



RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT
922 ROOSEVELT PARKWAY, FEBRUARY 16, 1993

The meeting was called to order at 7:00 P.M.

A roll call was taken with the following results:

PRESENTABSENT

Mayor Jack Leonard	None
Councilmember Betty Hathaway	
Councilmember Nancy Greenwood	
Councilmember Susan Clarke	
Councilmember Ed Levinson	
Councilmember Dan Hurt	
Councilmember Alan Politte	
Councilmember Dick Hrabko	
Councilmember Linda Tilley	

The Pledge of Allegiance was led by Cub Scout Pack #848, Webelos 1, Den 4 from Highcroft Ridge Elementary School: Michael Bradshaw, Brian Link, Michael McQuinn, Tim Sanders, and Greg Shadwick. Also in attendance were Troop Leaders David McQuinn and Alan Link.

Reverend Joseph Pins from Ascension Catholic Church led the City Council in prayer.

The minutes of the February 1, 1992, meeting was submitted for approval. A motion was made by Councilmember Greenwood, seconded by Councilmember Hurt, to approve the minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

COMMUNICATIONS AND PETITIONS

There were no communications or petitions.

INTRODUCTORY REMARKS

Mayor Jack Leonard announced that today was "Scout Shadow Day" at the Government Center. Mayor Leonard recognized the Scouts who participated in the event and presented them with a Certificate of Recognition. Councilmember Politte commended Recreation Activities Coordinator Rob Rich for his time and effort in coordinating "Scout Shadow Day."

COUNCIL COMMITTEE REPORTS

Planning and Zoning

Councilmember Betty Hathaway, Chairperson of the Planning and Zoning Committee, reported that the Committee recommended that City Council exercise its Power of Review with regard to the request for a Conditional Use Permit, P.Z. 27 & 28-92, Buchholtz Mortuaries, Inc. Council voted in the Work Session to approve the Power of Review for P.Z. 27 & 28-92, Buchholtz Mortuaries, Inc. and to approve a Public Hearing for March 3, 1993, at 6:00 P.M.

Councilmember Hathaway next reported that the Committee has set tentative meeting dates for the coming year: March 31, May 5, June 9, July 7, August 4, September 1 and 22, and on the Wednesday following the City Council meetings for the balance of the year. The Committee will meet at 5:45 P.M.

Councilmember Hathaway next reported that Bill #'s 777, 778 and 779 will be considered for adoption under the legislation portion of the agenda.

Councilmember Hathaway announced that the next meeting of this Committee has been scheduled for March 3, 1993, at 5:45 P.M.

Public Health and Safety

Councilmember Susan Clarke, Chairperson of the Public Health and Safety Committee, reported that a resident, on behalf of the other residents in the Claymont Estates Subdivision, has requested that the street light fixture recently installed at the intersection of Clayton Road and Claymont Estates Drive be removed. The residents feel that the light fixture is unattractive and not in keeping with other improvements in the subdivision. The Committee directed City Administrator Herring to check with City Attorney Beach regarding liability should a decision be made to remove the light fixture. They also directed Mr. Herring to contact the trustees of Claymont Estates for confirmation of approval of all trustees regarding the request for removal of the light fixture.

Councilmember Clarke next reported that a resident of Brandywine Condominiums had requested the installation of a metal barricade at the cul-de-sac of Old Baxter Road near the entrance to the

Brandywine Condominiums. However, reflectors have been placed in this area. The Committee directed Mr. Herring to send a letter to the resident, indicating that the City is considering painting the curb yellow and that the Committee understood that the residents of Brandywine Condominiums had already contacted the State Department of Highways requesting shrubbery in this area.

Councilmember Clarke next reported that the Police Department will be implementing a D.A.R.E. Parent Component Program. This program was developed in conjunction with the Drug and Alcohol Abuse Task Force. This informational program will be held for four consecutive Wednesday, beginning April 14, 1993, at the Government Center Council Chambers. Councilmember Clarke announced that the Annual Drug Awareness Day has been scheduled for March 13, 1993, at Chesterfield Mall.

Councilmember Clarke next reported that a letter had been received from officials at Kehrs Mill Elementary School requesting a manually activated pedestrian crossing light at the entrance to the school on Kehrs Mill Road. School officials expressed their concern for students who regularly cross Kehrs Mill Road, while walking to and from school on a daily basis. The Committee directed Mr. Herring to contact St. Louis County Department of Highways and Traffic to request such a traffic signal.

Councilmember Clarke next reported a letter had been received from a resident of the Greentrails South subdivision requesting the placement of a four-way stop sign at the intersection of Greentrails Drive at Dinsmoor. The Police Department reports that the area had been reviewed and noted that visibility was not impaired at this intersection. The Committee directed Mr. Herring to send a letter to the trustees of Greentrails South requesting their input.

Councilmember Clarke next reported that Bill #774 will be read for the second time under the legislation portion of the agenda.

Councilmember Clarke announced that the next meeting of this Committee has been scheduled for March 4, 1993, at 12:00 Noon.

Finance and Administration

Councilmember Dan Hurt, Chairperson of the Finance and Administration Committee, reported that the Committee reviewed Resolution #127, with regard to reappointment of the City Clerk for a four-year term. The Committee recommends adoption of this Resolution with the provision that City Attorney Beach review the Resolution to ensure that it does not violate State statutes in its content and that he issue a written legal opinion regarding same. City Attorney Beach has responded to this request by stating that Resolution #127 does not violate State statutes. A motion was made by Councilmember Hurt, seconded by Councilmember Greenwood, to adopt Resolution #127. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt next reported that Bill #770 will be read for the first time under the legislation portion of the agenda.

Councilmember Hurt next reported that the Committee reviewed Senator Flotron's proposal regarding the creation of a 14-member commission to study the revenue structure of county and municipal governments within St. Louis County. The Committee directed Mr. Herring to send a

letter to Senator Flotron stating the City's position in support of County Executive Westfall's proposal and indicating that a new commission would most likely be unable to develop any alternatives which would be better than the Westfall proposal.

Councilmember Hurt announced that the next meeting of this Committee has been scheduled for March 9, 1993, at 5:30 P.M.

Public Works/Parks

Councilmember Dick Hrabko, Chairperson of the Public Works/Parks Committee, reported that, as a result of Councilmember Clarke's request, Staff contacted Environmental Industries requesting modification of the contract to provide two trash collections per week and no recycling, at the same cost that one trash/one recycling is presently provided. To date, the City has not received a reply from Environmental Industries.

Councilmember Hrabko next reported that the Committee voted unanimously to approve the list of 1993 capital projects, based on the Havens and Emerson Study, and has given Staff authorization to seek bids for these projects.

Councilmember Hrabko next reported that the Committee recommends the dedication of Old Woods Mill Road. It does not meet the criteria to be a County arterial road. After much discussion, it was consensus of Council to address the dedication of Old Woods Mill Road after a response has been received from the Missouri Department of Highways and Transportation.

Councilmember Hrabko next reported that Bill #'s 772 and 773 will be considered for adoption under the legislation portion of the agenda.

Councilmember Hrabko announced that the next meeting of this Committee has been scheduled for March 3, 1993, at 7:30 A.M.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that a liquor license request has been submitted by the Lettuce Leaf, 444 Chesterfield Center, to sell all kinds of intoxicating liquor by the drink to be consumed on the premises and Sunday sales. The application has been reviewed and approved by Chief of Police Ray Johnson and Director of Planning Jerry Duepner. A motion was made by Councilmember Clarke, seconded by Councilmember Tilley, to approve issuance of the liquor license. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that bids were recently opened for the printing of the next four (4) issues of the Chesterfield Citizen newsletter. It has been recommended that the low bid submitted by Color Art, totaling \$8,940.00 be approved. Bids ranged from a low from Color Art, totaling \$8,940 to a high submitted by Overland Printing, totaling \$28,000. The budget contains \$24,000 to cover the cost of printing and mailing the newsletter on an annual basis. A motion was made by Councilmember Greenwood, seconded by Councilmember Levinson, to approve the low bid submitted by Color Art. A voice vote was taken with a unanimous affirmative result and the motion

was declared passed.

LEGISLATION

BILL #773APPROVES THE INSTALLATION OF FIRE HYDRANTS WITHIN THE CITY OF CHESTERFIELD **(SECOND READING - PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL)**

A motion was made by Councilmember Hrabko, seconded by Councilmember Tilley, for a second reading of Bill #773. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #773 was read for the second time. A roll call vote was taken for passage and approval of Bill #773, with the following results: Ayes - Hathaway, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #773 approved, passed it and it became ORDINANCE #757.

BILL #774AMENDS ORDINANCE #534 FOR THE CITY OF CHESTERFIELD BY DELETING SECTIONS 14, 16 AND 18 AND BY SUBSTITUTING NEW SECTIONS THEREFORE **(SECOND READING - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)**

A motion was made by Councilmember Clarke, seconded by Councilmember Hathaway, for a second reading of Bill #774. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #774 was read for the second time. A roll call vote was taken for passage and approval of Bill #774, with the following results: Ayes - Hathaway, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #774 approved, passed it and it became ORDINANCE #758.

BILL #770REPEALS ORDINANCE #131 OF THE CITY OF CHESTERFIELD AND CREATES A NEW ORDINANCE RELATED TO FAIR HOUSING IN THE CITY OF CHESTERFIELD **(FIRST READING - FINANCE AND ADMINISTRATION COMMITTEE RECOMMENDS APPROVAL)**

A motion was made by Councilmember Hurt, seconded by Councilmember Greenwood, for the first reading of Bill #770. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #770 was read for the first time.

BILL #772PERTAINS TO THE ACCEPTANCE OF CHESTERFIELD ESTATES DRIVE, KIMWOOD COURT AND GENWICK COURT AS A PUBLIC STREET WITHIN THE CITY OF CHESTERFIELD **(FIRST READING - PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL)**

A motion was made by Councilmember Hrabko, seconded by Councilmember Politte, for the first reading of Bill #772. A voice vote was taken with an affirmative result (Councilmember Levinson abstained) and the motion was declared passed. Bill #772 was read for the first time.

LEGISLATION - PLANNING COMMISSION

**BILL #777 AUTHORIZES THE REPLACEMENT ESCROW FOR SIDEWALKS AND TREES
WITHIN PLAT 4 OF STONEBRIAR SUBDIVISION (SECOND
READING - DEPARTMENT OF PLANNING RECOMMENDS
APPROVAL)**

A motion was made by Councilmember Hathaway, seconded by Councilmember Greenwood, for a second reading of Bill #777. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #777 was read for the second time. A roll call vote was taken for passage and approval of Bill #777, with the following results: Ayes - Hathaway, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #777 approved, passed it and it became ORDINANCE #759.

**BILL #778 MAKES MINOR ADJUSTMENTS TO THE LEGAL DESCRIPTION OF THE
PROPOSED ANNEXATIONS OF THE CITY OF CHESTERFIELD AS
SET OUT IN ORDINANCE #743 AND REPEALS ORDINANCE #S 704
AND 705 OF THE CITY OF CHESTERFIELD (FIRST AND SECOND
READINGS)**

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #778. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #778 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #778. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #778 was read for the second time. A roll call vote was taken for passage and approval of Bill #778, with the following results: Ayes - Hathaway, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #778 approved, passed it and it became ORDINANCE #760.

**BILL #779 PROVIDES FOR THE APPROVAL OF THE RECORD PLAT, TRUST INDENTURE,
WARRANTY DEED AND ESCROW AGREEMENT FOR
CHESTERFIELD PLANTATION, A SUBDIVISION LOCATED ON THE
SOUTH SIDE OF OLIVE BOULEVARD AT THE TERMINUS OF
HITCHCOCK ROAD (PLANNING COMMISSION RECOMMENDS
APPROVAL)**

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #779. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #779 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Greenwood, for a second reading of Bill #779. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #779 was read for the second time. A roll call vote was taken for passage and approval of Bill #779, with the following results: Ayes - Hathaway, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #779 approved, passed it and it became ORDINANCE #761.

ADJOURNMENT

A motion was made by Councilmember Greenwood, seconded by Councilmember Tilley, that the meeting be adjourned. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. The meeting was adjourned at 7:25 P.M.

Mayor Jack Leonard _____

ATTEST:

Martha L. DeMay, City Clerk