



## RECORD OF PROCEEDING

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MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT  
922 ROOSEVELT PARKWAY, NOVEMBER 16, 1992

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

A roll call was taken with the following results:

PRESENTABSENT

|                               |      |
|-------------------------------|------|
| Mayor Jack Leonard            | None |
| Councilmember Betty Hathaway  |      |
| Councilmember Nancy Greenwood |      |
| Councilmember Susan Clarke    |      |
| Councilmember Ed Levinson     |      |
| Councilmember Dan Hurt        |      |
| Councilmember Alan Politte    |      |
| Councilmember Dick Hrabko     |      |
| Councilmember Linda Tilley    |      |

The Pledge of Allegiance was led by Girl Scout Troop #1588 from Greentrails School: Lauren Harris, Carolyn Sonders, Suzanne Brown, Lisa Virag, Sophie Harris (Brownie Troop #2466), Katie Warmington (Brownie Troop #1541), Mandy Warmington, Kim Hunselberg, Jenny Williams, Michelle Greer, Christine Williams (Brownie Troop #1541) Kari Gutman and Michelle Kuff. Also in attendance were Troop Leaders Valerie Virag, Susan Harris and Marva Warmington.

Mayor Jack Leonard led the City Council in prayer.

The minutes of the November 2, 1992, meeting was submitted for approval. A motion was made by Councilmember Greenwood, seconded by Councilmember Hathaway, to approve the minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

## COMMUNICATIONS AND PETITIONS

Mr. Jim Breckenridge, who resides at 324 Stonecrest Court, expressed his gratitude with the approval given by City Council in the Work Session to fund the selection of a parks consultant.

Ms. Pushpa Srivastava, who resides at 299 River Valley Drive, expressed her desire to establish a sister-city relationship with Varanasi, India. Mayor Leonard informed Ms. Srivastava that her request will be forwarded to the Finance and Administration Committee for consideration.

## INTRODUCTORY REMARKS

Mayor Jack Leonard stated that he recently received nominations to fill the vacancy on the Board of Police Commissioners. He further stated his intention to appoint a nominee at the next City Council meeting.

## COUNCIL COMMITTEE REPORTS

### Planning and Zoning

Councilmember Betty Hathaway, Chairperson of the Planning and Zoning Committee, reported that Bill #751 will be considered for adoption under the Legislation portion of the agenda. It was noted that the typographical error on the second page of Bill #751 be corrected.

Councilmember Hathaway next reported that the Chesterfield Community Development Corporation is requesting that City Council assign the CCDC the responsibility of conducting a Public Hearing with regard to the proposed issuance of revenue bonds to assist in the financing of the purchase of Brooking Park by St. Andrew's Episcopal-Presbyterian Foundation. Councilmember Clarke express her concern that the public notices do not possess all the requirements in the Internal Revenue Code. Councilmember Clarke requested that Staff contact the attorney for the CCDC and request that these public notices are properly prepared.

Councilmember Hathaway announced that the next meeting of this Committee has been scheduled for November 18, 1992, at 5:30 P.M.

### Public Health and Safety

Councilmember Susan Clarke, Chairperson of the Public Health and Safety Committee, reported that the Missouri State Police Olympic Committee has requested that the Chesterfield Police Department again host the State Police Olympics. The Police Olympics, held in Chesterfield in May, 1992, had the largest number of participants in the Police Olympic history. It was noted that there is no cost to the City to hold this event and very few on-duty man-hours are utilized by

department personnel, since participation by officers is on a volunteer basis. The Public Health and Safety Committee supports this event. A motion was made by Councilmember Clarke, seconded by Councilmember Hrabko, to host the Missouri State Police Olympics in May, 1993. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Clarke next reported that Bill #752 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Clarke announced that the next meeting of this Committee has been scheduled for January 6, 1993, 12:00 Noon.

A motion was made by Councilmember Greenwood for the adoption of Resolution #121. This motion was seconded by Councilmember Hrabko. Councilmember Clarke expressed her opposition to Resolution #121 and stated that this item was not discussed by her Committee. Councilmember Clarke favors keeping Ordinance #712 in effect. City Attorney Doug Beach stated that Resolution #121 was drafted by him, for consideration by City Council, after entering into negotiations with the Department of Conservation. The Department has informed Mr. Beach of their intention to review the rules and regulations of trapping in urban areas. He further stated that the Resolution does not rescind Ordinance #712, but holds enforcement in abeyance as a show of good faith that the Department of Conservation will review and consider further regulations regarding trapping. Chesterfield Police Officers have been trained by the Department of Conservation to enforce the Department's regulations. Councilmember Hrabko expressed his support for the passage of Resolution #121 and the Department's consideration of reviewing the rules and regulations concerning trapping in urban areas. It was noted that the Resolution could be rescinded, if the Department of Conservation does not follow through with their commitment. A voice vote was taken with an affirmative result (Councilmember Clarke voted "No") and the motion was declared passed.

#### Finance and Administration

Councilmember Dan Hurt, Chairperson of the Finance and Administration Committee, reported that Bill #749 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Hurt next reported that the Finance and Administration Committee has voted unanimously to recommend approval of several amendments to the 1992 Budget. These amendments include several adjustments to revenues and expenditures. Councilmember Hurt labeled this request as "housekeeping" in nature. A motion was made by Councilmember Hurt, seconded by Councilmember Greenwood, to approve revisions made to the FY1992 Budget. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt next reported on fees for Board of Adjustment petitions. The Finance and Administration Committee has voted unanimously to recommend that ads not be placed in the Chesterfield Journal for this purpose and that a uniform fee of \$70 be established for both yard and sign variance requests. It was noted that this fee could be raised without a vote, since documentation has been developed indicating that City costs/variance equal the amount of these proposed fees. Council approved the fee increase in the Work Session.

Councilmember Hurt next reported that the finalization of City holidays for 1993 is pending and will be resolved at the next Council meeting.

Councilmember Hurt announced that the next meeting of his Committee has been scheduled for December 14, 1992, at 5:30 P.M.

#### Public Works/Parks

Councilmember Dick Hrabko reported that Bill #750 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Hrabko announced that the next meeting of the Public Works/Parks Committee has been scheduled for December 8, 1992, at 5:30 P.M.

#### REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring announced that the Government Center will be closed November 26 and November 27 in observance of the Thanksgiving holidays.

Mr. Herring next announced that a Public Hearing with regard to the FY1993 Budget has been scheduled for December 7, 1992, at 6:30 P.M.

#### LEGISLATION

BILL #749 MAINTAINS THE TAX RATE ON GROSS RECEIPTS ON SUPPLYING NATURAL GAS WITHIN THE CITY AT 5% OF GROSS RECEIPTS PURSUANT TO SECTION 393.275 (2) RSMO (**FIRST READING** - FINANCE AND ADMINISTRATION COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Clarke, to suspend the rules of Council to have both the first and second readings of this proposed ordinance at this Council meeting. 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 Clarke, for the first reading of Bill #749. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #749 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Clarke, for a second reading of Bill #749. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #749 was read for the second time. A roll call vote was taken for passage and approval of Bill #749, with the following results: Ayes - Hathaway, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #749 approved, passed it and it became ORDINANCE #740.

BILL #750PERTAINS TO THE ACCEPTANCE OF FOREST CREST DRIVE AS A PUBLIC STREET WITHIN THE CITY OF CHESTERFIELD (**FIRST READING - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL**)

A motion was made by Councilmember Hrabko, seconded by Councilmember Politte, for the first 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 first time.

BILL #752AMENDS ORDINANCE #35, SCHEDULE VI OF THE ORDINANCES OF THE CITY OF CHESTERFIELD AS IT RELATES TO INTERSECTION STOPS BY ADDING PROVISIONS THERETO (**FIRST READING - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL**)

A motion was made by Councilmember Clarke, seconded by Councilmember Greenwood, for the first reading of Bill #752. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #752 was read for the first time.

LEGISLATION - PLANNING COMMISSION

BILL #751AMENDS THE CITY OF CHESTERFIELD ZONING ORDINANCE BY CHANGING THE BOUNDARIES OF A "R-1" ONE ACRE RESIDENCE DISTRICT TO A "NU" NON-URBAN DISTRICT FOR A 41.9 ACRE TRACT OF LAND LOCATED ON THE NORTH SIDE OF WILD HORSE CREEK ROAD APPROXIMATELY 1100 FT. EAST OF THE INTERSECTION OF WILD HORSE CREEK ROAD AND EATHERTON ROAD (P.Z. 23-92, HAHN/MONTGOMERY) (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #751. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #751 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #751. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #751 was read for the second time. A roll call vote was taken for passage and approval of Bill #751, with the following results: Ayes - Hathaway, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #751 approved, passed it and it became ORDINANCE #741.

ADJOURNMENT

A motion was made by Councilmember Greenwood, seconded by Councilmember Tilley, 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:

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Martha L. DeMay, City Clerk