

RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT 16052 SWINGLEY RIDGE ROAD

July 16, 2001

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

A roll call was taken with the following results:

PRESENT

Mayor John Nations
Councilmember Barry Flachsbart
Councilmember Jane Durrell
Councilmember Barry Streeter
Councilmember Dan Hurt
Councilmember Mike Casey
Councilmember Mary K. Brown
Councilmember Charles Scheidt

ABSENT

None

Mayor Nations led those in attendance in the Pledge of Allegiance and in a moment of silent prayer.

APPROVAL OF MINUTES

The minutes of the June 18, 2001, City Council meeting were submitted for approval. On a motion by Councilmember Casey, seconded by Councilmember Durrell, the minutes were approved by a unanimous voice vote.

INTRODUCTORY REMARKS

Mayor Nations reminded Ward II residents to vote on Tuesday, August 7 for the Ward II Special Election. The three candidates, in order of ballot appearance, are Bruce Geiger, Patrick Flynn and Ben Murphy.

Mayor Nations next stated that the issue of hiring a consultant regarding Spirit Airport issues will be referred back to the Public Health and Safety Committee and that no action will be taken tonight regarding a pedestrian signal at Baxter Road and the JCCA.

COMMUNICATIONS AND PETITIONS

Wendy Geckeler, who resides at 26 Chesterfield Lakes, stated that a temporary gated emergency entrance from Old Clarkson Road to the proposed Chesterfield Ridge Development will have no impact on the traffic flow on Clarkson Road and that the vegetation buffer should be preserved (Bill No. 1970, P.Z. 6-2001, Chesterfield Ridge).

Dru Thomas, Chairperson of Old Clarkson Forest Committee on the Chesterfield Ridge Development, who resides at 15959 Quiet Oak Road, presented petitions requesting no through traffic on Old Clarkson Road, no widening of Old Clarkson Road and the preservation of trees and vegetation on Old Clarkson Road (Bill No. 1970, P.Z. 6-2001, Chesterfield Ridge).

Kathleen Nigro, who resides at 15975 Quiet Oak Road, opposed disturbing the existing trees and vegetation for the proposed Chesterfield Ridge development (Bill No. 1970, P.Z. 6-2001, Chesterfield Ridge).

Marshall Galliers, Trustee President of Old Clarkson Forest Subdivision, who resides at 1936 Rustic Oak, stated there is no opposition to a single gated emergency entrance but that entrance should be moved to an area of less slope to avoid disturbance of the vegetation buffer. Mr. Galliers also opposed widening of Old Clarkson Road (Bill No. 1970, P.Z. 6-2001, Chesterfield Ridge).

Ed Griesedieck, attorney for the petitioner, 1 City Centre, reported that Dave Nichols stated that a gated interim access is necessary for the development to be built (Bill No. 1970, P.Z. 6-2001, Chesterfield Ridge).

Bob Buck, Chairperson of the Parks, Recreation & Arts Citizens Advisory Committee, stated that this Committee revamped its Mission Statement and will vote to accept the change to the Mission Statement. Mr. Buck requested that the Mayor and City Council assist this Committee in addressing vacancies.

Rod Falgout, who resides at 1224 Hillcrest Field Drive, spoke in support of the proposal to hire a consultant regarding Spirit Airport issues.

Jack Selvaggi, who resides at 1230 Hillcrest Field Drive, spoke in support of the proposal to hire a consultant regarding Spirit Airport issues.

Carol McTavish, President of Spirit Neighbors for a Better Community, who resides at 17417 Country Lake Estates Ridge, spoke in support of the proposal to hire a consultant regarding Spirit Airport issues.

Michael J. Griffin, who resides at 16657 Chesterfield Manor Drive, opposed the proposal to hire a consultant regarding Spirit Airport issues.

Mike Horton, Trustee of Ladue Trails, who resides at 14151 Ladue Road, opposed MoDOT's loop proposal for the relocation of Highway 141.

Clare Laune, who resides at 16651 Caulks Creek Ridge in Wildwood, spoke in support of the proposal to hire a consultant regarding Spirit Airport issues.

Barbara Larimore, who resides at 18725 Wild Horse Creek Road, spoke in support of the proposal to hire a consultant regarding Spirit Airport issues.

Amy Graves, who resides at 1353 Chesterfield Estates Drive, spoke in support of the proposal to hire a consultant regarding Spirit Airport issues.

Craig Decker, who resides at 15518 Century Lake Drive, opposed the proposal to hire a consultant regarding Spirit Airport issues.

Karl Daubel, who resides at 15022 Willow Lake Court, spoke in support of the proposal to hire a consultant regarding Spirit Airport issues.

Lew Smith, who resides at 15950 Old Clarkson Road, addressed several issues in opposition to P.Z. 6-2001, Chesterfield Ridge Development.

Councilmember Brown expressed her appreciation for the citizens in attendance who live off of Old Clarkson Road and commended their willingness to work with the petitioner, the developer and the City on two zoning issues.

Jim Van Nest, Wildwood Ward I Councilman, who resides at 17120 Lafayette Trails Court in Wildwood, spoke in support of the proposal to hire a consultant regarding Spirit Airport issues.

Lee Wall, who resides at 14759 Plumas, opposed the proposal to hire a consultant regarding Spirit Airport issues. Mr. Wall reported that petitions with approximately 2,000 signatures from Ward II residents were submitted in December, 2000 regarding a proposal for the City to take over Conway Road from St. Louis County. Mr. Wall stated there has been no response from the City. Councilmember Streeter stated that City Council does respond to petitions. Councilmember Streeter further stated that City staff has spent a lot of time reviewing information on Conway Road and this will soon be reviewed by the Public Works/Parks Committee.

Laura Lueking, who resides at 15021 Conway Road, opposed MoDOT's proposed widening of Conway Road and Ladue Road in conjunction with the widening of Highway 141.

Clayton Hathaway, who resides at 112 High Valley Drive, expressed concerns regarding the Comprehensive Plan process currently underway.

Councilmember Brown made a motion, seconded by Councilmember Scheidt, to suspend the rules of Council to amend the agenda to address Bill Nos. 1968 (P.Z. 5-2001 Chesterfield Ridge) and 1970 (P.Z. 6-2001 Chesterfield Ridge) at this time. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

BILL NO. 1968 REQUESTS A CHANGE IN ZONING FROM “NU” NON-URBAN TO “R-5” 6,000 SQUARE FOOT RESIDENTIAL DISTRICT FOR 8.4 ACRES OF LAND LOCATED ON CLARKSON ROAD, SOUTH OF LEIMAN DRIVE (P.Z. 5-2001 CHESTERFIELD RIDGE) (SECOND READING – PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

Councilmember Scheidt made a motion, seconded by Councilmember Brown, for a second reading of Bill No. 1968. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1968 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1968, with the following results: Ayes - Casey, Scheidt, Streeter, Durrell, Flachsbart, Brown and Hurt. Nays – None. Whereupon Mayor Nations declared Bill No. 1968 approved, passed it and it became **ORDINANCE NO. 1762.**

BILL NO. 1970 ESTABLISHES A PLANNED ENVIRONMENT UNIT (PEU) SPECIAL PROCEUDRE IN THE “R-5” 6,000 SQUARE FOOT RESIDENTIAL DISTRICT FOR A 8.4 ACRE TRACT OF LAND LOCATED ON CLARKSON ROAD, SOUTH OF LEIMAN DRIVE (P.Z. 6-2001 CHESTERFIELD RIDGE) (SECOND READING – PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

Councilmember Scheidt made a motion, seconded by Councilmember Brown, for a second reading of Bill No. 1970. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1970 was read for the second time.

Councilmember Brown made a motion, seconded by Councilmember Scheidt, to amend Attachment A, Page 4, Section V.A., to replace 4.b. with: “Temporary gated emergency only access to the site shall be provided on Clarkson Road as directed by the City of Chesterfield and the Chesterfield Fire District. The temporary access shall be vacated at the time the parcels to the south (bounded by Clarkson Road, Old Clarkson Road and this development) are developed. At that time, alternative access may be required as directed by the City of Chesterfield and the Chesterfield Fire District. At no time shall more than two points of access be provided onto Clarkson Road.” Much discussion ensued. A roll call vote was taken for passage and approval of the amendment to Attachment A of Bill No. 1970, with the following results: Ayes – Durrell, Brown and Scheidt. Nays – Streeter, Flachsbart, Casey and Hurt. The motion failed.

Councilmember Brown made a motion, seconded by Councilmember Scheidt, to amend Page 4, V.A., 4.b by removing section 4.b which removes any reference to a gated temporary emergency access to this site. Councilmember Streeter stated that the effect of this amendment is that there would not be a temporary access anywhere and there would only be one entrance on Clarkson. Much discussion ensued. A roll call vote was taken for passage and approval of the amendment to eliminate section V.A., 4.b. of Attachment A, with the following results: Ayes - Brown and Scheidt. Nays – Casey, Streeter, Hurt, Flachsbar and Durrell. The motion failed.

Councilmember Brown made a motion, seconded by Councilmember Scheidt, to amend section V.A., 4b. as follows: “A gated temporary emergency access to this site shall be provided on Old Clarkson Road if directed by the City of Chesterfield and the Fire District. The entrance shall be approved by the City Council, the City of Chesterfield and the Chesterfield Fire District.” Councilmember Brown clarified Section 4b. as follows: “A gated temporary emergency access to this site shall be provided on Old Clarkson Road if directed by the City of Chesterfield and the Chesterfield Fire District. The location of the access shall be approved by the City Council, the City of Chesterfield and the Chesterfield Fire District.” A roll call vote was taken for passage and approval to amend section V.A., 4.b. of Attachment A of Bill No. 1970, with the following results: Ayes - Brown, Streeter, Scheidt, Durrell, Hurt, Flachsbar and Casey. Nays – None. The motion was declared passed.

Councilmember Brown made a motion, seconded by Councilmember Flachsbar, to amend the third sentence of section V.A., 4b. as follows: “The temporary access shall be vacated at the time the parcels to the south (bounded by Clarkson Road, Old Clarkson Road, and this development) are developed. At that time, alternative gated emergency only access via Old Clarkson Road may be required as directed by the City of Chesterfield and the Chesterfield Fire District.” A roll call vote was taken for passage and approval to amend the third sentence of section V.A., 4.b of Attachment A of Bill No. 1970, with the following results: Ayes: Casey, Hurt, Brown, Durrell, Streeter, Flachsbar and Scheidt. Nays – None. The motion was declared passed.

Councilmember Brown made a motion, seconded by Councilmember Scheidt, to amend Page 6, section 6.b. to add the following paragraph: “The vegetation buffer on Old Clarkson Road must be preserved in the City’s right of way and may not be disturbed without specific Council approval. This includes the dedicated additional 10 feet as referred to in 5.d. The buffer may be disturbed only for utility connections and the detention basin. If the existing vegetation buffer on Old Clarkson Road in these two areas cannot be preserved, a 10-foot dense landscape strip shall be provided along Old Clarkson Road.” Discussion ensued.

City Attorney Beach read the proposed wording for this amendment: “The vegetation buffer on Old Clarkson Road must be preserved in the City’s right of way and may not be disturbed without the specific approval of City Council. This includes the dedicated additional right of way as referred to in 5.d. The buffer may be disturbed only for utility

connections, the detention basins and the emergency access, or as approved by the City Council. If the existing vegetation buffer on Old Clarkson Road in these three areas cannot be ...(return to b.).” A roll call vote was taken for passage and approval to amend Page 6, section 6.b. of Attachment A, with the following results: Ayes: Brown, Hurt, Durrell, Scheidt, Streeter, Flachsbart and Casey. Nays – None. The motion was declared passed.

A roll call vote was taken for passage and approval of Bill No. 1970, as amended, with the following results: Ayes: Streeter, Casey, Flachsbart, Hurt and Durrell. Nays – Brown and Scheidt. The motion was declared passed.

Councilmember Streeter made a motion, seconded by Councilmember Hurt, to suspend the rules of Council to amend the agenda to address the Public Health and Safety Committee item regarding the proposal to hire a consultant regarding Spirit Airport issues. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Casey made a motion, seconded by Councilmember Streeter to refer the issue of the proposal to hire a consultant regarding Spirit Airport issues back to the Public Health and Safety Committee. Discussion followed.

Councilmember Flachsbart made a motion, seconded by Councilmember Scheidt, to amend this motion to include direction to staff to attempt to identify other attorneys used by cities to do similar work. Discussion ensued. A voice vote was taken with a unanimous affirmative result and the amendment to the motion was declared passed.

A voice vote was taken on the original motion, as amended, to refer the issue of the proposal to hire a consultant regarding Spirit Airport issues back to the Public Health and Safety Committee, with an affirmative result (Councilmember Scheidt voted “No”), and the motion was declared passed

APPOINTMENTS

Mayor Nations nominated Bryant Conant for re-appointment to the Architectural Review Board. Councilmember Casey made a motion, seconded by Councilmember Durrell, to re-appoint Bryant Conant for a two-year term to the Architectural Review Board. A voice vote was taken with an affirmative result (Councilmember Streeter and Scheidt were absent from the dais) and the motion was declared passed. Mr. Conant’s term will expire May 15, 2003.

Mayor Nations nominated Richard Skoff for re-appointment to the Police Personnel Board. Councilmember Flachsbart made a motion, seconded by Councilmember Hurt, to re-appoint Richard Skoff for a three-year term to the Police Personnel Board. A voice vote was taken with an affirmative result (Councilmember Streeter and Scheidt were absent from the dais) and the motion was declared passed. Mr. Skoff’s term will expire August 15, 2004.

Mayor Nations called for a recess at 9:10 p.m.

Mayor Nations reconvened the meeting at 9:20 p.m.

COUNCIL COMMITTEE REPORTS

Public Health and Safety Committee

Councilmember Mike Casey, Chairperson of the Public Health and Safety Committee, reported that Bill No. 1977, which approves yield signs on Federal Way at Clarkson Woods Drive, will be considered for adoption under the “Legislation” portion of the agenda.

Councilmember Casey next reported that Bill No. 1980 (adopts amendments to the building code, electrical code, plumbing code and mechanical code as amended by St. Louis County), Bill No. 1981 (removes stop signs on Edison Avenue and places stop signs on Goddard Avenue, at its intersection with Edison Avenue), Bill No. 1982 (designates Edison Avenue as a through street), and Bill No. 1983 (designates Goddard Avenue, north of Edison Avenue, as a through street) will be read for the first time under the “Legislation” portion of the agenda.

Planning and Zoning Committee

Councilmember Charles Scheidt, Chairperson of the Planning and Zoning Committee, reported that Bill No. 1972 (P.Z. 15-2001, Chesterfield Two Development), will be considered for adoption under the “Legislation – Planning Commission” portion of the agenda.

Councilmember Scheidt next reported that Bill No. 1985 (P.Z. 14-2001, Valley Partners), will be read for the first time under the “Legislation – Planning Commission” portion of the agenda.

Councilmember Scheidt next reported that Resolution No. 274 amends the City of Chesterfield Comprehensive Plan. Councilmember Flachsbart made a motion, seconded by Councilmember Casey, to hold Resolution No. 274 until the next City Council meeting. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Scheidt next reported a recommendation to install a pedestrian signal at Baxter Road at the JCCA. Councilmember Scheidt made a motion, seconded by Councilmember Brown, to hold the recommendation to install a pedestrian signal at Baxter Road at the JCCA until the next City Council meeting. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Scheidt next reported that Bill No. 1987 (P.Z. 07-2001, THF Technology Park II) will be read for the first time under the “Legislation – Planning Commission” portion of the agenda.

Councilmember Scheidt next reported that Bill No. 1988 (approves boundary plat for Chesterfield Grove, Lot 1A) and Bill No. 1989 (approves record plat for Appaloosa Way) will be considered for adoption under the “Legislation – Planning Commission” portion of the agenda.

Councilmember Scheidt announced that the next meeting of this Committee has been scheduled for July 19 at 5:30 p.m.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that Director of Finance and Administration Jan Hawn had confirmed that the Charter Commission, originally established in the year 2000, had submitted a budget of \$50,000, which was approved by City Council. During Fiscal Year 2000, the Charter Commission actually expended \$30,053.02. During Fiscal Year 2001, the Charter Commission expended \$25,149.38. At the end of Fiscal Year 2000, all remaining funds in the Charter Commission budget lapsed over to fund reserves. As a result, City Council needs to approve a re-allocation of \$25,150 from fund reserves to cover the entire expense of \$55,202.40 incurred by the Charter Commission.

Councilmember Hurt made a motion, seconded by Councilmember Scheidt, to approve the budget transfer from fund reserves in the amount \$25,150, in order to cover the entire expense incurred by the Charter Commission, during Fiscal Year 2001. Councilmember Casey asked for clarification on the Charter Commission exceeding their budget by \$5,000 and asked if staff reviewed the Charter Commission’s expenses. City Administrator Herring responded that staff reviewed all of the budget categories established by the Charter Commission. Councilmember Casey asked if all of the printing, binding, etc. bids were competitively bid. City Administrator Herring responded that the Charter Commission established their own rules on how to spend funds. The City’s capacity was to review submitted expenses to determine if they fell within the categories established by the Charter Commission for expending \$50,000. The City did not attempt to control how the Charter Commission conducted business since this is beyond the City’s scope because they are independently commissioned by the citizens. Councilmember Brown asked if the Charter Commission currently has unpaid bills of \$25,000. City Administrator Herring responded that all Charter Commission bills have been paid. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that proposals were recently sought from a variety of firms for financial advisory services. Based upon the recommendation submitted by Director of Finance and Administration Jan Hawn, he joined with her in recommending acceptance of the proposal submitted by Stern Brothers and Company to serve as its Financial Advisor. Ms. Michelle M. Bock, Senior Vice President, will serve as the City’s primary

and direct contact for all interactions involving the Financial Advisor. Councilmember Hurt made a motion, seconded by Councilmember Casey, to approve the recommendation that the City hire Stern Brothers and Company to serve as its Financial Advisor. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that bids were recently sought for landscaping of the grounds surrounding the new Government Center and for maintenance of those landscaped areas. Based upon the review of these bids by S. M. Wilson, the Construction Manager, and Mr. Geisel, Mr. Herring joined with them in recommending a bid be awarded to Land Design in an amount not to exceed \$456,621. This bid exceeds that original estimate by just over \$88,000. Adequate funds exist within the total project budget, to cover this expense, due to savings realized in previous bid packages. City Administrator Herring stated that the original estimate for this portion of work totaled \$368,611. City Administrator Herring recommended that the bid alternate for contractual grounds maintenance services, which will be funded through the annual operating budget of the City, be approved and a contract be awarded to Land Design for those services. Councilmember Casey made a motion, seconded by Councilmember Streeter, to approve the contract to Land Design, in an amount not to exceed \$456,621, for landscaping of the grounds surrounding the new Government Center and for maintenance of those landscaped areas in the new Government Center. City Administrator Herring stated for the record that the landscape plan for the Government Center went through the entire process of review, as would be required for any developer/builder of a comparably sized building/lot in Chesterfield and that the Planning Commission approved this landscape plan. The plantings/landscaping plan meets or exceeds every element of landscaping requirements established by the City of Chesterfield. Councilmember Hurt asked City Administrator Herring for the status of the budget for the new Government Center. City Administrator Herring responded that this project is below the total budget and this is continually checked with Director of Finance and Administration Jan Hawn and Director of Public Works/City Engineer Mike Geisel. 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. 1977 AMENDS ORDINANCE NO. 35, SCHEDULE VII OF THE ORDINANCES OF THE CITY OF CHESTERFIELD BY ADDING A PROVISION FOR A YIELD SIGN AT THE INTERSECTION OF CLARKSON WOODS DRIVE AND FEDERAL WAY THERETO (**SECOND READING – PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL**)

Councilmember Casey made a motion, seconded by Councilmember Flachsbart, for a second reading of Bill No. 1977. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1977 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1977, with the following results: Ayes – Brown, Flachsbart, Scheidt, Durrell, Casey, Streeter and Hurt. Nays – None. Whereupon Mayor Nations declared Bill No. 1977 approved, passed it and it became **ORDINANCE NO. 1764.**

BILL NO. 1980 ADOPTS AND ENACTS THE AMENDMENTS TO THE BUILDING CODE, ELECTRICAL CODE, PLUMBING CODE AND MECHANICAL CODE AS AMENDED BY ST. LOUIS COUNTY (**FIRST READING – PUBLIC HEALTH AND SAFETY COMMITTEE**)

Councilmember Casey made a motion, seconded by Councilmember Streeter, for the first reading of Bill No. 1980. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1980 was read for the first time.

BILL NO. 1981 AMENDS ORDINANCE NO. 35, SCHEDULE VI OF THE ORDINANCES OF THE CITY OF CHESTERFIELD BY DELETING A PROVISION FOR STOP SIGNS ON EDISON AVENUE AT THE INTERSECTION OF EDISON AVENUE AND GODDARD AVENUE AND ADDING A PROVISION FOR STOP SIGNS ON GODDARD AVENUE AT THE INTERSECTION OF EDISON AVENUE AND GODDARD AVENUE THERETO (**FIRST READING – PUBLIC HEALTH AND SAFETY COMMITTEE**)

Councilmember Casey made a motion, seconded by Councilmember Streeter, for the first reading of Bill No. 1981. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1981 was read for the first time.

BILL NO. 1982 AMENDS ORDINANCE NO. 35, SCHEDULE V OF THE ORDINANCES OF THE CITY OF CHESTERFIELD BY DELETING EDISON AVENUE, EAST OF GODDARD AVENUE, AND ADDING EDISON AVENUE TO SAID SCHEDULE V (**FIRST READING – PUBLIC HEALTH AND SAFETY COMMITTEE**)

Councilmember Casey made a motion, seconded by Councilmember Streeter, for the first reading of Bill No. 1982. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1982 was read for the first time.

BILL NO. 1983 AMENDS ORDINANCE NO. 35, SCHEDULE V OF THE ORDINANCES OF THE CITY OF CHESTERFIELD BY ADDING GODDARD AVENUE, NORTH OF EDISON AVENUE TO SAID

SCHEDULE V (**FIRST READING** – PUBLIC HEALTH AND
SAFETY COMMITTEE)

Councilmember Casey made a motion, seconded by Councilmember Streeter, for the first reading of Bill No. 1983. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1983 was read for the first time.

BILL NO. 1972 AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN “M-3” PLANNED INDUSTRIAL DISTRICT TO A “PC” PLANNED COMMERCIAL DISTRICT FOR A 3.7 ACRE TRACT OF LAND LOCATED SOUTH OF CHESTERFIELD AIRPORT ROAD, WEST OF BAXTER ROAD, AND EAST OF THE BOULEVARD (P.Z. 15-2001 THE CHESTERFIELD TWO DEVELOPMENT) (**SECOND READING** – PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

Councilmember Scheidt made a motion, seconded by Councilmember Brown, for a second reading of Bill No. 1972. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1972 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1972, with the following results: Ayes – Hurt, Scheidt, Streeter, Brown, Durrell, Flachsbart and Casey. Nays – None. Whereupon Mayor Nations declared Bill No. 1972 approved, passed it and it became **ORDINANCE NO. 1765**.

BILL NO. 1985 REQUESTS A CHANGE OF ZONING FROM “C-8” PLANNED COMMERCIAL DISTRICT TO “PC” PLANNED COMMERCIAL DISTRICT FOR 15.841 ACRES OF LAND LOCATED NORTH OF CHESTERFIELD AIRPORT ROAD ACROSS FROM PUBLIC WORKS DRIVE (P.Z. 14-2001 VALLEY PARTNERS) (**FIRST READING** – PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

Councilmember Scheidt made a motion, seconded by Councilmember Brown, for the first reading of Bill No. 1985. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1985 was read for the first time.

BILL NO. 1987 REQUESTS A CHANGE OF ZONING FROM A “NU” NON-URBAN DISTRICT TO A “PI” PLANNED INDUSTRIAL DISTRICT, FOR A 21.643 ACRE TRACT OF LAND LOCATED SOUTH OF CHESTERFIELD AIRPORT ROAD AND EAST OF PUBLIC WORKS DRIVE (P.Z. 07-2001 THE TECHNOLOGY PARK II) (**FIRST READING** – PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

Councilmember Scheidt made a motion, seconded by Councilmember Brown, for the first reading of Bill No. 1987. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1987 was read for the first time.

BILL NO. 1988 APPROVES A BOUNDARY ADJUSTMENT PLAT OF LOT 1A, FORMERLY LOTS 1 AND 2, OF CHESTERFIELD GROVE, MORE PARTICULARLY DESCRIBED AS A 2.83 ACRE TRACT OF LAND IN U.S. SURVEY 2031, TOWNSHIP 45 NORTH, RANGE 4 EAST, ST. LOUIS COUNTY, MISSOURI (**FIRST AND SECOND READINGS - PLANNING COMMISSION RECOMMENDS APPROVAL**)

Councilmember Scheidt made a motion, seconded by Councilmember Brown, for the first reading of Bill No. 1988. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1988 was read for the first time.

Councilmember Scheidt made a motion, seconded by Councilmember Brown, for a second reading of Bill No. 1988. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1988 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1988, with the following results: Ayes – Casey, Scheidt, Flachsbart, Durrell, Hurt, Streeter and Brown. Nays - None. Whereupon Mayor Nations declared Bill No. 1988 approved, passed it and it became **ORDINANCE NO. 1766**.

BILL NO. 1989 PROVIDES FOR THE APPROVAL OF THE 9.44 ACRE RECORD PLAT, TRUST INDENTURES, WARRANTY DEED AND ESCROW AGREEMENT FOR APPALOOSA WAY SUBDIVISION, AN “E-2” ESTATE RESIDENTIAL DISTRICT LOCATED ON WILDHORSE CREEK ROAD (**FIRST AND SECOND READINGS - PLANNING COMMISSION RECOMMENDS APPROVAL**)

Councilmember Scheidt made a motion, seconded by Councilmember Brown, for the first reading of Bill No. 1989. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1989 was read for the first time.

Councilmember Scheidt made a motion, seconded by Councilmember Brown, for a second reading of Bill No. 1989. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1989 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1989, with the following results: Ayes – Hurt, Scheidt, Durrell, Casey, Streeter, Flachsbart and Brown. Nays - None. Whereupon Mayor Nations declared Bill No. 1989 approved, passed it and it became **ORDINANCE NO. 1767**.

Mayor Nations entertained a motion regarding the City Council meeting on August 6. Councilmember Casey made a motion, seconded by Councilmember Scheidt, to cancel

the August 6 City Council meeting if it is unnecessary. City Administrator Herring stated that there has been a long-standing policy of Council that City Council meetings that are scheduled prior to an election are not held. Councilmember Hurt pointed out that the necessity of that policy is based upon incumbents running in the election and this election only involves the filling of a vacancy. Councilmember Streeter stated the August 6 City Council meeting should be held for the benefit of the petitioner. A voice vote was taken with a negative result. Mayor Nations declared the motion failed.

ADJOURNMENT

Mayor Nations entertained a motion to adjourn the meeting. Councilmember Scheidt made a motion to adjourn the meeting. Councilmember Flachsbart seconded the motion. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. The meeting was adjourned at 9:40 p.m.

Mayor John Nations

ATTEST:

Judith A. Naggia, Deputy City Clerk