



RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT 922 ROOSEVELT PARKWAY OCTOBER 20, 1997

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

A roll call was taken with the following results:

PRESENT

Mayor Nancy Greenwood
Councilmember Barry Flachsbart
Councilmember Allan Sheppard
Councilmember Larry Grosser
Councilmember Barry Streeter
Councilmember Dan Hurt
Councilmember Alan Politte
Councilmember Linda Tilley
Councilmember Mary Brown

ABSENT

None

The Pledge of Allegiance was led by Girl Scout Troop #340 from Green Trails Elementary School.

Mayor Nancy Greenwood led the City Council in a moment of silent prayer.

APPROVAL OF MINUTES

The minutes of the October 6, 1997, City Council meeting were submitted for approval. A motion was made by Councilmember Grosser, seconded by Councilmember Streeter, to approve the minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

INTRODUCTORY REMARKS

Mayor Greenwood placed the names of Mr. Craig Conway and Mr. John Hammond in nomination to fill the unexpired terms of Mr. Don Wiegand and Mr. Tom McCarthy as members of the Arts Commission. A motion was made by Councilmember Politte, seconded by Councilmember Flachsbart, to approve the appointments of Mr. Craig Conway and Mr. John Hammond as members of the Chesterfield Arts Commission. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Mr. Conway's and Mr. Hammond's terms will expire August 1, 1998.

Mayor Greenwood next presented the *Red Ribbon Celebration Week* Proclamation to members of the Drug Abuse Task Force.

COMMUNICATIONS AND PETITIONS

There were no communications or petitions.

COUNCIL COMMITTEE REPORTS

Planning and Zoning Committee

Councilmember Dan Hurt, Chairperson of the Planning and Zoning Committee, reported that Bill Nos. 1459-1463 will be considered under the Legislation portion of the agenda.

Councilmember Hurt announced that the next meeting of this Committee has been scheduled for October 23 at 5:30 p.m.

Councilmember Hurt announced that this Committee will be meeting every Thursday through November 6 to consider Moratorium issues.

Public Health and Safety Committee

Councilmember Barry Flachsbart, Chairperson of the Public Health and Safety Committee, reported that Bill Nos. 1436 and 1464 will be considered under the Legislation portion of the agenda. Councilmember Flachsbart reported that Bill No. 1464 changes the requirements of the Police Personnel Board in accordance with the State changing its law to no longer require political affiliation.

Councilmember Flachsbart announced that the next meeting of this Committee has been tentatively scheduled for October 30 at 7:30 p.m.

Public Works/Parks Committee

Councilmember Barry Streeter, Chairperson of the Public Works/Parks Committee, reported that Bill No. 1453 will be considered for adoption under the Legislation portion of the agenda. Councilmember Hurt asked Councilmember Streeter if he had discussed this proposed legislation with Stan Dolecki, Chairperson of the Public Works Citizens Advisory Group. City Administrator Mike Herring stated that Mr. Geisel contacted Mr. Dolecki and

Mr. Dolecki was fine with the ordinance since it had not changed since he had submitted it to Council for approval. Mr. Dolecki said a new member of the Public Works Citizens Advisory Group had not had a chance to review the ordinance and Mr. Dolecki suggested the new member be given an opportunity to review this ordinance. Mr. Dolecki agreed that this ordinance could be held until the next Council meeting.

With this in mind, a motion was made by Councilmember Streeter, seconded by Councilmember Flachsbart, that Bill No. 1453 be held until the November 3 Council meeting. A voice vote was taken with a unanimous affirmative result and the motion was declared passed

Finance and Administration Committee

Councilmember Linda Tilley, Chairperson of the Finance and Administration Committee, reported that Bill No. 1452 will be considered under the Legislation portion of the agenda.

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

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that since Propositions R and S were approved by the voters in November, 1996, significant progress was made this year during the construction season and more work has been completed than originally anticipated in Areas C and E. As a result, Mr. Herring noted that it will now be necessary for City Council to approve a change order with R. V. Wagner, Inc. for an additional \$133,500 for Area C and a change order with Vee Jay Cement Contracting Company, Inc. for an additional \$152,489 for Area E .

A motion was made by Councilmember Politte, seconded by Councilmember Tilley, to approve the change orders for Area C and Area E. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

NEW BUSINESS

There was no new business.

LEGISLATION

BILL NO. 1436	ALLOWS FOR THE MUNICIPAL JUDGE OF THE CITY OF CHESTERFIELD TO ISSUE SEARCH WARRANTS AND THE CRITERIA THEREFORE. (SECOND READING - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS
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APPROVAL)

A motion was made by Councilmember Flachsbart, seconded by Councilmember Grosser, for a second reading of Bill No. 1436. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1436 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1436, with the following results: Ayes - Flachsbart, Sheppard, Grosser, Streeter, Hurt, Politte, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1436 approved, passed it and it became **ORDINANCE NO. 1330**.

BILL NO. 1464 AMENDS ARTICLE II, SECTION 24-17, OF THE CODE OF ORDINANCES AS ORIGINALLY ESTABLISHED BY ORDINANCE NO. 137, ORDINANCE NO. 328 AND ORDINANCE NO. 534, AND AS AMENDED BY ORDINANCE NO. 1226, REGARDING THE COMPOSITION OF THE POLICE PERSONNEL BOARD (**FIRST READING** - PUBLIC HEALTH AND SAFETY COMMITTEE)

A motion was made by Councilmember Flachsbart, seconded by Councilmember Tilley, for the first reading of Bill No. 1464. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1464 was read for the first time.

BILL NO. 1453 REPEALS ORDINANCES 334 AND 335, (CHAPTER 12 OF THE CODE OF THE CITY OF CHESTERFIELD) AND REPLACES IT WITH A NEW CHAPTER 12, AS HEREIN (**SECOND READING** - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL)

Bill No. 1453 was held until the November 3 City Council meeting.

BILL NO. 1452 AMENDS ORDINANCE NO. 777 RELATING TO THE ESTABLISHMENT OF A TAX INCREMENT FINANCING COMMISSION AND PROVIDING FOR THE APPOINTMENT OF MEMBERS THERETO BY CHANGING THE COMPOSITION OF THE MEMBERSHIP (**SECOND READING** - FINANCE AND ADMINISTRATION COMMITTEE)

A motion was made by Councilmember Tilley, seconded by Councilmember Flachsbart, for a second reading of Bill No. 1452. A voice vote was taken with unanimous affirmative result and the motion was declared passed. Bill No. 1452 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1452, with the following results: Ayes - Flachsbart, Sheppard, Grosser, Streeter, Hurt, Politte, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1452 approved, passed it and it became **ORDINANCE NO. 1331**.

LEGISLATION - PLANNING COMMISSION

BILL NO. 1459 PROVIDES FOR A BOUNDARY ADJUSTMENT BETWEEN THE CITY OF CHESTERFIELD AND THE CITY OF TOWN & COUNTRY AND AUTHORIZES CERTAIN ACTIONS TO BE TAKEN WITH REGARD TO SUCH ADJUSTMENT (**FIRST READING - PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL**)

A motion was made by Councilmember Hurt, seconded by Councilmember Streeter, for the first reading of Bill No. 1459. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1459 was read for the first time.

BILL NO. 1460 AMENDS CITY OF CHESTERFIELD ORDINANCE NO. 2016 FOR A NEW AMENDED ORDINANCE RELATING TO A "C-8" PLANNED COMMERCIAL DISTRICT DEVELOPMENT LOCATED ON THE EAST SIDE OF LONG ROAD, NORTH OF WILD HORSE CREEK ROAD (P.Z. 16-96 WILD HORSE SUMMIT DEVELOPMENT CORPORATION - WALNUT GROVE) (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Streeter, for the first reading of Bill No. 1460. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1460 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Tilley, for a second reading of Bill No. 1460. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1460 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1460, with the following results: Ayes - Flachsbart, Sheppard, Grosser, Streeter, Hurt, Politte, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1460 approved, passed it and it became **ORDINANCE NO. 1332.**

BILL NO. 1461 AMENDS ST. LOUIS COUNTY ORDINANCE NO. 13781 FOR A NEW AMENDED ORDINANCE RELATING TO AN "N-3" PLANNED INDUSTRIAL DISTRICT DEVELOPMENT LOCATED ON THE EAST AND WEST SIDE OF CHESTERFIELD INDUSTRIAL BOULEVARD, SOUTH OF CHESTERFIELD AIRPORT ROAD (P.C. 5-79 HOLTHAUS REALTY - CHESTERFIELD INDUSTRIAL PARK) (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Streeter, for the first reading of Bill No. 1461. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1461 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Tilley, for a second reading of Bill No. 1461. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1461 was read for the second time. A roll call

vote was taken for passage and approval of Bill No. 1461, with the following results: Ayes - Flachsbart, Sheppard, Grosser, Streeter, Hurt, Politte, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1461 approved, passed it and it became **ORDINANCE NO. 1333.**

BILL NO. 1462 PROVIDES FOR THE APPROVAL OF THE RESUBDIVISION PLAT OF PLAT 1 OF THE HIGHLANDS ON CONWAY SUBDIVISION, LOTS 3 AND 10, U.S. SURVEY 366, TOWNSHIP 45 NORTH, RANGE 4 EAST (40 WEST OFFICE BUILDING); NORTH SIDE OF NORTH OUTER 40 ROAD, EAST OF THE INTERSECTION OF CHESTERFIELD PARKWAY NORTH (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Streeter, for the first reading of Bill No. 1462. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1462 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Grosser, for a second reading of Bill No. 1462. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1462 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1462, with the following results: Ayes - Flachsbart, Sheppard, Grosser, Streeter, Hurt, Politte, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1462 approved, passed it and it became **ORDINANCE NO. 1334.**

BILL NO. 1463 PROVIDES FOR THE APPROVAL OF THE RECORD PLAT, TRUST INDENTURE, WARRANTY DEED AND ESCROW AGREEMENT FOR HIGHLAND FOREST, A SUBDIVISION LOCATED AT THE TERMINUS OF SQUIRES WAY DRIVE, EAST OF SCHOETTLER VALLEY DRIVE (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Streeter, for the first reading of Bill No. 1463. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1463 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Grosser, for a second reading of Bill No. 1463. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1463 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1463, with the following results: Ayes - Flachsbart, Sheppard, Grosser, Streeter, Hurt, Politte, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1463 approved, passed it and it became **ORDINANCE NO. 1335**

ADJOURNMENT

Mayor Greenwood entertained a motion to reconvene into Executive Session (closed

meeting). A motion was made by Councilmember Politte, 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 7:30 p.m.

Mayor Nancy Greenwood

ATTEST:

Judy Naggjar, Deputy City Clerk