



RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT 690 CHESTERFIELD PARKWAY WEST

June 17, 2002

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

A roll call was taken with the following results:

PRESENT

ABSENT

Mayor John Nations
Councilmember Barry Flachsbart
Councilmember Jane Durrell
Councilmember Barry Streeter
Councilmember Bruce Geiger
Councilmember Dan Hurt
Councilmember Mike Casey
Councilmember Mary K. Brown
Councilmember Connie Fults

None

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

APPROVAL OF MINUTES

The minutes of the June 3, 2002, City Council meeting were submitted for approval. Councilmember Brown made a motion, seconded by Councilmember Casey, to approve the City Council minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

INTRODUCTORY REMARKS

Mayor Nations announced that City Hall would be closed July 4th in observance of Independence Day.

Mayor Nations next announced that the City Council meeting normally held on July 1 was not scheduled due to the July 4th holiday, but instead City Council would hold a Parks Survey Workshop that evening at 6 p.m. The next City Council meeting has been scheduled for July 15 at 7 p.m.

Mayor Nations next announced that Spirit of St. Louis Airport has scheduled a meeting on Thursday, June 20, at 7 p.m. to discuss the Noise Impact Study, which St. Louis County is initiating..

Mayor Nations next invited those in attendance to participate in the Concert in the Park on June 18 with the St. Louis Symphony in concert.

COUNCIL COMMITTEE REPORTS

Public Works/Parks Committee

Councilmember Barry Flachsbart, Chairperson of the Public Works/Parks Committee, reported that Bill No. 2079 (authorizes an agreement with Missouri-American Water Company for acceptance of a water main in the right-of-way of Edison Avenue) will be read for the first time and that Bill No. 2080 (approves fire hydrants in the Villas at Ladue Bluffs) will be considered for adoption under the “Legislation” portion of the agenda.

Councilmember Flachsbart next reported that the proposed change to the policy for use of City Hall has been held for further review.

Planning and Zoning Committee

Councilmember Dan Hurt, Chairperson of the Planning and Zoning Committee, reported that Bill No. 2077 (P.Z. 30-2001, Westchester), Bill No. 2081 (boundary adjustment plat for Brookhill Estates, Plat One), Bill No. 2082 (record plat for the Courts II Subdivision), Bill No. 2083 (record plat for the Estates at Pacland Place Subdivision) and Bill No. 2084 (subdivision plat for Chesterfield Ridge) will be considered for adoption under the “Legislation – Planning Commission” portion of the agenda.

Councilmember Hurt announced that the next meeting of this Committee has been scheduled for June 20 at 5:30 p.m.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that bids were recently sought for sidewalk replacement projects throughout the City. Mr. Herring noted that he supported with Director of Public Works/City Engineer Mike Geisel in recommending award of a contract to SBC Contracting in an amount not to exceed \$100,000. The FY2002 Budget provides \$200,000 for sidewalk replacement projects. Councilmember Casey made a motion, seconded by Councilmember Streeter, to award the contract to SBC Contracting in an amount not to exceed \$100,000 for sidewalk replacement throughout the City. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that the City had received a liquor license request from Bahama Breeze, located at 550 Chesterfield Center, to serve all kinds of liquor by the drink for consumption on the premises and Sunday sales. Both the Police and Planning Departments have approved this application. Councilmember Casey made a motion, seconded by Councilmember Streeter, to approve issuance of this liquor license. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that East Coast Pizza, located at 17304 Chesterfield Airport Road, has requested a liquor license to serve beer and wine for consumption on the premises and Sunday sales. Both the Police and Planning Departments have approved this liquor license request. Councilmember Brown made a motion, seconded by Councilmember Casey, to approve the liquor license. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

LEGISLATION

BILL NO. 2079 AUTHORIZES THE CITY ADMINISTRATOR TO ENTER INTO AN AGREEMENT WITH MISSOURI-AMERICAN WATER COMPANY FOR THE CONSTRUCTION AND ACCEPTANCE OF WATER MAINS AND RELATED FACILITIES WITHIN THE RIGHT-OF-WAY FOR EDISON AVENUE (**FIRST READING – PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL**)

Councilmember Flachsbart made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2079. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2079 was read for the first time.

BILL NO. 2080 APPROVES THE INSTALLATION OF FIRE HYDRANTS IN VILLAS AT LADUE BLUFFS SUBDIVISION, LOCATED WITHIN THE CITY OF CHESTERFIELD (**FIRST AND SECOND READINGS - PUBLIC WORKS/PARKS COMMITTEE**)

Councilmember Flachsbart made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2080. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2080 was read for the first time.

Councilmember Flachsbart made a motion, seconded by Councilmember Casey, for a second reading of Bill No. 2080. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2080 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 2080, with the following results: Ayes – Fults, Durrell, Flachsbart, Casey, Streeter, Brown, Geiger and Hurt. Nays - None. Whereupon, Mayor Nations declared Bill No. 2080 approved, passed it and it became **ORDINANCE NO. 1855**.

LEGISLATION – PLANNING COMMISSION

BILL NO. 2077 AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES ON AN “NU” NON-URBAN DISTRICT TO AN “E-3” ESTATE ½ ACRE RESIDENCE DISTRICT FOR 7.49 ACRES OF LAND LOCATED SOUTH OF WILDHORSE CREEK ROAD, EAST OF KEHRS MILL ROAD, AND WEST OF WILSON ROAD (P.Z. 30-2001 – WESTCHESTER) (**SECOND READING – PLANNING COMMISSION RECOMMENDS APPROVAL**)

Councilmember Hurt made a motion, seconded by Councilmember Streeter, for a second reading of Bill No. 2077. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Councilmember Hurt then made a motion, seconded by Councilmember Streeter, to amend Bill No. 2077, Section 2 to read as follows: “City Council does hereby amend the original petition filed by Levinson Homes, P.Z. 30-2001, with the requirements that no more than ten (10) lots be developed and with the following conditions: Lot 10 as identified in Exhibit B adjacent to Wild Horse Creek Road be a minimum one acre and that this lot size may include common ground; set backs for houses on Lots 1 and 10 of Exhibit B shall be fifty (50) feet from Wild Horse Creek Road right-of-way and the lots adjacent to Wild Horse Creek Road shall have a landscape buffer placed in common ground.” A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2077 was then read for the second time, as amended. A roll call vote was taken for passage and approval of Bill No. 2077, with the following results: Ayes – Streeter, Casey, Hurt, Geiger and Durrell. Nays – Brown, Fults and Flachsbart. Whereupon, Mayor Nations declared Bill No. 2077 approved, passed it and it became **ORDINANCE NO. 1856**.

BILL NO. 2081 APPROVES A BOUNDARY ADJUSTMENT PLAT OF LOT 74 AND LOT 75 OF BROOKHILL ESTATES, PLAT ONE, MORE PARTICULARLY DESCRIBED AS A TRACT OF LAND BEING RECORDED IN PLAT BOOK 308, PAGES 1-4, OF ST. LOUIS COUNTY, LOCATED WITHIN THE CITY OF CHESTERFIELD

**(FIRST AND SECOND READINGS – PLANNING
COMMISSION RECOMMENDS APPROVAL)**

Councilmember Hurt made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2081. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2081 was read for the first time.

Councilmember Hurt made a motion, seconded by Councilmember Casey, for a second reading of Bill No. 2081. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2081 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 2081, with the following results: Ayes – Geiger, Hurt, Fults, Durrell, Brown, Casey, Flachsbart and Streeter. Nays - None. Whereupon, Mayor Nations declared Bill No. 2081 approved, passed it and it became **ORDINANCE NO. 2057.**

BILL NO. 2082 PROVIDES FOR THE APPROVAL FOR A 3-ACRE RECORD PLAT, ESCROW AGREEMENT, WARRANTY DEED AND TRUST INDENTURES FOR THE COURTS II SUBDIVISION, AND AN “R-3” RESIDENTIAL DISTRICT, LOCATED ON THE COURTS DRIVE, SOUTH OF KEHRS MILL ROAD (**FIRST AND SECOND READINGS – PLANNING COMMISSION RECOMMENDS APPROVAL**)

Councilmember Hurt made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2082. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2082 was read for the first time.

Councilmember Hurt made a motion, seconded by Councilmember Casey, for a second reading of Bill No. 2082. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2082 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 2082, with the following results: Ayes – Durrell, Geiger, Casey, Hurt, Streeter, Fults, Brown and Flachsbart. Nays - None. Whereupon, Mayor Nations declared Bill No. 2082 approved, passed it and it became **ORDINANCE NO. 1858.**

BILL NO. 2083 PROVIDES FOR THE APPROVAL OF THE RECORD PLAT FOR THE ESTATES AT PACLAND PLACE SUBDIVISION, A 37.022 ACRE TRACT OF LAND ZONED “NU” NON-URBAN DISTRICT, LOCATED ON THE WEST SIDE OF KEHRS MILL ROAD, NORTH OF PACLAND RIDGE PLACE, AND SOUTH OF COUNTRYSIDE MANOR PARKWAY (**FIRST AND SECOND READINGS – PLANNING COMMISSION RECOMMENDS APPROVAL**)

Councilmember Hurt made a motion, seconded by Councilmember Casey, for the first reading of Bill No.2083. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2083 was read for the first time.

Councilmember Hurt made a motion, seconded by Councilmember Casey, for a second reading of Bill No.2083. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2083 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 2083, with the following results: Ayes – Streeter, Hurt, Fults, Durrell, Casey, Flachsbart, Geiger and Brown. Nays - None. Whereupon, Mayor Nations declared Bill No. 2083 approved, passed it and it became **ORDINANCE NO. 1859.**

BILL NO. 2084 PROVIDES FOR THE APPROVAL OF THE SUBDIVISION PLAT, TRUST INDENTURES AND ESCROW AGREEMENT FOR CHESTERFIELD RIDGE, AN 8.4 ACRE TRACT OF LAND BEING SUBDIVIDED INTO 31 SINGLE-FAMILY ATTACHED UNITS, LOCATED ON CLARKSON ROAD, SOUTH OF LEIMAN DRIVE (**FIRST AND SECOND READINGS – PLANNING COMMISSION RECOMMENDS APPROVAL**)

Councilmember Hurt made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2084. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2084 was read for the first time.

Councilmember Hurt made a motion, seconded by Councilmember Casey, for a second reading of Bill No. 2084. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2084 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 2084, with the following results: Ayes – Geiger, Streeter, Durrell, Brown, Flachsbart, Fults, Hurt and Casey. Nays - None. Whereupon, Mayor Nations declared Bill No. 2084 approved, passed it and it became **ORDINANCE NO. 1860.**

ADJOURNMENT

Mayor Nations adjourned the meeting at 7:23 p.m.

Mayor John Nations

ATTEST:

Martha L. DeMay, City Clerk

