City of Chesterfield

RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT 16052 SWINGLEY RIDGE ROAD FEBRUARY 1, 1999

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

A roll call was taken with the following results:

PRESENT	ABSENT
Mayor Nancy Greenwood	None
Councilmember Barry Flachsbart	
Councilmember Allan Sheppard	
Councilmember Barry Streeter	
Councilmember Larry Grosser	
Councilmember Dan Hurt	
Councilmember Mike Casey	
Councilmember Linda Tilley	
Councilmember Mary K. Brown	

The Pledge of Allegiance was led by Webelos Den #16, Pack #855 from Wild Horse Elementary School: Jason Bricker, Adam Boyher, Jonathan Boogerd, David Cintel, Zach Campbell, Thomas Mannion and Tom Spencer. Also in attendance was Troop Leader Kim Bricker.

Mayor Greenwood led those in attendance in a moment of silent prayer.

APPROVAL OF MINUTES

The minutes of the January 20, 1999, City Council meeting were submitted for approval. A motion was made by Councilmember Grosser, seconded by Councilmember Sheppard, to approve the minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

INTRODUCTORY REMARKS

Mayor Nancy Greenwood announced that the Government Center would be closed on Monday, February 15 in observance of President's Day. The next meeting of City Council has been scheduled for Wednesday, February 17.

Mayor Greenwood next extended a welcome to Boy Scout Troop #243 who were in attendance.

Mayor Greenwood stated that the City of Chesterfield would play host to the February 25 meeting of the St. Louis County Municipal League. The meeting begins at 7:30 p.m. She urged all Councilmembers and Staff to attend.

COMMUNICATIONS AND PETITIONS

Keith Riesberg, 135 Chesterfield Industrial Boulevard, newly-appointed Executive Director for the Chesterfield Community Development Corporation, introduced himself to the Mayor and City Council and invited them to attend an open house at CCDC on Friday, February 12, from 3 – 6 p.m.

Jade Gardner Bute, who resides at 15593 Bedford Forge, expressed her opposition to Resolution No. 248, which is the Planning and Zoning Committee's recommended revisions for adoption to the Comprehensive Plan.

COUNCIL COMMITTEE REPORTS

Public Works/Parks Committee

Councilmember Barry Flachsbart, Chairperson of the Public Works/Parks Committee, reported that Bill No. 1643 (accepts Spirit 40 Park Subdivision streets as public streets) will be read for the second time and considered for adoption under the Legislation portion of the agenda. Bill No. 1647 (amends Code of Ordinances regarding the name change from Chesterfield Village Parkway North and South to Chesterfield Parkway East and West), Bill No. 1648 (amends Code of Ordinances regarding the name change from Roosevelt Parkway to Swingley Ridge Road) and Bill No. 1654 (authorizes City Administrator to sign an agreement for transfer of the contract for solid waste collection from BFI to Allied Waste) will all be read for the first time under the Legislation portion of the agenda.

Councilmember Flachsbart next reported that the Chesterfield Citizens for the Environment Committee (CCE) recommends that the City Council accept the proposal submitted by Patrick Engineering, in the amount of $24,985, to provide consulting services to initiate recycling activities in multi-family developments. Grant funds obtained by City Staff through the Solid Waste Management District will cover this expense, with the exception of in-kind services which will be provided by the volunteers from CCE. A motion was made by Councilmember Flachsbart, seconded by Councilmember Casey, to authorize the City Administrator to sign a contract with Patrick Engineering, in the amount of $24,985 for consulting services. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Flachsbart next reported that the Committee approved Rockwood School

District's proposal to install a gazebo-style pavilion at the Chesterfield Elementary Park site. This approval is contingent upon review and approval of the plans that will be submitted by the District, indicating location and final design of the gazebo.

Councilmember Flachsbart next reported that the Committee recommends that City Council approve Staff's recommendation that construction of the sand volleyball court be delayed until other areas of the park are developed and that an alternative, more appropriate location be established. A motion was made by Councilmember Flachsbart, seconded by Councilmember Streeter, to approve Staff's recommendation to move the sand volleyball court when other areas of the park have been developed. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Flachsbart next reported that the Committee recommends approval from City Council on the following policy recommendations developed by the Public Works Citizens Advisory Group:

1. Required information for the submission of plot plans. Plot Plan Review checklist is attached to the minutes.

2. All new streets, where curbs are required, be constructed with integral vertical curbing, in lieu of roll curbing.

3. All sidewalks shall be a minimum of four feet wide. However, wider sidewalk widths will be required on high volume streets and at locations adjacent to obstructions.

4. For those specific instances where the Fire District requires a 32-foot wide street due to singular ingress and egress, a seven (7) foot separation between the sidewalk and curb shall be required and the right-of-way shall be a minimum of 56 feet wide.

5. The Department of Public Works staff shall assist property owners with streambank erosion problems in the following manner:

    - **Meetings** – an engineer will initially meet with residents as concerns are reported; providing (1) flowchart depicting the permitting process, (2) identify agencies involved, and (3) a standard package of manufacturers literature of erosion control products.

    - **Brochure** - a standard brochure to explain erosion control issues shall be distributed from the Public Works department as requested and needed. The brochure will explain erosion control issues, define responsibilities, and identify the negative consequences associated with individual efforts.

    - **Articles** – periodic articles shall be prepared for the Citizen newsletter to assist and direct residents with these problems.

A motion was made by Councilmember Flachsbart, seconded by Councilmember Grosser, to approve the above-noted policy recommendations, developed by the PWCAC. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Flachsbart next reported that the Committee voted unanimously to recommend

that City Council authorize the development of traffic calming projects, with traffic studies to be gathered before and after installation to determine the projects' effectiveness. A motion was made by Councilmember Flachsbart, seconded by Councilmember Casey, to approve this recommendation for development of traffic calming projects by assembling the traffic task force and area subdivision trustees to develop the final scope of work for the project and to fund temporary installations of traffic-calming devices with up to $70,000, which will be transferred from Contingency Fund. This recommendation is contingent upon final project plan approval by the resident group noted above and City Council.
A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Councilmember Streeter stated for the record that he was concerned that $70,000 was being transferred from the Contingency Fund so early on in the fiscal budget year.

Councilmember Flachsbart next reported that the Committee unanimously voted to approve the Public Works Department's request to shift work and re-apportion funding between various contractors regarding the Chesterfield Valley Athletic Complex. This involves no new appropriations. A motion was made by Councilmember Flachsbart, seconded by Councilmember Sheppard, to approve the Public Works Department's request as stated above. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Flachsbart announced that the next meeting of this Committee has been scheduled for March 24 at 5:30 p.m.

Planning and Zoning Committee

Councilmember Dan Hurt, Chairperson of the Planning and Zoning Committee, reported that Bill No. 1649 (P.Z. 25-98, Church of the Ascension (Archdiocese of St. Louis), Bill No. 1651 (P.Z. 38-98, Swingley Ridge Development, as recommended by the Planning and Zoning Committee) and Bill No. 1653 (P.Z./ 33-98, YMCA) will have both first and second readings under the Legislation portion of the agenda.

Councilmember Hurt next introduced Resolution No. 248, which adopts revisions to the Comprehensive Plan as developed by the Valley Master Development Plan Committee and with the modifications developed by the Planning and Zoning Committee. Discussion ensued regarding parcels of land located between Chesterfield Airport Road, Highway 40, Spirit Boulevard and Long Road. A motion was made by Councilmember Hurt, seconded by Councilmember Flachsbart, to adopt Resolution No. 248. A roll call vote was taken with the following results: Ayes – Flachsbart, Streeter, Hurt, Tilley. Nays – Sheppard, Grosser, Casey, Brown. The vote resulted in a tie with Mayor Greenwood voting "Nay" and the motion was DEFEATED.

Additional discussion took please regarding this same parcel of land as mentioned above. A motion was then made by Councilmember Brown, seconded by Councilmember Grosser, to adopt Resolution No. 247, which adopts revisions to the Comprehensive Plan as submitted by the Valley Master Development Plan Committee, as recommended by the Planning Commission. A roll call vote was taken with the following results: Ayes – Grosser, Casey, Brown. Nays – Flachsbart, Sheppard, Streeter, Hurt, Tilley. The motion was declared

DEFEATED.

Councilmember Hurt announced that the next meeting of this Committee has been scheduled for February 4 at 5:30 p.m.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring recommended acceptance of a bid submitted by F & C Truck Sales and Service, Inc., totaling $133,928, for the purchase of two, 2-1/2 ton dump trucks with snow plows and salt spreaders. The FY1999 Budget contains an appropriation of $143,420 for this purchase. A motion was made by Councilmember Streeter, seconded by Councilmember Grosser, to award the bid to F & C Truck Sales and Service, Inc., totaling $133,928, for two, 2-1/2 ton dump trucks with snow plows and salt spreaders. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that bids were recently sought for the purchase of three (3) 1-ton trucks, with snow plows and salt spreaders. Having reviewed the information, Mr. Herring joined with Director of Public Works/City Engineer Mike Geisel in recommending acceptance of the bid submitted by Meier Chevrolet, totaling $104,487, for three (3) 1-ton trucks, with snowplows and salt spreaders. An appropriation of $114,000 has been allocated in the FY1999 Budget for this expenditure. A motion was made by Councilmember Sheppard, seconded by Councilmember Hurt, to approve the purchase of three (3) 1-ton trucks, with snowplows and salt spreaders at a cost of $104,487 from Meier Chevrolet. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that bids were recently sought for the purchase of two (2) skid steer loaders. The FY1999 Budget contains an appropriation of $36,663 for this purchase. Having reviewed the information submitted to him by Mr. Geisel, he joined with him in recommending acceptance of the bid submitted by Bobcat of St. Louis, in an amount totaling $24,370. This amount reflects a trade-in value of $6,500 for the existing skid steer loader. A motion was made by Councilmember Grosser, seconded by Councilmember Flachsbart, to accept the bid submitted by Bobcat of St. Louis, in an amount totaling $24,370, for two (2) skid steer loaders. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next recommended acceptance of the bid submitted by Carroll Rehma Motors, Inc., totaling $41,504, for a 2-1/2 ton cab and chassis. Even though the FY1999 Budget provides an appropriation of $38,900 for this purchase, he joined with Mr. Geisel in recommending acceptance of this bid, given the fact that adequate funds exist within the Capital Equipment Account to cover this slight overage. A motion was made by Councilmember Flachsbart, seconded by Councilmember Grosser, to accept the bid submitted by Carroll Rehma Motors, Inc., totaling $41,504, for a 2-1/2 ton cab and chassis. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

NEW BUSINESS

Councilmember Streeter requested that the letter received from River Bend School PTO regarding playground improvements at River Bend Elementary School be placed on the next Public Works/Parks Committee agenda for discussion and that the City Administrator work with the Parkway School District to prepare an analysis of this request.

Councilmember Sheppard requested that consideration be given to changing the next scheduled meeting of City Council (Wednesday, February 17) because of Ash Wednesday. Some discussion took place. A motion was made by Councilmember Flachsbart, seconded by Councilmember Sheppard, to authorize the City Administrator to either move that meeting from 7 p.m. to 6 p.m., or to eliminate the meeting entirely, if there were not sufficient business to transact. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

LEGISLATION

BILL NO. 1643 PERTAINS TO THE ACCEPTANCE OF A PUBLIC STREET WITHIN SPIRIT 40 PARK SUBDIVISION IN THE CITY OF CHESTERFIELD (**SECOND READING** – PUBLIC WORKS/PARKS COMMITTEE)

A motion was made by Councilmember Flachsbart, seconded by Councilmember Casey, for a second reading of Bill No. 1643. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1643 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1643, with the following results: Ayes - Flachsbart, Sheppard, Streeter, Grosser, Hurt, Casey, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1643 approved, passed it and it became **ORDINANCE NO. 1493.**

BILL NO. 1647 AMENDS ORDINANCE NO. 35, SCHEDULES I, III, IV, V, VI, VII, IX, XII AND XVI OF THE ORDINANCES OF THE CITY OF CHESTERFIELD BY DELETING AND ADDING PROVISIONS THERETO TO CHANGE THE NAME OF CHESTERFIELD VILLAGE PARKWAY NORTH AND CHESTERFIELD VILLAGE PARKWAY SOUTH TO CHESTERFIELD PARKWAY EAST AND CHESTERFIELD PARKWAY WEST (**FIRST READING** – PUBLIC WORKS/PARKS COMMITTEE)

A motion was made by Councilmember Flachsbart, seconded by Councilmember Grosser, for the first reading of Bill No. 1647. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1647 was read for the first time.

BILL NO. 1648 AMENDS ORDINANCE NO. 35, IV AND VI OF THE ORDINANCES OF THE CITY OF CHESTERFIELD BY DELETING AND ADDING PROVISIONS THERETO TO CHANGE THE NAME OF ROOSEVELT PARKWAY TO SWINGLEY RIDGE ROAD (**FIRST READING** - PUBLIC WORKS/PARKS COMMITTEE)

A motion was made by Councilmember Flachsbart, seconded by Councilmember Grosser, for the first reading of Bill No. 1648. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1648 was read for the first time.

BILL NO. 1654 GRANTS THE ASSIGNMENT OF THE BFI SOLID WASTE CONTRACT TO ALLIED WASTE INDUSTRIES, INC. (**FIRST READING** – PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Flachsbart, seconded by Councilmember Grosser, for the first reading of Bill No. 1654. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1654 was read for the first time.

LEGISLATION – PLANNING COMMISSION

BILL NO. 1649 AMENDS THE CITY OF CHESTERFIELD ZONING ORDINANCE BY CHANGING THE BOUNDARIES OF "N-U" NON-URBAN DISTRICT TO "LLR" 3 –ACRE RESIDENCE DISTRICT FOR AN 8.067 ACRE TRACT AND A 9.239 ACRE TRACT OF LAND LOCATED ON THE SANTA MARIA DRIVE AND WILD HORSE CREEK ROAD (P.Z. 35-98, ARCHDIOCESE OF ST. LOUIS) (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Casey, for the first reading of Bill No. 1649. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1649 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Tilley, for a second reading of Bill No. 1649. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1649 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1649, with the following results: Ayes - Flachsbart, Sheppard, Streeter, Grosser, Hurt, Casey, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1649 approved, passed it and it became **ORDINANCE NO. 1494.**

BILL NO. 1651 AMENDS CITY OF CHESTERFIELD ORDINANCE NO. 1413 FOR A NEW AMENDED ORDINANCE RELATING TO A "PC" PLANNED COMMERCIAL DISTRICT FOR A 4.26 ACRE TRACT OF LAND LOCATED ON THE NORTH SIDE OF SWINGLEY RIDGE ROAD, WEST OF OLIVE BOULEVARD (P.Z. 38-98, SWINGLEY RIDGE DEVELOPMENT) (PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Casey, for the first reading of Bill No. 1651. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1651 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Flachsbart, for a second reading of Bill No. 1651. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1651 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1651, with the following results: Ayes - Streeter, Grosser, Hurt, Casey, Tilley and Brown. Nays - Flachsbart, Sheppard. Whereupon Mayor Greenwood declared Bill No. 1651 approved, passed it and it became **ORDINANCE NO. 1495.**

BILL NO. 1653 AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN "R-6A" RESIDENCE DISTRICT WITH A CONDITIONAL USE PERMIT (CUP NO. 564) TO "PC" PLANNED COMMERCIAL DISTRICT FOR A 9.0 ACRE TRACT OF LAND LOCATED ON THE SOUTH SIDE OF BURKHARDT PLACE, WEST OF CHESTERFIELD PARKWAY WEST (P.Z. 33-98, WEST COUNTY YMCA) (PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Casey, for the first reading of Bill No. 1653. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1653 was read for the first time. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

A motion was made by Councilmember Hurt, seconded by Councilmember Tilley, for a second reading of Bill No. 1653. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1653 was read for the second time. Discussion ensued with regard to lighting on Burkhardt Place. A motion was made by Councilmember Streeter, seconded by Councilmember Hurt, to amend Attachment A to reflect lighting on Burkhardt Place frontage and insure a five-foot wide sidewalk. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.
A roll call vote was taken for passage and approval of Bill No. 1653, as amended, with the following results: Ayes - Flachsbart, Sheppard, Streeter, Grosser, Hurt, Casey, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1653 approved, passed it and it became **ORDINANCE NO. 1496.**

Following the Legislation – Planning Commission portion of the agenda, a motion was made by Councilmember Streeter, seconded by Councilmember Brown, to reconsider Resolution No. 247. Discussion ensued with regard to Resolution Nos. 247 and 248 which dealt with amendments to the Comprehensive Plan regarding the Chesterfield Valley. As a result of that discussion, Councilmember Streeter withdrew his motion to reconsider and Councilmember Brown agreed. A motion was then made by Councilmember Flachsbart, seconded by Councilmember Streeter, to create a new Resolution No. 249 which would incorporate the language which appears in Resolution No. 248, but would take no position concerning the use of the land area in conflict between Resolution Nos. 247 and 248 in Exhibit I. A roll call vote was taken with the following results: Ayes – Flachsbart, Grosser, Streeter, Hurt, Casey, Tilley, Brown. Nays – Sheppard. The motion was declared passed and Resolution No. 249 was adopted.

ADJOURNMENT

Mayor Greenwood entertained a motion to adjourn the meeting. A motion was made by Councilmember Flachsbart, seconded by Councilmember Casey, 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 8:25 p.m.

Mayor Nancy Greenwood

ATTEST:

Martha L. DeMay, City Clerk