



## RECORD OF PROCEEDING

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MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT  
922 ROOSEVELT PARKWAY, JULY 19, 1993

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The meeting was called to order at 7:30 P.M.

A roll call was taken with the following results:

PRESENTABSENT

|                               |      |
|-------------------------------|------|
| Mayor Jack Leonard            | None |
| Councilmember Colleen Hilbert |      |
| Councilmember Nancy Greenwood |      |
| Councilmember Susan Clarke    |      |
| Councilmember Ed Levinson     |      |
| Councilmember Dan Hurt        |      |
| Councilmember Alan Politte    |      |
| Councilmember Dick Hrabko     |      |
| Councilmember Linda Tilley    |      |

The Pledge of Allegiance was led by Boy Scout Troop #848 from Highcroft Ridge School: Matt Massey, John Olejarczyk, and Andrew Olejarczyk. Also in attendance was Troop Leader Joel Schwartz.

The Reverend Donald Kaller led the City Council in prayer.

The minutes of the June 21, 1993, meeting was submitted for approval. A motion was made by Councilmember Tilley seconded by Councilmember Politte, to approve the minutes, as amended. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

## COMMUNICATIONS AND PETITIONS

Mr. Royce Engel, who resides at 135 Ridgecrest Drive, expressed his concerns with regard to the response time of the Chesterfield Fire Protection District, as it relates to the possible changing of communication services and that it was his understanding that all emergency service Board of Directors operate under State statute.

Mr. Bill Kirchoff, who resides at 17627 Wild Horse Creek Road, addressed a comment made by a resident at the June 21, 1993, Council meeting with regard to the expenditures of the development of Chesterfield Valley, as it relates on a cost basis to the individual resident of Chesterfield.

Mr. Kerry Tebbe, who resides at 19114 Old Loggins Road in Glencoe, responded to Mr. Engel's comments with regard to emergency dispatching services and response time.

Mr. Richard Ferland, who resides at 1557 Milbridge, addressed the medical services provided by the Chesterfield Fire Protection District.

Mr. Malachi Kenney, who resides at 28 Ridgecrest Drive, expressed his concern that the Chesterfield Fire Protection District meetings are not conducive to citizen input.

Mr. Jim Breckenridge, who resides at 324 Stonecrest Court, expressed his concerns with the negative impact riverboat gambling could bring to the Chesterfield community and that citizen meetings be held for informational purposes. He also suggested that a postcard survey be mailed to each resident in Chesterfield.

## INTRODUCTORY REMARKS

Mayor Jack Leonard recognized Councilmember Hrabko who updated those in attendance with regard to the flood conditions in our area. Councilmember Hrabko stated that the Monarch Levy is well built and well maintained by the Monarch Levy District. At this point in time, the levy has performed well. There are problems in Chesterfield Valley with regard to seep water from the hydrostatic pressure of the Missouri River being so high causing the water to come up out of the ground. Councilmember Hrabko thanked Captain Paul Dillender and the Chesterfield Police Department and Director of Public Works/City Engineer Bill Hawn and the Public Works Department for all the time and effort they have exhibited during the flood disaster.

## COUNCIL COMMITTEE REPORTS

### Finance and Administration Committee

Councilmember Nancy Greenwood, Chairperson of the Finance and Administration Committee, reported on the re-organization of the Planning Department by reclassifying a position and creating a new position. In the Work Session, Council voted 6-2 to approve the re-structure the Planning Department by deleting the Planning Specialist position, adding Planner I and Planner II positions to the Position Classification Plan and that \$16,700 be transferred from the Contingency Fund. A motion was made by Councilmember Greenwood, seconded by Councilmember Hilbert, to transfer

\$16,700 from the Contingency Fund to complete this re-organization of the Planning Department. A voice vote was taken with an affirmative result (Councilmember Levinson and Hurt voted ("No") and the motion was declared passed.

Councilmember Greenwood next reported that Resolution #138 relates to the YMCA bond refinancing, as recommended by the Chesterfield Community Development Corporation. A motion was made by Councilmember Greenwood, seconded by Councilmember Hilbert, to adopt Resolution #138. A public hearing will be scheduled for August 11, 1993. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Greenwood next reported that Resolution #133 relates to amendments made to the Personnel Rules and Regulations. The vacation leave policy on Page 9, Section 2 (B) has been referred to the Finance and Administration Committee for further review and will not be considered for adoption at this time. A motion was made by Councilmember Greenwood, seconded by Councilmember Hilbert, to adopt Resolution #133. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Greenwood next reported that a budget transfer of \$3,500 is necessary for the strategic planning process. Funds were not allocated in the budget to cover the cost of the professional services for the retreat or strategic planning meetings. A motion was made by Councilmember Greenwood, seconded by Councilmember Levinson, to transfer \$3,500 from the Contingency Fund to cover expenses related to the retreat and strategic planning process. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Greenwood next reported that Bill #814 regarding the Retirement Plan will be read for the second time and voted upon under the Legislation portion of the agenda.

Councilmember Greenwood announced that the next meeting of this Committee has been scheduled for August 2, 1993, at 5:30 P.M.

#### Planning and Zoning Committee

Councilmember Susan Clarke, Chairperson of the Planning and Zoning Committee, reported that Bill #'s 827 - 830 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Clarke next reported that discussion took place in the Work Session with regard to riverboat gambling. Council has directed City Attorney Beach prepare an ordinance for the August 16 meeting of City Council which, if passed, would place the issue of riverboat gambling on the November 2 ballot. Additionally, CCDC is to prepare a proposal for holding public information forums and a sample RFP on soliciting proposals.

Councilmember Clarke announced that the next meeting of this Committee has been scheduled for August 4, 1993, at 5:45 P.M.

#### Public Works/Parks Committee

Councilmember Alan Politte, Chairperson of the Public Works/Parks Committee, reported that in

the Work Session Council approved the revisions in the Storm Sewer Maintenance Policy to include some details suggested by Staff and not previously discussed by the Committee.

Councilmember Politte next reported on an update with regard to the City Center Task Force recommendation. The Public Works/Parks Committee has approved the following recommendations, as submitted by the City Administrator Herring:

- 1.The five (5) sites recommended by the City Center Task Force would be the focus for determining a site, along with the Herman Stemme I building.
- 2.Regarding the Kangaroo site, Staff will provide detailed cost-estimates of all on-site improvements and off-site improvements. Mr. Herring and Staff are directed to meet with Mark Twain Bank to get more detailed information regarding the "renovations" aspect of the proposed acquisition budget.
- 3.Regarding the other four (4) undeveloped sites, Mr. Herring is authorized to contact the owners of these sites. Are these sites available? If so, at what price?
- 4.The City Center Task Force will conduct a public meeting within the next sixty (60) days. It would be advertised and promoted in advance. At the meeting, the six (6) alternative sites would be presented. No decisions would be made at this time. The meeting would be to inform the public and Press concerning the process used to determine those recommended sites. Members of the Task Force are to make presentations to each of the citizen Committees to which they belong. The report from the Task Force is to be made public and copies provided to the Press so that the public can be informed. It should be emphasized that to the public that this is the beginning of the process and that the report is not final.

Councilmember Politte next reported that Bill #797 with regard to the acceptance of Woods Mill Road will be read for the second time and considered for adoption under the Legislation portion of the agenda.

Councilmember Politte next reported on the upcoming event "Outdoors in Chesterfield" scheduled for Saturday, September 18, 1993. A run will be begin at 8:00 AM and from 10:00 AM - 3:00 PM a series of booths will be manned by various community/business groups. More information on this event will be forthcoming.

Councilmember Politte next reported that the Highway Beautification Committee has unanimously approved the design for the city limit signs, as created by Ms. Pat Catanzaro, consultant. In the Work Session City Council approved the Committee's recommendation to have Staff prepare an RFP and seek competitive bids for the purchase of the city limit signs.

Councilmember Politte announced that the next meeting of this Committee has been scheduled for August 11, 1993, at 7:00 A.M.

At this point during the Council meeting, a power failure was experienced. No business was transacted during this time.

## Public Health and Safety Committee

Councilmember Linda Tilley, Chairperson of the Public Health and Safety Committee, reported that Bill #812 with regard to bad checks will be considered for adoption under the Legislation portion of the agenda. Bill #812 has been amended to reflect that fees will not be collected until it has been placed on the ballot for the next election.

Councilmember Tilley next reported that a budget amendment was necessary due to the recent approval given by City Council to assign one Chesterfield Police Officer on a full-time basis to the St. Louis County and Municipal Police Academy. The budget amount to be amended is \$22,700 to reflect revenues related to the program are equal to expenditures. There is no impact on the City's budget. A motion was made by Councilmember Tilley, seconded by Councilmember Hilbert, to transfer \$22,700 from the Contingency Fund. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Tilley next reported that Bill #826 with regard to the contract with St. Louis County for a police officer/instructor will be read for the first time under the Legislation portion of the agenda. Bill #818 regarding "No Parking" at the YMCA and Bill #820 regarding intersection stops at Westernmill/Millbriar Circle will both be read for the second time and considered for adoption under the Legislation portion of the agenda.

Councilmember Tilley announced that the next meeting of this Committee has been scheduled for August 11, 1993, at 6:00 P.M.

## REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that a liquor license request has been received from Zam's, located at 11 Forum Center, to sell all kinds of intoxicating liquor in the original packages and Sunday sales. The fee for this license is \$150.00. The application has been reviewed and approved by Chief of Police Ray Johnson and Director of Planning Jerry Duepner. A motion was made by Councilmember Greenwood, seconded by Councilmember Tilley, to approve issuance of the liquor license to Zam's. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

## LEGISLATION

BILL #797ACCEPTS FOR MAINTENANCE A PORTION OF OLD WOODS MILL ROAD  
LYING WITHIN THE CITY OF CHESTERFIELD (**SECOND READING**  
- PUBLIC WORKS/PARKS RECOMMENDS APPROVAL)

A motion was made by Councilmember Politte, seconded by Councilmember Levinson, for a second reading of Bill #797. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #797 was read for the second time. A roll call vote was taken for passage and approval of Bill #797, with the following results: Ayes - Hilbert, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #797 approved, passed it and it became ORDINANCE #808.

BILL #814AMENDS ORDINANCE #367 OF THE CITY OF CHESTERFIELD RETIREMENT PLAN BY DELETING CHAPTER II (4.) OF "EXHIBIT B" TITLED "CITY OF CHESTERFIELD RETIREMENT SUMMARY PLAN DESCRIPTION" AND SUBSTITUTING IN LIEU THEREOF A NEW CHAPTER ii (4.) OF "EXHIBIT B" (**SECOND READING** - FINANCE AND ADMINISTRATION COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Greenwood, seconded by Councilmember Clarke, for a second reading of Bill #814. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #814 was read for the second time. A roll call vote was taken for passage and approval of Bill #814, with the following results: Ayes - Hilbert, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #814 approved, passed it and it became ORDINANCE #809.

BILL #818AMENDS ORDINANCE #35, SCHEDULE IX OF THE ORDINANCES OF THE CITY OF CHESTERFIELD BY ADDING PROVISIONS THERETO (**SECOND READING** - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Tilley, seconded by Councilmember Politte, for a second reading of Bill #818. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #818 was read for the second time. A roll call vote was taken for passage and approval of Bill #818, with the following results: Ayes - Hurt, Politte, Hrabko and Tilley. Nays - Hilbert, Greenwood, Levinson and Clarke. Mayor Leonard broke the tie vote by voting "No" and Bill #818 was DEFEATED.

BILL #820AMENDS ORDINANCE #35, SCHEDULE VI OF THE ORDINANCES OF THE CITY OF CHESTERFIELD AS IT RELATES TO INTERSECTION STOPS BY ADDING A PROVISION THERETO (**SECOND READING** - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Tilley, seconded by Councilmember Greenwood, for a second reading of Bill #820. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #820 was read for the second time. A roll call vote was taken for passage and approval of Bill #820, with the following results: Ayes - Hilbert, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #820 approved, passed it and it became ORDINANCE #810.

BILL #812CREATES A MUNICIPAL OFFENSE FOR PASSING A BAD CHECK (**FIRST READING** - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Tilley, seconded by Councilmember Politte, for the first reading of Bill #812, as amended. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #812 was read for the first time.

BILL #826AUTHORIZES THE CITY ADMINISTRATOR TO EXECUTE A CONTRACT WITH

ST. LOUIS COUNTY TO PROVIDE POLICE SERVICES FOR THE ST.  
LOUIS COUNTY/MUNICIPAL POLICE ACADEMY (**FIRST READING**  
- PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS  
APPROVAL)

A motion was made by Councilmember Tilley, seconded by Councilmember Politte, for the first reading of Bill #826. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #826 was read for the first time.

LEGISLATION - PLANNING COMMISSION

BILL #827 AMENDS ORDINANCE #482 OF THE CITY OF CHESTERFIELD AMENDING A "LPA" IN A "NU" NON-URBAN DISTRICT FOR A PARCEL OF PROPERTY LOCATED ON THE NORTH SIDE OF OLIVE BOULEVARD AT WESTERN MILL DRIVE (P.C. 120-84, QUEATHAM HOUSE LTD) (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Clarke, seconded by Councilmember Hilbert, to suspend the rules of Council to have only a first reading of this proposed ordinance at this Council meeting. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

A motion was made by Councilmember Clarke, seconded by Councilmember Greenwood, for the first reading of Bill #827. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #827 was read for the first time.

BILL #828AMENDS THE CITY OF CHESTERFIELD ZONING ORDINANCE BY CHANGING THE BOUNDARIES OF THE "NU" NON-URBAN DISTRICT TO "C-8" PLANNED COMMERCIAL DISTRICT FOR A 3.27 ACRE TRACT OF LAND LOCATED ON THE SOUTH SIDE OF CHESTERFIELD AIRPORT ROAD, NORTH OF OLD OLIVE STREET ROAD (P.Z. 12-93, REDIA MCGRATH, MCGRATH PLAZA) (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Clarke, seconded by Councilmember Levinson, for the first reading of Bill #828. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #828 was read for the first time.

A motion was made by Councilmember Clarke, seconded by Councilmember Hrabko, for a second reading of Bill #828. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #828 was read for the second time. A roll call vote was taken for passage and approval of Bill #828, with the following results: Ayes - Hilbert, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #828 approved, passed it and it became ORDINANCE #811.

BILL #829AMENDS ORDINANCE #706 OF THE CITY OF CHESTERFIELD AMENDING A PLANNED ENVIRONMENT UNIT (PEU) IN AN "R-2" 15,000 SQ. FT.

RESIDENCE DISTRICT AND AN "R-4" 7,500 SQ. FT. RESIDENCE DISTRICT FOR A 19.119 ACRE TRACT OF LAND LOCATED ON THE WEST SIDE OF OLIVE BOULEVARD SOUTH OF WEST DRIVE (P.Z. 6-92 AND P.Z. 15 & 16-91, PREMIER HOMES, INC.) (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Clarke, seconded by Councilmember Levinson, for the first reading of Bill #829. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #829 was read for the first time.

A motion was made by Councilmember Clarke, seconded by Councilmember Hilbert, for a second reading of Bill #829. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #829 was read for the second time. A roll call vote was taken for passage and approval of Bill #829, with the following results: Ayes - Hilbert, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #829 approved, passed it and it became ORDINANCE #812.

BILL #830 PROVIDES FOR THE APPROVAL OF THE RECORD PLAT, TRUST INDENTURE, WARRANTY DEED AND ESCROW AGREEMENT FOR SPIRIT TRADE CENTER, PLAT I, A SUBDIVISION LOCATED ON THE SOUTH SIDE OF CHESTERFIELD AIRPORT ROAD, WEST OF LONG ROAD (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Clarke, seconded by Councilmember Levinson, for the first reading of Bill #830. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #830 was read for the first time.

A motion was made by Councilmember Clarke, seconded by Councilmember Levinson, for a second reading of Bill #830. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #830 was read for the second time. A roll call vote was taken for passage and approval of Bill #830, with the following results: Ayes - Hilbert, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #830 approved, passed it and it became ORDINANCE #813.

ADJOURNMENT

A motion was made by Councilmember Greenwood, seconded by Councilmember Hrabko, 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 8:53 P.M.

Mayor Jack Leonard

ATTEST:

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Martha L. DeMay, City Clerk