



## RECORD OF PROCEEDING

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

**SEPTEMBER 5, 2018**

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The meeting was called to order at 7:07 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 Barbara McGuinness  
Councilmember Ben Keathley  
Councilmember Mary Ann Mastorakos  
Councilmember Dan Hurt  
Councilmember Michael Moore  
Councilmember Tom DeCampi  
Councilmember Michelle Ohley

**APPROVAL OF MINUTES**

The minutes of the August 20, 2018 City Council meeting were submitted for approval. Councilmember Keathley made a motion, seconded by Councilmember Flachsbart, to approve the August 20, 2018 City Council minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

## **COMMUNICATIONS AND PETITIONS**

Ms. Wendy Geckeler, 26 Chesterfield Lakes, spoke in support of payment of Metro Municipal League dues for 2019, and spoke in opposition to remote meeting participation (voting).

Mr. Robert Goldsmith, 2456 Baxton Way, supported elimination of the blue swoosh on the extreme west elevation and increased wall height from 6 feet to 8 feet for Mobil Mart at Baxter and Clayton (Brite Worx).

Ms. Jane Goldsmith, 2456 Baxton Way, supported elimination of the blue swoosh on the extreme west elevation and increased wall height from 6 feet to 8 feet for Mobil Mart at Baxter and Clayton (Brite Worx).

Ms. Lynn Wallis, 106 E. Washington, stated that she was available to answer questions pertaining to Mobil Mart at Baxter and Clayton (Brite Worx).

Mr. Stewart MacGregor, 2190 S. Mason Road, stated that he was available to answer questions pertaining to Mobil Mart at Baxter and Clayton (Brite Worx).

Mr. Kevin Kamp, 4848 Park 370 Blvd., stated that he was available to answer questions pertaining to Mobil Mart at Baxter and Clayton (Brite Worx).

Mr. Michael Kane, 1292 Stillhouse Creek, invited officials to attend a guitar event at the Chesterfield Heritage Museum.

## **INTRODUCTORY REMARKS**

Mayor Nation announced that the next meeting of City Council has been scheduled for Monday, September 17, at 7 p.m.

## **APPOINTMENTS**

There were no appointments.

## **COUNCIL COMMITTEE REPORTS**

### **Planning/Public Works Committee**

Councilmember Michelle Ohley, Chairperson of the Planning/Public Works Committee, reported that Bill No. 3213 (Public Street Acceptance – Harmony Meadow Court) will be considered for adoption under the “Legislation” portion of the agenda.

Councilmember Ohley reported that Bill No. 3214 (Cittadino Place Lots 1 & 2 – Boundary Adjustment Plat) is scheduled for both first and second reading approval under the “Legislation” portion of the agenda.

Councilmember Ohley made a motion, seconded by Councilmember Flachsbart, to postpone approval of a Site Development Section Plan, Landscape Plan, Lighting Plan, Architectural Elevations, and Architect's Statement of Design for Summit Topgolf Lot A (Residence Inn) until the September 17 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 Ohley made a motion, seconded by Councilmember Hurt, to approve a Site Development Plan, Landscape Plan, Lighting Plan, Architectural Elevations, and Architect's Statement of Design for Mobil Mart at Baxter and Clayton (Brite Worx) including an amendment recommended by the Planning & Public Works Committee to eliminate the blue swoosh on the extreme west elevation.

Councilmember Moore made a motion, seconded by Councilmember Hurt, to further amend the motion to increase the wall height along the western portion of the development from 6 feet to 8 feet. A voice vote was taken with an affirmative result (Councilmember Flachsbart voted "No") and the motion to amend was declared passed.

A voice vote was taken on the original motion as amended, with a unanimous affirmative result, and the motion, as amended, was declared passed.

Councilmember Ohley made a motion, seconded by Councilmember Mastorakos, to authorize the City Administrator to enter into a contract with Town Planning and Urban Design Collaborative for the update to the Comprehensive Plan; authorize the City Administrator to enter into a contract with George Butler Associates for the update to the Travel Demand Model and authorize an additional transfer of \$50,000 from General Fund Fund Reserves. A roll call vote was taken with the following results: Ayes – Flachsbart, Hurt, Mastorakos, Keathley, McGuinness, DeCampi, Ohley and Moore. Nays – None. Whereupon Mayor Nation declared the motion passed.

Councilmember Ohley announced that the next meeting of this Committee has been scheduled for Thursday, September 20, at 5:45 p.m.

### **Finance and Administration Committee**

Councilmember Barbara McGuinness, Chairperson of the Finance and Administration Committee, made a motion, seconded by Councilmember Moore, to authorize the purchase of one, four wheeled mobility scooter, to be funded by a \$2,500 transfer from General Fund Fund Reserves in an effort to improve accessibility for visitors. The scooter will initially be used exclusively for City Council and Planning Commission meetings. A roll call vote was taken with the following results: Ayes – Mastorakos, Flachsbart, Moore, Hurt and McGuinness. Nays – Ohley, DeCampi and Keathley. Whereupon Mayor Nation declared the motion passed.

Councilmember McGuinness made a motion, seconded by Councilmember Flachsbart, to authorize payment of 2018-2019 membership dues to the Missouri Metro League in the amount of \$7,122. After substantial discussion, a roll call vote was taken with the following results: Ayes – Moore, Mastorakos, Flachsbart, Ohley, Keathley, Hurt and McGuinness. Nays – DeCampi. Whereupon Mayor Nation declared the motion passed.

Councilmember DeCampi made a motion, seconded by Councilmember Keathley, to direct Staff to prepare the necessary ordinances, policies and procedures to provide for remote voting by video conferencing and to refer those back to the Finance & Administration Committee for review and refinement. Discussion ensued and a roll call vote was taken with the following results: Ayes – DeCampi, Ohley, Mastorakos and Keathley. Nays – McGuinness, Moore, Flachsbart and Hurt. Mayor Nation voted “Nay” to break the tie and declared the motion failed.

Councilmember McGuinness made a motion, seconded by Councilmember Flachsbart, to authorize a budget amendment for the early purchase of eleven replacement police vehicles that would otherwise have been included in the 2019 budget request, due to the manufacturer’s production schedule and opportunity to save \$4,000 per vehicle. A roll call vote was taken with the following results: Ayes – Keathley, McGuinness, Mastorakos, Flachsbart, Hurt, Ohley, DeCampi and Moore. Nays – None. Whereupon Mayor Nation declared the motion passed.

Councilmember McGuinness made a motion, seconded by Councilmember Moore, to revise City Council Policy No. 5 – Speaker Time Limits, to extend the time limits to four minutes for individual speakers and six minutes for speakers representing a group.

Councilmember Flachsbart made a motion, seconded by Councilmember Hurt, to amend the motion to revise City Council Policy No. 5 – Speaker Time Limits, by extending the time limit for individual speakers to four minutes and have the time for speakers representing a group remain at five minutes. A voice vote was taken on the amendment, with a unanimous affirmative result and the motion to amend was declared passed.

A voice vote was taken on the main motion as amended, with a unanimous affirmative result and the motion, as amended, was declared passed.

Councilmember McGuinness made a motion, seconded by Councilmember Moore, to revise the Order of Business for City Council meetings to provide for voting for legislation related to items discussed in a committee report, during the committee report portion of the agenda and to direct staff to prepare the appropriate ordinance to modify City Code to provide for this change in procedure.

Councilmember Flachsbart made a motion, seconded by Councilmember McGuinness, to amend the motion to include revisions to the Order of Business that would provide for items that did not go through a specific committee, to be addressed in other portions of the agenda. A voice vote was taken on the amendment, with a unanimous affirmative result and the motion to amend was declared passed.

A voice vote was taken on the main motion as amended, with a unanimous affirmative result and the motion, as amended, was declared passed.

Councilmember McGuinness announced that the next meeting of this Committee has been scheduled for Monday, September 17, at 5:00 p.m., as a Finance and Administration Committee of the Whole – Budget Workshop.

### **Parks, Recreation & Arts Committee**

Councilmember Dan Hurt, Chairperson of the Parks, Recreation & Arts Committee, announced there were no action items from its recent meeting.

Councilmember Hurt announced that the next meeting of this Committee has been scheduled for Monday, September 10, at 5:30 p.m.

### **Public Health & Safety Committee**

Councilmember Ben Keathley, Chairperson of the Public Health & Safety Committee, indicated that he had no report this evening.

### **REPORT FROM THE CITY ADMINISTRATOR**

City Administrator Mike Geisel indicated that he had no report this evening.

### **UNFINISHED BUSINESS**

There was no unfinished business.

### **NEW BUSINESS**

There was no new business.

### **LEGISLATION**

**BILL NO. 3213**      Pertains to the acceptance of Harmony Meadow Court as a public street in the City of Chesterfield **(Second Reading) Planning & Public Works Committee recommends approval**

Councilmember Ohley made a motion, seconded by Councilmember Flachsbart, for the second reading of Bill No. 3213. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3213 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3213 with the following results: Ayes – Hurt, McGuinness, Mastorakos, DeCampi, Keathley, Moore, Flachsbart and Ohley. Nays – None. Whereupon Mayor Nation declared Bill No. 3213 approved, passed it and it became **ORDINANCE NO. 3019**.

BILL NO. 3214 Provides for the approval of a Boundary Adjustment Plat for two lots totaling 14 acres, with the first lot zoned "NU" Non-Urban District located at 16853 Wild Horse Creek Road and the second lot zoned "NU" Non-Urban District located at 16847 Wild Horse Creek Road (18T410249 & 18T410250) **(First & Second Readings)**  
**Department of Planning & Development Services recommends approval**

Councilmember Ohley made a motion, seconded by Councilmember Flachsbart, for the first reading of Bill No. 3214. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3214 was read for the first time.

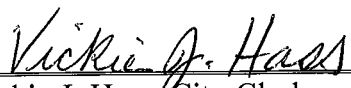
Councilmember Ohley made a motion, seconded by Councilmember Flachsbart, for the second reading of Bill No. 3214. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3214 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3214 with the following results: Ayes – Mastorakos, DeCampi, Ohley, Hurt, Keathley, Moore, Flachsbart and McGuinness. Nays – None. Whereupon Mayor Nation declared Bill No. 3214 approved, passed it and it became **ORDINANCE NO. 3020**.

#### **ADJOURNMENT**

There being no further business to discuss, Mayor Nation adjourned the meeting at 8:40 p.m. and Council re-convened in Executive Session.

  
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Mayor Bob Nation

#### **ATTEST:**

  
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Vickie J. Hass, City Clerk

APPROVED BY CITY COUNCIL: 9/17/18