



RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD
AT 922 ROOSEVELT PARKWAY
February 3, 1997

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

A roll call was taken with the following results:

PRESENT

ABSENT

Mayor Jack Leonard
Councilmember Barry Flachsbart
Councilmember Colleen Hilbert
Councilmember Larry Grosser
Councilmember Barry Streeter
Councilmember Dan Hurt
Councilmember Alan Politte
Councilmember Mike Cullen
Councilmember Linda Tilley

None

The Pledge of Allegiance was led by Boy Scout Troop #848 from Highcroft Ridge Elementary School: Patrick Kron, Cameron Weger, Elliot Bruzek, Jay Hutteman and James Allen. Also in attendance was Troop Leader Tom Smyka.

Dr. Clark Hargus from Ivy Chapel United Church of Christ led the City Council in prayer.

APPROVAL OF MINUTES

The minutes of the January 22, 1997, City Council meeting were submitted for approval. A motion was made by Councilmember Grosser, seconded by Councilmember Tilley, to approve the minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

INTRODUCTORY REMARKS

Mayor Jack Leonard announced that the municipal election is scheduled for April 1 which is the first Tuesday in April. Normally, the City Council meeting is not scheduled on the first Monday in April because the election is held on the following day. However, this year election day is the first Tuesday of April and not preceded by a City Council meeting. Therefore, since City Council meets on the first and third Monday, it was deemed appropriate to schedule a City Council meeting on Monday, April 7, after the election.

COMMUNICATIONS AND PETITIONS

Mark Raisher, Chairperson of the Finance and Administration Citizens Advisory Committee, addressed the Mayor and City Council with regard to background information on the Committee and their most recent accomplishments.

Clayton Hathaway, who resides at 112 High Valley Drive, questioned the involvement of Mayor Leonard in supporting Plan W1W, regarding the expansion of Lambert-St. Louis International Airport.

Mike Doster, whose office is located at 16476 Chesterfield Airport Road, expressed his support for Bill No. 1346, P.Z. 34-96.

Nancy Greenwood, who resides at 14441 Corallin, expressed her opposition to Resolution No. 216 regarding the submittal of a grant application pertaining to public transportation in our community she also expressed her support for Resolution No. 217 and funding for Scenic Missouri.

COUNCIL COMMITTEE REPORTS

Planning and Zoning

Councilmember Barry Streeter, Chairperson of the Planning and Zoning Committee, reported that Bill Nos. 1346 and 1347 will be considered for adoption under the legislation portion of the agenda.

Councilmember Streeter reported that the petitioner has requested that action to receive and file P.C.126-79, Delmar Gardens Enterprises (Chesterfield Villas at Delmar Gardens) be placed on hold until the next City Council meeting.

Councilmember Streeter announced that the next meeting of this Committee has been scheduled for February 6 at 5:30 p.m.

Pubic Works/Parks

Councilmember Alan Politte, Chairperson of the Public Works/Parks Committee, reported that Bill No. 1345 will be considered for adoption under the legislation portion of the agenda.

Councilmember Politte next reported that the Chesterfield Transportation Commission held its first meeting and elected Dave Markley, Chairperson and Vicky Sontag, Secretary. The next meeting of this Commission has been scheduled for February 13 at 6:30 p.m. at the Public Works Maintenance Facility.

Councilmember Politte announced that the next meeting of the PW/P Committee has been scheduled for February 11 at 7 a.m.

Public Health and Safety

Councilmember Linda Tilley, Chairperson of the Public Health and Safety Committee, reported that Bill No. 1344 will be read for the second time under the legislation portion of the agenda. She expressed her intention to make an amendment to the bill at that time. Discussion ensued. It was noted for the record that Councilmember Tilley had scheduled a meeting with the Board of Police Commissioners for Friday, January 31 at 5:30 p.m. The meeting was cancelled due to the lack of attendance of Police Board members. Councilmember Tilley suggested that another meeting could be held at the close of this City Council meeting.

Finance and Administration

Councilmember Colleen Hilbert, Chairperson of the Finance and Administration Committee, announced that the next meeting of this Committee has been scheduled for February 20 at 7 p.m.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring requested approval of Resolution No. 216, which will officially authorize him to execute a grant application seeking funds for the purchase of two vans to use in establishment of a local transportation network in the City of Chesterfield. Previously a preliminary application for this grant funding was submitted with the approval of the Public Works/Parks Committee. In order to submit the final application, passage of Resolution No. 216 is required. Much discussion ensued with regard to the hidden costs of maintaining equipment and hiring personnel in order to fully operate a local transportation system. A roll call vote was taken with the following results: Ayes - Hilbert, Hurt, Politte, Cullen. Nays - Flachsbart, Grosser, Streeter, Tilley. The vote resulted in a tie and Mayor Leonard broke the tie by voting "Yes," resulting in the passage of Resolution No. 216.

Mr. Herring next referred to two separate memos prepared by Director of Public Works/City Engineer Mike Geisel, requesting change orders to existing contracts with regard to the Public Works Maintenance Facility. The first request involves a change order totaling \$6,384 which would increase the total contract authorization with Niehaus Construction to \$380,252.76. This additional money will be used to purchase and install windows in each of the openings on the face of the equipment storage building. There are adequate funds remaining within the original construction account to cover the full cost of this change order. A motion was made by Councilmember Politte, seconded by Councilmember Grosser, to

approve the change order request totaling \$6,384 which would permit Niehaus Construction to purchase and install windows in the openings on the face of the equipment storage building. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. The second request involves increasing the contract with Corporate Interiors by \$4,308.75, to a new total of \$27,212.12. This would be used to create additional work stations at the Public Works Maintenance Facility as detailed within Mr. Geisel's memo. Again, adequate funds remain within the Facility Construction Budget to cover the costs associated with this change order request. A motion was made by Councilmember Grosser, seconded by Councilmember Tilley to approve the increase in the contract with Corporate Interiors by \$4,308.75, to create additional work stations. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that Chief Ray Johnson is requesting approval to purchase a Computer Voice Stress Analyzer, for a total purchase price of \$7,995. The FY1997 Budget contains an allocation of \$8,000 for this purchase. Mr. Herring joined with Chief Johnson in recommending award of this bid to NITV, for a total price of \$7,995. A motion was made by Councilmember Tilley, seconded by Councilmember Flachsbart, to approve the purchase of a computer voice stress analyzer from NITV at a cost of \$7,995. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that adoption of Resolution No. 218 would designate the Chesterfield Chamber of Commerce as the primary Tourism Destination Marketing Organization for the City of Chesterfield. The Chamber is requesting consideration for participation in the Tourism Cooperative Marketing Program administered by the Missouri Division of Tourism. If participation in the program is granted, the Chamber will be eligible to seek Leisure Travel Marketing funds for approved/qualified projects. A motion was made by Councilmember Politte, seconded by Councilmember Tilley, to approve the designation of the Chesterfield Chamber of Commerce as the primary Tourism Destination Marketing Organization for the City of Chesterfield. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

NEW BUSINESS

Mayor Leonard recognized City Attorney Doug Beach to discuss the adoption of Resolution No. 217. Mr. Beach prepared the resolution for consideration, as directed by City Council at the last regular City Council meeting. Mr. Beach also recommended that City Council consider a contribution of \$1,000 to assist Scenic Missouri in their efforts to regulate the placement of billboards across the State of Missouri. A motion was made by Councilmember Flachsbart, seconded by Councilmember Politte, to adopt Resolution No. 217 in support of Scenic Missouri to continue their efforts for the regulation of billboards in Missouri. A voice vote was taken with a unanimous affirmative result and the motion. was declared passed. In addition, Councilmember Flachsbart made a motion to transfer \$2,000 from Contingency Fund for monetary support in Scenic Missouri's efforts for billboard regulation. The motion

was seconded by Councilmember Cullen. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

On another matter, Councilmember Flachsbart suggested that the process for designation of Committee Chairpersons and President Pro-Tem after the April 1 election, be referred to the Finance and Administration Committee at their next meeting.

LEGISLATION

BILL NO. 1344 AMENDS ARTICLE II, SECTION 24, AND ARTICLE III, SECTION 24, OF CODE OF ORDINANCES AS ORIGINALLY ESTABLISHED BY ORDINANCE NOS. 137, 328 AND 534 REGARDING THE BOARD OF POLICE COMMISSIONERS (**SECOND READING** - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Tilley, seconded by Councilmember Flachsbart, to amend Bill No. 1344 Section 5, Sec. 24-22. A voice vote was taken with a unanimous affirmative result and the motion.

A motion was made by Councilmember Tilley, seconded by Councilmember Grosser, for a second reading of Bill No. 1344, as amended. A voice vote was taken with an affirmative result (Councilmembers Hilbert and Politte voted "No") and the motion was declared passed.

Bill No. 1344 was read for the second time. A roll call vote was taken for passage and approval of Bill No.1344, with the following results: Ayes - Flachsbart, Grosser, Streeter, Hurt and Tilley. Nays - Hilbert, Politte, Cullen. Whereupon Mayor Leonard declared Bill No.1344 approved, passed it and it became **ORDINANCE NO. 1226**.

BILL NO. 1345 APPROVES THE INSTALLATION OF FIRE HYDRANTS IN COUNTRY LAKES SUBDIVISION LOCATED WITHIN THE CITY OF CHESTERFIELD (**FIRST AND SECOND READINGS** - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Politte, seconded by Councilmember Tilley, for the first reading of Bill No. 1345. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No.1345 was read for the first time.

A motion was made by Councilmember Politte, seconded by Councilmember Tilley, for a second reading of Bill No. 1345. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No.1345 was read for the second time. A roll call vote was taken for passage and approval of Bill No.1345, with the following results: Ayes - Flachsbart, Hilbert, Grosser, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None.

Whereupon Mayor Leonard declared Bill No.1345 approved, passed it and it became **ORDINANCE NO. 1227.**

LEGISLATION - PLANNING COMMISSION

BILL NO. 1346 AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF THE "NU" NON-URBAN DISTRICT AND "FPNU" FLOOD PLAIN "NU" NON-URBAN DISTRICT TO "C-3" SHOPPING DISTRICT AND "FPC-3" FLOOD PLAIN "C-3" SHOPPING DISTRICT FOR A 26.8 ACRE TRACT OF LAND LOCATED ON THE EAST SIDE OF CHESTERFIELD AIRPORT ROAD, NORTH OF BONHOMME CREEK (P.Z. 34-96 OLD SMOKE HOUSE INVESTMENT GROUP, L.L.P. - THE VALLEY FORUM/CHESTERFIELD GROVE) (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Streeter, seconded by Councilmember Tilley, for the first reading of Bill No. 1346, as amended. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No.1346 was read for the first time.

A motion was made by Councilmember Streeter, seconded by Councilmember Tilley, for a second reading of Bill No. 1346. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1346 was read for the second time, as amended. A roll call vote was taken for passage and approval of Bill No.1346, with the following results: Ayes - Flachsbart, Hilbert, Grosser, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill No.1346 approved, passed it and it became **ORDINANCE NO. 1228.**

BILL NO. 1347 AMENDS ST. LOUIS COUNTY ORDINANCE NUMBERS 9,523 AND 12,959 AND REPEALING CITY OF CHESTERFIELD ORDINANCE NUMBER 408 FOR A NEW AMENDED ORDINANCE RELATING TO A "C-8" PLANNED COMMERCIAL DISTRICT LOCATED ON THE SOUTHEAST CORNER OF OLIVE BOULEVARD AND ROOSEVELT PARKWAY (P.C. 39-78 SACHS PROPERTIES AND HAZEL C. KRAUS - ROOSEVELT BANK) (PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Streeter, seconded by Councilmember Grosser, for the first reading of Bill No. 1347. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1347 was read for the first time.

A motion was made by Councilmember Streeter, seconded by Councilmember Tilley, for a second reading of Bill No. 1347. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1347 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1347, with the following results: Ayes -

Flachsbart, Hilbert, Grosser, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill No. 1347, approved, passed it and it became **ORDINANCE NO.1229.**

ADJOURNMENT

A motion was made by Councilmember Flachsbart, seconded by Councilmember Grosser, that the meeting be adjourned. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. The meeting was adjourned at 7:43 p.m.

Mayor Jack Leonard

ATTEST:

Martha L. DeMay, City Clerk