

RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT 922 ROOSEVELT PARKWAY, NOVEMBER 18, 1991

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	None
Councilmember Betty Hathaway	
Councilmember Nancy Greenwood	
Councilmember Susan Clarke	
Councilmember Jade Gardner Bute	
Councilmember Dan Hurt	
Councilmember Alan Politte	
Councilmember Dick Hrabko	
Councilmember Linda Tilley	

The Pledge of Allegiance was led by Girl Scout Troop #1903 from Incarnate Word School: Christy DeCarli, Rachel Hirst, Sara Richmond, Maggie Brand, Kelly Roth, Maggie O'Connell, Angela Calandro, Kelly Sauer, Brianne Fung, Colleen Schumm, Laura Meyer, Jennifer Theby, Lindsey Smith and Monica Rieder. Also in attendance was Troop Leader Kris Saver.

Mayor Jack Leonard led the City Council in prayer.

The minutes of the November 4, 1991, meeting were submitted for approval. A motion was made by Councilmember Clarke, seconded by Councilmember Greenwood, to approve the minutes, as amended. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed.

INTRODUCTORY REMARKS - MAYOR JACK LEONARD

Mayor Jack Leonard reported that, as a result of the successful annexation vote held November 5, 1991, St. Louis County would be appointing two (2) individuals from this newly-annexed area to

serve on a Transition Committee. The City of Chesterfield has been requested to appoint two (2) individuals to serve on this Transition Committee, as well. The names of Mr. Jerry Duepner, Director of Planning/Economic Development, to serve as the Staff representative, and Councilmember Susan Clarke to serve as the elected official, have been placed in nomination. A motion was made by Councilmember Politte, seconded by Councilmember Hurt, to approve the nominations of Jerry Duepner and Councilmember Susan Clarke to serve on this Transition Committee. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mayor Leonard next reported that there is a vacancy on the Finance and Administration Citizens Advisory Committee, due to the resignation of Mr. Burt Schweizer, and urged the Councilmembers and residents to submit to him, for his consideration, the resumes of those individuals interested in serving on this Committee.

COUNCIL COMMITTEE REPORTS

Planning/Economic Development

Councilmember Betty Hathaway, Chairperson of the Planning/Economic Development Committee, reported that an information letter is currently being sent to applicants for business licenses, as well as those applying for occupancy or re-occupancy permits, explaining City services and identifying functions of various City departments.

Councilmember Hathaway next reported that the Committee voted to send a letter to the St. Louis County Planning Commission, opposing a petition by Bridle Development Company, and their interest in a tract of land located at the northeast corner of Olive Boulevard and Creve Coeur Mill Road.

Councilmember Hathaway next stated that Bill #641 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 November 20, 1991, at 5:30 P.M.

Public Works/Parks

Councilmember Jade Gardner Bute, Chairperson of the Public Works/Parks Committee, reported on the ongoing construction associated with the capital street improvement projects. Due to the recent

weather conditions, slab work remains to be completed, as well as sod and fill work. Councilmember Bute commented that the contractor is in default of the contract, and \$250/day in penalty fees will be deducted from his final payment for every day the work is not completed.

Councilmember Bute next reported that Vicky Neil, Recreation Activities Coordinator, is finalizing a package of possible recreation projects for 1992. This proposal will be submitted to Council after the first of the year, after first being reviewed by the Parks, Recreation and Parks Citizens Advisory Committee, and the Public Works/Parks Committee of Council.

Councilmember Bute next reported that the City Code of Ordinances, Section 18-109 (16), indicates that parking on any portion of a road which obstructs emergency snow removal operations is a violation. In the past years, no action had been taken by the City to insure compliance with this code section. The Committee has instructed Mr. Herring to place an article in the next issue of the Chesterfield Citizen newsletter with regard to this violation and further directed that a letter be prepared and sent to trustees of all subdivisions, indicating that tickets will be issued to violators of this code section and explaining why this action was being taken this year. Violations concerning snow removal do not apply to private streets.

Councilmember Bute next reported that efforts are underway, involving both the City and Environmental Industries, concerning changes in the disposal of yard waste which will become effective January 1, 1992. An article will appear in the next issue of the Chesterfield Citizen newsletter regarding yard waste and Environmental Industries plans to mail a letter of information to all of its customers during the month of December, 1991. Councilmember Bute also commented that Councilmember Greenwood indicated that Staff should pursue funding for recycling efforts within the City of Chesterfield from St. Louis County, as provided in the new solid waste law which was recently adopted by the voters.

Councilmember Bute next reported that letters have been sent concerning problems/questions related to State/County roadways/construction projects within the City of Chesterfield. These include the following: the re-striping of South Outer Forty Road at its intersection with Elbridge Payne and Clarkson Road; a protected left turn on New Baxter at the entrance into Dierberg's Market Place; a request for synchronization of traffic signals located on Conway Road and Old Highway 141 and Conway Road and Highway 141; a request for a specific timetable with regard to the installation of non-skid asphalt on northbound and southbound Clarkson Road at its intersection with New Baxter Road. Mr. Herring commented that a cold-milling process, which would enhance the traction, would possibly be used at this location.

Councilmember Bute next reported that Councilmember Tilley presented petitions that had been signed by a majority of the residents of subdivisions located near the intersection of Clarkson Road and Old Clarkson Road, requesting that Old Clarkson be closed at its intersection with Clarkson Road. Councilmember Tilley then asked that a letter be sent from the City of Chesterfield to the State Highway Department requesting that this intersection be closed as soon as possible. The Committee unanimously approved that this letter be sent.

Councilmember Bute reported that Councilmember Politte, Council liaison to the Parks, Recreation and Arts Citizens Advisory Committee, recommended that the Committee consider scheduling a Scout Day for February, 1992, as proposed by the Parks, Recreation and Arts Citizens Advisory Committee. During that day, Boy Scouts and Girl Scouts would be selected to "shadow" elected and appointed officials of the City of Chesterfield, culminating with an appearance that evening at the City Council meeting. The Committee voted unanimously to designate Monday, February 18, 1992, as Scout Day in the City of Chesterfield. Councilmember Bute indicated that Councilmember Politte would work with the appropriate individuals to make this event happen.

Councilmember Bute announced that the next meeting of this Committee has been scheduled for Thursday, December 5, 1991, at 7:30 A.M.

Public Health and Safety

Councilmember Alan Politte, Chairperson of the Public Health and Safety Committee, updated the Council with regard to how funds donated to the City of Chesterfield by Monsanto Corporation are proposed to be spent.

Councilmember Politte next reported that United Video Cablevision will donate all monies raised during a special promotion for cable TV installation, during the months of November and December, 1991. Said funds will be distributed equally among the cities of Chesterfield, Clarkson Valley, Ballwin, Town and Country and St. Louis County, where United Video Cablevision presently has a franchise.

Councilmember Politte next reported that Chief of Police Ray Johnson had requested that the City of Chesterfield host the Missouri Police Olympics in 1992, provided no overtime is paid to Chesterfield Police in connection with this event. The Committee voted unanimously to recommend that the City host this event, which has been tentatively scheduled for the week of May 15 - 22, 1992. City Council voted to approve the Chesterfield Police Department hosting this event in May, 1992, in the Work Session.

Councilmember Politte next reported that, after reviewing the Chesterfield Reserve Unit Manual, the Committee voted unanimously to recommend its adoption/approval. City Council voted to adopt the manual in the Work Session. Councilmember Politte commended the Staff for their efforts in developing this manual.

Councilmember Politte next stated that Bill #638 would 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

December 9, 1991, at 12:00 noon.

Finance and Administration

Councilmember Linda Tilley, Chairperson of the Finance and Administration Committee, reported that the Committee voted unanimously to recommend the following allocation of the \$7,000.00 remaining in this fund for FY1991: Alexandra Ballet Company - \$1,000.00; Kammergild Chamber Orchestra - \$3,321.00; Optimist Club of Chesterfield - \$1,679.00; Chesterfield Rotary Club - \$1,000.00. In addition, the Committee reaffirmed the policy which states that the only information to be submitted to the Committee, with regard to these requests for funding, will be the application itself. A motion was made by Councilmember Tilley, seconded by Councilmember Hrabko, to approve the funding request from Alexandra Ballet for \$1,000.00. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. A motion was made by Councilmember Tilley, seconded by Councilmember Clarke, to approve the funding request from Kammergild Chamber Orchestra of \$3,321.00. A voice vote was taken with an affirmative result (Councilmember Bute abstained) and the motion was declared passed. A motion was made by Councilmember Tilley, seconded by Councilmember Hathaway, to approve the funding request from Optimist Club of Chesterfield for \$1,679.00. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. A motion was made by Councilmember Tilley, seconded by Councilmember Hathaway, to approve the funding request from Chesterfield Rotary Club for \$1,000.00. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Tilley next reported that the Committee voted unanimously to recommend approval of the budget amendments as outlined in Finance Director Jan Hawn's memo, dated October 21, 1991 (see attached). In addition, the Committee voted unanimously to recommend that the budget be amended to reflect the fact that \$75,000.00 appropriated for the Economic Development Commission for this fiscal year be deleted from the budget, as well. A motion was made by Councilmember Tilley, seconded by Councilmember Hathaway, to delete \$75,000 from the FY1991 Budget, which was appropriated for the Economic Development Commission. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Councilmember Tilley stressed that the deletion is not an indication that the City of Chesterfield will not fund this project. A motion was made by Councilmember Tilley, seconded by Councilmember Greenwood, to approve the other budget amendments, as outlined. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Tilley next reported that the Committee voted unanimously to recommend the proposed policy regarding record retention, as developed by Finance Director Jan Hawn. City Council approved this policy in the Work Session unanimously.

Councilmember Tilley next reported on the establishment of budget goals for FY1992 proposed

budget. The Committee recommended that the City establish a goal that fund reserves maintained by the City of Chesterfield shall be minimum of thirty (30%) percent of current general fund expenditures. A motion was made by Councilmember Tilley, seconded by Councilmember Greenwood, to approve the budget goals. A voice vote was taken with an affirmative result (Councilmember Hurt voted "no") and the motion was declared passed.

Councilmember Tilley next reported that Bill #'s 639 and 640 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Tilley announced that the next meeting of this Committee has been scheduled for December 10, 1991, at 7:30 A.M.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring announced that the Government Center will be closed November 28 - 29, 1991, in observance of the Thanksgiving Holidays.

Mr. Herring next reported that a Public Hearing has been scheduled for December 2, 1991, at 7:00 P.M. with regard to the proposed FY1992 Budget. (Note: A discussion regarding the fact that the December 2, 1991, meeting of City Council would fall during the celebration of Hanukkah. It was decided at the time, by a unanimous vote of City Council, to reschedule the next meeting of City Council, along with the Public Hearing on the proposed FY1992 Budget, for Wednesday, December 4, 1991. However, subsequent discussions with the Jewish Community Relations Council determined that there was no need to reschedule the Council meeting, since Hanukkah was not considered a "major" holiday. The City Clerk polled the Mayor and members of Council and all agreed to allow the schedule to remain as is, with the next meeting of City council and the Budget Public Hearing scheduled for Monday, December 2, 1991.)

Mr. Herring next reported that a liquor license application had been received from Coward's Grill and Pub, located at 14839 Clayton Road, to sell all kinds of intoxicating liquor by the drink for consumption on the premises and Sunday sales. A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, to approve the liquor license request. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that the next issue of the Chesterfield Citizen newsletter, which has been submitted to City Council for their review and input, is scheduled for distribution to the residents/businesses of the community around the first week in December. Residents/businesses in the newly-annexed area will also receive the newsletter.

LEGISLATION

BILL #638 AMENDS ORDINANCE #35, SCHEDULE VI OF THE ORDINANCES OF THE CITY OF CHESTERFIELD BY ADDING A PROVISION THERETO

A motion was made by Councilmember Politte, seconded by Councilmember Hrabko, for the first reading of Bill #638. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #638 was read for the first time.

A motion was made by Councilmember Politte, seconded by Councilmember Hrabko, for a second reading of Bill #638. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #638 was read for the second time. A roll call vote was taken for passage and approval of Bill #638, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #638 approved, passed it and it became ORDINANCE #630.

BILL #639 AMENDS ORDINANCE #35 OF THE CITY OF CHESTERFIELD AND CODE SECTION 4-39 AND 4-42 OF THE MUNICIPAL CODE OF THE CITY OF CHESTERFIELD RELATING TO THE ISSUANCE OF CONDITIONAL LIQUOR LICENSES UPON RENEWAL OR REVOCATION

A motion was made by Councilmember Tilley, seconded by Councilmember Greenwood, for the first reading of Bill #639. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #639 was read for the first time.

A motion was made by Councilmember Tilley, seconded by Councilmember Greenwood, for a second reading of Bill #639. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #639 was read for the second time. A roll call vote was taken for passage and approval of Bill #639, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #639 approved, passed it and it became ORDINANCE #631.

BILL #640 AMENDS ORDINANCE #53 OF THE CITY OF CHESTERFIELD AND CODE SECTION 4 BY ADDING A NEW SECTION TO THE LIQUOR CODE OF THE CITY OF CHESTERFIELD RECOGNIZING CATERING BUSINESSES FOR ISSUANCE OF LIQUOR LICENSES

A motion was made by Councilmember Tilley, seconded by Councilmember Hrabko, for the first reading of Bill #640. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #640 was read for the first time.

A motion was made by Councilmember Tilley, seconded by Councilmember Hrabko, for a second reading of Bill #640. Councilmember Clarke made a motion to amend Section 5 by deleting "or imprisonment for not more than ninety (90) days or both such fine and imprisonment". This motion was seconded by Councilmember Greenwood. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #640 was read for the second time, amended. A roll call vote was taken for passage and approval of Bill #640, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #640 approved, passed it and it became ORDINANCE #632.

LEGISLATION - PLANNING COMMISSION

BILL #641 APPROVES THE RECORD PLAT, IMPROVEMENT BOND AND WARRANTY DEED FOR WILD HORSE VILLAGE A SUBDIVISION LOCATED IN THE CITY OF CHESTERFIELD

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for the first reading of Bill #641. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #641 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for a second reading of Bill #641. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #641 was read for the second time. A roll call vote was taken for passage and approval of Bill #641, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #641 approved, passed it and it became ORDINANCE #633.

ADJOURNMENT

A motion was made by Councilmember Greenwood, 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 7:36 P.M.

Mayor Jack Leonard

ATTEST:

Martha L. DeMay, City Clerk