



**AGENDA REVIEW MEETING
CHESTERFIELD CITY COUNCIL
Monday, February 6, 2017
6:00 PM**

1. Appointments

- A. Re-Appointment** – Mick Weber – Architectural Review Board
- B. Proposed Resolution** – Mike Geisel – N. Outer Forty TDD Board of Directors

2. Planning and Public Works Committee – Chairperson Dan Hurt, Ward III

- A. Bill No. 3131 – Establishment of Sewer Easement for Watermark Development (Second Reading)**
- B. Bill No. 3134 – P.Z 12-2016 Chesterfield Commerce Center (150 N. Eatherton Rd.) (First Reading)**
- C. Bill No. 3135 – P.Z. 15-2016 17256 Wild Horse Creek Road (Lee's Boys) (First Reading)**
- D. Bill No. 3136 – Peter Steffan, Record Plat (First & Second Reading)**
- E. Bill No. 3137 – Harmony Seven Fire Hydrant (First & Second Reading)**
- F. Next Meeting – February 9, 2017 (5:30pm)**

3. Finance and Administration Committee of The Whole – Chairperson Tom DeCampi, Ward IV

- A. Document Management System** – Tyler Technologies **(Roll Call Vote)**
- B. Banking Services** – Central Bank **(Voice Vote)**
- C. F&A Citizens Advisory Committee** – Re-engagement **(Voice Vote)**
- D. Proposed Resolution** – Waiving Attorney-Client Privilege **(Voice Vote)**

E. City Council Policies 6-23, 25-28 and 30-32 (Voice Vote)

Recommended Elimination of Policies

- #7 Minutes – City Council/Standing Committee
- #8 Chamber Luncheons
- #11 Definition – Public Hearing/Public Meeting
- #12 President Pro-tem
- #13 Official Picture – Mayor/City Council
- #14 City's Annex Policy
- #15 Redistricting Committee
- #16 Appointment of Vice-Chair for Standing Committee
- #17 "New Business" Item Placed on City Council Agendas
- #18 City Attorney Serves as Parliamentarian
- #19 Staff to Take Minutes at Citizens Committee Meetings
- #20 Riverboat Gambling Issue
- #21 Staff Attendance at Work Sessions
- #27 City Council Meetings
- #28 Police Reserve Officers Pool Passes

Recommended Revisions to Policies

- #9 Return of City Property
- #22 First/Second Readings of Legislation
- #26 Non-Statutory Board/Commission/Committee Membership

Recommended No Changes

- #6 Expenses Reimbursement Policy – Mayor/City Council
- #10 City Council Record of Proceeding
- #23 Expressing Individual Opinions
- #25 Temporary Liquor License
- #30 Development Review Process for Ordinance Amendments in Districts
- #31 Legal Expenses
- #32 Staff Communications with Elected Officials

4. Parks, Recreation and Arts Committee – Chairperson Barbara McGuinness, Ward I

A. Parks, Recreation and Arts Policies 21,29, 39 and 43 (Voice Vote)

- #21 Parkland Criteria
- #29 Donations for Park Improvements
- #39 Park Rules and Regulations
- #43 City Employee Admission to the Family Aquatic Park

B. Bill No. 3138 – Revising The Park Rules (First Reading)

C. Chesterfield Family Aquatic Center Amended Hours (Voice Vote)

5. Public Health and Safety Committee – Chairperson Bridget Nations, Ward II

6. Report from the City Administrator – Mike Geisel

A. Liquor License – Courtyard by Marriott

7. Adjourn –

NOTE: City Council will consider and act upon the matters listed above and such other matters as may be presented at the meeting and determined to be appropriate for discussion at that time.

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AGENDA
CHESTERFIELD CITY COUNCIL MEETING
Chesterfield City Hall
690 Chesterfield Parkway West
Monday, February 6, 2017
7:00PM

- I. CALL TO ORDER** – Mayor Bob Nation
- II. PLEDGE OF ALLEGIANCE** – Mayor Bob Nation
- III. MOMENT OF SILENT PRAYER** – Mayor Bob Nation
- IV. ROLL CALL** – City Clerk Vickie Hass
- V. APPROVAL OF MINUTES** – Mayor Bob Nation
 - A. City Council Meeting Minutes** – January 18, 2017
- VI. COMMUNICATIONS AND PETITIONS** – Mayor Bob Nation
 - A. St. Louis County's proposed public safety ½ cent sales tax**
- VII. INTRODUCTORY REMARKS** - Mayor Bob Nation
 - A. Thursday, February 9, 2017** – Planning and Public Works (5:30pm)
 - B. Monday, February 13, 2017** – Planning Commission (7pm)
 - C. Wednesday, February 15, 2017** – Town Hall Meeting – Council Chambers (6pm-8pm)

D. Monday, February 20, 2017 – City Hall Closed (Presidents Day)

E. Wednesday, February 22, 2017 – Next City Council meeting (7pm)

VIII. APPOINTMENTS – Mayor Bob Nation

A. Re-Appointment – Mick Weber – Architectural Review Board

B. Proposed Resolution – Mike Geisel – N. Outer Forty TDD Board of Directors

IX. COUNCIL COMMITTEE REPORTS

A. Planning and Public Works Committee – Chairperson Dan Hurt, Ward III

- 1. Bill No. 3131 – Establishment of Sewer Easement for Watermark Development (Second Reading)**
- 2. Bill No. 3134 – P.Z 12-2016 Chesterfield Commerce Center (150 N. Eatherton Rd.) (First Reading)**
- 3. Bill No. 3135 – P.Z. 15-2016 17256 Wild Horse Creek Road (Lee's Boys) (First Reading)**
- 4. Bill No. 3136 – Peter Steffan, Record Plat (First & Second Reading)**
- 5. Bill No. 3137 – Harmony Seven Fire Hydrant (First & Second Reading)**
- 6. Next Meeting – February 9, 2017 (5:30pm)**

B. Finance and Administration Committee – Chairperson Tom DeCampi, Ward IV

- 1. Document Management System** – Tyler Technologies **(Roll Call Vote)**
- 2. Banking Services** – Central Bank **(Voice Vote)**
- 3. F&A Citizens Advisory Committee** – Re-engagement **(Voice Vote)**
- 4. Proposed Resolution** – Waiving Attorney-Client Privilege **(Voice Vote)**

5. City Council Policies 6-23, 25-28 and 30-32 (Voice Vote)

Recommended Elimination of Policies

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Recommended Revisions to Policies

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Recommended No Changes

- #6 Expenses Reimbursement Policy – Mayor/City Council
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- #25 Temporary Liquor License
- #30 Development Review Process for Ordinance Amendments in Districts
- #31 Legal Expenses
- #32 Staff Communications with Elected Officials

C. Parks, Recreation and Arts Committee – Chairperson Barbara McGuinness, Ward I

1. Parks, Recreation and Arts Policies 21,29, 39 and 43 (Voice Vote)

- #21 Parkland Criteria
- #29 Donations for Park Improvements
- #39 Park Rules and Regulations
- #43 City Employee Admission to the Family Aquatic Park

2. Bill No. 3138 – Revising The Park Rules (First Reading)

3. Chesterfield Family Aquatic Center Amended Hours (Voice Vote)

D. Public Health and Safety Committee – Chairperson Bridget Nations, Ward II

X. REPORT FROM THE CITY ADMINISTRATOR – Mike Geisel

A. **Liquor License** – Courtyard by Marriott (**Voice Vote**)

XI. UNFINISHED BUSINESS – Mayor Bob Nation

XII. NEW BUSINESS – Mayor Bob Nation

XIII. LEGISLATION

A. **BILL NO. 3131** – AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A STORM SEWER EASEMENT IN CONJUNCTION WITH THE DEVELOPMENT OF A MULTI-FAMILY DEVELOPMENT AT 16300 LYDIA HILL DRIVE (18T321095). (SECOND READING; PLANNING & PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL)

B. **BILL NO. 3137** - APPROVES THE INSTALLATION OF ONE FIRE HYDRANT AT HARMONY SEVEN LOCATED WITHIN THE CITY OF CHESTERFIELD (FIRST & SECOND READING; PUBLIC WORKS DEPARTMENT RECOMMENDS APPROVAL.)

C. **BILL NO. 3138** – AN ORDINANCE REVISING THE PARKS RULES FOR THE CITY OF CHESTERFIELD. (FIRST READING; PARKS, RECREATION AND ARTS RECOMMENDS APPROVAL)

XIV. LEGISLATION – PLANNING COMMISSION

A. **BILL NO. 3134** – AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT CODE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARY OF A “NU” NON-URBAN DISTRICT TO A “PI” PLANNED INDUSTRIAL DISTRICT FOR A 10.786 ACRE TRACT OF LAND LOCATED ON THE EAST SIDE OF EATHERTON RD., SOUTH OF THE LANDINGS AT SPIRIT DR. (P.Z. 12-2016 CHESTERFIELD COMMERCE CENTER[150 N. EATHERSON RD.]– 18W140020)(FIRST READING; PLANNING COMMISSION RECOMMENDS APPROVAL)

B. BILL NO. 3135 – AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT CODE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN “NU” NON-URBAN DISTRICT TO AN “E-1AC” ESTATE DISTRICT FOR A 4.2 ACRE TRACT OF LAND LOCATED ON THE SOUTH SIDE OF WILD HORSE CREEK ROAD EAST OF ITS INTERSECTION WITH KEHRS MILL ROAD (P.Z. 15-2016 17256 WILD HORSE CREEK ROAD [LEE’S BOYS]-18U420027).(FIRST READING; PLANNING COMMISSION RECOMMENDS APPROVAL)

C. BILL NO. 3136 – AN ORDINANCE PROVIDING FOR THE APPROVAL OF A RECORD PLAT FOR THE PETER STEFFAN SUBDIVISION, A 1.77 ACRE TRACT OF LAND ZONED “PC” PLANNED COMMERCIAL DISTRICT LOCATED NORTH OF CHESTERFIELD AIRPORT ROAD WEST OF ITS INTERSECTION WITH ARNAGE BOULEVARD(FIRST & SECOND READING; PLANNING & DEVELOPMENT SERVICES DEPARTMENT RECOMMENDS APPROVAL.)

XV. ADJOURNMENT

NOTE: City Council will consider and act upon the matters listed above and such other matters as may be presented at the meeting and determined to be appropriate for discussion at that time.

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AGENDA REVIEW - Monday, 2/6/2017 - 6:00 PM

An AGENDA REVIEW meeting has been scheduled to start at **6:00 pm, on Monday, February 6th, 2017.**

Please let me know, ASAP, if you will be unable to attend this meeting.



RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT 690 CHESTERFIELD PARKWAY WEST

JANUARY 18, 2017

The meeting was called to order at 7:05 p.m.

Mayor Bob Nation led everyone in the Pledge of Allegiance and followed with a moment of silent prayer.

A roll call was taken with the following results:

PRESENT

ABSENT

Mayor Bob Nation
Councilmember Barry Flachsbart
Councilmember Barbara McGuinness
Councilmember Bridget Nations
Councilmember Guy Tilman
Councilmember Dan Hurt
Councilmember Randy Logan
Councilmember Tom DeCampi
Councilmember Nathan Roach

APPROVAL OF MINUTES

The minutes of the January 4, 2017 City Council meeting were submitted for approval. Councilmember McGuinness made a motion, seconded by Councilmember Tilman, to approve the City Council minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

The minutes of the January 4, 2017 Executive Session were submitted for approval. Councilmember Tilman made a motion, seconded by Councilmember Nations, to approve the Executive Session minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

INTRODUCTORY REMARKS

Mayor Nation announced that candidate filing for the April 4, 2017 Municipal Election closed January 17th. The names of the candidates were announced and Mayor Nation recognized those in attendance:

Mayor

Bob Nation (incumbent)
Randy Logan

Councilmember – Ward I

Barbara McGuinness (incumbent)

Councilmember – Ward II

Ben Keathley
Aaron Wahl
Ryan Miano
Christopher Natsch

Ward III

Dan Hurt (incumbent)

Ward IV

Matthew White
Nathan Roach (incumbent)
Michelle Ohley

Mayor Nation announced that the next meeting of City Council has been scheduled for Monday, February 6, at 7 p.m.

COMMUNICATIONS AND PETITIONS

Mr. Pat Flynn, 1053 Appalachian Trail, spoke in support of Resolution No. 430 (Development and Ground Lease Agreement by and Between the City of Chesterfield and Big Sports Properties, LLC).

Mr. Robin Harris, Director of Monarch Fire Protection District, asked Council to delay action pertaining to Resolution No. 430 (Development and Ground Lease Agreement by and Between the City of Chesterfield and Big Sports Properties, LLC) to allow consideration of the potential for increased demand on the fire protection district and reconcile tax and revenue issues.

Mr. Dan Buck, 2803 Barvilla Court, Ballwin, spoke in support of Resolution No. 430 (Development and Ground Lease Agreement by and Between the City of Chesterfield and Big Sports Properties, LLC).

Mr. Mike Doster, 16090 Swingley Ridge, spoke in support of Bill No. 3110 (P.Z. 04-2016 US Ice Sports Complex & Valley Gates [Topgolf USA Chesterfield LLC]) and stated he was present to answer questions.

Mr. George Stock, 257 Chesterfield Business Parkway, stated he was present to answer questions pertaining to Bill No. 3110 (P.Z. 04-2016 US Ice Sports Complex & Valley Gates [Topgolf USA Chesterfield LLC]).

Mr. Scott Reese, partnership owner of Hardee's IcePlex, stated he was present to answer questions pertaining to Bill No. 3110 (P.Z. 04-2016 US Ice Sports Complex & Valley Gates [Topgolf USA Chesterfield LLC]).

Mr. Rob Kilo, 16734 Benton Taylor Drive, thanked City Council for their efforts to preserve a shared bicycle lane on Baxter Road, as opposed to the proposed dedicated bicycle lane.

Mr. Steven Hannah, 293 Ridge Trail Court, spoke on behalf of River Bend subdivision residents in support of the River Valley Drive Closure Redesign.

Mr. Tony Stratman, 11732 Doverhill Drive, spoke in support of Bill No. 3110 (P.Z. 04-2016 US Ice Sports Complex & Valley Gates [Topgolf USA Chesterfield LLC]).

APPOINTMENTS

There were no appointments.

COUNCIL COMMITTEE REPORTS

Planning/Public Works Committee

Councilmember Dan Hurt, Chairperson of the Planning/Public Works Committee, invited Councilmember McGuinness to present information pertaining to the proposed redesign of the River Valley Drive closure. Councilmember Flachsbart then made a motion, seconded by Councilmember McGuinness, to approve the River Valley Drive closure redesign and authorize a transfer of \$203,000 from General Fund – Fund Reserves. A roll call vote was taken with the following results: Ayes – Hurt, Tilman, Flachsbart, Roach, Nations, DeCampi, Logan and McGuinness. Nays – None. Whereupon Mayor Nation declared the motion passed.

Councilmember Hurt made a motion, seconded by Councilmember Flachsbart, to accept staff recommendations regarding Public Works Policy Nos. 18 and 23-28. Public Works Policy Nos. 18, 23, 25 and 28 (Maintenance of Storm Sewers, Detention Basins and Open Channels; Stop Signs; Stop Bars; Street Grade) to be revised as noted and Policy No. 27 (Stormwater Standards) to be eliminated. Policy Nos. 24 and 26 (Sprinkler Systems in Right-of-Way and Driveway Apron Replacement) are to remain unchanged and Policy No. 29 (Donations for Park Improvements) will be addressed by the Parks, Recreation and Arts Committee. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt reported that Bill No. 3110 (P.Z. 04-2016 US Ice Sports Complex & Valley Gates [Topgolf USA Chesterfield LLC]) will be considered for adoption under the "Legislation" portion of the agenda.

Councilmember Hurt reported that Bill No. 3131 (Establishment of Sewer Easement for Watermark Development) will be read for the first time under the "Legislation" portion of the agenda.

Councilmember Hurt reported that Bill No. 3132 (Ameren Missouri: Franchise Agreement) will be considered for adoption under the "Legislation" portion of the agenda.

Councilmember Hurt reported that Bill No. 3133 (Ameren Missouri: Streetlight Agreement) will be considered for adoption under the "Legislation" portion of the agenda.

Councilmember Hurt announced that the next meeting of this Committee has been scheduled for Thursday, January 19, at 5:30 p.m. and this meeting was scheduled as a Committee of the Whole for the purpose of discussing the development review process.

Finance and Administration Committee

Councilmember Tom DeCampi, Chairperson of the Finance and Administration Committee, announced that the next meeting of this Committee has been scheduled for Monday, January 23, at 3:30 p.m.

Parks, Recreation & Arts Committee

Councilmember Barbara McGuinness, Chairperson of the Parks, Recreation & Arts Committee, announced that the next meeting of this Committee has been scheduled for Thursday, January 19, at 10:00 a.m.

Public Health & Safety Committee

Councilmember Bridget Nations, Chairperson of the Public Health & Safety Committee, indicated that she had no report this evening.

REPORT FROM THE CITY ADMINISTRATOR

City Administrator Mike Geisel stated that he has recommended promoting Senior Planner Justin Wyse, AICP, to the soon to be vacant position of Director of Planning and Development Services. In accordance with City code, the hiring of this position requires the consent of City Council. Councilmember Flachsbart made a motion, seconded by Councilmember Tilman, to approve this promotion effective February 3, 2017. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Geisel announced that the City entered into a letter of intent describing the terms of a lease and development proposal for a significant sports property east of the Chesterfield Valley Athletic Complex. In conjunction with that development, the City entered into a land purchase contract with Successful Investors LLC. Mr. Geisel recommended amending the existing proposed Resolution No. 430 (Development and Ground Lease Agreement by and Between the City of Chesterfield and Big Sports Properties, LLC) to eliminate authorization to purchase the 22 acres at this time; the property may still be purchased after Big Sports has provided financial commitments of \$23 million, prior to June 1, 2017. Other recommended amendments include assurance that agreement does not restrict use of lease revenues; purchase of land is contingent upon Big Sports' purchase of the Chesterfield Group parcel and sub-lessors of the City owned property will be prohibited from competing with City services. Councilmember Flachsbart made a motion, seconded by Councilmember Nations, to approve Resolution No. 430 (Development and Ground Lease Agreement by and Between the City of Chesterfield and Big Sports Properties, LLC) as amended.

Councilmember DeCampi made a motion, seconded by Councilmember McGuinness, to postpone this vote until the next regularly scheduled meeting to allow time to discuss potential impact on Monarch Fire Protection District services. Discussion ensued. A roll call vote was taken with the following results: Ayes – McGuinness, Hurt and DeCampi. Nays – Flachsbart, Logan, Tilman and Nations. Abstain – Roach. Whereupon Mayor Nation declared the motion failed.

Lengthy discussion ensued and a roll call vote was taken on the original motion to approve Resolution No. 430 (Development and Ground Lease Agreement by and Between the City of Chesterfield and Big Sports Properties, LLC) as amended, with the following results: Ayes – Flachsbart, Nations, Tilman and Logan. Nays – DeCampi, Hurt and McGuinness. Abstain – Roach. Whereupon Mayor Nation declared the motion passed.

UNFINISHED BUSINESS

There was no unfinished business.

NEW BUSINESS

Councilmember DeCampi asked for an update on the request presented at the August 15, 2016 City Council meeting, to extend the existing Transportation Development District (TDD) sales tax in the Valley in order to support Chesterfield Hockey. Mayor Nation and City Administrator Mike Geisel responded that they have not had any further communication or correspondence from that group.

LEGISLATION

BILL NO. 3110 AMENDS THE UNIFIED DEVELOPMENT CODE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF TWO EXISTING "PC" PLANNED COMMERCIAL DISTRICTS TO A NEW "PC" PLANNED COMMERCIAL DISTRICT FOR A 22.22 ACRE TRACT OF LAND LOCATED NORTH OF NORTH OUTER 40 ROAD AND EAST OF BOONE'S CROSSING (P.Z. 04-2016 US ICE SPORTS COMPLEX & VALLEY GATES [TOPGOLF USA CHESTERFIELD LLC.]—17T510041, 17T520062, 17T520095, 17T520084) (SECOND READING; PLANNING & PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL, AS AMENDED)

Councilmember Hurt made a motion, seconded by Councilmember Nations, to accept green sheet amendment 1 concerning access and green space. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Flachsbart made a motion, seconded by Councilmember Nations, to accept green sheet amendment 2, that came forward without recommendation, allowing building height of 60 feet. Discussion ensued. A roll call vote was taken with the following results: Ayes – Flachsbart, DeCampi, Tilman, Logan, McGuinness, Nations and Roach. Nays – Hurt. Whereupon Mayor Nation declared the motion passed.

Councilmember Hurt made a motion, seconded by Councilmember Flachsbart, for the second reading of Bill No. 3110. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3110 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3110, as amended, with the following results: Ayes – Nations, McGuinness, Tilman, Roach, DeCampi, Hurt, Logan and Flachsbart. Nays – None. Whereupon Mayor Nation declared Bill No. 3110 approved, passed it and it became **ORDINANCE NO. 2932**.

BILL NO. 3131 AUTHORIZES THE MAYOR TO EXECUTE A STORM SEWER EASEMENT IN CONJUNCTION WITH THE DEVELOPMENT OF A MULTI-FAMILY DEVELOPMENT AT 16300 LYDIA HILL DRIVE (18T321095) (FIRST READING; PLANNING & PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL)

Councilmember Hurt made a motion, seconded by Councilmember Tilman, for the first reading of Bill No. 3131. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3131 was read for the first time.

BILL NO. 3132 RENEWS AN EXISTING FRANCHISE AND GRANTING FOR A PERIOD OF TWENTY (20) YEARS TO UNION ELECTRIC COMPANY D/B/A AMEREN MISSOURI, A CORPORATION, ITS SUCCESSORS AND ASSIGNS, A NON-EXCLUSIVE FRANCHISE, RIGHT, PERMISSION AND AUTHORITY TO CONSTRUCT, RECONSTRUCT, EXCAVATE FOR, PLACE, MAINTAIN, OPERATE, AND USE ALL EQUIPMENT, FACILITIES, DEVICES, MATERIALS, APPARATUS OR MEDIA INCLUDING BUT NOT LIMITED TO DUCTS, LINES, PIPES, HOSES, CABLES, CULVERTS, TUBES, POLES, TOWERS, WIRES, CONDUITS, CONDUCTORS, MANHOLES, TRANSFORMERS, UNDERGROUND VAULTS, SWITCHGEAR, CAPACITORS, RECEIVERS, AND TRANSMITTERS, WITH ALL NECESSARY OR APPROPRIATE APPURTENANCES AND APPLIANCES IN CONNECTION THEREWITH, IN, ALONG, ACROSS, OVER AND UNDER THE STREETS, ROADS, ALLEYS, SIDEWALKS, SQUARES, BRIDGES, AND OTHER PUBLIC PLACES IN THE CITY OF CHESTERFIELD AND AREAS DEDICATED TO THE CITY FOR PUBLIC UTILITY USE, FOR THE PURPOSE OF TRANSMITTING, FURNISHING AND DISTRIBUTING ELECTRICITY WITHIN AND THROUGH SAID CITY, PRESCRIBING THE TERMS AND CONDITIONS OF SUCH GRANT, IMPOSING CERTAIN OBLIGATIONS UPON THE GRANTEE, ITS SUCCESSORS AND ASSIGNS, SUCCESSIVELY, IN CONNECTION THEREWITH (FIRST READING; PLANNING & PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL)

Councilmember Hurt made a motion, seconded by Councilmember Tilman, for the first reading of Bill No. 3132. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3132 was read for the first time.

Councilmember Hurt made a motion, seconded by Councilmember Logan, to suspend the rules to allow second reading of Bill No. 3132. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

[Councilmember Flachsbart left the meeting.]

Councilmember Hurt made a motion, seconded by Councilmember Logan, for the second reading of Bill No. 3132. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3132 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3132 with the following results: Ayes – DeCampi, Roach, Nations, Logan, Tilman, McGuinness and Hurt. Nays – None. Whereupon Mayor Nation declared Bill No. 3132 approved, passed it and it became **ORDINANCE NO. 2933.**

**BILL NO. 3133 PROVIDES FOR THE LIGHTING BY ELECTRICITY OF THE
STREETS, AVENUES, ALLEYS, AND OTHER PUBLIC
PLACES IN THE CITY OF CHESTERFIELD, IN THE STATE OF
MISSOURI, AND OTHER ELECTRIC SERVICE
REQUIREMENTS OF THE CITY, BY CONTRACT, SETTING
FORTH THE TERMS OF THE PROPOSED CONTRACT
THEREFORE BETWEEN THE CITY AND UNION ELECTRIC
COMPANY D/B/A AMEREN MISSOURI, ITS SUCCESSORS
AND ASSIGNS, AND PERMITTING SAID COMPANY TO
ERECT, OPERATE, AND MAINTAIN POLES, LINES, WIRES,
CABLES, TRANSFORMERS, AND OTHER APPLIANCES IN
THE STREETS AND ALL OTHER PUBLIC PLACES,
NECESSARY FOR AND APPRECIATE TO THE
PERFORMANCE OF SAID CONTRACT AS DESCRIBED
HEREIN (FIRST READING; PLANNING & PUBLIC WORKS
COMMITTEE RECOMMENDS APPROVAL)**

Councilmember Hurt made a motion, seconded by Councilmember Nations, for the first reading of Bill No. 3133. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3133 was read for the first time.

Councilmember Hurt made a motion, seconded by Councilmember Logan, to suspend the rules to allow second reading of Bill No. 3133. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt made a motion, seconded by Councilmember Tilman, for the second reading of Bill No. 3133. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3133 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3133 with the following results: Ayes – Nations, DeCampi, Roach, Hurt, Tilman, Logan and McGuinness. Nays – None. Whereupon Mayor Nation declared Bill No. 3133 approved, passed it and it became **ORDINANCE NO. 2934.**

ADJOURNMENT

There being no further business to discuss, Mayor Nation adjourned the meeting at 8:57 p.m.

Mayor Bob Nation

ATTEST:

Vickie J. Hass, City Clerk

APPROVED BY CITY COUNCIL: _____

COMMUNICATIONS AND PETITIONS

At the Mayor's request, your agenda packet includes several informational items related to St. Louis County's proposed ½ cent sales tax for public safety. These items are provided for information and discussion.

As always, if you have any questions or require additional information, please contact me prior to Monday's meeting.

LAW ENFORCEMENT SALES TAX CALCULATIONS UNDER RSMo. 67.547

10/19/2016

Under RSMo. 67.547, five-eighths of the sales tax is distributed to cities, towns, villages and the unincorporated area of the county on the ratio that the population of each bears to the total population of the county. A half-cent countywide sales tax generates approximately \$80 million.

Five-Eighths (5/8) Distribution Calculation
0.625

Half-Cent Sales Tax = \$80,000,000 x 0.625 = \$50,000,000

Municipality	2010 Population	% of County Pop	Distribution with Half-Cent Sales Tax
Ballwin	30,404	3.04%	\$1,521,791.79
Bella Villa	729	0.07%	\$36,488.17
Bellefontaine Neighbors	10,860	1.09%	\$543,568.57
Bellerive	188	0.02%	\$9,409.84
Bel-Nor	1,499	0.15%	\$75,028.48
Bel-Ridge	2,737	0.27%	\$136,993.29
Berkeley	8,978	0.90%	\$449,370.04
Beverly Hills	574	0.06%	\$28,730.05
Black Jack	6,929	0.69%	\$346,812.77
Breckenridge Hills	4,746	0.48%	\$237,548.48
Brentwood	8,055	0.81%	\$403,171.72
Bridgeton	11,550	1.16%	\$578,104.70
Calverton Park	1,293	0.13%	\$64,717.69
Champ	13	0.00%	\$650.68
Charlack	1,363	0.14%	\$68,221.36
Chesterfield	47,484	4.75%	\$2,376,686.01
Clarkson Valley	2,632	0.26%	\$131,737.80
Clayton	15,939	1.60%	\$797,784.48
Cool Valley	1,196	0.12%	\$59,862.62
Country Club Hills	1,274	0.13%	\$63,766.70
Country Life Acres	74	0.01%	\$3,703.87
Crestwood	11,912	1.19%	\$596,223.65
Creve Coeur	17,833	1.79%	\$892,583.64
Crystal Lake Park	470	0.05%	\$23,524.61
Dellwood	5,025	0.50%	\$251,513.08
Des Peres	8,373	0.84%	\$419,088.37
Edmundson	834	0.08%	\$41,743.66
Ellisville	9,133	0.91%	\$457,128.16
Eureka	10,189	1.02%	\$509,983.44
Fenton	4,022	0.40%	\$201,310.57
Ferguson	21,203	2.12%	\$1,061,260.08
Flordell Hills	822	0.08%	\$41,143.04
Florissant	52,158	5.22%	\$2,610,630.72
Frontenac	3,482	0.35%	\$174,282.30
Glen Echo Park	166	0.02%	\$8,308.69
Glendale	5,925	0.59%	\$296,560.20
Grantwood Village	863	0.09%	\$43,195.18

Green Park	2,622	0.26%	\$131,237.27
Greendale	651	0.07%	\$32,584.08
Hanley Hills	2,101	0.21%	\$105,160.00
Hazelwood	25,703	2.57%	\$1,286,495.67
Hillsdale	1,478	0.15%	\$73,977.38
Huntleigh	334	0.03%	\$16,717.49
Jennings	14,712	1.47%	\$736,370.24
Kinloch	298	0.03%	\$14,915.60
Kirkwood	27,540	2.76%	\$1,378,441.85
Ladue	8,521	0.85%	\$426,496.11
Lakeshire	1,432	0.14%	\$71,674.97
Mackenzie	134	0.01%	\$6,707.02
Manchester	18,094	1.81%	\$905,647.31
Maplewood	8,046	0.81%	\$402,721.25
Marlborough	2,179	0.22%	\$109,064.08
Maryland Heights	27,472	2.75%	\$1,375,038.29
Moline Acres	2,442	0.24%	\$122,227.85
Normandy	5,008	0.50%	\$250,662.19
Northwoods	4,227	0.42%	\$211,571.30
Norwood Court	959	0.10%	\$48,000.21
Oakland	1,381	0.14%	\$69,122.30
Olivette	7,737	0.77%	\$387,255.07
Overland	16,062	1.61%	\$803,940.92
Pacific	1,094	0.11%	\$54,757.28
Pagedale	3,304	0.33%	\$165,372.98
Pasadena Hills	930	0.09%	\$46,548.69
Pasadena Park	470	0.05%	\$23,524.61
Pine Lawn	3,275	0.33%	\$163,921.46
Richmond Heights	8,603	0.86%	\$430,600.41
Riverview	2,856	0.29%	\$142,949.53
Rock Hill	4,635	0.46%	\$231,992.66
Shrewsbury	6,254	0.63%	\$313,027.43
St. Ann	13,020	1.30%	\$651,681.66
St. John	6,517	0.65%	\$326,191.20
Sunset Hills	8,496	0.85%	\$425,244.81
Sycamore Hills	668	0.07%	\$33,434.97
Town & Country	10,815	1.08%	\$541,316.22
Twin Oaks	392	0.04%	\$19,620.52
University City	35,371	3.54%	\$1,770,401.84
Uplands Park	445	0.04%	\$22,273.30
Valley Park	6,942	0.69%	\$347,463.45
Velda City	1,420	0.14%	\$71,074.34
Velda Village Hills	1,055	0.11%	\$52,805.23
Vinita Park	1,880	0.19%	\$94,098.43
Vinita Terrace	277	0.03%	\$13,864.50
Warson Woods	1,962	0.20%	\$98,202.72
Webster Groves	22,995	2.30%	\$1,150,953.90
Wellston	2,313	0.23%	\$115,771.10
Westwood	278	0.03%	\$13,914.55

Wilbur Park	471	0.05%	\$23,574.66
Wildwood	35,517	3.56%	\$1,777,709.48
Winchester	1,547	0.15%	\$77,430.99
Woodson Terrace	4,063	0.41%	\$203,362.72
Total Incorporated	677,925	67.86%	\$33,931,742.60
Total Unincorporated	321,029	32.14%	\$16,068,257.40
St. Louis County 5/8ths Total	998,954	100.00%	\$50,000,000.00

Three-eighths (3/8) of the proceeds are distributed to the County.

Three-Eighths (3/8) Distribution Calculation 0.375

Half-Cent Sales Tax = \$80,000,000 x 0.375 = \$30,000,000

Total Distribution to St. Louis County

Half-Cent Sales Tax = \$46,068,257

Note: Total Unincorporated includes St. George population from 2010

Public Safety/Law Enforcement Sales Tax Fact Sheet

- This legislation would place a proposition on the April ballot authorizing a Countywide sales tax increase of one half of one percent with proceeds to be earmarked for public safety/law enforcement.
- This critical initiative will help ensure police have the staffing and resources necessary to protect residents across the County and are able to do their jobs as safely as possible.
- Revenues generated by this tax will be shared with each municipality in St. Louis County. The proposed tax would generate approximately \$80 million annually. The breakdown is as follows:
Approximately \$46 million would go to the County.
Approximately \$34 million would go to the Municipalities.
- The amount distributed to each city, town or village would be determined through a population-based formula found in the statute.
- If approved by voters, St. Louis County's portion of the revenue would enable:
 - Hiring more police officers
 - Having a second police officer in patrol cars when necessary
 - Increasing police salaries
 - Expanding officer training on topics like peaceful conflict resolution
 - Providing body cameras for every officer
 - Installing dashboard cameras in every police vehicle, and
 - Developing a computerized crime reporting system.



For Immediate Release

Cordell Whitlock
Communications Director
(314) 615-0524

Allison Blood
Communications Coordinator
(314) 615-4654

St. Louis County Executive to Introduce Law Enforcement Tax Legislation

Clayton, MO - St. Louis County Executive Steve Stenger is asking the County Council to place a proposition on the April, 2017 ballot authorizing a Countywide sales tax to fund improved police and other public safety services across St. Louis County, in both unincorporated areas and all municipalities.

“Our law enforcement officers face difficult and dangerous situations on a daily basis,” County Executive Stenger said. “We need to provide officers with the tools and resources necessary for them to stay safe in the line of duty. The additional funds this tax will generate will ensure that no matter where officers patrol, they would have additional resources to safely and effectively protect the residents of St. Louis County now and in the future.”

If approved by voters in April, this proposal will generate approximately \$80 million annually. The County will receive approximately \$46 million. The municipalities will receive in total approximately \$34 million, with the amount distributed to each city, town, or village through a population-based formula. (The attached chart shows the estimated distribution for each municipality).

County Executive Stenger said if approved by voters, the County’s portion of the revenue generated by the tax would enable:

- Hiring more officers
- Having a second police officer in patrol cars when necessary
- Increasing police salaries
- Expanding officer training on topics like peaceful conflict resolution
- Providing body cameras for every officer
- Installing dashboard cameras in every police vehicle, and
- Developing a computerized crime reporting system.

“My administration is committed to the safety of County residents and vibrant neighborhoods,” County Executive Stenger said. “Improved public safety will make life better not just for current County residents, but will also help attract new business and make the County a great place to live and work for generations to come.”

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MISSOURI COUNTIES WITH LAW ENFORCEMENT SALES TAXES

January 14, 2015

County	Law Enforcement	Jail/Court	Total
ADAIR COUNTY	0.25%	0.25%	0.50%
ANDREW COUNTY	0.50%		0.50%
ATCHISON COUNTY	0.50%		0.50%
AUDRAIN COUNTY	0.50%		0.50%
BARTON COUNTY	0.50%		0.50%
BATES COUNTY	0.50%		0.50%
BENTON COUNTY	0.38%		0.38%
BOONE COUNTY	0.13%		0.13%
BUCHANAN COUNTY	0.25%		0.25%
BUTLER COUNTY	0.25%		0.25%
CALDWELL COUNTY	0.50%		0.50%
CAMDEN COUNTY	0.25%		0.25%
CARTER COUNTY	0.50%		0.50%
CASS COUNTY	0.25%		0.25%
CEDAR COUNTY	0.50%		0.50%
CHARITON COUNTY	0.50%		0.50%
CHRISTIAN COUNTY	0.25%	0.25%	0.50%
CLARK COUNTY	0.50%		0.50%
CLAY COUNTY	0.13%		0.13%
COLE COUNTY	0.50%		0.50%
COOPER COUNTY	0.50%		0.50%
CRAWFORD COUNTY	0.50%		0.50%
DADE COUNTY	0.50%		0.50%
DALLAS COUNTY	0.50%		0.50%
DAVIESS COUNTY	0.50%		0.50%
DENT COUNTY	0.50%		0.50%
DUNKLIN COUNTY	0.50%		0.50%
FRANKLIN COUNTY	0.25%	0.25%	0.50%
GREENE COUNTY	0.38%		0.38%
GRUNDY COUNTY	0.50%		0.50%
HARRISON COUNTY	0.50%		0.50%
HENRY COUNTY	0.50%		0.50%
HICKORY COUNTY	0.50%		0.50%
HOWARD COUNTY	0.50%		0.50%
HOWELL COUNTY	0.25%		0.25%
JASPER COUNTY	0.25%		0.25%
JEFFERSON COUNTY	0.50%		0.50%
JOHNSON COUNTY	0.50%		0.50%
KNOX COUNTY	0.50%		0.50%
LAFAYETTE COUNTY	0.50%		0.50%
LEWIS COUNTY	0.25%	0.25%	0.50%
LINCOLN COUNTY	0.50%		0.50%
LIVINGSTON COUNTY	0.25%		0.25%

MISSOURI COUNTIES WITH LAW ENFORCEMENT SALES TAXES

January 14, 2015

County	Law Enforcement	Jail/Court	Total
MCDONALD COUNTY	0.50%		0.50%
MACON COUNTY	0.25%		0.25%
MADISON COUNTY	0.50%		0.50%
MARIES COUNTY	0.17%		0.17%
MERCER COUNTY	0.50%		0.50%
MISSISSIPPI COUNTY	0.50%		0.50%
MONTGOMERY COUNTY	0.50%		0.50%
MORGAN COUNTY	0.50%		0.50%
OREGON COUNTY	0.50%		0.50%
OSAGE COUNTY	0.50%		0.50%
OZARK COUNTY	0.50%		0.50%
PEMISCOT COUNTY	0.25%	0.25%	0.50%
PERRY COUNTY	0.25%		0.25%
PHELPS COUNTY	0.38%		0.38%
PIKE COUNTY	0.50%		0.50%
POLK COUNTY	-	0.50%	0.50%
PUTNAM COUNTY	0.50%		0.50%
RIPLEY COUNTY	0.50%		0.50%
ST FRANCOIS COUNTY	0.25%	0.25%	0.50%
STE GENEVIEVE COUNTY	0.50%		0.50%
SALINE COUNTY	-	0.38%	0.38%
SCHUYLER COUNTY	0.50%		0.50%
SCOTLAND COUNTY	-	0.25%	0.25%
STONE COUNTY	0.50%		0.50%
TANEY COUNTY	0.13%		0.13%
VERNON COUNTY	0.50%		0.50%
WARREN COUNTY	0.50%		0.50%
WASHINGTON COUNTY	0.50%		0.50%
WEBSTER COUNTY	0.25%		0.25%
WORTH COUNTY	0.50%		0.50%

Notes: 73 out of 114 Missouri counties levy a law enforcement sales tax.

Statutory authority is RSMo. 67.582 and 67.584 (for Jefferson County)

Source: Missouri Association of Counties and Missouri Department of Revenue

H:\Counties with Law Enforcement Sales Tax.xlsx

9
BILL NO. 265, 2016

ORDINANCE NO. _____, 2016

Introduced by Councilmember O'Mara

AN ORDINANCE

CALLING AND PROVIDING FOR THE HOLDING OF AN ELECTION IN THE COUNTY OF ST. LOUIS ON THE FOURTH DAY OF APRIL, 2017, FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF ST. LOUIS COUNTY A PROPOSAL TO IMPOSE A COUNTY-WIDE SALES TAX OF ONE-HALF OF ONE PERCENT FOR THE PURPOSE OF PROVIDING FUNDS FOR PUBLIC SAFETY, IN ADDITION TO ALL OTHER SALES TAXES PRESENTLY LEVIED; AND IMPOSING SAID SALES TAX CONDITIONAL UPON APPROVAL OF THE PROPOSAL.

BE IT ORDAINED BY THE COUNTY COUNCIL OF ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

SECTION 1. In addition to all other sales taxes presently levied, and conditional upon approval of the proposition set out in Section 3 at the election called pursuant to Section 2, a sales tax is hereby imposed pursuant to Section 67.547 R.S.Mo. upon all sales in St. Louis County that are subject to taxation under Sections 144.010 to 144.525 R.S.Mo., for the purpose of providing funds to improve police and public safety. This tax is in addition to any and all other sales tax allowed by law. Revenues from this sales tax shall be used as follows: an amount equal to three-eighths of the proceeds of the tax shall be distributed to the County and the remaining five-eighths shall be distributed to the cities, towns and villages and the unincorporated area of the County according to the percentage of their population relative to the entire County.

SECTION 2. An election shall be and the same is hereby called and ordered to be held in the County of St. Louis on the fourth day of April, 2017, for the purpose of submitting to the qualified voters of St. Louis County for adoption or rejection a proposal to allow St. Louis County to impose a county-wide tax of one-half of one percent as set forth in Section 1 of this ordinance.

SECTION 3. The following question is hereby submitted to the qualified voters of St. Louis County and shall be voted upon at an election to be held as hereinbefore provided. The question shall

be in substantially the following form:

PROPOSITION P

Shall St. Louis County impose a one-half of one percent sales tax for the purpose of providing funds to improve police and public safety in St. Louis County and each of the municipalities within St. Louis County?

☐

YES

☐

NO

SECTION 4. The Administrative Director shall, within ten days of the adoption of this ordinance, forward a certified copy thereof to the Missouri Director of Revenue by United States registered or certified mail. The Administrative Director shall further certify the enactment of this ordinance to the Board of Election Commissioners of St. Louis County, and shall give notice of the election in the manner provided by Section 115.125 R.S.Mo.

SECTION 5. This ordinance shall be effective on the date it is approved by the County Executive.

ADOPTED: _____

CHAIR, COUNTY COUNCIL

APPROVED: _____

COUNTY EXECUTIVE

ATTEST: _____
ADMINISTRATIVE DIRECTOR

APPROVED AS TO LEGAL FORM:

COUNTY COUNSELOR

UPCOMING MEETINGS/EVENTS

Thursday, February 9, 2017 – Planning and Public Works (5:30pm)

Monday, February 13, 2017 – Planning Commission (7pm)

Wednesday, February 15, 2017 – Town Hall Meeting – Council Chambers (6pm-8pm)

Monday, February 20, 2017 – City Hall Closed (Presidents Day)

Wednesday, February 22, 2017 – Next City Council meeting (7pm)

Please note that the City's Prosecuting Attorney – Tim Engelmeyer, will host a Town Hall meeting has been scheduled for Wednesday February 15th, at 6 pm, at which time he will present information to the Public and interested persons regarding the state of Chesterfield Courts.

Chesterfield Municipal Court Presentation

Did you know that the City of Chesterfield's Municipal Court handles around 14,000 cases per year? Did you know that 145 different types of crimes are prosecuted through our Court? Did you know that all of these cases are handled on Tuesday nights in your City Hall? Join us on February 15th, 2017 from 6:00 to 8:00 p.m. when prosecuting attorney Tim Engelmeyer will present an overview of the Chesterfield Municipal Court, how it operates and statistical data about our court. He will also cover policies and procedures as they relate to the handling of various municipal ordinance violations such as DWIs, Shoplifting and Assault. Mr. Engelmeyer will also answer questions about our Court and the newly-passed municipal court reform laws.

APPOINTMENTS

Architectural Review Board

The Mayor has re-appointed Mr. Mick Weber to the Architectural Review Board. The Architectural Review Board is a statutory committee and Mr. Weber's appointment requires the Consent of the City Council. A voice vote is recommended.

North Outer Forty TDD Board of Directors (Taubmann & Summit TDD)

APPOINTMENT – NORTH OUTER 40 TRANSPORTATION DEVELOPMENT DISTRICT (TDD) BOARD OF DIRECTORS. A vacancy exists on the N. Outer 40 TDD due to the retirement of the former City Administrator. As provided for in the TDD petition and the Development agreement approved by Ordinance #2703, the City is required to have one member represented on the TDD. Mayor Nation has agreed to nominate me, as the City Administrator to be the City's representative on the TDD Board. A resolution has been drafted to formally approve the appointment.

If you have any questions, please contact me prior to Monday's meeting.



DATE: January 26, 2017
TO: Michael O. Geisel, City Administrator
FROM: Vickie J. Hass, City Clerk *ijh*
SUBJECT: Statutory Committee Member Re-Appointment

Mayor Nation intends to nominate the following individual for re-appointment at the February 6, 2017 City Council meeting:

Architectural Review Board

Mick Weber
MW Weber Architects
129 Long Road
Chesterfield, MO 63005
636-519-1400
mweber@mwweberarchitects.com
New term expires 3/18/19

This committee is limited to specific professional skills and there are no ward specifications.

Please add this re-appointment to the February 6 City Council agenda.

RESOLUTION NO. _____

A RESOLUTION APPOINTING MIKE GEISEL AS THE CITY OF CHESTERFIELD'S REPRESENTATIVE TO THE NORTH OUTER FORTY TRANSPORTATION DEVELOPOMENT DISTRICT BOARD OF DIRECTORS.

WHEREAS, The Chesterfield City Council authorized the execution of a Transportation and Development agreement by Ordinance 2703 on June 4th, 2012; and

WHEREAS, the Transportation and Development agreement sets forth specific requirements for the City's participation on the North Outer Forty Transportation Development District's Board of Directors; and

WHEREAS, a vacancy exists on the Board of Directors (the "Board") of the North Outer Forty Transportation Development District ("District") due to the retirement of the former Chesterfield City Administrator; and

WHEREAS, the City of Chesterfield is required to designate a representative to the Board, who must be appointed by the Mayor of the City of Chesterfield with the consent of the City Council of the City of Chesterfield; and

WHEREAS, the North Outer Forty Transportation Development District Board has requested that the City of Chesterfield to designate the City's representative to the Board; and

WHEREAS, Chesterfield City Administrator Mike Geisel meets the applicable criteria for Board membership.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CHESTERFIELD, MISSOURI AS FOLLOWS:

Mike Geisel be, and hereby is, appointed by the Mayor with the Consent of the Chesterfield City Council, to fill the vacant position on the North Outer Forty Transportation Development Board of Directors.

Passed and approved this 18th day of February 2017.

Presiding Officer

Bob Nation, Mayor

ATTEST: Vickie Hass, City Clerk

PLANNING AND PUBLIC WORKS COMMITTEE

The Planning and Public Works Committee met on Thursday, January 19th which resulted in several action items for City Council.

Bill No. 3131 – Establishment of Sewer Easement for Watermark Development (Second Reading) (PLANNING & PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL) AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A STORM SEWER EASEMENT IN CONJUNCTION WITH THE DEVELOPMENT OF A MULTI-FAMILY DEVELOPMENT AT 16300 LYDIA HILL DRIVE (18T321095).

Bill No. 3134 – P.Z 12-2016 Chesterfield Commerce Center (150 N. Eatherton Rd.) (First Reading) (PLANNING COMMISSION RECOMMENDS APPROVAL) AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT CODE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARY OF A “NU” NON-URBAN DISTRICT TO A “PI” PLANNED INDUSTRIAL DISTRICT FOR A 10.786 ACRE TRACT OF LAND LOCATED ON THE EAST SIDE OF EATHERTON RD., SOUTH OF THE LANDINGS AT SPIRIT DR. (P.Z. 12-2016 CHESTERFIELD COMMERCE CENTER[150 N. EATHERSON RD.]– 18W140020)

Bill No. 3135 – P.Z. 15-2016 17256 Wild Horse Creek Road (Lee’s Boys) (First Reading) (PLANNING COMMISSION RECOMMENDS APPROVAL) AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT CODE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN “NU” NON-URBAN DISTRICT TO AN “E-1AC” ESTATE DISTRICT FOR A 4.2 ACRE TRACT OF LAND LOCATED ON THE SOUTH SIDE OF WILD HORSE CREEK ROAD EAST OF ITS INTERSECTION WITH KEHRS MIL ROAD (P.Z. 15-2016 17256 WILD HORSE CREEK ROAD [LEE’S BOYS]- 18U420027).

Bill No. 3136 – Peter Steffan, Record Plat (First & Second Reading) (PLANNING & DEVELOPMENT SERVICES DEPARTMENT RECOMMENDS APPROVAL.)AN ORDINANCE PROVIDING FOR THE APPROVAL OF A RECORD PLAT FOR THE PETER STEFFAN SUBDIVISION, A 1.77 ACRE TRACT OF LAND ZONED “PC” PLANNED COMMERCIAL DISTRICT LOCATED NORTH OF CHESTERFIELD AIRPORT ROAD WEST OF ITS INTERSECTION WITH ARNAGE BOULEVARD

Bill No. 3137 – Harmony Seven Fire Hydrant (First & Second Reading) (PUBLIC WORKS DEPARTMENT RECOMMENDS APPROVAL) APPROVES THE INSTALLATION OF ONE FIRE HYDRANT AT HARMONY SEVEN LOCATED WITHIN THE CITY OF CHESTERFIELD

Next Meeting

The next scheduled meeting of the Planning and Public Works Committee is scheduled for Thursday, February 9th, 2017 at 5:30 pm.

If you have any questions, please contact me prior to Monday’s meeting.

MEMORANDUM

TO: Mike Geisel, City Administrator

FROM: Aimee Nassif, Planning and Development Services Director
James Eckrich, Public Works Director/City Engineer

SUBJECT: Planning & Public Works Committee of the Whole Meeting Summary
Thursday, January 19, 2017



A meeting of the Planning and Public Works Committee of the Whole of the Chesterfield City Council was held on Thursday, January 19, 2017 in Conference Room 101.

In attendance were: Chair Dan Hurt (Ward III), Councilmember Barbara McGuinness (Ward I), Councilmember Guy Tilman by proxy for Councilmember Nations (Ward II), and Councilmember Nathan Roach (Ward IV).

Also in attendance were: Mayor Bob Nation; Councilmember Barry Flachsbart (Ward I); Councilmember Randy Logan (Ward III); Councilmember Tom DeCampi (Ward IV); Chris Graville, City Attorney; Mike Geisel, City Administrator; Planning Commission Chair Stanley Proctor; Jim Eckrich, Public Works Director/City Engineer; Aimee Nassif, Planning & Development Services Director; Jessica Henry, Senior Planner; Cecilia Hernandez, Project Planner; and Kathy Juergens, Recording Secretary.

The meeting was called to order at 5:32 p.m.

Chair Hurt announced that Aimee Nassif has accepted another position in Kansas and this would be her last meeting with the City. He wished her the best of luck and thanked her for everything that she has done for the City.

I. APPROVAL OF MEETING SUMMARY

A. Approval of the January 5, 2017 Committee Meeting Summary

Chair Hurt asked that the following changes be made to the motions on Unfinished Business:
Item A. P.Z. 04-2016 US Ice Sports Complex & Valley Gates (Topgolf USA Chesterfield LLC):

The original motion, without a recommendation, moved forward to City Council with a voice vote of 2-2 with Councilmembers McGuinness and Nations voting no.

Councilmember Nations made a motion allowing a maximum building height of up to 60 feet for all buildings on the site. The motion was seconded by Councilmember McGuinness. The petition, without a recommendation, moved forward to City Council with a voice vote of 2-2 with Chair Hurt and Councilmember Roach voting no.

Councilmember McGuinness made a motion to approve the Meeting Summary of January 5, 2017 as amended. The motion was seconded by Councilmember Roach and passed by a voice vote of 6-0.

II. UNFINISHED BUSINESS – None

III. NEW BUSINESS

- A. **P.Z. 12-2016 Chesterfield Commerce Center (150 N. Eatherton Rd.)**: A request for a zoning map amendment from an “NU” Non-Urban District to a “PI” Planned Industrial District for a 10.786 acre tract of land located on the east side of Eatherton Rd., south of The Landings at Spirit Dr. (18W140020). (Ward 4)

STAFF REPORT

Ms. Aimee Nassif, Planning and Development Services Director, presented the request for a zoning map amendment from an “NU” Non-Urban District to a “PI” Planned Industrial District for a 10.786 acre site. A Public Hearing was held on November 14, 2016 where concerns were expressed regarding the proposed uses. Those concerns were discussed and addressed at the Planning Commission meeting held on January 9, 2017 and the Planning Commission voted 6-0 to approve the request.

Ms. Nassif stated the preliminary plan depicts access off of Eatherton Road. The proposed building is approximately 140,000 square feet and meets all Code requirements for the underlying district.

DISCUSSION

Chair Hurt advised that cross access is not attainable because the adjacent property is owned by Spirit of St. Louis Airport and they will not grant permanent access rights. However, in the future, if the Airport would request a change, the City may be able to obtain cross access at that time. Ms. Nassif stated there are vacant parcels surrounding the site and there may be other opportunities to obtain cross access at the time they are developed. She also confirmed that cross access is a requirement in the Attachment A.

PLANNING COMMISSION REPORT

Mr. Stanley Proctor, Planning Commission Chair, did not have any other comments except that the Petitioner removed the two items that the Planning Commission had been concerned about.

Councilmember Roach made a motion to forward P.Z. 12-2016 Chesterfield Commerce Center (150 N. Eatherton Rd.) to City Council with a recommendation to approve. The motion was seconded by Councilmember McGuinness and **passed** by a voice vote of 6-0.

Note: One Bill, as recommended by the Planning & Public Works Committee, will be needed for the February 6, 2017 City Council Meeting. See Bill #

[Please see the attached report prepared by Aimee Nassif, Planning and Development Services Director, for additional information on P.Z. 12-2016 Chesterfield Commerce Center (150 N. Eatherton Rd.)]

- B. **P.Z. 15-2016 17256 Wild Horse Creek Road (Lee's Boys)**: A request for a zoning map amendment from an “NU” Non-Urban District to an “E-1” Estate District for a 4.2 acre tract of land located on the south side of Wild Horse Creek Road east of its intersection with Kehrs Mill Road (18U420027). (Ward 4)

STAFF REPORT

Ms. Aimee Nassif, Planning and Services Director, presented the request for a zoning map amendment from an "NU" Non-Urban District to an "E-1AC" Estate District for a 4.2 acre tract located on the south side of Wild Horse Creek Road east of its intersection with Kehrs Mill Road. As this is a conventional zoning district, the request does not include a preliminary plan or an Attachment A. All conditions and requirements of the City Code must be adhered to without modification or negotiation. The Petitioner intends to develop the site into three single family lots.

Ms. Nassif stated a public hearing was held on January 9, 2017. At that time, several residents expressed concern regarding access, the current and future state of Wild Horse Creek Road, storm water, and tree preservation, among other items. These items will be considered during Site Plan review as they all relate to the Site Plan. After some discussion, the Planning Commission did approve the zoning request 6-0.

DISCUSSION

Chair Hurt pointed out that this particular parcel is not a flat piece of land. If it were flat, four homes could possibly be built on it. However, the site is challenged topographically and it appears that only three homes can reasonably fit. The Petitioner is aware of this and, in fact, realizes that only one home may fit.

Councilmember DeCampi arrived at this time.

In response to Councilmember Flachsbart's inquiry regarding access, it was confirmed that only one access off Wild Horse Creek Road would be allowed regardless of the number of homes.

Due to the fact that there is a swimming pool adjacent to the parcel, Councilmember Logan asked about the required setbacks. Ms. Nassif stated that the E-1 district requires a 30 foot perimeter landscape buffer. She did not know the exact setbacks for the proposed site. An R-1 rear yard setback is 15 feet. She pointed out that the aerial photograph is not a boundary survey so it could be a few feet off.

In response to Councilmember McGuinness's concern related to siding to grade on rear elevations, Ms. Nassif stated Staff is currently researching an update to the City Code to address this and it may come before the Committee before the Site Plan is presented to the Committee.

Councilmember Flachsbart stated he was involved with the formation of the E-1 district and believes that the Petitioner meets the requirements for the E district, therefore, the only concern would be access.

With regard to access, the Petitioner stated he is governed by St. Louis County's regulations. He also stated a preliminary site plan had been completed prior to applying for this zoning request. Two homes are feasible, however, a third home would be a challenge but he is willing to explore the possibility of including a third home. He is aware that he will have to meet MSD requirements, the County's requirements and the City's requirement that the entrance be located directly across from the entrance to Baxter Gardens.

PLANNING COMMISSION REPORT

Stanley Proctor, Planning Commission Chair, stated that the issues raised were all site plan issues and were not applicable for the zoning request. There was also a procedural issue regarding the vote, but the Planning Commission did approve the request unanimously.

Councilmember Roach made a motion to forward P.Z. 15-2016 17256 Wild Horse Creek Road (Lee's Boys) to City Council with a recommendation to approve. The motion was seconded by Councilmember McGuinness and passed by a voice vote of 7-0.

Note: One Bill, as recommended by the Planning & Public Works Committee, will be needed for the February 6, 2017 City Council Meeting. See Bill #

[Please see the attached report prepared by Aimee Nassif, Planning and Development Services Director, for additional information on P.Z. 15-2016 17256 Wild Horse Creek Road (Lee's Boys)]

C. Development Review Process Presentation and Discussion

STAFF REPORT

Ms. Aimee Nassif, Planning and Development Services Director, reported that the City adopted its Unified Development Code (UDC) in 2014. The UDC consolidated all development requirements into a single document and includes all requirements pertaining to the development review process. When the development review process was incorporated into the UDC, the process was not changed or updated. Many property owners, developers, elected officials, and residents have expressed concerns regarding the City's current review process. Staff felt it was time to review the process and seeks direction and input from the City Council.

Ms. Nassif then gave a PowerPoint presentation depicting the following:

Average Timeframes for Review

- Zoning-Conventional 6.5 months
- Zoning-Planned District 10 months
- Ordinance Amendment 6 months
- Conditional Use Permit 7 months
- Plan Review 4 months

Zoning-Conventional District

While this is the fastest type of zoning option currently available, developers rarely choose it. Developers generally choose to zone to a Planned District.

While the current process takes an average of 6.5 months, it could be shortened to 4 months by:

- Limiting Planning Commission meetings to 1 or 2 vs. the current 3 meetings.
- Eliminating Power of Review.

Since there is no Attachment A, Council could consider adding conventional districts to the Code. This could make it a more attractive option for developers and give the City more control. Having more of a menu option for districts was also discussed.

Zoning-Planned District

As applicants go through the zoning process, they are typically asked to provide much more information on the preliminary plan than what is required by Code, which creates a site development plan during the zoning process. Applicants are then required to submit a formal site development plan after zoning is approved which makes everything identical and redundant.

While the current process takes an average of 10 months, it could be shortened to 5.5 months by:

- Requiring a concept plan, rather than a preliminary plan, with the application and outboundary survey.
- Having more administrative review options.
- Eliminating Power of Review.

Discussion ensued regarding calling Power of Review. Suggestions included having Power of Review held at PPW Committee with both Councilmembers from the affected Ward having voting rights; or requiring Councilmembers to attend Planning Commission meetings which may eliminate the need for power of review.

Discussion also ensued regarding uses. Mayor Nation felt that a petitioner should be allowed all reasonable uses, which could eliminate the need for an ordinance amendment at a future date. Other Councilmembers felt that the City is already allowing a generous number of uses.

Ms. Nassif stated that Planned Districts could be added – such as a shopping center district, office complex district, mixed retail use district – which would allow the City to allocate appropriate uses for each specific district.

Zoning-Planned Unit Development (PUD) District

PUD is a two-step zoning process – first to zone to a specific district and then to a PUD. This two-step process is very confusing for applicants, and can be for the City as well. Because of the requirement to show design criteria to qualify for a PUD, the preliminary plan often replicates the site development plan.

In order to apply for a PUD, the petitioner must meet four application requirements. Mr. Geisel stated that a PUD provides both the City and the developer the maximum flexibility and should only be utilized when something exceptional is being provided – a PUD is not a by-right district.

While the current process takes an average of 10 months, it could be shortened to 4.5 months by:

- Requiring a site development plan, rather than a preliminary plan, with the application and outboundary survey.
- Having density be made part of the request.
- Preparing the Attachment A at time of site development plan review.
- Eliminating Power of Review.

Councilmember Flachsbart suggested that, as the first step in applying for a PUD, the PPW Committee should vote on whether what is being presented as “exceptional” will be accepted by Council as being exceptional. This step should be done prior to the petition going to Planning Commission. If this step is enacted, it was recommended that the petitioner be required to submit only a Narrative Statement and outboundary survey to the Council.

City Attorney Graville stated that if this process is initiated, Council is really making a legislative determination that should be completed by ordinance. An ordinance could hold up in a court of law in the event Council decides that the “exceptional” factors submitted do not qualify for a PUD. Mr. Graville also cautioned that Council would be making a decision on whether something is, or isn’t, exceptional without seeing the final product. Debate followed as to whether a process could be implemented whereby a developer could provide data which would allow access to the PUD

process without necessitating an ordinance. Ms. Nassif suggested that the criteria for a PUD be better defined and increased.

Conditional Use Permits

While the current process takes an average of 7 months, it could be shortened to 4 months by:

- Requiring a site development plan, rather than a preliminary plan, with the application and outboundary survey.
- Eliminating Power of Review at both the site development plan stage and the permit stage.

Chair Hurt expressed concern about eliminating Power of Review for CUPs. It was agreed that Power of Review could potentially be eliminated for the site development plan, but maintained for the permit.

Councilmember Tilman made a motion directing the City Administrator to continue pursuing options for streamlining the development review process. The motion was seconded by Councilmember Flachsbart.

Discussion on the Motion

Councilmember Tilman stated that if the City can better establish a standard set of guidelines, it could make Power of Review unnecessary. But if a developer requests any exceptions, he/she should understand that Council has the right to call, and likely would call, Power of Review. Councilmember Flachsbart expressed his agreement with Councilmember Tilman.

Chair Hurt stated he also agrees with Councilmember Tilman's statement, but only if the site development plan comes through with the zoning request. Chair Hurt added that he agreed with the presentation with the exception of eliminating Power of Review for CUPs.

Mr. Geisel stated that he is confident Staff can pursue this further given the input provided by Council. He pointed out, however, that the Planning Department is currently short by three employees. Chair Hurt acknowledged this and noted that a timeframe is not being set.

Planning Chair Proctor stated that the Planning Commission is available to Staff or Council for any necessary input.

The above motion passed by a voice vote of 7-0.

IV. OTHER

Since this was her last meeting, Ms. Aimee Nassif, Planning and Development Services Director, took a few minutes to thank everyone and stated that she has enjoyed working with everyone. In the 13 years that she has been with the City, she has learned a lot, and grown a lot, and she wished everyone the best.

V. ADJOURNMENT

The meeting adjourned at 7:00 p.m.

City Council Memorandum

Department of Public Services



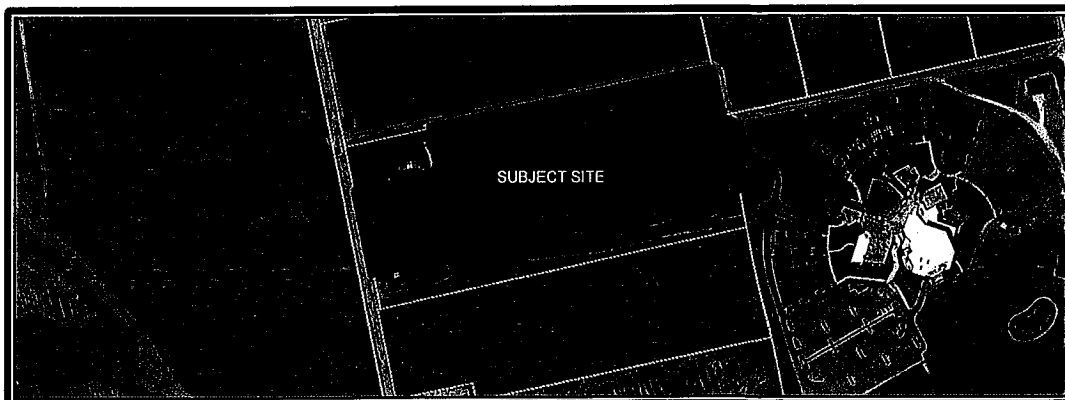
To: Michael O. Geisel, City Administrator
From: Aimee Nassif, Planning and Development Services Director
Date: January 23, 2017
CC Date: February 6, 2017
Re: **P.Z. 12-2016 Chesterfield Commerce Center (150 N. Eatherton Rd.):** A request for a zoning map amendment from a "NU" Non-Urban District to a "PI" Planned Industrial District for a 10.786 acre tract of land located on the east side of Eatherton Rd., south of The Landings at Spirit Dr. (18W140020).
see Bill #3134

Summary

Stock and Associates Consulting Engineers Inc., on behalf of 150 N. Eatherton Property LLC, has submitted a request for a zoning map amendment from a "NU" Non-Urban District to a "PI" Planned Industrial District. The subject site is currently undeveloped and the applicant seeks to establish zoning that would permit approximately 140,000 square feet of office / warehouse development on the 10.786 acre area.

A Public Hearing was held on November 14, 2016 for this item which resulted in discussion on uses. The items were discussed and addressed at the vote meeting held on January 9, 2017. After discussion, there was a motion to approve the request with restrictions on laboratory uses to prevent exhaust of caustic chemicals and with the removal of the heliport use. The Petitioner was agreeable to both changes. The Commission then recommended approval of the zoning map amendment with the conditions noted above by a vote of 6-0.

This petition was reviewed by the Planning and Public Works Committee in a meeting of the Committee of the Whole on January 19, 2017. The Planning and Public Works Committee of the Whole voted 6-0 to forward the petition to City Council with a recommendation for approval. Attached to the legislation, please find a copy of the Attachment A and Attachment B (Preliminary Plan).



City Council Memorandum

Department of Public Services



To: Michael O. Geisel, City Administrator

From: Aimee Nassif, Planning and Development Services Director

Date: January 23, 2017

CC Date: February 6, 2017

RE: **P.Z. 15-2016 17256 Wild Horse Creek Road (Lee's Boys):** A request for a zoning map amendment from a "NU" Non-Urban District to an "E-1AC" Estate District for a 4.2 acre tract of land located on the south side of Wild Horse Creek Road east of its intersection with Kehrs Mill Road (18U420027). *see Bill # 3135*

Innovated Construction, Inc. has submitted a request for a zoning map amendment from a "NU" Non-Urban District to an "E-1AC" Estate District for a 4.2 acre tract located on the south side of Wild Horse Creek Road east of its intersection with Kehrs Mill Road. The Petitioner has stated that they intend to develop the subject site into three single family lots.

A public hearing was held on January 9, 2017. At that time, several residents spoke and expressed concerns regarding access, site grading, and requirements pertaining to the creek that runs through the site. Staff provided information regarding the Unified Development Code requirements that would be applicable during the Site Plan review phase of the development process if this zoning request is approved. After this discussion, a motion was made to continue the project until the January 23, 2017 Planning Commission meeting. A vote on the motion resulted in a vote of 3-3. Subsequently, after further discussion, the Planning Commission recommended approval of this change of zoning by a vote of 6-0.

This petition was reviewed by the Planning and Public Works Committee in a meeting of the Committee of the Whole on January 19, 2017 where a motion to forward this item to City Council with a recommendation of approval was passed by a vote of 7-0.

Attached to the legislation, please find a copy of the Property Survey and Tree Stand Delineation. As a conventional (versus planned) zoning district, the legislation for this request will neither include a preliminary plan nor an Attachment A. If the request is approved, these parcels will have to adhere to the permitted uses and district regulations of the "E-1AC" Estate District as well as all other applicable code requirements.



City Council Memorandum

Department of Public Services



To: Michael O. Geisel, City Administrator

From: Aimee Nassif, Planning and Development Services Director

Date: January 24, 2017

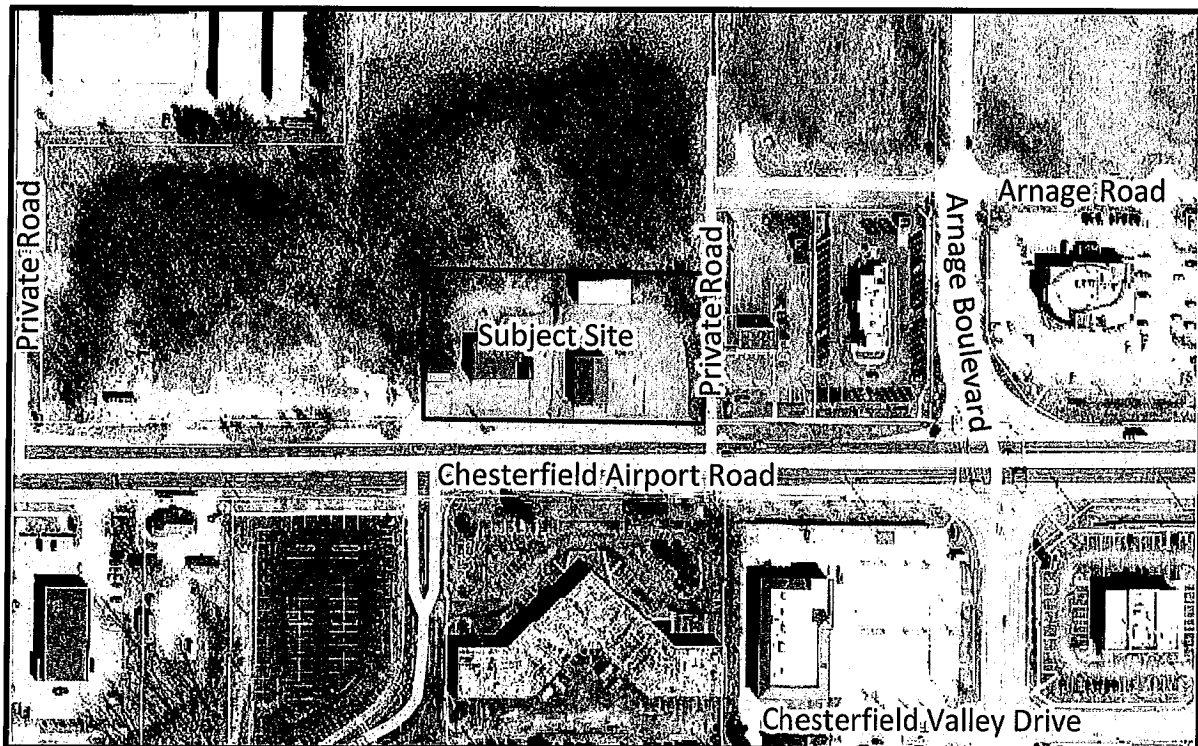
CC Date: February 6, 2017

Re: **Peter Steffan, Record Plat:** A Record Plat for a 1.77 acre tract of land zoned "PC" Planned Commercial District, located north of Chesterfield Airport Road west of its intersection with Arnage Boulevard.

Cochran Engineering & Surveying, Inc. on behalf of AutoZone, has submitted a Record Plat for review. The request is for the creation of a new two lot commercial development via the redevelopment of the former Heavy Duty site. The purpose of this plat is to establish the two (2) lots for development and to provide for necessary infrastructure.

On January 9, 2017, the Planning Commission recommended approval of the Record Plat for the Peter Steffan subdivision with a vote of 6-0. *See Bill # 3136*

Attached to the legislation, please find a copy of the Record Plat.



FINANCE AND ADMINISTRATION COMMITTEE

The Finance and Administration Committee met on Monday, January 23rd, which resulted in several action items for City Council.

Document Management System – Tyler Technologies

The Finance and Administration Committee unanimously accepted the recommendation of Staff and the Citizens IT Advisory Committee to purchase the Document Management solution from Tyler Technologies funded by a transfer from General Fund – Fund Reserves over and above the 40% reserve policy threshold, in the amount of \$150,000. Purchasing the solution from Tyler Technologies provides for an integrated solution with the City's financial software at a cost significantly lower than an independent document management solution. **A roll call vote is required.**

Banking Services – Central Bank

Finance Director Craig White solicited proposals from area institutions to provide banking services for the City. The Finance and Administration Committee unanimously recommended acceptance of Staff's recommendation to move the City's accounts to Central Bank. City Council is asked to affirm Staff's recommendation to use the banking services of Central Bank. **A voice vote is recommended.**

F&A Citizens Advisory Committee – Re-engagement

The Finance and Administration Committee unanimously recommended acceptance of Staff's plan to re-engage the Finance and Administration Citizen's Advisory Committee.

Proposed Resolution – Waiving Attorney-Client Privilege

The Finance and Administration Committee directed City Attorney Chris Graville to draft a resolution waiving the Attorney Client Privilege for former City Attorney Heggie as it relates to the Doorack Lease Purchase Option. The proposed resolution is provided for Council's consideration.

City Council Policies FA #6-#23, FA #25-#28 and FA #30-#32

Continuing Staff's response to Council's direction to review all existing City's adopted formal policies, the Finance and Administration Committee recommended acceptance of Staff's recommendations relative to the identified policies, with specific amendments

Recommended Elimination of Policies

- #7 Minutes – City Council/Standing Committee
- #8 Chamber Luncheons
- #11 Definition – Public Hearing/Public Meeting
- #12 President Pro-tem
- #13 Official Picture – Mayor/City Council
- #14 City's Annex Policy
- #15 Redistricting Committee
- #16 Appointment of Vice-Chair for Standing Committee
- #17 "New Business" Item Placed on City Council Agendas
- #18 City Attorney Serves as Parliamentarian
- #19 Staff to Take Minutes at Citizens Committee Meetings

- #20 Riverboat Gambling Issue
- #21 Staff Attendance at Work Sessions
- #27 City Council Meetings
- #28 Police Reserve Officers Pool Passes

Recommended Revisions to Policies

- #9 Return of City Property
- #22 First/Second Readings of Legislation
- #26 Non-Statutory Board/Commission/Committee Membership

Recommended No Changes

- #6 Expenses Reimbursement Policy – Mayor/City Council
- #10 City Council Record of Proceeding
- #23 Expressing Individual Opinions
- #25 Temporary Liquor License
- #30 Development Review Process for Ordinance Amendments in Districts
- #31 Legal Expenses
- #32 Staff Communications with Elected Officials

Next Meeting

The next meeting of the F&A Committee is tentatively scheduled for Monday, March 27th, 2017 at 5:30 pm.

If you have any questions, please contact me prior to Monday's meeting.

MEMORANDUM

TO: Mike Geisel, City Administrator
FROM: Craig White, Finance Director *CDW*
DATE: January 24, 2017
SUBJECT: Finance and Administration Committee
January 23, 2017

The Finance and Administration Committee met on Monday, January 23, 2017. Those in attendance included: Chair Tom DeCampi, Ward IV; Councilmember Barry Flachsbart, Ward I; Councilmember Guy Tilman, Ward II; and Councilmember Randy Logan, Ward III.

Those also in attendance included: Mayor Bob Nation; Councilmember Barb McGuinness, Ward I; Councilmember Bridget Nations, Ward II; Chris Graville, City Attorney; Mike Geisel, City Administrator; Craig White, Finance Director; Libbey Tucker, Community Services/ Economic Development Director; Matt Haug, Information Technology Director; Vickie Hass, City Clerk; Mary Ann Madden, Recording Secretary; and four members of the public.

Chair DeCampi called the meeting to order at 3:31 p.m.

I. APPROVAL OF MINUTES

Councilmember Flachsbart made a motion to approve the minutes of the November 28, 2016 Committee Meeting. The motion was seconded by Councilmember Logan and **passed** by a voice vote of 3 to 0. (*Chair DeCampi abstained from the vote.*)

Councilmember Flachsbart made a motion to suspend the rules to review Agenda Items II.E. F. and G. after Agenda Item II.A. The motion was seconded by Councilmember Logan and **passed** by a voice vote of 4 to 0.

II. NEW BUSINESS

A. Document Management System

Matt Haug, Information Technology Director stated that because the City has outgrown its traditional file storage system, we need to purchase a Document Management System. Documents within this system will be fully-indexed so that their entire contents will be searchable. This system will help the City be fully compliant in responding to Sunshine Law requests and will also be instrumental in saving a significant amount of Staff time when searching for documents. The MIS Citizens Advisory Committee has reviewed and recommended purchase of the Tyler Technologies Enterprise Content Management System.

The Advisory Committee's recommendation is that \$150,000 be allocated for such a purchase. Mr. Haug noted that the estimated cost for the document management software, licensing, training, and implementation installation is \$110,000; the additional \$40,000 would be used for hardware upgrades, data conversion, additional data storage, and additional back-up hardware if needed. This purchase would be funded out of Fund-Reserves.

Councilmember Flachsbart made a motion to forward to City Council with a recommendation to approve the allocation of \$150,000 from Fund-Reserves for the purchase of the Tyler Technologies Enterprise Content Management System, along with any necessary hardware upgrades, data conversion, data storage, and back-up hardware The motion was seconded by Councilmember Tilman and passed by a voice vote of 4 to 0.

E. Banking Services Recommendation

Mr. Craig White, Finance Director stated that it has been over three years since PNC won a competitive bid process for the City's banking services. Consequently, the City sent out a new RFP to insure that the best services possible are being provided for the City's banking needs. The process resulted in five bids. After working with the three top competitors, all of whom met and exceeded the City's minimum level of services, it is Staff's recommendation to change to Central Bank starting on March 1, 2017.

Councilmember Flachsbart made a motion recommending to City Council that the City engage Central Bank for a two-year contract, as of March 1, 2017, for the City's banking needs. The motion was seconded by Councilmember Tilman and passed by a voice vote of 4 to 0.

F. F&A Citizen's Advisory Committee

As directed at the October 24th Finance & Administration Committee Meeting, Staff has examined the potential reengagement of the Finance & Administration Citizens Advisory Committee (FACAC). Staff recommends reengaging the FACAC Committee to perform specific duties, for which they will provide a report to the F&A Committee. Staff has identified specific duties for the months of November and May for FACAC. As the process evolves, it is anticipated that Council and Staff will identify additional ways to utilize this Committee.

Pending approval of the reengagement of FACAC, the F&A Committee will need to appoint a liaison and fill two vacant positions.

Councilmember Flachsbart made a motion to reengage the Finance & Administration Citizens Advisory Committee. The motion was seconded by Councilmember Tilman.

Discussion followed regarding the process that would be used for appointing new members to the Advisory Committee. It was agreed that Councilmembers should recommend persons for the Committee noting that there is value in nominating individuals from various backgrounds. Other suggestions included posting it in the *Citizens Newsletter* and on the City's website. It was noted that the appointments are Mayoral appointments with three-year terms.

The above motion to reengage the Finance & Administration Citizens Advisory Committee **passed** by a voice vote of 4 to 0.

Councilmember Flachsbart then recommended that the Advisory Committee be increased from seven members to eight members having two members from each Ward.

Councilmember Flachsbart made a motion directing Staff to review the current ordinance pertaining to the Advisory Committee and to make a recommendation to the Committee that would update the membership to eight individuals, having two persons from each Ward. The motion was seconded by Councilmember Tilman and passed by a voice vote of 4 to 0.

G. Review of City Council Policies 6-33

Vickie Hass, City Clerk, provided a summary of recommendations to City Council Policies 6-33 as follows:

Elimination Recommended:

Policy No. 7: Minutes - City Council/Standing Committees

It was noted that prior to approval, Staff may release draft versions of meeting minutes to the public or press, when requested, which is in conflict with Policy No. 7.

Policy No. 8: Chamber Luncheons

Policy is not necessary.

Policy No. 11: Definition – Public Hearing/Public Meeting

Policy is not necessary.

Policy No. 12: President Pro-Tem

This policy is addressed in Ordinance No. 2899.

Policy No. 13: Official Picture – Mayor/City Council

Policy is not necessary.

Policy No. 14: City's Annex Policy

This policy is addressed in Ordinance No. 856.

Policy No. 15: Redistricting Committee

Policy is not necessary.

Policy No. 16: Appointment of Vice-Chairperson for Standing Committees

This policy relates to CC Policy No. 1, which has already been eliminated.

Policy No. 17: "New Business" Item Placed on City Council Agendas

Policy is not necessary as the City follows Robert's Rules of Order.

Policy No. 18: City Attorney Serves as Parliamentarian

Policy is not necessary as the City follows Robert's Rules of Order.

Policy No. 19: Staff to Take Minutes at Citizen Committee Meetings

This policy is addressed in *City Policy CC No. 3 Membership-Non-Statutory Committees*.

Policy No. 20: Riverboat Gambling Issue

Policy is not necessary.

Policy No. 21: Staff Attendance at Work Sessions

Policy is not necessary.

Policy No. 27: City Council Meetings

This policy is addressed in Ordinance No. 528.

Policy No. 28: Police Reserve Officers Pool Passes

The City no longer has Reserve Officers.

Policy No. 33: Planning Commission Candidates

This policy will be combined with *City Policy CC No. 24 Interviews – Statutory Committee Nominees*.

Revisions Recommended:

Policy No. 9: Return of City Property

Minor revisions recommended.

Policy No. 22: First/Second Readings of Legislation

This policy will include information found in *City Policy PL No. 1 Reading of Re-zoning Ordinances*, which will be eliminated.

Policy No. 24: Interviews – Statutory Committee Nominees

This policy will include information found in *City Policy CC No. 33*, which has been recommended for deletion.

Policy No. 26: Non-Statutory Board/Commission/Committee Membership

This policy will include information found in *City Policy FA No. 38 Executive Sessions*, which will be eliminated.

Policy No. 29: Executive Session

This policy will include information found in *City Policy FA No. 35*, which will be eliminated.

No Changes are recommended for the following policies:

- Policy No. 6: Expense Reimbursement Policy – Mayor/City Council
- Policy No. 10: City Council Record of Proceeding
- Policy No. 23: Expressing Individual Opinions
- Policy No. 25: Temporary Liquor Licenses
- Policy No. 30: Development Review Process for Ordinance Amendments in Planned Districts
- Policy No. 31: Legal Expenses
- Policy No. 32: Staff Communications with Elected Officials

Councilmember Flachsbart made a motion recommending to Council to accept Staff's recommendations on those policies that should be eliminated, revised, and have no changes. The motion was seconded by Councilmember Tilman.

Councilmember Logan had questions regarding Policy No. 22 *First/Second Readings of Legislation*, Policy No. 24 *Interviews – Statutory Committee Nominees*, and Policy No. 29 *Executive Session*.

Policy No. 22 states that two readings will be held the same evening for legislation pertaining to "urgent matters" – Councilmember Logan asked if "urgent matters" could cover contracts and agreement renewals. City Administrator Mike Geisel replied that it depends on the circumstances.

With respect to Policy No. 24, Councilmember Logan referenced the second paragraph of the policy and questioned why it specifically calls out the Planning Commission separately from the other Statutory Committees. City Clerk Vickie Hass stated that the language regarding the Planning Commission comes from City Policy CC No. 33, which has been recommended for deletion. Mr. Geisel also pointed out that the policy regarding Planning Commission candidates had just recently been issued as of 7/18/2016.

Regarding Policy No. 29, Councilmember Logan referred to the third bullet point which states: *When and how to release the results of votes held in Executive Session will be discussed by City Council and the information released accordingly* and questioned whether the language is specific enough. City Attorney Chris Graville suggested that the language be worded *that any vote shall be released per Section RSMo 610*.

Councilmember Logan made a motion to amend the original motion to accept Staff's recommendations, with the exception of Policy No. 24 and Policy No. 29, and direct Staff to review those two policies. The motion was seconded by Commissioner Flachsbart and **passed** by a voice vote of 4 to 0.

The vote on the original motion, as amended, passed by a voice vote of 4 to 0.

Councilmember McGuinness requested copies of all the updated Council policies.

B. Lynn Dull Request for Emails

Chair DeCampi introduced Lynn Dull as a resident of Ward IV. He explained that there has been an ongoing issue and subsequent case in the City's Municipal Court with respect to Ms. Dull's trash cans and the configuration of her property as it pertains to the City ordinance relating to trash cans being in view from the street. Ms. Dull has requested email information between former Councilmember Connie Fults and Prosecuting Attorney Tim Engelmeyer, which has been denied.

City Attorney Chris Graville stated that once Ms. Dull's request was denied, she filed a complaint with the Attorney General's Office. Consequently, Mr. Graville explained the City's position to the Attorney General and has not heard from the Attorney General since then. Under City ordinance, Ms. Dull is allowed to ask the Council to consider the release of the requested emails. City Attorney Graville stated that the Attorney General has accepted the City's position that the requested emails are confidential. And while Ms. Dull still wants these emails, it is the City Attorney's position and advice to Council that they should not be released.

Because he had to leave the meeting, Councilmember Flachsbart summarized his opinion on this matter. He stated that it is his belief that: (1) a councilmember can have confidential communication with any of the City's attorneys; (2) such confidentiality cannot be breached unless the subject councilmember decides to breach it; and (3) the Council should not make available confidential documents for another councilmember. Consequently, he would vote against any release of confidential documents.

(Councilmember Flachsbart left the meeting at this point.)

Ms. Dull felt that the Prosecuting Attorney should not be discussing any case with anyone.

Discussion followed regarding emails between city officials and legal counsel.

Councilmember Logan indicated his agreement with Councilmember Flachsbart's comments and stated that he would not vote to release the emails. Councilmember Tilman stated he depends on the counsel of the City Attorney and looks for the City Attorney's guidance on this issue.

City Attorney Graville pointed out that Ms. Dull has a disagreement with the City's application of the ordinance with respect to her property. He suggested that Council consider looking at the ordinance in its application to Ms. Dull's property and determine if how it was applied to her property is the intent of the ordinance. Because of the configuration of her property, trash cans placed on either side of her house are viewed from the street.

Ms. Dull added that the ordinance states that the trash cans should not be seen from the street the house faces and explained that they are not seen from the street that her house faces. She feels that because her house is on a corner is irrelevant.

During discussion, it was noted that this matter had been brought before the Planning & Public Works Committee but because the prosecutor decided not to pursue the court case, the Committee did not feel the ordinance should be changed at that time.

Chair DeCampi made a motion to refer this matter back to the Planning & Public Works Committee for review of the ordinance in question. The motion was seconded by Councilmember Logan and passed by a voice vote of 3 to 0.

C. Term Limits For City Elective Office

Chair DeCampi stated that constituents and councilmembers have asked him about the potential benefits of having term limits at the municipal level for the City Council and Mayor. He then asked City Attorney Graville for information on the process of how term limits could be imposed.

Mr. Graville stated that Chesterfield, as a third-class city, only has those powers given to it by the State Legislature, which sets forth the candidacy requirements for individuals running for Mayor or City Council. There are no regulations pertaining to imposing term limitations. The City Attorney's position at this time is that the City does not have the statutory authority to put term limits in place. He suggested that the matter could be discussed with State legislators whereby a new statute for third-class cities would have to be created, or an existing statute would have to be modified, in order to allow term limits.

(Mayor Nation left the meeting at this point.)

Discussion ensued whereby City Attorney Graville pointed out that there are three different types of third-class cities, but he was unable to determine how many of these are comparable to Chesterfield. Councilmember Tilman indicated that he would be interested in having this information provided.

Chair DeCampi stated he wanted to bring this matter to everyone's attention for possible future discussions. He noted that when an incumbent is on a ballot, he/she is generally unopposed, but when a seat is vacant, a number of residents file to run. He also pointed out that only 39 people in the City's history have served on the Council.

Chair DeCampi made a motion to postpone the matter of term limits indefinitely. The motion was seconded by Councilmember Tilman and **passed** by a voice vote of 3 to 0.

D. Former City Attorney Rob Heggie Waive Attorney-Client Privilege

City Attorney Chris Graville stated that there is an ongoing investigation for a story being written by the Post-Dispatch regarding the Doorack property. The reporter has been in contact with former City Attorney Rob Heggie, who has asserted attorney-client privilege in response to questions from the reporter. Councilmember McGuinness had asked that this matter be referred to the F&A Committee to consider having Council release Mr. Heggie from that attorney-client privilege. If the Council were to consider waiving the attorney-client privilege in the Doorack matter, City Attorney Graville advised that it be done by written resolution specifying informed consent. Such resolution would not compel Mr. Heggie to provide any information.

Councilmember Tilman made a motion directing City Attorney Graville to draft a resolution, to be presented to the full Council, specifying informed consent releasing Judge Heggie from his attorney-client privilege on the Doorack matter. The motion was seconded by Chair DeCampi.

Councilmember Logan stated that the resolution should be restricted to the Doorack property and restricted to items during the timeframe in question.

Councilmember Nations expressed her concern that it is asking a lot of a lawyer to waive his attorney-client privilege. She felt it could cause concern for any of his clients, along with negatively affecting his reputation if he waives this privilege.

Councilmember Logan stated he would vote to forward this matter to Council but he does not plan to vote for it at the Council meeting.

The above motion **passed** by a voice vote of 3 to 0.

H. Other

Councilmember McGuinness asked for the following:

- Clarification on Proposition P regarding the dome matter and whether the City has the authority to purchase land and then rent it out. She also suggested that a public meeting be held regarding this matter.
- Information on the consultant the City will be using to review the City's wages and benefits.
- The possibility of changing the name of the "Older Adult Task Force" to "Senior Adult Task Force".

Councilmember Tilman asked for an update on where the City is in the process of the wage and benefits review.

It was agreed that the requested information could be provided by email from City Administrator Mike Geisel and then a decision would be made as to whether it should be added to a future agenda.

With respect to the Older Adult Task Force, it was noted that the definition of "older adult" varies from 50-60 years while "senior adult" does not refer to persons in their fifties.

III. UNFINISHED BUSINESS

The *Unfinished Business* portion of the meeting was not reviewed.

- A. Business License Overview**
- B. City Attorney, Prosecuting Attorney, and Municipal Judge Reform**
- C. Review of City Code: Ordinances 3082 – 3089**
- D. Review of City Code: Chapter Two Administration – Volume 3**

IV. ADJOURNMENT

The meeting was adjourned at 4:50 p.m.

RESOLUTION NO.

A RESOLUTION OF THE CITY OF CHESTERFIELD, MISSOURI
AUTHORIZING THE FORMER CITY ATTORNEY TO DISCLOSE
INFORMATION RELATED TO HIS REPRESENTATION OF THE CITY OF
CHESTERFIELD

WHEREAS, Robert M. Heggie is the former city attorney for the City of Chesterfield, Missouri (the "City"); and,

WHEREAS, Robert M. Heggie represented, advised and counseled the City regarding a lease (the "Lease") for the property located at 16659 Old Chesterfield Rd. (the "Doorack Property"); and,

WHEREAS, the City Council and Mayor released all documents, including attorney work product and confidential and privileged communications with the city attorney, pursuant to a vote on November 7, 2016, at which time the Mayor broke a 4-4 tie; and,

WHEREAS, the City Council and Mayor want to authorize the former city attorney to speak regarding his representation of the City related to the Doorack Lease, including events prior to the signing of and after the execution of the Lease; and,

WHEREAS, the City has received adequate information and explanation about the material risks of and reasonably available alternatives to authorizing the former city attorney to speak about his representation related strictly to the Lease and the Doorack Property; and,

WHEREAS, the City Council and Mayor believe that providing informed consent to Robert M. Heggie is in the best interest of the citizens of Chesterfield because it promotes transparency in local government.

NOW THEREFORE, BE IT RESOLVED, that the City Council and Mayor of the City hereby give informed consent to Robert M. Heggie to speak to the media or citizens of the City regarding the Doorack Property and the Lease.

Respectfully Submitted,

Presiding Officer

Bob Nation, Mayor

Attest:

Vickie Hass, City Clerk



DATE: January 24, 2017
TO: Michael O. Geisel, City Administrator
FROM: Vickie J. Hass, City Clerk *VJH*
SUBJECT: City Council Policies 6-23, 25-28 and 30-32

The Finance & Administration Committee met on Monday, January 23, 2017 and recommended the following Policy actions. Please add this item to the February 6, 2017 City Council agenda for approval.

Recommend Elimination of Policies:

- CC #7 **Minutes – City Council/Standing Committees:** We release "draft" versions when requested.
- CC #8 **Chamber Luncheons:** Policy is not necessary.
- CC #11 **Definition – Public Hearing/Public Meeting:** Policy is not necessary.
- CC #12 **President Pro-Tem:** Addressed in Ordinance No. 2899.
- CC #13 **Official Picture – Mayor/City Council:** Policy is not necessary.
- CC #14 **City's Annex Policy:** Addressed in Ordinance No. 856.
- CC #15 **Redistricting Committee:** Policy is not necessary.
- CC #16 **Appointment of Vice-Chairperson for Standing Committees:** This policy relates to CC Policy No. 1 which has already been eliminated.
- CC #17 **"New Business" Item Placed on City Council Agendas:** Policy is not necessary; we follow Robert's Rules of Order.
- CC #18 **City Attorney Serves as Parliamentarian:** Policy is not necessary; we follow Robert's Rules of Order.
- CC #19 **Staff to Take Minutes at Citizen Committee Meetings:** Already addressed in CC Policy No. 3.
- CC #20 **Riverboat Gambling Issue:** Policy is not necessary.
- CC #21 **Staff Attendance at Work Sessions:** Policy is not necessary.
- CC #27 **City Council Meetings:** Addressed in Ordinance No. 528.
- CC #28 **Police Reserve Officers Pool Passes:** We no longer have Reserve Officers.

Recommend Revisions to Policies:

- CC #9 **Return of City Property:** Minor revisions as noted.
- CC #22 **First/Second Readings of Legislation:** Revise as noted, combining with PL Policy No. 1.
- CC #26 **Non-Statutory Board/Commission/Committee Membership:** Revise as noted, combine with F&A Policy No. 35; thereby eliminating F&A No. 35.

Recommend No Changes:

- CC #6 Expense Reimbursement Policy – Mayor/City Council.**
- CC #10 City Council Record of Proceeding.**
- CC #23 Expressing Individual Opinions.**
- CC #25 Temporary Liquor Licenses.**
- CC #30 Development Review Process for Ordinance Amendments in Planned Districts.**
- CC #31 Legal Expenses.**
- CC #32 Staff Communications with Elected Officials.**

CITY OF CHESTERFIELD
POLICY STATEMENT

Recommend Delete

CITY COUNCIL

NO. 7

SUBJECT Minutes -- City Council/Standing
Committees

INDEX CC

DATE
ISSUED 5/7/90

DATE
REVISED

POLICY

Minutes taken at any meeting of City Council, as well as any meeting of its Standing Committees, are not to be submitted to the public or the Press until officially reviewed and approved by City Council at a subsequent meeting.

RECOMMENDED BY:

Marty DeMay
Department Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

Michael S. Jensen
City Administrator

5-17-99
Date

City Council (if applicable)

Date

Existing Policy
Recommend Delete

NO. 8

INDEX CC

DATE
REVISED

Department Heads/City Clerk are authorized to attend the Chamber of Commerce luncheons as a part of the City's ongoing policy to develop positive public relations with the business community.

RECOMMENDED BY:

Marty DeMay
Department/Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

APPROVED BY: Michael J. Jensen
City Administrator

5-17-99
Date

City Council (if applicable)

Date _____

CITY OF CHESTERFIELD
POLICY STATEMENT

Existing Policy
Recommend Delete

CITY COUNCIL

NO. 11

SUBJECT Definition – Public Hearing/Public
Meeting

INDEX CC

DATE

DATE

ISSUED 3/16/92

REVISED

POLICY

A “public hearing” should only be used to identify a meeting that is “legally required”; a “public meeting” would encompass all other meetings.

RECOMMENDED BY:

Maity DeMay
Department Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

Michael S. Jensen
City Administrator

5-17-99
Date

City Council (if applicable)

Date

CITY OF CHESTERFIELD
POLICY STATEMENT

Existing Policy
Recommend Delete
Addressed in Ord. # 2899
12

CITY COUNCIL

NO.

SUBJECT President Pro-Tem

INDEX CC

DATE 4/20/92
ISSUED

DATE
REVISED

POLICY

If the President Pro-Tem replaces the Mayor on an indefinite or permanent basis, the Chairpersonship of his/her Committee would pass to another member of said Committee.

RECOMMENDED BY:

Marty McMan
Department Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

Michael J. Jennings
City Administrator

5-17-99
Date

City Council (if applicable)

Date

AN ORDINANCE REPEALING ORDINANCE NUMBER 2859 AND REPLACING IT WITH A NEW ORDINANCE ESTABLISHING NEW RULES AND REGULATIONS IN REGARDS TO THE CITY OF CHESTERFIELD'S STANDING COMMITTEES.

WHEREAS, the City Council of the City of Chesterfield previously has provided pursuant to Ordinance Number 12 Standing Committees, membership-appointments to said committees, and the committees' functions; and

WHEREAS, the City Council of the City of Chesterfield Amended Ordinance Number 12 in part, by passing and approving Ordinance number 467, that amended that part of Ordinance Number 12 that established the Standing Committees of the City Council of the City of Chesterfield; and

WHEREAS, the City Council of the City of Chesterfield repealed and replaced Ordinance Number 467, by passing and approving Ordinance number 2859 which established procedures for appointing membership of the four Standing Committees of the City Council of the City of Chesterfield; and

WHEREAS, the Finance and Administration Committee has reviewed and recommended additional changes to said procedures for appointing membership to the four Standing Committees of the City Council; and

WHEREAS, the City Council of the City of Chesterfield determines that it is expedient for the good government of the City to further establish the Standing Committees of the City Council and adopt rules and regulations of such committees;

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. Ordinance Number 2859 is hereby repealed in its entirety.

Section 2. Chesterfield City Code, Section 2-54 Standing Committees is hereby deleted and replaced with the following language in its place:

Section 2-54. Standing Committees.

(a) *Establishment.* There are hereby established as Standing Committees of the City Council the following:

(1) Finance and Administration;

(2) Parks, Recreation and Arts;

(3) Planning and Public Works; and

(4) Public Health and Safety.

(b) *Membership; appointment.*

(1) *Composition.* Each committee shall be comprised of four (4) Council members. One (1) Council member from each of the City's four (4) wards will serve on each committee, with no two (2) Council members from the same ward serving on the same committee.

(2) *Appointment.* After the first City Council meeting immediately following the regular municipal Election held in April of every year, the newly elected President Pro-Tem shall appoint members of the Council to Committees and designate Committee Chairpersons for each Standing Committee, subject to the approval of the City Council by formal vote taken not later than the first City Council meeting in May of every year.

(3) *Ex-Officio Members.* The Mayor and City Administrator shall both serve as non-voting ex officio members of each committee.

(4) *Chairperson.* One (1) Council member from each ward shall serve as a Chairperson of a committee, and no person shall serve as Chairperson of more than one (1) committee.

(5) *Vacancy.* Should there be a vacancy on the Council, the other Council member of the affected ward shall be deemed a full voting member of the committees upon which his or her ward-mate served until said vacancy has been filled. If the Council member previously occupying the currently vacant position served as Chairperson, the Vice Chairperson, at the time of the vacancy, shall assume the position of Chairperson.

(6) *Proxy Voting.* In the event that a Councilmember is unable to attend a committee meeting, that Councilmember may request that his or her Ward mate be allowed to vote at the Committee meeting. Such request would be directed to the Committee Chairperson and must be in writing.

(c) *Functions.*

(1) *Recommendations.* Making recommendations to the Council or to the City Administrator, or both, concerning any of the matters within its purview, when requested and also at other times when it appears that the best interest of the City and its residents will be served thereby;

(2) *Formulating and evaluating plans.* Formulating, with the assistance of the staff, long-range plans and evaluation and revision (if necessary) of such plans as adopted;

(3) *Legislation.* Reviewing and recommending legislation concerning any of the matters within its purview;

(4) *Quorum and presiding officer.* At least three (3) Council members must be present in order to hold a Committee meeting. The Chairperson shall preside over the Committee meeting. In the absence of the Chairperson, the Vice Chairperson shall preside;

(5) *Recommendations to Council.* Other than items discussed and/or acted upon by the Planning and Public Works Committee, in order for an item to pass out of Committee to the Council, said item shall require at least two (2) affirmative votes. Three (3) affirmative votes are required for an item to be passed to the Council with a favorable recommendation from the Committee;

(6) *Closed meetings.* Closed meetings cannot be held at any meeting of the Standing Committees.

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

Passed and approved by the City Council of the City of Chesterfield, Missouri this 18th day of July, 2016.

Bob Nation

Bob Nation, MAYOR

ATTEST:

Vickie Hass

Vickie Hass, CITY CLERK

FIRST READING HELD 6/20/2016

CITY OF CHESTERFIELD
POLICY STATEMENT

Existing Policy
Recommend Delete

CITY COUNCIL

NO. 13

SUBJECT Official Picture – Mayor/City Council

INDEX CC

DATE 4/20/92
ISSUED

DATE
REVISED

POLICY

One group picture of the Mayor and City Council will be taken after the municipal election. Only the current Mayor's picture will remain on display.

RECOMMENDED BY:

Marty DeMay
Department Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

Michael S. Jensen
City Administrator

5-17-99
Date

City Council (if applicable)

Date

CITY OF CHESTERFIELD
POLICY STATEMENT

Existing Policy
Recommend Delete

CITY COUNCIL

NO. 14

SUBJECT City's Annex Policy

INDEX CC

DATE 5/4/92
ISSUED

DATE
REVISED

POLICY

Reaffirmation of the City's policy not to annex south of Clayton Road.

RECOMMENDED BY:

Marty De May
Department Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

Michael J. Jennings
City Administrator

5-17-99
Date

City Council (if applicable)

Date

BILL NO. 870

ORDINANCE NO. 856

AN ORDINANCE DECLARING THE INTENTION OF THE CITY OF CHESTERFIELD TO ANNEX AN UNINCORPORATED AREA OF LAND IN ST. LOUIS COUNTY, MISSOURI OF AN AREA THAT IS CONTIGUOUS TO THE CITY OF CHESTERFIELD, IMMEDIATELY SOUTH OF CLAYTON ROAD TO THE CITY LIMITS OF MANCHESTER, MISSOURI.

WHEREAS, the City of Chesterfield, Missouri seeks to annex an area in the unincorporated part of St. Louis County, Missouri along a portion of the southern border of the City of Chesterfield as outlined and more fully described on Exhibit "A" which is attached hereto and made a part hereof as if fully set out herein; and

WHEREAS, the City has determined that the boundaries between the land to be annexed and the City comply with the conditions precedent required by statute; and

WHEREAS, a number of residents in the area proposed to be annexed have indicated their desire that the City of Chesterfield annex their land; and

WHEREAS, this annexation would be consistent with the future development of the City of Chesterfield and is reasonable and necessary to the proper development of the City of Chesterfield; and

WHEREAS, the City shall develop a "Plan of Intent" as to providing services to the area to be annexed; and

WHEREAS, the City shall prepare an ordinance to be adopted after a public hearing is held upon the issue as to whether or not the area should be annexed; and

WHEREAS, the annexation provided for by this Ordinance is consistent with the goals for St. Louis County outlined in the St. Louis County Boundary Commission Legislation; and

WHEREAS, the City of Chesterfield would propose that the annexation would be effective six (6) months from the date of approval of said annexation at a duly held election; and

WHEREAS, the City of Chesterfield had previously declared its intention to proceed with this proposed annexation and with its current intention now to codify those intentions pursuant to ordinance.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. The City Administrator for the City of Chesterfield shall proceed with taking steps toward the annexation of the area of land in unincorporated St. Louis County, Missouri

which is described in Exhibit "A", attached hereto and incorporated herein as if fully set out herein and which area of land has been determined to be contiguous to the existing city limits of the City of Chesterfield.

Section 2. The annexation of the unincorporated area of St. Louis County, Missouri by the City of Chesterfield is reasonable and necessary to the proper development of the City of Chesterfield.

Section 3. The City will develop a "Plan of Intent" to provide services to the area proposed for annexation as described in Exhibit "A" for inclusion in an ordinance to be adopted for the annexation of said area.

Section 4. A public hearing on the ordinance for the proposed annexation and the "Plan of Intent" is to be held prior to the adoption of the ordinance for the residents of the area proposed to be annexed and for the residents of the City of Chesterfield.

Section 5. A public hearing shall be held at the date and time established by the St. Louis County Boundary Commission, at which time the "Plan of Intent" shall be presented.

Section 6. The annexation of the aforementioned real estate is subject to the approval of the voters of the City and the area sought to be annexed in an election. Said election date to be determined by action of the St. Louis County Boundary Commission.

Section 7. Pursuant to the provisions of Section 72.403.1 RSMo. 1989, as amended, the Mayor is hereby authorized to submit this Ordinance and the boundary adjustment for the City of Chesterfield outlined herein to the St. Louis County Boundary Commission for review and approval according to the rules and procedures established by said Commission.

Section 8. The City of Chesterfield proposes that the annexation shall be effective six (6) months after the vote on said election for annexation.

Section 9. After the public hearing and upon the passage of an ordinance annexing the area described in Exhibit "A" and upon the approval of the ordinance for annexation, the City Council shall direct that an election be called and ordered pursuant to the rules promulgated by the Board of Election Commissioners of St. Louis County submitting the proposition for annexation to the qualified voters in the City of Chesterfield and in the unincorporated territory in St. Louis County sought to be annexed and that the election shall be conducted by the Board of Election Commissioners of St. Louis County as provided by the election laws of the State of Missouri.

**CITY OF CHESTERFIELD
PROPOSED ANNEXATION AREA**

November 11, 1993

Page 1 of 2

A tract of land being partly in U.S. Surveys 119 and 936, and partly in Sections 23, 24, 25 and 26 of Township 45 North, Range 4 East, St. Louis County, Missouri, and being more particularly described as:

Beginning at a point in the existing South line of the City of Chesterfield, being also the Northeast corner of the City of Ballwin, and being the intersection of the East line of "WILD WOOD PLAT 3" (Plat Book 109, Page 69) with the South line of Clayton Road, irregular width; thence Easterly along both the South line of Clayton Road and the aforesaid existing South line of the City of Chesterfield to a point in the Southwest line of Lot 3 of the "SUBDIVISION OF JOHN BUFORD'S ESTATE" (Plat Book 2, Page 78) which point is in the existing Southwest line of the City of Town and Country; thence Southeasterly along said Southwest line of the City of Town and Country to the Southernmost corner of said Lot 3; thence Northeasterly along the Southeast line of said Lot 3, being also the Southeast line of the City of Town and Country, to a point in the Northeast line of Woods Mill Road, 60 feet wide, (formerly Missouri State Highway 141); thence Southeasterly along said Northeast line of Woods Mill Road, being also the Southwest line of the City of Town and Country, to a point in the Southeast line of property described in deed to Marvin Mertz, et al., recorded in Deed Book 6565, Page 1234; thence Northeasterly along said Southeast line of Mertz, being also the Southeast line of the City of Town and Country, to a point in the East line of Relocated Missouri State Highway 141; thence leaving the corporate limits of the City of Town and Country Southerly along the East line of said Relocated Missouri State Highway 141, width varies, and continuing Southerly along the East line of Woods Mill Road (Missouri State Highway 141) to a point in the Northeasterly prolongation of the Southeast line of "CLAYWOODS PLAT 3" (Plat Book 122, Page 81); thence Southwesterly along said Southeast line of "CLAYWOODS PLAT 3" to a point in the Northeast line of Henry Avenue as widened by "WESTRIDGE MANOR ESTATES PLAT ONE" (Plat Book 262, Pages 82 and 83); thence Southeasterly along said Northeast line of Henry Avenue to a point at the North end of a 20 foot radius rounding at the intersection of the North line of Chancellor Heights Drive, 50 feet wide, with the aforesaid Northeast line of Henry Avenue as widened, which point is in the North line of the City of Manchester; thence Southwesterly along the Northwest line of the City of Manchester 9.11 feet more or less to a point in the former Northeast line of Henry Avenue, as formerly 40 feet wide; thence Southeasterly along said former East line of Henry Avenue and along the Southwest line of the City of Manchester 72.87 feet more or less to a point in the line between Sections 25 and 36; thence Westerly along said line between Sections 25 and 36, being also the North line of the City of Manchester, to a point being the common corner of Sections 25, 26, 35 and 36, said point being also in the East line of the City of Ballwin and in the East line of "OAKLEIGH WOODS" (Plat Book 168, Page 85); thence in a generally Northerly direction along the Eastern limits of

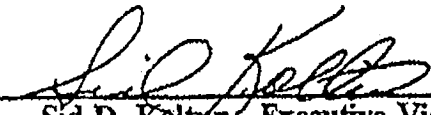
**CITY OF CHESTERFIELD
PROPOSED ANNEXATION AREA**

November 11, 1993

Page 2 of 2

the City of Ballwin the following: Northerly and Westerly along the perimeter of "OAKLEIGH WOODS" (Plat Book 168, Page 85) to the Southeast corner of "WILD-WOOD ADDITION PLAT NO. 2" (Plat Book 118, Page 6); Northerly along the East line of said "WILD-WOOD ADDITION PLAT NO. 2" to a point in the South line of "WILD-WOOD ADDITION" (Plat Book 115, Pages 16 and 17); Easterly to the Southeast corner of said "WILD-WOOD ADDITION"; Northerly along the East line of said "WILD-WOOD ADDITION" and along the East lines of "WILD-WOOD PLAT NO. 4" (Plat Book 111, Page 68), "WILD WOOD PLAT 7" (Plat Book 112, Page 66 and 67), and "WILD WOOD PLAT 6" (Plat Book 112, Page 68) to the Northeast corner of said "WILD WOOD PLAT 6"; Westerly along the North line of said "WILD WOOD PLAT 6"; and Northerly along the East line of said "WILD WOOD PLAT 6" and along the East lines of "WILD WOOD PLAT 5" (Plat Book 111, Pages 48 and 49) and "WILD WOOD PLAT 3" (Plat Book 109, Page 69) to the point of beginning.

**THE STERLING ENGINEERING AND
SURVEYING COMPANY, INC.**

By 
Sid D. Koltun - Executive Vice President
MO Reg. L.S. - #2243



Existing Policy
Recommend Delete

NO. 15

INDEX CC

**DATE
REVISED**

The Redistricting Committee, who will redefine the boundaries of the City to encompass the newly annexed area, will be comprised of two individuals from each of the four wards, a Councilmember from each ward and one individual selected from the four nominees from the newly annexed area.

RECOMMENDED BY:

Marty DeMay
Department Head/Council Committee (if applicable)

5-17-49
Date

APPROVED BY:

City Administrator

5-17-99
Date

City Council (if applicable)

Date _____

CITY OF CHESTERFIELD
POLICY STATEMENT

Existing Policy
Recommend Delete

CITY COUNCIL

NO. 16

SUBJECT Appointment of Vice-Chairperson for
Standing Committees

INDEX CC

DATE

DATE

ISSUED 5/18/92

REVISED

POLICY

A Vice-Chairperson of each Standing Committee of Council shall be appointed.

RECOMMENDED BY:

Marty DeMay
Department/Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

Michael S. Jensen
City Administrator

5-17-99
Date

City Council (if applicable)

Date

CITY OF CHESTERFIELD
POLICY STATEMENT

Existing Policy
Recommend Delete

CITY COUNCIL

NO. 17

SUBJECT "New Business" Item Placed on City
Council Agendas

INDEX CC

DATE
ISSUED 6/15/92

DATE
REVISED

POLICY

The item "New Business" will be placed on all City Council agendas, where it will be used to bring up new items. If the item requires a vote by Council, it will be tabled until the next appropriate City Council meeting.

RECOMMENDED BY:

Marty DeMay
Department Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

Michael S. Jensen
City Administrator

5-17-99
Date

City Council (if applicable)

Date

CITY OF CHESTERFIELD
POLICY STATEMENT

Existing Policy
Recommend Delete

CITY COUNCIL

NO. 18

SUBJECT City Attorney Serves as Parliamentarian

INDEX CC

DATE 5/17/93
ISSUED

DATE
REVISED

POLICY

The City Attorney shall be designated as Parliamentarian.

RECOMMENDED BY:

Marty De May
Department Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

Michael S. Jensen
City Administrator

5-17-99
Date

City Council (if applicable)

Date

CITY OF CHESTERFIELD
POLICY STATEMENT

Existing Policy
Recommend Delete

CITY COUNCIL

NO. 19

SUBJECT Staff to Take Minutes at Citizen
Committee Meetings

INDEX CC

DATE
ISSUED 7/20/92

DATE
REVISED

POLICY

Whenever present at citizen committee meeting, the staff person will take the minutes.

RECOMMENDED BY:

Marty DeMay
Department Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

Michael S. Jensen
City Administrator

5-17-99
Date

City Council (if applicable)

Date

CITY OF CHESTERFIELD
POLICY STATEMENT

Existing Policy
Recommend Delete

CITY COUNCIL

NO. 20

SUBJECT Riverboat Gambling Issue

INDEX CC

DATE 11/15/93
ISSUED

DATE
REVISED

POLICY

Riverboat gambling will not be discussed regarding placement on the ballot for one year from 11/15/93.

RECOMMENDED BY:

Marty DeMay
Department Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

Michael S. Jensen
City Administrator

5-17-99
Date

City Council (if applicable)

Date

Existing Policy
Recommend Delete

NO. 21

INDEX CC/FA

DATE 1/3/94
REVISED

Department Heads are requested to attend all Council Work Sessions. The Department Head can leave after his/her Committee report is given. They are not expected to stay for the Council meeting.

RECOMMENDED BY:

5-19-99
Date

5-17-99
Date

Date _____

CITY OF CHESTERFIELD
POLICY STATEMENT

Existing Policy
Recommend Delete
Addressed in ord. # 528
NO. 27

CITY COUNCIL

SUBJECT City Council Meetings

INDEX CC

DATE 6/1/98
ISSUED

DATE
REVISED

POLICY

During the months of July, August and September, two regular City Council meetings will be held, on the first and third Mondays. However, if there is insufficient business to transact, as determined by the Mayor and City Administrator, any one of these meetings could be cancelled.

RECOMMENDED BY:

Marty DeMay
Department Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

Michael S. Jensen
City Administrator

5-17-99
Date

City Council (if applicable)

Date

BILL NO. 531

ORDINANCE NO. 528

AN ORDINANCE AMENDING ORDINANCE NUMBER 12 OF THE CITY OF CHESTERFIELD CHANGING THE HOUR OF THE REGULAR MEETINGS OF THE CITY COUNCIL.

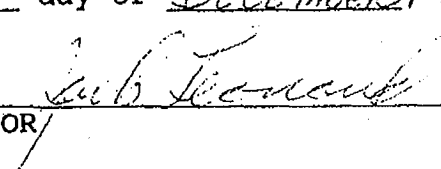
NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. Section 6 of Ordinance Number 12 of the City of Chesterfield as amended which passed on June 1, 1988 is hereby amended by changing the time of the regular meetings of the City Council from 7:30 p.m. on the first and third Mondays of each month to 7:00 p.m. on the first and third Mondays of each month subject to holiday schedules or a lack of a quorum as set out in said Ordinance in which case the meeting will be held at 7:00 p.m. the following day.

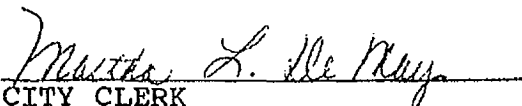
Section 2. In all other respects, the remaining provisions of Ordinance 12 as amended shall remain in full force and effect.

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

Passed and approved this 3RD day of DECEMBER, 1990.


MAYOR

ATTEST:


CITY CLERK

CITY OF CHESTERFIELD
POLICY STATEMENT

Existing Policy
Recommend Delete

CITY COUNCIL

NO. 28

SUBJECT Police Reserve Officers Pool Passes

INDEX CC/PD

DATE 9/9/98
ISSUED

DATE
REVISED

POLICY

Staff has the ability to issue free pool passes and discounted family rate to Police Reserve Officers.

RECOMMENDED BY:

Marty DeMay
Department Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

Michael S. Jensen
City Administrator

5-17-99
Date

City Council (if applicable)

Date

**CITY OF CHESTERFIELD
POLICY STATEMENT**

CITY COUNCIL

No. 9

SUBJECT: RETURN OF CITY PROPERTY

INDEX: CC

DATE ISSUED: 9/16/91

DATE

REVISED: 2/6/17

POLICY:

Individuals, either elected officials or members of appointed Boards/Commissions, are to turn in any keys, Code books, manuals, electronic devices and any other items issued to them as a function of their office, within two (2) weeks after leaving office.

RECOMMENDED BY:

Department Head/Director/Council Committee (if applicable)

Date

APPROVED BY:

City Administrator

Date

City Council (if applicable)

Date

CITY OF CHESTERFIELD
POLICY STATEMENT

*Existing Policy
To be Replaced*

CITY COUNCIL

NO. 9

SUBJECT Return of City Property

INDEX CC

DATE 9/16/91
ISSUED

DATE
REVISED

POLICY

Individuals, either elected officials or members of appointed Boards/Commissions, are to turn in any keys, Code books or manuals issued to them as a function of their office, within two (2) weeks after leaving office.

RECOMMENDED BY:

Marty DeMay
Department Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

Michael S. Jensen
City Administrator

5-17-99
Date

City Council (if applicable)

Date

Recommended Replacement
(combined CC #22 and PL #1)

**CITY OF CHESTERFIELD
POLICY STATEMENT**

CITY COUNCIL

No. 22

SUBJECT: FIRST/SECOND READINGS OF LEGISLATION

INDEX: CC

DATE ISSUED: 4/20/92

DATE 7/18/94

REVISED: 2/6/17

POLICY:

City Council will have its first reading and second reading of proposed legislation (Bills) at two separate Council meetings, except legislation that pertains to planning and zoning issues, fire hydrants, or urgent matters.

For zoning petitions and ordinance amendments, there shall be only one reading at each City Council meeting.

RECOMMENDED BY:

Department Head/Director/Council Committee (if applicable)

Date

APPROVED BY:

City Administrator

Date

City Council (if applicable)

Date

CITY OF CHESTERFIELD
POLICY STATEMENT

*Existing Policy
To be Replaced*

CITY COUNCIL

NO. 22

SUBJECT First/Second Readings of Legislation

INDEX CC

DATE 4/20/92

DATE 7/18/94

ISSUED

REVISED

POLICY

City Council will have its first reading and second reading of proposed legislation (Bills) at two separate Council meetings, except legislation that pertains to planning and zoning issues, fire hydrants, or urgent matters.

RECOMMENDED BY:

Marty DeMay
Department Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

Michael Hoffman
City Administrator

5-17-99
Date

City Council (if applicable)

Date

POLICY STATEMENT

EXISTING POLICY
To be Replaced

PLANNING

NO. 1

SUBJECT Reading of Re-zoning Ordinances

INDEX PL

DATE 5/15/2000
ISSUED

DATE
REVISED

POLICY

There shall only be one reading at each City Council meeting when considering re-zoning ordinances at the City Council meetings. Effective the first meeting of City Council in September 2000.

RECOMMENDED BY:

Terrell Price

Department Head/Council Committee (if applicable)

6-12-2000

Date

APPROVED BY:

Michael J. Henry

City Administrator

6/14/2000

Date

City Council (if applicable)

Date

**CITY OF CHESTERFIELD
POLICY STATEMENT**

*Recommended Replacement
(combined CC #26 and F+A #35)*

CITY COUNCIL

No. 26

**SUBJECT: NON-STATUTORY BOARD/COMMISSION/
COMMITTEE MEMBERSHIP**

INDEX: CC

DATE ISSUED: 12/18/97

DATE 1/5/98

REVISED: 2/6/17

POLICY:

Membership of all non-statutory Boards/Commissions/Committees/Task Forces shall be limited to seventeen (17) members; four (4) per Ward and one (1) "At Large", unless otherwise noted. Both Councilmembers in the Ward where the person resides must concur prior to the Mayor's appointment. If the Mayor does not reappoint a current Committee member, the person will be off the Committee.

Membership of the Chesterfield Historic and Landmark Preservation Committee (CHLPC) shall consist of six (6) members per Ward, plus six (6) "At Large" members, plus up to fifteen (15) total members to serve as "Member Emeritus" and "Ex-Officio".

RECOMMENDED BY:

Department Head/Director/Council Committee (if applicable)

Date

APPROVED BY:

City Administrator

Date

City Council (if applicable)

Date

Existing Policy
To be Replaced

NO. 26

INDEX CC

DATE
REVISED 1/5/98

Membership of all non-statutory Boards/Commissions/Committees/Task Forces shall be limited to sixteen (16) members with a maximum of four (4) per Ward and eight (8) members will serve a two (2) year term of office. Both Councilmembers in the Ward where the person resides must concur prior to the Mayor's appointment. Otherwise, his nomination must be submitted to City Council for review/approval. If the Mayor does not reappoint a current Committee member, the person will be off the Committee.

RECOMMENDED BY:

5-17-99
Date

5-17-99
Date

Date _____

POLICY STATEMENT

Existing Policy
To be Replaced

FINANCE AND ADMINISTRATION

NO. 35

SUBJECT Historical Commission Membership

INDEX FA

DATE 11/6/2000
ISSUED

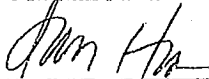
DATE
REVISED

POLICY

Membership of the Historical Commission shall consist of six (6) members per ward, plus six (6) at large members.

* Amendment to City Council, Policy No. 26.

RECOMMENDED BY:



Department Head/Council Committee (if applicable)

11/9/2000
Date

APPROVED BY:

City Administrator



City Council (if applicable)

Date

11/6/00
Date

**CITY OF CHESTERFIELD
POLICY STATEMENT**

*Existing Policy
No Changes Recommended*

CITY COUNCIL

NO. 6

SUBJECT Expense Reimbursement Policy –
Mayor/City Council

INDEX CC/FA

DATE

DATE

ISSUED 12/6/89

REVISED 6/17/91

POLICY

Ordinary And Travel Expenses – Elected Officials

In order to qualify for reimbursement, the expense must have been incurred in his/her official capacity. No personal expenses shall be submitted for reimbursement. Reimbursements for meals shall not include the purchase of meals or drinks for the Mayor or any other member of City Council, or member of any board or commission or committee or task force (unless circumstances should so warrant in conjunction with an out-of-town conference), nor shall reimbursement be allowed for any meal or activity that is not in conjunction with an official meeting which the elected official is expected to attend. All requests for reimbursement for qualifying meals shall be reimbursed at 100% of incurred cost.

Reimbursement shall not be authorized for any product or supply. If same is not readily available at City Hall, the elected official shall submit his or her request to the City Administrator, who shall be responsible for obtaining it.

Mileage reimbursement shall only be authorized for any vehicular travel associated with official duties of the office held. This shall not include travel to meetings or events which staff will be attending in a city vehicle or travel to any other government, organization or agency that a member of staff would routinely handle. Exceptions can be allowed if the staff member has a schedule conflict which would preclude his or her being able to offer a ride to the elected official, if adequate space is not available in the staff member's vehicle to accommodate everyone, or if the elected official has a scheduling conflict which would preclude his or her riding with a staff member. All exemptions must be fully documented if reimbursement is sought.

With regard to local organizations, if the City pays either an annual membership fee or all meal expenses associated with meetings of such an organization, mileage expenses incurred in attending the meeting or event of any such organization shall not be reimbursed.

RECOMMENDED BY:

Marty DeMay
Department Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

Michael S. Jensen
City Administrator

5-17-99
Date

City Council (if applicable)

Date

Existing policy
No Changes Recommended

NO. 10

INDEX CC

DATE
REVISED

The City Council Record of Proceeding will reflect a general record of the actions taken at each meeting and does not include verbatim transcripts at the request of individual members of Council. The entire City Council must vote to amend the minutes, if desired.

RECOMMENDED BY:

Marty De May
Department Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

APPROVED BY:



City Administrator

5-17-99
Date

City Council (if applicable)

Date _____

Existing policy
No changes Recommended

NO. 23

INDEX CC

DATE
REVISED

Council Liaison of each Board/Commission/Committee/Task Force shall inform the Chairperson of the policy whereby the Chairperson should make every effort to indicate that members of the Committee are speaking as a private citizen and not on behalf of the City.

RECOMMENDED BY:

Marty DeMay
Department Head/Council Committee (if applicable)

5-17-99
Date

APPROVED BY:

APPROVED BY:
Michael S. Fleming

City Administrator

5-17-99
Date

City Council (if applicable)

Date _____

CITY OF CHESTERFIELD
POLICY STATEMENT

EXISTING Policy
No Changes Recommended

CITY COUNCIL

NO. 30

SUBJECT Development Review Process for
Ordinance Amendments in Planned
Districts

INDEX CC

DATE
ISSUED

DATE
REVISED

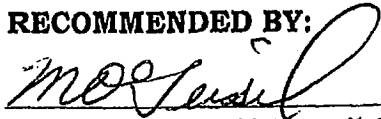
POLICY

Amendments to existing planned district ordinances which receive a 3/4ths majority vote of the Planning Commission, with the majority vote consisting of not less than five votes, whether for approval or denial of the petition, will be forwarded directly to City Council for review and action.

Either Councilperson in the ward in which the subject property is located may refer the petition back to the Planning and Public Works Committee by notifying the Planning and Development Services Director within 24 hours after action by the Planning Commission.

This expedited process is only available and provided to text amendments which do not result in significant and/or substantial changes to the existing site specific ordinance as determined by the Planning and Development Services Director; and shall not be used for any requests to amend existing uses, for change in zoning classification or zoning map amendments.

RECOMMENDED BY:



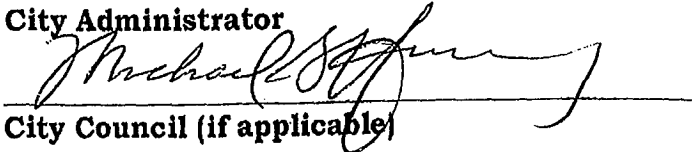
Department Head/Council Committee (if applicable)

8/4/2015

Date

APPROVED BY:

City Administrator



City Council (if applicable)

Date

8/3/15

Date

CITY OF CHESTERFIELD
POLICY STATEMENT

Existing Policy
No Changes Recommended

CITY COUNCIL

NO. 31

SUBJECT Legal Expenses

INDEX: CC

DATE ISSUED:

DATE REVISED:

POLICY

The following individuals\groups are authorized to provide work directives and incur billable liabilities on behalf of the City:

1. The Mayor
2. The City Council (collectively) or any sub-committee thereof
3. The City Administrator
4. Police Chief
5. A Department Head

No individual Council Member is authorized to incur billable hours by directing or requesting work from the City Attorney. Any request for research, or written legal opinions from an individual Council Member is deferred and must be considered or authorized by a Council Committee prior to the City Attorney expending billable effort. This does NOT, and WOULD not limit or restrict any Council Member from contacting the City Attorney for routine verbal legal advice that would not require research or billable product because such services are covered by the RETAINER portion of the City Attorney's services agreement.

The Mayor, as the Chief Executive Officer of the City is authorized to direct and incur legal charges from the City Attorney.

Staff's access to the City Attorney is limited to the City Administrator or those specifically designated and authorized by the City Administrator. Typically, that is limited to Department Head communications authorized by the City Administrator. There are typically daily communications related to personnel, zoning, sunshine law requests, contract or liability issues.

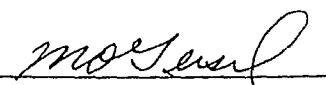
A significant effort is made to limit unnecessary or unauthorized contacts in order to increase effectiveness and control costs.

RECOMMENDED BY:

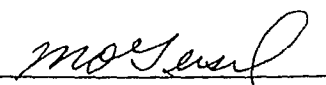
Department Head/Council Committee (if applicable)

Date

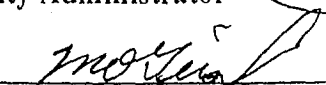
APPROVED BY:



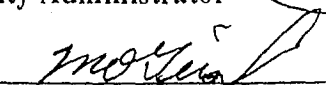
City Administrator



Date



City Council (if applicable)



Date

CITY OF CHESTERFIELD
POLICY STATEMENT

*Existing Policy
No Changes Recommended*

CITY COUNCIL

NO. 32

SUBJECT Staff Communications with Elected
Officials

INDEX: CC

DATE ISSUED:

DATE REVISED:

The highest degree of transparency and information sharing is expected. The Elected Officials develop and provide policy directives which are communicated to the City Administrator for execution by City Staff.

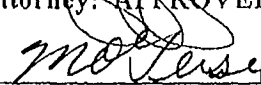
Individual Elected Officials routinely communicate with the City Administrator and the Management Team. Staff is expected to respond to routine inquiries, and to provide information and materials in conjunction with their normal scope of effort. Any request from a member of City Council that would require substantial effort, investigation, or otherwise cause staff to deviate from or interfere with the execution of normal work processes or existing assignments should be directed to a Council Committee for further direction.

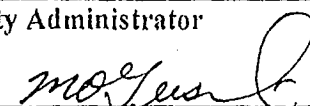
When a staff member responds to business related questions, or provides information, or provides materials to a Council Member, Staff is expected to copy or provide the same information and material to the other Council Member representing that Ward. When the inquiry, information or material may be of interest to the full Council, it should be shared with all Elected City Officials. Staff is expected to share business related information liberally and attempt to ensure that any Council Member is not disadvantaged by not having information that Staff had provided to their peers.

The City Administrator is uniquely situated to possess a more global environmental awareness of issues and potential conflicts. As such, it is imperative that the City Administrator be afforded the courtesy of participating in any business related communications occurring between Staff and Elected Officials. While Elected Officials are encouraged to communicate regularly with the Management Team, it is necessary and essential that the City Administrator be copied or informed of such communications in order to ensure a complete and timely response. It is equally clear that the nature of the City Administrator position allows for a broader, more complete understanding of City operations than is afforded to individual members of the Management Team. It is frequently the case that separate but related inquiries may be requested of individual Management Team members. The City Administrator is in the best position to identify related communications and subsequently be able to reconcile the responses. Accordingly, as a matter of practice and to ensure that Staff responds uniformly and consistently, subordinate staff are expected to copy or inform the City Administrator of any business related communications with Elected City Officials.

APPROVED BY:


City Attorney: APPROVED AS TO LEGAL FORM


City Administrator


City Council (if applicable)

6/22/16
Date

6/24/2016
Date

6/20/2016
Date

PARKS RECREATION AND ARTS COMMITTEE

The Parks, Recreation and Arts Committee last met on Thursday, January 19th, 2017, which resulted in several action items for City Council.

City Council Policies PW #21, #29, #39 and #43

Continuing Staff's response to Council's direction to review all existing City's adopted formal policies, the Parks, Recreation and Arts Committee recommended acceptance of Staff's recommendations relative to the identified policies

Parks, Recreation and Arts Policies 21, 29, 39 and 43

#21 Parkland Criteria (no changes)

#29 Donations for Park Improvements (Delete reference to Friends of the Parks)

#39 Park Rules and Regulations – (Delete policy. Covered by City Ordinance)

#43 City Employee Admission to the Family Aquatic Park (no change)

Bill No. 3138 – Revising Park Rules

The Parks, Recreation and Arts Committee reviewed the complete set of park rules and unanimously recommends the adoption of the Bill which repeals and replaces the current park rules.

Chesterfield Family Aquatic Center Amended Hours

The Parks, Recreation and Arts Committee recommends acceptance of Staff's recommendation to modify the aquatic center hours during the last three weeks of the pool season due to limited use and availability of life guards.

Next Meeting

The next meeting has not been scheduled.

If you have any questions or require additional information, please contact me prior to Monday's meeting.



**Memorandum
Parks, Recreation & Arts**

TO: Michael Geisel, City Administrator

FROM: Thomas McCarthy, Director of Parks, Recreation and Arts 

DATE: January 25, 2017

RE: Meeting Summary – 01-19-2017 Parks, Recreation and Arts Committee

A meeting of the Parks, Recreation and Arts Committee took place on Thursday, January 19, 2017. Those in attendance included Chairperson Barbara McGuinness, Ward 1; Councilmember Guy Tilman, Ward 2; Councilmember Dan Hurt, Ward 3 and Councilmember Nathan Roach, Ward 4. Also in attendance were Mayor Bob Nation; City Administrator Mike Geisel; Director of Parks, Recreation and Arts Tom McCarthy, and Executive Assistant Kathy Lantz.

Chairperson McGuinness called the meeting to order at 10:04 a.m.

Agenda Item #1: Approval of Minutes

Councilmember Tilman moved to approve the September 6, 2016 meeting summary. The motion was seconded by Chairperson McGuinness and passed by a voice vote of 2 to 0. Councilmember Hurt and Councilmember Roach abstained as they were not in attendance at the September 6 meeting.

Agenda Item #2: Parks, Recreation and Arts Policies 21, 29, 39 and 43

Director of Parks, Recreation and Arts, Tom McCarthy, gave an overview of requested policy changes in the Public Works section of the City's Policy Manual. Parks, Recreation and Arts had previously been a part of Public Works which is why the Parks' policies were in the Public Works section.

PW Policy 21 Parkland Criteria - Mr. McCarthy does not request any changes to this policy which reads as follows:

- A. Minimum size of three acres; less if contiguous to existing public land (e.g. school, park, etc.). Accessibility to a public street, unless an addition to an existing public property with access.
- B. At least twenty-five percent of the area contain grades of not more than four percent. However, when a site's uniqueness lends itself to a special park plan, i.e. trails or passive, it may be acceptable.
- C. Free of controllable environmental contamination.
- D. Any neighboring areas disturbed during construction activity will appropriately restored and ground cover established.

PW Policy 29 Donations for Park Improvements – The current policy states that donations can be either be accepted by Friends of the Parks or City staff. Mr. McCarthy is proposing that this policy be updated and modified to read: 'Proposed donations of real estate for park purposes should be forwarded to the Director of Parks, Recreation and Arts for review and recommendation. The Director's recommendation should be forwarded to the Parks, Recreation and Arts Committee of Council for review and recommendation to the full Council.'

PW Policy 39 Park Rules and Regulations – Mr. McCarthy stated that this policy could be eliminated and updated in Parks Ordinance No. 2738 with the new rules and regulations, if approved later on today's agenda.

Policy 43: City Employee Admission to the Family Aquatic Park – Mr. McCarthy does not request any changes to this policy which reads as follows: 'Free admission to the Family Aquatic Park will be given to year-round, full-time City employees and Police Reserve Officers. City employees and Police Reserve Officers may purchase a family pass for \$25. Elected officials are excluded from this policy.'

Discussion

Discussion followed concerning PW Policy 29 Donations for Park Improvements. Mr. McCarthy stated that he does not think that Friends of the Park should be accepting donations on behalf of the Parks Department.

Councilmember Tilman stated that donations should come directly to City staff and not a volunteer organization.

Mr. McCarthy stated that Policy 39 could be eliminated because rules and regulations are adopted by ordinance and not policy.

Mr. McCarthy stated that Policy 43 includes free admission to the Family Aquatic Center for year-round, full-time City employees and Police Reserve Officers. Mr. McCarthy stated that currently the City does not have Police Reserve Officers.

City Administrator Geisel did not see a problem with leaving the Police Reserve Officers in this policy.

Councilmember Tilman stated that if the City does get Police Reserve Officers in the future, this is a nice gesture provided by the City for them. Councilmember Hurt agreed.

Chairperson McGuinness asked what the price was a family pool pass.

Mr. McCarthy stated that the price has been raised this year for a family of four from \$170.00 to \$200.00. City employees get in with free admission and their family can purchase a season pass for \$25.00.

Chairperson McGuinness stated that \$25.00 seems a little low. There was not any interest from the other Councilmembers to change the price.

Councilmember Tilman moved to approve Parks, Recreation and Arts Policies 21, 29, 39 and 43 with the change to Policy 29 that 'Proposed donations of real estate for park purposes should be forwarded to the Director of Parks, Recreation and Arts for review and recommendation. The Director's recommendation should be forwarded to the Parks, Recreation and Arts Committee of Council for review and recommendation to the full Council.' and that Police Reserve Officers will remain included in Policy 43: City Employee Admission to the Family Aquatic Park. The motion was seconded by Councilmember Hurt and passed by a voice vote of 4 to 0.

Agenda Item #3: Park Rule Changes

Mr. McCarthy reviewed Proposed Park Rule Changes. The changes in red are to be eliminated and the bold words in black are to be added.

Mr. Geisel stated that the only issue that have been brought to staff's attention is smoking and vaping. These rules are consistent with Council direction that smoking and vaping is prohibited in City parks.

Discussion

Councilmember Hurt stated that he does not have a problem with most of the rule changes but has questions on fishing at Central Park and River's Edge.

Mr. McCarthy stated that fishing is catch and release at Central Park and catch and keep at River's Edge. Mr. McCarthy stated that the Missouri Conservation Department does fish studies for the City once a year to monitor the type and size of fish in Central Park. If Central Park gets too many fish and too many large fish, the Parks Department could have a fishing tournament

which would allow people to keep fish that are over a certain size and weight depending on Missouri Conservation Department recommendations on which fish need to be reduced.

Councilmember Hurt asked staff to return to the Committee for direction if the fish population gets too low at River's Edge due to the catch and keep policy.

Mr. McCarthy stated that there are some people who do keep the fish to eat from Central Park.

Councilmember Hurt asked if people who keep the fish are ticketed. He stated that his philosophy would be that repeat offenders get one or two warnings first and then contact Police. Councilmember Hurt is not looking to be hard core about this issue but wants fishing at Central Park to be the way it was set up by Council.

Mr. McCarthy stated that there is a limit of one fishing pole per person in the new recommended rules.

Councilmember Hurt asked for clarification on boats and kayaks at River's Edge.

Mr. McCarthy stated that no motors or solar motors are allowed on boats. Mr. McCarthy stated that boats and kayaks must be carried from the parking lot to the lake. Pull carts can be used to cart them down but no personal cars are allowed to drive them down.

Councilmember Tilman stated that he has not seen any signage stating that public vehicles are not allowed on the drive to River's Edge. He asked what stops people from driving around the gate and back to the lake. Councilman Tilman stated that he thinks it would help to have site-specific verbiage in the Parks Rules concerning no public vehicles to River's Edge.

Councilmember Tilman suggested the following verbiage: 'No public motor vehicles are allowed on any access or trails to River's Edge Park without special permission by the City.'

Mr. Geisel stated that the property is deed restricted and no mechanized boats or vehicles are allowed except for maintenance vehicles.

Councilmember Tilman moved to add the following verbiage to Sec. 22-39. Boating (c) No public motor vehicles are allowed on any access or trails to River's Edge Park without written permission by the City. The motion was seconded by Councilmember Hurt and passed by a voice vote of 4 to 0.

Mayor Nation suggested keeping as few maintenance vehicles as possible back by the lake because each time, if the trail is wet, it gets torn up with mud and ruts.

Mr. McCarthy stated there would again be two Community Gardens this year – Eberwein Park and Chesterfield Parkway. Notices have been sent out for renewal.

Councilmember McGuinness asked if pit bull dogs were allowed at the dog park.

Mr. McCarthy stated that the pit bull issue had been resolved and that no dogs are discriminated against by breed at the dog park. If there is documentation, overly aggressive dogs can be banned from the dog park.

Councilmember Hurt expressed concern, under Sec. 22-46 Games and activities – the use of drones. The City does not have a regulation on drones and will need a policy with the growing popularity of drones. Unless drones are flown on one's own private property, they should only be flown over public property with public permission. If not over your own private property, you need the permission of the private property owner and be registered with the City.

Councilmember Hurt stated that he does not object to drones being used to videotape ballgames. Councilmember Hurt would like some verbiage that if you are registered with the City and have the permission of the Parks Department, you are allowed to send up one drone to videotape. But the City needs to be aware of it and it also needs to be monitored by the Police. It will need to be kept under control. For example, with special events at the amphitheater there will be a security issue with terrorists.

Mr. McCarthy stated that there could be problems flying drones at the CVAC with the close proximity of the airport. We currently have issues with remote-controlled planes flying at the CVAC and the airport will call us to go and take care of it.

Councilmember Hurt added that the FAA does not control anything under 500 feet or nothing can be within 5 miles of the airport.

Mr. Geisel stated that there are drones being flown without the permission and knowledge of the Parks Department.

Councilmember Hurt stated that his concern is with people using drones at the amphitheater with malintent. He stated that he will discuss drones with the Police Department.

Mr. McCarthy stated that the City should have a separate drone policy. Currently, a person needs written approval of the Director of Parks, Recreation and Arts to fly a drone in the new Park rules.

Mr. Geisel stated that the appropriate committee to review the use of drones would be Public Health and Safety.

Councilmember Tilman moved to approve Park Rule Changes, as amended. The motion was seconded by Councilmember Roach and passed by a voice vote of 4 to 0.

Agenda Item #4: Chesterfield Amphitheater Highway Signs

Mr. McCarthy stated that staff had previously been directed to investigate additional trailblazing signage along the highway to direct visitors to the amphitheater. The State's minimum number of amphitheater visitors for 2016 was 250,000 attendees. The fees for highway signs would be \$10,440 for the first year and \$6,000.00 per year thereafter. Two signs would be located at Exit 19A and Exit 19B on Highway 64/40, one with a direction arrow on the exit ramp of 19A and one with a direction arrow on the Parkway.

Discussion

Councilmember Hurt stated that he is not sold on the idea of the signage for outsiders when the amphitheater was originally built for the residents of Chesterfield.

Mr. McCarthy stated that it helps with directions for those attending ticketed events.

Councilmember Tilman stated that he has similar concerns that the amphitheater was built for the residents and suggested doing the signs this year and see if the signs help with attendance at the ticketed events.

Mr. Geisel stated that the City will not recover the money they pay for the signs from ticketed events. Mr. Geisel stated that the money from the ticketed events enable the City to have the free concerts. Mr. Geisel stated that there are already amphitheater signs on the Parkway.

Councilmember Tilman stated that attendees for Taste of St. Louis and Turkey Trot do not seem to have trouble finding the amphitheater.

Councilmember Roach stated that everyone has a cell phone so directions to the amphitheater are not a problem.

Councilmember Hurt moved to RECEIVE AND FILE the Chesterfield Amphitheater Highway Signs Application. The motion was seconded by Councilmember Tilman and passed by a voice vote of 4 to 0.

Agenda Item #5: Chesterfield Family Aquatic Center Amended Hours

Mr. McCarthy stated that attendance at the Chesterfield Family Aquatic Center during the week the last three weeks of August is very low. Rockwood and Parkway schools now start in mid-August and lifeguards have gone back to college. Mr. McCarthy stated that staff suggests closing the pool Monday through Thursday and be open Friday from 4:00pm-7:30pm and Saturday, Sunday and Labor Day, the pool hours would be 11am – 7:30pm.

Councilmember Hurt moved to approve the Chesterfield Family Aquatic Center Amended Hours as recommended. The motion was seconded by Councilmember Tilman and passed by a voice vote of 4 to 0.

Agenda Item #6: Update on 12 Acre Parcel at 16911 Wildhorse Creek Road

Mr. McCarthy stated that the Committee asked for an update on the 12-acre parcel at 16911 Wildhorse Creek Road for a possible park. Tim Gamma, the property owner, wants \$225,000, full asking price, for the property. The property is dissected by a large creek with many destabilized banks and would not be the best opportunity for a park.

Mayor Nation asked if there had been discussion with Mr. Gamma about using the property for deer hunting.

Mr. McCarthy stated that when they walked the property there were a couple of deer stands but deer hunting was not discussed.

Mr. Geisel stated that he will check and see if deer hunting is permitted on that site.

Councilmember Hurt moved to RECEIVE AND FILE the information on the 12-Acre Parcel at 16911 Wildhorse Creek Road. The motion was seconded by Councilmember Tilman and passed by a voice vote of 4 to 0.

Agenda Item #7: Discussion on Public Art Placement in the Parks

Chairperson McGuinness stated that she and Councilmember Hurt have received complaints and comments on the latest placing of the Meeting Places art structure located by the dam at Central Park.

Mr. McCarthy stated that there was an art competition and a grant for the creation of the art project.

Chairperson McGuinness stated that Meeting Places is a fun piece of art but it is so far away to see unless you are walking around that area of the lake.

Mr. McCarthy stated that when the City was directed to take over the Arts after Chesterfield Arts, Parks and Recreation staff were also instructed to review the art and placement of art pieces.

Mr. Geisel stated that Council directed Chesterfield Arts to work on the City's behalf because they did not want to make any objective decisions about art. So it was in the Chesterfield Arts Master Plan that they should review, comment and recommend placement. So when brought in-house, the Arts section of Parks was directed to take over the activities that were done previously by Chesterfield Arts.

Councilmember Hurt stated that he does not remember that Chesterfield Arts dictated where any art pieces were to be located.

Mr. Geisel stated that Chesterfield Arts recommended locations for art and Council voted on their locations.

Mr. McCarthy stated that the in-house Arts staff of Parks decided where Meeting Places should be. Several sites were considered but the Regional Arts Council and Missouri Arts Council recommended that Council not get overly involved with picking the art and location placement of the art pieces.

Councilmember Hurt stated that Council should have the final decision on art location since it will be on public property.

Chairperson McGuinness stated that it is the recommendation of the Chesterfield City Council.

Mr. McCarthy stated that Meeting Places is an Arts Department piece and not a public piece like Maura and The Awakening. Mr. McCarthy stated that the City does not have a placement policy for art but was given the direction to review and take care of the arts.

Councilmember Tilman suggested that the Parks, Recreation and Arts Citizens Advisory Committee work with staff to make recommendations on art pieces and their placement and then forward their suggestions to Council.

Mayor Nation asked Mr. McCarthy asked if this is something that the Citizens Advisory Committee could be tasked with.

Mr. McCarthy stated that the Arts and Entertainment staff, Superintendent of Parks Steve Jarvis and himself had aided in choosing the location for Meeting Places.

Mayor Nation stated that when Council made the decision to bring the Arts in-house, it was assumed that the remainder of the \$100,000 funds from the City of Chesterfield to Chesterfield Arts would be available for art competition, paying the artists for their work and promoting a staff person to run the Arts.

Mr. McCarthy stated that one resident from each ward on the Citizens Advisory Committee went through the review process for the current public sculpture, The Flow. They sat in on the reviews and had weighted decisions for what piece of artwork would be commissioned and its location.

Chairperson McGuinness stated that some residents have stated that Meeting Places would be better to have been placed by the swimming pool and not where it currently is.

Councilmember Hurt stated that comments he has received suggested putting Meeting Places in a more commercial area or active area, perhaps by the playground or pool, because of the nature of the piece and not a serene place by the lake where it is currently located.

Mr. McCarthy stated that staff is trying to spread artwork around the City. The artist recommended that The Flow art piece be near Aspire and the waterfall so that, when in the amphitheater and looking across the lake, you see The Flow.

Councilmember Hurt does not object to artwork being placed around the lake but that another piece of art may be more appropriate for the area.

Chairperson McGuinness asked if Meeting Places could be moved and placed in a more active area in Central Park.

Councilmember Hurt suggested asking the Citizens Advisory Committee for their suggestions on placement for Meeting Places.

Mr. McCarthy stated that there already is a lot of artwork in Central Park but also did not want children trying to climb on the art piece.

Resident Michael Kane stated that he has talked to people at the YMCA and has only received one positive response on the location of Meeting Places.

Councilmember Roach left the meeting at 11:05am.

Councilmember Tilman moved that, going forward, the location of public art be recommended to staff by the Parks, Recreation and Arts Citizens Advisory Committee. The motion was seconded by Councilmember Hurt and passed by a voice vote of 3 to 0. (Councilmember Roach left the meeting at 11:05am.)

Mr. McCarthy stated that Meeting Places could be placed on the February 11, 2017 Parks, Recreation and Arts Citizens Advisory Committee meeting agenda for their input. Mr. McCarthy stated that the agenda had already been set for this Saturday's (January 21) Advisory Committee meeting.

Councilmember Hurt asked Mr. McCarthy to show the Meeting Places art piece to the Citizens Advisory Committee at the Saturday, January 21 meeting and come back to their Saturday, February 11 meeting with comments.

Agenda Item #8:

New Business - Chesterfield Area History Portrayals in the Pathway on the Parkway

Chairperson McGuinness stated that former Councilmember Alan Politte gave her some books, from 2006, on how to make the sidewalk on Chesterfield Parkway more artsy.

Mr. McCarthy stated that the plan was to create a series of portrayals of the history of Chesterfield through an art form in locations on the Pathway on the Parkway that would be available for the pleasure and education of those utilizing the Pathway (sidewalk) on the Chesterfield Parkway.

Mr. McCarthy stated that he likes the idea but the sidewalks do not belong to the City and the main question would be if the sidewalk would then be ADA compliant since the texture of the sidewalk would be changed.

Mr. Geisel stated that the concept was that inlays would be created and buried in vaults or cast inlays in the sidewalks. However, the sidewalks are not on City right-of-way. The right-of-way on the Parkway behind the curb is 18" wide. There is an easement for sidewalk to sidewalk purposes only. More easements may be possible but is a problem to do so. Sidewalks do not have a foundation so they move. Anything inlaid or placed in a vault is likely to be damaged from weather.

Councilmember Hurt asked if the inlays could be placed on small pads next to or attached to the sidewalk.

Mr. Geisel stated that interpretative signage and possibly kiosks could be used but again it would require independent easements.

Mr. McCarthy stated that he has discussed this with his Arts staff and Recreation Specialist for Arts and Entertainment, Sukanya Mani, is looking for grant opportunities for this project.

Mr. Geisel stated that a part of the Arts Master Plan states that all large developments are required to have an art piece and so if downtown Chesterfield is developed, it will need an art piece and this could be incorporated for that.

Councilmember Hurt moved to direct staff to pursue the concept of artwork along the sidewalk on Chesterfield Parkway. The motion was seconded by Councilmember Tilman and passed by a voice vote of 3 to 0.

New Business - Doorack Property

Chairperson McGuinness stated that the City has another 2 1/2 years remaining on the lease of the Doorack property (16659 and 16671 Old Chesterfield Road). She asked if the Parks, Recreation and Arts Citizens Advisory Committee could make a recommendation on uses for the Doorack property.

Councilmember Tilman moved to ask staff, if they had access to the Doorack property, to make a recommendation on how to would use the property and present the plan to the

Committee. The motion was seconded by Chairperson McGuinness and passed by a voice vote of 3 to 0.

New Business - Replenishing the Parks Fund-Fund Reserves

Chairperson McGuinness stated that there is \$400,000 left in the Parks Fund-Fund Reserves after the land purchase approved at the January 18, 2017 City Council meeting. She stated that the account is made up of excess funds. The City gets approximately \$7,000,000 from sales tax and approximately \$2,000,000 to run the Parks Department from various funds. What is not used will go into the Parks Fund-Fund Reserves account. Chairperson McGuinness asked how long it could take to get \$2,000,000 back into the Parks Fund-Fund Reserves.

Mr. Geisel stated that revenues will be used and it will probably take 5 years once the new Dome facility comes on-line. Mr. Geisel stated that it is a matter of what is budgeted annually for Parks and what is not used that can be returned to the Parks Fund-Fund Reserves versus the revenues. Last year, after budget cuts, approximately \$200,000 was returned to the Park Fund-Fund Reserves.

The meeting adjourned at 11:22a.m.

PUBLIC HEALTH AND SAFETY COMMITTEE

Next Meeting

The next meeting has not been scheduled.

If you have any questions or require additional information, please contact me prior to Monday's meeting.

CITY ADMINISTRATOR'S REPORT

The Courtyard by Marriott, 17369 Chesterfield Airport Road has applied for a liquor license to sell alcohol by the drink and with Sunday Sales. Their application has been reviewed by both the Police Department and the Department of Planning & Development Services who affirm that they meet all City requirements.

If you have any questions, please contact me prior to Monday's meeting.



MEMORANDUM

DATE: January 23, 2017

TO: Mike Geisel
City Administrator

FROM: Andrea Majoros, Business Assistance Coordinator

SUBJECT: **LIQUOR LICENSE REQUEST – COURTYARD BY MARRIOTT**

COURTYARD BY MARRIOTT, 17369 CHESTERFIELD AIRPORT RD, has requested a new full liquor license to sell liquor by the drink and Sunday sales.

Mr. Michael Hurley is the Managing Officer.

This application was reviewed and approved by both the Police Department and the Planning/Development Services Division of the Department of Public Services.

With City Council approval at the Monday, February 6, City Council meeting, I will immediately issue this license.

UNFINISHED BUSINESS

There are no unfinished agenda items for Monday's meeting.

If you have any questions or require additional information, please contact me prior to Monday's meeting.

LEGISLATION – PLANNING COMMISSION

- A. BILL NO. 3134** – AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT CODE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARY OF A “NU” NON-URBAN DISTRICT TO A “PI” PLANNED INDUSTRIAL DISTRICT FOR A 10.786 ACRE TRACT OF LAND LOCATED ON THE EAST SIDE OF EATHERTON RD., SOUTH OF THE LANDINGS AT SPIRIT DR. (P.Z. 12-2016 CHESTERFIELD COMMERCE CENTER[150 N. EATHERSON RD.]– 18W140020)(FIRST READING; PLANNING COMMISSION RECOMMENDS APPROVAL)
- B. BILL NO. 3135** – AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT CODE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN “NU” NON-URBAN DISTRICT TO AN “E-1AC” ESTATE DISTRICT FOR A 4.2 ACRE TRACT OF LAND LOCATED ON THE SOUTH SIDE OF WILD HORSE CREEK ROAD EAST OF ITS INTERSECTION WITH KEHRS MILL ROAD (P.Z. 15-2016 17256 WILD HORSE CREEK ROAD [LEE’S BOYS]-18U420027).(FIRST READING; PLANNING COMMISSION RECOMMENDS APPROVAL)
- C. BILL NO. 3136** – AN ORDINANCE PROVIDING FOR THE APPROVAL OF A RECORD PLAT FOR THE PETER STEFFAN SUBDIVISION, A 1.77 ACRE TRACT OF LAND ZONED “PC” PLANNED COMMERCIAL DISTRICT LOCATED NORTH OF CHESTERFIELD AIRPORT ROAD WEST OF ITS INTERSECTION WITH ARNAGE BOULEVARD(FIRST & SECOND READING; PLANNING & DEVELOPMENT SERVICES DEPARTMENT RECOMMENDS APPROVAL.)

BILL NO. 3134

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT CODE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARY OF A "NU" NON-URBAN DISTRICT TO A "PI" PLANNED INDUSTRIAL DISTRICT FOR A 10.786 ACRE TRACT OF LAND LOCATED ON THE EAST SIDE OF EATHERTON RD., SOUTH OF THE LANDINGS AT SPIRIT DR. (P.Z. 12-2016 CHESTERFIELD COMMERCE CENTER [150 N. EATHERTON RD.]—18W140020).

WHEREAS, the petitioner, 150 N. Eatherton Property, LLC, has requested a change in zoning for an existing "NU" Non-Urban District to a "PI" Planned Industrial District for a 10.786 acre tract of land located on the east side of Eatherton Rd., south of The Landings at Spirit Dr.; and,

WHEREAS, a Public Hearing was held before the Planning Commission on November 14, 2016; and,

WHEREAS, the Planning Commission, having considered said request, recommended approval of the change of zoning; and,

WHEREAS, the Planning and Public Works Committee in a meeting of the Committee of a Whole, having considered said request, recommended approval of the change of zoning; and,

WHEREAS, the City Council, having considered said request, voted to approve the change of zoning request.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. City of Chesterfield Unified Development Code and the Official Zoning District Map, which are part thereof, are hereby amended by establishing a "PI" Planned Industrial District designation for 10.786 acres located on the east side of Eatherton Rd., south of The Landings at Spirit Dr. and as described as follows:

A tract of land as conveyed Virgil E. & Janet R. Moehsmer, Trust by instrument recorded in Book 20119, Page 570 of the St. Louis County records, located in U.S. Survey 362, Township 45 North, Range 3 East,

City of Chesterfield, St. Louis County, Missouri being more particularly described as follows:

Beginning at a found Iron Rod located at the northwest corner of a tract of land as conveyed to St. Louis County, by instrument recorded in Book 17814, Page 1339 of above said records, said point also being located on the eastern right-of-way of Eatherton Road, variable width; thence along said right-of-way line, North 11 degrees 57 minutes 36 seconds West, 259.24 feet to the southwest corner of a tract of land as conveyed to Glen R. Hartog by instrument recorded in Book 7625, Page 452 of above said records, from which a found Iron Pipe lies 0.27 feet west; thence along the south of said Hartog tract, North 77 degrees 58 minutes 56 seconds East, 290.40 feet to the southeast corner of thereof, from which a found Iron Pipe lies 0.41 feet west; thence along the east line of said Hartog tract, North 11 degrees 57 minutes 36 seconds East, 150.00 feet the northeast corner thereof, from which a found Iron Pipe lies 0.46 feet west, said point also being located on the south line of a tract of land as conveyed to St. Louis County, by instrument recorded in Book 8889, Page 1550 of above said records; thence along said south line, North 78 degrees 00 minutes 00 seconds East, 959.92 to a found Stone located at the northeast corner of above said Moehsmer tract; thence along the east line of said Moeshmer tract, South 13 degrees 03 minutes 19 seconds East, 409.40 feet to a found Stone located at the northeast corner of a tract of land as conveyed to Windsor Crossing Community Church by instrument recorded in Book 17399, Page 4585 of above said records, thence along the north line of said Windsor Crossing Community Church tract and the north line of above said St. Louis County, tract recorded in Book 17814, Page 1339, South 78 degrees 00 minutes 00 seconds West, 1258.15 feet to the point of beginning containing 469,826 square feet or 10.786 acres more or less according to calculations performed by Stock & Associates Consulting Engineers, Inc on September 1, 2016.

Section 2. The preliminary approval, pursuant to the City of Chesterfield Unified Development Code is granted, subject to all of the ordinances, rules and regulations and the specific conditions as recommended by the Planning Commission in its recommendation to the City Council, which are set out in the "Attachment A" and the preliminary plan indicated as "Attachment B" which is attached hereto as and made part of.

Section 3. The City Council, pursuant to the petition filed by 150 N. Eatherton Property, LLC. in P.Z. 12-2016, requesting the rezoning embodied in

this ordinance, and pursuant to the recommendation of the City of Chesterfield Planning Commission that said petition be granted and after a public hearing, held by the Planning Commission on the 14th day of November 2016, does hereby adopt this ordinance pursuant to the power granted to the City of Chesterfield under Chapter 89 of the Revised Statutes of the State of Missouri authorizing the City Council to exercise legislative power pertaining to planning and zoning.

Section 4. This ordinance and the requirements thereof are exempt from the warning and summons for violations as set out in Section 8 of the City of Chesterfield Unified Development Code.

Section 5. This ordinance shall be in full force and effect from and after its passage and approval.

Passed and approved this _____ day of _____, 2017

PRESIDING OFFICER

Bob Nation, MAYOR

ATTEST:

Vickie Hass, CITY CLERK

FIRST READING HELD: 02/06/2017

ATTACHMENT A

All provisions of the City of Chesterfield City Code shall apply to this development except as specifically modified herein.

I. SPECIFIC CRITERIA

A. PERMITTED USES

1. The uses allowed in this "PI" Planned Industrial District shall be:
 - a. Automotive detailing shop
 - b. Automotive retail supply
 - c. Bakery
 - d. Blacksmith shop
 - e. Boat (and marine supply) storage, charter, repair, sale;
 - f. Brewpub
 - g. Broadcasting studio
 - h. Commercial service facility
 - i. Device for energy generation
 - j. Film processing plant
 - k. Gymnasium
 - l. Highway department garage
 - m. Industrial sales, service, and storage
 - n. Laboratory - professional, scientific
 - o. Lumberyard
 - p. Mail order sales warehouse
 - q. Manufacturing, fabrication, assembly, processing, or packing except explosives or flammable gases or liquids
 - r. Meat packing facility
 - s. Office - dental
 - t. Office - general

- u. Office - medical
 - v. Plumbing, electrical, air conditioning, and heating equipment sales, warehousing and repair facility
 - w. Professional and technical service facility
 - x. Public building facilities owned or leased by the City of Chesterfield
 - y. Public safety facility
 - z. Public utility facility
 - aa. Research laboratory and facility
 - bb. Self-storage facility
 - cc. Sheet metal shop
 - dd. Telecommunications structure
 - ee. Telecommunications tower or facility
 - ff. Union halls and hiring halls
 - gg. Veterinary clinic
 - hh. Vocational school
 - ii. Vocational school with outdoor training
 - jj. Warehouse - general
 - kk. Welding shop, sheet metal and blacksmith shop
2. The above uses in the "PI" Planned Industrial District shall be restricted as follows:
- a. The "Boat (and marine supply) storage, charter, repair, sale" and "Lumberyard" uses shall be restricted to indoor use only.
 - b. The "Automotive retail supply" and "Brewpub" uses shall only be permitted as accessory uses.
 - c. Uses "n" and "aa" shall prohibit uses which exhaust caustic chemicals.
3. Hours of Operation.
- a. Hours of operation for this "PI" District shall not be restricted.
4. Telecommunication siting permits may be issued for wireless telecommunications facilities per the requirements of the City Code.

B. FLOOR AREA, HEIGHT, BUILDING AND PARKING STRUCTURE REQUIREMENTS

1. Height

- a. The maximum height of the building, exclusive of roof screening, shall not exceed forty (40) feet.

2. Building Requirements

- a. A minimum of 35% openspace is required for each lot within this development.
- b. This development shall have a maximum F.A.R. of 0.55.

C. SETBACKS

1. Structure Setbacks

No building or structure, other than: a freestanding project identification sign, light standards, or flag poles will be located within setbacks established on Attachment B.

2. Parking Setbacks

No parking stall, loading space, internal driveway, or roadway, except points of ingress or egress, will be located within setbacks established on Attachment B.

D. PARKING AND LOADING REQUIREMENTS

1. Parking and loading spaces for this development will be as required in the City of Chesterfield Code.
2. Parking lots shall not be used as streets.
3. No construction related parking shall be permitted within right of way or on any existing roadways. All construction related parking shall be confined to the development.

E. LANDSCAPE AND TREE REQUIREMENTS

The development shall adhere to the Landscape and Tree Preservation Requirements of the City of Chesterfield Code.

F. SIGN REQUIREMENTS

1. Signs shall be permitted in accordance with the regulations of the City of Chesterfield Code or a Sign Package may be submitted for the planned district.

Sign Packages shall adhere to the City Code and are reviewed and approved by the City of Chesterfield Planning Commission.

2. Ornamental Entrance Monument construction, if proposed, shall be reviewed by the City of Chesterfield, and/or the St. Louis County Department of Transportation, for sight distance considerations prior to installation or construction.

G. LIGHT REQUIREMENTS

Provide a lighting plan and cut sheet in accordance with the City of Chesterfield Code.

H. ARCHITECTURAL

1. The development shall adhere to the Architectural Review Standards of the City of Chesterfield Code.
2. Trash enclosures: All exterior trash areas will be enclosed with a minimum six (6) foot high sight-proof enclosure complemented by adequate landscaping. The location, material, and elevation of any trash enclosures will be as approved by the City of Chesterfield on the Site Development Plan.

I. ACCESS/ACCESS MANAGEMENT

1. Provide cross access easement and temporary slope construction license or other appropriate legal instrument or agreement guaranteeing permanent access between this site and adjacent properties as directed by the City of Chesterfield and St. Louis County Department of Transportation.
2. Access to Eatherton Road shall be limited to one (1) commercial entrance located to provide the required sight distance as directed by the City of Chesterfield and St. Louis County Department of Transportation.
3. If adequate sight distance cannot be provided at the access location(s), acquisition of right-of-way, reconstruction of pavement and other off-site improvements may be required to provide the required sight distance as required by the City of Chesterfield and the agency in control of the right of way off which the access is proposed.

J. PUBLIC/PRIVATE ROAD IMPROVEMENTS, INCLUDING PEDESTRIAN CIRCULATION

1. Improve Eatherton Road to one half of a sixty (60) foot right-of-way as directed by the Saint Louis County Department of Transportation and City of Chesterfield.

2. Any request to install a gate at the entrance to this development must be approved by the City of Chesterfield and the St. Louis County Department of Highways and Traffic. No gate installation will be permitted on public right-of-way.
3. If a gate is installed on a street in this development, the streets within the development, or that portion of the development that is gated, shall be private and remain private forever.
4. Provide a 5 foot wide sidewalk, conforming to ADA standards as directed by the City of Chesterfield along N. Eatherton Rd.
5. Obtain approvals from the City of Chesterfield and the St. Louis County Department of Transportation and other entities as necessary for locations of proposed curb cuts and access points, areas of new dedication, and roadway improvements.
6. Additional right-of-way and road improvements shall be provided, as required by St. Louis County Department of Transportation and the City of Chesterfield.

K. TRAFFIC STUDY

1. Provide a traffic study as directed by the City of Chesterfield and/or St. Louis County. The scope of the study shall include internal and external circulation and may be limited to site specific impacts, such as the need for additional lanes, entrance configuration, geometrics, sight distance, traffic signal modifications or other improvements required, as long as the density of the proposed development falls within the parameters of the City's traffic model. Should the density be other than the density assumed in the model, regional issues shall be addressed as directed by the City of Chesterfield.
2. Provide a sight distance evaluation report, as required by the City of Chesterfield, for the proposed entrance onto N. Eatherton Rd. If adequate sight distance cannot be provided at the access location, acquisition of right-of-way, reconstruction of pavement, including correction to the vertical alignment, and/or other off-site improvements shall be required, as directed by the City of Chesterfield and/or St. Louis County Department of Transportation.

L. POWER OF REVIEW

Either Councilmember of the Ward where a development is proposed or the Mayor may request that the plan for a development be reviewed and approved by the entire City Council. This request must be made no later than twenty-four (24) hours after Planning Commission review. The City Council will then take appropriate action relative to the proposal. The plan for a development, for purposes of this section, may include the site development plan, site development section plan, site

development concept plan, landscape plan, lighting plans, architectural elevations, sign package or any amendment thereto.

M. STORM WATER

1. The site shall provide for the positive drainage of storm water and it shall be discharged at an adequate natural discharge point or connected to an adequate piped system.
2. Detention/retention and channel protection measures are to be provided in each watershed as required by the City of Chesterfield. The storm water management facilities shall be operational prior to paving of any driveways or parking areas in non-residential development or issuance of building permits exceeding sixty percent (60%) of approved dwelling units in each plat, watershed or phase of residential developments. The location and types of storm water management facilities shall be identified on the Site Development Plan(s).
3. Formal MSD review, approval and permits are required prior to construction.
4. Post Construction Best Management Practices (BMPs) with a volume reduction component are required to treat the extents of the project's disturbed area. BMPs shall be designed such that the site's post construction runoff condition mimics its preconstruction runoff condition.
5. Approval from the Monarch Chesterfield Levee District and the City of Chesterfield concerning the project's compliance with the Chesterfield Valley master drainage plan will be required prior to MSD approval of final plans.
6. Emergency overflow drainage ways to accommodate runoff from the 100-year storm event shall be provided for all storm sewers, as directed by the City of Chesterfield.
7. Offsite storm water shall be picked up and piped to an adequate natural discharge point. Such bypass systems must be adequately designed.
8. The developer shall be responsible for construction of any required storm water improvements per the Chesterfield Valley Master Storm Water Plan, as applicable, and shall coordinate with the owners of the properties affected by construction of the required improvements. In the event that the ultimate required improvements cannot be constructed concurrently with this development, the developer shall provide interim drainage facilities and establish sufficient escrows as guarantee of future construction of the required improvements, including removal of interim facilities. Interim facilities shall be sized to handle runoff from the 100-year, 24-hour storm event as produced by the Master Storm Water Plan model. The interim facilities shall provide positive

drainage and may include a temporary pump station, if necessary. Interim facilities shall be removed promptly after the permanent storm water improvements are constructed.

9. The Chesterfield Valley Master Storm Water Plan indicates a 20 foot wide flat bottom ditch with 4:1 side slopes shall be constructed along the western property line adjacent to Eatherton Road.

The developer may elect to propose alternate geometry, size and/or type of storm water improvements that are functionally equivalent to the required improvements per the Chesterfield Valley Master Storm Water Plan. Functional equivalence is said to be achieved when, as determined by the Public Works Director, the alternate proposal provides the same hydraulic function, connectivity, and system-wide benefits without adversely affecting any of the following: water surface profiles at any location outside the development; future capital expenditures; maintenance obligations; equipment needs; frequency of maintenance; and probability of malfunction. The City will consider, but is not obligated to accept, the developer's alternate plans. If the Public Works Director determines that the developer's proposal may be functionally equivalent to the Chesterfield Valley Master Storm Water Plan improvements, hydraulic routing calculations will be performed to make a final determination of functional equivalence. The Director will consider the developer's proposal, but is not obligated to have the hydraulic analysis performed if any of the other criteria regarding functional equivalence will not be met. The hydraulic routing calculations regarding functional equivalence may be performed by a consultant retained by the City of Chesterfield. The developer shall be responsible for all costs related to consideration of an alternate proposal, which shall include any costs related to work performed by the consultant.

10. The developer shall provide all necessary Chesterfield Valley Storm Water Easements to accommodate construction of the Chesterfield Valley Master Storm Water Plan improvements, and depict any and all Chesterfield Valley Master Storm Water Plan improvements on the Site Development Plan(s) and Improvement Plans. Maintenance of the required storm water improvements shall be the responsibility of the property owner unless otherwise noted.
11. All Chesterfield Valley Master Storm Water Plan improvements, as applicable, shall be operational prior to the paving of any driveways or parking areas unless otherwise approved.

N. SANITARY SEWER

1. Public sanitary sewers shall be extended to the site where a direct connection shall be made. Offsite easement acquisition may be required. A 10' wide

easement corridor leading to the terminal manhole shall be extended to the site's property line abutting 170 N. Eatherton Road and along the site's eastern property line. Both easement corridors shall be routed to avoid conflict with BMPs.

2. Sanitary sewers shall be as approved by the City of Chesterfield and the Metropolitan St. Louis Sewer District.

O. GEOTECHNICAL REPORT

Prior to Site Development Plan approval, provide a geotechnical report, prepared by a registered professional engineer licensed to practice in the State of Missouri, as directed by the Department of Public Services. The report shall verify the suitability of grading and proposed improvements with soil and geologic conditions and address the existence of any potential sinkhole, ponds, dams, septic fields, etc., and recommendations for treatment. A statement of compliance, signed and sealed by the geotechnical engineer preparing the report, shall be included on all Site Development Plans and Improvement Plans.

R. MISCELLANEOUS

1. All utilities will be installed underground.
2. Road improvements and right-of-way dedication shall be completed prior to the issuance of an occupancy permit. If development phasing is anticipated, the developer shall complete road improvements, right-of-way dedication, and access requirements for each phase of development as directed by the City of Chesterfield and Saint Louis County Department of Transportation. Delays due to utility relocation and adjustments will not constitute a cause to allow occupancy prior to completion of road improvements.

II. TIME PERIOD FOR SUBMITTAL OF SITE DEVELOPMENT CONCEPT PLANS AND SITE DEVELOPMENT PLANS

- A. The developer shall submit a concept plan within eighteen (18) months of City Council approval of the change of zoning.
- B. In lieu of submitting a Site Development Concept Plan and Site Development Section Plans, the petitioner may submit a Site Development Plan for the entire development within eighteen (18) months of the date of approval of the change of zoning by the City.
- C. Failure to comply with these submittal requirements will result in the expiration of the change of zoning and will require a new public hearing.

- D. Said Plan shall be submitted in accordance with the combined requirements for Site Development Section and Concept Plans. The submission of Amended Site Development Plans by sections of this project to the Planning Commission shall be permitted if this option is utilized.
- E. Where due cause is shown by the developer, the City Council may extend the period to submit a Site Development Concept Plan or Site Development Plan for eighteen (18) months.

III. COMMENCEMENT OF CONSTRUCTION

- A. Substantial construction shall commence within two (2) years of approval of the Site Development Concept Plan or Site Development Plan, unless otherwise authorized by ordinance.
- B. Where due cause is shown by the developer, the City Council may extend the period to commence construction for two (2) additional years.

IV. GENERAL CRITERIA

A. SITE DEVELOPMENT PLAN SUBMITTAL REQUIREMENTS

The Site Development Plan shall include, but not be limited to, the following:

1. Location map, north arrow, and plan scale. The scale shall be no greater than one (1) inch equals one hundred (100) feet.
2. Outboundary plat and legal description of property.
3. Density calculations.
4. Parking calculations. Including calculation for all off street parking spaces, required and proposed, and the number, size and location for handicap designed.
5. Provide openspace percentage for overall development including separate percentage for each lot on the plan.
6. Provide Floor Area Ratio (F.A.R.).
7. A note indicating all utilities will be installed underground.
8. A note indicating signage approval is separate process.
9. Depict the location of all buildings, size, including height and distance from adjacent property lines, and proposed use.

10. Specific structure and parking setbacks along all roadways and property lines.
11. Indicate location of all existing and proposed freestanding monument signs.
12. Zoning district lines, subdivision name, lot number, dimensions, and area, and zoning of adjacent parcels where different than site.
13. Floodplain boundaries.
14. Depict existing and proposed improvements within 150 feet of the site as directed. Improvements include, but are not limited to, roadways, driveways and walkways adjacent to and across the street from the site, significant natural features, such as wooded areas and rock formations, and other karst features that are to remain or be removed.
15. Depict all existing and proposed easements and rights-of-way within 150 feet of the site and all existing or proposed off-site easements and rights-of-way required for proposed improvements.
16. Indicate the location of the proposed storm sewers, detention basins, sanitary sewers and connection(s) to the existing systems.
17. Depict existing and proposed contours at intervals of not more than one (1) foot, and extending 150 feet beyond the limits of the site as directed.
18. Address trees and landscaping in accordance with the City of Chesterfield Code.
19. Comply with all preliminary plat requirements of the City of Chesterfield Subdivision Regulations per the City of Chesterfield Code.
20. Signed and sealed in conformance with the State of Missouri Department of Economic Development, Division of Professional Registration, Missouri Board for Architects, Professional Engineers and Land Surveyors requirements.
21. Provide comments/approvals from the appropriate Fire District, Monarch Levee District, Spirit of St. Louis Airport, Metropolitan St. Louis Sewer District (MSD) and the Missouri Department of Transportation.
22. Compliance with Sky Exposure Plane.
23. Compliance with the current Metropolitan Sewer District Site Guidance as adopted by the City of Chesterfield.

V. TRUST FUND CONTRIBUTION

The developer shall be required to contribute to the Chesterfield Valley Trust Fund (No. 556). Traffic generation assessment contributions shall be deposited with St. Louis County prior to the issuance of building permits. If development phasing is anticipated, the developer shall provide the traffic generation assessment contribution prior to issuance of building permits for each phase of development.

A. ROADS

The developer shall be required to contribute a Traffic Generation Assessment (TGA) to the Chesterfield Valley Trust Fund (No. 556). This contribution shall not exceed an amount established by multiplying the required parking spaces by the following rate schedule:

<u>Type of Development</u>	<u>Required Contribution</u>
General Retail	\$2,223.29 / parking space
General Office	\$741.06 / parking space
Loading Space	\$3,638.14 / parking space

(Parking spaces as required by the City of Chesterfield Code.)

If types of development proposed differ from those listed, rates shall be provided by the Saint Louis County Department of Transportation.

If a portion of the improvements required herein are needed to provide for the safety of the traveling public, their completion as a part of this development is mandatory.

Allowable credits for required roadway improvements will be awarded as directed by the Saint Louis County Department of Transportation and the City of Chesterfield. Sidewalk construction and utility relocation, among other items, are not considered allowable credits.

As this development is located within a trust fund area established by Saint Louis County, any portion of the traffic generation assessment contribution which remains following completion of road improvements required by the development shall be retained in the appropriate trust fund.

Road Improvement Traffic Generation Assessment contributions shall be deposited with Saint Louis County Department of Transportation. The deposit shall be made prior to the issuance of a Special Use Permit (S.U.P.) by Saint Louis County Department of Transportation or prior to the issuance of building permits in the case where no Special Use Permit is required. If development phasing is anticipated, the

developer shall provide the Traffic Generation Assessment contribution prior to the issuance of building permits for each phase of development. Funds shall be payable to Treasurer, Saint Louis County.

B. WATER MAIN

The primary water line contribution is based on gross acreage of the development land area. The contribution shall be a sum of \$894.19 per acre for the total area as approved on the Site Development Plan to be used solely to help defray the cost of constructing the primary water line serving the Chesterfield Valley area.

The primary water line contribution shall be deposited with the Saint Louis County Department of Transportation. The deposit shall be made before Saint Louis County approval of the Site Development Plan unless otherwise directed by the Saint Louis County Department of Transportation. Funds shall be payable to Treasurer, Saint Louis County.

C. STORM WATER

The storm water contribution is based on gross acreage of the development land area. These funds are necessary to help defray the cost of engineering and construction improvements for the collection and disposal of storm water from the Chesterfield Valley in accordance with the Master Plan on file with and jointly approved by Saint Louis County and the Metropolitan Saint Louis Sewer District. The amount of the storm water contribution will be computed based on \$2,837.06 per acre for the total area as approved on the Site Development Plan.

The storm water contributions to the Trust Fund shall be deposited with the Saint Louis County Department of Transportation. The deposit shall be made prior to the issuance of a Special Use Permit (S.U.P.) by Saint Louis County Department of Transportation or prior to the issuance of building permits in the case where no Special Use Permit is required. Funds shall be payable to Treasurer, Saint Louis County.

D. SANITARY SEWER

The sanitary sewer contribution is collected as the Caulks Creek impact fee.

The sanitary sewer contribution within Chesterfield Valley area shall be deposited with the Metropolitan Saint Louis Sewer District as required by the District.

The amount of all required contributions for roadway, storm water and primary water line improvements, if not submitted by January 1, 2017, shall be

adjusted on that date and on the first day of January in each succeeding year thereafter in accordance with the construction cost index as determined by the Saint Louis County Department of Transportation.

VI. RECORDING

Within sixty (60) days of approval of any development plan by the City of Chesterfield, the approved Plan will be recorded with the St. Louis County Recorder of Deeds. Failure to do so will result in the expiration of approval of said plan and require re-approval of a plan by the Planning Commission.

VII. ENFORCEMENT

- A.** The City of Chesterfield, Missouri will enforce the conditions of this ordinance in accordance with the Plan approved by the City of Chesterfield and the terms of this Attachment A.
- B.** Failure to comply with any or all the conditions of this ordinance will be adequate cause for revocation of approvals/permits by reviewing Departments and Commissions.
- C.** Non-compliance with the specific requirements and conditions set forth in this Ordinance and its attached conditions or other Ordinances of the City of Chesterfield shall constitute an ordinance violation, subject, but not limited to, the penalty provisions as set forth in the City of Chesterfield Code.
- D.** Waiver of Notice of Violation per the City of Chesterfield Code.
- E.** This document shall be read as a whole and any inconsistency to be integrated to carry out the overall intent of this Attachment A.

GENERAL NOTES

- BOUNDARY AND TOPOGRAPHIC SURVEY BY STOCK & ASSOCIATES CONSULTING ENGINEERS, INC.
- ALL UTILITIES SHOWN HAVE BEEN LOCATED BY THE ENGINEER FROM AVAILABLE RECORDS. THEIR LOCATION SHOULD BE CONSIDERED APPROXIMATE. THE CONTRACTOR HAS THE RESPONSIBILITY TO NOTIFY ALL UTILITY COMPANIES, PRIOR TO CONSTRUCTION, TO HAVE EXISTING UTILITIES FIELD LOCATED.
- NO GRADE SHALL EXCEED 3:1 SLOPE.
- GRADING AND STORM WATER PER M.S.D., MODOT, ST. LOUIS COUNTY, THE CITY OF CHESTERFIELD AND THE MONARCH CHESTERFIELD LEVEE DISTRICT.
- STORMWATER SHALL BE DISCHARGED AT ADEQUATE NATURAL DISCHARGE POINT. SINKHOLES ARE NOT ADEQUATE DISCHARGE POINTS.
- ALL UTILITIES WILL BE INSTALLED UNDERGROUND.
- SITE DEVELOPMENT SHALL BE IN ACCORDANCE WITH RECOMMENDATIONS AS OUTLINED IN THE GEOTECHNICAL EXPLORATION.
- THERE IS A MINIMUM OPEN SPACE OF 35% AS REQUIRED BY THE PI DISTRICT REGULATIONS.
- THERE IS A MAXIMUM F.A.R. OF 0.55 AS REQUIRED BY THE PI DISTRICT REGULATIONS.
- ALL PROPOSED IMPROVEMENTS SHALL BE CONSTRUCTED TO ST. LOUIS COUNTY STANDARDS.
- NO SLOPES WITHIN ST. LOUIS COUNTY RIGHT-OF-WAY SHALL EXCEED 3 (HORIZONTAL) TO 1 (VERTICAL).
- ALL PROPOSED ACCESS TO ST. LOUIS COUNTY ROADS SHALL MEET MINIMUM ST. LOUIS COUNTY SIGHT DISTANCE REQUIREMENTS.
- ALL SIDEWALKS AND ASSOCIATED ACCESSIBILITY IMPROVEMENTS WITHIN RIGHT-OF-WAY SHALL BE CONSTRUCTED TO ST. LOUIS COUNTY ADA STANDARDS.
- A SIGNED/SEALED NOTE SHALL BE ADDED TO THE CONSTRUCTION PLANS INDICATING THAT THE UNIMPROVED EXISTING SIDEWALK ALONG THE PROJECT FRONTAGE MEETS CURRENT ST. LOUIS COUNTY ADA STANDARDS.
- ALL GRADING AND DRAINAGE SHALL BE IN CONFORMANCE WITH ST. LOUIS COUNTY AND MSD STANDARDS.
- ALL HYDRANTS, POWER POLES OR OTHER POTENTIAL OBSTRUCTIONS WITHIN THE ST. LOUIS COUNTY ROAD RIGHT-OF-WAY SHALL HAVE A MINIMUM TWO (2) FOOT SETBACK FROM FACE OF CURB OR EDGE OF PAVEMENT, AS DIRECTED BY THE ST. LOUIS COUNTY DEPARTMENT OF HIGHWAYS AND TRAFFIC.
- ANY ENTITY THAT PERFORMS WORK ON ST. LOUIS COUNTY MAINTAINED PROPERTY SHALL PROVIDE THE COUNTY WITH A CERTIFICATE OF INSURANCE EVIDENCING GENERAL LIABILITY COVERAGE (BODILY INJURY AND PROPERTY DAMAGE) IN THE AMOUNTS SPECIFIED AS THE LIMITS OF LIABILITY SET BY THE STATE FOR PUBLIC ENTITIES. SUCH CERTIFICATE SHALL INCLUDE ST. LOUIS COUNTY AS AN ADDITIONAL INSURED AND SHALL BE PROVIDED PRIOR TO THE ISSUANCE OF ANY PERMIT. CERTIFICATE SHALL PROVIDE FOR A 30 DAY POLICY CANCELLATION NOTICE TO ST. LOUIS COUNTY. UPON REQUEST, THE COUNTY WILL PROVIDE THE SPECIFIC AMOUNTS FOR BOTH PER PERSON AND PER OCCURRENCE LIMITS.
- PRIOR TO "SPECIAL USE PERMIT" ISSUANCE BY THE ST. LOUIS COUNTY DEPARTMENT OF HIGHWAYS AND TRAFFIC, A SPECIAL CASH ESCROW OR A SPECIAL ESCROW SUPPORTED BY AN IRREVOCABLE LETTER OF CREDIT, MAY BE REQUIRED TO BE ESTABLISHED WITH THE ST. LOUIS COUNTY DEPARTMENT OF HIGHWAYS AND TRAFFIC TO GUARANTEE COMPLETION OF THE REQUIRED ROADWAY IMPROVEMENTS.
- A THIRTY (30) FOOT LANDSCAPE BUFFER WILL BE PROVIDED ALONG N. EATHERTON RD., AS REQUIRED BY SECTION 04-02 OF THE UNIFIED DEVELOPMENT CODE.

150 N EATHERTON RD. PRELIMINARY DEVELOPMENT PLAN

A TRACT OF LAND BEING LOCATED IN U.S. SURVEY 362,
TOWNSHIP 45 NORTH, RANGE 3 EAST OF THE 5TH PRINCIPAL
MERIDIAN CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI

TOTAL TRACT = 10.786 AC

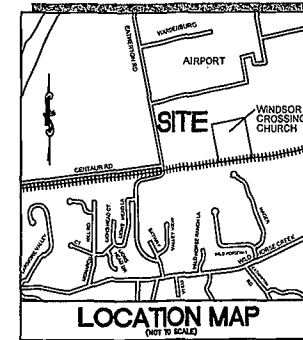
FLOODPLAIN INFORMATION:

Subject property lies within Flood Zone X Shaded (areas of 0.2% annual chance flood; areas of 1% flood with average depths of less than 1 foot or with drainage areas less than 1 square mile; and areas protected by levees from 1% annual chance flood) according to the National Flood Insurance Rate Map Number 29189C0145K with an effective date of 02/4/2016.

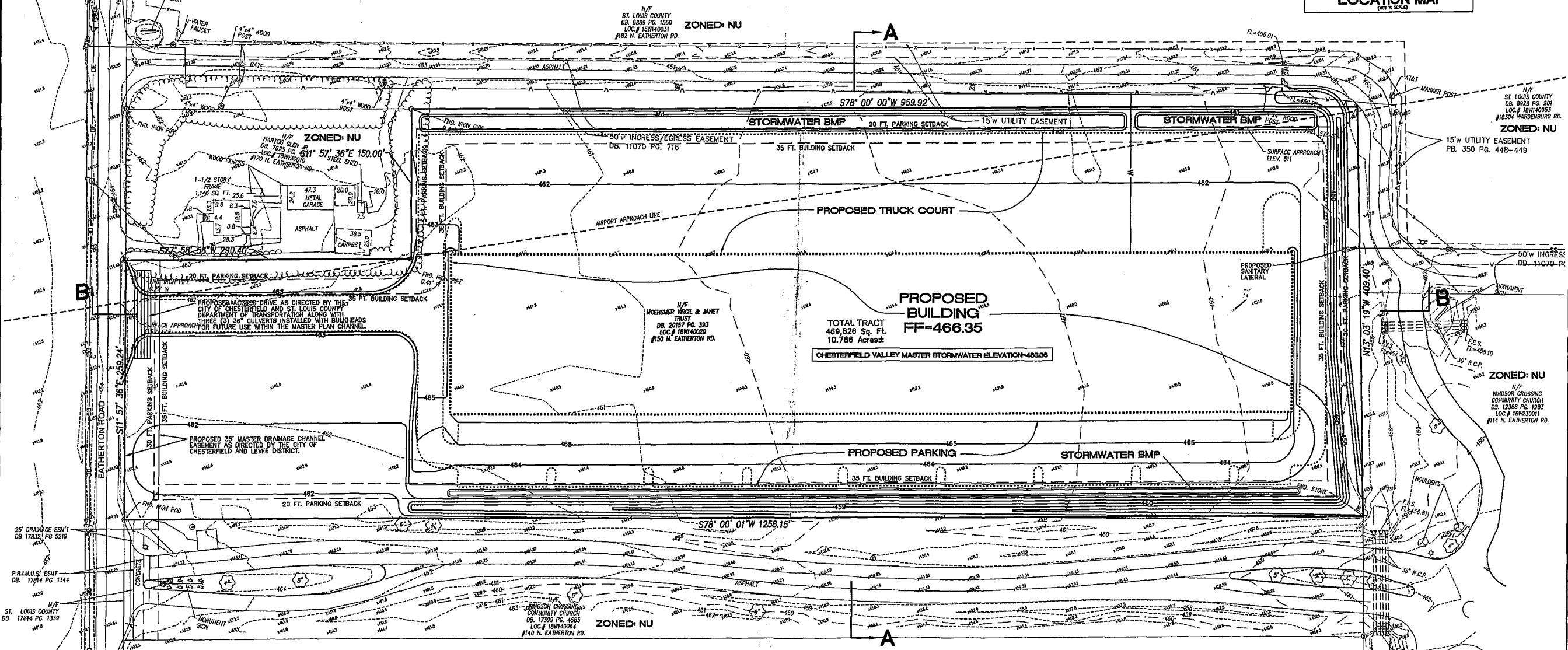
INDEX

- C1 - PRELIMINARY DEVELOPMENT PLAN
- C2 - SITE SECTIONS
- TSD - TREE STAND DELINEATION
- SHEET#1 - ALTA/NSPS LAND TITLE SURVEY

GRAPHIC SCALE



LOCATION MAP
(NOT TO SCALE)



PROPERTY DESCRIPTION

A tract of land as conveyed Virgil E. & Janet R. Moehsmer, Trust by instrument recorded in Book 20119, Page 570 of the St. Louis County records, located in U.S. Survey 362, Township 45 North, Range 3 East, City of Chesterfield, St. Louis County, Missouri being more particularly described as follows:

Beginning at a found Iron Rod located at the northwest corner of a tract of land as conveyed to St. Louis County, by instrument recorded in Book 17814, Page 1339 of above said records, said point also being located on the eastern right-of-way of Eatherton Road, variable width; thence along said right-of-way line, North 11 degrees 57 minutes 36 seconds West, 269.24 feet to the southwest corner of a tract of land as conveyed to Glen R. Hartog by instrument recorded in Book 7625, Page 452 of above said records, from which a found Iron Pipe lies 0.27 feet west; thence along the south of said Hartog tract, North 77 degrees 58 minutes 56 seconds East, 280.40 feet to the southeast corner of thereof, from which a found Iron Pipe lies 0.41 feet west; thence along the east line of said Hartog tract, North 11 degrees 57 minutes 36 seconds East, 150.00 feet to the northeast corner thereof, from which a found Iron Pipe lies 0.46 feet west, said point also being located on the south line of a tract of land as conveyed to St. Louis County, by instrument recorded in Book 8889, Page 1550 of above said records; thence along said south line, North 78 degrees 00 minutes 00 seconds East, 959.92 to a found Stone located at the northeast corner of above said Moehsmer tract, thence along the east line of said Moehsmer tract, South 13 degrees 03 minutes 19 seconds East, 409.40 feet to a found Stone located at the northeast corner of a tract of land as conveyed to Windsor Crossing Community Church by instrument recorded in Book 17399, Page 4585 of above said records, thence along the north line of said Windsor Crossing Community Church tract and the north line of above said St. Louis County, tract recorded in Book 17814, Page 1339, South 78 degrees 00 minutes 00 seconds West, 1258.15 feet to the point of beginning containing 469,826 square feet or 10.786 acres more or less according to calculations performed by Stock & Associates Consulting Engineers, Inc. on September 1, 2016.

SITE INFORMATION:

PROPOSED SITE AREA: = 10.786 ACRES
EXISTING ZONING: = "NU"
PROPOSED ZONING: = "P1" PLANNED INDUSTRIAL
CITY: = CHESTERFIELD, MISSOURI
SITE ZIP CODE: = 63005
SITE ADDRESS INFO: = 150 N. EATHERTON ROAD
OWNER: = 150 N. EATHERTON PROPERTY LLC (OWNER UNDER CONTRACT)
WUNNENBERG'S SEWER DISTRICT: = MISSOURI RIVER
WATER SHED: = METROPOLITAN ST. LOUIS SEWER DISTRICT
FLOOD MAP PANEL: = FIRMA 29189C0145K, EFFECTIVE FEB. 4, 2015
FIRE DISTRICT: = MONARCH FIRE PROTECTION DIST. 13725 OLIVE BLVD. CHESTERFIELD, MO 63017
WATER DISTRICT: = MISSOURI AMERICAN WATER COMPANY

SITE BENCH MARK

TOP OF FOUND STONE AT SOUTHEAST PROPERTY CORNER
ELEVATION = 459.25

ST. LOUIS COUNTY BENCHMARK

ST. LOUIS COUNTY HIGHWAYS AND TRAFFIC BENCHMARK
11-105: STANDARD ALUMINUM DISK STAMPED SL-41
1990. DISK IS SET ALONG THE EAST SIDE OF EATHERTON ROAD JUST NORTH OF THE SHELL PIPELINE MARKER; 19' EAST OF THE CENTERLINE OF EATHERTON AND 60' NORTH OF THE EAST PIPELINE MARKER. ELEVATION = 481.24.

PREPARED FOR:
150 N. EATHERTON PROPERTY LLC
(OWNER UNDER CONTRACT)
8 JENNYCLIFFE LANE
CHESTERFIELD, MO 63005

CITY OF CHESTERFIELD
PLANNED DISTRICT ORDINANCE
ATTACHMENT B

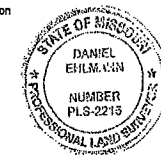
RECEIVED
DEC 22 2016
City of Chesterfield
Department of Public Services

SURVEYOR'S CERTIFICATION

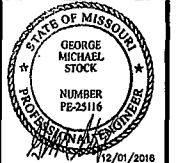
This is to certify that Stock and Associates Consulting Engineers, Inc. has prepared this Preliminary Plan from an actual survey. The information shown is a correct representation of all existing and proposed land divisions.

STOCK AND ASSOCIATES CONSULTING ENGINEERS, INC.
L.S. No. 222-D

By: *Daniel Ehlmann* 11/6/16
Daniel Ehlmann, Missouri L.S. No. 2215



PRELIMINARY PLAN FOR:
150 N EATHERTON RD.
CHESTERFIELD
MISSOURI



GEORGE M. STOCK
CIVIL ENGINEER
CERTIFICATE OF AUTHORITY
NUMBER: 000995
12/01/2016

REVISIONS:		
1	County Comments	10/13/16
2	City Comments	11/01/16
3	City Comments	12/01/16

DATE: 09/02/2016	JOB NO: 216-5868
WEEK: P-1	BASE MAP: -
SLC: HAY #	HAY SUP: #
WATER: #	MC: -
SHEET TITLE: PRELIMINARY DEVELOPMENT PLAN	
SHEET NO: C1	

150 N EATHERTON RD.

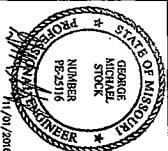
CHESTERFIELD
MISSOURI

STOCK & ASSOCIATES
Consulting Engineers, Inc.

257 Chesterfield Business Parkway
St. Louis, MO 63005 PH. (636)
530-9100 FAX (636) 530-9130
e-mail: general@stockassoc.com
Web: www.stockassoc.com

REVISIONS:

GEORGE M. STOCK E-25116
CIVIL ENGINEER
CERTIFICATE OF AUTHORITY
NUMBER: 000998



DRYING BY E.J.F.	CHECKED BY G.M.S.
DATE 09/02/2016	DOB NO. 218-5568
M.S.D. P # P-	BASE SUP # -
S.L.C. HAT # -	HAT SUP. # -
MIDNR. # MO-	

SITE SECTIONS

C2



Jerald Saunders - Landscape Architect
MO License # LA-007

Consultants:

150 N. EATHERTON

CHESTERFIELD, MISSOURI

Revisions:

Date	Description	No.

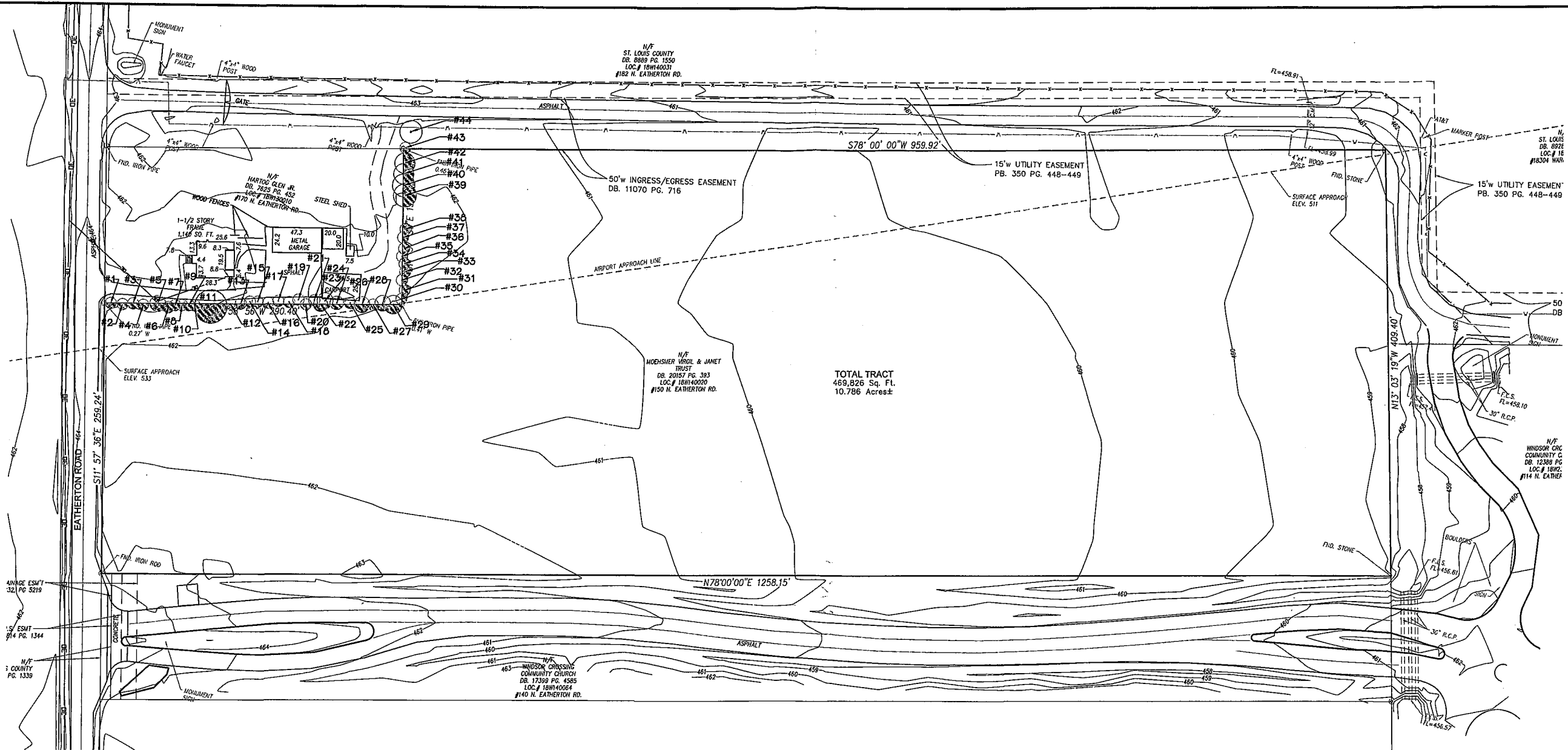
Drawn: KP
Checked: R6

loomisAssociates

landscape architects/planners
707 Spirit 40 Park Drive, Suite 155
Chesterfield, Missouri 63005-1554
Phone: 636.833.1554
Email: info@loomisassociates.com

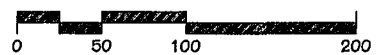
Loomis Associates Inc.
Missouri State Certificate of Authority #: LAC #000019

Sheet Title:	Tree Stand Delineation
Sheet No:	TSD
Date:	09/02/16
Job #:	813.056



TREE STAND DELINEATION

SCALE 1" = 50'



Legend:

Symbol Description

- # Existing individual on-site tree
- Existing on-site canopy

TREE NOTES:

- Existing on-site canopy is approximately 2,727 square feet. Existing on-site and off-site trees located on both sides of the common boundary with the Hartog Property create the canopy.

TREE CONDITION RATING

- Superior: Specimen quality with sound trunk, healthy bark, good limb structure and balance, no corrective pruning or maintenance needed, good foliage color, no insects or diseases, twig's showing excellent growth.
- Above Average: Similar to above except tree may have minor insect problems or need minor corrective maintenance.
- Average: Sound trunk and healthy bark, fair limb structure with minor broken branch stubs, moderate maintenance needed, insect or disease problem present, fair twig growth and leaf color.
- Fair: Similar to above plus evidence of trunk scars and early stages of decay present.
- Poor: Advanced stage of decline with major problems in roots, trunk, and foliage.

150 N. Eatherton Road Tree Inventory							
ID	Tree Name	DBH	Canopy Diam.	Condition Rating	Comment	Preserved	To Be Removed
1	Cedar	8	10	2	offsite		
2	Cedar	8	10	2	offsite		
3	Cedar	8	10	2	offsite		
4	Cedar	8	10	2	offsite		
5	Mulberry	12	32	1	offsite		
6	Pine	8	12	2			
7	Pine	8	12	2			
8	Red Maple	10	20	2			
9	Pine	8	12	2			
10	Pine	8	12	2			
11	Silver Maple	30	30	2			
12	Cedar	8	10	2	offsite		
13	Pine	8	12	2	offsite		
14	Pine	8	12	2	offsite		
15	Cedar	8	10	2	offsite		
16	Pine	8	12	2	offsite		
17	Cedar	8	10	2	offsite		
18	Pine	8	12	2	offsite		
19	Pine	8	12	2	offsite		
20	Pine	8	12	2	offsite		
21	Pine	8	12	2	offsite		

150 N. Eatherton Road Tree Inventory							
ID	Tree Name	DBH	Canopy Diam.	Condition Rating	Comment	Preserved	To Be Removed
22	Apple	10	24	1	offsite		
23	Pear	8	20	1	offsite		
24	Silver Maple	8	15	2	offsite		
25	Silver Maple	6	50	2	offsite		
26	Silver Maple	12	40	2	offsite		
27	Silver Maple	8	35	2	offsite		
28	Silver Maple	12	25	2	offsite		
29	Silver Maple	18	60	2	offsite		
30	Cedar	10	50	2	offsite		
31	Cedar	10	40	2			
32	Pine	12	45	2	offsite		
33	Pine	12	40	2			
34	Cedar	10	30	2			
35	Pine	10	45	2	offsite		
36	Cedar	8	50	2			
37	Cedar	8	50	3	offsite		
38	Pine	12	25	2			
39	Mulberry	15	40	2			
40	Silver Maple	12	20	2	offsite		
41	Silver Maple	12	20	2	offsite		
42	Silver Maple	12	20	2	offsite		
43	Cedar	10	12	2	offsite		
44	Walnut	12	32	2	offsite		

BILL NO. 3135

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT CODE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN "NU" NON-URBAN DISTRICT TO AN "E-1AC" ESTATE DISTRICT FOR A 4.2 ACRE TRACT OF LAND LOCATED ON THE SOUTH SIDE OF WILD HORSE CREEK ROAD EAST OF ITS INTERSECTION WITH KEHRS MILL ROAD (P.Z. 15-2016 17256 WILD HORSE CREEK ROAD [LEE'S BOYS]—18U420027).

WHEREAS, the petitioner, Innovated Construction, Inc., has requested a change in zoning from an "NU" Non-Urban District to an "E-1AC" Estate District for a 4.2 acre tract of land located on the south side of Wild Horse Creek Road east of its intersection with Kehrs Mill Road; and,

WHEREAS, a Public Hearing was held before the Planning Commission on January 9, 2017; and,

WHEREAS, the Planning Commission, having considered said request, recommended approval of the change of zoning; and,

WHEREAS, the Planning and Public Works Committee in a meeting of the Committee of the Whole, having considered said request, recommended approval of the change of zoning; and,

WHEREAS, the City Council, having considered said request, voted to approve the change of zoning request.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. City of Chesterfield Unified Development Code and the Official Zoning District Map, which are part thereof, are hereby amended by establishing an "E-1AC" Estate designation for 4.2 acre tract of land located on the south side of Wild Horse Creek Road east of its intersection with Kehrs Mill Road and as described as follows:

A tract of land in U.S. Survey 126, Township 45 North - Range 4 East, City of Chesterfield, St. Louis County, Missouri and being more particularly described as:

Plat Book 346 pages 267 and 268 of the St. Louis County records with the North line of "The Crossing At Chesterfield", a subdivision according to the plat thereof recorded in Plat Book 346 pages 623 and 624 of the St. Louis County records; thence Westwardly along said North line of "The Crossing At Chesterfield", North 69 degrees 35 minutes 49 seconds West 754.41 feet to the East line of property described in deed to Hiu Cheung recorded in Book 21090 page 1247 of the St. Louis County records; thence Northwardly along the East line of said Cheung property, North 19 degrees 22 minutes 11 seconds East 235.99 feet to the South line of Wild Horse Creek Road, 80 feet wide; thence Eastwardly along said South line of Wild Horse Creek Road, 80 feet wide, the following courses and distances: South 72 degrees 42 minutes 18 seconds East 412.70 feet, along a curve to the left whose radius point bears North 17 degrees 17 minutes 42 seconds East 1472.69 feet from the last mentioned point, a distance of 203.91 feet and South 80 degrees 38 minutes 18 seconds East 39.44 feet to a point in the Northward prolongation of the West line of the aforesaid "Wildhorse Meadows"; thence Southwardly along said prolongation and the West line of said "Wildhorse Meadows", South 0 degrees 26 minutes 48 seconds West 309.56 feet to the point of beginning and containing 4.2 acres, more or less, according to calculations based on record information by Volz Incorporated on July 27, 2016.

Section 2. The preliminary approval, pursuant to the City of Chesterfield Unified Development Code is granted, subject to all of the ordinances, rules and regulations.

Section 3. The City Council, pursuant to the petition filed by Innovated Construction, Inc. in P.Z. 15-2016, requesting the rezoning embodied in this ordinance, and pursuant to the recommendation of the City of Chesterfield Planning Commission that said petition be granted and after a public hearing, held by the Planning Commission on the 9th day of January 2017, does hereby adopt this ordinance pursuant to the power granted to the City of Chesterfield under Chapter 89 of the Revised Statutes of the State of Missouri authorizing the City Council to exercise legislative power pertaining to planning and zoning.

Section 4. This ordinance and the requirements thereof are exempt from the warning and summons for violations as set out in Section 8 of the City of Chesterfield Unified Development Code.

Section 5. This ordinance shall be in full force and effect from and after its passage and approval.

Passed and approved this _____ day of _____, 2017

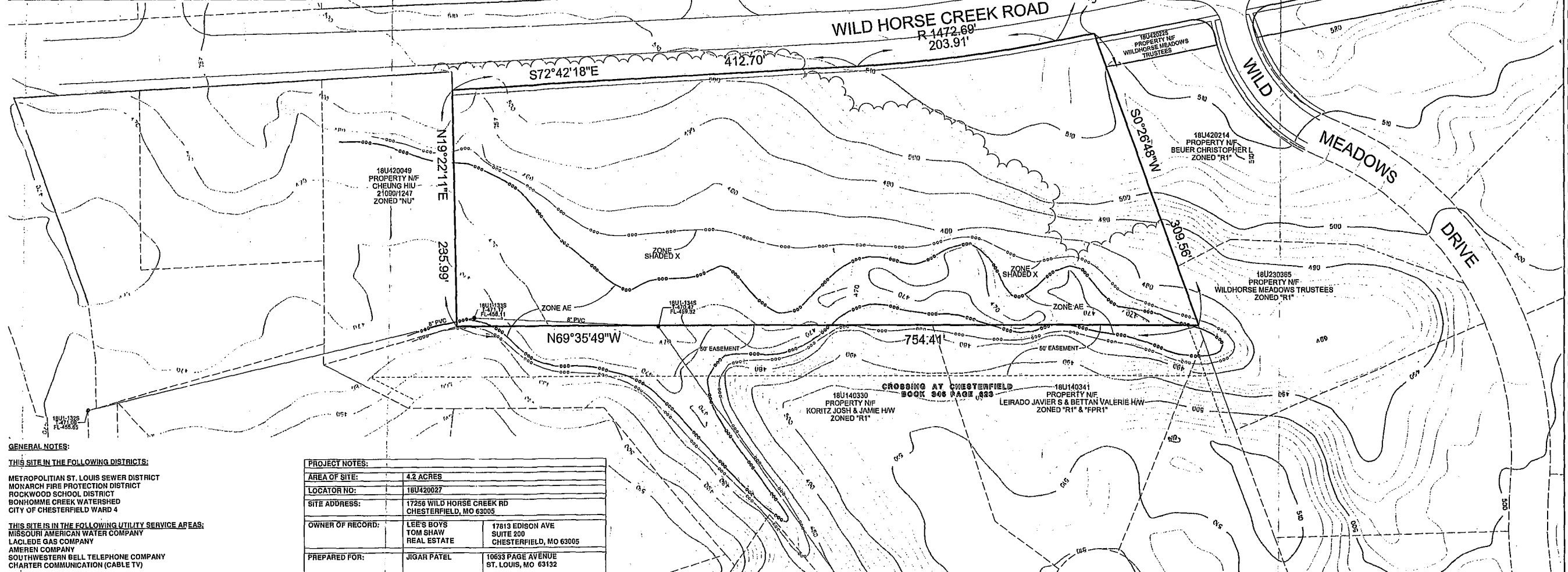
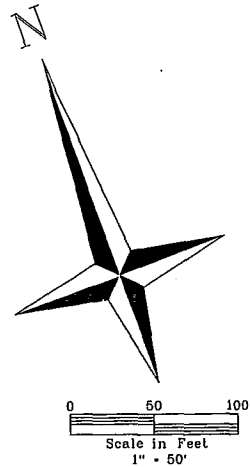
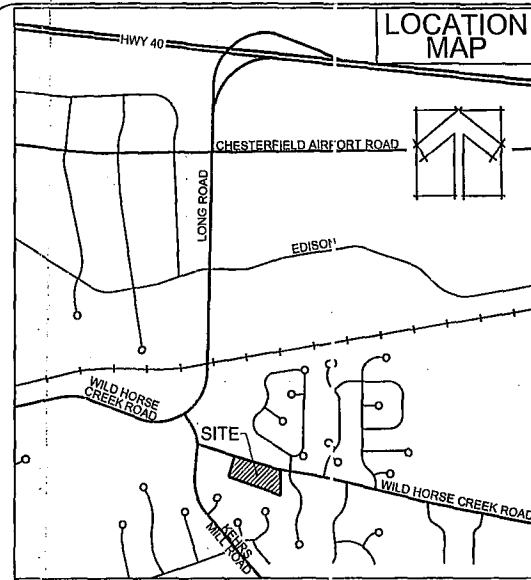
PRESIDING OFFICER

Bob Nation, MAYOR

ATTEST:

Vickie Hass, CITY CLERK

FIRST READING HELD: __02/06/2017__



GENERAL NOTES:

THIS SITE IS IN THE FOLLOWING DISTRICTS:

METROPOLITAN ST. LOUIS SEWER DISTRICT
MONARCH FIRE PROTECTION DISTRICT
ROCKWOOD SCHOOL DISTRICT
BONHOMME CREEK WATERSHED
CITY OF CHESTERFIELD WARD 4

THIS SITE IS IN THE FOLLOWING UTILITY SERVICE AREAS:

MISSOURI AMERICAN WATER COMPANY
LACLEDE GAS COMPANY
AMEREN COMPANY
SOUTHWESTERN BELL TELEPHONE COMPANY
CHARTER COMMUNICATION (CABLE TV)

SANITARY SEWER CONNECTIONS SHALL BE AS APPROVED BY THE METROPOLITAN ST. LOUIS SEWER DISTRICT.

STORMWATER MANAGEMENT SHALL BE DESIGNED PURSUANT TO THE CITY OF CHESTERFIELD AND METROPOLITAN ST. LOUIS SEWER DISTRICT REQUIREMENTS AND DISCHARGED AT AN ADEQUATE NATURAL DISCHARGE POINT.

THE LOCATION OF STORM AND SANITARY SEWER IMPROVEMENTS ARE APPROXIMATE ONLY. ACTUAL CONDITIONS AND SHALL BE INDICATED ON THE LOCATION SHALL BE DETERMINED BY FIELD IMPROVEMENT PLANS.

GRADING SHALL BE PER CITY OF CHESTERFIELD STANDARDS

BE ADVISED, A GRADING PERMIT OR IMPROVEMENT PLAN APPROVAL WILL NEED TO BE OBTAINED PRIOR TO THE COMMENCEMENT OF ANY CONSTRUCTION ACTIVITIES ON THE SITE.

THE UNDERGROUND UTILITIES SHOWN HEREIN WERE PLOTTED FROM AVAILABLE INFORMATION AND DO NOT NECESSARILY REFLECT THE ACTUAL EXISTENCE, NONEXISTENCE, SIZE, TYPE, NUMBER, OR LOCATION OF THESE OR OTHER UTILITIES. THE GENERAL CONTRACTOR SHALL BE RESPONSIBLE FOR VERIFYING THE ACTUAL LOCATION OF ALL UNDERGROUND UTILITIES, SHOWN OR NOT SHOWN AND SHALL BE LOCATED IN EXCAVATION, OR CONSTRUCTION OF IMPROVEMENTS IN THE FIELD PRIOR TO ANY GRADING. THESE PROVISIONS SHALL, IN NO WAY ABSOLVE ANY PARTY FROM COMPLYING WITH THE UNDERGROUND FACILITY SAFETY AND DAMAGE PREVENTION ACT, CHAPTER 319, RSMO.

PROJECT NOTES:	
AREA OF SITE:	4.2 ACRES
LOCATOR NO:	18U420027
SITE ADDRESS:	17256 WILD HORSE CREEK RD CHESTERFIELD, MO 63005
OWNER OF RECORD:	LEE'S BOYS TOM SHAW REAL ESTATE
PREPARED FOR:	JIGAR PATEL 10633 PAGE AVENUE ST. LOUIS, MO 63132
PREPARED BY:	VOLZ INCORPORATED
EXISTING ZONING:	"NU"
PROPOSED ZONING:	"E-1 AC" ESTATE DISTRICT
ARTICLE 03. ZONING DISTRICTS AND USES SEC.03-03. ZONING DISTRICTS AND REGULATIONS F. "E-1 AC" ESTATES DISTRICT	
SETBACKS	FRONT YARD 35 FT. SIDE YARD 25 FT. REAR YARD 30 FT. RIGHT-OF-WAY 25 FT. BETWEEN STRUCTURES 40 FT.
RESIDENTIAL USES E-1AC:	FLOOD PLAINS-NOT LESS THAN 60% OF DESIGNATED SPECIAL FLOOD HAZARD AREAS SHALL BE PRESERVED AND SHALL REMAIN UNDISTURBED. 62,300 SF 100% PRESERVED STEEP SLOPES-NOT LESS THAN 70% OF ALL AREAS EXCEEDING A 30% SLOPE SHALL BE PROTECTED AND SHALL REMAIN UNDISTURBED. 1,100 SF 90% PRESERVED
NATURAL FEATURES SHOULD BE PRESERVED AT NOT LESS THAN THE FOLLOWING LEVELS:	

A TRACT OF LAND IN U.S. SURVEY 126, TOWNSHIP 45 NORTH - RANGE 4 EAST, CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI AND BEING MORE PARTICULARLY DESCRIBED AS:

BEGINNING AT THE INTERSECTION OF THE WEST LINE OF "WILDHORSE MEADOWS", A SUBDIVISION ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 346 PAGES 267 AND 268 OF THE ST. LOUIS COUNTY RECORDS WITH THE NORTH LINE OF "THE CROSSING AT CHESTERFIELD", A SUBDIVISION ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 346 PAGES 623 AND 624 OF THE ST. LOUIS COUNTY RECORDS; THENCE WESTWARDLY ALONG SAID NORTH LINE OF "THE CROSSING AT CHESTERFIELD", NORTH 69 DEGREES 35 MINUTES 49 SECONDS WEST 754.41 FEET TO THE EAST LINE OF PROPERTY DESCRIBED IN DEED TO HU CHEUNG RECORDED IN BOOK 21080 PAGE 1247 OF THE ST. LOUIS COUNTY RECORDS; THENCE NORTHWARDLY ALONG THE EAST LINE OF SAID CHEUNG PROPERTY, NORTH 19 DEGREES 22 MINUTES 11 SECONDS EAST 235.99 FEET TO THE SOUTH LINE OF WILD HORSE CREEK ROAD, 80 FEET WIDE; THENCE EASTWARDLY ALONG SAID SOUTH LINE OF WILD HORSE CREEK ROAD, 80 FEET WIDE, THE FOLLOWING COURSES AND DISTANCES: SOUTH 72 DEGREES 42 MINUTES 18 SECONDS EAST 412.70 FEET, ALONG A CURVE TO THE LEFT WHOSE RADIUS POINT BEARS NORTH 17 DEGREES 17 MINUTES 42 SECONDS EAST 1472.69 FEET FROM THE LAST MENTIONED POINT, A DISTANCE OF 203.91 FEET AND SOUTH 80 DEGREES 38 MINUTES 18 SECONDS EAST 39.44 FEET TO A POINT IN THE NORTHWARD PROLONGATION OF THE WEST LINE OF THE AFORESAID "WILDHORSE MEADOWS"; THENCE SOUTHWARDLY ALONG SAID PROLONGATION AND THE WEST LINE OF SAID "WILDHORSE MEADOWS", SOUTH 0 DEGREES 28 MINUTES 48 SECONDS WEST 309.56 FEET TO THE POINT OF BEGINNING AND CONTAINING 4.2 ACRES, MORE OR LESS, ACCORDING TO CALCULATIONS BASED ON RECORD INFORMATION BY VOLZ INCORPORATED ON JULY 27, 2016.

THIS PLAN IS A CORRECT REPRESENTATION OF ALL EXISTING AND PROPOSED LAND DIVISIONS, IN THE PREPARATION OF THIS PLAN NO GRADING BALANCES HAVE BEEN DONE AND THIS BOUNDARY INFORMATION IS SUBJECT TO THAT WHICH A MORE DETAILED EVALUATION MAY INDICATE. SOILS AND SUBSURFACE INFORMATION HAVE NOT BEEN AVAILABLE AND HENCE NOT TAKEN INTO ACCOUNT. ZONING DENSITY IS ASSUMED. THE LOCATION, CAPACITY AND AVAILABILITY OF UTILITIES ARE TAKEN FROM AVAILABLE INFORMATION WITHOUT VERIFICATION. ACCORDINGLY, THE UNDERSIGNED DISCLAIMS RESPONSIBILITY FOR THE ACCURACY OF THE AFORESAID MATTERS FOR DILIGENCE THAT WOULD BE NECESSARY TO ADDRESS ALL OTHER ISSUES OF DEVELOPMENT.

Timothy J. Meyer, P.E.
PROFESSIONAL ENGINEER
E-24665

Robert N. Volz, P.E.
PROFESSIONAL LAND SURVEYOR
P.L.S. 741

JIGAR PATEL
10633 PAGE AVENUE
ST. LOUIS, MO 63132

ENGINEERS
LAND SURVEYING
TRANSPORTATION
CONSULTING
MANAGEMENT

VOLZ
INCORPORATED

10649 Indian Head Indl. Blvd.
St. Louis, MO 63132
314.890.1250 Fax
314.890.1250 Main
www.volzinc.com

RECEIVED
JAN - 4 2017
City of Chesterfield
Department of Public Works

**SURVEY
INFORMATION**

BASE MAP NO. 18U
LOCATOR NUMBER: 18U420027
VOLZ JOB# 21029
SFILES

4.2 ACRES

1.04.2017
1

Tree Number	Common Name	Size (DBH)	Condition Rating	Monarch	Woodland Area	Notes
1	Black Cherry	18"	Fair	No	No	Thin canopy; broken branches
2	White Pine	17"	Good	No	No	
3	Austrian Pine	10"	Poor	No	No	Declining
4	Flowering Dogwood	5"	Good	No	No	
5	Tulip Tree	35"	Poor	No	No	Dead central leader; hazard limbs; root decay
S1	Sycamore	39"	Fair	No	Yes	Embedded wire fence; vines
S2	Sycamore	38"	Fair	No	Yes	Vines and broken limbs
S3	Sycamore	45"	Fair	No	Yes	Vines and broken limbs
S4	Sycamore	31"	Fair	No	Yes	Cluster of three within wire fence; vines and broken limbs
S5	Sycamore	29"	Fair	No	Yes	Cluster of three within wire fence; vines and broken limbs
S6	Sycamore	40"	Fair	No	Yes	Cluster of three within wire fence; vines and broken limbs
S7	Sycamore	35"	Fair	No	Yes	Vines and broken limbs
S8	Sycamore	42"	Fair	No	Yes	decay; vines

WOODLAND NARRATIVE

W1 - 0.08 acre
Disturbed Mixed Hardwoods - Small to medium sized trees (6-10 inch diameter) including boxelder and elm. Other species present include: ash, redbud, sycamore, walnut. Predominant understory of invasive honeysuckle. Large chunks of concrete rubble throughout.

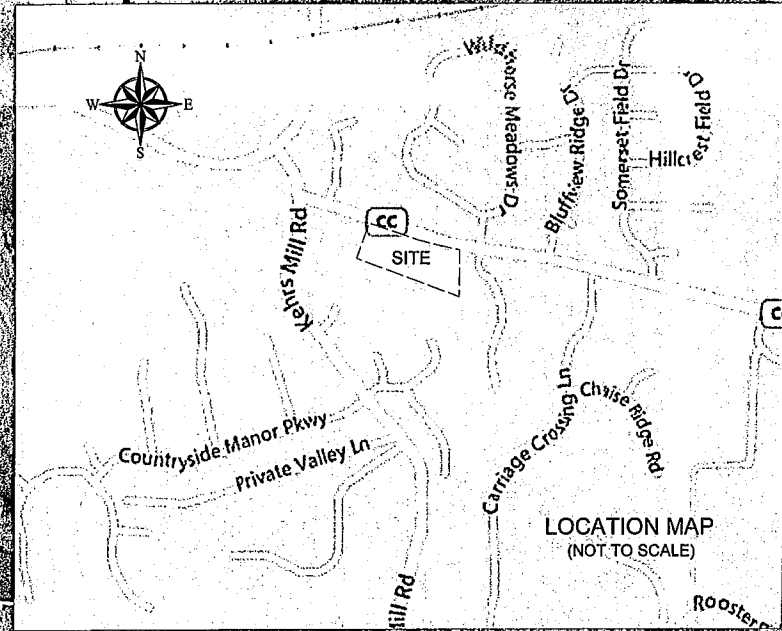
W2 - 0.21 acre
Invasive - Dense honeysuckle understory with some callery pear. A few overstory cottonwood, average <10 inch DBH. (not included in canopy calculation).

W3 - 0.70 acre
Mixed Hardwoods - Diverse medium sized trees (10-16" inch diameter) including: boxelder, cottonwood, walnut, sycamore, and cherry. A few large oak and sycamore trees (18" - 24"). Understory predominantly invasive honeysuckle mixed with pawpaw, maple, boxelder, ash and tulip tree.

W4 - 0.85 acre
Regenerating - High stocking of small trees (3-6 inch diameter) including: maple, pawpaw, olive and boxelder. Some medium to large (10-18") cottonwood, sycamores, ash, boxelder, and oak primarily along northern perimeter.

W5 - 1.88 acres
Bottomland - Scattered small to medium trees (6 - 10 inch diameter) including boxelder and walnut; large, mature sycamores close to creek. Pawpaw, elm, and honeysuckle understory.

W6 - 0.09 acre
Cluster of six landscape trees



--- = Approximate study area (4.31 acres)
1 = Mapped tree and tree number

W1 = Woodlands (3.72 acres; includes 0.21 acre of W2)

Woodland Canopy Area	3.72 acres
Non-Woodland Canopy Area of W2	0.21 acres
Total Canopy On-Site	3.51 acres

Prepared by
DAVEY
RESOURCE GROUP
A Division of The Davey Tree Expert Company
1909 Park Avenue
St. Louis, Missouri 63104

Prepared for
Jigar Patel

Tree Stand Delineation
17256 Wild Horse Creek Road
Chesterfield, Missouri
Tree Stand Delineation prepared by ISA Certified Arborist
Meridith Perkins
Arborist (MW-4223A)

Tree data used to produce
this map were collected on
July 19, 2016
Tree Stand Delineation mapping
prepared by: Ken Christensen, ISA
Board Certified Arborist (A-0690)

BILL NO. 3136

ORDINANCE NO. _____

AN ORDINANCE PROVIDING FOR THE APPROVAL OF A RECORD PLAT FOR THE PETER STEFFAN SUBDIVISION, A 1.77 ACRE TRACT OF LAND ZONED "PC" PLANNED COMMERCIAL DISTRICT LOCATED NORTH OF CHESTERFIELD AIRPORT ROAD WEST OF ITS INTERSECTION WITH ARNAGE BOULEVARD.

WHEREAS, Cochran Engineering and Surveying, Inc., on behalf of AutoZone, has submitted for review and approval a Record Plat for the Peter Steffan subdivision; and,

WHEREAS, the purpose of said Record Plat is to subdivide a 1.77 acre tract of land into two (2) commercial lots; and,

WHEREAS, the Planning Commission having reviewed the same and has recommended approval thereof; and,

WHEREAS, the Department of Public Services has reviewed the Record Plat in accordance with the Unified Development Code of the City of Chesterfield and has found it to be in compliance with all applicable ordinances and has forwarded said Record Plat to the City Council; and,

WHEREAS, the City Council of the City of Chesterfield having considered the request, voted to approve said Record Plat.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. The Record Plat for the Peter Steffan subdivision, which is made part hereof and attached hereto as "Exhibit 1", is hereby approved; provided, however, that nothing in this ordinance shall be construed or interpreted as an acceptance of the public utilities or public easement which are dedicated on the Record Plat. The owner is directed to record the plat with the St. Louis County Recorder of Deeds Office.

Section 2. The Mayor and City Clerk are authorized and directed to evidence the approval of the said Record Plat by affixing their signatures and the official seal of the City of Chesterfield as required on the said document.

Section 3. The Ordinance shall be in full force and effect from and after its passage and approval.

Passed and approved this _____ day of _____,
2017.

PRESIDING OFFICER

Bob Nation, MAYOR

ATTEST:

Vickie Hass, CITY CLERK

FIRST READING HELD: 02/06/2017

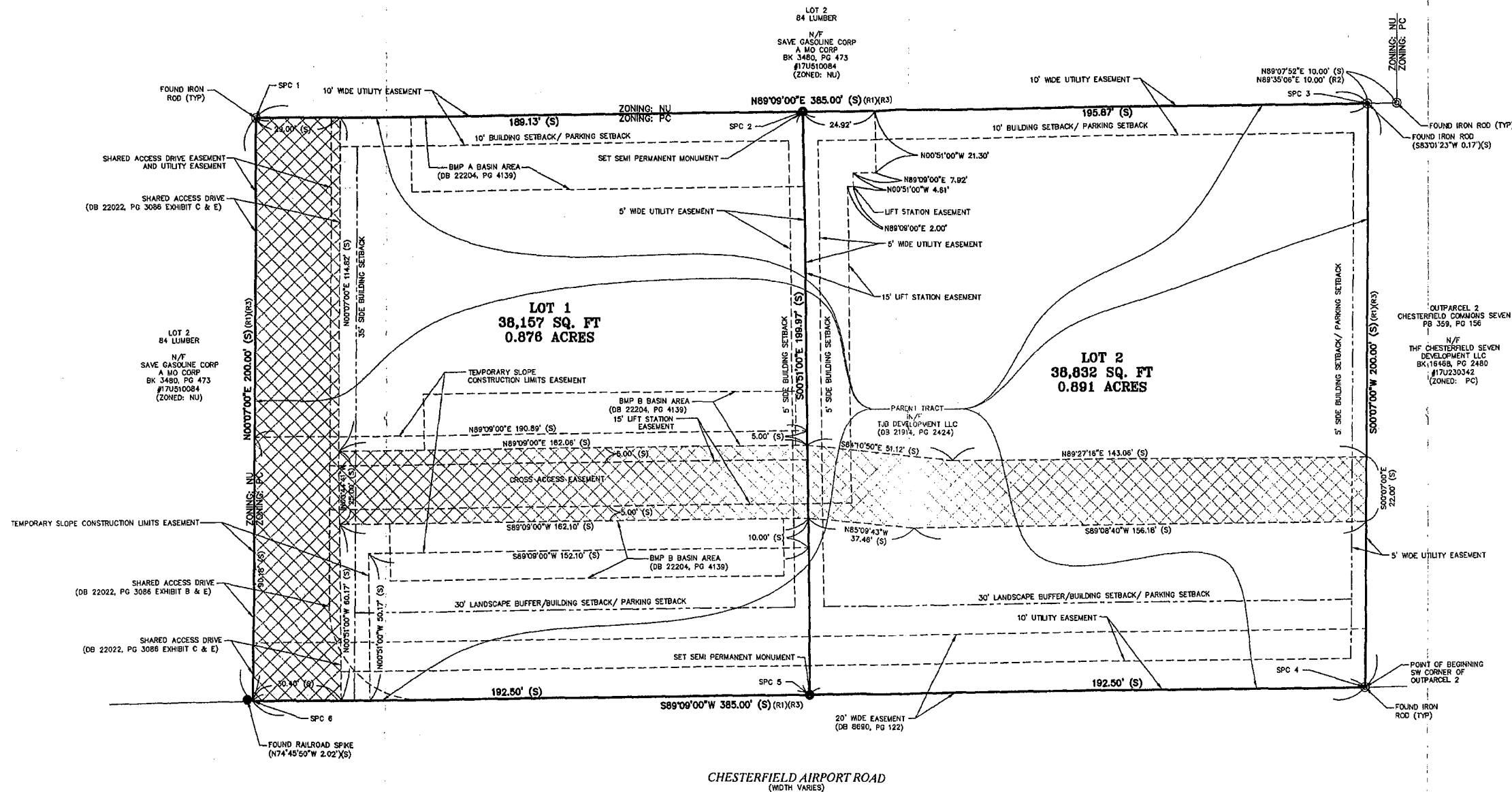
PART OF LOTS 5 AND 6 OF THE SUBDIVISION IN PARTITION OF
THE ESTATE OF PETER STEFFAN, DECEASED,
IN U.S. SURVEYS 125 AND 126, TOWNSHIP 45 NORTH, RANGE 4 EAST
OF THE FIFTH PRINCIPAL MERIDIAN, CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI

PART OF LOTS 5 AND 6 OF THE SUBDIVISION IN PARTITION OF
THE ESTATE OF PETER STEFFAN, DECEASED,
IN U.S. SURVEYS 125 AND 126, TOWNSHIP 45 NORTH, RANGE 4 EAST
OF THE FIFTH PRINCIPAL MERIDIAN, CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI



STATE PLANE COORDINATES		
	NORTHING	EASTING
SPC 1	314693.112	240227.639
SPC 2	314693.455	240285.279
SPC 3	314693.811	240344.976
SPC 4	314632.859	240344.310
SPC 5	314632.510	240285.842
SPC 6	314632.160	240226.974

PETER STEFFAN SUBDIVISION
CHESTERFIELD ROAD 17505
CHESTERFIELD, MISSOURI



CHESTERFIELD AIRPORT ROAD
(WIDTH VARIES)

PREPARED FOR:
JOE REDING
THE REDING COMPANY, LLC.
2460 EXECUTIVE DRIVE SUITE 114
ST. CHARLES, MO 63303

M. ENGINEERING, LLC
(D.B.A. COCHRAN)
LS-2005011846 D

JAMES R. PARK JR., FLS
MISSOURI LS 2000147868
FOR COCHRAN

MSD P/ 30895-00

MSD P 30895-00

DATE	AUGUST 5, 2016
SCALE	1"=20'
FROM SET	M14-7090D
DATE SET	2 of 2

2 of 2

LEGISLATION

- A. **BILL NO. 3131** – AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A STORM SEWER EASEMENT IN CONJUNCTION WITH THE DEVELOPMENT OF A MULTI-FAMILY DEVELOPMENT AT 16300 LYDIA HILL DRIVE (18T321095). (SECOND READING; PLANNING & PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL)

- B. **BILL NO. 3137** - APPROVES THE INSTALLATION OF ONE FIRE HYDRANT AT HARMONY SEVEN LOCATED WITHIN THE CITY OF CHESTERFIELD (FIRST & SECOND READING; PUBLIC WORKS DEPARTMENT RECOMMENDS APPROVAL.)

- C. **BILL NO. 3138** – AN ORDINANCE REVISING THE PARKS RULES FOR THE CITY OF CHESTERFIELD. (FIRST READING; PARKS, RECREATION AND ARTS RECOMMENDS APPROVAL)

BILL NO. 3131

ORDINANCE NO. _____

AN ORDINANCE AUTHORIZING THE MAYOR TO EXECUTE A STORM SEWER EASEMENT IN CONJUNCTION WITH THE DEVELOPMENT OF A MULTI-FAMILY DEVELOPMENT AT 16300 LYDIA HILL DRIVE. (18T321095).

WHEREAS, Watermark at Chesterfield Village Mo, Residential LLC is constructing a new multi-family development at 16300 Lydia Hill Drive; and

WHEREAS, As part of the development requirements for said project, Watermark at Chesterfield Village Mo, Residential LLC is requesting a sewer easement on City of Chesterfield Property at 16302 Lydia Hill Drive (19T641338); and

WHEREAS, Currently, storm water flows across this property into Lake One of Chesterfield Village, and after the development is constructed a storm water pipe will be installed within the proposed easement to serve the development at 16300 Lydia Hill Drive (18T321095) and will be discharged directly into Lake One of Chesterfield Village; and

WHEREAS, Watermark at Chesterfield Village Mo, Residential LLC will install and maintain the sewer improvements that are installed as part of this development; and

WHEREAS, the Department of Public Services has reviewed the request and has determined that said request meets all applicable regulations and the easement will have no adverse effect on the City of Chesterfield.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. The City Council of the City of Chesterfield hereby authorizes the Mayor to execute the attached easement as depicted and described in Exhibit "A" are attached hereto and made part of hereof.

Section 2. This ordinance shall be in full force and effect from and after its passage and approval.

Passed and approved this _____ day of _____, 20____.

PRESIDING OFFICER

Bob Nation, MAYOR

ATTEST:

Vicki Hass, CITY CLERK

FIRST READING HELD 1/18/17

EXHIBIT "A"

E A S E M E N T

TO WHOM IT MAY CONCERN:

KNOW ALL MEN BY THESE PRESENTS. That The City of Chesterfield, for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations to it in hand paid by Watermark at Chesterfield Village Mo, Residential LLC, the receipt of which is hereby acknowledged, do(es) hereby give, grant, extend, and confer on Watermark at Chesterfield Village Mo, Residential LLC the exclusive right to build and maintain a sewer or sewers, including stormwater improvements, on the strip or strips of ground described as shown hachured on the attached "Easement Plat" marked Exhibit "A" and made a part hereof, and to use such additional space adjacent to the easement(s) so granted as may be required for working room during the construction, reconstruction, maintenance, or repair of the aforementioned sewer or sewers, including stormwater improvements. Watermark at Chesterfield Village Mo, Residential LLC may from time to time enter upon said premises to construct, reconstruct, maintain, or repair the aforesaid sewer or sewers, including stormwater improvements, and may assign its rights herein to the State, County, City, or other political subdivisions of the State. The easement(s) hereby granted is(are) irrevocable and shall continue forever.

IN WITNESS WHEREOF, the said City of Chesterfield has caused these presents to be signed by its Mayor this ____ day of _____, 20 ____.

By _____ City of Chesterfield

Name _____ Bob Nation

Attest:

Title _____ Mayor

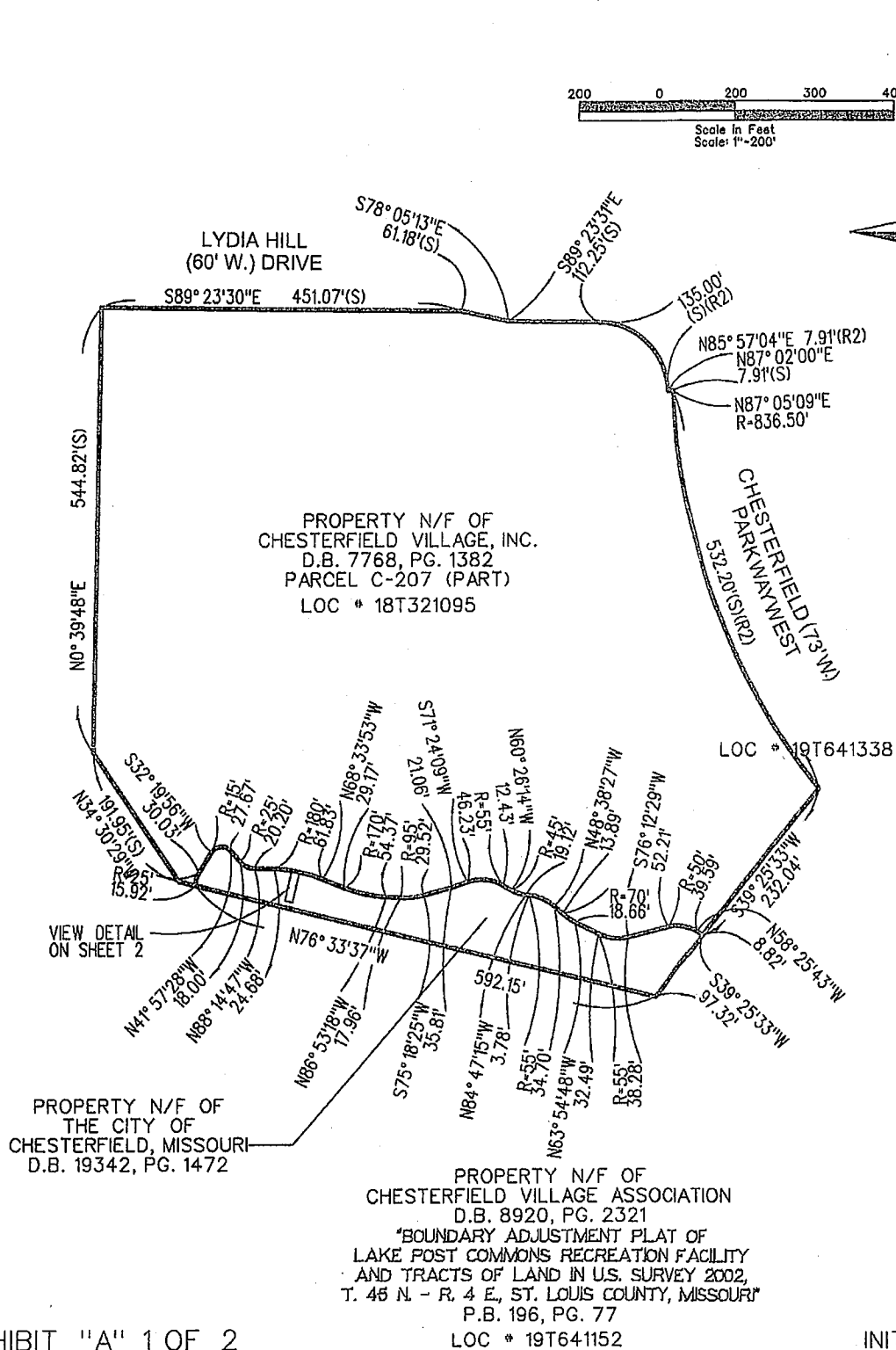
Vickie Hass, City Clerk

STATE OF MISSOURI)
) SS
COUNTY OF ST. LOUIS)

On this ____ day of _____, 20____, before me appeared Bob Nation to me personally known, who being by me duly sworn, did say he is Mayor of the City of Chesterfield Mo, and that said instrument was signed in behalf of said corporation by authority of its City Council, and said Bob Nation acknowledged said instrument to be the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my notarial seal the day and year first above written.

My commission expires _____.



EASEMENT PLAT
A TRACT OF LAND BEING PART OF LOT 2 OF
"BOUNDARY ADJUSTMENT PLAT CHESTERFIELD
VILLAGE AREA A" (P.B. 158, PGS. 88 & 89)
IN U.S. SURVEY 2002, T. 45 N. - R. 4 E.
CITY OF CHESTERFIELD ST. LOUIS COUNTY, MISSOURI

LEGEND

R.B. RADIAL BEARING
R RADIUS

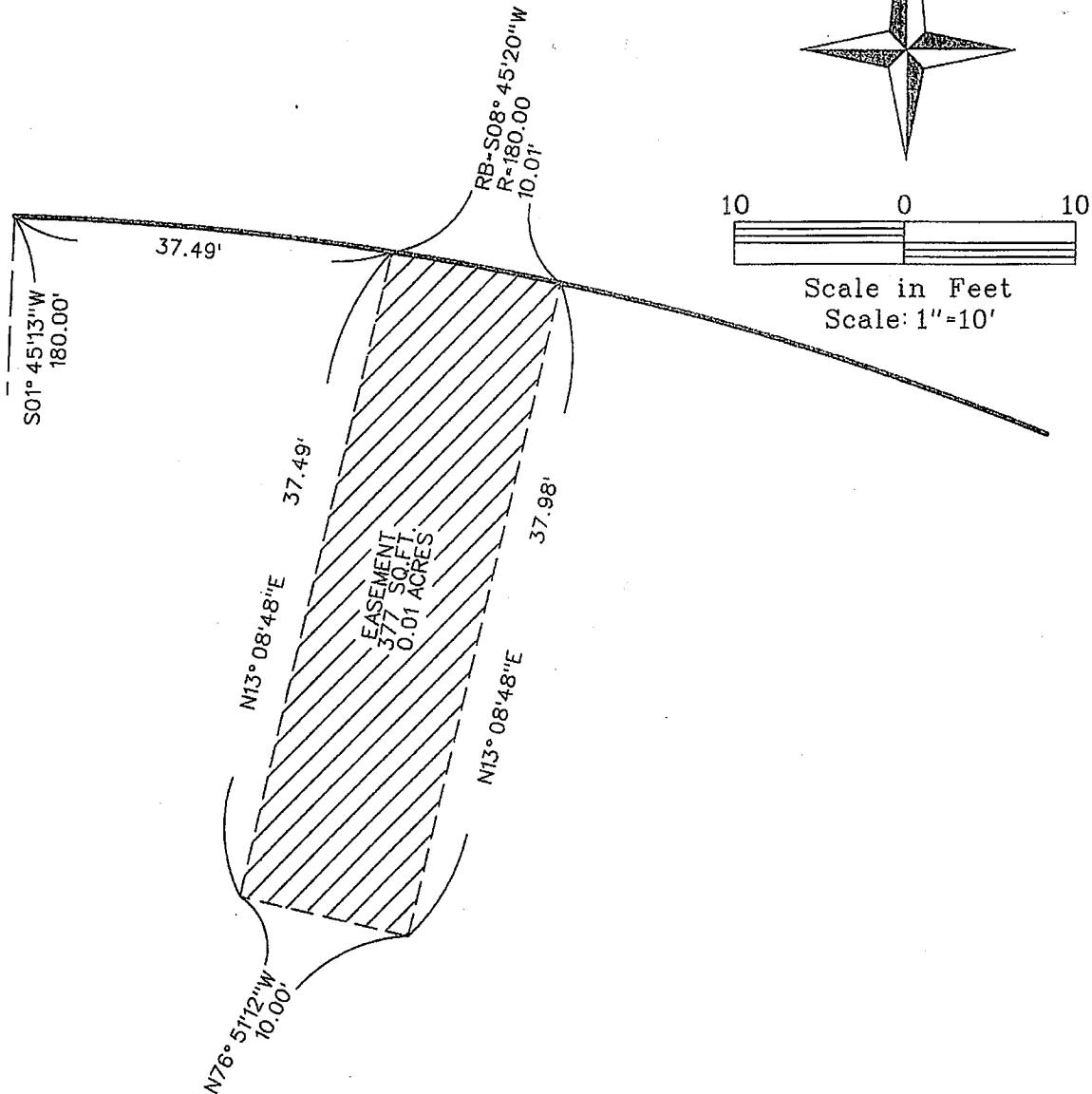


EXHIBIT "A" 2 OF 2

INITIAL:

EASEMENT PLAT
A TRACT OF LAND BEING PART OF LOT 2 OF
"BOUNDARY ADJUSTMENT PLAT CHESTERFIELD
VILLAGE AREA A" (P.B. 158, PGS. 88 & 89)
IN U.S. SURVEY 2002, T. 45 N. - R. 4 E.
CITY OF CHESTERFIELD ST. LOUIS COUNTY, MISSOURI

BILL NO. 3137

ORDINANCE NO. _____

APPROVES THE INSTALLATION OF ONE FIRE HYDRANT AT HARMONY SEVEN LOCATED WITHIN THE CITY OF CHESTERFIELD.

WHEREAS, at a duly called meeting of the Board of Directors of the Monarch Fire Protection District, the placement of a certain fire hydrant was approved; and,

WHEREAS, it is necessary for the authorization of the placement of said fire hydrant by ordinance.

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. The placement of the following fire hydrant at such exact location as specified by the Insurance Services Office of Missouri and as approved by the Board of Directors of the Monarch Fire Protection District is hereby approved by the City of Chesterfield for installation:

One (1) fire hydrant on the east side of Harmony Meadows Ct. at the intersection of lots 3 and 4.

Section 2. The Missouri American Water Company is authorized to install said fire hydrant at the aforesaid location.

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

Passed and approved this _____ day of _____, 2017.

PRESIDING OFFICER

Bob Nation, MAYOR

ATTEST:

Vickie Hass, CITY CLERK

FIRST READING HELD: _____

I, Charles Marsonette, Fire Chief of the Monarch Fire Protection District, Incorporated as a political subdivision under the laws of the STATE OF MISSOURI, DO HERE BY CERTIFY that at a meeting of the Board of Directors of said Fire District, duly called and held on the 4th day of November, 2015, at which a quorum was present, the following action was taken:

"Upon motion duly made, seconded and carried, the following resolution was unanimously adopted."

WHEREAS, pursuant to MISSOURI PUBLIC SERVICE COMMISSION ORDER NO. 4, issued on November the 28th, 1969, Missouri-American Water Company has promulgated certain rules relating to the location of fire hydrants by incorporated Fire Districts: and,

WHEREAS, The Insurance Services Office of Missouri has specified the location of 1 public fire hydrant(s) in Harmony Seven (subdivision) as follows:

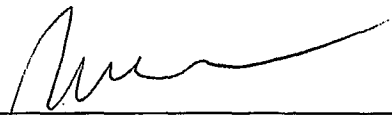
1. On the east side of Harmony Meadows Court at the intersection of lots 3 and 4.

WHEREAS, The Insurance Services Office of Missouri has specified the minimum fire flow for Harmony Seven (subdivision) to be 1,750 GPM at 20 PSIG:

WHEREAS, for the purpose of keeping fire insurance rated as low as possible, the MONARCH FIRE PROTECTION DISTRICT has always fixed the location of fire hydrants, and fire flows in accordance with the recommendations of the Insurance Service Office of Missouri:

NOW THEREFORE, BE IT RESOLVED, that the Missouri-American Water Company install said 1 public fire hydrant(s) at the aforesaid location(s),

IN WITNESS THEREOF, I have hereunto set my hand as Fire Chief of the Monarch Fire Protection District, and have caused the corporate seal of said Fire District to be affixed this 4th day of November, 2015.



FIRE CHIEF

BILL NO. 3138

ORDINANCE NO. _____

AN ORDINANCE REVISING THE PARK RULES FOR THE CITY OF CHESTERFIELD

WHEREAS, the City of Chesterfield has determined it necessary to establish rules for the use of City Parks; and

WHEREAS, said rules provide for safe and enjoyable use of City Parks by its Citizenry; and

WHEREAS, said rules of use are to be uniformly and equitably enforced within Chesterfield Parks;

WHEREAS, the City of Chesterfield adopted the current Park Rules and Regulations with the passage of Ordinance 2552 on August 3, 2009; and

WHEREAS, the City of Chesterfield desires to enhance the use and enjoyment of City Parks; and

WHEREAS, the City of Chesterfield Parks, Recreation and Arts Committee reviewed and unanimously recommended adoption of the revised Park Rules;

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CHESTERFIELD, MISSOURI, AS FOLLOWS:

Section 1. A copy of the Revised Park Rules is provided for clarity and is hereby attached hereto and incorporated herein by reference and marked as Exhibit "A".

Section 2. Chapter 22, Section 22-1 through Section 22-51 are hereby repealed and replaced as provided for in Exhibit "A", attached hereto:

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

Passed and approved this _____ day of _____, 2017

PRESIDING OFFICER

Bob Nation, MAYOR

ATTEST:

Vickie Hass, CITY CLERK

FIRST READING HELD:

"EXHIBIT A"

Park Rules and Regulations

ARTICLE I. IN GENERAL

Sec. 22-1. Unlawful to operate motor vehicles in certain areas of city parks.

No person shall operate a motor vehicle upon any unpaved area within a Chesterfield city park unless the area is specifically designated and posted to permit the operation of such vehicles in that area.

Sec. 22-2. Buses and certain trucks prohibited in city parks.

Trucks larger than a three-fourth (3/4) ton pickup truck and buses are prohibited from entering into a city park unless specific permission for same is obtained from the Director of Parks, Recreation & Arts or his/her designee. Trucks and buses having secured permission must park in areas so designated by the Director of Parks, Recreation & Arts or his/her designee or police.

Sec. 22-3 -- 22-15. Reserved.

ARTICLE II. PARKS RULES AND REGULATIONS

Sec. 22-16. Operating rules.

The Director of Parks, Recreation & Arts is hereby authorized to establish rules, which he/she determines are necessary to properly maintain, operate, develop, or construct city parks, facilities and/or trail areas, or to assure the safety of users of said parks and recreation facilities.

Sec. 22-17. Hours of operation.

City parks, facilities, and trail areas shall be open for public use during the period from sunrise to sunset with the exception of special use facilities such as aquatic centers, athletic complexes, amphitheaters; and in instances of special events and festivals, etc. It shall be unlawful for any person or persons (other than city personnel and/or concession/vending operators conducting city business therein) to occupy or be present in said park during any hours in which the park is not open to the public, unless written permission for extended use has been obtained from the Director of Parks, Recreation & Arts or his/her designee.

Sec. 22-18. Park, facility, and trail usage.

The city through its representatives, agents and employees, reserves the right to control the use of all city parks, facilities, and trail areas. In general, all city parks, facilities, and trail areas are to be open for the use by its residents; however, the city reserves the right to restrict the use of city parks, facilities, and trail areas or portion thereof for programs, special events, festivals, rentals, construction, and ongoing maintenance and operations.

No organized programs, camps, special events, festivals, walks, runs, rides, etc. shall take place in a city park, facility and/or trail area without the expressed written consent of the Director of Parks, Recreation & Arts.

The city through its representatives, agents, and employees, reserves the right to control all activities at any city park, facility and/or trail area and to eject any person(s) who is objectionable and causes disfavor to the rules and regulations.

Park patrons, lessee's agents, servants, employees, assigns, successors, invitees, and licensees at all times agree to fully abide by all federal, state, county and municipal laws and ordinances.

No private property may be placed on or in city parks, facilities and/or trail areas without the expressed written consent of the Director of Parks, Recreation & Arts or his/her designee.

The city will not assume any responsibility for any private property that may be approved for placement.

The city shall have the sole right to determine any and all decisions regarding the condition and usage of the parks, facilities and trail areas.

Sec. 22-19. Meetings, Exhibitions, Parades, etc.

No person shall, without a permit:

- (1) Conduct a public assembly, parade, picnic, or other event involving more than twenty (20) individuals;
- (2) Conduct any exhibit, music or dramatic performance, fair, circus, concert, play, radio or television broadcast, other than a news transmission;
- (3) Create or emit any Amplified Sound, except from a radio, recorder or other device possessed and used by an individual for his/her own enjoyment and operated in such a manner so as not to interfere with the use and enjoyment by another person;

(4) Station or erect any building, tent, canopy, stand, bandstand, stage, tower, scaffold, sound stage, platform, rostrum or other structure.

Permits may be obtained from the Director of Parks, Recreation & Arts. Permits may be issued pursuant to the guidelines set forth in Section 22-20.

Sec. 22-20. Permits

A permit for the use of a specific park, park area, facility or trail area may be obtained by applying to the Parks, Recreation & Arts Department in advance of the date for which the use of a specific park, park area, facility or trail area is sought. Persons issued a permit for the use of a specific park, park area, facility or trail area shall have preference to the use of the specific park, park area, facility or trail area reserved upon the dates and during the times indicated on the permit. A permit shall generally be issued when:

(1) The proposed activity or use of the park, facility or trail area will not reasonably interfere with or detract from the general public's enjoyment of the park, facility and/or trail area.

(2) The proposed activity or use is not reasonably anticipated to incite violence, crime or disorderly conduct.

(3) The proposed activity or use will not entail unusual, extraordinary or burdensome expense, and/or police/maintenance operation by the city.

(4) The location for the proposed activity or use is in an area deemed suitable by the Director of Parks, Recreation & Arts.

(5) The issuance of such permit shall not result in crowded or congested conditions due to the issuance of prior permits for the same day, or due to the anticipated number of attendees for the planned event.

(6) The proposed activity, use and/or equipment are deemed not to be a safety or liability issue.

Lessee is responsible to see that all activities are properly controlled; all rules are enforced, and must have a designated person(s) of authority on site at all times.

Lessee agrees that he/she will, to the extent possible, take every action necessary to prevent any and all disorderly or boisterous conduct or immoral practices of any kind and/or about the premises by its agents, servants, employees, assigns, successors, invitees and licensees.

The city through its representatives, agents, and employees, may revoke the usage of any permit previously granted at any time if it is determined that the application for permit contained any misrepresentation or false statement, or that any condition set forth in the policies governing the permit requested is not being complied with, or that the safety of the participants in the activities of the applicant or other patrons or visitors to the park, facility and/or trail area is endangered by the continuation of such activity.

Sec. 22-21. Domestic animals.

(a) No person shall bring any animal into areas of a park, facility and/or trail area that have been marked by signs bearing that animals/pets are not allowed.

(b) No person shall bring any animal into playground areas.

(c) No person shall permit the running of a domestic animal at large, unless in a designated area such as a "Dog Park" or an "Off-Leash" area.

(d) Except as part of an organized, authorized, or supervised Parks, Recreation & Arts program or in a designated area such as a "Dog Park" or an "Off-Leash" area, all domesticated animals where permitted shall be restrained by a leash no more than six feet in length and held by a competent person.

(e) No vicious animal of any kind shall be brought into the park, facility and/or trail area at any time even though restrained as described above.

(f) No person shall ride or otherwise bring any horse, mule, pony or other such riding animal in any of the parks, facility and/or trail area, except where posted for use of special trails etc. or unless special written permission for said use is obtained in advance from the Director of Parks, Recreation & Arts.

(g) Where permitted, horses shall be thoroughly broken and properly restrained, and ridden with due care, and shall not be allowed to graze or go unattended.

(h) No animal shall be tethered to any bush, tree, shrub, or to any park structure.

(i) Any person bringing an animal into the parks, facilities and/or trail areas shall remove and dispose of all feces left by such animal.

Sec. 22-22. Disposal of trash.

(a) No person shall throw, discharge, or otherwise place or cause to be placed in the waters of any fountain, pond, lake, stream, storm sewer or drain flowing into such waters, any substances matter or thing, liquid or solid, which will or may result in the pollution of the waters.

(b) No person shall litter or cause to be littered any of the grounds, driveways, buildings or other structures of the parks, facilities, and/or trail areas by scattering, dumping, or leaving paper, garbage, cans, broken glass, bottles, ashes, rubbish, waste, or other trash. All such rubbish or waste shall be placed in the proper receptacles where they are provided. Where receptacles are not provided, all rubbish or waste shall be carried away from the park, facility and/or trail area by the person responsible for its presence and properly disposed of elsewhere.

(c) No person shall bring in or dump, deposit or leave any bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, waste, garbage, refuse, or other trash.

Sec. 22-23. Fires.

(a) No person shall build or attempt to build a fire in a park, facility and/or trail area except in an approved container and with written approval from the Director of Parks, Recreation & Arts.

(b) No person who has built any fire shall leave the place where the fire was built without first completely extinguishing the fire.

(c) No person shall drop, throw, or otherwise scatter lighted matches, burning cigarettes or cigars, tobacco paper or other inflammable material, within any park, facility and/or trail area.

Sec. 22-24. Tobacco and smoking.

No person shall smoke or use tobacco products (pipes, cigars and cigarettes) or vaping with e-cigarettes, in any City park, facility and/or trail area, with the exception of parking lot areas.

Sec. 22-25. Camping.

Camping, whether in vehicles or not, is prohibited in city parks, facilities and/or trail areas unless where specific written approval has been made by the Director of Parks, Recreation & Arts.

Sec. 22-26. Tents, awnings and canopies.

No person shall erect, hang, or construct any tent/awning/canopy in any City park, facility and/or trail area unless where specific approval has been made by the Director of Parks and Recreation or his/her designee.

Sec. 22-27. Damaging property.

No person in a city park, facility and/or trail area shall;

(1) Willfully mark, deface, disfigure, injure, tamper with, displace or remove any building, bridge, table, bench, fireplace, railing, paving or paving material, water line or other public utility or parts or appurtenances thereof; sign, notice, or placard whether temporary or permanent; monument, stake, post or other boundary marker; or other structure or equipment, facility, trail or park property or appurtenances whatsoever, either real or personal.

(2) Dig or remove any soil, rock, stone, sand, shrub, tree or plants, downed timber or other wood or materials, or make any excavation by tool, equipment, blasting or other means or agency.

(3) Construct or erect any building or structure of whatever kind, whether permanent or temporary in character, or run or string any public service utility into, upon or across such lands, except on special written permit by the Director of Parks and Recreation.

(4) Damage, cut, carve, transplant or remove any tree or plant, or injure the bark thereof; or pick the flowers or seeds of any tree or plant; or attach any rope, wire or other contrivance to any tree or plant; or dig in or otherwise disturb grass areas; or in any other way injure or impair the natural beauty or usefulness of any area.

(5) Climb any tree or walk, stand or sit upon monuments, vases, fountains, railings, fences or upon any other property not designated or customarily used for such purposes.

Sec. 22-28. Weapons prohibited.

No person shall carry or have in his/her possession any firearm, air pistol, air rifle, bow and arrow or any other instrument capable of launching or firing any projectile or noxious substance, whether propelled by gunpowder, gas, air, spring, or any other means, while within any park, facility, trail area, roadway, driveway, or other public place of the department. This section shall not apply to any law enforcement officer authorized by law to carry a weapon within the parks, facilities and/or trail areas.

Sec. 22-29. Bicycles.

((a) No person shall bring a bicycle(s) into any areas of a park, facility and/or trail areas that have been marked by signs bearing that bicycle usage is prohibited.

(b) It is required that children between the age of 1 and 17 wear an approved helmet (Snell or ANSI standards) when riding a bicycle in a City park, facility and/or trail area.

(c) No person shall leave a bicycle in a place other than a bicycle rack when such is provided and space is available.

(d) No person shall leave a bicycle lying on the pavement or in any place or position where other persons may trip over it or be injured by it.

(e) No person shall ride a bicycle on other than a graveled, wood chipped or paved vehicular road or path designated for that purpose, except a bicyclist may wheel or push a bicycle by hand over any grassy area or wooded trail or on any paved area reserved for pedestrian use.

(f) No person shall fail to comply with all traffic rules and regulations as apply to the operation of bicycles on City streets.

Sec. 22-30. Skateboards, in-line skates, coasters, scooters etc.

(a) No person shall ride or otherwise bring any skateboards, in-line skates, coasters, scooters or any other such riding apparatus in any parks, facilities and/or trail areas except where posted for designated use (designated trails/pathways, skateboard parks etc.).

(b) It is required that children between the age of 1 and 17 wear an approved helmet (Snell or ANSI standards) when riding skateboards, in-line skates, coasters, scooters, hover board, or any other such riding apparatus in a City park, facility and/or trail area.

Sec. 22-31. Solicitations prohibited.

(a) No person shall solicit alms or contributions for any purpose whatsoever, whether public or private within any of the parks, facilities, and/or trail areas, except by written permission of the Director of Parks, Recreation & Arts, when such solicitations are of direct benefit to the Parks, Recreation & Arts Department's purposes and programs.

(b) No person shall offer to sell or exchange any article or thing, or do any hawking, peddling or soliciting of sales, or buy or offer to buy any article or thing in any of the parks, facilities, and/or trail areas, except when acting in pursuant to a concession/vending contract or with the written permission of the Director of Parks, Recreation & Arts or his/her designee.

(c) No person shall paste, glue, tack, place signs on windshields of cars or otherwise post any sign, placard, advertisement or inscription whatsoever, or to erect or cause to be erected any sign on any public lands or highways or roads adjacent to a park, facility and/or trail area without the expressed written consent of the Director of Parks, Recreation & Arts.

(d) No person shall announce, advertise or call the public attention in any way to any article or service for sale or hire without the expressed written consent of the Director of Parks, Recreation & Arts.

(e) No person shall campaign or solicit for petition whether public or private within any of the parks, facilities, and/or trail areas, except by written permission of the Director of Parks, Recreation & Arts, when such solicitations are of direct benefit to the city's purposes and programs.

Sec. 22-32. Concessions and vending.

The city reserves the exclusive right to all concession and vending at all parks, facilities and/or trail areas. This shall include, but not limited to food/beverage operations, bicycle and boat rentals, t-shirt and novelty sales etc.

Sec. 22-33. Closed areas.

No person shall enter an area or roadway in a park, facility and/or trail area closed to public access, unless authorized by the Director of Parks, Recreation & Arts or his/her designee.

Sec. 22-34. Traffic and motor vehicles.

(a) Persons operating a motor vehicle within a city park, facility and/or trail area shall operate the same in a careful and prudent manner.

(b) No person shall drive any motor vehicle on a driveway located in any of the city parks, facilities and/or trail areas at any speed over the posted speed limit.

(c) No person in a park, facility and/or trail area shall drive any vehicle on any area except the graveled or paved park and/or facility roads or parking areas provided for that purpose, or such other areas as may on occasion be specifically designated as temporary parking areas by the Director of Parks, Recreation & Arts.

(d) No person in a park, facility and/or trail area shall park a vehicle in other than an established or designated parking area, and such use shall be in accordance with the posted directions thereat and with the instruction of any attendant who may be present.

(e) No person shall leave, park or stop a motor vehicle within any city park, facility and/or trail area after the designated closing time unless authorized by the Director of Parks, Recreation & Arts or his/her designee.

(f) No trucks, buses, or other commercial vehicle exceeding a gross weight of (8,000 lbs) may enter any city park, facility and/or trail area unless specific permission in writing is obtained from the Director of Parks, Recreation & Arts or his/her designee. This does not include vehicles delivering to or coming from the parks, facility and/or trail area, or vehicles engaged in work for the city.

(g) No person shall leave a parked vehicle in a city park, facility and/or trail area for the purpose of carpooling or the advertisement to sell said vehicle.

(h) No person shall operate a golf cart and/or utility cart on or in a city park, facility and/or trail area without the expressed written consent of the Director of Parks, Recreation & Arts or his/her designee.

Sec. 22-35. Glass bottles or containers prohibited.

No person shall bring into any city park, facility and/or trail area any glass bottles or containers.

Sec. 22-36. Gambling.

No person shall gamble, or participate in or abet any games of chance in a park, facility and/or trail area.

Sec. 22-37. Amusement rides, games, booths, activities, DJ's.

The use of amusement rides, inflatables, games, booths, activities, portable barbeque pits, bands and DJ's etc. are prohibited in any city park, facility and/or trail area unless specifically approved in writing by the Director of Parks, Recreation & Arts or his/her designee.

Sec. 22-38. Swimming.

It shall be unlawful for any person in a park, facility and/or trail area to swim, bathe or wade in any waters or waterways in or adjacent to any park, facility, and/or trail area, except in such waters and at such places as are provided therefore, and in compliance with such regulation as are herein set forth or may be hereafter adopted. Nor shall any person frequent any waters or places customarily designated for the purpose of swimming or bathing, or congregate thereat, when such activity is prohibited by the Director of Parks, Recreation & Arts or his/her designee upon finding that such use of the water would be dangerous or otherwise inadvisable.

(a) Certain hours. It shall be unlawful for any person in a park, facility and/or trail area to frequent any waters or places designated for the purpose of swimming or bathing, or congregating thereat, except between such hours of the day as shall be designated by the Director of Parks, Recreation & Arts or his/her designee for such purposes for each individual area.

(b) Bath houses and Restrooms. It shall be unlawful for any person in a park, facility and/or trail area to dress or undress on any beach, or in any vehicle or other place, except in such restrooms, bathing houses or structures as provided for that purpose.

(c) No person shall be indecently exposed or nude in a park, facility and/or trail area unless in a bath house or restroom.

Sec. 22-39. Boating.

No person shall bring into or operate any boat, raft or other water craft, whether motor-powered or not, upon any waters, except at places designated for boating by the Director of Parks, Recreation and Arts, or as part of an organized, authorized, or supervised Parks, Recreation and Arts program/special event or when acting pursuant to a concessions/vending contract. Such activities shall be in accordance with applicable regulations as are now or may hereafter be adopted.

(a) River's Edge is open for boating, canoeing, kayaking or paddle boarding from sunrise to sunset. No motorized boats or motorized floating devices, this includes electric, gas or solar-powered Trolling motors.

(b) Youth 15 years of age and under are required to wear a coastguard-approved personal flotation device while on the water. If you are 16 years of age or older you must have a coastguard approved personal flotation device in your possession while on the water at all times.

(c) No public motor vehicles are allowed on any access or trails to River's Edge Park without written permission by the City.

Sec. 22-40. Ice skating.

No person shall go onto the ice on any body of water in any park, facility or trail area.

Sec. 22-41. Sledding and snow-boarding.

No person shall sleigh ride or snow board on/in any city park, facility and/or trail area.

Sec. 22-42. Fishing.

Except as otherwise provided herein, fishing is allowed in waters or waterways in or adjacent to any park, facility and/or trail pursuant to the Missouri Conservation Commission rules R.S. Mo. Ch252.

(a) No person shall fish off-shore in a park, facility and/or trail area, except where such locations have been specifically designated for such activity.

(b) Fishing at the Central Park Lake is catch and release only unless you have written permission from the Director of Parks, Recreation and Arts or his /her designee.

(c) No trapping or jug fishing allowed.

(d) The lake may be closed to fishing during special events.

(e) When fishing, only one fishing pole per person at catch and release sites and catch and keep sites.

(f) All state fishing regulations apply unless additional rules are posted, see mdc.mo.gov/fishing/fishing/fishing-regulations.

Sec. 22-43. Hunting.

(a) No person shall hunt, molest, harm, trap, kill, shoot at any animal, reptile or bird; or remove the eggs or nest or young of any bird; except snakes known to be deadly poisonous in any city park, facility and/or trail area.

(b) No person shall give or offer to give any animal or bird any noxious substance.

Sec. 22-44. Intoxicating beverages.

(a) The use of intoxicating beverages within the parks, facilities and/or trails is acceptable, with exception of where specifically prohibited by the Director of Parks, Recreation & Arts.

(b) No person shall enter any of the parks, facilities and/or trails while in an intoxicated condition nor shall that person remain therein while in an intoxicated condition whether intoxicated at the time of entering the parks, facilities and/or trail area or becoming intoxicated after entering.

(c) No one shall sell alcoholic beverages of any kind in a park, facility and/or trail area except when acting pursuant to a concession/vending contract. (d) No minor shall possess or consume any intoxicating beverages at any time in any park, facility and/or trail areas.

Sec. 22-45. Fireworks and explosives.

Except as expressively permitted by the Director of Parks, Recreation & Arts, no person in a park, facility and/or trail shall bring or have in his/her possession, or set off or otherwise cause to explode or discharge or burn, any firecracker, torpedo, rocket, or other fireworks or explosives of inflammable material; nor shall any person throw them into any such area from land or highway adjacent thereto. This prohibition includes any substance, compound, mixture, or article that in conjunction with any other substance or compound would be dangerous.

Sec. 22-46. Games and activities.

(a) No person in a park, facility and/or trail area shall take part in or abet the playing of any games involving thrown or otherwise propelled objects such as stones, arrows, javelins, lawn darts, golf, remote controlled model airplanes, model cars, drones, and horseshoes except in areas set apart for such forms of recreation or upon the written approval of the Director of Parks, Recreation and Arts.

(b) No person in a park, facility and/or trail area shall take part in or set up/construct the playing of any games which require driven stakes, excavation, or other physical disturbance of the parks grounds; except in areas set apart for such forms of recreation or upon written approval of the Director of Parks, Recreation and Arts.

Sec. 22-47. City trails.

(a) Definitions and rules of construction. The following definitions and rules of construction apply to this section.

“City Trail” means any trail maintained or operated by the Parks, Recreation and Arts Department for use by pedestrians or cyclists.

“Cycle” means any device, other than a wheelchair, which is propelled by human power and has one or more wheels at least twenty (20) inches in diameter and a frame size of at least fourteen (14) inches.

“Pedestrian” includes any person walking, jogging, running, in-line skating or riding in a wheelchair.

“Wheelchair” means a chair mounted on wheels for use by disabled individuals.

(b) Trail use by motorized equipment/vehicles.

All motorized vehicles (cars, trucks, motorcycles, go karts, Segway’s, toy vehicles, etc.), except for electrically-assisted powered-mobility devices for persons with disabilities (wheelchairs and scooters) shall not use any trail, except for official and emergency vehicles.

(c) **Trail use by cyclists.**

(i) It is required that children between the age of 1 and 17 wear an approved helmet (Snell or ANSI Standards) when riding a bicycle on a City trail.

(ii) Every person operating a cycle upon a City trail shall ride as near to the right side of the trail as practicable, exercising due care when passing a pedestrian or other cyclist.

(iii) Persons operating cycles upon a City trail shall ride, single file when passing a pedestrian or other cyclist.

(v) Every person operating a cycle upon a City trail shall give an audible signal before passing a pedestrian or another cyclist.

(vi) Every person operating a cycle upon a City trail shall at all times exercise the highest degree of care to avoid colliding with another trail user, and shall always yield to pedestrians.

(e) Trail use by pedestrians.

(i) Pedestrians on a City trail shall remain as near to the right side of the trail as practicable.

(ii) Every pedestrian on a City trail shall give an audible signal before passing another pedestrian or cyclist.

(f) Trail use by dogs.

(i) All dogs shall be restrained by a leash no more than six (6) feet in length. The dog shall be reined in to within four (4) feet of the responsible person whenever it approaches or is approached by another trail user.

(ii) Any person bringing a dog onto a City trail shall remove and dispose of all feces left by such dog.

(g) Trail use by horses.

It shall be unlawful for any person in a park, facility and/or trail area to ride a horse, except on designated bridle trails. Where permitted, horses shall be thoroughly broken and properly restrained, and ridden with due care, and shall not be allowed to graze or go unattended, nor shall they be hitched to any rock, tree or shrub.

Sec. 22-48. Photos, Film and Video.

No person(s) in a park, facility and/or trail area shall take part in the taking of organized photo, film or video shoots etc., without the expressed written consent of the Director of Parks, Recreation & Arts or his/her designee.

Sec. 22-49. Provisions not applicable to employees.

The provision of these rules and regulations shall not be applicable to City employees or contractors of the City, while actually engaged in their official duties, nor shall the provisions of these rules and regulations be applicable to City officials while attending to park business.

Sec 22-50 Community Garden

- (a) All gardeners are required to complete an application form along with payment for plot usage.
- (b) Planting of illegal plants is strictly prohibited.
- (c) Tobacco products are strictly prohibited which includes; pipes, cigars, cigarettes or vaping with e-cigarettes.
- (d) Pets, drugs, alcohol, boom boxes and fires are not allowed in the garden.
- (e) The applications of herbicides (weed killers) is strictly prohibited.
- (f) Garden hours are from sunrise to sunset.

Sec 22-51 Chesterfield Dog Park

- (a) All dogs in the dog park must be registered as a current member of the dog park.
- (b) All dogs must be spayed or neutered.
- (c) No dogs under four months of age in the dog park.
- (d) Dog feces (and/or dog waste) must be picked up and disposed of properly by owners immediately.
- (e) Owners are legally responsible for their dogs and any injuries or damages caused by their dogs.
- (f) All dog altercations where a dog or person is injured needs to be reported immediately to the Chesterfield Police Department at 636-537-3000 and a report needs to be filed.
- (g) All dogs are to be on a leash until inside the fenced in transition area when visiting the park.
- (h) Dogs in the Dog Park that have overly aggressive behavior, been in fights or caused harm to other dogs or patrons can be banned from the Dog Park.
- (i) Dog owners must closely supervise their dogs and at no time may the owner leave the fenced area without his/her dogs.

(j) All dogs must have been vaccinated and legally licensed prior to using the off leash area and must wear a current Chesterfield Dog Park tag and ownership tag.

(k) No children under ten (10) years of age allowed in the dog park.

(l) Youth between the ages of 10 and 15 must be supervised by an Adult.

(m) Dog handlers or owners in the dog park must be at least 16 years old.

(n) There is to be no alcoholic beverages, food, dog treats or rawhide items in the dog park.

(o) No animals other than dogs are to be brought into the dog park.

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