



RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT 922 ROOSEVELT PARKWAY JULY 20, 1998

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

A roll call was taken with the following results:

PRESENT

Mayor Nancy Greenwood
Councilmember Allan Sheppard
Councilmember Larry Grosser
Councilmember Barry Streeter
Councilmember Dan Hurt
Councilmember Mike Casey
Councilmember Linda Tilley
Councilmember Mary K. Brown

ABSENT

Councilmember Barry Flachsbart

The Pledge of Allegiance was led by Mayor Greenwood.

Mayor Greenwood led those in attendance in a moment of silent prayer.

APPROVAL OF MINUTES

The minutes of the June 15, 1998, City Council meeting were submitted for approval. A motion was made by Councilmember Grosser, seconded by Councilmember Sheppard, to approve the minutes. A voice vote was taken with an affirmative result (Abstention: Councilmember Tilley) and the motion was declared passed.

INTRODUCTORY REMARKS

Mayor Greenwood placed the name of Mr. Paul Burrige in nomination as the Chesterfield Mall representative for replacement of Tom May on the Transportation Committee. A motion was made by Councilmember Grosser, seconded by Councilmember Tilley, to approve the appointment of Mr. Paul Burrige as a member of the Transportation Committee. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Mr. Burrige's term will expire May 1, 2001.

Mayor Greenwood next placed the name of Ms. Faith Martens, Mr. Craig Conway, and Mr. John Hammond in nomination for re-appointment as members of the Chesterfield Arts Commission. A motion was made by Councilmember Streeter, seconded by Councilmember Brown, to approve the re-appointment of Ms. Faith Martens, 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. Their terms will expire August 1, 2002.

COMMUNICATIONS AND PETITIONS

Darcy Capstick, Chairperson of the Citizens Committee for the Environment, provided a summary of the April, 1998, recycling drive and presented a check for \$381.32 from Remains, Inc. to Faith Martens for Friends for Chesterfield Parks. Ms. Capstick provided an overview of the "From Cola to Couture" fashion show to be held at Chesterfield Mall September 12, 1998.

Ann C. Riley, who resides at 14140 Cross Trails Drive, expressed her concern on the timeline for further Central City Park development.

Mike Doster, Attorney for the Petitioner for Bill No. 1358, provided an explanation for a proposed record plat showing Lots 1 and 2 and corrected dimensions between the two buildings discussed in the Work Session from 13 feet to 14½ feet. Mike Doster recommended approval by City Council of the proposed amendment of Ordinance No. 1312.

Mayor Greenwood commended Millie Hill and Faith Martens, Co-Chairs for Celebrate Chesterfield, for their work on this committee.

Millie Hill, who resides at 46 Witmer Drive, expressed her support for further park development.

Terry Weatherby, member of the Parks, Recreation & Arts Citizens Advisory Committee, expressed support for Resolution #237, regarding the proposed transfer from fund reserves for parks construction to complete the commitment made to the citizens.

Councilmember Streeter commended Mayor Greenwood for sending a thank you note to the Public Works Department for their extraordinary effort in the completion of the municipal pool complex.

COUNCIL COMMITTEE REPORTS

Public Works/Parks Committee

Councilmember Barry Streeter, Vice-Chairperson of the Public Works/Parks Committee, reported that the Committee voted to recommend that City Council approve the proposed transfer of funds from levee/drainage fund to the Parks Construction fund. This is the original \$1 million fund that Council established in 1993 in response to the flood and

approximately \$130,000 remains in the fund. The Committee voted to transfer that fund to the Parks Construction Fund. A motion was made by Councilmember Brown, seconded by Councilmember Grosser, to transfer funds from levee/drainage fund to the Parks Construction Fund for work on the toe of the levee. A voice vote was taken with an affirmative result (Councilmember Streeter voted “No”) and the motion was declared passed.

Councilmember Streeter next reported that the Committee recommends that City Council approve the contract with Patrick Engineering to perform services described in the Recycling Education and Events Request for Proposals dated January 12, 1998. Councilmember Streeter stated that this is a housekeeping change since the original company went out of business and this would allow Patrick Engineering to execute the contract. A motion was made by Councilmember Streeter, seconded by Councilmember Casey, to approve the contract for solid waste with Patrick Engineering. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Streeter next reported that Bill No. 1574 establishing the special cash escrow regarding installation of fire hydrants in Twin Estates will be considered for adoption under the Legislation portion of the agenda.

Councilmember Streeter next reported that Bill No. 1579, regarding acceptance of public streets in Brookhill Estates addition, will be read for the first time under the Legislation portion of the agenda.

Councilmember Streeter next reported that Bill No. 1580 regarding the installation of fire hydrants would be considered for adoption under the Legislation portion of the agenda.

Public Health and Safety Committee

Councilmember Larry Grosser, Chairperson of the Public Health and Safety Committee, reported that Bill No. 1576, regarding stop signs at the intersection of Terrimill Terrace at Sycamore Drive, will have a second reading under the Legislation portion of the agenda.

Councilmember Larry Grosser next reported that Bill No. 1578, authorizing the City Administrator to sign a contract regarding gates/barricades/warning signs at Ladue and Highway 141 will be read for the first time under the Legislation portion of the agenda.

Planning and Zoning Committee

Councilmember Dan Hurt, Chairperson of the Planning and Zoning Committee, reported that the following legislation will be considered for adoption under the Legislation portion of the agenda: Bill No. 1538 (P.Z. 20-97, Spirit Airpark), Bill No. 1581 (record plat for Estates at Baxter Pointe Addition), Bill No. 1582 (record plat for Insituform), and Bill No. 1583 (record plat for Chesterfield Village NW Quadrant – Dierberg’s tract).

Councilmember Hurt announced that the Committee meeting originally scheduled for July 23 has been re-scheduled for August 6 at 5:30 p.m.

Finance and Administration Committee

Councilmember Tilley, Chairperson of the Finance and Administration Committee, reported that the Committee recommends that City Council approve Resolution #237, which would allow the City to be reimbursed for up to \$1,200,000 for any project dollars spent on the parks should the City go for a bond issue at a later date. A motion was made by Councilmember Tilley, seconded by Councilmember Streeter to amend the amount of the reimbursement from \$1,200,000 to \$1,000,000. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. A motion was made by Councilmember Casey, seconded by Councilmember Tilley, to approve Resolution #237, as amended. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Tilley next reported that the Committee recommends that City Council approve a request to transfer \$1 million from fund reserves to be used for expenditures on construction within City parks. Specific recommendations would be recommended by the Public Works/Parks Committee, the Public Works Department, and the Parks, Recreation & Arts Citizens Advisory Committee. A motion was made by Councilmember Tilley, seconded by Councilmember Streeter, to approve the transfer of \$1 million from fund reserves. Councilmember Hurt stated for the record that the issue is the timing and the amount of money, and not the items that need to be done. Discussion ensued. Councilmember Streeter called for the question. A voice vote was taken with an affirmative result (Councilmember Sheppard and Councilmember Hurt voted “No) and the motion was declared passed. A voice vote was taken to approve the transfer of \$1 million from fund reserves to be used for park items with an affirmative result (Councilmember Sheppard and Councilmember Hurt voted “No) and the motion was declared passed.

Councilmember Tilley next reported that the Committee recommends the reassignment of some Citizen Committees that were originally under the Public Works/Parks Committee of Council be assigned to other Committees of Council: the Historical Commission would be moved to the Finance and Administration Committee; the Valley Master Development Study Committee would be moved to the Planning and Zoning Committee; and, the Transportation Committee would be moved to the Public Health and Safety Committee. A motion was made by Councilmember Tilley, seconded by Councilmember Brown, to reassign these citizen committees. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Tilley next reported that Bill No. 1585, which will change the order of the City Council Meeting Agenda to allow for Introductory Remarks of the Mayor to officially proceed Communications and Petitions and any actions requiring a vote will follow the Communications and Petitions, will be read for the first time under the Legislation portion of the Agenda.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that bids were recently received for the purchase of a crawler/loader, to replace a similar piece of equipment utilized within the

Public Works Department. Mr. Herring noted that the FY1998 Budget contains an appropriation of \$84,870 for this purchase. Having reviewed the information provided by Director of Public Works/City Engineer Mike Geisel, Mr. Herring joined with him in recommending that the bid submitted by Erb Equipment Company, at a net cost of \$71,930, which includes a trade-in of the old crawler/loader equaling \$18,000, be accepted by City Council. A motion was made by Councilmember Streeter, seconded by Councilmember Grosser, to approve the bid from Erb Equipment Co in the amount of \$71,930. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

City Administrator Mike Herring next reported that a liquor license request was received from Stromboli Ravioli, at 125B Long Road, to sell all types of intoxicating liquor in the original packages. This application has been reviewed and approved by the Planning and Police Departments. A motion was made by Councilmember Streeter, seconded by Councilmember Tilley, to approve the liquor license for Stromboli Ravioli. 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. 1574 AMENDS ORDINANCE NO. 1184, BY PROVIDING FOR A SPECIAL CASH ESCROW IN LIEU OF CONSTRUCTING THE REQUIRED SIDEWALK ALONG LOT 1 OF TWIN ESTATES AT MEADOWBROOK (**SECOND READING** - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Streeter, seconded by Councilmember Brown, for a second reading of Bill No. 1574. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1574 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1574, with the following results: Ayes - Sheppard, Grosser, Streeter, Hurt, Casey, Tilley and Brown. Whereupon Mayor Greenwood declared Bill No. 1574 approved, passed it and it became **ORDINANCE NO. 1427.**

BILL NO. 1579 PERTAINS TO THE ACCEPTANCE OF PUBLIC STREETS WITHIN BROOKHILL ESTATES ADDITION SUBDIVISION, PLAT 3 IN THE CITY OF CHESTERFIELD (**FIRST READING** - PUBLIC WORKS/PARKS COMMITTEE)

A motion was made by Councilmember Streeter, seconded by Councilmember Brown, for the first reading of Bill No. 1579. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1579 was read for the first time.

BILL NO. 1580 APPROVES THE INSTALLATION OF FIRE HYDRANTS IN

CHESTERFIELD COMMONS LOCATED WITHIN THE CITY OF
CHESTERFIELD (**FIRST AND SECOND READINGS** - PUBLIC
WORKS/PARKS COMMITTEE)

A motion was made by Councilmember Streeter, seconded by Councilmember Brown, for the first reading of Bill No. 1580. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1580 was read for the first time.

A motion was made by Councilmember Streeter, seconded by Councilmember Grosser, for a second reading of Bill No. 1580. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1580 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1580, with the following results: Ayes - Sheppard, Grosser, Streeter, Hurt, Casey, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1580 approved, passed it and it became **ORDINANCE NO. 1428**.

BILL NO. 1576 AMENDS ORDINANCE NO. 35, SCHEDULE VI OF THE
ORDINANCES OF THE CITY OF CHESTERFIELD BY ADDING A
PROVISION FOR A FOUR-WAY STOP SIGN AT THE
INTERSECTION OF TERRIMILL TERRACE AND SYCAMORE
DRIVE THERETO (**SECOND READING** - PUBLIC HEALTH AND
SAFETY COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Grosser, seconded by Councilmember Tilley, for a second reading of Bill No. 1576. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1576 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1576, with the following results: Ayes - Sheppard, Grosser, Streeter, Hurt, Casey, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1576 approved, passed it and it became **ORDINANCE NO. 1429**.

BILL NO. 1578 AUTHORIZES THE CITY ADMINISTRATOR TO ENTER INTO A
CONTRACT WITH THE MISSOURI HIGHWAY AND
TRANSPORTATION COMMISSION; ST. LOUIS COUNTY
DEPARTMENT OF HIGHWAYS AND TRAFFIC AND THE CITY OF
TOWN AND COUNTRY, MISSOURI FOR THE INSTALLATION
AND OPERATION OF GATES, BARRICADES AND WARNING
SIGNS AT THE INTERSECTION OF 141 AND LADUE ROAD,
LOCATED WITHIN THE CITY OF CHESTERFIELD (**FIRST
READING** - PUBLIC HEALTH AND SAFETY COMMITTEE
RECOMMENDS APPROVAL)

A motion was made by Councilmember Grosser, seconded by Councilmember Brown, for the first reading of Bill No. 1578. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1578 was read for the first time.

BILL NO. 1584 AMENDS ORDINANCE NO. 88 RELATIVE TO SOLICITATION AND THE PLACING OF TIMELINESS FOR APPLICATIONS (**FIRST READING** - FINANCE AND ADMINISTRATION COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Tilley, seconded by Councilmember Brown, for the first reading of Bill No. 1584. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1584 was read for the first time.

BILL NO. 1585 AMENDS ORDINANCE NO. 601 REGARDING THE ORDER OF BUSINESS OF THE CITY OF CHESTERFIELD (**FIRST READING** - FINANCE AND ADMINISTRATION RECOMMENDS APPROVAL)

A motion was made by Councilmember Tilley, seconded by Councilmember Brown, for the first reading of Bill No. 1585. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1585 was read for the first time.

LEGISLATION – PLANNING COMMISSION

BILL NO. 1538 AMENDS CITY OF CHESTERFIELD ORDINANCE NO. 1312 AND REPEALS CITY OF CHESTERFIELD ORDINANCE NO. 1378 AND APPROVES A NEW AMENDED ORDINANCE RELATING TO AN “M-3” PLANNED INDUSTRIAL DISTRICT; SOUTH SIDE OF CHESTERFIELD AIRPORT ROAD, EAST AND WEST OF SPIRIT OF ST. LOUIS BOULEVARD (P.Z. 20-97, SPIRIT AIRPARK (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Casey, for the first reading of Bill No. 1538. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1538 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Casey, for a second reading of Bill No. 1538. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1538 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1538, with the following results: Ayes - Sheppard, Grosser, Streeter, Casey, Tilley and Brown. Nays – Streeter. Whereupon Mayor Greenwood declared Bill No. 1538 approved, passed it and it became **ORDINANCE NO. 1430.**

BILL NO. 1581 APPROVES THE RECORD PLAT, TRUST INDENTURES, WARRANTY DEED AND ESCROW AGREEMENT FOR THE ESTATES AT BAXTER POINTE ADDITION, A SUBDIVISION LOCATED SOUTH OF WILD HORSE CREEK ROAD, WEST OF BAXTER ROAD (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Casey, for the first reading of Bill No. 1581. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1581 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Casey, for a second reading of Bill No. 1581. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1581 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1581, with the following results: Ayes - Sheppard, Grosser, Streeter, Hurt, Casey, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1581 approved, passed it and it became **ORDINANCE NO. 1431.**

BILL NO. 1582 APPROVES THE RECORD PLAT FOR INSITUFORM, A RESUBDIVISION OF LOT 2 OF SPIRIT WEST INDUSTRIAL AIRPARK SUBDIVISION LOCATED ON THE NORTHEAST QUADRANT OF THE INTERSECTION OF EDISON AND GODDARD ROAD (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Casey, for the first reading of Bill No. 1582. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1582 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Casey, for a second reading of Bill No. 1582. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1582 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1582, with the following results: Ayes - Sheppard, Grosser, Streeter, Hurt, Casey, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1582 approved, passed it and it became **ORDINANCE NO. 1432.**

BILL NO. 1583 APPROVES THE RECORD PLAT FOR THE CHESTERFIELD VILLAGE NW QUADRANT – DIERBERGS TRACT, A RESUBDIVISION OF LOT B OF CHESTERFIELD VILLAGE NORTH PLAT 1 LOCATED ON THE NORTH OF HIGHWAY I-64 AND SOUTH OF SWINGLEY RIDGE ROAD (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Casey, for the first reading of Bill No. 1583. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1583 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Casey, for a second reading of Bill No. 1583. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1583 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1583, with the following results: Ayes - Sheppard, Grosser, Streeter, Hurt, Casey, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1583 approved, passed it and it became **ORDINANCE NO. 1433.**

ADJOURNMENT

Mayor Greenwood entertained a motion to adjourn the meeting. A motion was made by Councilmember Streeter, seconded by Councilmember Casey, to adjourn the meeting into Executive Session (closed meeting) per RSMo 610.021 (3) personnel matters. A roll call vote was taken with the following results: Ayes - Sheppard, Grosser, Streeter, Hurt, Casey, Tilley and Brown. Nays - None. The meeting was adjourned at 8:05 p.m.

Councilmember Hurt commended the volunteers for doing a great job during the Great Flood of 1993.

Mayor Nancy Greenwood

ATTEST:

Judith A. Naggjar, Deputy City Clerk