



RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD
AT 922 ROOSEVELT PARKWAY
February 5, 1996

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 Ed Levinson
Councilmember Barry Streeter
Councilmember Dan Hurt
Councilmember Alan Politte
Councilmember Mike Cullen
Councilmember Linda Tilley

ABSENT

None

The Pledge of Allegiance was led by Cub Scout Den 2 Troop #848 from Highcroft Ridge School: Pat Egan, David Herring, Matt Kraus, Michael Levy, Patrick McSorley, Michael Mushkin, David Rigden, David Wirtz and Den Chief Adam Witt. Also in attendance was Den Leader Linda Wirtz.

Mayor Jack Leonard led the City Council in prayer.

APPROVAL OF MINUTES

The minutes of the January 17, 1996, City Council meeting were submitted for approval. A motion was made by Councilmember Streeter, seconded by Councilmember Flachsbart, to approve the minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

INTRODUCTORY REMARKS

Mayor Leonard presented Citizen of the Year Awards to Robert H. Grant and Judy LeDoux for their dedication to the many civic and community projects they have been involved with over the past several years. The recipients of the Citizen of the Year Award are determined by recommendations submitted by the Chairpersons of each of the various Boards/Commissions/Task Forces and approved by the Finance and Administration Committee of City Council.

Mayor Leonard announced the candidates for Councilmember in the April 2, 1996, election:

Ward I

Barry Flachsbart
Irv Bierman

Ward III

Alan J. Politte

Ward II

Larry Grosser
Ed Levinson

Ward IV

Linda Tilley
Matt Kopsky

Mayor Leonard announced that the next meeting of City Council has been scheduled for Wednesday, February 21, 1996, due to the observance of Presidents' Day falling on the regular Monday Council meeting date.

COMMUNICATIONS AND PETITIONS

Mr. Benjamin E. Futch, who resides at 604 Chapporal Drive, O'Fallon, MO, expressed his dissatisfaction of a home inspection performed by the Chesterfield Fire Protection District. Mayor Leonard suggested that he discuss this matter directly with the Chesterfield Fire Protection District.

COUNCIL COMMITTEE REPORTS

Public Health and Safety

Councilmember Colleen Hilbert, Chairperson of the Public Health and Safety Committee, announced that a meeting date for this Committee had not yet been scheduled.

Planning and Zoning

Councilmember Ed Levinson, Chairperson of the Planning and Zoning Committee, reported that Bill #'s 1186 - 1191 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Levinson announced that the next meeting of this Committee has been scheduled for February 22, 1996, at 5:30 P.M.

Public Works/Parks

Councilmember Alan Politte, Chairperson of the Public Works/Parks Committee, reported that Bill #'s 1176 and 1184 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Politte announced that the next meeting of this Committee has been scheduled for February 13, 1996, at 7:30 P.M.

Finance and Administration

Councilmember Linda Tilley, Chairperson of the Finance and Administration Committee, reported that Bill #1185 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Tilley announced that no Committee meeting date has been scheduled.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring had no report.

NEW BUSINESS

City Attorney Doug Beach reported on the recent decision made by the Ethics Commission for the State of Missouri with regard to financial disclosure. Mr. Beach stated that personal financial disclosure and campaign financial disclosure were not one in the same. Candidates were required to file campaign financial disclosure, but due to the fact that City Council adopted an ordinance setting out procedures for potential conflicts of interest, it will not be necessary for candidates to file a personal financial disclosure statement.

LEGISLATION

BILL #1176	PERTAINS TO THE ACCEPTANCE OF PUBLIC STREETS WITHIN WILDHORSE SPRINGS SUBDIVISION IN THE CITY OF CHESTERFIELD (SECOND READING - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL)
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A motion was made by Councilmember Politte, seconded by Councilmember Tilley, for a second reading of Bill #1176. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1176 was read for the second time. A roll call vote was taken for passage and approval of Bill #1176, with the following results: Ayes - Flachsbar, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays -

None. Whereupon Mayor Leonard declared Bill #1176 approved, passed it and it became **ORDINANCE #1136.**

BILL #1184 **APPROVES THE INSTALLATION OF FIRE HYDRANTS AT WINDRIDGE ESTATES SUBDIVISION LOCATED IN THE CITY OF CHESTERFIELD (FIRST AND SECOND READINGS - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL)**

A motion was made by Councilmember Politte, seconded by Councilmember Tilley , for the first reading of Bill #1184. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1184 was read for the first time.

A motion was made by Councilmember Politte, seconded by Councilmember Flachsbart, for a second reading of Bill #1184. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1184 was read for the second time. A roll call vote was taken for passage and approval of Bill #1184, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1184 approved, passed it and it became **ORDINANCE #1137.**

BILL #1185 **AMENDS ORDINANCE #535 RELATING TO THE PROHIBITION OF SMOKING IN PUBLIC PLACES AND THE ENFORCEMENT THEREOF (FIRST READING - FINANCE AND ADMINISTRATION COMMITTEE RECOMMENDS APPROVAL)**

A motion was made by Councilmember Tilley, seconded by Councilmember Streeter , for the first reading of Bill #1185. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1185 was read for the first time.

LEGISLATION - PLANNING COMMISSION

BILL #1186 **AMENDS ST. LOUIS COUNTY ORDINANCE NUMBER 11,323 WHICH CHANGED THE BOUNDARIES OF THE "NU" NON-URBAN DISTRICT TO "C-8" PLANNED COMMERCIAL DISTRICT FOR A 1.67 ACRE TRACT OF LAND LOCATED ON THE WEST SIDE OF ELBRIDGE PAYNE ROAD, NORTH OF CHESTERFIELD PARKWAY SOUTH (P.C. 128-83 ALVIN D. VITT AND COMPANY) (PLANNING AND ZONING COMMITTEE AND PLANNING COMMISSION RECOMMEND APPROVAL)**

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for the first reading of Bill #1186. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1186 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Streeter, for a second reading of Bill #1186. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1186 was read for the second time. A roll call vote was taken for passage and approval of Bill #1186, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1186 approved, passed it and it became **ORDINANCE #1138.**

BILL #1187 AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD SECTION 1003.168B SIGN REGULATIONS FOR ALL "C", "M", AND "MXD" DISTRICTS (P.Z. 11-93 CITY OF CHESTERFIELD PLANNING COMMISSION) (PLANNING AND ZONING COMMITTEE AND PLANNING COMMISSION RECOMMEND APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for the first reading of Bill #1187. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1187 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Streeter, for a second reading of Bill #1187. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1187 was read for the second time. A roll call vote was taken for passage and approval of Bill #1187, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1187 approved, passed it and it became **ORDINANCE #1139.**

BILL #1188 AMENDS CITY OF CHESTERFIELD ORDINANCE NUMBER 1031 WHICH GOVERNS THE "C-8" PLANNED COMMERCIAL DISTRICT DEVELOPMENT LOCATED ON THE NORTH SIDE OF SWINGLEY RIDGE DRIVE BETWEEN CHESTERFIELD PARKWAY NORTH AND NARDIN DRIVE (P.C. 177-86 POINTE DEVELOPMENT COMPANY AND P.Z. 10-95 CHESTERFIELD HOTELS, INC. - HAMPTON INN) (PLANNING AND ZONING COMMITTEE AND PLANNING COMMISSION RECOMMEND APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for the first reading of Bill #1188. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1188 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for a second reading of Bill #1188. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1188 was read for the second time. A roll call vote was taken for passage and approval of Bill #1188, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1188 approved, passed it and it became **ORDINANCE #1140.**

BILL #1189 **AMENDS CITY OF CHESTERFIELD ORDINANCE NUMBER 1026 AUTHORIZING A PLANNED ENVIRONMENT UNIT (PEU) SPECIAL PROCEDURE IN THE "R-3" 10,000 SQUARE FOOT RESIDENCE DISTRICT FOR A 7.55 ACRE TRACT OF LAND LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF OLIVE BOULEVARD (STATE HIGHWAY 340) AND WHITE ROAD (P.Z. 15-95 THE LEATHERS COMPANY - THE VILLAS AT WHITEBROOK) (PLANNING AND ZONING COMMITTEE AND PLANNING COMMISSION RECOMMEND APPROVAL)**

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for the first reading of Bill #1189. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1189 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Hurt, for a second reading of Bill #1189. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1189 was read for the second time. A roll call vote was taken for passage and approval of Bill #1189, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1189 approved, passed it and it became **ORDINANCE #1141.**

BILL #1190 **PROVIDES FOR THE APPROVAL OF THE RESUBDIVISION PLAT OF LOT 2 OF BRAEFIELD SUBDIVISION; NORTH SIDE OF OLIVE BOULEVARD, EAST OF WEST DRIVE (PLANNING COMMISSION RECOMMENDS APPROVAL)**

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for the first reading of Bill #1190. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1190 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Streeter, for a second reading of Bill #1190. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1190 was read for the second time. A roll call vote was taken for passage and approval of Bill #1190, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays -

None. Whereupon Mayor Leonard declared Bill #1190 approved, passed it and it became **ORDINANCE #1142.**

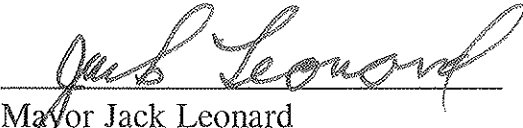
BILL #1191 PROVIDES FOR THE APPROVAL OF THE RESUBDIVISION
PLAT OF LOT 14 OF BRAEFIELD SUBDIVISION; NORTH SIDE
OF OLIVE BOULEVARD, EAST OF WEST DRIVE (PLANNING
COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for the first reading of Bill #1191. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1191 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for a second reading of Bill #1191. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1191 was read for the second time. A roll call vote was taken for passage and approval of Bill #1191, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1191 approved, passed it and it became **ORDINANCE #1143.**

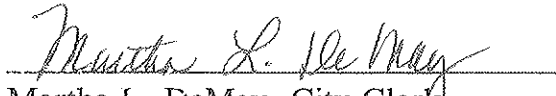
ADJOURNMENT

Mayor Leonard entertained a motion to adjourn the meeting to go into Executive Session to discuss litigation (RSMo 610.021(1) and property acquisition (RSMo 610.021(2)). A motion was made by Councilmember Levinson, seconded by Councilmember Politte, that the meeting be adjourned. A roll call vote was taken with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen, Tilley. Nays - None. The motion was declared passed. The meeting was adjourned at 7:30 P.M.



Mayor Jack Leonard

ATTEST:



Martha L. DeMay, City Clerk