



## RECORD OF PROCEEDING

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MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD  
AT 922 ROOSEVELT PARKWAY  
FEBRUARY 6, 1995

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

A roll call was taken with the following results:

PRESENT

Mayor Jack Leonard  
Councilmember Barry Flachsbart  
Councilmember Colleen Hilbert  
Councilmember Bill Devers  
Councilmember Ed Levinson  
Councilmember Dan Hurt  
Councilmember Alan Politte  
Councilmember Mike Cullen  
Councilmember Linda Tilley

ABSENT

None

The Pledge of Allegiance was led by Cub Scout Pack #803 from Shenandoah Valley School: Zach Berg, Michael Korlin, Michael Zekind, Ben Cook and Brian Steiner. Also in attendance was Troop Leader John Zekind.

Reverend Dennis Lindberg from Ivy Chapel United Church of Christ led the City Council in prayer.

APPROVAL OF MINUTES

The minutes of the January 17, 1995, City Council meeting were submitted for approval. A motion was made by Councilmember Tilley, seconded by Councilmember Hilbert, to approve the minutes. A voice vote was taken with an affirmative result (Councilmember Flachsbart "Abstained") and the motion was declared passed.

## **INTRODUCTORY REMARKS**

Mayor Jack Leonard urged those in attendance to vote in the February 7 election. In addition, Mayor Leonard announced that the municipal election has been scheduled for April 4, 1995. He read a list of the candidates who have filed for the office of Councilmember from each Ward.

Mayor Leonard announced that the next City Council meeting has been scheduled for Tuesday, February 21, 1995. The Government Center will be closed on Monday, February 20 in observance of President's Day.

Mayor Leonard reported that legislation has been introduced (HB 275) with regard to removal of requirements currently in place to appoint individuals to the Board of Police Commissioners in equal numbers from both major political parties. If approved, the appointments could be made on a non-partisan basis. Councilmember Flachsbart made a motion to send this matter to the Public Health and Safety Committee for review. The motion was seconded by Councilmember Hilbert. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

## **COMMUNICATIONS AND PETITIONS**

Mr. Dan Layton, who resides at 205 High Point, expressed his opposition to the proposed Wildhorse Hills Subdivision.

Mr. Jeff Snyder, who resides at 17725 Greystone Terrace, expressed his opposition to the proposed Wildhorse Hills Subdivision.

Ms. Vicki Martino, who resides at 17778 Hornbean Drive, expressed her opposition to the proposed Wildhorse Hills Subdivision.

Mr. Chris Layton, who resides at 16809 Wild Horse Creek Road, expressed his opposition to the proposed Wildhorse Hills Subdivision.

Ms. Barbara Burkemper, who resides at 8 Chesterfield Lakes, spoke for Ms. Linda Layton's opposition to the proposed Wildhorse Hills Subdivision.

Ms. Linda Aldridge, who resides at 244 Lehigh Meadows Drive, expressed her opposition to the proposed Wildhorse Hills Subdivision.

Ms. Judi Hart, who resides at Bridgeway Circle Drive, expressed her opposition to the proposed Wildhorse Hills Subdivision.

Ms. Julie Harris, who resides at 41 Chesterfield Lakes, presented petitions from Ward III and expressed her opposition to the proposed Wildhorse Hills Subdivision.

Ms. Pam Smythe, who resides at 9 Baxter Lane, expressed her opposition to the proposed Wildhorse Hills Subdivision.

Mr. Don Sarno, who resides at 12 Chesterfield Lakes, expressed his opposition to the proposed Wildhorse Hills Subdivision.

Mr. Eric Tremayne, who resides at 433 Eatherton Valley, expressed his opposition to the proposed Wildhorse Hills Subdivision.

Mr. Dan Vogel, whose office is at 101 S. Hanley Road, expressed his opposition to the proposed Wildhorse Hills Subdivision.

Mr. John Hammond, who resides at 1203 Walnut Hill Farm, expressed his opposition to the proposed Wildhorse Hills Subdivision.

Mr. Bob Nations, who resides at 17669 Birdgeway Circle Drive, expressed his opposition to the proposed Wildhorse Hills Subdivision.

Mr. Vance Vaughn, who resides at 17715 Birch Leave Court, expressed his opposition to the proposed Wildhorse Hills Subdivision.

Ms. Kathy Shannahan, who resides at 1515 Packland Ridge Court, expressed her opposition to the proposed Wildhorse Hills Subdivision.

Mr. Kurt Studt, who resides at 2017 Andraes Lane, expressed his opposition to the proposed Wildhorse Hills Subdivision.

Ms. C. M. Thursheim, who resides at 1452 Chesterfield Estates Drive, expressed her opposition to the proposed Wildhorse Hills Subdivision.

Dr. Theo Korakianitis, who resides at 27 Chesterfield Lakes, expressed his opposition to the proposed Wildhorse Hills Subdivision.

Ms. Stephanie Macaluso, who resides at 1514 Packland Place, expressed her opposition to the proposed Wildhorse Hills Subdivision.

Mr. Christian Tompras, who resides at 16614 Chesterfield Farms Drive, expressed his opposition to the proposed Wildhorse Hills Subdivision.

Mr. Lou Binz, who resides at 16811 Ashbury Circle, expressed his opposition to the proposed Wildhorse Hills Subdivision.

Mr. Bill Quinn, who resides at 1427 Carriage Crossing Lane, expressed his opposition to the proposed Wildhorse Hills Subdivision.

Ms. Kathleen Lask, who resides at 17160 Surrey View Drive, expressed her opposition to the proposed Wildhorse Hills Subdivision.

Mr. Frank Puleo, who resides at 17110 Surrey View Drive, expressed his opposition to the proposed Wildhorse Hills Subdivision.

Ms. Wendy Geckeler, who resides at 26 Chesterfield Lakes, expressed her opposition to the proposed Wildhorse Hills Subdivision.

Dr. Mark Kory, who resides at 1456 Haarman Oak Drive, expressed his opposition to the proposed Wildhorse Hills Subdivision.

Ms. Leslie Wainwright, who resides at 39 Chesterfield Lakes, expressed her opposition to the proposed Wildhorse Hills Subdivision.

Dr. Steve Smith, who resides at 1158 Dutch Hollow Drive, expressed his opposition to the proposed Wildhorse Hills Subdivision.

Mr. Jim Costellano, who resides at 2032 Wilson Ridge Lane, expressed his support for the proposed Wildhorse Hills Subdivision.

Mr. Ted Ponfil, who resides at 151 Portico, expressed his support for the proposed Wildhorse Hills Subdivision.

Mr. Steve Brown, who resides at 1714 Baxter Forest Valley Court, expressed his support for the proposed Wildhorse Hills Subdivision.

Mr. Joe Allison, who resides at 1291 Hidden Oak, expressed his support for the proposed Wildhorse Hills Subdivision.

Ms. Kathy Higgins, President of Sach Properties, who works at 400 Chesterfield Center, expressed her support for the proposed Wildhorse Hills Subdivision.

Mr. Al Vitt, who works at 12935 South Outer Forty Drive, expressed his support for the proposed Wildhorse Hills Subdivision.

Mr. Al Michenfelder, Attorney for Sachs Properties, who works in Clayton, expressed his support for the proposed Wildhorse Hills Subdivision.

Ms. Ellen Painter, who resides at 15277 Golden Rain Drive, expressed her support for the proposed Wildhorse Hills Subdivision.

Mr. Merle Wilson, Vice President of Operations for Sachs Properties, who resides in St. Charles County, expressed his support for the proposed Wildhorse Hills Subdivision.

Mr. Bill Bunte, Traffic Engineer for St. Louis County, expressed his support for the proposed Wildhorse Hills Subdivision.

Mr. John Langa, who resides at 14371 Lake Tahoe, expressed his support for the proposed Wildhorse Hills Subdivision.

Mr. Larry Best, who resides at 1578 Milbridge, expressed his support for the proposed Wildhorse Hills Subdivision.

Mr. Paul Mueller, who resides at 2040 Countryfield, expressed his support for the proposed Wildhorse Hills Subdivision.

Mr. Joe Kamil, who resides at 14216 Reelfoot Drive, expressed his support for the proposed Wildhorse Hills Subdivision.

Councilmember Hurt expressed his opinion, on behalf of the Council, that decisions are made for the entire benefit of the City as a whole. He further stated that the Council supports the concept of preservation of greenspace within the community and solicited support from the residents in attendance with regard to securing parkland. Councilmember Hurt next addressed the proposed legislation.

BILL #1030            AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN "NU" NON-URBAN DISTRICT TO "R-1" ONE ACRE RESIDENCE DISTRICT AND "R-3" 10,000 SQ. FT. RESIDENCE DISTRICT FOR A 46.3 ACRE TRACT OF LAND LOCATED ON THE SOUTH SIDE OF WILD HORSE CREEK ROAD, APPROXIMATELY 1,050 FT. WEST OF THE INTERSECTION OF WILD HORSE CREEK ROAD AND BAXTER ROAD EXTENSION (P.Z. 18-94, CHESTERFIELD VILLAGE, INC., LOUIS S. SACHS AND NANCY R. SACHS - WILDHORSE HILLS) (PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Hurt, for the first reading of Bill #1030. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1030 was read for the first time.

Discussion ensued. It was noted that the developer had met all the conditions as presented by the Planning and Zoning Committee. Councilmember Tilley made a motion to amend Bill #1031, Attachment A, Condition 4(k), Page 4, by providing an emergency access connection (e.g. paver blocks), minimum width of fifteen (15) feet, to the existing stub street in Woodcliffe Place Subdivision (Silverthorne Lane) as directed by the Chesterfield Department of Public Works, the Chesterfield Department of Planning and the Chesterfield Fire Protection District. There shall be no street connection from this subdivision to Woodcliffe Place Subdivision. The motion was seconded by Councilmember Cullen. Additional discussion ensued. A voice vote

was taken with a unanimous affirmative result and the motion was declared passed. A motion was then made by Councilmember Tilley to amend Bill #1031, Attachment A, Condition 4(g), Page 3, to read that the temporary construction access from Wild Horse Creek Road via the existing driveway shall be permitted for a maximum of twenty-four (24) months from the date of commencement of construction, with the possibility for six (6) month extensions. The motion was seconded by Councilmember Flachsbart. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

A motion was made by Councilmember Levinson, seconded by Councilmember Devers, for a second reading of Bill #1030. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Councilmember Hurt noted that due to the protest petitions filed with regard to the rezoning, a super majority is required (6 affirmative votes) for passage of this legislation. Bill #1030 was read for the second time. A roll call vote was taken for passage and approval of Bill #1030, with the following results: Ayes - Flachsbart, Devers, Levinson, Hurt, Politte. Nays - Hilbert, Cullen, Tilley. Whereupon Mayor Leonard declared Bill #1030 DEFEATED.

BILL #1031            ESTABLISHES A PLANNED ENVIRONMENT UNIT (PEU) IN AN "R-1" ONE ACRE RESIDENCE DISTRICT AND AN "R-3" 10,000 SQ. FT. RESIDENCE DISTRICT FOR A 46.3 ACRE TRACT OF LAND LOCATED ON THE SOUTH SIDE OF WILD HORSE CREEK ROAD, APPROXIMATELY 1,050 FT. WEST OF THE INTERSECTION OF WILD HORSE CREEK ROAD AND BAXTER ROAD EXTENSION (P.Z. 19-94 CHESTERFIELD VILLAGE, INC., LOUIS S. SACHS AND NANCY R. SACHS - WILDHORSE HILLS) (PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Hurt, for the first reading of Bill #1031. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1031 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Tilley, for a second reading of Bill #1031, as amended. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1031 was read for the second time. Due to the protest petitions filed with regard to the PEU, a super majority is required (6 affirmative votes) for passage of this legislation. A roll call vote was taken for passage and approval of Bill #1031, with the following results: Ayes - Flachsbart, Devers, Levinson, Hurt, Politte. Nays - Hilbert, Cullen and Tilley. Whereupon Mayor Leonard declared Bill #1031 DEFEATED.

Councilmember Tilley suggested the possibility of a meeting with the developer (Sachs Properties) and the residents to further discuss development of this site.

BILL #1028            AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN "NU" NON-URBAN DISTRICT TO "R-3" 10,000 SQ. FT. RESIDENCE DISTRICT FOR A 46.3 ACRE TRACT OF LAND LOCATED ON THE SOUTH SIDE OF WILD HORSE CREEK ROAD, APPROXIMATELY 1,050 FT. WEST OF THE INTERSECTION OF WILD HORSE CREEK ROAD AND BAXTER ROAD EXTENSION (P.Z. 18-94 CHESTERFIELD VILLAGE, INC. LOUIS S. SACHS AND NANCY R. SACHS - WILDHORSE HILLS) (PLANNING COMMISSION RECOMMENDS APPROVAL)

Councilmember Hurt called for the first reading of Bill #1028. The motion died for lack of a second.

BILL #1029            ESTABLISHES A PLANNED ENVIRONMENT UNIT (PEU) IN AN "R-3" 10,000 SQ. FT. RESIDENCE DISTRICT FOR A 46.3 ACRE TRACT OF LAND LOCATED ON THE SOUTH SIDE OF WILD HORSE CREEK ROAD, APPROXIMATELY 1,050 FT. WEST OF THE INTERSECTION OF WILD HORSE CREEK ROAD AND BAXTER ROAD EXTENSION (P.Z. 19-94 CHESTERFIELD VILLAGE, INC., LOUIS S. SACHS AND NANCY R. SACHS - WILDHORSE HILLS) (PLANNING COMMISSION RECOMMENDS APPROVAL)

Councilmember Hurt called for the first reading of Bill #1029. The motion died for lack of a second.

Mayor Leonard called for a short recess. The meeting reconvened at 10:10 P.M.

## **COUNCIL COMMITTEE REPORTS**

### **Finance and Administration**

Councilmember Colleen Hilbert, Chairperson of the Finance and Administration Committee, reported that Bill #1036 with regard to granting a license to Teleport Communications Group for the installation of fiber optic cable will be considered for adoption under the Legislation portion of the agenda.

Councilmember Hilbert announced that the next meeting of this Committee has been scheduled for February 13, 1995, at 5:30 P.M.

### **Public Works/Parks**

Councilmember Ed Levinson, Chairperson of the Public Works/Parks Committee, reported that Resolution #179 with regard to Trust for Public Land (acquisition of parkland) will be discussed in Executive Session (closed meeting).

Councilmember Levinson next reported that Bill #'s 1022, #1023, #1032, #1033, #1034, #1035 will be considered for adoption under the Legislation portion of the agenda. Bill #1037 was held for further discussion in Executive Session (closed meeting).

Councilmember Levinson announced that the next meeting of this Committee has been scheduled for March 9, 1995, at 7:30 P.M.

### **Planning and Zoning**

Councilmember Dan Hurt, Chairperson of the Planning and Zoning Committee, reported that Director of Planning Jerry Duepner had recommended a refund of filing fee for P.Z. 2-95, Don Hamm (Valley View Acres). The fee in the amount of \$560 was submitted by Mr. Hamm with a request for a change in zoning from "NU" to "R-2" 15, 000 sq. ft. residence district. Per Section 1003.210 Fee of the City Zoning Ordinance, fees are refundable by order of the City Council only prior to advertising or posting of a public hearing notice. A motion was made by Councilmember Hurt, seconded by Councilmember Flachsbart, to refund the filing fee in the amount of \$560. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt next reported, as information only, that the Committee voted to direct City Administrator Mike Herring to write a letter to the St. Louis County Planning Commission requesting that consideration be given to ensuring reasonable access for properties on the north side, as well as those on the south side of Wild Horse Creek Road, and that an alternate access to the west of P.C. 11&12-95, The Jones Company Custom Homes, Inc., be provided. The letter was sent the end of January to the St. Louis County Planning Commission.

Councilmember Hurt reported that Resolution #177 extends the time for introduction of legislation with regard to P.Z. 11-93. A motion was made by Councilmember Hurt, seconded by Councilmember Flachsbart, to adopt Resolution #177. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt next reported that Bill #'s 1024 - 1027 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 February 16, 1995, at 5:30 P.M.

### **Public Health and Safety**

Councilmember Linda Tilley, Chairperson of the Public Health and Safety Committee, announced that the next meeting of this Committee has been scheduled for March 9, 1995, at 6:00 P.M.

## **REPORT OF THE CITY ADMINISTRATOR**

City Administrator Herring reported that Resolution #178 pertains to the Chesterfield Community Development Corporation's (Industrial Development Authority) request to hold a public hearing on February 22, 1995, in connection with the possible issuance of bonds by the CCDC, totaling \$7,000,000, to Insituform Mid-America, Inc. A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, to adopt Resolution #176. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that Amoco Oil Company, located at 909 Chesterfield Parkway North, has requested a liquor license to sell beer only in the original packages, not to be consumed on the premise, and Sunday sales. A motion was made by Councilmember Levinson, seconded by Councilmember Devers, to approve issuance of this liquor license. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

## **NEW BUSINESS**

There was no new business.

## **LEGISLATION**

**BILL #1022                    APPROVES THE INSTALLATION OF FIRE HYDRANTS WITHIN  
THE CITY OF CHESTERFIELD - AMBERLEIGH SUBDIVISION  
(FIRST AND SECOND READING - PUBLIC WORKS/PARKS  
COMMITTEE RECOMMENDS APPROVAL)**

A motion was made by Councilmember Levinson, seconded by Councilmember Devers, for the first reading of Bill #1022. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1022 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Flachsart, for a second reading of Bill #1022. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1022 was read for the second time. A roll call vote was taken for passage and approval of Bill #1022, with the following results: Ayes - Flachsart, Hilbert, Devers, Levinson, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1022 approved, passed it and it became ORDINANCE #988.

**BILL #1023                    APPROVES THE INSTALLATION OF FIRE HYDRANTS WITHIN  
THE CITY OF CHESTERFIELD - SCHOETTLER MANOR  
SUBDIVISION (FIRST AND SECOND READING - PUBLIC  
WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL)**

A motion was made by Councilmember Levinson, seconded by Councilmember Devers, for the first reading of Bill #1023. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1023 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Flachsbart, for a second reading of Bill #1023. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1023 was read for the second time. A roll call vote was taken for passage and approval of Bill #1023, with the following results: Ayes - Flachsbart, Hilbert, Devers, Levinson, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1023 approved, passed it and it became ORDINANCE #989.

**BILL #1035            REPEALS ORDINANCE #974 AND APPROVES THE INSTALLATION OF FIRE HYDRANTS LOCATED IN WILDHORSE VILLAGE K SUBDIVISION WITHIN THE CITY OF CHESTERFIELD (FIRST AND SECOND READING - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL)**

A motion was made by Councilmember Levinson, seconded by Councilmember Devers, for the first reading of Bill #1035. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1035 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Flachsbart, for a second reading of Bill #1035. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1035 was read for the second time. A roll call vote was taken for passage and approval of Bill #1035, with the following results: Ayes - Flachsbart, Hilbert, Devers, Levinson, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1035 approved, passed it and it became ORDINANCE #990.

**BILL #1032            PERTAINS TO THE ACCEPTANCE OF PUBLIC STREETS WITHIN BROOKHILL ESTATES IN THE CITY OF CHESTERFIELD (FIRST READING - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL)**

A motion was made by Councilmember Hurt, seconded by Councilmember Tilley, to suspend the rules of Council to have both the first and second readings of this proposed ordinance at this Council meeting. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

A motion was made by Councilmember Levinson, seconded by Councilmember Devers, for the first reading of Bill #1032. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1032 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for a second reading of Bill #1032. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1032 was read for the second time. A roll call vote was taken for passage and approval of Bill #1032, with the following results: Ayes - Flachsbart, Hilbert, Devers, Levinson, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1032 approved, passed it and it became ORDINANCE #991.

BILL #1033            PERTAINS TO THE ACCEPTANCE OF PUBLIC STREETS WITHIN  
BROOKHILL ESTATES ADDITION IN THE CITY OF  
CHESTERFIELD (**FIRST READING - PUBLIC WORKS/PARKS  
COMMITTEE RECOMMENDS APPROVAL**)

A motion was made by Councilmember Levinson, seconded by Councilmember Hurt, to suspend the rules of Council to have both the first and second readings of this proposed ordinance at this Council meeting. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

A motion was made by Councilmember Levinson, seconded by Councilmember Hurt, for the first reading of Bill #1033. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1033 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Devers, for a second reading of Bill #1033. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1033 was read for the second time. A roll call vote was taken for passage and approval of Bill #1033, with the following results: Ayes - Flachsbart, Hilbert, Devers, Levinson, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1033 approved, passed it and it became ORDINANCE #992.

BILL #1034            APPROVES THE LEASE OF CERTAIN PROPERTY BY THE CITY OF  
CHESTERFIELD FOR THE PUBLIC WORKS AND PUBLIC WORKS  
STORAGE FACILITY TO BE LOCATED AT 18445 CENTAUR ROAD,  
CHESTERFIELD, MISSOURI (**FIRST AND SECOND READING -  
PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL**)

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, to suspend the rules of Council to have both the first and second readings of this proposed ordinance at this Council meeting. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for the first reading of Bill #1034. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1034 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Devers, for a second reading of Bill #1034. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1034 was read for the second time. A roll call vote was taken for passage and approval of Bill #1034, with the following results: Ayes - Flachsbart, Hilbert, Devers, Levinson, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1034 approved, passed it and it became ORDINANCE #993.

BILL #1036            GRANTS TO TCG, ST. LOUIS, A LICENSE TO CONSTRUCT, OPERATE, MAINTAIN AND REPLACE COMMUNICATION TRANSMISSION LINES IN AND UPON PUBLIC ROADS, RIGHTS-OF-WAY AND EASEMENTS IN THE CITY OF CHESTERFIELD, MISSOURI; PROVIDING FOR THE REGULATION OF THE LICENSE SO GRANTED AND PROVIDING FOR COMPENSATION TO THE CITY OF CHESTERFIELD FOR THE GRANT THEREOF (**FIRST READING** - FINANCE AND ADMINISTRATION COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Hilbert, seconded by Councilmember Flachsbart, to suspend the rules of Council to have both the first and second readings of this proposed ordinance at this Council meeting. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

A motion was made by Councilmember Levinson, seconded by Councilmember Devers, for the first reading of Bill #1036. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1036 was read for the first time.

A motion was made by Councilmember Hilbert, seconded by Councilmember Flachsbart, for a second reading of Bill #1036. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1036 was read for the second time. A roll call vote was taken for passage and approval of Bill #1036, with the following results: Ayes - Flachsbart, Hilbert, Devers, Levinson, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1036 approved, passed it and it became ORDINANCE #994.

#### **LEGISLATION - PLANNING COMMISSION**

BILL #1024            PROVIDES FOR THE APPROVAL OF THE RECORD PLAT, TRUST INDENTURES, WARRANTY DEED AND ESCROW AGREEMENT FOR THE COURTS SUBDIVISION, A SUBDIVISION LOCATED ON THE SOUTH SIDE OF KEHRS MILL ROAD, EAST OF CLARKSON ROAD (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Levinson, for the first reading of Bill #1024. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1024 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Tilley, for a second reading of Bill #1024. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1024 was read for the second time. A roll call vote was taken for passage and approval of Bill #1024, with the following results: Ayes - Flachsbart, Hilbert, Devers, Levinson, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1024 approved, passed it and it became ORDINANCE #995.

BILL #1025            PROVIDES FOR THE APPROVAL OF THE RECORD PLAT, TRUST INDENTURES, WARRANTY DEED AND ESCROW AGREEMENT FOR TWIN ESTATES AT SYCAMORE RIDGE SUBDIVISION, A SUBDIVISION LOCATED ON THE NORTH SIDE OF KEHRS MILL ROAD AT SYCAMORE DRIVE (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Levinson, for the first reading of Bill #1025. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1025 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Cullen, for a second reading of Bill #1025. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1025 was read for the second time. A roll call vote was taken for passage and approval of Bill #1025, with the following results: Ayes - Flachsbart, Hilbert, Devers, Levinson, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1025 approved, passed it and it became ORDINANCE #996.

BILL #1026            PROVIDES FOR THE APPROVAL OF THE RECORD PLAT, TRUST INDENTURES, WARRANTY DEED AND ESCROW AGREEMENT FOR AMBERLEIGH SUBDIVISION, A SUBDIVISION LOCATED ON THE NORTHEAST CORNER OF THE INTERSECTION OF SCHOETTLER ROAD AND CLAYTON ROAD (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Levinson, for the first reading of Bill #1026. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1026 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Levinson, for a second reading of Bill #1026. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1026 was read for the second time. A roll call vote was taken for passage and approval of Bill #1026, with the following results: Ayes - Flachsbart, Hilbert, Devers, Levinson, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1026 approved, passed it and it became ORDINANCE #997.

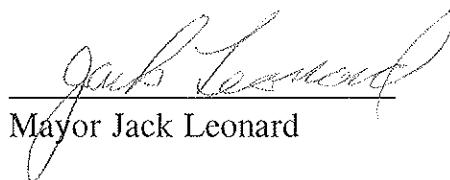
BILL #1027            PROVIDES FOR THE APPROVAL OF THE RECORD PLAT, TRUST INDENTURES, WARRANTY DEED AND ESCROW AGREEMENT FOR SCHOETTLER MANOR, A SUBDIVISION LOCATED ON THE EAST SIDE OF SCHOETTLER ROAD, NORTH OF CLAYTON ROAD (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Levinson, for the first reading of Bill #1027. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1027 was read for the first time.

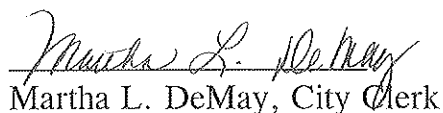
A motion was made by Councilmember Hurt, seconded by Councilmember Hilbert, for a second reading of Bill #1027. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1027 was read for the second time. A roll call vote was taken for passage and approval of Bill #1027, with the following results: Ayes - Flachsbart, Hilbert, Devers, Levinson, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1027 approved, passed it and it became ORDINANCE #998.

### **ADJOURNMENT**

Mayor Leonard entertained a motion to adjourn the meeting. A motion was made by Councilmember Hurt, seconded by Councilmember Levinson, to adjourn the meeting to go into Executive Session (closed meeting) to discuss property acquisition (RSMo 610.021(2) and personnel matters (RSMo 610.021(3)). A roll call vote was taken with the following results: Ayes - Flachsbart, Hilbert, Devers, Levinson, Hurt, Politte, Cullen and Tilley. Nays - None. The motion was declared passed. The meeting was adjourned at 10:40 P.M.

  
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Mayor Jack Leonard

**ATTEST:**

  
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Martha L. DeMay, City Clerk