

RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT 922 ROOSEVELT PARKWAY, NOVEMBER 19, 1990

The meeting was called to order at 7:30 P.M.

A roll call was taken with the following results:

PRESENT

ABSENT

Mayor Jack Leonard
Councilmember Betty Hathaway
Councilmember Nancy Greenwood
Councilmember Jade Gardner Bute
Councilmember Dan Hurt
Councilmember Alan Politte
Councilmember Dick Hrabko
Councilmember Linda Tilley

Councilmember June Schroeder

The Pledge of Allegiance was led by Girl Scout Troop #3357 from Chesterfield Day School: Claire Wintermantel, Annie Seyle, Emily Lange, Stephanie Williams, Lauren Schneidman. Also in attendance was Troop Leader Julie Wintermantel.

Reverend Donald Kaller from Bonhomme Presbyterian Church led the City Council in prayer.

The minutes of the November 5, 1990, meeting were submitted for approval. A motion was made by Councilmember Bute, seconded by Councilmember Hathaway, 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

Mayor Jack Leonard announced that the slip ramps at the intersection of Highway 40 and Olive and Clarkson Roads will be open and dedicated at a ceremony scheduled for November 20, 1990, at

12:00 noon. City Administrator Mike Herring will represent the City of Chesterfield at this dedication on behalf of Mayor Leonard.

Councilmember Jade Gardner Bute next announced that a Kammergild Chamber Orchestra presentation has been scheduled for December 2, 1990, at 6:00 P.M. in the West County Community Theater located at the YMCA. Everyone was urged to attend.

Councilmember Bute next thanked publicly Marty DeMay, City Clerk, for her time and effort in making the Appreciation Dinner for all volunteer Boards, Commissions, Committees and Task Forces a tremendous success.

Councilmember Dick Hrabko next shared with the Council a letter he had received from Mr. Stan Sutliff, Trustee of Country Place Subdivision, complimenting the D.A.R.E. program.

COUNCIL COMMITTEE REPORTS

Planning/Economic Development

Councilmember Betty Hathaway, Chairperson of the Planning/Economic Development Committee, reported that a Public Hearing has been scheduled for P.Z. 13-90, Maurice L. Hirsch, on December 5, 1990, at 6:00 P.M.

Councilmember Hathaway next reported that Bill #'s 520 - 525 will 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 5, 1990, at 5:30 P.M.

Finance and Administration

In the absence of Councilmember June Schroeder, Chairperson of the Finance and Administration Committee, City Administrator Mike Herring announced that the next meeting of this Committee has been scheduled for December 10, 1990, at 7:30 A.M.

Public Works/Parks

Councilmember Jade Gardner Bute, Chairperson of the Public Works/Parks Committee, reported for informational purposes that the issue of winter concrete paving specifications has, once again, been referred to the Public Works Citizen Advisory Group for review. Councilmember Bute publicly thanked the members of this Public Works Advisory Group for all the time and effort they have

spent on this issue.

Councilmember Bute next reported on the amendments made to the proposed FY1991 budget concerning the Public Works Departments. The Public Works/Parks Committee voted unanimously to recommend that the proposed budget for FY1991 for the Public Works Departments be amended to reflect the deletion of the proposed addition of six (6) street laborers. In addition, the City will contract out major slab replacement projects. This recommendation includes transferring the approximately \$200,000, which would be saved from this decision, to be spent in addition to funds already established for Capital Street Projects, bringing that total to approximately \$585,000.

Councilmember Bute announced that the next meeting of this Committee has been scheduled for December 6, 1990, at 7:30 A.M.

Public Health and Safety

Councilmember Dan Hurt, Chairperson of the Public Health and Safety Committee, reported that the Drug/Alcohol Abuse Task Force has requested funding support for the Drug/Alcohol Abuse Awareness Day, which is scheduled for April 13, 1991. City Council has approved unanimously that \$600.00 be given to the Task Force to help defray expenses associated with this event.

Councilmember Hurt next reported that the insurance carrier for the City has been contacted to discuss the possibility of a resident of Chesterfield using City facilities to conduct a general emergency first aid instruction seminar for any interested individuals. As a result of that contact, the insurance carrier has stated that there would be no problem for the City of Chesterfield in sponsoring such training sessions; however, these training sessions cannot be given with the goal in mind of certifying participants as trained providers of first aid treatment, nor should any demonstrations of first aid be performed on those attending said training session. These sessions should be general in nature and should provide basic recommendations for providing emergency first aid. City Council approved unanimously that the Council Chambers be made available to Mrs. Pat Bistline for first aid training.

Councilmember Hurt next reported that Bill #'s 526 - 530 will be considered for adoption under the legislation portion of the agenda.

Councilmember Hurt next discussed briefly the Emergency Operations Plan (EOP) relating to civil preparedness. Councilmember Hurt next reported that the Committee had recommended the purchase of eleven (11) citizens band radios and five (5) antenna drops for use by the Mayor and City Council during a major disaster. The cost of these items totals \$1,325 and will be taken from the Contingency Fund. A motion was made by Councilmember Hurt, seconded by Councilmember Hathaway, to approve the purchase of this equipment. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt announced the next meeting of this Committee has been scheduled for December 11, 1990, at 5:30 P.M.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring announced that the Government Center will be closed on November 22 and November 23 in observance of the Thanksgiving Holidays.

City Administrator Mike Herring reported that bids were recently sought for a stormsewer project on Forestvale Drive (Ward I). The amount budgeted for this expense equals \$20,000. Having reviewed all bids, Mr. Herring supports the recommendation made by Finance Director Jan Kluba and Director of Public Works/City Engineer Bill Hawn in awarding a contract to the low bidder, Fred M. Luth, for a cost of \$16,978.50. Mr. Herring also noted that this project is being cost shared by the City with the Metropolitan Sewer District (MSD). MSD is paying one-third the total cost of this project. Reimbursement by MSD to the City of Chesterfield will be made once the project has been completed. A motion was made by Councilmember Greenwood, seconded by Councilmember Bute, to approve award of the contract to the low bidder, Fred M. Luth, for a total price of \$16,978.50. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

NEW BUSINESS

Councilmember Hrabko reported on Resolution #93 which deals with the dioxin sites within the City of Chesterfield. Councilmember Hrabko informed the Council that actions were being taken by the EPA (Environmental Protection Agency); however, adopting Resolution #93 reinforces the City Council's position that immediate action be taken to cleanup the dioxin sites. A motion was made by Councilmember Hrabko, seconded by Councilmember Tilley, to adopt Resolution #93. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Greenwood next proposed that City Attorney Doug Beach prepare an ordinance to reflect a change in time for City Council meetings. This proposed time change would schedule City Council meetings to begin at 7:00 P.M. instead of the current 7:30 P.M. A motion was made by Councilmember Greenwood, seconded by Councilmember Bute, to have the ordinance prepared to reflect the time change. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

LEGISLATION

BILL #523 APPROVES A BOUNDARY LINE AGREEMENT BETWEEN THE CITIES OF CHESTERFIELD, MISSOURI, CREVE COEUR, MISSOURI AND

TOWN AND COUNTRY, MISSOURI

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #523. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #523 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #523. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #523 was read for the second time. A roll call vote was taken for passage and approval of Bill #523, with the following results: Ayes - Hathaway, Greenwood, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #523 approved, passed it and it became ORDINANCE #517.

BILL #524 REPEALS ORDINANCE #506 OF THE CITY OF CHESTERFIELD AND WITHDRAWS THE STATED INTENTION OF THE CITY OF CHESTERFIELD TO ANNEX AN UNINCORPORATED AREA OF LAND IN ST. LOUIS COUNTY, MISSOURI ALONG ITS EASTERN BORDERS

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #524. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #524 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #524. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #524 was read for the second time. A roll call vote was taken for passage and approval of Bill #524, with the following results: Ayes - Hathaway, Greenwood, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #524 approved, passed it and it became ORDINANCE #518.

BILL #525 DECLARES THE INTENTION OF THE CITY OF CHESTERFIELD TO ANNEX AN UNINCORPORATED AREA OF LAND IN ST. LOUIS COUNTY, MISSOURI FOR AN AREA THAT IS CONTIGUOUS TO THE CITY OF CHESTERFIELD ALONG ITS EASTERN BORDER AND LIES BETWEEN THE CITIES OF CREVE COEUR AND TOWN AND COUNTRY, MISSOURI

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #525. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #525 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #525. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #525 was read for the second time. A roll call vote was taken for passage and approval of Bill #525, with the following results: Ayes - Hathaway, Greenwood, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #525 approved, passed it and it became ORDINANCE #519.

BILL #526RELATES TO THE ESTABLISHMENT OF A CIVIL PREPAREDNESS ORGANIZATION AND ESTABLISHES A CIVIL PREPAREDNESS PLAN

A motion was made by Councilmember Hurt, seconded by Councilmember Politte, for the first reading of Bill #526. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #526 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Politte, for a second reading of Bill #526. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #526 was read for the second time. A roll call vote was taken for passage and approval of Bill #526, with the following results: Ayes - Hathaway, Greenwood, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #526 approved, passed it and it became ORDINANCE #523.

BILL #527AMENDS SECTION 1-2 "DEFINITIONS AND RULES OF CONSTRUCTION", RE: STREETS AND HIGHWAYS OF THE CODE OF THE CITY OF CHESTERFIELD

A motion was made by Councilmember Hurt, seconded by Councilmember Politte, for the first reading of Bill #527. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #527 was read for the first time.

A motion was made by Councilmember Bute, seconded by Councilmember Hrabko, for a second reading of Bill #527. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #527 was read for the second time. A roll call vote was taken for passage and approval of Bill #527, with the following results: Ayes - Hathaway, Greenwood, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #527 approved, passed it and it became ORDINANCE #524.

BILL #528REGULATES TRAFFIC UPON PRIVATE STREETS AND PRIVATE PARKING FACILITIES WITHIN THE CITY OF CHESTERFIELD WHICH ARE USED BY THE GENERAL PUBLIC

A motion was made by Councilmember Hurt, seconded by Councilmember Politte, for the first reading of Bill #528. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #528 was read for the first time.

A motion was made by Councilmember Bute, seconded by Councilmember Greenwood, for a second reading of Bill #528. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #528 was read for the second time. A roll call vote was taken for passage and approval of Bill #528, with the following results: Ayes - Hathaway, Greenwood, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #528 approved, passed it and it became ORDINANCE #525.

BILL #529 ESTABLISHES A REDUCED SPEED LIMIT/SCHOOL ZONE ON KEHRS MILL ROAD, ADJACENT TO KEHRS MILL ELEMENTARY SCHOOL

A motion was made by Councilmember Hurt, seconded by Councilmember Politte, for the first reading of Bill #529. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #529 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Hrabko, for a second reading of Bill #529. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #529 was read for the second time. A roll call vote was taken for passage and approval of Bill #529, with the following results: Ayes - Hathaway, Greenwood, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #529 approved, passed it and it became ORDINANCE #526.

BILL #530 AMENDS ORDINANCE #35 SCHEDULE VIII OF THE ORDINANCES OF THE CITY OF CHESTERFIELD BY ADDING A PROVISION THERETO

A motion was made by Councilmember Hurt, seconded by Councilmember Politte, for the first reading of Bill #530. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #530 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Politte, for a second reading of Bill #530. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #530 was read for the second time. A roll call vote was taken for passage and approval of Bill #530, with the following results: Ayes - Hathaway, Greenwood, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #530 approved, passed it and it became ORDINANCE #527.

LEGISLATION - PLANNING COMMISSION

BILL #520 AMENDS THE CITY OF CHESTERFIELD ZONING ORDINANCE 1003.167 MISCELLANEOUS REGULATIONS OF THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD AND ESTABLISHING REGULATIONS FOR SATELLITE DISHES

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for the first reading of Bill #520. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #520 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for a second reading of Bill #520. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #520 was read for the second time. A roll call vote was taken for passage and approval of Bill #520, with the following results: Ayes - Hathaway, Greenwood, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #520 approved, passed it and it became ORDINANCE #520.

BILL #521 AMENDS THE CITY OF CHESTERFIELD ZONING ORDINANCE BY ALLOWING MORTUARIES AS A CONDITIONAL USE WITHIN SECTIONS 1003.107 "NU" NON-URBAN DISTRICT, 1003.111 "R-1" ONE ACRE RESIDENCE DISTRICT, 1003.112 "R-1A" 22,000 SQ. FT. RESIDENCE DISTRICT, 1003.113 "R-2" 15,000 SQ. FT. RESIDENCE DISTRICT, 1003.115 "R-3" 10,000 SQ. FT. RESIDENCE DISTRICT AND 1003.117 "R-4" 7,500 SQ. FT. RESIDENCE DISTRICT OF THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for the first reading of Bill #521. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #521 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for a second reading of Bill #521. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #521 was read for the second time. A roll call vote was taken for passage and approval of Bill #521, with the following results: Ayes - Hathaway, Greenwood, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #521 approved, passed it and it became ORDINANCE #521.

BILL #522 AMENDS THE CITY OF CHESTERFIELD ZONING SUBDIVISION ORDINANCE SECTION 1005.340 RELATIVE TO STREET TREES

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for the first reading of Bill #522. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #522 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for a second reading of Bill #522. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #522 was read for the second time. A roll call vote was taken for passage and approval of Bill #522, with the following results: Ayes - Hathaway, Greenwood, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #522 approved, passed it and it became ORDINANCE #522.

ADJOURNMENT

A motion was made by Councilmember Hrabko, seconded by Councilmember Bute, 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 7:55 P.M.

Mayor Jack Leonard

ATTEST:

Martha L. DeMay, City Clerk