



RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD
AT 922 ROOSEVELT PARKWAY
JUNE 19, 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 Alan Politte
Councilmember Mike Cullen
Councilmember Linda Tilley

ABSENT

Councilmember Dan Hurt

The Pledge of Allegiance was led by Mayor Jack Leonard.

Mayor Jack Leonard led the City Council in prayer.

APPROVAL OF MINUTES

The minutes of the May 15, 1995, City Council meeting were submitted for approval. A motion was made by Councilmember Hilbert, seconded by Councilmember Tilley, to approve the minutes. A voice vote was taken with an affirmative result (Councilmember Cullen "Abstained") and the motion was declared passed.

INTRODUCTORY REMARKS

Mayor Jack Leonard recognized Chief of Police Ray Johnson who presented Chesterfield Police Department Citizen Service Citations to Michael Reid and Timothy Pounds, employees of Chesterfield's restaurant, and Joseph Donnelly and James Morrissey, patrons at the restaurant. These individuals were heroically involved in the arrest of an individual alleged to have robbed several restaurants throughout the metropolitan area, including Pizzeria Uno in Chesterfield.

Mayor Leonard nominated Michael Casey for reappointment to the Planning Commission and nominated Robert Grant and Allen Yaffe as new members of the Planning Commission. All three (3) terms will expire June 7, 1999. A motion was made by Councilmember Politte, seconded by Councilmember Levinson, to approve reappointment of Michael Casey and appointment of Robert Grant and Allen Yaffe as members of the Planning Commission. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mayor Leonard next nominated Leon Kravetz for reappointment to the Board of Adjustment and Carol Kenney as an alternate to the Board of Adjustment. Mr. Kravetz' and Ms. Kenney's terms expire on June 1, 2000. A motion was made by Councilmember Hilbert, seconded by Councilmember Politte, to approve reappointment of Leon Kravetz and appointment of Carol Kenney, as an alternate, to the Board of Adjustment. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mayor Leonard next nominated Patrick Dolan to fill the unexpired term of Don Seiler as a member of the Finance and Administration Citizens Advisory Committee and also nominated John Nesbitt as a member of this Committee. Their terms expire April 15, 1998. A motion was made by Councilmember Cullen, seconded by Councilmember Tilley, to approve the appointment of Patrick Dolan and John Nesbitt to the Finance and Administration Citizens Advisory Committee. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mayor Leonard next nominated Chris Barry to the Public Works Board of Variance. Mr. Barry's term will expire August 21, 2000. A motion was made by Councilmember Politte, seconded by Councilmember Tilley, to reappoint Chris Barry as a member of the Public Works Board of Variance. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

COMMUNICATIONS AND PETITIONS

Mr. Al Michenfelder, attorney representing McDonald's Corporation, expressed his support for Bill #1088.

Mr. Norman Roden, traffic engineer for McDonald's Corporation, expressed his support for Bill #1088.

Mr. Mike Powers, representing the petitioner (McDonald's Corporation), expressed his support for Bill 088.

Mr. Jim Cooper, who resides at 334 Nantucket Drive, expressed his support for Bill #1088.

Mr. Mark Bredenkoetter, real estate broker for McDonald's, expressed his support for Bill #1088. He also presented a petition containing 934 signatures of individuals who support a new McDonald's at 5500 Olive Boulevard.

Mr. Tom Elfrink, manager of IREMCO, Inc., expressed his opposition to passage of Bill #1088.

Ms. Teri Cohn, who resides at 915 Peach Hill Lane, expressed her opposition to passage of Bill #1088.

Dr. Theo Korakianitis, who resides at 27 Chesterfield Lakes, expressed his support for good development in Chesterfield and urged the City to proceed with the Lane Kendig study.

COUNCIL COMMITTEE REPORTS

Public Health and Safety

Councilmember Colleen Hilbert, Chairperson of the Public Health and Safety Committee, reported that the Committee had recommended approval of the policy established regarding the criteria for stop sign requests, with slight changes. A motion was made by Councilmember Hilbert, seconded by Councilmember Levinson, to reaffirm the stop sign request policy, with slight changes. A voice vote was taken with an affirmative result (Councilmember Flachsbart voted "No") and the motion was declared passed.

Councilmember Hilbert next announced that the Traffic Task Force will hold a Public Meeting on June 21, 1995, at 7:00 P.M. During the course of discussion, it was noted that the recommendations from the Traffic Task Force will come directly to City Council for approval.

Councilmember Hilbert next reported that Bill #'s 962 and 1075 - 1077 will be considered for adoption under the Legislation portion of the agenda. She noted that Bill #1075 concerns a stop sign request that meets all the criteria contained within the stop sign policy as recommended by the Committee.

Councilmember Hilbert next reported that at a recent Neighborhood Watch Chairpersons meeting, concern had been voiced regarding Laclede Gas Company's policy allowing meter readers to use their unmarked personal vehicles while reading meters in subdivisions. These vehicles, which are parked on subdivision streets, cause concern to the residents and are often reported to police as "suspicious". As a result, the Committee voted unanimously to direct City Administrator Herring to send a letter to representatives of Laclede Gas requesting their employees have some type of identifying signage on or in their employee's vehicles while they are working in Chesterfield.

Councilmember Hilbert next reported that the Committee voted to recommend amendment of the City policy in reference to flowers to add the Police Reserve Unit to those who receive flowers or charitable contributions in the event of a family member's death. In addition, the Committee voted to amend the policy to include the sending of flowers to employees and Reserve Police Officers when in the hospital for major illnesses at the discretion of the administrative staff.

Councilmember Hilbert announced that the next meeting of this Committee has been scheduled for June 29, 1995, at 6:30 P.M.

Planning and Zoning

Councilmember Ed Levinson, Chairperson of the Planning and Zoning Committee, reported that Bill #'s 1084 - 1088 will be considered for adoption under the Legislation portion of the agenda. Discussion ensued with regard to Bill #1088, P.Z. 5-95, McDonald's Corporation. A motion was made by Councilmember Cullen, seconded by Councilmember Hilbert, to amend Bill #1088 to change the closing time from Sunday through Thursday to 10:30 P.M. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Levinson next reported that the Committee voted to recommend approval of a policy such that amendments to existing ordinances and petitions considered by the Planning Commission and either approved or denied by a unanimous vote should be forwarded directly to City Council, but that any Councilmember may, prior to City Council action, request the matter be referred back to the Planning and Zoning Committee. The Department is to advise the Councilmembers within the Ward where the project is located as to items being forwarded to the Council from the Planning Commission by a unanimous vote. It was noted that if the process does not work, changes could be made. In the Work Session, Council further clarified the policy by stating that a the vote of the Planning Commission required for this process to occur is 3/4 votes of those members present, with a minimum of five (5) votes before an amendment to an existing ordinance or petition could be forwarded to City Council directly, by-passing the Planning and Zoning Committee. On a motion by Councilmember Cullen, seconded by Councilmember Hilbert, this proposed policy was approved by a vote of 6 - 1, with Councilmember Flachsbart voting "No".

Councilmember Levinson next reported that Resolution #186 provides for the destruction of microfilmed files within the Planning Department. A motion was made by Councilmember Levinson, seconded by Councilmember Politte, to adopt Resolution #186. 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 July 6, 1995, at 5:00 P.M.

Public Works/Parks

Councilmember Alan Politte, Chairperson of the Public Works/Parks Committee, reported that Bill #'s 1074, 1078 - 1083 will be considered for adoption under the Legislation portion of the agenda. Councilmember Politte stated that passage of Bill #1078 would approve a contract with Booker Associates for the next phase of the Chesterfield Valley Special Area Management Plan. This phase of the project will cost \$307,000. Upon adoption of Bill #1078, action will need to be taken to transfer \$307,000 from the \$1,000,000 escrow account set aside for Chesterfield Valley improvements. In addition, Councilmember Politte moved to amend Bill #1083 to state that the nine-member Commission could not include elected officials nor paid City Staff. The motion was seconded by Councilmember Levinson. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. A motion was then made by Councilmember Cullen, seconded by Councilmember Politte, to delete the word

"expertise" in Section 7 of Bill #1083. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Politte next announced that the Site Plan for the Public Works Maintenance Facility had recently been approved by the Planning Commission. He announced that a ground-breaking ceremony has been scheduled for Sunday, August 6, 1995, at 2:00 P.M. on the site of the proposed facility.

Councilmember Politte next reported that Resolution #188 authorizes approval of an Intergovernmental Cooperation Agreement for Parkway School district for installation of fiber-optic cable within the City. This will allow the school district to link each of their facilities via fiber optic cable. A motion was made by Councilmember Politte, seconded by Councilmember Streeter, to adopt Resolution #188. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Politte announced that the next meeting of this Committee has been scheduled for June 27, 1995, at 7:30 P.M.

Finance and Administration

Councilmember Linda Tilley, Chairperson of the Finance and Administration Committee, reported that Resolution #187 authorizes the offering for sale of lease obligations of the City of Chesterfield regarding a new Public Works Maintenance Facility. The annual cost to the City will be \$235,000, for twenty (20) years; however, the first year's payment will not be due until 1996, thus having no negative impact on the City's current budget. In addition, the Committee voted to recommend scheduling a special meeting of City Council on July 11, 1995, at 12:00 Noon, to officially approve the sale of these bonds. A motion was made by Councilmember Tilley, seconded by Councilmember Hilbert, to adopt Resolution #187. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Tilley next reported that the Committee voted unanimously to recommend that City Council award the banking bid to First National Bank of St. Louis for the next three (3) years and that Boatmen's National Bank of St. Louis be designated as a backup bank, if needed by the City. A motion was made by Councilmember Levinson, seconded by Councilmember Streeter, to award the banking bid to First National Bank of St. Louis for the next three (3) years. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Tilley next reported that proposed policy regarding reconsideration voting at the Committee level has been sent back to the Finance and Administration Committee for further review.

Councilmember Tilley next reported that Bill #1072 and Bill #1089 will be considered for adoption under the Legislation portion of the Council agenda.

Councilmember Tilley announced that the next meeting of this Committee has been scheduled for July 19, 1995, at 5:30 P.M.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that bids were recently sought for the purchase of a 6-inch diesel pump to be purchased on a 50/50 cost-sharing basis with the Chesterfield Industrial Park. City Council had previously approved transfer of the City's share for this purchase from the Valley Escrow Fund. Mr. Herring recommended, based on Mr. Geisel's analysis and recommendation, that City Council approve the bid submitted by Pat Kelley's Equipment, totaling \$10,382.50. The cost to the City of Chesterfield shall be \$5,191.25. Mr. Herring noted that no purchase will be made until the indemnity/hold harmless agreement has been executed by the Industrial Park Trustees and a check in the amount of \$5,191.25 has been returned to the City. A motion was made by Councilmember Tilley, seconded by Councilmember Levinson, to award the bid to Pat Kelley's Equipment, totaling \$10,382.50, for the purchase of a 6-inch diesel pump. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that Assistant City Engineer Bonnie Hubert has negotiated with Leritz, a successful 1994 bidder for all asphalt overlay work within the City, to extend their 1994 bid price for all 1995 work. It has been ascertained that the price for asphalt has actually increased since the bid award in 1994; however, the contractor has agreed to maintain the current price of \$16.50/ton for all work undertaken during 1995. Based upon the recommendation submitted by Mr. Geisel and Finance Director Jan Hawn,, Mr. Herring recommended that City Council approve a change order with Leritz, totaling \$160,000, for all asphaltic overlays to be undertaken during 1995. A motion was made by Councilmember Levinson, seconded by Councilmember Politte, to approve the change order with Leritz for the additional for 1995 asphalt overlay work. A voice vote was taken with a unanimous affirmative result and the motion as declared passed.

Mr. Herring next reported that the Chamber of Commerce has recently announced the publication of its upcoming 1995 edition of Community Magazine. The cost of the ad will be \$1,595. An amount of \$1,600 has been budgeted for this project. A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, to approve the cost of the ad and to include a change in the ad to contain the City Mission Statement. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, to forego City Council approving the renewal liquor license applications. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. I was noted that passage of Bill #1089 would authorize the City Administrator to handle approvals administratively.

Mr. Herring recognized City Clerk Marty DeMay for recently being installed as President of the Missouri City Clerks and Finance Officers Association - Eastern Division.

NEW BUSINESS

Councilmember Levinson expressed his disappointment on the recent Post Dispatch article which did not accurately interpret the judge's decision with regard to the C.A.I.R. lawsuit. He distributed copies of a letter written by City Attorney Doug Beach which summarizes the judge's opinion.

LEGISLATION

BILL #1072 REPEALS SECTION 11 OF ORDINANCE #433 REGARDING THE TRANSFER OF BUSINESS LICENSES AND SUBSTITUTING THEREFORE A NEW SECTION AUTHORIZING STAFF TO APPROVE THE TRANSFER OF BUSINESS LICENSES (**SECOND READING** - FINANCE AND ADMINISTRATION COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Tilley, seconded by Councilmember Streeter, for a second reading of Bill #1072. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1072 was read for the second time. A roll call vote was taken for passage and approval of Bill #1072, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1072 approved, passed it and it became **ORDINANCE #1033**.

BILL #1074 PERTAINS TO THE ACCEPTANCE OF PUBLIC STREETS WITHIN PRINCETON GATE SUBDIVISION IN 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 #1074. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1074 was read for the second time. A roll call vote was taken for passage and approval of Bill #1074, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1074 approved, passed it and it became **ORDINANCE #1035**.

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 (**FIRST READING** - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Hilbert, seconded by Councilmember Cullen, for the first 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 first time.

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 ON THE EAST SIDE OF JUSTUS POST AT THE INTERSECTION OF CHESTERFIELD PARKWAY (**FIRST READING** - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)

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

ILL #1077 IMPOSES AND COLLECTS AN ADDITIONAL COURT COST ON ALL ORDINANCE VIOLATIONS FILED IN THE MUNICIPAL DIVISION OF THE CITY OF CHESTERFIELD TO BE REMITTED TO DOMESTIC VIOLENCE SHELTERS LOCATED IN ST. LOUIS COUNTY, MISSOURI (**FIRST AND SECOND READINGS** - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Hilbert, seconded by Councilmember Cullen, for the first reading of Bill #1077. A voice vote was taken with an affirmative result (Councilmembers Flachsbart and Levinson voted "No") and the motion was declared passed. Bill #1077 was read for the first time.

A motion was made by Councilmember Hilbert, seconded by Councilmember Politte, to suspend the rules of Council to have both the first and second readings of this proposed ordinance at this Council meeting. A voice vote was taken with an affirmative result (Councilmembers Flachsbart and Levinson voted "No") and the motion was declared passed.

A motion was made by Councilmember Hilbert, seconded by Councilmember Tilley, for a second reading of Bill #1077. A voice vote was taken with an affirmative result (Councilmembers Flachsbart and Levinson voted "No") and the motion was declared passed. Bill #1077 was read for the second time. A roll call vote was taken for passage and approval of Bill #1077, with the following results: Ayes - Hilbert, Streeter, Cullen and Tilley. Nays - Flachsbart, Levinson, Politte. Whereupon Mayor Leonard declared Bill #1077 approved, passed it and it became **ORDINANCE #1043**.

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

A motion was made by Councilmember Hilbert, seconded by Councilmember Politte, for the first reading of Bill #962. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #962 was read for the first time.

BILL #1078 APPROVES A CONTRACT WITH BOOKER ASSOCIATES IN THE AMOUNT OF \$307,000 FOR THE DEVELOPMENT OF A SPECIAL AREA MANAGEMENT PLAN FOR THE CHESTERFIELD VALLEY (**FIRST AND SECOND READINGS** - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Politte, seconded by Councilmember Levinson, for the first reading of Bill #1078. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1078 was read for the first time.

. motion was made by Councilmember Politte , seconded by Councilmember Levinson, to suspend the rules of Council to have both the first and second readings 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 Politte, seconded by Councilmember Levinson, for a second reading of Bill #1078. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1078 was read for the second time. A roll call vote was taken for passage and approval of Bill #1078, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1078 approved, passed it and it became **ORDINANCE #1036**.

A motion was then made by Councilmember Politte, seconded by Councilmember Hilbert, to transfer \$307,000 from the \$1,000,000 escrow set aside for Valley/levee improvements. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

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

A motion was made by Councilmember Politte, seconded by Councilmember Levinson, for the first 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 first time.

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

A motion was made by Councilmember Politte, seconded by Councilmember Cullen, for the first 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 first time.

BILL #1081 APPROVES THE INSTALLATION OF FIRE HYDRANTS WITHIN
INSITUFORM MID-AMERICA, LOCATED IN THE CITY OF CHESTERFIELD
(**FIRST AND SECOND READINGS - PUBLIC WORKS/PARKS COMMITTEE
RECOMMENDS APPROVAL**)

motion was made by Councilmember Politte, seconded by Councilmember Cullen, for the first reading of Bill #1081. A voice vote was taken with a unanimous affirmative result and the motion was declared

passed. Bill #1081 was read for the first time.

A motion was made by Councilmember Politte, seconded by Councilmember Levinson, for a second reading of Bill #1081. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1081 was read for the second time. A roll call vote was taken for passage and approval of Bill #1081, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1081 approved, passed it and it became **ORDINANCE #1037**.

BILL #1082 AUTHORIZES THE ACCEPTANCE OF A PARCEL OF LAND CONTAINING APPROXIMATELY 15.32 ACRES BEING DONATED TO THE CITY OF CHESTERFIELD BY MICELI DEVELOPMENT COMPANY (**FIRST AND SECOND READINGS - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL**)

A motion was made by Councilmember Politte, seconded by Councilmember Levinson, for the first reading of Bill #1082. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1082 was read for the first time.

A motion was made by Councilmember Politte, seconded by Councilmember Levinson, to suspend the rules of Council to have both the first and second readings 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 Politte, seconded by Councilmember Levinson, for a second reading of Bill #1082. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1082 was read for the second time. A roll call vote was taken for passage and approval of Bill #1082, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1082 approved, passed it and it became **ORDINANCE #1038**.

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

A motion was made by Councilmember Politte, seconded by Councilmember Levinson, for the first 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 first time.

BILL #1089 AMENDS ORDINANCE #53 RELATING TO THE SALE OF INTOXICATING LIQUOR BY AUTHORIZING THE CITY ADMINISTRATOR TO APPROVE THE RENEWAL OF LIQUOR LICENSES AND ORDINANCE #631, SECTION II, AS IT RELATES TO THE REVOCATION OF LICENSES (**FIRST AND SECOND READINGS - FINANCE AND ADMINISTRATION COMMITTEE**

RECOMMENDS APPROVAL)

A motion was made by Councilmember Tilley, seconded by Councilmember Flachsbart, to suspend the rules of Council to have both the first and second readings 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 Tilley, seconded by Councilmember Cullen, for the first reading of Bill #1089. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1089 was read for the first time.

A motion was made by Councilmember Tilley, seconded by Councilmember Cullen, for a second reading of Bill #1089. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1089 was read for the second time. A roll call vote was taken for passage and approval of Bill #1089, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1089 approved, passed it and it became **ORDINANCE #1034**.

LEGISLATION - PLANNING COMMISSION

BILL #1084 AMENDS THE CITY OF CHESTERFIELD ZONING ORDINANCE SECTION 1003.168, SIGN REGULATIONS (P.Z. 11-93, CITY OF CHESTERFIELD PLANNING COMMISSION; AMENDMENT OF SIGN REGULATIONS- INFORMATION/BUSINESS SIGNS IN "FP" FLOOD PLAIN, "PS" PARK AND SCENIC, "NU" NON-URBAN, AND ALL "R" RESIDENCE DISTRICTS) (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for the first reading of Bill #1084. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1084 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for a second reading of Bill #1084. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1084 was read for the second time. A roll call vote was taken for passage and approval of Bill #1084, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1084 approved, passed it and it became **ORDINANCE #1039**.

BILL 1085 AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN "NU" NON-URBAN DISTRICT AND "FPNU" FLOOD PLAIN NON-URBAN DISTRICT TO "R-1" 1 ACRE RESIDENCE DISTRICT AND "FPR-1" FLOOD PLAIN 1 ACRE RESIDENCE DISTRICT FOR A 6.9 ACRE TRACT OF LAND LOCATED ON THE EAST SIDE OF KEHRS MILL ROAD, APPROXIMATELY 100 FT. SOUTH OF THE TERMINUS OF COUNTRYSIDE MANOR PARKWAY (P.Z. 12-95, WINDSOR

DEVELOPMENT - MILLWOOD COMMONS) (PLANNING COMMISSION
RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for the first reading of Bill #1085. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1085 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for a second reading of Bill #1085. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1085 was read for the second time. A roll call vote was taken for passage and approval of Bill #1085, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1085 approved, passed it and it became **ORDINANCE #1040**.

BILL #1086 ESTABLISHES A PLANNED ENVIRONMENT UNIT (PEU) IN AN "R-1" 1
ACRE RESIDENCE DISTRICT AND "FPR-1" FLOOD PLAIN 1 ACRE
RESIDENCE DISTRICT FOR A 6.9 ACRE TRACT OF LAND LOCATED ON
THE EAST SIDE OF KEHRS MILL ROAD, APPROXIMATELY 100 FT.
SOUTH OF THE TERMINUS OF COUNTRYSIDE MANOR PARKWAY (P.Z.
13-95, WINDSOR DEVELOPMENT - MILLWOOD COMMONS) (PLANNING
COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for the first reading of Bill #1086. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1086 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Politte, for a second reading of Bill #1086. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1086 was read for the second time. A roll call vote was taken for passage and approval of Bill #1086, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1086 approved, passed it and it became **ORDINANCE #1041**.

BILL #1087 APPROVES A BOUNDARY ADJUSTMENT PLAT FOR LOTS 5 AND 15 OF
CHESTERTON LANE SUBDIVISION PLAT II; NORTH OF CLAYTON ROAD
AT CHESTERTON LANE

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for the first reading of Bill #1087. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1087 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Politte, for a second reading of Bill #1087. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1087 was read for the second time. A roll call vote was taken for passage and approval of Bill #1087, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter,

Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1087 approved, passed it and it became **ORDINANCE #1042.**

BILL #1088 AMENDS ST. LOUIS COUNTY ORDINANCE #7430 WHICH GOVERNS A 1.42 ACRE TRACT OF LAND IN THE "C-8" PLANNED COMMERCIAL DISTRICT, LOCATED ON THE SOUTH SIDE OF OLIVE BOULEVARD, APPROXIMATELY 400 FT. NORTHEAST OF CHESTERFIELD PARKWAY NORTH (P.Z. 5-95, MCDONALD'S CORPORATION) (PLANNING COMMISSION RECOMMENDS DENIAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for the first reading of Bill #1088, as amended. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1088 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for a second reading of Bill #1088. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1088 was read for the second time, as amended. A roll call vote was taken for passage and approval of Bill #1088, with the following results: Ayes - Cullen. Nays - Flachsbart, Hilbert, Levinson, Streeter, Politte. Abstained - Tilley. Whereupon Mayor Leonard declared Bill #1088 **DEFEATED.**

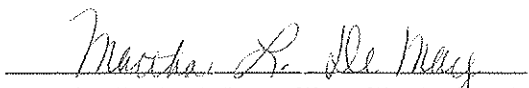
ADJOURNMENT

A motion was made by Councilmember Hilbert, seconded by Councilmember Tilley, 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 9:20 P.M.



Mayor Jack Leonard

ATTEST:



Martha L. DeMay, City Clerk OMC