



RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD
AT 922 ROOSEVELT PARKWAY
JULY 17, 1995

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

A roll call was taken with the following results:

PRESENT

Mayor Jack Leonard
Councilmember Barry Flachsbart
Councilmember Colleen Hilbert
Councilmember Ed Levinson
Councilmember Barry Streeter
Councilmember Dan Hurt
Councilmember Alan Politte
Councilmember Mike Cullen
Councilmember Linda Tilley

ABSENT

None

The Pledge of Allegiance was led by Boy Scout Troop #848 from Highcroft Ridge School: Elliot Bruzek, Cameron Weger, Alex Smith, Jay Huetteman, Rob Jany, Waseem Cossor and Perrin Chevng. Also in attendance was Troop Leader Thomas Smyka.

Reverend Bob Hermann from Incarnate Word Catholic Church led the City Council in prayer.

APPROVAL OF MINUTES

The minutes of the June 19, 1995, City Council meeting were submitted for approval. A motion was made by Councilmember Politte, seconded by Councilmember Tilley, to approve the minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

The Minutes of the July 11, 1995, special City Council meeting were submitted for approval. A motion was made by Councilmember Politte, seconded by Councilmember Tilley, to approve the minutes. A voice vote was taken with an affirmative result (Councilmembers Flachsbart, Hilbert and Hurt "Abstained") and the motion was declared passed.

INTRODUCTORY REMARKS

Mayor Jack Leonard presented a Proclamation to Mr. Fred Bruning, representative from Miceli Holding Company, for the 15.32 acres of parkland donated to the City of Chesterfield. Councilmember Politte thanked Mr. Bruning for the generous donation and expressed his desire for other developers to follow suit. Councilmember Hurt recognized Mr. Bruning and the Miceli Company for the contributions they have made on various issues.

COMMUNICATIONS AND PETITIONS

Ms. Jade Gardner Bute, who resides at 1510 Walpole Drive, represented 402 residents who were opposed to nominees for appointment to the Board of Police Commissioners and supported Mr. John Nations for appointment to this position.

Dr. Theo Korakinanitis, who resides at 27 Chesterfield Lakes, supported Mr. John Nations for appointment to the Board of Police Commissioners.

Mr. Royce Engel, who resides at 135 Ridgecrest Drive, expressed his opposition to the City being under a "flood emergency" for the past two years and supported the appointment of Mr. John Nations to the Board of Police Commissioners.

Councilmember Hilbert expressed her desire for the residents to, once again, be informed as to the process for requesting appointment to one of the City's Boards/Commissions/Committees/Task Forces.

Ms. Patricia Hearst, who resides at 14790 Greenloch Court, supported her position as a nominee for appointment to the Board of Police Commissioners.

Ms. Wendy Goeckeler, who resides at 26 Chesterfield Lakes, expressed her desire for the Historical Committee to name the City parks.

Mr. Bill Devers, who resides at 1300 Conway Road, expressed his support for the recommendations of the Traffic Task Force and his support for the nomination of Ms. Patricia Hearst for member of the Board of Police Commissioners.

INTRODUCTORY REMARKS CONTINUED

Mayor Leonard placed the names of Patricia Hearst, Manfred (Fred) Cewe and Irv Bierman and re-appointment of Cheryl Lamprecht in nomination as members of the Board of Police Commissioners. A motion was made by Councilmember Streeter, seconded by Councilmember Flachsbart, for separate votes on the candidates. A voice vote was taken with an affirmative result (Councilmember Levinson voted "No") and the motion was declared passed. A motion was made by Councilmember Levinson, seconded by Councilmember Hilbert, to approve the appointment of Patricia Hearst to fill the unexpired term of Bob Grant as a member of the Board of Police Commissioners. A roll call vote was taken with the following results: Ayes - Hilbert, Levinson, Hurt, Politte, Cullen. Nays - Flachsbart, Streeter, Tilley. The motion passed 5 - 3. Ms. Hearst's term will expire 8/15/96. A motion was made by Councilmember Politte, seconded by Councilmember Tilley, to approve the appointment of Manfred (Fred) Cewe to fill the unexpired term of Ray Reynolds as a member of the Board of Police Commissioners. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Mr. Cewe's term expires 8/15/97. A motion was made by Councilmember Hilbert, seconded by Councilmember Levinson, to approve the appointment of Irv Bierman as a member of the Board of Police Commissioners. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Mr. Bierman's term will expire 8/15/98. A motion was made by Councilmember Politte, seconded by Councilmember Hurt, to re-appoint Cheryl Lamprecht as a member of the Board of Police Commissioners. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Ms. Lamprecht's term will expire 8/15/98.

Mayor Leonard next entertained a motion to approve the re-appointment of Glenn Bogard and Keith Kramer to the Tax Increment Finance (TIF) Commission. A motion was made by Councilmember Levinson, seconded by Councilmember Streeter, to reappoint these individuals to the TIF Commission. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Their terms will expire 5/3/99.

COUNCIL COMMITTEE REPORTS

Public Health and Safety

Councilmember Colleen Hilbert, Chairperson of the Public Health and Safety Committee, reported that Bill #'s 1075, 1076, 962, 1092 - 1095 will be considered for adoption under the Legislation portion of the agenda. City Attorney Doug Beach addressed Bill #1077 regarding \$1.00 court costs for abused women/children shelters, which had been voted on by City Council at the June 19 meeting and approved by a vote of 4 - 3. He indicated that all ordinances being voted upon must receive a minimum of five affirmative votes in order to be passed. As stated previously, Bill #1077 received four affirmative votes and three negative votes at the last meeting. Therefore, the bill was not passed. Further considered for adoption would be possible if a member of the prevailing (negative) side brings the bill up for reconsideration. No motion was forthcoming; therefore, the bill was not passed. It can

be reconsidered by the Public Health and Safety Committee if brought up by any of the Councilmembers after a six-month period.

Councilmember Hilbert announced that the next meeting of this Committee has been scheduled for August 2, 1995, at 7:30 P.M. Councilmember Tilley asked that this item be added to the Public Health and Safety Committee agenda, after six (6) months.

Planning and Zoning

Councilmember Ed Levinson, Chairperson of the Planning and Zoning Committee, reported that Bill #'s 1096 - 1106 will be voted upon under the Legislation portion of the agenda.

Councilmember Levinson made a motion, seconded by Councilmember Streeter, to adopt Resolution #189 which would permit an extension of time for a period of one-hundred eighty (180) days regarding possible changes to the Sign Ordinance. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Levinson next reported that Director of Planning Jerry Duepner has requested that a Planner I be added to his Staff for the balance of the year. After much review of this request, the Committee voted to recommend that City Council consider the addition of a Planning Technician, at an estimated cost of \$16,048 (salary, fringe benefits, furniture, computer) for the remainder of 1995, assuming an August 1 hire date. The funds would be taken from Contingency. A motion was made by Councilmember Levinson, seconded by Councilmember Hurt, to hire a Planning Technician for the Planning Department, at an estimated cost of \$16,048 for the remainder of 1995. A motion was made by Councilmember Flachsbart, seconded by Councilmember Tilley, to amend the motion by hiring a Planner I instead of the Planning Technician to the proposal. A roll call vote was taken with the following results: Ayes - Flachsbart, Hilbert, Tilley. Nays - Streeter, Levinson, Hurt, Politte, Cullen. The motion was defeated. A roll call vote was then taken on the motion for the addition of a Planning Technician to the Planning Department with the following results: Ayes - Flachsbart, Levinson, Streeter, Hurt, Politte, Cullen. Nays - Hilbert, Tilley. The motion was declared passed.

Councilmember Levinson next reported that the City had established a requirement for a \$100,000 bond prior to development of the Dugsford Commons site because of a slope concerns, at the corner of Long Road and Wild Horse Creek Road. He noted that the slope has not moved in six years. A service station is proposed on an out-parcel, that is not adjacent to the slope. The developer has indicated he will establish the bond in conjunction with the remainder of the site when it is developed. The gas station is in the southwest corner, away from the slope. As a result, the Committee voted to recommend that City Council consider revising the time for posting of a bond to allow development to proceed. A motion was made by Councilmember Levinson, seconded by Councilmember Cullen to revise the timing for posting of bond to allow for this development to proceed without posting the bond at this time. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Levinson announced that the next meeting of this Committee has been scheduled for August 1, 1995, at 5:15 P.M.

Public Works/Parks

Councilmember Alan Politte, Chairperson of the Public Works/Parks Committee, reported that his Committee has recommended that City Council consider revising the City's Beautification Grant Program. A majority of subdivision entrances eligible for matching fund beautification grants of \$500 are along County roads. One of the requirements for grant eligibility is that the plantings be within the right-of-way. The City has been informed that County policy will not permit planting of landscaping on highway rights-of-way. As a result, very few locations have been eligible for the grants. The Committee recommends that all streets designed as "City collectors" be added to the list of eligible streets, that Staff vigorously pursue agreement from the County to permit plantings on County rights-of-way and that Staff be authorized to determine grant eligibility in accordance with the established criteria and award all grants on a first come-first served basis until the \$20,000 funding for the program is exhausted without further review by the Council. A motion was made by Councilmember Politte, seconded by Councilmember Tilley, to approve these recommendations. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Politte reported that the 80/20 federal grant for Wilson Road is \$976,800 which requires a local match of \$244,200. There is currently \$523,200 in City funds budgeted for this project. This project will not be able to be constructed this fiscal year. Therefore, the Committee recommends that City Council move \$279,000 of the Wilson Road appropriation to be used for slab replacement projects in Chesterfield Meadows, Claymont Estates and Claymont Woods in 1995, that the balance of \$244,200 be transferred to the Wilson Road Trust Fund and that at the end of the current fiscal year (12/31/95) up to \$300,000 of contingency funds be rolled into the Wilson Road Trust Fund. Authorization will also need to be given to City Administrator Herring to amend the current Capital Streets Project contract to reflect the additional \$279,000 worth of work. A motion was made by Councilmember Politte, seconded by Councilmember Tilley, to approve a transfer from the 1995 Budget of the amount of \$244,200 into the Wilson Road Trust Fund. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. A motion was made by Councilmember Politte, seconded by Councilmember Hurt, to approve the transfer of \$279,000 from the Wilson Road Project to Capital Street Improvement Projects within the Chesterfield Meadows, Claymont Estates and Claymont Woods subdivisions. A voice vote was taken with an affirmative result (Councilmember Levinson voted "No") and the motion was declared passed. A motion was made by Councilmember Politte, seconded by Councilmember Streeter, to authorize the City Administrator to amend the current Capital Streets Project contracts to reflect the additional work. A voice vote was taken with an affirmative result (Councilmember Levinson voted "No") and the motion was declared passed. A motion was made by Councilmember Politte, seconded by Councilmember Flachsbarth, to recommend that the balance remaining as of December 31, 1995, up to

\$300,000, be transferred from Contingency Fund to the Wilson Road Trust Fund at December 31, 1995. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Finally, a motion was made by Councilmember Politte, seconded by Councilmember Levinson, that City Council go on record to re-affirm its commitment and endorsement of the Wilson Road Project. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Politte next reported that Bill #'s 1079, 1080, 1083 and 1107 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Politte announced that the next meeting of this Committee has been scheduled for August 2, 1995, at 5:30 P.M.

Finance and Administration

Councilmember Linda Tilley, Chairperson of the Finance and Administration Committee, announced that the next meeting of this Committee has been scheduled for July 20, 1995, at 5:15 P.M.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring announced that the next issue of the Chesterfield Citizen newsletter is ready for publication and distribution between the middle of August and the first of September..

NEW BUSINESS

Mayor Leonard called for the discussion regarding the report and recommendation of the Traffic Task Force. A motion was made by Councilmember Politte, seconded by Councilmember Tilley, to send this report to the Public Health and Safety Committee for review and invite the co-chairpersons to attend. It was also suggested that Councilmembers not serving on this Task Force attend this meeting. Councilmember Streeter expressed his desire to hear the report presented by the co-chairpersons at this Council meeting. Councilmember Politte called for the question. A roll call vote was taken with the following results: Ayes - Hurt, Politte, Tilley. Nays - Flachsbart, Hilbert, Streeter, Levinson, Cullen. The motion to call the question and end debate was defeated. Much discussion ensued. A motion was made by Councilmember Flachsbart, seconded by Councilmember Streeter, to hear the presentation from the co-chairpersons at this Council meeting and then to refer the Traffic Task Force Committee's report to the Public Health and Safety Committee for further review and discussion. A roll call vote was taken with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen, Tilley. Nays - None. The motion containing the amendment was passed. A roll call vote was taken on the amended motion to hear the report this meeting and then send the report to the Committee for further review with the following results: Ayes - Flachsbart, Hilbert, Streeter, Hurt, Politte, Cullen, Tilley. Nays - Levinson. The motion

was declared passed. Councilmember Hilbert stated that it was not her desire for the Public Health and Safety Committee to make a final recommendation to City Council, as the Traffic Task Force was charged with this responsibility when the Task Force was formed. Mr. Ron Harland and Michael Casey, Co-Chairpersons of the Traffic Task Force, gave a presentation on the report and recommendations made by the Task Force. A motion was made by Councilmember Flachsbart, seconded by Councilmember Politte, to recommend that the Public Health and Safety Committee reconsider reviewing the stop sign policy regarding collector streets. A motion was made by Councilmember Levinson to table the motion. The motion died to lack of a second. Discussion ensued. Councilmember Tilley called for the question. A roll call vote was taken on the motion to have the Public Health and Safety Committee reconsider the review of the stop sign policy regarding collector streets with the following results: Ayes - Flachsbart, Hurt, Politte, Tilley, Cullen. Nays - Hilbert, Streeter, Levinson. The motion was declared passed.

LEGISLATION

BILL #1075 AMENDS ORDINANCE #35, SCHEDULE VI OF THE ORDINANCES OF THE CITY OF CHESTERFIELD AS IT RELATES TO INTERSECTION STOPS BY ADDING A PROVISION THERETO CONCERNING STOP SIGNS AT THE INTERSECTION OF LAND O WOODS AND LABARGE DRIVE (SECOND READING - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Hilbert, seconded by Councilmember Tilley, for a second reading of Bill #1075. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1075 was read for the second time. A roll call vote was taken for passage and approval of Bill #1075, with the following results: Ayes - Flachsbart, Hilbert, Streeter, Hurt, Politte, Cullen and Tilley. Nays - Levinson. Whereupon Mayor Leonard declared Bill #1075 approved, passed it and it became **ORDINANCE #1046.**

BILL #1076 AMENDS ORDINANCE #35, SCHEDULE IX OF THE ORDINANCES OF THE CITY OF CHESTERFIELD BY ADDING A PROVISION THERETO CONCERNING THE ESTABLISHMENT OF A "NO PARKING" ZONE AT THE EAST SIDE OF JUSTUS POST AT THE INTERSECTION OF CHESTERFIELD PARKWAY (SECOND READING - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Hilbert, seconded by Councilmember Tilley, for a second reading of Bill #1076, as amended. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1076 was read for the second

time. A roll call vote was taken for passage and approval of Bill #1076, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1076 approved, passed it and it became **ORDINANCE #1047**.

BILL #962 REPEALS ORDINANCE #648 AS IT AMENDED ORDINANCE #66 AND THEREBY AMENDING ORDINANCE #66 RELATING TO THE OFFENSE OF PEACE DISTURBANCE AND THE PUNISHMENTS THEREFORE BY ADDING NEW SECTIONS RELATING TO NOISE AND EVENTS (**SECOND READING - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL**)

A motion was made by Councilmember Hilbert, seconded by Councilmember Tilley, for a second reading of Bill #962. A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, to amend Bill #962 by changing a word. After some discussion, Councilmember Cullen withdrew his second and the motion to amend died for lack of a second. A voice vote was taken on the original motion with an affirmative result (Councilmember Levinson voted "No") and the motion was declared passed. Bill #962 was read for the second time. A roll call vote was taken for passage and approval of Bill #962, with the following results: Ayes - Flachsbart, Streeter, Hurt, Politte, Cullen and Tilley. Nays - Hilbert, Levinson. Whereupon Mayor Leonard declared Bill #962 approved, passed it and it became **ORDINANCE #1048**.

BILL #1079 PERTAINS TO THE ACCEPTANCE OF PUBLIC STREETS WITHIN AMHERST SUBDIVISION IN THE CITY OF CHESTERFIELD (**SECOND READING - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL**)

A motion was made by Councilmember Politte, seconded by Councilmember Cullen, for a second reading of Bill #1079. A voice vote was taken with an affirmative result (Councilmember Levinson "Abstained") and the motion was declared passed. Bill #1079 was read for the second time. A roll call vote was taken for passage and approval of Bill #1079, with the following results: Ayes - Flachsbart, Hilbert, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Abstention - Levinson. Whereupon Mayor Leonard declared Bill #1079 approved, passed it and it became **ORDINANCE #1049**.

BILL #1080 PERTAINS TO THE ACCEPTANCE OF PUBLIC STREETS WITHIN WILDHORSE VILLAGE B SUBDIVISION IN THE CITY OF CHESTERFIELD (**SECOND READING - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL**)

A motion was made by Councilmember Politte, seconded by Councilmember Levinson, for a second reading of Bill #1080. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1080 was read for the second time. A

roll call vote was taken for passage and approval of Bill #1080, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1080 approved, passed it and it became **ORDINANCE #1050.**

BILL #1083 **CREATES THE "CHESTERFIELD ARTS COMMISSION" FOR THE DISPLAY OF VARIOUS WORKS OF ART THROUGHOUT THE CITY OF CHESTERFIELD (SECOND READING - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL)**

A motion was made by Councilmember Politte, seconded by Councilmember Tilley, for a second reading of Bill #1083, as amended. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1083 was read for the second time. A roll call vote was taken for passage and approval of Bill #1083, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1083 approved, passed it and it became **ORDINANCE #1051.**

BILL #1092 **AMENDS ORDINANCE #35, SCHEDULE VI OF THE ORDINANCES OF THE CITY OF CHESTERFIELD AS IT RELATES TO INTERSECTION STOPS (BY ADDING A PROVISION THERETO CONCERNING STOP SIGNS ON SAYLESVILLE DRIVE AT ITS INTERSECTION WITH BOXFORD COURT (FIRST READING - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)**

A motion was made by Councilmember Hilbert, seconded by Councilmember Tilley, for the first reading of Bill #1092. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1092 was read for the first time.

BILL #1093 **AMENDS ORDINANCE #35, SCHEDULE VI OF THE ORDINANCES OF THE CITY OF CHESTERFIELD AS IT RELATES TO INTERSECTION STOPS BY ADDING A PROVISION THERETO CONCERNING STOP SIGNS ON WETHERSFIELD TERRACE AT ITS INTERSECTION WITH SAYLESVILLE DRIVE (FIRST READING - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)**

A motion was made by Councilmember Hilbert, seconded by Councilmember Flachsbart, for the first reading of Bill #1093. A voice vote was taken with an affirmative result (Councilmember Levinson voted "No") and the motion was declared passed. Bill #1093 was read for the first time.

BILL #1094 AMENDS ORDINANCE #35, SCHEDULE VI OF THE ORDINANCES OF THE CITY OF CHESTERFIELD AS IT RELATES TO INTERSECTION STOPS BY ADDING A PROVISION THERETO CONCERNING STOP SIGNS ON NEW BEDFORD COURT AT ITS INTERSECTION WITH SAYLESVILLE DRIVE (**FIRST READING - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL**)

A motion was made by Councilmember Hilbert, seconded by Councilmember Tilley, for the first reading of Bill #1094. A voice vote was taken with an affirmative result (Councilmember Levinson voted "No") and the motion was declared passed. Bill #1094 was read for the first time.

BILL #1095 AMENDS ORDINANCE #35, SCHEDULE VII OF THE CITY OF CHESTERFIELD AS IT RELATES TO YIELD INTERSECTIONS ON YORK RIDGE COURT AT BOTH INTERSECTIONS WITH SUMMER RIDGE DRIVE (**FIRST READING - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL**)

A motion was made by Councilmember Hilbert, seconded by Councilmember Tilley, for the first reading of Bill #1095. A voice vote was taken with an affirmative result (Councilmember Levinson voted "No") and the motion was declared passed. Bill #1095 was read for the first time.

BILL #1107 APPROVES THE EXECUTION OF A PERMANENT EASEMENT DEED TO THE MONARCH-CHESTERFIELD LEVEE DISTRICT FOR A .41 ACRE TRACT OF LAND FOR THE CONSTRUCTION OF A FLOOD PROTECTION LEVEE (**FIRST READING - PUBLIC WORKS/PARKS COMMITTEE RECOMMEND APPROVAL**)

A motion was made by Councilmember Politte, seconded by Councilmember Levinson, for the first reading of Bill #1107. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1107 was read for the first time.

LEGISLATION - PLANNING COMMISSION

BILL #1096 AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF THE "NU" NON-URBAN DISTRICT TO "R-3" 10,000 SQ. FT. RESIDENCE DISTRICT FOR AN 8.0 ACRE TRACT OF LAND LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF OLIVE BOULEVARD (STATE HWY 340) AND WHITE ROAD (P.Z. 14-95, THE LEATHERS COMPANY) (PLANNING AND ZONING COMMITTEE RECOMMENDS

APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for the first reading of Bill #1096. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1096 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for a second reading of Bill #1096. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1096 was read for the second time. A roll call vote was taken for passage and approval of Bill #1096, with the following results: Ayes - Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - Flachsbart. Whereupon Mayor Leonard declared Bill #1096 approved, passed it and it became **ORDINANCE #1052.**

BILL #1097 ESTABLISHES A PLANNED ENVIRONMENT UNIT (PEU) SPECIAL PROCEDURE IN THE "R-3" 10,000 SQ. FT. RESIDENCE DISTRICT FOR AN 8.0 ACRE TRACT OF LAND LOCATED AT THE SOUTHWEST CORNER OF THE INTERSECTION OF OLIVE BOULEVARD (STATE HWY 340) AND WHITE ROAD (P.Z. 15-95, THE LEATHERS COMPANY) (PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for the first reading of Bill #1097. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1097 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for a second reading of Bill #1097. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1097 was read for the second time. A roll call vote was taken for passage and approval of Bill #1097, with the following results: Ayes -Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - Flachsbart. Whereupon Mayor Leonard declared Bill #1097 approved, passed it and it became **ORDINANCE #1053.**

BILL #1098 REPEALS ORDINANCE #319 IN ITS ENTIRETY AND CREATES A NEW ORDINANCE RELATING TO THE OPERATION OF HELICOPTERS WITHIN THE CITY LIMITS OF THE CITY OF CHESTERFIELD (PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for the first reading of Bill #1098. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1098 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Levinson, for a second reading of Bill #1098. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1098 was read for the second time. A roll call vote was taken for passage and approval of Bill #1098, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1098 approved, passed it and it became **ORDINANCE #1054.**

BILL #1099 REPEALS ORDINANCE #874 IN ITS ENTIRETY AND CREATES A NEW ORDINANCE PROVIDING FOR THE REPAIR, MAINTENANCE OR DEMOLITION OF BUILDINGS AND STRUCTURES WHICH ARE FOUND TO BE OF THREAT TO THE PUBLIC HEALTH AND SAFETY OF THE CITY OF CHESTERFIELD (PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for the first reading of Bill #1099. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1099 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Hilbert, for a second reading of Bill #1099. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1099 was read for the second time. A roll call vote was taken for passage and approval of Bill #1099, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1099 approved, passed it and it became **ORDINANCE #1055.**

BILL #1100 AMENDS CITY OF CHESTERFIELD ORDINANCE SECTION 1003.141 "C-6" OFFICE AND RESEARCH DISTRICT REGULATIONS BY PROVIDING FOR SPECIALIZED PRIVATE SCHOOLS WITH ASSOCIATED GROUP LIVING FACILITIES (DORMITORIES) AS CONDITIONAL USES (P.Z. 19-95, CITY OF CHESTERFIELD PLANNING COMMISSION) (PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for the first reading of Bill #1100. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1100 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for a second reading of Bill #1100. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1100 was read for the second time. A roll call vote was taken for passage and approval of Bill #1100, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays -

None. Whereupon Mayor Leonard declared Bill #1100 approved, passed it and it became **ORDINANCE #1056.**

BILL #1101 VACATES A PORTION OF A TEN (10) FOOT WIDE UTILITY EASEMENT ON LOT 41, GREEN TRAILS COUNTRY CLUB SUBDIVISION

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for the first reading of Bill #1101. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1101 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for a second reading of Bill #1101. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1101 was read for the second time. A roll call vote was taken for passage and approval of Bill #1101, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1101 approved, passed it and it became **ORDINANCE #1057.**

BILL #1102 PROVIDES FOR THE APPROVAL OF THE RESUBDIVISION PLAT LOT 5 OF CHESTERTON LANE SUBDIVISION, LOCATED ON THE NORTH SIDE OF CLAYTON ROAD AT CHESTERTON LANE (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for the first reading of Bill #1102. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1102 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for a second reading of Bill #1102. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1102 was read for the second time. A roll call vote was taken for passage and approval of Bill #1102, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1102 approved, passed it and it became **ORDINANCE #1058.**

BILL #1103 APPROVES A BOUNDARY ADJUSTMENT PLAT FOR A TRACT OF LAND IN U.S. SURVEY 102 TOWNSHIP 45 NORTH - RANGE 3 EAST, ST. LOUIS COUNTY, MISSOURI, LOCATED ON THE NORTH SIDE OF WILD HORSE CREEK ROAD, APPROXIMATELY 3,000 FT. WEST OF WILD HORSE PARKWAY

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for the first reading of Bill #1103. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1103 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for a second reading of Bill #1103. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1103 was read for the second time. A roll call vote was taken for passage and approval of Bill #1103, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1103 approved, passed it and it became **ORDINANCE #1059.**

BILL #1104 APPROVES THE BOUNDARY ADJUSTMENT PLAT FOR A TRACT OF LAND BEING LOT 4 OF SPIRIT 40 PARK AND ADJUSTED LOT 3 OF BOUNDARY ADJUSTMENT PLAT OF LOTS 1, 2 ND 3 OF SPIRIT 40 PARK; NORTH OF CHESTERFIELD AIRPORT ROAD, WEST OF SPIRIT 40 DRIVE

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for the first reading of Bill #1104. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1104 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for a second reading of Bill #1104. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1104 was read for the second time. A roll call vote was taken for passage and approval of Bill #1104, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1104 approved, passed it and it became **ORDINANCE #1060.**

BILL #1105 APPROVES THE BOUNDARY ADJUSTMENT PLAT FOR LOTS 45 AND 46 OF SOMERSET SUBDIVISION PLAT 2; NORTH OF WILD HORSE CREEK ROAD, EAST OF KEHRS MILL ROAD

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for the first reading of Bill #1105. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1105 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for a second reading of Bill #1105. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1105 was read for the second time. A roll call vote was taken for passage and approval of Bill #1105, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1105 approved, passed it and it became **ORDINANCE #1061.**

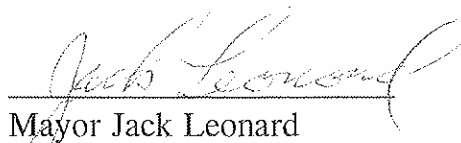
BILL #1106 PROVIDES FOR THE APPROVAL OF THE RESUBDIVISION PLAT OF LOTS 2 AND 3 OF ELBRIDGE PAYNE OFFICE PARK; SOUTHWEST QUADRANT OF I-64/U.S.40-61 AT CLARKSON ROAD (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for the first reading of Bill #1106. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1106 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for a second reading of Bill #1106. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1106 was read for the second time. A roll call vote was taken for passage and approval of Bill #1106, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1106 approved, passed it and it became **ORDINANCE #1062**.

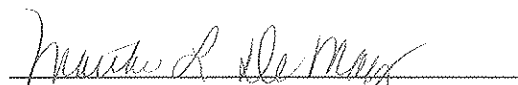
ADJOURNMENT

Mayor Leonard entertained a motion for adjournment. A motion was made by Councilmember Levinson, seconded by Councilmember Politte, to adjourn the meeting to go into Executive Session (Closed Meeting) for the purpose of discussing litigation (RSMo 610.021(1), property acquisition (RSMo 610.021(2) and personnel matters (RSMo 60.021(3) matters. A roll call vote was taken with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen, Tilley. The motion was declared passed. The meeting was adjourned at 9:55P.M.



Mayor Jack Leonard

ATTEST:



Martha L. DeMay, City Clerk