



RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT
922 ROOSEVELT PARKWAY, DECEMBER 21, 1992

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

A roll call was taken with the following results:

PRESENTABSENT

Mayor Jack Leonard
Councilmember Betty Hathaway
Councilmember Nancy Greenwood
Councilmember Susan Clarke
Councilmember Ed Levinson
Councilmember Alan Politte
Councilmember Dick Hrabko
Councilmember Linda Tilley

Councilmember Dan Hurt

The Pledge of Allegiance was led by Girl Scout Troop #3134 from Parkway Central Junior High School: Maureen Arbogast, Terra Barnes, Liz Pauley, Lisa Sharek, Nancy Stopke, Susie Stopke, Kimmy Pevnick, Katie Warmington, and Mandy Warmington. Also in attendance were Troop Leaders Vicki Arbogast and Carol Stopke.

Reverend Ralph Green from Antioch Baptist Church led the City Council in prayer.

The minutes of the December 7, 1992, Public Hearing (Proposed FY1993 Budget) and the December 7, 1992, City Council meeting were submitted for approval. A motion was made by Councilmember Dick Hrabko, seconded by Councilmember Susan Clarke, to approve the minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

COMMUNICATIONS AND PETITIONS

There were no communications or petitions.

INTRODUCTORY REMARKS

Mayor Jack Leonard stated that he had prepared a list of vacancies on the various Boards/Commissions/Committees that would occur during 1993, for the Council's perusal.

Mayor Leonard next stated that candidate filing for the April election would be January 5, 1992, at 8:00 A.M. and close February 2, 1993, at 5:00 P.M.

COUNCIL COMMITTEE REPORTS

Planning and Zoning Committee

Councilmember Betty Hathaway, Chairperson of the Planning and Zoning Committee, reported that Bill #s 750, 760 and 761 and Resolution #123 would be considered for adoption under the legislation portion of the agenda.

Councilmember Hathaway announced that the next meeting of this Committee has been scheduled for December 23, 1992, at 8:00 A.M.

Public Health and Safety Committee

Councilmember Susan Clarke, Chairperson of the Public Health and Safety Committee, announced that the next meeting of this Committee has been scheduled for January 6, 1993, at 12:00 Noon.

Finance and Administration Committee

Due to the absence of Councilmember Hurt, Chairperson of the Finance and Administration Committee, Councilmember Nancy Greenwood reported that Bill #759 will be considered for adoption under the legislation portion of the agenda.

Councilmember Greenwood next reported that the City of Chesterfield has received the Certificate of Achievement by the Government Finance Officers Association of the United States and Canada (GFOA). Ms. Hawn was commended for her efforts in working to achieve this recognition for the City.

Councilmember Greenwood next reported that the Finance and Administration Committee has reviewed the proposed Investment Policy. The proposed policy is based on a model policy developed by the Municipal Treasurers Association of the United States and Canada and is in response to comments received from the City's auditors. The Committee recommended approval of this proposed policy and City Council approved the policy in the Work Session.

Councilmember Greenwood next reported that Resolution #124 pertains to a request from the Chesterfield Community Development Corporation (CCDC) that the City establish an escrow account to potentially provide funds for the payment of severance to an Executive Director hired by CCDC. It was stated that this payment would be made only if the CCDC goes out of business and that no payment would be made if the individual were to be dismissed for non-performance of duties. The amount requested is \$30,000. If the funds are never spent, they will revert to the City after December 31, 1994. This time frame would allow the CCDC adequate time to create their own "escrow" to cover any severance agreement established. The Committee recommends that a "trust and agency fund", totaling \$30,000, be established and maintained for this purpose and that City Administrator Herring and City Attorney Beach develop an agreement, to be signed by both the City and CCDC. A motion was made by Councilmember Greenwood, seconded by Councilmember Levinson, to approve Resolution #124. A roll call vote was taken with the following results: Ayes - Hathaway, Greenwood, Levinson, Clarke, Tilley. Nays - Politte, Hrabko. The motion was declared passed.

Councilmember Greenwood announced that the next meeting of this Committee has been scheduled for January 11, 1993, at 5:30 P.M.

Public Works and Parks Committee

Councilmember Dick Hrabko, Chairperson of the Public Works and Parks Committee, stated that in March, 1989 the Department of Planning reviewed and granted requests for extensions of subdivision escrows. At that time a policy was adopted by City Council, whereby extensions were to be granted by the Planning and Zoning Committee. The procedure required the developer to establish a plan for completing the designated improvements, as well as obtaining concurrence from the subdivision trustees. Recently, concerns have been raised about this policy by the Development Community with regard to the requirement for trustee input. There have been cases where the City has not received responses from the trustees. It has been suggested that a policy could be developed whereby residents could be notified by certified mail of a pending escrow extension. The Committee has recommended that Staff draft a revision to the current policy.

Councilmember Hrabko next reported that the Committee is considering several street changes, based upon priority, to be made in the Snow Removal Plan. He urged Councilmembers to submit any streets in their Ward that need to be changed in the priority system for the Snow Removal Plan to the Committee for consideration.

Councilmember Hrabko next reported that Staff was directed by the Committee to look into the possibility of providing recycling at apartment complexes and multi-family developments.

Councilmember Hrabko announced that the next meeting of this Committee has been scheduled for January 12, 1993, at 7:30 A.M.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that the Chesterfield Memorial Building Association, Inc. has requested to obtain a "full liquor" license, from a "beer only" license at the request of the Missouri Liquor Control, in order to allow other individuals to be able to "bring their own bottle" to various events held at the Legion facility. A motion was made by Councilmember Tilley, seconded

by Councilmember Greenwood, to approve the issuance of the "full liquor" license. A voice vote was taken with a unanimous affirmative result (Councilmember Hrabko abstained) and the motion was declared passed.

Mr. Herring next reported that the Government Center would be closed one half day on December 24 and the entire day on December 25 and January 1.

LEGISLATION

BILL #750PERTAINS TO THE ACCEPTANCE OF FOREST CREST DRIVE AS A PUBLIC STREET WITHIN THE CITY OF CHESTERFIELD (SECOND READING - PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Hrabko, seconded by Councilmember Greenwood, for a second reading of Bill #750. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #750 was read for the second time. A roll call vote was taken for passage and approval of Bill #750, with the following results: Ayes - Hathaway, Greenwood, Clarke, Levinson, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #750 approved, passed it and it became ORDINANCE #745.

BILL #754AMENDS ORDINANCE NUMBER 53 RELATING TO THE SALE OF INTOXICATING LIQUOR BY AUTHORIZING THE CITY ADMINISTRATOR TO APPROVE TEMPORARY LIQUOR LICENSES FOR SPECIFIC PURPOSES (FIRST READING)

A motion was made by Councilmember Clarke, seconded by Councilmember Greenwood, to amend Bill #754, Section 1, 3(g), by adding the words "or have previously been issued". A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

A motion was made by Councilmember Greenwood, seconded by Councilmember Hathaway, for the first reading of Bill #754. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #754 was read for the first time.

BILL #755REPEALS ORDINANCE NUMBER 648, SECTIONS 1 AND 2 AND CREATES A NEW ORDINANCE ESTABLISHING THE OFFENSE OF PEACE DISTURBANCE AND SETTING FORTH THE PUNISHMENT FOR VIOLATION THEREOF (SECOND READING - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Clarke, seconded by Councilmember Levinson, to amend Bill #755, Section 3 (2), by adding the words "with or". A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

A motion was made by Councilmember Clarke, seconded by Councilmember Levinson, for a second reading of Bill #755. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #755 was read for the second time. A roll call vote was taken for passage and approval of Bill #755, with the following results: Ayes - Hathaway, Greenwood,

Clarke, Levinson, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #755 approved, passed it and it became ORDINANCE #746.

BILL #759AMENDS ORDINANCE NUMBER 16 OF THE CITY OF CHESTERFIELD REGARDING THE DEPARTMENT OF PURCHASING BY AUTHORIZING CERTAIN PURCHASES TO BE MADE ON A "PER UNIT" BASIS (**FIRST READING - FINANCE AND ADMINISTRATION COMMITTEE RECOMMENDS APPROVAL**)

A motion was made by Councilmember Greenwood, seconded by Councilmember Tilley, for the first reading of Bill #759. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #759 was read for the first time.

LEGISLATION - PLANNING COMMISSION

BILL #760PROVIDES FOR THE APPROVAL OF THE RECORD PLAT AND ESCROW AGREEMENT FOR BROOKING PARK VILLAGE, A SUBDIVISION LOCATED ON THE WEST SIDE OF OLD WOODS MILL ROAD, NORTH OF CONWAY ROAD (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hathaway, seconded by Councilmember Greenwood, for the first reading of Bill #760. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #760 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #760. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #760 was read for the second time. A roll call vote was taken for passage and approval of Bill #760, with the following results: Ayes - Hathaway, Greenwood, Clarke, Levinson, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #760 approved, passed it and it became ORDINANCE #747.

BILL #761PROVIDES FOR THE APPROVAL OF THE RECORD PLAT, ESCROW AGREEMENT AND WARRANTY DEED FOR THE BROOK HILL ESTATES PLAT FIVE, A SUBDIVISION LOCATED ON THE WEST SIDE OF SCHOETTLER ROAD, NORTH OF CLAYTON ROAD (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #761. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #761 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #761. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #761 was read for the second time. A roll call vote was taken for passage and approval of Bill #761, with the following results: Ayes - Hathaway, Greenwood, Clarke, Levinson, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #761 approved, passed it and it became ORDINANCE #748.

ADJOURNMENT

A motion was made by Councilmember Hrabko, seconded by Councilmember Politte, 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 7:25 P.M.

Mayor Jack Leonard _____

ATTEST:

Martha L. DeMay, City Clerk