristi Nichols, 9770 Sandy Church Road, Hillsboro appeared to request two stop signs on Sandy Church Road near a dangerous curve.
- Carol Basham, 9764 Sandy Church Road spoke about stop signs needed at a dangerous intersection at Sandy Church Road and Huber Road.
- Dorothy Everett, 2109 Freckles, High Ridge, voiced support of most of the proposed changes to the Animal Control Bill No. 16-0344 but strongly disagrees with Section 215-280 changing redeeming animals caught at large.
- Rhea Arculeer, 5724 Hawthorne Drive, House Springs gave kudos for Resolution R16-0403 regarding the retirement of Sheriff Canine Tycoon; had comments about service dates on Bill 16-0406; had comments on confusion and events at the last Council meeting and the reversal of a previous amendment to Bill No. 16-0243, as amended. Ms. Arculeer continued with comments with her dismay at the passage of the titling tax in Kimmswick and Byrnes Mill and read portions of the Missouri Department of Revenue tax form instructions, and cited excerpts from *The Leader* on the issue. Council Member Kasten offered to meet with Ms. Arculeer at a later time to discuss the viewpoint from a city's perspective.

## VI. APPROVAL OF THE AGENDA

**Council Member Kasten motioned to approve the Agenda as presented, seconded by Council Member Terry.**

### Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

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## VII. APPROVAL OF THE JOURNAL

**Council Member Kasten motioned to approve the Journal of the March 28, 2016 Regular Meeting, seconded by Council Member Terry.**

### Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

**Council Member Terry motioned to approve the Journal of the April 4, 2016 Work Session, seconded by Council Member Kasten.**

### Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

## VIII. PUBLIC HEARING

A. Council Chair Reuter opened a Public Hearing Regarding Amendments To The Existing Traffic Code And Code Of Ordinances For Updates To Traffic Code Of Ordinances For Jefferson County, Missouri and asked if anyone wished to step forward and comment. When no one appeared, Council Chair Reuter asked again if anyone wished to make comment and asked once more. No one came forward and the Chair stated she would entertain a motion to close the Public Hearing.

**Council Member Kasten motioned to close the Public Hearing, seconded by Council Member Bickowski.**

### Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

Council Member Bickowski mentioned he previously requested the Executive place Section amendments to the Traffic Code on the front page of the website and vehemently requests that the in the future, the Chapter, Section and Titles be included on the Agenda.

B. Zone Change Hearing

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## 1. SWEARING IN OF WITNESSES

Recording Secretary Pat Schlette swore in the witnesses

## 2. INTRODUCTION OF EVIDENCE

**Council Member Terry motioned to enter into evidence the Exhibits applicable to all applications, Exhibit A, The Official Master Plan for Jefferson County, Missouri, adopted August 6, 2003 and effective April 2, 2008; Exhibit B, Code of Ordinances of Jefferson County Chapter 400, Unified Development Order, adopted April 2, 2008, as amended thereafter; and Exhibit C, Planning Division Staff Reports and case files. Council Member Kasten seconded the motion.**

### Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion passed.

## 3. ZONE CHANGE HEARING

- A. PC16009 - A Request for a Zone Change and Development Plan approval for parcel 09-3.0-07.0-1-001-007., located at 1598 Miller Road, Imperial, in Windsor Township, Council District #4, from Single-Family Residential (R-10) Zone District to Planned Commercial (PC) Zone District and Development Plan Approval for Miller Road Storage Facility. (See Introduction, Bill No. 16-0411)

Planner Jay Rodenbeck presented the Staff Report, analysis and recommendations.

### Petitioner

- Gene Fribis, Fribis Engineering, 2116 Tenbrook Road, Arnold appeared representing the property owners and distributed a highlighted version of the CBB Traffic Study.

**Council Member Bickowski made a motion to enter the highlighted CBB Traffic Study as Exhibit D, seconded by Council Member Kasten.**

### Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

Mr. Fribis distributed a one page summary of the information in the Traffic Study.

**Council Member Bickowski made a motion to enter the one page summary of the analysis as Exhibit E, seconded by Council Member Kasten.**

### Vote:

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District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

- Mr. Fribis continued, detailing the credentials of the company who performed the traffic study and their methods used. Council Members Bickowski, Reuter and Terry had questions and a discussion with Mr. Fribis about the number of days the study was conducted, the types of vehicles counted, the intersection location, if vehicle speed was considered, past crash history in the area, safety concerns with existing conditions on Miller Road, and concerns with the turning radius for large boats and trailers.

## In Favor

- No one appeared in favor.

## In Opposition

- Don Seda, 1647 Paradise Lane, Imperial asked about the number of fire hydrants in the area, made comments about the width of the road, the location of a telephone pole at the bridge, communication between the highway department and staff, spoke about a road project in Cedar Hill, and the delay of scheduling of other necessary projects due to funding issues.
- Amanda Barry, 5008 Annette Drive appeared on behalf of hundreds of citizens and gave a PowerPoint presentation.

**Council Member Bickowski made a motion to enter the PowerPoint presentation as Exhibit F, seconded by Council Member Kasten.**

## Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

- Ms. Barry continued and stated the number one concern is traffic/public safety and commented on the dangers on Miller Road, crash studies, location of a utility pole, school bus stop, high crime with storage facilities, apartment parking lot, trash dumpster location, confusing signage, stormwater concerns, storage unit crime information for other locales, unmanned 24-hour access, fire truck access, the commercial and residential nature of the area, and site proof fencing.
- Matt Barry, 5008 Annette Drive, noted other storage locations in the area, made comments about fencing height, mentioned he is a state certified real estate appraiser and a residential real estate broker and commented on marketability of homes backing up to commercial/light industrial vs. residential use. Mr. Barry continued with comments about lost tax revenue, staffing at Windsor School District, and noted the storage facility would create zero jobs. Mr. Barry wished to enter the County Council Mission Statement into evidence.

**Council Member Bickowski made a motion to enter the closing remarks of Mr. Barry as Exhibit G, seconded by Council Member Kasten.**

## Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent

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District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

## Rebuttal

Mr. Fribis stated the project design is not final and questions about hydrants and stormwater will be addressed after zoning work is complete, and noted there can be legal consequences with zoning, spoke of the improvements needed to Miller Road, property rights, and no verifiable direct detriment to neighbor's property was presented by those in opposition.

Anthony Pona, 5122 Georgine Drive, Imperial addressed questions about the site proof fence location, safety, crime in the area, camera security, and that the retention pond would help alleviate stormwater issues. Council Member Bickowski asked Mr. Pona about ingress and egress, the entrance and security gate access and held a discussion with Mr. Pona.

**Council Member Kasten motioned to close the Public Hearing seconded By Council Member Terry.**

## Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried and the Public Hearing was closed.

B. PC16010 - A Request for a Zone Change and Development Plan Approval for parcel 07-4.0-18.0-001-033.01, 07-4.0-18.0-001-035., located at 5730 Gravois Road, High Ridge, in Meramec Township, Council District #7, from Planned-Business (PB) Zone District and Non-Planned Community (CC-2) Zone District to Planned Commercial (PC) Zone District and Development Plan Approval for Gravois Storage Facility.. (See Introduction, Bill No. 16-0412)

Planner Jay Rodenbeck presented the Staff Report, analysis and recommendations. Council Member Bickowski asked about types of unlicensed contractor equipment, fencing requirements, stormwater retention and had a discussion with Mr. Rodenbeck.

## Petitioner

- David Vonarx, Vonarx Engineering, 10785 Business 21, Hillsboro appeared for the Petitioner and answered questions about a gate, pointed out details of the proposed buildings, described plans for storage, retaining wall, detention basin, and fence height. Council Member Terry asked where on the site boats and RVs would be stored and had a discussion with Mr. Vonarx.

## In Favor

- No one appeared in favor.

## In Opposition

- Ton Horton, 7611 Horton Drive, described the terrain in the area, and expressed concerns with stormwater, existing fencing, crime, trash, security, noise at an existing business, litter and suggested a different location for the project. Council Member Reuter asked Mr. Horton to identify his property in relation to the subject property on the site plan.
- Don Seda, 1647 Paradise Lane, Imperial would like to see a requirement that staff talks to the Public Work Commission before doing any development, continuing with statements about Senator Church from Idaho, communications between the CIA and FBI, the events on 9/11 and a failure to communicate.

## Rebuttal

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- Mr. Vonarx addressed comments about the location of the site on a hill, his opinion that the stormwater detention plans will improve the area, and the plan to leave a lot trees in place on all sides of the development.

**Council Member Kasten motioned to close the Public Hearing seconded By Council Member Terry.**

**Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried and the Public Hearing was closed.

- C. PC16011 - A Request for a Zone change and Development Plan Approval for parcel 02-6.0-14.0-1-002-001.01, located at 2351 S Old Highway 141, Fenton, in Rock Township and Council District #2, from Single-Family Residential (R-40) Zone District to Planned Commercial (PC) Zone District and Development Plan Approval for Old Highway 141 Storage. (See Introduction, Bill No. 16-0413)

Planner Jay Rodenbeck presented the Staff Report, analysis and recommendations. Council Member Bickowski asked about required set back lines and had a response and discussion with staff regarding buffer requirement for driveway aisle, modification requests, and the neighboring property owner. Council Member Kasten asked about the property owner to the south and discussed the topography and steep elevation. Council Member Reuter asked about flooding in the area in December 2015.

**Petitioner**

- David Vonarx, Vonarx Engineering, 10785 Business 21, Hillsboro explained the property ownership, property elevation, setbacks, landscaping in the buffer, plans for drainage improvements, and December flooding, security and access hours.

**In Favor**

- No one appeared in favor.

**In Opposition**

- Jerry Ites, 2442 South Old Highway 141 explained proximity of his property, gave a history of the businesses in the area, distributed photos of the area.

**Council Member Bickowski made a motion to enter photographs as Exhibit D, seconded by Council Member Terry.**

**Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

Mr. Ites continued with comments about zoning west of Sugar Creek, residential housing in the area, the zoning laws, issues with hours of operation, blind spots on the roadway, and changes to the neighborhood.

- Don Seda, 1647 Paradise Lane, Imperial stated staff did not talk to the highway department about the project and there should be communication before development takes place.

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Director of County Services and Code Enforcement Eric Larson asked to be recognized and addressed staff communication comments, stating the Public Works Department and County Service Department do indeed work hand in hand with projects and noted the zoning application at hand is a preliminary drawing and as projects progress, the two departments work together.

## Rebuttal

- David Vonarx, Vonarx Engineering, 10785 Business 21, Hillsboro addressed traffic generation, zoning concerns, a history of the area business and requested a favorable decision from the Council.

**Council Member Terry motioned to close the Public Hearing seconded By Council Member Lane.**

### Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried and the Public Hearing was closed.

## B. REPORTS FROM COUNTY EXECUTIVE

None

## IX. RECONSIDERATION OF BILLS

None

## X. CONSIDERATION OF VETOED BILLS

None

**Council Member Terry made a motion to recess for five minutes, seconded by Council Member Lane.**

### Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried and the meeting recessed at 9:28 p.m.

**Council Member Bickowski made a motion to go back into Open Session, seconded by Council Member Kasten.**

### Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

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Motion carried and the meeting went back into Open Session at 9:36 p.m.

## XI. CONSENT AGENDA

**Council Member Terry made a motion to introduce the Bills on the Consent Agenda by title, seconded by Council Member Lane.**

### Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried and Council Member Bickowski read the following Bills by title:

Bill No. 16-0401 by title  
Bill No. 16-0402 by title  
Bill No. 16-0403 by title  
Bill No. 16-0404 by title  
Bill No. 16-0405 by title  
Bill No. 16-0406 by title  
Bill No. 16-0407 by title  
Bill No. 16-0408 by title

**Council Member Kasten motioned to approve the Bills on the Consent Agenda, seconded by Council Member Terry.**

### Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Yes
District 4 - Council Member Engelbach:	Yes
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried and the Bills on the Consent Agenda were approved and finally passed.

## XII. CONSIDERATION OF ITEMS REMOVED FROM THE CONSENT AGENDA

None

## XIII. CONSIDERATION OF RESOLUTIONS

### **R16-0401 – Correct Erroneous Assessments – Personal Property**

**Council Member Kasten motioned to introduce and read Resolution No. R16-0401 by title, seconded by Council Member Lane.** Council Member Bickowski read Resolution No. R16-0401 by title.

**Council Member Kasten motioned to adopt Resolution No. R16-0401 on its first and final reading, seconded by Council Member Lane.**

### Vote:



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District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

## **R16-0402 – Correct Erroneous Assessments – Real Property**

**Council Member Bickowski** motioned to introduce and read **Resolution No. R16-0402** by title, seconded by **Council Member Kasten**. Council Member Bickowski read Resolution No. R16-0402 by title.

**Council Member Kasten** motioned to adopt **Resolution No. R16-0402** on its first and final reading, seconded by **Council Member Bickowski**.

### **Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

## **R16-0403 – Sheriff Canine Tycoon**

County Counselor Carl “Wes” Yates mentioned a scrivener error on the spelling of the handler name had been corrected on R16-0403.

**Council Member Bickowski** motioned to introduce and read **Resolution No. R16-0403** by title, seconded by **Council Member Kasten**. Council Member Bickowski read Resolution No. R16-0403 by title.

**Council Member Kasten** motioned to adopt **Resolution No. R16-0403** on its first and final reading, seconded by **Council Member Terry**.

### **Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

## **XIV. INTRODUCTION OF BILLS**

### **Bill No. 16-0409 - Delinquent Tax Trustee District 7**

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**Council Member Kasten motioned to introduce and place Bill No. 16-0409 on its first reading by title, seconded by Council Member Lane.** Council Member Bickowski read Bill No. 16-0409 by title.

**Council Member Terry motioned to move Bill No. 16-0409 to Perfection, seconded by Council Member Kasten.**

**Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

**Bill No. 16-0410 – Maximum Fee Scale**

**Council Member Bickowski motioned to introduce and place Bill No. 16-0410 on its first reading by title, seconded by Council Member Kasten.** Council Member Bickowski read Bill No. 16-0410 by title.

**Council Member Kasten motioned to move Bill No. 16-0410 to Perfection, seconded by Council Member Bickowski.**

**Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

**Bill No. 16-0411 – Miller Road Storage**

**Council Member Kasten motioned to introduce and place Bill No. 16-0411 on its first reading by title, seconded by Council Member Terry.** Council Member Bickowski read Bill No. 16-0411 by title.

Council Member Bickowski noted the additional documents he had not reviewed and would like to have a chance to discuss his concerns about phasing issues with the District 4 representative.

**Council Member Kasten made a motion to table Bill No. 16-0411 until the next meeting. There was no second and Council Member Kasten rescinded his motion.**

**Council Member Terry motioned to move Bill No. 16-0411 to Perfection, seconded by Council Member Lane.**

**Roll Call Vote:**

District 1 - Council Member Bickowski:	No
District 2 - Council Member Reuter:	No
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	No
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	No

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Motion did not pass.

**Council Member Reuter made a motion that a Resolution to Deny application PC16009 be prepared and placed on the next Council Agenda. The motion was seconded by Council Member Terry.**

**Roll Call Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

**Bill No. 16-0412 – PC16010 Gravois Storage Facility**

**Council Member Kasten motioned to introduce and place Bill No. 16-0412 on its first reading by title, seconded by Council Member Terry.** Council Member Bickowski read Bill No. 16-0412 by title.

**Council Member Kasten motioned to move Bill No. 16-0412 to Perfection, seconded by Council Member Lane.**

**Roll Call Vote:**

District 1 - Council Member Bickowski:	No
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

**Bill No. 16-0413 – PC16011 Old Highway 141 Storage**

**Council Member Kasten motioned to introduce and place Bill No. 16-0413 on its first reading by title, seconded by Council Member Lane.** Council Member Bickowski read Bill No. 16-0413 by title. Council Member Bickowski stated he would like discussion with Council Member Reuter on screening requirements.

**Council Member Kasten motioned to move Bill No. 16-0413 to Perfection, seconded by Council Member Lane.**

**Roll Call Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	No
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

**Bill No. 16-0414 - Delinquent Tax Trustee District 5**

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**Council Member Kasten motioned to introduce and place Bill No. 16-0414 on its first reading by title, seconded by Council Member Lane.** Council Member Bickowski read Bill No. 16-0414 by title.

**Council Member Kasten motioned to move Bill No. 16-0414 to Perfection, seconded by Council Member Bickowski.**

**Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

**Bill No. 16-0415 - Delinquent Tax Trustee District 6**

**Council Member Kasten motioned to introduce and place Bill No. 16-0415 on its first reading by title, seconded by Council Member Lane.** Council Member Bickowski read Bill No. 16-0415 by title.

**Council Member Kasten motioned to move Bill No. 16-0415 to Perfection, seconded by Council Member Terry.**

**Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

**XV. PERFECTION OF BILLS**

**Bill No. 16-0339 Delinquent Tax Trustee**

**Council Member Terry motioned to introduce and place Bill No. 16-0339 on its second reading by title. Council Member Kasten seconded the motion.** Council Member Bickowski read Bill No. 16-0339 by title.

**Council Member Terry motioned Bill No. 16-0339 be perfected and moved to Final Passage, seconded by Council Member Kasten.**

**Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

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## **Bill No. 16-0340 Delinquent Tax Trustee**

**Council Member Kasten motioned to introduce and place Bill No. 16-0340 on its second reading by title. Council Member Terry seconded the motion.** Council Member Bickowski read Bill No. 16-0340 by title.

**Council Member Terry motioned Bill No. 16-0340 be perfected and moved to Final Passage, seconded by Council Member Kasten.**

### **Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

## **Bill No. 16-0341 Delinquent Tax Trustee**

**Council Member Terry motioned to introduce and place Bill No. 16-0341 on its second reading by title. Council Member Kasten seconded the motion.** Council Member Bickowski read Bill No. 16-0341 by title.

**Council Member Terry motioned Bill No. 16-0341 be perfected and moved to Final Passage, seconded by Council Member Kasten.**

### **Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

## **Bill No. 16-0342 Delinquent Tax Trustee**

**Council Member Terry motioned to introduce and place Bill No. 16-0342 on its second reading by title. Council Member Lane seconded the motion.** Council Member Bickowski read Bill No. 16-0342 by title.

**Council Member Terry motioned Bill No. 16-0342 be perfected and moved to Final Passage, seconded by Council Member Kasten.**

### **Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

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Motion carried.

## **Bill No. 16-0343 Delinquent Tax Trustee**

**Council Member Kasten motioned to introduce and place Bill No. 16-0343 on its second reading by title. Council Member Lane seconded the motion.** Council Member Bickowski read Bill No. 16-0343 by title.

**Council Member Kasten motioned Bill No. 16-0343 be perfected and moved to Final Passage, seconded by Council Member Terry.**

### **Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

## **Bill No. 16-0344 Amending Title II, Chapter 215 Animal Control**

**Council Member Kasten motioned to introduce and place Bill No. 16-0344 on its second reading by title. Council Member Lane seconded the motion.** Council Member Bickowski read Bill No. 16-0344 by title.

Council Member Bickowski discussed his concerns about limited discussion on the proposed changes, asked if other Councilmembers looked at the Bill, said the red-line version was not the current code, gave examples of missing definitions and sections, improper processes and paperwork, relinquishing regulation authority, others not reading documentation and rubber stamping bills. Council Member Reuter mentioned proposed changes were discussed during previous Work Sessions and noted Council Member Bickowski had the opportunity to contact County Services and Code Enforcement Director Larson to go over any concerns and recommended Council Member Bickowski meet with Director Larson to discuss concerns in depth.

**Council Member Kasten motioned Bill No. 16-0344 be perfected and moved to Final Passage, seconded by Council Member Lane.**

### **Roll Call Vote:**

District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	No
District 1 - Council Member Bickowski:	No
District 2 - Council Member Reuter:	No
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent

Motion did not pass.

**Council Member Bickowski made a motion to deny the bill and bring it up at the next Work Session so we can have a discussion on all the sections and get a proper red-line version of the Bill.** There was no second to the motion.

Motion did not pass.

XVI. **FINAL PASSAGE OF BILLS**

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Council Member Bickowski attempted to make a motion on a bill in Perfection, but the Chair of the meeting noted the meeting was in Final Passage.

## **Bill No. 16-0243 as amended – Amending Title V**

**Council Member Terry motioned Bill No. 16-0243, as amended, be placed on its third and final reading by title. Council Member Kasten seconded the motion.** Council Member Bickowski read Bill No. 16-0243 by title.

Council Member Bickowski noted sections cited by County Executive Waller at the last meeting and his concerns about summons authority and relevant codes.

**Council Member Kasten motioned Bill No. 16-0243 as amended be approved and finally passed, seconded by Council Member Lane.**

### **Roll Call Vote:**

District 1 - Council Member Bickowski:	No
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

## **Bill No. 16-0339 Delinquent Tax Trustee**

**Council Member Kasten motioned Bill No. 16-0339 be placed on its third and final reading by title. Council Member Lane seconded the motion.** Council Member Bickowski read Bill No. 16-0339 by title.

**Council Member Kasten motioned Bill No. 16-0339 be approved and finally passed, seconded by Council Member Lane.**

### **Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

## **Bill No. 16-0340 Delinquent Tax Trustee**

**Council Member Kasten motioned Bill No. 16-0340 be placed on its third and final reading by title. Council Member Terry seconded the motion.** Council Member Bickowski read Bill No. 16-0340 by title.

**Council Member Terry motioned Bill No. 16-0340 be approved and finally passed, seconded by Council Member Kasten.**

### **Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent

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District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

## Bill No. 16-0341 Delinquent Tax Trustee

**Council Member Terry motioned Bill No. 16-0341 be placed on its third and final reading by title. Council Member Lane seconded the motion.** Council Member Bickowski read Bill No. 16-0341 by title.

**Council Member Terry motioned Bill No. 16-0341 be approved and finally passed, seconded by Council Member Kasten.**

### Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

## Bill No. 16-0342 Delinquent Tax Trustee

**Council Member Terry motioned Bill No. 16-0342 be placed on its third and final reading by title. Council Member Lane seconded the motion.** Council Member Bickowski read Bill No. 16-0342 by title.

**Council Member Terry motioned Bill No. 16-0342 be approved and finally passed, seconded by Council Member Kasten.**

### Vote:

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

## Bill No. 16-0343 Amend 2016 Budget

**Council Member Kasten motioned Bill No. 16-0343 be placed on its third and final reading by title. Council Member Lane seconded the motion.** Council Member Bickowski read Bill No. 16-0343 by title.

**Council Member Terry motioned Bill No. 16-0343 be approved and finally passed, seconded by Council Member Kasten.**

### Vote:



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District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried.

**Bill No. 16-0344 – Amending Title II Animal Control – not read in final passage - still in perfection**

**XVII. OTHER MATTERS**

None

**XVII. REPORTS AND COMMENTS FROM COUNCIL MEMBERS**

District 1 - Council Member Bickowski:	No report.
District 2 – Council Member Reuter:	No report.
District 3 – Council Member Boyer:	Absent
District 4 – Council Member Engelbach:	Absent
District 5 – Council Member Kasten:	No report.
District 6 – Council Member Lane:	No report.
District 7 – Council Member Terry:	No report.

**XVIII. CLOSED SESSION**

None

**XIX. ADJOURNMENT**

**Council Member Bickowski motioned to adjourn the meeting, seconded by Council Member Terry.**

**Vote:**

District 1 - Council Member Bickowski:	Yes
District 2 - Council Member Reuter:	Yes
District 3 - Council Member Boyer:	Absent
District 4 - Council Member Engelbach:	Absent
District 5 - Council Member Kasten:	Yes
District 6 - Council Member Lane:	Yes
District 7 - Council Member Terry:	Yes

Motion carried and the meeting adjourned at 10:23 p.m.

§

BILL NO.: 16-0401

**AN ORDINANCE TO AUTHORIZE THE COUNTY EXECUTIVE TO EXECUTE CHANGE ORDER NUMBER 1 FOR THE OLD LEMAY FERRY ROAD AND VOGEL ROAD INTERSECTION IMPROVEMENTS PROJECT WITH PACE CONSTRUCTION COMPANY, LLC LOCATED IN COUNCIL DISTRICT 3.**

**WHEREAS**, Jefferson County, Missouri, (hereafter, the “County”) in response to a certain Invitation for Bid issued by the County received and opened three bids for the construction of the Old Lemay Ferry Road and Vogel Road Intersection Improvements Project; and

**WHEREAS**, after reviewing the bids set forth above, the County determined that it was in the best interests of the County to award the bid for the Old Lemay Ferry Road and Vogel Road Intersection Improvements Project to Pace Construction Company, LLC

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upon approval by the County Council, the County Executive, the Missouri Department of Transportation and the Federal Highway Administration; and

**WHEREAS**, Pursuant to Ordinance 15-0338, The County of Jefferson, Missouri entered into a Contract with Pace Construction Company, LLC in the amount of four hundred fifty-four thousand dollars and no cents (**\$454,000.00**) subject to budgetary limitations for the Old Lemay Ferry Road and Vogel Road Intersection Improvements Project; and

**WHEREAS**, Jefferson County finds that it is now necessary to adjust some of the quantities of work in the contract to reflect the actual quantities of work to be performed. The bulk of additional costs for this change order is because the contractor was unable to construct the project as designed because some of the manholes for the storm sewer improvements were not large enough to accommodate the necessary pipes; and

**WHEREAS**, Jefferson County finds that it is now necessary and in the best interest of the County to execute Change Order Number 1 for an increase of sixty-one thousand one hundred seventeen dollars and forty-nine cents (**\$61,117.49**) to the contract sum subject to budgetary limitations with Pace Construction Company, LLC for the Old Lemay Ferry Road and Vogel Road Intersection Improvements Contract.

## **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. The County finds that it is now necessary and in the best interest of the County to execute Change Order Number 1 for an increase of sixty one thousand one hundred seventeen dollars and forty nine cents (**\$61,117.49**) to the contract sum subject to budgetary limitations with Pace Construction Company, LLC for the Old Lemay Ferry Road and Vogel Road Intersection Improvements Contract for a revised total cost of five hundred fifteen thousand one hundred seventeen dollars and forty nine cents (**\$515,117.49**).

Section 2. The Jefferson County, Missouri, Council authorizes the County Executive to execute Change Order Number 1 on behalf of Jefferson County. A copy of said change order is attached hereto as Exhibit “A” and incorporated by reference.

Section 3. Copies of all Invitations for Bid, response thereto, any contract agreements and change orders shall be maintained by the Department of the County Clerk consistent with the rules and procedures for the maintenance and retention of records as promulgated by the Secretary of State.

Section 4. This Ordinance shall be in full force and effect from and after its date of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0402

**AN ORDINANCE AUTHORIZING A FULL RELEASE OF THE OBLIGATIONS UNDER THE GUARANTEE AGREEMENT FOR EROSION AND SEDIMENT CONTROL/STORMWATER MANAGEMENT IMPROVEMENTS PURSUANT TO TITLE V, CHAPTER 505, ARTICLE II, SECTION 505.270 OF THE CODE OF ORDINANCES OF JEFFERSON COUNTY, EROSION AND SEDIMENT CONTROL/STORMWATER DESIGN MANUAL, FOR THE RESIDENTIAL DEVELOPMENT KNOWN AS AMBERLEIGH WOODS PHASE 2 LOCATED IN COUNCIL DISTRICT 2 AND AUTHORIZING THE JEFFERSON COUNTY, MISSOURI, EXECUTIVE TO EXECUTE ANY NECESSARY DOCUMENTS ON BEHALF OF THE COUNTY.**

**WHEREAS**, pursuant to Title V, Chapter 505, Article II, Section 505.270 of the Code of Ordinances of Jefferson County, Erosion and Sediment Control/Stormwater Management Design Manual, a developer is required to guarantee the completion and maintenance of erosion and sediment control and soil stabilization measures as identified in the plans and application for a Land Disturbance Permit; and

**WHEREAS**, Ryan G'Sell Investments, LLC entered into a Guarantee Agreement dated September 23, 2013, authorized by Ordinance No.: 13-0380, and extended by Ordinance No.: 15-0385 of the Jefferson County, Missouri, Council in the original amount of **\$13,035.00** in order to secure completion of the Erosion and Sediment Control/Stormwater Management Improvements required for Amberleigh Woods Phase 2; and

**WHEREAS**, the form of security for the Guarantee Agreement is Letter of Credit Number VGL-0714 issued by Eagle Bank and Trust Company in the amount of **\$13,035.00**; and

**WHEREAS**, the Department of County Services and Code Enforcement advised the Jefferson County, Missouri, Council that all required erosion and sediment control and soil stabilization measures have been installed for the residential development known as Amberleigh Woods Phase 2.

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## **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. The Guarantee Agreement dated September 23, 2013 and authorized by Ordinance No.: 13-0380 in the original amount of **\$13,035.00** is now fully released for the construction, installation, completion and maintenance of Erosion and Sediment Control/Stormwater Management Improvements with this final release of **\$13,035.00**.

Section 2. The Jefferson County, Missouri, Executive is hereby authorized to take such action and to execute such documents as are necessary to carry out the intent of this Ordinance.

Section 3. This Ordinance shall be in full force and effect from and after its date of approval.

Section 4. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0403

**AN ORDINANCE ACCEPTING AND APPROVING A CASH GUARANTEE AGREEMENT FOR EROSION AND SEDIMENT CONTROL/STORMWATER MANAGEMENT IMPROVEMENTS PURSUANT TO TITLE V, CHAPTER 505, ARTICLE II, SECTION 505.270 OF THE CODE OF ORDINANCES OF JEFFERSON COUNTY, EROSION AND SEDIMENT CONTROL/STORMWATER MANAGEMENT DESIGN MANUAL, FOR DIRT CHEAP-DELORES LOCATED IN COUNCIL DISTRICT 1 AND AUTHORIZING THE JEFFERSON COUNTY, MISSOURI, EXECUTIVE TO EXECUTE THE AGREEMENT AND ANY OTHER NECESSARY DOCUMENTS ON BEHALF OF THE COUNTY.**

**WHEREAS**, pursuant to Title V, Chapter 505, Article II, Section 505.270 of the Code of Ordinances of Jefferson County, Erosion and Sediment Control/Stormwater Management Design Manual, a sub-divider or developer is required to guarantee the completion and maintenance of erosion and sediment control and soil stabilization measures as identified in the plans and application for a Land Disturbance Permit; and

**WHEREAS**, a cost estimate of **\$24,318.75** has been approved by the Stormwater Division for Dirt Cheap - Delores, to include the costs of maintenance of erosion and sediment control and soil stabilization measures as identified in the plans and application for a Land Disturbance Permit; and

**WHEREAS**, the form of the security for the Guarantee Agreement for Dirt Cheap - Delores is a check in the amount of **\$24,318.75**, held in an account by the Department of the Treasurer for Jefferson County, Missouri for completion of Dirt Cheap - Delores Erosion and Sediment Control/Stormwater Management Improvements.

## **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. The Jefferson County, Missouri, Council, hereby accepts and approves a Cash Guarantee Agreement between Jefferson County, Missouri and Tayco Properties, LP in the amount of **\$24,318.75** for Erosion and Sediment Control/Stormwater Management Improvements pursuant to Title V, Chapter 505, Article II, Section 505.270 of the Code of Ordinances of Jefferson County, Erosion and Sediment Control/Stormwater Management Design Manual for Dirt Cheap - Delores.

Section 2. The Jefferson County, Missouri, Executive is authorized to execute the Cash Guarantee Agreement for Improvements on behalf of the County. An original copy of the Guarantee Agreement shall be placed on file in the Department of the County Clerk. An unexecuted copy of the Guarantee Agreement is attached hereto as Exhibit "A".

Section 3. The Jefferson County, Missouri, Executive is further authorized to take any and all necessary actions to carry out the intent of this Ordinance.

Section 4. This Ordinance shall be in full force and effect from and after its date of approval.

Section 5. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0404

**AN ORDINANCE ACCEPTING AND APPROVING A CASH GUARANTEE AGREEMENT FOR EROSION AND SEDIMENT CONTROL/STORMWATER MANAGEMENT IMPROVEMENTS PURSUANT TO TITLE V, CHAPTER 505, ARTICLE II, SECTION 505.270 OF THE CODE OF ORDINANCES OF JEFFERSON COUNTY, EROSION AND SEDIMENT CONTROL/STORMWATER MANAGEMENT DESIGN MANUAL, FOR 130 FIEDLER LANE LOCATED IN**

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## **COUNCIL DISTRICT 2 AND AUTHORIZING THE JEFFERSON COUNTY, MISSOURI, EXECUTIVE TO EXECUTE THE AGREEMENT AND ANY OTHER NECESSARY DOCUMENTS ON BEHALF OF THE COUNTY.**

**WHEREAS**, pursuant to Title V, Chapter 505, Article II, Section 505.270 of the Code of Ordinances of Jefferson County, Erosion and Sediment Control/Stormwater Management Design Manual, a sub-divider or developer is required to guarantee the completion and maintenance of erosion and sediment control and soil stabilization measures as identified in the plans and application for a Land Disturbance Permit; and

**WHEREAS**, a cost estimate of **\$17,316.75** has been approved by the Stormwater Division for 130 Fiedler Lane, to include the costs of maintenance of erosion and sediment control and soil stabilization measures as identified in the plans and application for a Land Disturbance Permit; and

**WHEREAS**, the form of the security for the Guarantee Agreement for 130 Fiedler Lane is a check in the amount of **\$17,316.75**, held in an account by the Department of the Treasurer for Jefferson County, Missouri for completion of 130 Fiedler Lane Erosion and Sediment Control/Stormwater Management Improvements.

### **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. The Jefferson County, Missouri, Council, hereby accepts and approves a Cash Guarantee Agreement between Jefferson County, Missouri and Get Right Fiedler Lane LLC in the amount of **\$17,316.75** for Erosion and Sediment Control/Stormwater Management Improvements pursuant to Title V, Chapter 505, Article II, Section 505.270 of the Code of Ordinances of Jefferson County, Erosion and Sediment Control/Stormwater Management Design Manual for 130 Fiedler Lane.

Section 2. The Jefferson County, Missouri, Executive is authorized to execute the Cash Guarantee Agreement for Improvements on behalf of the County. An original copy of the Guarantee Agreement shall be placed on file in the Department of the County Clerk. An unexecuted copy of the Guarantee Agreement is attached hereto as Exhibit "A".

Section 3. The Jefferson County, Missouri, Executive is further authorized to take any and all necessary actions to carry out the intent of this Ordinance.

Section 4. This Ordinance shall be in full force and effect from and after its date of approval.

Section 5. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0405

## **AN ORDINANCE ACCEPTING AND APPROVING A GUARANTEE AGREEMENT AND LETTER OF CREDIT FOR EROSION AND SEDIMENT CONTROL/STORMWATER MANAGEMENT IMPROVEMENTS PURSUANT TO TITLE V, CHAPTER 505, ARTICLE II, SECTION 505.270 OF THE CODE OF ORDINANCES OF JEFFERSON COUNTY, EROSION AND SEDIMENT CONTROL/STORMWATER MANAGEMENT DESIGN MANUAL, FOR WINDING BLUFFS LOCATED IN COUNCIL DISTRICT 2 AND AUTHORIZING THE JEFFERSON COUNTY, MISSOURI, EXECUTIVE TO EXECUTE THE AGREEMENT AND ANY OTHER NECESSARY DOCUMENTS ON BEHALF OF THE COUNTY.**

**WHEREAS**, pursuant to Title V, Chapter 505, Article II, Section 505.270 of the Code of Ordinances of Jefferson County, Erosion and Sediment Control/Stormwater Management Design Manual, a sub-divider or developer is required to guarantee the completion and maintenance of erosion and sediment control and soil stabilization measures as identified in the plans and application for a Land Disturbance Permit; and

**WHEREAS**, a cost estimate of **\$454,399.50** has been approved by the Stormwater Division for Winding Bluffs, to include the costs of maintenance of erosion and sediment control and soil stabilization measures as identified in the plans and application for a Land Disturbance Permit; and

**WHEREAS**, the form of security for the Guarantee Agreement for Winding Bluffs is Letter of Credit Number 226 issued by Pulaski Bank, NA in the amount of **\$454,399.50** for completion of Winding Bluffs Erosion and Sediment Control/Stormwater Management Improvements.

### **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. The Jefferson County, Missouri, Council, hereby accepts and approves a Guarantee Agreement between Jefferson County, Missouri and McBride Guffey, LLC and Letter of Credit Number 226 issued by Pulaski Bank NA in the amount of **\$454,399.50** for Erosion and Sediment Control/Stormwater Management Improvements pursuant to Title V, Chapter 505, Article II,

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Section 505.270 of the Code of Ordinances of Jefferson County, Erosion and Sediment Control/Stormwater Management Design Manual for Winding Bluffs.

Section 2. The Jefferson County, Missouri, Executive is authorized to execute the Guarantee Agreement for Improvements on behalf of the County. The Jefferson County, Missouri, Executive is further authorized to take any and all necessary actions to carry out the intent of this Ordinance. An original copy of the Guarantee Agreement and Letter of Credit shall be placed on file in the Department of the County Clerk. An unexecuted copy of the Guarantee Agreement is attached hereto as Exhibit “A”.

Section 3. This Ordinance shall be in full force and effect from and after its date of approval.

Section 4. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0406

**AN ORDINANCE APPROVING AN AGREEMENT BETWEEN JEFFERSON COUNTY, MISSOURI, DEPARTMENT OF THE SHERIFF AND SAFRAN MORPHOTRAK FOR THE RENEWAL OF THE “MAINTENANCE AND SUPPORT AGREEMENT 005713-000” AND AUTHORIZING THE COUNTY EXECUTIVE TO EXECUTE THE AGREEMENT ON BEHALF OF THE COUNTY.**

**WHEREAS**, Jefferson County, Missouri, (hereafter, the “County”) desires to renew the Maintenance and Support Agreement with Safran MorphoTrak for the maintenance support services; and

**WHEREAS**, Ordinance 15-0253 was approved for the Maintenance and Support Agreement with Safran MorphoTrak for the maintenance support services for the Jefferson County Sheriff’s Office; and

**WHEREAS**, the Jefferson County Sheriff’s Office requests to renew the agreement provided by Safran MorphoTrak for the Morpho LiveScan station cabinet booking workstation equipment and the Automated Fingerprint Identification System (AFIS) products for the support and maintenance services; and

**WHEREAS**, the Jefferson County Sheriff’s Office requests the renewal of the Maintenance and Support Agreement 005713-000, provided by Safran MorphoTrak due to the proprietary hardware and software components and the overall system design of the equipment needing the support and maintenance services that was manufactured by Safran MorphoTrak; and

**WHEREAS**, the Jefferson County Sheriff’s Office desires that, the County renew the Maintenance and Support Agreement 005713-000 with Safran MorphoTrak for the support and maintenance services for the Morpho LiveScan station cabinet booking workstation equipment and the Automated Fingerprint Identification System (AFIS) products; and

**WHEREAS**, the Jefferson County, Missouri, Council finds that it is now necessary and in the best interest of the County to execute the renewal agreement for the Maintenance and Support Agreement 005713-000 with Safran MorphoTrak for the support and maintenance services for the Morpho LiveScan station cabinet booking workstation equipment and the Automated Fingerprint Identification System (AFIS) products for the following:

<u>EQUIPMENT</u>	<u>TERM</u>	<u>ANNUAL FEE</u>
SA 005713-000	05-01-2016 to 04-30-2017	\$5,522.16
SA 004068-035	05-01-2016 to 04-30-2017	\$5,746.58
SA 004068-037	05-01-2016 to 04-30-2017	\$6,815.72
SA 004084-000	05-01-2016 to 04-30-2017	\$37,881.93

for the total amount not to exceed **\$55,966.38**, subject to budgetary limitations.

**BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. The renewal agreement with Safran MorphoTrak for the support and maintenance services for the Morpho LiveScan station cabinet booking workstation equipment and the Automated Fingerprint Identification System (AFIS) products for the following:

<u>EQUIPMENT</u>	<u>TERM</u>	<u>ANNUAL FEE</u>
SA 005713-000	05-01-2016 to 04-30-2017	\$5,522.16

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SA 004068-035	05-01-2016 to 04-30-2017	\$5,746.58
SA 004068-037	05-01-2016 to 04-30-2017	\$6,815.72
SA 004084-000	05-01-2016 to 04-30-2017	\$37,881.93

for the total amount not to exceed **\$55,966.38**, subject to budgetary limitations.

Section 2. The Jefferson County, Missouri, Council hereby authorizes the County Executive to execute the agreement on behalf of the County. The County Executive is further authorized to take any and all actions necessary to carry out the intent of this Ordinance. An unexecuted copy of the Agreement is attached hereto as Exhibit “A” and incorporated herein, by reference.

Section 3. Copies of all Invitations for Bid, Requests for Proposals, responses thereto, and any contracts or agreements shall be maintained by the Department of the County Clerk consistent with the rules and procedures for the maintenance and retention of records as promulgated by the Secretary of State.

Section 4. This Ordinance shall be in full force and effect from and after its date of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0407

## **AN ORDINANCE AWARDED BIDS FOR CERTAIN PRODUCTS AND SERVICES TO THE LOWEST AND BEST BIDDERS AS REFLECTED IN THE RESPONSES TO CERTAIN INVITATIONS FOR BID AND REQUESTS FOR PROPOSALS FOR MULTIFUNCTION COPY MACHINE 2016; AND AUTHORIZATION FOR THE COUNTY EXECUTIVE TO EXECUTE ANY NECESSARY AGREEMENTS OR CONTRACTS TO EFFECTUATE THE AWARD OF THE BIDS AND PROPOSALS.**

**WHEREAS**, Jefferson County, Missouri, (hereafter, the “County”) in response to certain Invitations for Bid and Requests for Proposals issued by the County received bids and proposals for the following items or services:

BID NAME

Multifunction Copy Machine 2016

NUMBER OF BIDS RECEIVED

10

DATE OF BID OPENING

3-8-16

**WHEREAS**, after reviewing the bids and proposals set forth above, the Circuit Clerk’s Office has determined that certain bids and proposals represent the lowest and best bid for the respective items or services and met the bid or proposal specifications issued by the County; and

**WHEREAS**, the Jefferson County, Missouri, Council finds it is in the best interest of the County to award the bids and proposals to Sumner Group Inc. dba Datamax for a term from 4-11-16 to 4-10-17 upon approval by the County Council and County Executive for the total amount up to **\$10,549.60** subject to budgetary limitations.

### **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. The County awards the following bids and proposals which are incorporated by this reference as if fully set out herein, to the lowest and best vendor bidding for each respective item or service as follows:

BID NAME

Multifunction Copy Machine 2016

TERM

4-11-16 to 4-10-17

Upon approval by the County Council and County Executive

AMOUNT

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\$4,094.00 per copier (2) two copiers

\$1,180.80 service agreement for (2) two copiers

Up to **\$10,549.60**

subject to budgetary limitations

AWARDED BIDDER

Sumner Group Inc. dba Datamax

Section 2. The Jefferson County, Missouri, Council hereby authorizes the County Executive to execute the agreement incorporated by Reference as Exhibit “A” and any agreements or contracts necessary to effectuate the award of the bids and proposals set forth in this Ordinance. The County Executive is further authorized to take any and all actions necessary to carry out the intent of this Ordinance. An unexecuted copy of the Agreement is attached hereto as Exhibit “A” and incorporated herein, by reference.

Section 3. Copies of all Invitations for Bid, Requests for Proposals, responses thereto, and any contracts or agreements shall be maintained by the Department of the County Clerk consistent with the rules and procedures for the maintenance and retention of records as promulgated by the Secretary of State.

Section 4. This Ordinance shall be in full force and effect from and after its date of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.:16-0408

## **AN ORDINANCE TO AUTHORIZE THE COUNTY EXECUTIVE TO EXECUTE CHANGE ORDER NO. 1 FOR THE VEHICLE LIGHTING AND ACCESSORIES CONTRACT FOR THE JEFFERSON COUNTY, MISSOURI, DEPARTMENT OF PUBLIC WORKS.**

**WHEREAS**, Pursuant to Ordinance 14-0184, The County of Jefferson, Missouri and the Department of Public Works entered into a Contract with Ed Roehr Auto Radio Co., Inc. dba Ed Roehr Safety Products and Responder PSE, LLC for the Vehicle Lighting and Accessories Contract; and,

**WHEREAS**, the Department of the Sheriff of Jefferson County, Missouri will be utilizing the Vehicle Lighting and Accessories contract for purchases; and

**WHEREAS**, the Department of the Sheriff of Jefferson County, Missouri finds that it is now necessary to adjust the estimated amount to reflect the purchases for laptop mounts and side mount packages needed for their vehicles under the Vehicle Lighting and Accessories Contract; and,

**WHEREAS**, Jefferson County, Missouri and the Department of the Sheriff for Jefferson County, hereby requests an increase of an additional Twelve Thousand, Five Hundred Thirty-nine Dollars and Ninety Eight Cents (**\$12,539.98**) to the Vehicle Lighting and Accessories Contract to cover the cost of the equipment for their vehicles; and,

**WHEREAS**, Jefferson County, Missouri, and the Department of the Sheriff for Jefferson County, Missouri, finds that it is now necessary and in the best interest of the County to execute Change Order No. 1 to the Vehicle Lighting and Accessories Contract, for an increase of Twelve Thousand, Five Hundred Thirty-nine Dollars and Ninety Eight Cents (**\$12,539.98**) to the contract sum subject to budgetary limitations for a revised total cost of Seventy Two Thousand, Five Hundred Thirty-nine Dollars and Ninety Eight Cents (**\$72,539.98**) with Ed Roehr Auto Radio Co., Inc. dba Ed Roehr Safety Products and Responder PSE, LLC for the Vehicle Lighting and Accessories Contract upon approval by the County Council and County Executive.

### **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. The Contract with Ed Roehr Auto Radio Co., Inc. dba Ed Roehr Safety Products and Responder PSE, LLC for the Vehicle Lighting and Accessories Contract shall be increased by Twelve Thousand, Five Hundred Thirty-nine Dollars and Ninety Eight Cents (**\$12,539.98**) for a revised total cost of Seventy Two Thousand, Five Hundred Thirty-nine Dollars and Ninety Eight Cents (**\$72,539.98**) subject to budgetary limitations upon approval by the County Council and County Executive.

Section 2. The Jefferson County, Missouri, Council hereby authorizes the County Executive to execute Change Order No. 1 to the Vehicle Lighting and Accessories Contract and any agreements or contracts necessary to effectuate the award of the bids and proposals set forth in this Ordinance. The County Executive is further authorized to take any and all actions necessary to carry out the intent of this Ordinance.

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Section 3. Copies of all Invitations for Bid, response thereto, any contract agreements and change orders shall be maintained by the Department of the County Clerk consistent with the rules and procedures for the maintenance and retention of records as promulgated by the Secretary of State.

Section 4. This Ordinance shall be in full force and effect from and after its date of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

RESOLUTION NO.: R16-0401

**A RESOLUTION AND ORDER OF THE JEFFERSON COUNTY, MISSOURI, COUNCIL TO CORRECT ERRONEOUS ASSESSMENTS, OR MISTAKES OR DEFECTS IN DESCRIPTIONS OF LANDS, ASSESSMENT OR TAX RECORDS (PERSONAL PROPERTY) PURSUANT TO ARTICLE III, SECTION 3.4.3.1 OF THE HOME RULE CHARTER OF JEFFERSON COUNTY, MISSOURI FOR THE PROPERTY SET FORTH HEREIN AND LOCATED IN JEFFERSON COUNTY, MISSOURI.**

**WHEREAS**, Article III, Section 3.4.3.1 of the Home Rule Charter of Jefferson County, Missouri, authorizes the Jefferson County, Missouri, Council to correct errors in assessment records and tax records by order or resolution; and,

**WHEREAS**, the Assessor of Jefferson County, Missouri, and the Collector of Revenue for Jefferson County, Missouri have independently determined that certain changes should be made to the Jefferson County, Missouri, tax records due to erroneous assessments, defects or mistakes in Personal Property as set forth in Exhibit A which is attached hereto and incorporated herein by reference; and,

**WHEREAS**, the Assessor of Jefferson County, Missouri, and the Collector of Revenue for Jefferson County, Missouri have submitted to the Jefferson County, Missouri, Council a list of changes, erroneous assessments, defects or mistakes in Personal Property as set forth in Exhibit A which is attached hereto and incorporated herein by reference; and,

**WHEREAS**, the Assessor of Jefferson County, Missouri, and the Collector of Revenue for Jefferson County, Missouri, both agree that changes should be made to the tax rolls as indicated in Exhibit A to more accurately reflect the true value and accounting for the aforementioned Personal Property located in Jefferson County, Missouri; and,

**WHEREAS**, the Jefferson County, Missouri, Council finds that it is in the best interest of the County to correct the errors, defects or mistakes; and,

**WHEREAS**, the Jefferson County, Missouri, Council finds that it is in the best interest of the persons so affected to correct the errors, defects or mistakes.

**THE JEFFERSON COUNTY, MISSOURI, COUNCIL RESOLVES:**

Section 1. The corrections of errors, defects or mistakes in Personal Property as set forth in Exhibit A, which is attached hereto and incorporated herein by this reference, shall be so modified to reflect the values as set forth in Exhibit A.

Section 2. The Assessor for Jefferson County, Missouri, and the Collector of Revenue for Jefferson County, Missouri, shall make the appropriate changes to their records and record keeping systems in accordance with this Order and Exhibit A.

Section 3. Copies of this Resolution and Order, and Exhibit A, which is attached hereto and made a part hereof, shall be kept on file at the County Clerk's Office.

Section 4. This Resolution and Order shall be in full force and in effect from and after the date of its enactment.

Section 5. If any part of this Resolution and Order is invalid for any reason, such invalidity shall not affect the remainder of this Resolution and Order.

#

RESOLUTION NO.: R16-0402

**A RESOLUTION AND ORDER OF THE JEFFERSON COUNTY, MISSOURI, COUNCIL TO CORRECT ERRONEOUS ASSESSMENTS, OR MISTAKES OR DEFECTS IN DESCRIPTIONS OF LANDS, ASSESSMENT OR TAX RECORDS (REAL PROPERTY) PURSUANT TO ARTICLE III, SECTION 3.4.3.1 OF THE HOME RULE CHARTER OF JEFFERSON COUNTY, MISSOURI FOR THE PROPERTY SET FORTH HEREIN AND LOCATED IN JEFFERSON COUNTY, MISSOURI.**



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**WHEREAS**, Article III, Section 3.4.3.1 of the Home Rule Charter of Jefferson County, Missouri, authorizes the Jefferson County, Missouri, Council to correct errors in assessment records and tax records by order or resolution; and,

**WHEREAS**, the Assessor of Jefferson County, Missouri, and the Collector of Revenue for Jefferson County, Missouri have independently determined that certain changes should be made to the Jefferson County, Missouri, tax records due to erroneous assessments, defects or mistakes in Real Property as set forth in Exhibit A which is attached hereto and incorporated herein by reference; and,

**WHEREAS**, the Assessor of Jefferson County, Missouri, and the Collector of Revenue for Jefferson County, Missouri have submitted to the Jefferson County, Missouri, Council a list of changes, erroneous assessments, defects or mistakes in Real Property as set forth in Exhibit A which is attached hereto and incorporated herein by reference as though fully set forth herein; and,

**WHEREAS**, the Assessor of Jefferson County, Missouri, and the Collector of Revenue for Jefferson County, Missouri, both agree that changes should be made to the tax rolls as indicated in Exhibit A to more accurately reflect the true value and accounting for the aforementioned Real Property located in Jefferson County, Missouri; and,

**WHEREAS**, the Jefferson County, Missouri, Council finds that it is in the best interest of the County to correct the errors, defects or mistakes; and,

**WHEREAS**, the Jefferson County, Missouri, Council finds that it is in the best interest of the persons so affected to correct the errors, defects or mistakes.

## **THE JEFFERSON COUNTY, MISSOURI, COUNCIL RESOLVES:**

**Section 1.** The corrections of errors, defects or mistakes in Real Property as set forth in Exhibit A, which is attached hereto and incorporated herein by this reference, shall be so modified to reflect the values as set forth in Exhibit A.

**Section 2.** The Assessor for Jefferson County, Missouri, and the Collector of Revenue for Jefferson County, Missouri, shall make the appropriate changes to their records and record keeping systems in accordance with this Order and Exhibit A.

**Section 3.** Copies of this Resolution and Order, and Exhibit A, which is attached hereto and made a part hereof, shall be kept on file at the County Clerk's Office.

**Section 4.** This Resolution and Order shall be in full force and in effect from and after the date of its enactment.

**Section 5.** If any part of this Resolution and Order is invalid for any reason, such invalidity shall not affect the remainder of this Resolution and Order.

#

RESOLUTION NO.: R16-0403

## **A RESOLUTION AND ORDER OF THE JEFFERSON COUNTY, MISSOURI, COUNTY COUNCIL DECLARING SHERIFF CANINE "TYCOON" NOW RETIRED AND ORDERING CANINE TYCOON TO BE ALLOWED TO RETIRE, BE ADOPTED AND LIVE WITH HIS HANDLER JEFFERSON COUNTY SHERIFF'S DEPUTY ANTHONY BURGARD.**

**WHEREAS**, Section 3.4.2.10 of the Home Rule Charter of Jefferson County, Missouri provides for the County Council to authorize County Officers to dispose of property upon terms advantageous to the County; and

**WHEREAS**, Jefferson County, Missouri, (hereafter, the "County") is the owner of Sheriff Canine "Tycoon" who is now set to retire from his outstanding service to Jefferson County, Missouri, and the Sheriff's Department; and,

**WHEREAS**, Tycoon was born on September 9, 2004 and served honorably in the Sheriff's Department for ten (10) plus years which is well above average for a typical law enforcement canine; and,

**WHEREAS**, Tycoon is now set to retire due to health related and performance issues related to "old age"; and,

**WHEREAS**, Tycoon, while in the service of the Jefferson County Sheriff's Department, accumulated over four hundred (400) calls for service primarily for narcotics issues, he performed numerous successful searches, participated in dozens of felony and misdemeanor arrests, tracking, public demonstrations and assistant outside agencies throughout the years of service; and,

**WHEREAS**, in 2010 Tycoon received the Distinguished Service award for tracking and locating a suicidal subject who fled into the woods and was found unconscious, thus saving a life; and,

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**WHEREAS**, the Jefferson County, Missouri, Council commends Tycoon on his service to the County and Citizens of Jefferson County, Missouri, and,

**WHEREAS**, Jefferson County, Missouri, Council agrees that Tycoon shall be turned over and ownership be given to his handler Jefferson County Sheriff's Deputy Anthony Burgard so that Tycoon may retire honorably; and,

**WHEREAS**, Jefferson County Sheriff's Deputy Anthony Burgard has agreed to assume ownership and all future liability of Tycoon while the animal lives out his retirement.

## **THE JEFFERSON COUNTY, MISSOURI, COUNCIL RESOLVES AS FOLLOWS:**

Section 1: The Jefferson County, Missouri, Council hereby resolves and Orders that Sheriff Canine Tycoon shall, upon his retirement, become the property of Sheriff's Deputy Anthony Burgard and Deputy Burgard shall, and has agreed to, assume ownership and all liability for the canine from the date of this Resolution forward.

Section 2. The County Council authorizes the County Executive and the Sheriff to perform all those acts necessary to carry out the intent of this Resolution, including but not limited to taking any action required to retire and transfer Canine Tycoon from the ranks of the Jefferson County Sheriff's Department and transfer ownership to Deputy Burgard.

Section 3. This Resolution shall be in full force and effect from and after its date of approval. If any part of this Resolution is found to be invalid for any reason, such invalidity shall not affect the remainder of this Resolution.

#

BILL NO.: 16-0409

**AN ORDINANCE ORDERING THE DELINQUENT TAX TRUSTEE AS APPOINTED PURSUANT TO SECTION 140.230 RSMO (2015) TO SELL CERTAIN PROPERTY, EXECUTE DEEDS AND DELIVER SAME FOR TINNIN ESTATES LOT SPLIT LOTS 1B AND 1C PLAT BOOK 114 PAGE 14A; SECTION 24, TOWNSHIP 41, RANGE 4; SCHOOL DISTRICT R3; PARCEL 12-6.0-24.0-0-000-064. (LOCATED IN COUNCIL DISTRICT 7).**

**WHEREAS**, the Delinquent Tax Trustee for Jefferson County, Missouri, ("Trustee") as appointed pursuant to Section 140.230.1 RSMo. (2015), purchased on August 24, 2015, the following described real property, to wit:

**TINNIN ESTATES LOT SPLIT LOTS 1B AND 1C PLAT BOOK 114 PAGE 14A; SECTION 24, TOWNSHIP 41, RANGE 4; SCHOOL DISTRICT R3; PARCEL 12-6.0-24.0-0-000-064. (LOCATED IN COUNCIL DISTRICT 7).** and,

**WHEREAS**, the current Delinquent Tax Trustee for Jefferson County, Missouri, has been offered Two Thousand One Hundred Thirteen and 05/100 Dollars (**\$2,113.05**) for the purchase of the above described property by Katrina Cope and Thomas Powell, which said offer is the best thus far received; and,

**WHEREAS**, the Trustee has made application and requested an Ordinance of the Jefferson County, Missouri, Council, authorizing the sale of the property described above as set forth and contained in Exhibit "A" attached hereto and incorporated herein by reference; and,

**WHEREAS**, pursuant to Section 140.230.5 RSMo. (2015), and Sections 3.4.2.10 and 3.4.2.11 of the Home Rule Charter of Jefferson County, Missouri, the County Council may administer and order real estate, lands and lots so purchased by the Trustee sold and the deeds thereto executed and delivered to a buyer; and,

**WHEREAS**, it is in the best interest of the County to dispose of the property described herein and to put the same back on the tax rolls.

## **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. The Jefferson County, Missouri, Council hereby orders that:

**TINNIN ESTATES LOT SPLIT LOTS 1B AND 1C PLAT BOOK 114 PAGE 14A; SECTION 24, TOWNSHIP 41, RANGE 4; SCHOOL DISTRICT R3; PARCEL 12-6.0-24.0-0-000-064. (LOCATED IN COUNCIL DISTRICT 7).**

Be sold to Katrina Cope and Thomas Powell, for Two Thousand One Hundred Thirteen and 05/100 Dollars (**\$2,113.05**).

Section 2. The Jefferson County, Missouri, Council orders the Trustee to execute and deliver the Trustee's Deed for the above described real property.

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Section 3. This Ordinance shall be in full force and effect from and after its date of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0410

## **AN ORDINANCE AUTHORIZING THE COUNTY EXECUTIVE OF JEFFERSON COUNTY, MISSOURI, TO AMEND THE MAXIMUM FEE SCALE FOR RIVER ACCESS, RECREATIONAL PROGRAMS, AND PARK FACILITY RENTALS OF THE JEFFERSON COUNTY DEPARTMENT OF PARKS AND RECREATION LOCATED IN ALL COUNCIL DISTRICTS.**

**WHEREAS**, pursuant to Article III, Section 3.4.2.2., of the Home Rule Charter of Jefferson County, Missouri, the Jefferson County Missouri Council, has the power to establish and collect fees for licenses, permits, inspections and services performed by County Officers and employees; and

**WHEREAS**, the Jefferson County Department of Parks and Recreation (“Department”) has determined that certain fees are required to be adjusted to reflect the cost of providing recreational programs and maintaining park facilities through the Department; and

**WHEREAS**, the implementation of a revised maximum fee scale will assist in partial recoupment of the cost of providing recreational programs and park facilities; and

**WHEREAS**, The Jefferson County Department of Parks and Recreation is charged with providing recreational programs and park facilities for Jefferson County, Missouri, residents; and,

**WHEREAS**, The Jefferson County Department of Parks and Recreation is responsible for improving and expanding recreational programs and park facility opportunities impacting citizens’ quality of life; and,

**WHEREAS**, The Director of the Jefferson County Department of Parks and Recreation has evaluated ways to improve recreational programs and park facilities without increasing the tax burden upon Jefferson County residents; and,

**WHEREAS**, The Jefferson County Department of Parks and Recreation have inherent duties to ensure continued success, growth and renewal of such recreational programs and park facilities for the Jefferson County residents; and,

**WHEREAS**, The Jefferson County Department of Parks and Recreation recognizes the need to ensure safe, secure and comprehensive recreational programs and park facilities for the Jefferson County residents; and,

**WHEREAS**, The Jefferson County Department of Parks and Recreation recognizes the need to have open and free access to parks for the Jefferson County residents; and,

**WHEREAS**, The Jefferson County Department of Parks and Recreation needs to mitigate certain extraneous cost, these fees will help to ensure safety, security and continual improvement of the recreational programs and park facilities for the Jefferson County residents; and,

**WHEREAS**, In compliance with Chapter 240, Article VI, Section 240.110 Recreational Program and Access Fees, which allows the setting of such fees; and,

**WHEREAS**, Chapter 240, Article VI, Section 240.120 Renting and Reserving Facilities at the Northwest Sports Complex, specifically establishing a time frame for setting fees for the Northwest Sports Complex, does NOT apply to setting of Access Fees, and;

**WHEREAS**, The Jefferson County Department of Parks and Recreation and as recommended by the Parks Board has determined that fees shall cover the cost of providing services to its residents.

### **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL:**

Section 1. The Jefferson County, Missouri, Council hereby establishes a revised maximum fee scale for river access, recreational programs, and park facility rentals, conducted by the Jefferson County Department of Parks and Recreation. The proposed maximum fees scale is defined in Exhibit “A” which is attached to this Ordinance and which, along with this Ordinance, shall be kept on file with the Department of the County Clerk.

Section 2. This Ordinance supersedes any previous Ordinances establishing fee structure.

Section 3. This Ordinance shall be in full force and effect from and after its date of approval.

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Section 4. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0411

## **AN ORDINANCE APPROVING APPLICATION PC16009 TO REZONE A PARCEL FROM SINGLE FAMILY RESIDENTIAL (R10) ZONE DISTRICT TO PLANNED COMMERCIAL (PC) ZONE DISTRICT AND THE DEVELOPMENT PLAN FOR MILLER ROAD STORAGE FACILITY LOCATED IN COUNCIL DISTRICT 4.**

**WHEREAS**, a hearing was held on April 11, 2016 on Application/Petition Number PC16009 for rezoning 6.86 acres of the following described real estate located in Jefferson County, State of Missouri, to-wit: Parcel Number: 09-3.0-07.0-1-001-007, from Single Family Residential (R10) zone district to Planned Commercial (PC) zone district; and a development plan for Miller Road Storage Facility; and

**WHEREAS**, the Planning and Zoning Commission of Jefferson County, Missouri, held a hearing on this matter on March 24, 2016 and the minutes of the recommendation of the Planning and Zoning Commission have been filed with the Jefferson County, Missouri, Council; and

**WHEREAS**, the Jefferson County, Missouri, Council has taken official notice of the following filed with and presented to the Jefferson County, Missouri, Council with respect to the Application:

a. Jefferson County Planning Division Staff Report to the Planning and Zoning Commission and Jefferson County Planning Division Staff Report to the Jefferson County, Missouri, Council recommending approval of the application, development plan, and the case file for this Application;

b. The minutes and record of the hearing before the Planning and Zoning Commission;

c. Exhibits offered by the Jefferson County Planning Division and upon a motion duly made, seconded and approved were admitted into evidence by the Jefferson County, Missouri, Council and made part of the official records as set out below:

Exhibit A, The Official Master Plan for Jefferson County, Missouri, adopted August 6, 2003 and effective April 2, 2008;

Exhibit B, The Code of Ordinances of Jefferson County, Chapter 400: Unified Development Order, adopted April 2, 2008, as amended;

Exhibit C, Staff Report and case file;

**WHEREAS**, it is found by the Jefferson County, Missouri, Council that:

a. All persons required to receive notice of the hearing were notified, all notices were published, and signs posted in accordance with Missouri law and the Unified Development Order; and

b. The Jefferson County, Missouri, Council has jurisdiction over the subject matter of this application.

c. The requested change in zoning is consistent with the intent stated for the Planned Commercial (PC) zone district.

d. The requested change in zoning is in accordance with the Official Master Plan of Jefferson County, Missouri.

e. The requested change in zoning is in harmony with and is compatible with surrounding and adjacent land uses and properties.

f. The requested development plan, as conditioned and modified by this Ordinance, is consistent with the UDO in that the development plan is designed, located and proposed to be operated so that the public health, safety and welfare will be protected.

g. The requested development plan, as conditioned and modified by this Ordinance, is consistent with the UDO in that the development plan will not impede the normal and orderly development and improvement of the surrounding property.

h. The requested development plan, as conditioned and modified by this Ordinance, is consistent with the UDO in that the development plan incorporates adequate ingress and egress and an internal drive network that provides for the efficient flow of traffic.

i. The modifications to the development plan, as conditioned by this Ordinance, are in the best interest of the County in that the modifications incorporate sound planning principles and design elements that are compatible with surrounding properties and are consistent throughout the proposed project.

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j. The modifications to the development plan, as conditioned by this Ordinance, are in the best interest of the County in that the modifications further the stated goals and intent of the UDO.

## **NOW, THEREFORE, BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. Application Number: PC16009 is approved for the real estate described as Parcel Number 09-3.0-07.0-1-001-007, from Single Family Residential (R10) zone district to Planned Commercial (PC) zone district; and a development plan for Miller Road Storage Facility is approved subject to the following, approval of the modifications to the Code of Ordinances of Jefferson County, Unified Development Order, Chapter 400, Article XIV, Section 400.4750; Article VII, Section 400.2530; Article VII, Section 400.2550; Article XII, Section 400.4100(5)(A)(1); denial of the requested modification to Article VII, Section 400.2600; and the regulatory requirements and departmental comments with the following conditions of approval:

1. The facility shall be surrounded on all sides by an 8-foot fence.
2. Storage shall not be stored, loaded, unloaded, or otherwise placed either temporarily or permanently outside the enclosed buildings, outside the fence, or within public rights-of-way. Exceptions are the storage of boats, RV's, and maintenance equipment outside of enclosed buildings.
3. The stormwater detention system required for the full development (phases 1-4) shall be required to be put into place prior to occupancy being approved for phase 1 of the development.
4. All boat, RV, and maintenance equipment storage operations shall be licensed in the State of Missouri if required, have proper approvals from the Missouri Department of Revenue, and meet all other applicable local, state, and federal regulations.
5. Due to the potential effect that traffic from the proposed Miller Road Storage Facility Development could have on existing traffic on Miller Road, a traffic study shall be performed for egress and ingress to the subject property and submitted to the Planning Division and any requirements/recommendations from the study shall be shown on site development plans. The traffic study shall determine the number of additional trips that will be generated by the proposed development, assign the trips to Miller Road, evaluate the impact on the operating conditions for Miller Road, and determine the ability of vehicles to safely enter and exit the site. If such a traffic study is not performed and submitted to the Planning Division, boats, recreation vehicles, and maintenance equipment shall not be permitted to be stored on the property.

## **Modifications**

Approval of the requested modification to Article XIV Section 400.4750 – Minimum Screen Requirement to remove the required High-Impact screening requirement along the western and eastern property boundaries with the following conditions:

1. A 30-foot conservation easement shall be recorded along the western boundary of the subject property and a copy of the recorded easement shall be submitted to the Planning Division which conserves existing vegetation and prohibits any grading, clearing, and development in the easement.
2. An 8-foot sight proof fence shall be built along the western edge of the driveway accessing the development facing the western boundary of the subject property. The fence shall be required to be built from the northern edge of the parking area south to the edge of the southernmost mini-storage buildings.

Approval of the requested modification to Article VII, Section 400.2530 – Street Standards – General for relief from the required 125 foot corner/clearance offsets with adjacent driveways on Miller Road.

Denial of the requested modification to Article VII Section 400.2600 – Visual Clearance Standards – Minimum Sight Distance for relief from UDO standards for minimum sight distance.

Approval of the requested modification to Article VII Section 400.2550 – Street Standards – Minimum Right-of-way and Improved Surface Width for relief from UDO standards for the driveway entrance and the bridge with the following conditions:

1. The driveway entrance within the County ROW shall be paved with a Pavement thickness shall provide 2" Type C Asphaltic Concrete/4" Type X Asphaltic Concrete/4" rock base. No PCC or curbing is allowed in the County ROW. The pavement width for the entrance at the ROW including curbs for two-way traffic shall provide 26-42 feet. The entrance width shall be provided from the street into the site for a throat length of 20 feet. The entrance pavement must slope away from the County road.
2. The existing bridge shall be certified by an engineer registered in the State of Missouri to carry an HS20 truck loading. The engineer shall certify that the bridge has been constructed to acceptable standards of construction to meet the design loads. The bridge may require fencing or fall protection to meet UDO requirements.
3. A hydrology study shall be performed by an engineer registered in the State of Missouri which certifies that no adverse impact from flooding will be potentially created from the existing bridge.

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Approval of the requested modification to Article XII, Section 400.4100 5. A. 1. – Parking, Loading, and Storage Lot Area Improvements to allow the storage areas to be graveled.

## **Regulatory Requirements**

### Permitted Uses

Land uses shall be permitted per the approved Development Plan. The permitted uses for the Dittmer Mini-Storage development are as follows:

Mini-Storage/Mini-Warehouse Facility

Boats, Recreational Vehicles and Maintenance Equipment Storage

### Floor Area, Height, and other Building Requirements

The floor area, height, and other building requirements shall comply with applicable Articles of the UDO.

### Site Development

#### Required Yards

Required yard setbacks shall be as follows in accordance with Article V of the UDO.

Front yard – 20 feet, Side yard – 15 feet, Rear yard – 20 feet

### Access

Access shall be provided in accordance with the Jefferson County Unified Development Order, unless specifically modified by this Ordinance.

### Parking

Parking and loading shall be provided per the regulations of Article XII of the Jefferson County Unified Development Order, unless specifically modified by this Ordinance.

### Signs

Signs shall comply with Article XIII of the UDO. All regulatory signs, including stop signs, speed limit, etc. shall be provided by the developer.

### Lighting

Lighting that by color, placement or design resembles or conflicts with traffic control signs is prohibited. No lighting shall contain flashing lights, intermittent lights, animators, or mechanical movements of any kind.

### Landscaping

Landscaping, buffers, and tree protection shall comply with Article XIV of the Jefferson County Unified Development Order, unless specifically modified by this Ordinance.

### Stormwater and Erosion and Sediment Control

Stormwater management and Erosion and sediment control shall comply with Chapter 505: Erosion and Sediment Control / Stormwater Management Design Manual of the Jefferson County Code of Ordinances.

### Geotechnical

A geotechnical study prepared by an Engineer licensed in the State of Missouri shall be required where there is more than 5 feet of cut or 5 feet of fill or slopes greater than 3:1. Where grades are proposed at slopes than 3:1 slope stability must be addressed in the study.

## **Departmental Comments:**

1. A Site Development Plan shall be submitted to the Jefferson County Planning Division in accordance with the Unified Development Order of Jefferson County.
2. A copy of the approved Development Plan incorporating any conditions and approved modifications shall be attached to each set of Site Development plans submitted.

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3. All improvements required in the Development Plan and Site Development Plan must be installed or an escrow accepted by the Jefferson County, Missouri, Council for all incomplete items prior to occupancy of the buildings for each phase.
4. If more than one (1) acre of land is being disturbed, the proposed development will require a Jefferson County Land Disturbance Permit.
5. County Road:
  - a) An entrance permit is required for access onto a county road from Jefferson County Department of Public Works.
  - b) Access onto a county road shall require 300' of stopping sight distance at 3.5' height of eye and 4.25' height of oncoming vehicle (minimum 1' of clearance between line of sight and surface/top of grass). *The sight distance requirements do not appear to be met to the northwest.* The engineer shall submit sight distance profiles showing how sight distance will be met. This requirement shall be incorporated into the improvement plans.
  - c) A right of way strip shall be dedicated to Jefferson County and shall provide 20' of ROW from the centerline of County road. The dedication strip shall be cleared of all trees and brush and graded to within 1' of the road grade.
  - d) Site development projects must submit proof of dedication prior to full approval of the improvement plans.
  - e) Driveway entrances (within county ROW):
    - i) Pavement thickness shall provide 2" Type C Asphaltic Concrete/4" Type X Asphaltic Concrete/4" rock base). No PCC or curbing is allowed in the County ROW.
    - ii) Pavement width for entrance at ROW (including curbs) for two-way traffic shall provide 26'–42'.
    - iii) The entrance width shall be provided from the street into the site for a throat length of 20'.
    - iv) Entrance pavement must slope away from the County Road.
6. Parking areas:
  - a) Parking areas with 5 or more required parking spaces must provide a paved surface of 3" Type C Asphaltic Concrete over an 8" rock base (or 2" Type C Asphaltic Concrete/4" Type X Asphaltic Concrete; or 6" PCC).
  - b) Parking areas with 4 or less required parking spaces (and contractor storage yards) must provide an 8" rock base minimum.
  - c) Straight back curbing (concrete or asphalt) is required around parking areas.
  - d) Pavement shall slope between 1% and 6%.
7. Stormwater/detention:
  - a) Detention is required for this development and must be installed prior to issuance of occupancy. Remove "future" designation from detention on additional submittals.
  - b) Detention system shall detain and release stormwater at a rate not to exceed the release rate from the site under the existing (pre-developed) conditions for the 2-year and 10-year, 24-hour storm event. Provide soil types, CN's, etc.
  - c) Stormwater system shall be designed for the 15-year, 20-minute event. Provide hydraulic calculations and drainage area map for each system.
8. Floodplain:
  - a) The Code Enforcement Division requires a Floodplain Development Permit for any grading or improvements within a known floodplain.
  - b) Show limits of the floodway (lots and detention systems should not be within floodway).
  - c) Show the limits and the elevation(s) of the 100-year floodplain.
  - d) The detention pond berm must be elevated at or above the 100-year flood elevation.
  - e) Submit calculations for culverts and bridges within the limits of the floodplain. This includes the existing bridge (for which the County has no records and did not approve or inspect).

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9. Grading:

- a) Submit a geotechnical report, sealed by an Engineer registered in the State of Missouri, as required where more than 5' of cut or 5' of fill is proposed. Grades at slopes proposed steeper than 3:1 must be included in the report for slope stability.
- b) The existing bridge shall be certified by an engineer registered in the State of Missouri to carry an HS20 truck loading. Engineer shall certify that the bridge has been constructed to acceptable standards of construction to meet the design loads. The bridge may require fencing or fall protection to meet UDO requirements.

Section 2. The zoning map of Jefferson County, Missouri shall be amended by changing the area where said real estate is located on the map with the marking "PC16009".

Section 3. This Ordinance shall be in full force and effect immediately upon passage by the Jefferson County, Missouri, Council as of the date listed below.

Section 4. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0412

## **AN ORDINANCE APPROVING APPLICATION PC16010 TO REZONE A PARCEL FROM NON PLANNED COMMUNITY COMMERCIAL (CC2) ZONE DISTRICT AND PLANNED BUSINESS PARK (PB) ZONE DISTRICT TO PLANNED COMMERCIAL (PC) ZONE DISTRICT AND THE DEVELOPMENT PLAN FOR HIGHWAY 30 STORAGE LOCATED IN COUNCIL DISTRICT 7.**

**WHEREAS**, a hearing was held on April 11, 2016 on Application/Petition Number PC16010 for rezoning the following described real estate located in Jefferson County, State of Missouri, to-wit: Parcel Numbers: 07-4.0-18.0-0-001-033.01 and 07-4.0-18.0-0-001-035, from Non Planned Community Commercial (CC2) zone district and Planned Business Park (PB) zone district to Planned Commercial (PC) zone district; and a development plan for Highway 30 Storage; and

**WHEREAS**, the Planning and Zoning Commission of Jefferson County, Missouri, held a hearing on this matter on March 24, 2016 and the minutes of the recommendation of the Planning and Zoning Commission have been filed with the Jefferson County, Missouri, Council; and

**WHEREAS**, the Jefferson County, Missouri, Council has taken official notice of the following filed with and presented to the Jefferson County, Missouri, Council with respect to the Application:

- a. Jefferson County Planning Division Staff Report to the Planning and Zoning Commission and Jefferson County Planning Division Staff Report to the Jefferson County, Missouri, Council recommending approval of the application, development plan, and the case file for this Application;
- b. The minutes and record of the hearing before the Planning and Zoning Commission;
- c. Exhibits offered by the Jefferson County Planning Division and upon a motion duly made, seconded and approved were admitted into evidence by the Jefferson County, Missouri, Council and made part of the official records as set out below:

Exhibit A, The Official Master Plan for Jefferson County, Missouri, adopted August 6, 2003 and effective April 2, 2008;

Exhibit B, The Code of Ordinances of Jefferson County, Chapter 400: Unified Development Order, adopted April 2, 2008, as amended;

Exhibit C, Staff Report and case file;

**WHEREAS**, it is found by the Jefferson County, Missouri, Council that:

- a. All persons required to receive notice of the hearing were notified, all notices were published, and signs posted in accordance with Missouri law and the Unified Development Order; and
- b. The Jefferson County, Missouri, Council has jurisdiction over the subject matter of this application.
- c. The requested change in zoning is consistent with the intent stated for the Planned Commercial (PC) zone district.
- d. The requested change in zoning is in accordance with the Official Master Plan of Jefferson County, Missouri.



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e. The requested change in zoning is in harmony with and is compatible with surrounding and adjacent land uses and properties.

f. The requested development plan, as conditioned and modified by this Ordinance, is consistent with the UDO in that the development plan is designed, located and proposed to be operated so that the public health, safety and welfare will be protected.

g. The requested development plan, as conditioned and modified by this Ordinance, is consistent with the UDO in that the development plan will not impede the normal and orderly development and improvement of the surrounding property.

h. The requested development plan, as conditioned and modified by this Ordinance, is consistent with the UDO in that the development plan incorporates adequate ingress and egress and an internal drive network that provides for the efficient flow of traffic.

i. The modifications to the development plan, as conditioned by this Ordinance, are in the best interest of the County in that the modifications incorporate sound planning principles and design elements that are compatible with surrounding properties and are consistent throughout the proposed project.

j. The modifications to the development plan, as conditioned by this Ordinance, are in the best interest of the County in that the modifications further the stated goals and intent of the UDO.

## **NOW, THEREFORE, BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. Application Number: PC16010 is approved for the real estate described as Parcel Numbers 07-4.0-18.0-0-001-033.01 and 07-4.0-18.0-0-001-035, from Non Planned Community Commercial (CC2) zone district and Planned Business Park (PB) zone district to Planned Commercial (PC) zone district; and a development plan for Highway 30 Storage is approved subject to the following, approval of the modifications to the Code of Ordinances of Jefferson County, Unified Development Order, Chapter 400, Article XIV Section 400.4690; Article XIV, Section 400.4650; Article XII, Section 400.4100(5)(A); denial of the modification to Article VII, Section 400.2560; and the regulatory requirements and departmental comments with the following conditions of approval:

1. The Mini-storage/mini-warehouse facility shall be surrounded on all sides by an 8-foot fence.
2. The stormwater detention system required for the full development (phases 1-3) shall be required to be put into place prior to occupancy being approved for phase 1 of the development.
3. All boat, RV, and maintenance equipment storage operations shall be licensed in the State of Missouri if required, have proper approvals from the Missouri Department of Revenue, and meet all other applicable local, state, and federal regulations.
4. The southern boundary of the subject property featuring the Construction contractor (w/ machinery, equipment, and storage) facility shall be screened from Highway 30 by a 6-foot sight proof fence.

## **Modifications**

Approval of the requested modification to Article XIV Section 400.4690 – Parking Lot Landscaping and Trees to remove the requirement to provide parking lot landscape islands.

Approval of the requested modification to Article XIV Section 400.4650 – Landscaping – Minimum Requirements to remove the street frontage and open yard landscaping requirements.

Approval of the requested modification to Article XII, Section 400.4100(5)(A) – Requirements for Design and Improvement of Parking Lots for relief from the requirement to pave the parking lot/areas only for parking spaces featuring vehicles and equipment classified as “Construction contractor (w/ machinery, equipment, and storage).” Such parking spaces/areas shall be designated and shown on the site development plans. Parking spaces/areas approved for relief from the requirement to be paved shall feature 8 inches of compacted rock and shall feature concrete parking stops per parking space. Parking spaces/areas for all other uses shall be paved to the requirements of the UDO.

Denial of the requested modification to Article VII, Section 400.2560 - Street Standards – Minimum Pavement Standards for relief from the requirement to pave the driveway and the driveway aisles.

## **Regulatory Requirements**

### Permitted Uses

Land uses shall be permitted per the approved Development Plan. The permitted uses for the Highway 30 Storage development are as follows:

Boats, recreation vehicles, maintenance equipment storage

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Construction contractor (w/ machinery, equipment, and storage)

Mini-storage/mini-warehouse facility

Floor Area, Height, and other Building Requirements

The floor area, height, and other building requirements shall comply with applicable Articles of the UDO.

Site Development

Required Yards

Required yard setbacks shall be as follows in accordance with Article V of the UDO.

Front yard – 20 feet, Side yard – 15 feet, Rear yard – 20 feet

Access

Access shall be provided in accordance with the Jefferson County Unified Development Order, unless specifically modified by this Ordinance.

Parking

Parking and loading shall be provided per the regulations of Article XII of the Jefferson County Unified Development Order, unless specifically modified by this Ordinance.

Signs

Signs shall comply with Article XIII of the UDO. All regulatory signs, including stop signs, speed limit, etc. shall be provided by the developer.

Lighting

Lighting that by color, placement or design resembles or conflicts with traffic control signs is prohibited. No lighting shall contain flashing lights, intermittent lights, animators, or mechanical movements of any kind.

Landscaping

Landscaping, buffers, and tree protection shall comply with Article XIV of the Jefferson County Unified Development Order, unless specifically modified by this Ordinance.

Stormwater and Erosion and Sediment Control

Stormwater management and Erosion and sediment control shall comply with Chapter 505: Erosion and Sediment Control / Stormwater Management Design Manual of the Jefferson County Code of Ordinances.

Geotechnical

A geotechnical study prepared by an Engineer licensed in the State of Missouri shall be required where there is more than 5 feet of cut or 5 feet of fill or slopes greater than 3:1. Where grades are proposed at slopes than 3:1 slope stability must be addressed in the study.

## **Departmental Comments:**

10. A Site Development Plan shall be submitted to the Jefferson County Planning Division in accordance with the Unified Development Order (UDO) of Jefferson County.
11. A copy of the approved Development Plan incorporating any conditions and approved modifications shall be attached to each set of Site Development plans submitted.
12. All improvements required in the Development Plan and Site Development Plan must be installed or an escrow accepted by the Jefferson County, Missouri, Council for all incomplete items prior to occupancy of the buildings for each phase.
13. If more than one (1) acre of land is being disturbed, the proposed development will require a Jefferson County Land Disturbance Permit.
14. General:
  - a) A boundary adjustment must be processed in order to join the properties, otherwise access road requirements shown below will be applicable.

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- b) The proposed phasing is acceptable. Please make phasing lines more legible on future submittals.
  - c) The existing driveway entrance was installed with the previous development. It meets the requirements for the additional development and was inspected and approved by the County Public Works Department.
15. Access road (from county road to Phase 2 and 3, required if project remains on two separate parcels of property):
- a) Street width shall provide 20' pavement within 26' ROW with curbs. Street thickness shall provide 6" PCC (or 2" Type C Asphaltic Concrete/4" Type X Asphaltic Concrete/4" rock base).
16. Parking areas/drive aisles:
- a) Parking areas and drive aisles must provide a paved surface of 3" Type C Asphaltic Concrete over an 8" rock base (or 2" Type C Asphaltic Concrete/4" Type X Asphaltic Concrete; or 6" PCC).
  - b) Straight back curbing (concrete or asphalt) is required around parking areas.
  - c) Pavement shall slope between 1% and 6%.
17. Stormwater/detention:
- a) Detention system shall detain and release stormwater at a rate not to exceed the release rate from the site under the existing (pre-developed) conditions for the 2-year and 10-year, 24-hour storm event. Provide soil types, CN's, etc.
  - b) Stormwater system shall be designed for the 15-year, 20-minute event. Provide hydraulic calculations and drainage area map for each system.
18. Grading:
- a) Submit a geotechnical report, sealed by an Engineer registered in the State of Missouri, as required where more than 5' of cut or 5' of fill is proposed. Grades at slopes proposed steeper than 3:1 must be included in the report for slope stability.

Section 2. The zoning map of Jefferson County, Missouri shall be amended by changing the area where said real estate is located on the map with the marking "PC16010".

Section 3. This Ordinance shall be in full force and effect immediately upon passage by the Jefferson County, Missouri, Council as of the date listed below.

Section 4. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0413

**AN ORDINANCE APPROVING APPLICATION PC16011 TO REZONE A PARCEL FROM SINGLE FAMILY RESIDENTIAL (R40) ZONE DISTRICT TO PLANNED COMMERCIAL (PC) ZONE DISTRICT AND THE DEVELOPMENT PLAN FOR OLD 141 STORAGE LOCATED IN COUNCIL DISTRICT 2.**

**WHEREAS**, a hearing was held on April 11, 2016 on Application/Petition Number PC16011 for rezoning the following described real estate located in Jefferson County, State of Missouri, to-wit: Parcel Number: 02-6.0-14.0-1-002-001.01, from Single Family Residential (R40) zone district to Planned Commercial (PC) zone district; and a development plan for Old 141 Storage; and

**WHEREAS**, the Planning and Zoning Commission of Jefferson County, Missouri, held a hearing on this matter on March 24, 2016 and the minutes of the recommendation of the Planning and Zoning Commission have been filed with the Jefferson County, Missouri, Council; and

**WHEREAS**, the Jefferson County, Missouri, Council has taken official notice of the following filed with and presented to the Jefferson County, Missouri, Council with respect to the Application:

- a. Jefferson County Planning Division Staff Report to the Planning and Zoning Commission and Jefferson County Planning Division Staff Report to the Jefferson County, Missouri, Council recommending approval of the application, development plan, and the case file for this Application;

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b. The minutes and record of the hearing before the Planning and Zoning Commission;

c. Exhibits offered by the Jefferson County Planning Division and upon a motion duly made, seconded and approved were admitted into evidence by the Jefferson County, Missouri, Council and made part of the official records as set out below:

Exhibit A, The Official Master Plan for Jefferson County, Missouri, adopted August 6, 2003 and effective April 2, 2008;

Exhibit B, The Code of Ordinances of Jefferson County, Chapter 400: Unified Development Order, adopted April 2, 2008, as amended;

Exhibit C, Staff Report and case file;

**WHEREAS**, it is found by the Jefferson County, Missouri, Council that:

a. All persons required to receive notice of the hearing were notified, all notices were published, and signs posted in accordance with Missouri law and the Unified Development Order; and

b. The Jefferson County, Missouri, Council has jurisdiction over the subject matter of this application.

c. The requested change in zoning is consistent with the intent stated for the Planned Commercial (PC) zone district.

d. The requested change in zoning is in accordance with the Official Master Plan of Jefferson County, Missouri.

e. The requested change in zoning is in harmony with and is compatible with surrounding and adjacent land uses and properties.

f. The requested development plan, as conditioned and modified by this Ordinance, is consistent with the UDO in that the development plan is designed, located and proposed to be operated so that the public health, safety and welfare will be protected.

g. The requested development plan, as conditioned and modified by this Ordinance, is consistent with the UDO in that the development plan will not impede the normal and orderly development and improvement of the surrounding property.

h. The requested development plan, as conditioned and modified by this Ordinance, is consistent with the UDO in that the development plan incorporates adequate ingress and egress and an internal drive network that provides for the efficient flow of traffic.

i. The modifications to the development plan, as conditioned by this Ordinance, are in the best interest of the County in that the modifications incorporate sound planning principles and design elements that are compatible with surrounding properties and are consistent throughout the proposed project.

j. The modifications to the development plan, as conditioned by this Ordinance, are in the best interest of the County in that the modifications further the stated goals and intent of the UDO.

**NOW, THEREFORE, BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. Application Number: PC16011 is approved for the real estate described as Parcel Number 02-6.0-14.0-1-002-001.01, from Single Family Residential (R40) zone district; and a development plan for Old 141 Storage is approved subject to the following, approval of the modifications to the Code of Ordinances of Jefferson County, Unified Development Order, Chapter 400, Article XIV Section 400.4730; Article XIV, Section 400.4650; denial of the modifications to Article XII, Section 400.4100(5)(A); Article VII, Section 400.2560; and the regulatory requirements and departmental comments with the following conditions of approval:

1. The mini-storage facility shall be surrounded on the western, northern, and eastern boundaries by an 8-foot fence.
2. Storage shall not be stored, loaded, unloaded, or otherwise placed either temporarily or permanently outside the enclosed buildings, outside the sight-proof fence, or within public rights-of-way.

## Modifications

Approval of the requested modification to Article XIV Section 400.4730 – Buffer/Screen to remove the high-impact screening requirement along the southern boundary as well as the 20-foot buffer, and removing the landscape portion of the high-impact screening requirement along the western boundary. The sight-proof fence requirement along the western boundary remains, and can be incorporated into/with the requirement for the 8-foot fence along the western, northern, and eastern boundaries (see condition of approval #1).

Approval of the requested modification to Article XIV Section 400.4650 – Landscaping – Minimum Requirements to remove the open yard landscaping requirements.

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Denial of the requested modification to Article XII, Section 400.4100(5)(A) – Requirements for Design and Improvement of Parking Lots for relief from the requirement to pave the parking lot/areas.

Denial of the requested modification to Article VII, Section 400.2560 - Street Standards – Minimum Pavement Standards for relief from the requirement to pave the driveway and the driveway aisles.

## **Regulatory Requirements**

### Permitted Uses

Land uses shall be permitted per the approved Development Plan. The permitted uses for the Highway 30 Storage development are as follows:

Boats, recreation vehicles, maintenance equipment storage

Mini-storage/mini-warehouse facility

### Floor Area, Height, and other Building Requirements

The floor area, height, and other building requirements shall comply with applicable Articles of the UDO.

### Site Development

#### Required Yards

Required yard setbacks shall be as follows in accordance with Article V of the UDO.

Front yard – 20 feet, Side yard – 15 feet, Rear yard – 20 feet

### Access

Access shall be provided in accordance with the Jefferson County Unified Development Order, unless specifically modified by this Ordinance.

### Parking

Parking and loading shall be provided per the regulations of Article XII of the Jefferson County Unified Development Order, unless specifically modified by this Ordinance.

### Signs

Signs shall comply with Article XIII of the UDO. All regulatory signs, including stop signs, speed limit, etc. shall be provided by the developer.

### Lighting

Lighting that by color, placement or design resembles or conflicts with traffic control signs is prohibited. No lighting shall contain flashing lights, intermittent lights, animators, or mechanical movements of any kind.

### Landscaping

Landscaping, buffers, and tree protection shall comply with Article XIV of the Jefferson County Unified Development Order, unless specifically modified by this Ordinance.

### Stormwater and Erosion and Sediment Control

Stormwater management and Erosion and sediment control shall comply with Chapter 505: Erosion and Sediment Control / Stormwater Management Design Manual of the Jefferson County Code of Ordinances.

### Geotechnical

A geotechnical study prepared by an Engineer licensed in the State of Missouri shall be required where there is more than 5 feet of cut or 5 feet of fill or slopes greater than 3:1. Where grades are proposed at slopes than 3:1 slope stability must be addressed in the study.

## **Departmental Comments:**

19. A Site Development Plan shall be submitted to the Jefferson County Planning Division in accordance with the Unified Development Order (UDO) of Jefferson County.

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20. A copy of the approved Development Plan incorporating any conditions and approved modifications shall be attached to each set of Site Development plans submitted.
21. All improvements required in the Development Plan and Site Development Plan must be installed or an escrow accepted by the Jefferson County, Missouri, Council for all incomplete items prior to occupancy of the buildings for each phase.
22. If more than one (1) acre of land is being disturbed, the proposed development will require a Jefferson County Land Disturbance Permit.
23. County Road:
  - a) An entrance permit is required for access onto a county road from Jefferson County Department of Public Works.
  - b) Access onto a county road shall require 300' of stopping sight distance at 3.5' height of eye and 4.25' height of oncoming vehicle (minimum 1' of clearance between line of sight and surface/top of grass).
24. Parking areas:
  - a) Parking areas with 5 or more required parking spaces must provide a paved surface of 3" Type C Asphaltic Concrete over an 8" rock base (or 2" Type C Asphaltic Concrete/4" Type X Asphaltic Concrete; or 6" PCC).
  - b) Straight back curbing (concrete or asphalt) is required around parking areas.
  - c) Pavement shall slope between 1% and 6%.
25. Stormwater/detention:
  - a) Detention system shall detain and release stormwater at a rate not to exceed the release rate from the site under the existing (pre-developed) conditions for the 2-year and 10-year, 24-hour storm event. Provide soil types, CN's, etc.
  - b) Stormwater system shall be designed for the 15-year, 20-minute event. Provide hydraulic calculations and drainage area map for each system.
26. Floodplain (where applicable):
  - a) The Code Enforcement Division requires a Floodplain Development Permit for any grading or improvements within a known floodplain.
  - b) Show limits of the floodway (lots and detention systems should not be within floodway).
  - c) Show the limits and the elevation(s) of the 100-year floodplain.
  - d) The detention pond berm must be elevated at or above the 100-year flood elevation.
  - e) The elevation of all lots and right of way must be elevated at least 1' above the 100-year storm event.
27. Grading: Submit a geotechnical report, sealed by an Engineer registered in the State of Missouri, as required where more than 5' of cut or 5' of fill is proposed. Grades at slopes proposed steeper than 3:1 must be included in the report for slope stability.

Section 2. The zoning map of Jefferson County, Missouri shall be amended by changing the area where said real estate is located on the map with the marking "PC16011."

Section 3. This Ordinance shall be in full force and effect immediately upon passage by the Jefferson County, Missouri, Council as of the date listed below.

Section 4. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0414

**AN ORDINANCE ORDERING THE DELINQUENT TAX TRUSTEE AS APPOINTED PURSUANT TO SECTION 140.230 RSMO (2015) TO SELL CERTAIN PROPERTY, EXECUTE DEEDS AND DELIVER SAME FOR PT SECTION 26,**

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**TOWNSHIP 41, RANGE 5 AND PT SW 1/4 OF SECTION 25, TOWNSHIP 41, RANGE 5; SCHOOL DISTRICT R6; PARCEL 11-7.0-26.0-0-000-014. (LOCATED IN COUNCIL DISTRICT 5).**

**WHEREAS**, the Delinquent Tax Trustee for Jefferson County, Missouri, (“Trustee”) as appointed pursuant to Section 140.230.1 RSMo. (2015), purchased on August 24, 2015, the following described real property, to wit:

**PT NE 1/4 SE 1/4 OF SECTION 26, TOWNSHIP 41, RANGE 5 AND PT SW 1/4 OF SECTION 25, TOWNSHIP 41, RANGE 5; SCHOOL DISTRICT R6; PARCEL 11-7.0-26.0-0-000-014. (LOCATED IN COUNCIL DISTRICT 5).and,**

**WHEREAS**, the current Delinquent Tax Trustee for Jefferson County, Missouri, has been offered Six Hundred Forty Nine and 55/100 Dollars (**\$649.55**) for the purchase of the above described property by The William Homer Jamison, Sr. and Linda Sue Jamison Revocable Living Trust dated the 28th day of December 2012 , which said offer is the best thus far received; and,

**WHEREAS**, the Trustee has made application and requested an Ordinance of the Jefferson County, Missouri, Council, authorizing the sale of the property described above as set forth and contained in Exhibit “A” attached hereto and incorporated herein by reference; and,

**WHEREAS**, pursuant to Section 140.230.5 RSMo. (2015), and Sections 3.4.2.10 and 3.4.2.11 of the Home Rule Charter of Jefferson County, Missouri, the County Council may administer and order real estate, lands and lots so purchased by the Trustee sold and the deeds thereto executed and delivered to a buyer; and,

**WHEREAS**, it is in the best interest of the County to dispose of the property described herein and to put the same back on the tax rolls.

**BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. The Jefferson County, Missouri, Council hereby orders that:

**PT NE 1/4 SE 1/4 OF SECTION 26. TOWNSHIP 41, RANGE 5 AND PT SW 1/4 OF SECTION 25, TOWNSHIP 41, RANGE 5; SCHOOL DISTRICT R6; PARCEL 11-7.0-26.0-0-000-014. (LOCATED IN COUNCIL DISTRICT 5).**

Be sold to The William Homer Jamison, Sr. and Linda Sue Jamison Revocable Living Trust dated the 28th day of December 2012, for Six Hundred Forty Nine and 55/100 Dollars (**\$649.55**).

Section 2. The Jefferson County, Missouri, Council orders the Trustee to execute and deliver the Trustee’s Deed for the above described real property.

Section 3. This Ordinance shall be in full force and effect from and after its date of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0415

**AN ORDINANCE ORDERING THE DELINQUENT TAX TRUSTEE AS APPOINTED PURSUANT TO SECTION 140.230 RSMO (2015) TO SELL CERTAIN PROPERTY, EXECUTE DEEDS AND DELIVER SAME FOR RAINTREE PLANTATION SECTION 8 LOT 109 PLAT BOOK 76 PAGE 10; SECTION 30, TOWNSHIP 41, RANGE 4; SCHOOL DISTRICT R3; PARCEL 12-9.0-30.0-4-002-018. (LOCATED IN COUNCIL DISTRICT 6).**

**WHEREAS**, the Delinquent Tax Trustee for Jefferson County, Missouri, (“Trustee”) as appointed pursuant to Section 140.230.1 RSMo. (2015), purchased on August 22, 2011, the following described real property, to wit:

**RAINTREE PLANTATION SECTION 8 LOT 109 PLAT BOOK 76 PAGE 10; SECTION 30, TOWNSHIP 41, RANGE 4; SCHOOL DISTRICT R3; PARCEL 12-9.0-30.0-4-002-018. (LOCATED IN COUNCIL DISTRICT 6). and,**

**WHEREAS**, the current Delinquent Tax Trustee for Jefferson County, Missouri, has been offered Three Hundred Seventy Four and 55/100 Dollars (**\$374.55**) for the purchase of the above described property by Luigi A. Scire and Amber R. Scire , which said offer is the best thus far received; and,

**WHEREAS**, the Trustee has made application and requested an Ordinance of the Jefferson County, Missouri, Council, authorizing the sale of the property described above as set forth and contained in Exhibit “A” attached hereto and incorporated herein by reference; and,

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**WHEREAS**, pursuant to Section 140.230.5 RSMo. (2015), and Sections 3.4.2.10 and 3.4.2.11 of the Home Rule Charter of Jefferson County, Missouri, the County Council may administer and order real estate, lands and lots so purchased by the Trustee sold and the deeds thereto executed and delivered to a buyer; and,

**WHEREAS**, it is in the best interest of the County to dispose of the property described herein and to put the same back on the tax rolls.

## **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. The Jefferson County, Missouri, Council hereby orders that:

**RAINTREE PLANTATION SECTION 8 LOT 109 PLAT BOOK 76 PAGE 10; SECTION 30, TOWNSHIP 41, RANGE 4; SCHOOL DISTRICT R3; PARCEL 12-9.0-30.0-4-002-018. (LOCATED IN COUNCIL DISTRICT 6).**

Be sold to Luigi A. Scire and Amber R. Scire, for Three Hundred Seventy Four and 55/100 Dollars (**\$374.55**).

Section 2. The Jefferson County, Missouri, Council orders the Trustee to execute and deliver the Trustee's Deed for the above described real property.

Section 3. This Ordinance shall be in full force and effect from and after its date of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0243 *as amended*

**AN ORDINANCE AMENDING TITLE V, CHAPTER 505 OF THE CODE OF ORDINANCES OF JEFFERSON COUNTY, MISSOURI: EROSION AND SEDIMENT CONTROL/STORMWATER MANAGEMENT DESIGN MANUAL; AND PROVIDING FOR AN EFFECTIVE DATE THEREOF.**

**WHEREAS**, on April 2, 2008, the County Commission of the County of Jefferson, Missouri approved and adopted the Erosion and Sediment Control/Stormwater Management Design Manual for Jefferson County, Missouri; and

**WHEREAS**, on December 29, 2010, the Jefferson County, Missouri, Council enacted Ordinance Number 10-0419 codifying the Ordinances of Jefferson County, Missouri, including the Erosion and Sediment Control/Stormwater Management Design Manual; and

**WHEREAS**, upon enactment of Ordinance Number 10-0419, the Erosion and Sediment Control/Stormwater Management Design Manual became codified as Title V, Chapter 505 of the Code of Ordinances of Jefferson County, Missouri; and

**WHEREAS**, amendments have been prepared to Title V, Chapter 505 of the Code of Ordinances of Jefferson County, Missouri: Erosion and Sediment Control/Stormwater Management Design Manual; and

**WHEREAS**, the proposed amendments will effectively transfer administration of the Erosion and Sediment Control/Stormwater Management Design Manual from the Department of County Services and Code Enforcement to the Department of Public Works; and

**WHEREAS**, the Jefferson County, Missouri, Council finds that it is necessary and in the best interests of the citizens of Jefferson County to adopt amendments to the Erosion and Sediment Control/Stormwater Management Design Manual as recommended by the Jefferson County, Missouri, Executive, the Department of County Services and Code Enforcement, and the Department of Public Works.

## **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. The Jefferson County, Missouri, Council hereby accepts the recommendations of the Jefferson County, Missouri, Executive, the Department of County Services and Code Enforcement, and the Department of Public Works.

Section 2. The Jefferson County, Missouri, Council hereby approves and adopts the proposed amendments to Title V, Chapter 505 of the Code of Ordinances of Jefferson County, Missouri: Erosion and Sediment Control/Stormwater Management Design Manual, said amendments being incorporated by this reference as if fully set out herein and set forth in the attached Exhibit "A".

Section 3. This Ordinance shall be in full force and effect thirty (30) days after it is published in a legal publication in the County and posted in a public place in each Council District and on a County sponsored web page on the Internet in electronic form.

Section 4. The Code of Ordinances of Jefferson County, Missouri shall be amended to reflect passage of this Ordinance.



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Section 5. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0339

**AN ORDINANCE ORDERING THE DELINQUENT TAX TRUSTEE AS APPOINTED PURSUANT TO SECTION 140.230 RSMO (2015) TO SELL CERTAIN PROPERTY, EXECUTE DEEDS AND DELIVER THE SAME FOR SECLUDED FOREST REV LOT 18 PLAT BOOK 89 PAGE 40; SECTION 29, TOWNSHIP 42, RANGE 4; SCHOOL DISTRICT R3; PARCEL 07-9.0-29.0-0-001-010.16 (LOCATED IN COUNCIL DISTRICT 7).**

**WHEREAS**, the Delinquent Tax Trustee for Jefferson County, Missouri, (“Trustee”) as appointed pursuant to Section 140.230.1 RSMo. (2015), purchased on August 24, 2015, the following described real property, to wit:

**SECLUDED FOREST REV LOT 18 PLAT BOOK 89 PAGE 40; SECTION 29, TOWNSHIP 42, RANGE 4; SCHOOL DISTRICT R3; PARCEL 07-9.0-29.0-0-001-010.16 (LOCATED IN COUNCIL DISTRICT 7) and,**

**WHEREAS**, the current Delinquent Tax Trustee for Jefferson County, Missouri, has been offered Two Thousand Eight Hundred Twenty Two and 77/100 Dollars (**\$2,822.77**) for the purchase of the above described property by James L. Birchett and Margaret Birchett , which said offer is the best thus far received; and,

**WHEREAS**, the Trustee has made application and requested an Ordinance of the Jefferson County, Missouri, Council, authorizing the sale of the property described above as set forth and contained in Exhibit “A” attached hereto and incorporated herein by reference; and,

**WHEREAS**, pursuant to Section 140.230.5 RSMo. (2015), and Sections 3.4.2.10 and 3.4.2.11 of the Home Rule Charter of Jefferson County, Missouri, the County Council may administer and order real estate, lands and lots so purchased by the Trustee sold and the deeds thereto executed and delivered to a buyer; and,

**WHEREAS**, it is in the best interest of the County to dispose of the property described herein and to put the same back on the tax rolls.

**BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. The Jefferson County, Missouri, Council hereby orders that:

**SECLUDED FOREST REV LOT 18 PLAT BOOK 89 PAGE 40; SECTION 29, TOWNSHIP 42, RANGE 4; SCHOOL DISTRICT R3; PARCEL 07-9.0-29.0-0-001-010.16 (LOCATED IN COUNCIL DISTRICT 7).**

Be sold to James L. Birchett and Margaret Birchett, for Two Thousand Eight Hundred Twenty Two and 77/100 Dollars (**\$2,822.77**).

Section 2. The Jefferson County, Missouri, Council orders the Trustee to execute and deliver the Trustee’s Deed for the above described real property.

Section 3. This Ordinance shall be in full force and effect from and after its date of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0340

**AN ORDINANCE ORDERING THE DELINQUENT TAX TRUSTEE AS APPOINTED PURSUANT TO SECTION 140.230 RSMO (2015) TO SELL CERTAIN PROPERTY, EXECUTE DEEDS AND DELIVER SAME FOR BEAR CREEK ESTATES 3 LOT 11 PLAT BOOK 97 PAGE 10; SECTION 26, TOWNSHIP 43, RANGE 4; SCHOOL DISTRICT R1; PARCEL 03-7.0-26.0-4-001-017.07. (LOCATED IN COUNCIL DISTRICT 7).**

**WHEREAS**, the Delinquent Tax Trustee for Jefferson County, Missouri, (“Trustee”) as appointed pursuant to Section 140.230.1 RSMo. (2015), purchased on August 25, 2014, the following described real property, to wit:

**BEAR CREEK ESTATES 3 LOT 11 PLAT BOOK 97 PAGE 10; SECTION 26, TOWNSHIP 43, RANGE 4; SCHOOL DISTRICT R1; PARCEL 03-7.0-26.0-4-001-017.07.**

**(LOCATED IN COUNCIL DISTRICT 7).**

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and,

**WHEREAS**, the current Delinquent Tax Trustee for Jefferson County, Missouri, has been offered Eight Hundred Eighty Three and 85/100 Dollars (**\$883.85**) for the purchase of the above described property by Jordan Evers , which said offer is the best thus far received; and,

**WHEREAS**, the Trustee has made application and requested an Ordinance of the Jefferson County, Missouri, Council, authorizing the sale of the property described above as set forth and contained in Exhibit “A” attached hereto and incorporated herein by reference; and,

**WHEREAS**, pursuant to Section 140.230.5 RSMo. (2015), and Sections 3.4.2.10 and 3.4.2.11 of the Home Rule Charter of Jefferson County, Missouri, the County Council may administer and order real estate, lands and lots so purchased by the Trustee sold and the deeds thereto executed and delivered to a buyer; and,

**WHEREAS**, it is in the best interest of the County to dispose of the property described herein and to put the same back on the tax rolls.

## **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. The Jefferson County, Missouri, Council hereby orders that:

**BEAR CREEK ESTATES 3 LOT 11 PLAT BOOK 97 PAGE 10; SECTION 26, TOWNSHIP 43, RANGE 4; SCHOOL DISTRICT R1; PARCEL 03-7.0-26.0-4-001-017.07. (LOCATED IN COUNCIL DISTRICT 7).**

Be sold to Jordan Evers, for Eight Hundred Eighty Three and 85/100 Dollars (**\$883.85**).

Section 2. The Jefferson County, Missouri, Council orders the Trustee to execute and deliver the Trustee’s Deed for the above described real property.

Section 3. This Ordinance shall be in full force and effect from and after its date of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0341

**AN ORDINANCE ORDERING THE DELINQUENT TAX TRUSTEE AS APPOINTED PURSUANT TO SECTION 140.230 RSMO (2015) TO SELL CERTAIN PROPERTY, EXECUTE DEEDS AND DELIVER SAME FOR MEADOW BOOK ESTATES LOT 98 PLAT BOOK 92 PAGE 9; SECTION 23, TOWNSHIP 42, RANGE 4; SCHOOL DISTRICT R1; PARCEL 07-6.0-23.0-0-000-001.85 (PREVIOUSLY KNOWN AS PARCEL 07-6.0-23.0-0-000-001.85A AND 07-6.0-23.0-0-000-001.85B) (LOCATED IN COUNCIL DISTRICT 7).**

**WHEREAS**, the Delinquent Tax Trustee for Jefferson County, Missouri, (“Trustee”) as appointed pursuant to Section 140.230.1 RSMo. (2015), purchased on August 28, 1995, the following described real property, to wit:

**MEADOW BOOK ESTATES LOT 98 PLAT BOOK 92 PAGE 9; SECTION 23, TOWNSHIP 42, RANGE 4; SCHOOL DISTRICT R1; PARCEL 07-6.0-23.0-0-000-001.85. (PREVIOUSLY KNOWN AS PARCEL 07-6.0-23.0-0-000-001.85A AND 07-6.0-23.0-0-000-001.85B) (LOCATED IN COUNCIL DISTRICT 7).** and,

**WHEREAS**, the current Delinquent Tax Trustee for Jefferson County, Missouri, has been offered Five Thousand Five Hundred Seventy Nine and 75/100 Dollars (**\$5,579.75**) for the purchase of the above described property by Jefferson County Public Sewer District, which said offer is the best thus far received; and,

**WHEREAS**, the Trustee has made application and requested an Ordinance of the Jefferson County, Missouri, Council, authorizing the sale of the property described above as set forth and contained in Exhibit “A” attached hereto and incorporated herein by reference; and,

**WHEREAS**, pursuant to Section 140.230.5 RSMo. (2015), and Sections 3.4.2.10 and 3.4.2.11 of the Home Rule Charter of Jefferson County, Missouri, the County Council may administer and order real estate, lands and lots so purchased by the Trustee sold and the deeds thereto executed and delivered to a buyer; and,

**WHEREAS**, it is in the best interest of the County to dispose of the property described herein and to put the same back on the tax rolls.

## **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

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Section 1. The Jefferson County, Missouri, Council hereby orders that:

**MEADOW BOOK ESTATES LOT 98 PLAT BOOK 92 PAGE 9; SECTION 23, TOWNSHIP 42, RANGE 4; SCHOOL DISTRICT R1;**

**PARCEL 07-6.0-23.0-0-000-001.85 (PREVIOUSLY KNOWN AS PARCEL 07-6.0-23.0-0-000-001.85A AND 07-6.0-23.0-0-000-001.85B). (LOCATED IN COUNCIL DISTRICT 7).**

Be sold to Jefferson County Public Sewer District, for Five Thousand Five Hundred Seventy Nine and 75/100 Dollars (\$5,579.75).

Section 2. The Jefferson County, Missouri, Council orders the Trustee to execute and deliver the Trustee's Deed for the above described real property.

Section 3. This Ordinance shall be in full force and effect from and after its date of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0342

**AN ORDINANCE ORDERING THE DELINQUENT TAX TRUSTEE AS APPOINTED PURSUANT TO SECTION 140.230 RSMO (2015) TO SELL CERTAIN PROPERTY, EXECUTE DEEDS AND DELIVER SAME FOR ECHO VALLEY ESTS LOT SPLIT LOT 66A PLAT BOOK 126 PAGE 17A; SECTION 13, TOWNSHIP 42, RANGE 4; SCHOOL DISTRICT R1; PARCEL 07-6.0-13.0-0-000-006.40. (LOCATED IN COUNCIL DISTRICT 7).**

**WHEREAS**, the Delinquent Tax Trustee for Jefferson County, Missouri, ("Trustee") as appointed pursuant to Section 140.230.1 RSMo. (2015), purchased on August 24, 2015, the following described real property, to wit:

**ECHO VALLEY ESTS LOT SPLIT LOT 66A PLAT BOOK 126 PAGE 17A; SECTION 13, TOWNSHIP 42, RANGE 4; SCHOOL DISTRICT R1; PARCEL 07-6.0-13.0-0-000-006.40. (LOCATED IN COUNCIL DISTRICT 7). and,**

**WHEREAS**, the current Delinquent Tax Trustee for Jefferson County, Missouri, has been offered Three Thousand Three Hundred Ninety Nine and 55/100 Dollars (\$3,399.55) for the purchase of the above described property by Ronald and Mary Roqueplot, which said offer is the best thus far received and was received by sealed bidding; and,

**WHEREAS**, the Trustee has made application and requested an Ordinance of the Jefferson County, Missouri, Council, authorizing the sale of the property described above as set forth and contained in Exhibit "A" attached hereto and incorporated herein by reference; and,

**WHEREAS**, pursuant to Section 140.230.5 RSMo. (2015), and Sections 3.4.2.10 and 3.4.2.11 of the Home Rule Charter of Jefferson County, Missouri, the County Council may administer and order real estate, lands and lots so purchased by the Trustee sold and the deeds thereto executed and delivered to a buyer; and,

**WHEREAS**, it is in the best interest of the County to dispose of the property described herein and to put the same back on the tax rolls.

**BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. The Jefferson County, Missouri, Council hereby orders that:

**ECHO VALLEY ESTS LOT SPLIT LOT 66A PLAT BOOK 126 PAGE 17A; SECTION 13, TOWNSHIP 42, RANGE 4; SCHOOL DISTRICT R1; PARCEL 07-6.0-13.0-0-000-006.40 (LOCATED IN COUNCIL DISTRICT 7).**

Be sold to Ronald and Mary Roqueplot, for Three Thousand Three Hundred Ninety Nine and 55/100 Dollars (\$3,399.55).

Section 2. The Jefferson County, Missouri, Council orders the Trustee to execute and deliver the Trustee's Deed for the above described real property.

Section 3. This Ordinance shall be in full force and effect from and after its date of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

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BILL NO.: 16-0343

**AN ORDINANCE TO AUTHORIZE AN AMENDMENT OF THE 2016 BUDGET PURSUANT TO THE HOME RULE CHARTER OF JEFFERSON COUNTY, MISSOURI AND SECTION 50.622 RSMO TO REFLECT THE TRANSFER OF BUDGET FUNDS WITHIN THE RELATIVE EXPENSE DEPARTMENT FOR THE 2016 PORT AUTHORITY GRANT MATCH.**

**WHEREAS**, Kenneth Waller, County Executive, requests that funds of Fifty Thousand Dollars (**\$50,000.00**) be transferred from the General Revenue Reserve Account, 101-9999-1015 to the revenue account, 101-9999-4002 Reserve Funds and to increase the Relative Expense, Grant Match account, 101-0503-5420 by Fifty Thousand Dollars (**\$50,000.00**) in order to fund the matching grant funds to the Port Authority; and,

**WHEREAS**, Article VII, Section 7.2.10 of the Home Rule Charter of Jefferson County, Missouri, provides that if during the fiscal year the County Executive certifies that there are revenues available for appropriation in excess of those estimated in the budget, the County Council by Ordinance may make supplemental appropriations for the year up to the amount of such excess; and,

**WHEREAS**, Article VII, Section 7.2.13 of the Home Rule Charter of Jefferson County, Missouri, permits the Jefferson Missouri, Council to transfer unencumbered funds or balances within a Department and Section 7.2.14 permits the Council to make supplemental and emergency appropriations or reductions by further Ordinance; and,

**WHEREAS**, both the County Executive and Auditor have certified that funds are available for the proposed appropriation set forth herein; and,

**WHEREAS**, the County Executive has requested that the amount of Fifty Thousand Dollars (**\$50,000.00**) be transferred from the General Revenue Reserve Account, 101-9999-1015 to the revenue account, 101-9999-4002 Reserve Funds and to increase the Relative Expense, Grant Match 101-0503-5420 by Fifty Thousand Dollars (**\$50,000.00**) in order to fund the matching grant funds to the Port Authority; and,

**WHEREAS**, the Auditor of Jefferson County approves of this budget amendment.

**BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL,**

**AS FOLLOWS:**

Section 1. The Budget of Relative Expense, subject to any and all budget limitations, shall be amended to reflect the excess funds available by appropriating and transferring funds based upon certification of the County Executive as follows:

Fifty Thousand Dollars (**\$50,000.00**) to be transferred from the General Revenue Reserve Account, 101-9999-1015 to the revenue account, 101-9999-4002 Reserve Funds and to increase the Relative Expense, Grant Match, 101-0503-5420 by Fifty Thousand Dollars (**\$50,000.00**) in order to fund the matching grant funds to the Port Authority.

Section 2. The amounts in this Budget Amendment Ordinance for the Relative Expense budget shall only be used for the purposes, accounts and account strings as identified herein and for no other purpose.

Section 3. This Ordinance shall be in full force and effect from and after its date of approval. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

BILL NO.: 16-0344

**AN ORDINANCE AMENDING TITLE II, CHAPTER 215 OF THE CODE OF ORDINANCES OF JEFFERSON COUNTY, MISSOURI: ANIMAL CONTROL ORDER; AND PROVIDING FOR AN EFFECTIVE DATE THEREOF.**

**WHEREAS**, on December 22, 2004, the County Commission of the County of Jefferson, Missouri approved and adopted the Animal Control Order, County of Jefferson Missouri (the “Animal Control Order”); and

**WHEREAS**, on December 29, 2010, the Jefferson County, Missouri, Council enacted Ordinance Number 10-0419 codifying the Ordinances of Jefferson County, Missouri, including the Animal Control Order; and

**WHEREAS**, upon enactment of Ordinance Number 10-0419, the Animal Control Order became codified as Title II, Chapter 215 of the Code of Ordinances of Jefferson County, Missouri; and

**WHEREAS**, amendments have been prepared to Title II, Chapter 215 of the Code of Ordinances of Jefferson County, Missouri: Animal Control Order by the Jefferson County, Missouri, Department of County Services and Code Enforcement;

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**WHEREAS**, the proposed amendments to Title II, Chapter 215 of the Code of Ordinances of Jefferson County, Missouri: Animal Control Order have been presented to the Jefferson County, Missouri, Council; and

**WHEREAS**, the Jefferson County, Missouri, Council finds that it is necessary and in the best interests of the citizens of Jefferson County to adopt amendments to the Animal Control Order as recommended by the Jefferson County, Missouri, Department of County Services and Code Enforcement.

## **BE IT ENACTED BY THE JEFFERSON COUNTY, MISSOURI, COUNCIL, AS FOLLOWS:**

Section 1. The Jefferson County, Missouri, Council hereby finds that it is necessary and in the best interests of the citizens of Jefferson County to adopt amendments to the Animal Control Order, and therefore approves and accepts the recommendations of the Jefferson County, Missouri, Department of County Services and Code Enforcement.

Section 2. The Jefferson County, Missouri, Council hereby approves and adopts the proposed amendments to Title II, Chapter 215 of the Code of Ordinances of Jefferson County, Missouri: Animal Control Order, said amendments being incorporated by this reference as if fully set out herein and said amendments being set forth in the attached Exhibit “A”.

Section 3. This Ordinance shall be in full force and effect thirty (30) days after it is published in a legal publication in the County and posted in a public place in each Council District and on a County sponsored web page on the Internet in electronic form.

Section 4. The Code of Ordinances of Jefferson County, Missouri shall be amended to reflect passage of this Ordinance.

Section 5. If any part of this Ordinance is invalid for any reason, such invalidity shall not affect the remainder of this Ordinance.

#

*Examined, and Approved at the Council Meeting on April 25, 2016*

	<i>Vote</i>	<i>Signature</i>
District 1, Don Bickowski	_____	_____
District 2, Renee Reuter	_____	_____
District 3, Robert Boyer	_____	_____
District 4, George Engelbach	_____	_____
District 5, Oscar “Jim” Kasten	_____	_____
District 6, Cliff Lane	_____	_____
District 7, Jim Terry	_____	_____