



RECORD OF PROCEEDING

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

SEPTEMBER 21, 2009

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

Mayor Nations 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

Mayor John Nations
Councilmember Barry Flachsbart
Councilmember Lee Erickson
Councilmember Matt Segal
Councilmember Bruce Geiger
Councilmember Mike Casey
Councilmember Randy Logan
Councilmember Bob Nation

ABSENT

Councilmember Connie Fults

APPROVAL OF MINUTES

The minutes of the September 9, 2009, City Council meeting were submitted for approval. Councilmember Logan made a motion, seconded by Councilmember Segal, to approve the City Council minutes. A voice vote was taken with an affirmative result (Councilmember Erickson abstained) and the motion was declared passed.

COMMUNICATIONS AND PETITIONS

There were no communications or petitions.

INTRODUCTORY REMARKS

Mayor Nations commended Assistant City Administrator for Community Services and Economic Development Libbey Malberg for her work on the coordination of this event. Mayor Nations also expressed his appreciation to Chief Ray Johnson and the Police Department and Director of Planning/Public Works Mike Geisel and his staff for their great work on Strassenfest.

Mayor Nations reported that the “Best of Chesterfield” event on September 12 was very successful.

Mayor Nations next reported that “The Awakening” sculpture arrived today in the City.

Mayor Nations announced that the next meeting of City Council has been scheduled for Monday, October 5, at 7 p.m.

APPOINTMENTS

There were no appointments.

COUNCIL COMMITTEE REPORTS

Parks and Recreation Committee

Councilmember Mike Casey, Chairperson of the Parks and Recreation Committee, reported that Bill No. 2749 (Authorizes Mayor to sign agreement with St. Louis County for the City to assume responsibility for maintenance of the Chesterfield Parkway West medians) and Bill No. 2750 [Authorizes issuance of bonds for renovating/improving City parks (Phase Two)] will be considered for adoption under the “Legislation” portion of the Agenda.

Councilmember Casey announced that the next meeting of this Committee has been scheduled for Thursday, October 1, at 5:30 p.m.

Planning/Public Works Committee

Councilmember Lee Erickson, in the absence of Councilmember Fults, Chairperson of the Planning/Public Works Committee, reported that Bill No. 2747 [Valley Gates (Summit Outer 40 Developers, LLC)] will be considered for adoption under the “Legislation – Planning Commission” portion of the Agenda.

Councilmember Erickson next reported that Bill No. 2748 (Accepts Schoettler Road, between South Outer 40 and Clayton Road, as a City street) will be considered for adoption under the “Legislation” portion of the Agenda.

Councilmember Erickson announced that the next meeting of this Committee has been scheduled for Thursday, September 24, at 5:30 p.m.

REPORT OF THE ACTING-CITY ADMINISTRATOR

Acting-City Administrator Libbey Malberg reported that bids were recently sought for the purpose of performing an inventory of all of the street trees located within the public right-of-way. Ms. Malberg announced that the Tree Resource Improvement Maintenance Grant application, which was previously submitted to the Missouri Department of Conservation, has been approved and that the grant amount of \$10,000 will be used to fund a portion of the inventory. Based upon a review of the information provided by Public Works Director/City Engineer Brian McGownd, Ms. Malberg joined with him in recommending award of a contract to The Davey Resource Group, in an amount not to exceed \$72,600. Councilmember Casey made a motion, seconded by Councilmember Flachsbart, to award a contract to The Davey Resource Group, in an amount not to exceed \$72,600. 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. 2748 PERTAINS TO THE ACCEPTANCE OF SCHOETTLER ROAD
BETWEEN SOUTH OUTER 40 ROAD AND CLAYTON ROAD
IN THE CITY OF CHESTERFIELD (SECOND READING –
PLANNING AND PUBLIC WORKS COMMITTEE
RECOMMENDS APPROVAL)**

Councilmember Erickson made a motion, seconded by Councilmember Geiger, for the second reading of Bill No. 2748. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2748 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2748 with the following results: Ayes – Erickson, Logan, Casey, Nation, Segal, Flachsbart and Geiger. Nays – None. Whereupon Mayor Nations declared Bill No. 2748 approved, passed it and it became **ORDINANCE NO. 2567**.

**BILL NO. 2749 APPROVES AN INTERGOVERNMENTAL AGREEMENT
BETWEEN ST. LOUIS COUNTY AND THE CITY OF
CHESTERFIELD REGARDING THE MAINTENANCE OF
MEDIAN AREAS ON CHESTERFIELD PARKWAY WEST**

**(SECOND READING; PARKS AND RECREATION
COMMITTEE RECOMMENDS APPROVAL)**

Councilmember Casey made a motion, seconded by Councilmember Logan, for the second reading of Bill No. 2749. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2749 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2749 with the following results: Ayes – Logan, Flachsbart, Nation, Erickson, Segal, Geiger and Casey. Nays – None. Whereupon Mayor Nations declared Bill No. 2749 approved, passed it and it became **ORDINANCE NO. 2568.**

BILL NO. 2750 AUTHORIZES THE CITY OF CHESTERFIELD, MISSOURI, TO ENTER INTO A LEASE PURCHASE TRANSACTION, THE PROCEEDS OF WHICH WILL BE USED TO PAY THE COSTS OF RENOVATING AND IMPROVING THE CITY'S PARKS; AND TO APPROVE THE EXECUTION OF CERTAIN DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH
**(SECOND READING; PARKS AND RECREATION
COMMITTEE RECOMMENDS APPROVAL)**

Councilmember Casey made a motion, seconded by Councilmember Flachsbart, for the second reading of Bill No. 2750. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2750 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2750 with the following results: Ayes – Erickson, Nation, Logan, Geiger, Casey, Flachsbart and Segal. Nays – None. Whereupon Mayor Nations declared Bill No. 2750 approved, passed it and it became **ORDINANCE NO. 2569.**

LEGISLATION - PLANNING COMMISSION

BILL NO. 2747 REPEALS ORDINANCE 2377 OF THE CITY OF CHESTERFIELD AND ESTABLISHES A NEW ORDINANCE CHANGING THE PARKING SETBACKS AS THEY RELATE TO THE NORTHERN BOUNDARY OF THIS "PC" PLANNED COMMERCIAL DISTRICT AND INTERNAL STREETS FOR A 7.698 ACRE TRACT OF LAND LOCATED NORTH OF US HIGHWAY 40 AND EAST OF BOONES CROSSING [P.Z. 07-2008 VALLEY GATES SUBDIVISION (SUMMIT OUTER 40 INVESTORS, LLC)] **(SECOND READING - PLANNING COMMISSION RECOMMENDS APPROVAL; PLANNING/PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL, BUT ONLY IF AMENDED AS DETAILED IN THE ENCLOSED "BLUE" SHEET)**

Councilmember Erickson made a motion, seconded by Councilmember Casey, for the second reading of Bill No. 2747. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2747 was read for the second time.

Councilmember Erickson made a motion, seconded by Councilmember Casey, to amend Bill No. 2747, pursuant to the attached “blue sheet” amendment, to delete Attachment A, Section N. POWER OF REVIEW, Item 1. and replace it with the following language: “City Council shall have review and provide final approval of the Site Development Concept Plan and all Site Development Section Plans for the proposed development subsequent to Planning Commission Review.” A voice vote was taken with a unanimous affirmative result and the motion was declared passed. A roll call vote was taken for the passage and approval of Bill No. 2747, as amended, with the following results: Ayes – Geiger, Nation, Logan, Erickson, Casey and Segal. Nays – Flachsbart. Whereupon Mayor Nations declared Bill No. 2747 approved, passed it and it became **ORDINANCE NO. 2570**.

ADJOURNMENT

Mayor Nations adjourned the meeting at 7:12 p.m.

Mayor John Nations

ATTEST:

Judith A. Naggjar, City Clerk