RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT 922 ROOSEVELT PARKWAY, JUNE 17, 1991

The meeting was called to order at 7:00 P.M.

A roll call was taken with the following results:

PRESENT	ABSENT
Mayor Jack Leonard	None
Councilmember Betty Hathaway	
Councilmember Nancy Greenwood	
Councilmember Susan Clarke	
Councilmember Jade Gardner Bute	
Councilmember Dan Hurt	
Councilmember Alan Politte	
Councilmember Dick Hrabko	
Councilmember Linda Tilley	

The Pledge of Allegiance was led by Mayor Jack Leonard.

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

The minutes of the June 3, 1991, meeting were submitted for approval. A motion was made by Councilmember Bute, seconded by Councilmember Hathaway, to approve the minutes. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed.

COMMUNICATIONS AND PETITIONS

Mr. Royce Engel, who resides at 135 Ridgecrest, expressed his concerns with the proposed Chesterfield Valley Study and the development of the Chesterfield Valley in general.

Ms. Anne Englert, who resides at 2015 Lynnbay Court, expressed her concerns with the development of Chesterfield Valley. Comments were made by Councilmembers Hathaway and Hrabko in response to statements made by Ms. Englert.

Mr. Terry Wunderlerlich, who resides at 16 Foxhunt, expressed her support for Bill #590 and the need to protect family cemetaries located within the City of Chesterfield.

INTRODUCTORY REMARKS - MAYOR JACK LEONARD

Mayor Jack Leonard announced that a Concert in the Park has been scheduled for June 18, 1991, at 7:00 P.M. The concerts are held at Faust Park. County Executive Buzz Westfall will be the guest conductor.

Mayor Leonard next announced that Chesterfield Days has been scheduled for June 21 - 23, 1991. This event will take place on the campus of Logan College of Chiropractic. The opening ceremony has been scheduled for 6:00 P.M. Mayor Leonard urged all residents to attend this event.

COUNCIL COMMITTEE REPORTS

Planning/Economic Development

Councilmember Betty Hathaway, Chairperson of the Planning/Economic Development Committee, reported that Bill #'s 593, 594, 595, 596 and 597 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Hathaway next announced that a Public Hearing has been scheduled for 6:30 P.M. on Monday, July 15, 1991, with regard to updating the Comprehensive Plan. It was noted that due to the Public Hearing being scheduled at this time, the Council Work Session will be scheduled for 5:00 P.M. on July 15.

Councilmember Hathaway reported that meetings with Subdivision Trustees from the eastern annexation area will be scheduled after Labor Day. Meetings with businesses from this area will also occur after Labor Day.

Councilmember Hathaway reported that a request to vacate an easement in the Westerly Subdivision has been received by the City of Chesterfield. A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, to refer this request to Staff for review. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hathaway announced that the next two (2) meetings of the Planning Commission have been scheduled for July 8, 1991, and August 12, 1991, respectively. In addition, she announced that Mary Domahidy has been elected Chairperson, Mary Browne, Vice-Chairperson and Walter Scruggs, Secretary.

Councilmember Hathaway announced that the next meeting of PED Committee has been scheduled for June 19, 1991, at 5:30 P.M. The Chesterfield Valley Study Committee has been scheduled to meet at 6:00 P.M. that same date. In addition, Councilmember Hathaway announced that the Economic Development Ad Hoc Study Committee has been scheduled to meet June 20, 1991, at 3:30 P.M.

Public Works/Parks

Councilmember Jade Gardner Bute, Chairperson of the Public Works/Parks Committee, reported that City Council approved unanimously a name change, as submitted by Councilmember Alan Politte, for the Public Works/Parks Advisory Committee. The new name of this Committee be Parks, Recreation and Arts Citizens Advisory Committee.

Councilmember Bute reported that Bill #589, regarding time restrictions for residential/commercial construction, was scheduled for consideration for adoption under the Legislation portion of the agenda. As a result of much discussion in the Work Session, a motion was made by Councilmember Bute, seconded by Councilmember Greenwood, to refer Bill #589 back to the Public Works/Parks Committee for further review. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Bute next reported that Bill #'s 590 and 591, concerning violations with regard to family cemeteries and historical sites, are scheduled for consideration for adoption under the Legislation portion of the agenda.

Councilmember Bute next reported that Bill #592, establishing a process for issuance of citations for violations of Ordinance #541 (solid waste), is scheduled for consideration for adoption under the Legislation portion of the agenda. However, as a result of much discussion in the Work Session, a motion was made by Councilmember Bute, seconded by Councilmember Politte, to refer Bill #593 back to the Public Works/Parks Committee for further review. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Bute next reported that a change order has been initiated to expand the scope of work on the 1991 Capital Street Improvement Project. As authorized by City Council, City Administrator Mike Herring has approved the additional work as follows: Ridgemeadow at Stonecrest, Schoettler Valley, Country Ridge at Winterhaven, Timberhill, and Kehrs Mill Farm.

Councilmember Bute next reported that Bill #587, regarding the installation of fire hydrants, is scheduled for consideration for adoption under the Legislation portion of the agenda.

Councilmember Bute announced the next meeting of this Committee has been scheduled for July 18, 1991, at 7:30 A.M.

Public Health and Safety

Councilmember Alan Politte, Chairperson of the Public Health and Safety Committee, reported that Bill #585, regarding amendments to the No Smoking Ordinance, will be considered for adoption under the Legislation portion of the agenda. During the Work Session, a change was made to Bill #585 by deleting Section 2 and the words relating to same in the title of the ordinance. In addition, the issue of smoking adjacent to gasoline pumps was referred back to the Public Health and Safety

Committee for further review.

Councilmember Politte next reported on the Communication Services Contract between the City of Chesterfield and St. Louis County. The Committee recommends that City Council approve the sale of the City of Chesterfield Police Department's communication-related computer equipment to St. Louis County and that the final payments being made by the City of Chesterfield for this equipment be credited against future monthly charges to be paid to St. Louis County for dispatching. This totals $2,742.12. A motion was made by Councilmember Politte, seconded by Councilmember Bute, to approve the sale of this equipment to St. Louis County. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Politte next reported that the Committee voted unanimously to direct City Administrator Herring to send a letter to St. Louis County Department of Highways and Traffic with regard to additional markings along Eatherton Road and Old Olive to clearly delineate and warn motorists of the curves in these roads.

Councilmember Politte announced that Councilmember Susan Clarke, liaison to the Drug/Alcohol Abuse Task Force, has advised that a new chairperson has been elected by the Committee. Barbara Fulton has been elected the new Chairperson.

Councilmember Politte next reported that the Board of Police Commissioners are in the process of studying the Americans with Disabilities Act and its impact on the City of Chesterfield, when it takes effect July, 1992.

Councilmember Politte next reported that Clarkson Valley is requesting that the City of Chesterfield develop a proposal for providing police services to the City of Clarkson Valley. Once this request is submitted in written form, Staff is authorized to develop a proposal for providing police services and submit same to the Committee for review.

Councilmember Politte announced that the next meeting of this Committee has been scheduled for July 18, 1991, at 7:30 A.M.

Finance and Administration

Councilmember Linda Tilley, Chairperson of the Finance and Administration Committee, reported that bids were recently sought for banking services for the City of Chesterfield. Banking services have been provided, since incorporation of the City, by Mark Twain Bank. The best proposal, in Finance Director Jan Hawn's estimation, was submitted by Commerce Bank. The Committee recommends that City Council approve the proposal submitted by Commerce Bank for Chesterfield's banking services, for the next three (3) years. A motion was made by Councilmember Tilley, seconded by Councilmember Greenwood, to accept Commerce Bank's proposal to provide banking services for the City of Chesterfield for a three year period. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Tilley announced that the next meeting of this Committee has been scheduled for

June 8, 1991, at 7:30 A.M.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that bids had been sought in order to obtain the best price for the purchase of rock, sand and soil, delivered to the City of Chesterfield Public Works garage. After reviewing the proposals received, Finance Director Jan Hawn, Director of Public Works/City Engineer Bill Hawn and Mr. Herring recommend that the bid submitted by St. Charles Quarry be approved by City Council. The current budget contains $46,625, which will be used to purchase materials at the bid price submitted by St. Charles Quarry, on an as-needed basis. A motion was made by Councilmember Bute, seconded by Councilmember Greenwood, to accept the bid submitted by St. Charles Quarry. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that bids had been sought in order to obtain the best price for hot and cold asphaltic mix and asphalt and sealing materials. Having reviewed the proposals received, Finance Director Jan Hawn, Director of Public Works/City Engineer Bill Hawn and Mr. Herring recommend that City Council approve the bid submitted by Fred Weber for the purchase of hot and cold asphaltic mix. In addition, it was recommended that the bid submitted by Missouri Petroleum be approved for the purchase of U.P.M. asphalt. The prices contained in the bid will be used by the Department of Public Works to purchase materials up to the budgeted amount of $40,500, on an as-needed basis. A motion was made by Councilmember Bute, seconded by Councilmember Greenwood, to accept the bids submitted by Fred Weber and Missouri Petroleum. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that police uniforms/shoes are replaced on an annual basis, only as needed by individual officers. Complete uniform replacements are not purchased annually, with the exception of complete uniforms for newly-hired individuals. Bids were recently sought for the purchase of uniform items. Based upon the recommendation submitted by Finance Director Jan Hawn and Chief of Police Ray Johnson, Mr. Herring recommended that the bids submitted by Leon Uniform for the purchase of standard uniforms and the bid submitted by Law Enforcement Equipment for the purchase of police shoes be approved by City Council. A motion was made by Councilmember Bute, seconded by Councilmember Greenwood, to accept the bids as recommended. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that bids were recently received for the purchase of uniforms for the Public Works employees. Due to the nature of their work, the budget for each fiscal year includes an amount to enable a full and complete replacement of uniforms issued to each of the employees on an annual basis. Based upon bids submitted and the recommendations of Finance Director Jan Hawn and Director of Public Works/City Engineer Bill Hawn, Mr. Herring recommends that the bid submitted by Todd Uniform be approved by City Council. A motion was made by Councilmember Bute, seconded by Councilmember Greenwood, to accept the bid as submitted by Todd Uniform. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that twelve (12) renewal liquor license applications, one (1) new liquor license application and one (1) temporary liquor license application have been received. Mr. Herring stated that the Wildwood Phillips 66 station has recently had incidents regarding minor violations, as well as on two (2) occasions violations with regard to the sale of alcohol to minors. Chief of Police Ray Johnson has met with the manager of this establishment stressing the severity of the situation. However, this application as well as all other liquor license applications submitted were reviewed and approved by Chief of Police Ray Johnson and Director of Planning/Economic Development Jerry Duepner. A motion was made by Councilmember Politte, seconded by Councilmember Hurt, to approve the liquor license requests. A roll call vote was taken with the following results: Ayes - Greenwood, Bute, Clarke, Hurt, Politte, Hrabko (abstained on voting for Blayney's), Tilley. Nays - Hathaway. The motion was declared passed. Councilmember Bute stated that in the Work Session a motion had been unanimously passed by City Council that Chief of Police Ray Johnson report on the activities/conduct of the Wildwood Phillips 66 station every thirty (30) days for one (1) year.

Mr. Herring next reported that every year at this time, a budget amendment is necessary to transfer funds in the amount of $23,477.00 from Fund Reserve and place it in the operating budget to cover outstanding purchase orders. After some discussion, a motion was made by Councilmember Greenwood, seconded by Councilmember Clarke, to defer action on the budget transfer until the next City Council meeting, due to the fact that this item had not been included on the agenda. A roll call vote was taken with the following results: Ayes - Hathaway, Greenwood, Bute, Clarke, Hurt, Politte, Tilley. Nays - Hrabko. The motion was declared passed.

Mr. Herring next reported that the City of Chesterfield has received an application from West County Cab Company to operate a taxicab company. Mr. Herring stated that the application was not complete and that insurance had not been secured. Therefore, Mr. Herring could not recommend approval of the taxicab license. City Attorney Doug Beach pointed out that, according to the ordinance, the City Administrator has the authority to approve or disapprove taxicab licenses. In addition, Mr. Beach stated that West County Cab Company could appeal Mr. Herring's decision within ten (10) days after the ruling of the City Administrator. If an appeal was forthcoming, the decision to grant a license to West County Cab would be made by the Public Health and Safety Committee.

Mr. Herring announced that the Government Center would be closed July 4, 1991, in observance of Independence Day.

LEGISLATION

BILL #585AMENDS CODE SECTION 21-107, TO ALLOW SMOKING AT SPECIFIC STORES LOCATED WITHIN THE CITY OF CHESTERFIELD

A motion was made by Councilmember Politte, seconded by Councilmember Hrabko, for the first reading of Bill #585 as amended by deleting Section 2 with regard to fuel dispensing areas. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #585 was read for the first time.

A motion was made by Councilmember Politte, seconded by Councilmember Hrabko, for a second reading of Bill #585. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #585 was read for the second time. A roll call vote was taken for passage and approval of Bill #585, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #585 approved, passed it and it became ORDINANCE #583.

BILL #587 APPROVES THE INSTALLATION OF FIRE HYDRANTS WITHIN THE CITY OF CHESTERFIELD

A motion was made by Councilmember Bute, seconded by Councilmember Greenwood, for the first reading of Bill #587. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #587 was read for the first time.

A motion was made by Councilmember Bute, seconded by Councilmember Hrabko, for a second reading of Bill #587. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #587 was read for the second time. A roll call vote was taken for passage and approval of Bill #587, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #587 approved, passed it and it became ORDINANCE #584.

BILL #590RELATES TO THE CRIME OF VANDALIZING PUBLIC, PRIVATE AND ABANDONED FAMILY CEMETERIES WITHIN THE CITY LIMITS OF THE CITY OF CHESTERFIELD

A motion was made by Councilmember Bute, seconded by Councilmember Greenwood, for the first reading of Bill #590. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #590 was read for the first time.

A motion was made by Councilmember Bute, seconded by Councilmember Tilley, for a second reading of Bill #590. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #590 was read for the second time. A roll call vote was taken for passage and approval of Bill #590, with the following results: Ayes - Hathaway, Greenwood, Bute, Hurt, Politte, Hrabko and Tilley. Nays - Clarke. Whereupon Mayor Leonard declared Bill #590 approved, passed it and it became ORDINANCE #585.

BILL #591RELATES TO THE CRIME OF VANDALIZING LOCAL, STATE AND/OR FEDERALLY DESIGNATED HISTORICAL SITE(S) WITHIN THE CITY LIMITS OF THE CITY OF CHESTERFIELD

A motion was made by Councilmember Bute, seconded by Councilmember Greenwood, for the first reading of Bill #591. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #591 was read for the first time.

A motion was made by Councilmember Bute, seconded by Councilmember Hrabko, for a second

reading of Bill #591. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #591 was read for the second time. A roll call vote was taken for passage and approval of Bill #591, with the following results: Ayes - Hathaway, Greenwood, Bute, Hurt, Politte, Hrabko and Tilley. Nays - Clarke. Whereupon Mayor Leonard declared Bill #591 approved, passed it and it became ORDINANCE #586.

LEGISLATION - PLANNING COMMISSION

BILL #593AMENDS ORDINANCE #7014 OF ST. LOUIS COUNTY AS AMENDED BY RESOLUTION #2331 OF ST. LOUIS COUNTY CHANGING THE ZONING FROM "NU" (NON-URBAN) AND "M-3" PLANNED INDUSTRIAL UNIT TO AN "M-3" PLANNED INDUSTRIAL DISTRICT AND AMENDED "M-3" PLANNED INDUSTRIAL DISTRICT ON THE NORTH SIDE OF CHESTERFIELD AIRPORT ROAD EAST OF OLIVE STREET ROAD (P.Z. 9-91, JPR CORPORATION)

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #593. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #593 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for a second reading of Bill #593. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #593 was read for the second time. A roll call vote was taken for passage and approval of Bill #593, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #593 approved, passed it and it became ORDINANCE #587.

BILL #594AMENDS THE CITY OF CHESTERFIELD ZONING ORDINANCE BY CREATING A COMMERCIAL SERVICE PROCEDURE IN THE "NU" (NON-URBAN) DISTRICT FOR A .77 ACRE PARCEL OF PROPERTY LOCATED ON THE EAST SIDE OF OLIVE BOULEVARD NORTH OF WHITE PLAINS DRIVE (P.Z. 10-89, EDWARD J. SHAHEEN, JR.)

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #594. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #594 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #594. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #594 was read for the second time. A roll call vote was taken for passage and approval of Bill #594, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #594 approved, passed it and it became ORDINANCE #588.

BILL #595PROVIDES FOR THE APPROVAL OF A LARGE LOT SUBDIVISION RECORD

PLAT ON THE EAST SIDE OF EATHERTON LANE, NORTH OF WILD HORSE CREEK ROAD (VALLEY PLACE SUBDIVISION)

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #595. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #595 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #595. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #595 was read for the second time. A roll call vote was taken for passage and approval of Bill #595, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #595 approved, passed it and it became ORDINANCE #589.

BILL #596APPROVES THE RECORD PLAT FOR THE COOKSHIRE SUBDIVISION LOCATED ON THE NORTH SIDE OF CONWAY ROAD AT COOKSHIRE DRIVE

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #596. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #596 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for a second reading of Bill #596. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #596 was read for the second time. A roll call vote was taken for passage and approval of Bill #596, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #596 approved, passed it and it became ORDINANCE #590.

BILL #597APPROVES THE RECORD PLAT FOR CROWN INDUSTRIAL PARK - PLAT 6

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #597. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #597 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #597. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #597 was read for the second time. A roll call vote was taken for passage and approval of Bill #597, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #597 approved, passed it and it became ORDINANCE #591.

ADJOURNMENT

A motion was made by Councilmember Bute, seconded by Councilmember Greenwood, that the

meeting be adjourned. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. The meeting was adjourned at 8:05 P.M.

Mayor Jack Leonard

ATTEST:

Martha L. DeMay, City Clerk