



RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT 690 CHESTERFIELD PARKWAY WEST

OCTOBER 6, 2014

The meeting was called to order at 7 p.m.

Mayor Bob Nation led everyone in the Pledge of Allegiance and followed with a moment of silent prayer.

A roll call was taken with the following results:

PRESENT

ABSENT

Mayor Bob Nation
Councilmember Barry Flachsbart
Councilmember Nancy Greenwood
Councilmember Derek Grier
Councilmember G. Elliot Grissom
Councilmember Mike Casey
Councilmember Dan Hurt
Councilmember Bruce DeGroot
Councilmember Connie Fults

APPROVAL OF MINUTES

The minutes of the September 15, 2014 Public Hearing were submitted for approval. Councilmember Flachsbart made a motion, seconded by Councilmember Grissom, to approve the Public Hearing minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

The minutes of the September 15, 2014 City Council meeting were submitted for approval. Councilmember Grissom made a motion, seconded by Councilmember Greenwood, to approve the City Council minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

INTRODUCTORY REMARKS

Mayor Nation announced a Special City Council Meeting re: “The Arts” scheduled for Saturday, October 11 at 9:00 a.m. Discussion ensued regarding whether or not this meeting was still necessary. City Administrator Herring noted that an AGENDA, along with Staff’s recommendation, would soon be forwarded to the Mayor/City Council and he asked that everyone review Staff’s recommendation, before deciding whether or not to cancel or postpone the meeting. Mayor Nation suggestion that this discussion continue, under NEW BUSINESS.

Mayor Nation announced that the next meeting of City Council has been scheduled for Monday, October 20, at 7 p.m.

COMMUNICATIONS AND PETITIONS

Mr. Brad Goss, Smith Amundsen Law Firm, 120 S. Central, Suite 700, St. Louis, gave a brief presentation on behalf of the petitioner and elaborated on details of Bill No. 3000 (P.Z. 12-2013, The Wedge [McGrath Plaza]).

[Mayor Nation stepped out of the meeting at 7:15 p.m. and President Pro Tem Elliot Grissom assumed duties as Acting Mayor.]

Mr. Steven Madras, 12925 Chowning Court, spoke as petitioner and owner of property in support of Bill No. 3000 (P.Z. 12-2013, The Wedge [McGrath Plaza]).

[Mayor Nation returned to the meeting at 7:17 p.m.]

Mr. Dustin Riechmann, Lochmueller Group, 411 N. 10th Street, St. Louis, gave a brief description of a traffic study and spoke in support of Bill No. 3000 (P.Z. 12-2013, The Wedge [McGrath Plaza]).

Mr. Doug Tiemann, Pickett, Ray & Silver, Inc., 22 Richmond Center Court, St. Peters, gave a brief description of access on the western end of the site and spoke in support of Bill No. 3000 (P.Z. 12-2013, The Wedge [McGrath Plaza]).

Mr. John Geisz, 2130 Kienlen Avenue, stated he was available to answer questions related to Bill No. 3000 (P.Z. 12-2013, The Wedge [McGrath Plaza]).

APPOINTMENTS

Mayor Nation nominated Ms. Merrell Hanson, 1234 Walnut Hill Farm Drive (Ward IV), for re-appointment to the Planning Commission. Councilmember DeGroot made a motion, seconded by Councilmember Fults, to approve this re-appointment. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Ms. Hansen's four-year term will expire June 1, 2018.

Mayor Nation nominated Mr. Howard Curtis, 715 Stonebluff Court (Ward II), for re-appointment to the Police Personnel Board. Councilmember Grissom made a motion, seconded by Councilmember Grier, to approve this re-appointment. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Mr. Curtis' three-year term will expire October 17, 2017.

COUNCIL COMMITTEE REPORTS

Finance and Administration Committee

Councilmember Derek Grier, Chairperson of the Finance and Administration Committee, made a motion, seconded by Councilmember Flachsbart, to create a policy stating that Executive Session meetings should only be held at the City Council level, as opposed to having Executive Session meetings at each individual committee level. A voice vote was taken with an affirmative result (Councilmember Casey voted "No") and the motion was declared passed.

Councilmember Grier announced that the next meeting of this Committee has been scheduled for Monday, October 27, at 5:30 p.m.

Planning/Public Works Committee

Councilmember Dan Hurt, Chairperson of the Planning/Public Works Committee, reported that Bill No. 2996 (P.Z. 14-2014, City of Chesterfield [Wild Horse Creek Road Overlay District Updates]) will be considered for adoption under the "Legislation – Planning Commission" portion of the agenda.

Councilmember Hurt made a motion, seconded by Councilmember Flachsbart, to hold Bill No. 2998 (Approves Boundary Adjustment Plat – Four Seasons Plaza) until the November 3 City Council meeting, at the request of the petitioner. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt reported that Bill No. 3000 (P.Z. 12-2013, the Wedge [McGrath Plaza]) will be read for the first time under the "Legislation – Planning Commission" portion of the agenda.

Councilmember Hurt reported that Bill No. 3001 (Approves Boundary Adjustment Plat – St. Luke’s Hospital – Northwest Campus) is scheduled for both first and second reading approval, under the “Legislation – Planning Commission” portion of the agenda.

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

REPORT FROM THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that Staff recently sought bids for the 2014 Crack-Sealing Project. Based upon review of information provided by Public Works Director/City Engineer Jim Eckrich, Mr. Herring joined with him in recommending award of a contract to NuCoat Sealing, LLC, in an amount not to exceed \$150,000. Councilmember Flachsbart made a motion, seconded by Councilmember Greenwood, to approve this recommendation. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring reported that Staff recently sought bids for the Parking Deck Sealing Project at City Hall. Based upon review of information provided by Public Works Director/City Engineer Jim Eckrich, Mr. Herring joined with him in recommending award of a contract to Western Waterproof Company, in an amount not to exceed \$65,000. Councilmember Flachsbart made a motion, seconded by Councilmember Greenwood, to approve this recommendation. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring reported that Staff recently sought bids for the construction of the rock trail around Rivers Edge Park, to be funded primarily from the Municipal Parks Grant Commission. Based upon review of information provided by Director of Public Services Mike Geisel, Mr. Herring joined with him in recommending award of a contract to Munie Greencare Professionals, in an amount not to exceed \$108,000. The City’s portion of this amount will be \$5,632.48. Members of City Council commended Staff’s efforts to successfully secure these grant funds. Councilmember Greenwood made a motion, seconded by Councilmember Fults, to approve this recommendation. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

OLD BUSINESS

There was no old business.

NEW BUSINESS

City Attorney Rob Heggie reported that Bill No. 3002 (Authorizes Settlement with Centurylink/Qwest) will be read for the first time under the “Legislation” portion of the agenda.

Councilmember DeGroot, on behalf of Darcy Capstick, Chair of Citizens Committee for the Environment, announced America Recycles Day on November 8.

Discussion resumed regarding the City Council Committee-of-the-Whole meeting scheduled for Saturday, October 11 at 9:00 a.m. After some discussion, regarding whether or not this meeting should be postponed, it was decided to hold the meeting as planned. Councilmember Flachsbart noted that it would be beneficial if Staff could have a clear understanding as to Chesterfield Arts' plans, moving forward.

LEGISLATION

BILL NO. 3002 APPROVES A SETTLEMENT AGREEMENT WITH CENTURYLINK (FIRST READING; CITY ATTORNEY RECOMMENDS APPROVAL)

Councilmember Flachsbart made a motion, seconded by Councilmember Grissom, for the first reading of Bill No. 3002. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3002 was read for the first time.

Mr. Herring commented that City Attorney Rob Heggie has been actively involved with other attorneys in the area on this issue and this settlement agreement is due largely to their efforts.

LEGISLATION – PLANNING COMMISSION

BILL NO. 2996 AMENDS ARTICLE 2 SECTION 04.B.3 AND SECTION 07 AND ARTICLE 3 SECTION 05C AND SECTION 08 OF THE UNIFIED DEVELOPMENT CODE TO AMEND DEVELOPMENT CRITERIA AND STANDARDS PERTAINING TO THE WILD HORSE OVERLAY DISTRICT (LLR DISTRICT SECTION) (P.Z. 14-2014 CITY OF CHESTERFIELD {WILD HORSE CREEK ROAD OVERLAY DISTRICT UPDATES}) (SECOND READING; PLANNING COMMISSION RECOMMENDS APPROVAL; PLANNING/PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL, AS AMENDED)

Councilmember Hurt made a motion, seconded by Councilmember Flachsbart, for the second reading of Bill No. 2996. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2996 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2996 with the following results: Ayes – Fults, Casey, DeGroot, Grissom, Flachsbart, Greenwood, Hurt and Grier. Nays – None. Whereupon Mayor Nation declared Bill No. 2996 approved, passed it and it became **ORDINANCE NO. 2816**.

BILL NO. 3000 AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN EXISTING "C-8" PLANNED COMMERCIAL DISTRICT TO A "PC" PLANNED COMMERCIAL DISTRICT FOR FIVE TRACTS OF LAND TOTALING 5.26 ACRES AND LOCATED ON THE NORTH SIDE OF OLIVE STREET ROAD AT ITS INTERSECTION WITH CHESTERFIELD AIRPORT ROAD (P.Z. 12-2013, THE WEDGE [MCGRATH PLAZA] - 17W620235, 17W620246, 17W610104, 17W610094, 17W610083) **(FIRST READING; PLANNING COMMISSION RECOMMENDS APPROVAL; PLANNING/PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL, BUT ONLY IF AMENDED AS DETAILED IN THE ATTACHED GREEN SHEET)**

Councilmember Hurt made a motion, seconded by Councilmember Grissom, for the first reading of Bill No. 3000. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3000 was read for the first time.

Councilmember Hurt made a motion, seconded by Councilmember Flachsbart, to approve green sheet amendments #1through #5. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt made a motion, seconded by Councilmember Flachsbart, to approve green sheet amendment #6 (right in, right out, access point to the west). A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt made a motion, seconded by Councilmember Fults, to approve green sheet amendment #7 (restricts left turn out). A roll call vote was taken with the following results: Ayes – Grier, Casey, Flachsbart, Hurt, Greenwood, Grissom and Fults. Nays – DeGroot. Whereupon Mayor Nation declared the motion passed.

Mr. Herring reminded the petitioner they need to submit a revised preliminary development plan reflecting all votes taken tonight so it can be reviewed prior to consideration at the next scheduled City Council meeting.

BILL NO. 3001 PROVIDES FOR THE APPROVAL OF A BOUNDARY ADJUSTMENT PLAT FOR ST. LUKE'S HOSPITAL FOR A 38.102 ACRE TRACT OF LAND ZONED "MU", MEDICAL USE DISTRICT, LOCATED NORTHWEST OF THE INTERSECTION OF SOUTH WOODS MILL ROAD AND BROOKINGS PARK (18Q140260 & 18Q510278) **(FIRST AND SECOND READINGS; DEPT. OF PUBLIC SERVICES RECOMMENDS APPROVAL)**

Councilmember Hurt made a motion, seconded by Councilmember Greenwood, for the first reading of Bill No. 3001. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3001 was read for the first time.

Councilmember Hurt made a motion, seconded by Councilmember Fults, for the second reading of Bill No. 3001. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3001 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3001 with the following results: Ayes – Casey, Fults, Grissom, DeGroot, Grier, Hurt, Greenwood and Flachsbart. Nays – None. Whereupon Mayor Nation declared Bill No. 3001 approved, passed it and it became **ORDINANCE NO. 2817**.

ADJOURNMENT

There being no further business to discuss, Mayor Nation adjourned the meeting at 8:05 p.m.

Mayor Bob Nation

ATTEST:

Vickie J. Hass, City Clerk