RECORD OF PROCEEDING

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

June 3, 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	None
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	

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

APPROVAL OF MINUTES

The minutes of the May 20, 2002, City Council meeting were submitted for approval. Councilmember Casey made a motion, seconded by Councilmember Fults, 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 Spirit of St. Louis Airport in St. Louis County would be conducting an airport noise and land use compatibility study. Many entities that have an interest in the airport may jointly participate in the formulation of specific proposals for noise abatement. The public is invited to a public meeting concerning the study on June 20 from 7 – 9 p.m. at City Hall. Input is invited and encouraged concerning specific noise related issues that may be addressed in the study.

Mayor Nations next announced that the first of the series of Concerts in the Park sponsored by the Chesterfield Chamber of Commerce will be June 11at Faust Park.

Mayor Nations next announced that a public meeting would take place at City Hall on June 5 at 7 p.m. with the Parks Consultant to review with the public the survey results of the parks survey.

Mayor Nations next wished Councilmember Barry Streeter a very Happy Birthday.

COMMUNICATIONS AND PETITIONS

Stacey Morse, Executive Director of Chesterfield Arts, introduced herself to the Mayor and Council and invited everyone to visit The Barn and enjoy the many exhibits.

Mary Ann Smythe, who resides at 17041 Wild Horse Creek Road, opposed Bill No. 2077, P.Z. 30-2001.

Rob Epstein, 101 Hanley Road, represented Levinson Homes and supported Bill No. 2077, P.Z. 30-2001.

Stephanie Macaluso, who resides at 1514 Pacland Place, opposed Bill No. 2077, P.Z. 30-2001 because it did not meet the criteria of the West Area Study, Comprehensive Plan and the Tree Plan.

APPOINTMENTS

Mayor Nations next placed the names of Eric Winschel in nomination and Glen Bogard for re-nomination to serve as members of the Chesterfield TIF Commission. Councilmember Casey made a motion, seconded by Councilmember Geiger, to approve both nominations. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Their 3-year terms will expire on June 3, 2005.

COUNCIL COMMITTEE REPORTS

Finance and Administration Committee

Councilmember Bruce Geiger, Chairperson of the Finance and Administration Committee, reported that the next meeting of this Committee has been scheduled for June 12 at 5:30 p.m.

Planning and Zoning Committee

Councilmember Dan Hurt, Chairperson of the Planning and Zoning Committee, reported that Bill No. 2075 changes the name of "THF Boulevard" to "Chesterfield Commons Drive." Councilmember Durrell noted for the record that Bill No. 2075 only changes the name on the north/south portion of the road and the east/west direction of the road will remain the same.

Councilmember Hurt next reported that Bill No 2077 (P.Z. 30-2001, Westchester) will be read for the first time. Councilmember Hurt indicated that he would offer an amendment regarding lot setbacks.

Councilmember Hurt next reported that Bill No. 2078 (boundary adjustment plat for August Hill on Conway Plat Two) will be considered for adoption. Mr. Dennis Hayden requested, as an accommodation and a courtesy, that the agenda be amended to consider adoption of this legislation at this time. Councilmember Flachsbart made a motion, seconded by Councilmember Geiger, to amend the agenda and address adoption of Bill No. 2078 at this time. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

BILL NO. 2078 AN ORDINANCE APPROVING A BOUNDARY ADJUSTMENT PLAT FOR LOTS 36, 37 AND 41 OF AUGUST HILL ON CONWAY PLAT TWO, MORE PARTICULARLY DESCRIBED AS A TRACT OF LAND BEING RECORDED IN PLAT BOOK 350, PAGES 118-119 OF ST. LOUIS COUNTY MISSOURI, LOCATED WITHIN THE CITY OF CHESTERFIELD (**FIRST AND SECOND READINGS** – PLANNING STAFF RECOMMENDS APPROVAL)

Councilmember Hurt made a motion, seconded by Councilmember Flachsbart, for the first reading of Bill No.2078. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2078 was read for the first time.

Councilmember Hurt made a motion, seconded by Councilmember Flachsbart, for a second reading of Bill No. 2078. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2078 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 2078, with the following results: Ayes – Brown, Streeter, Durrell, Fults, Flachsbart, Hurt, Casey and Geiger. Nays - None. Whereupon Mayor Nations declared Bill No.2078 approved, passed it and it became **ORDINANCE NO. 1854.**

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that Director of Public Works/City Engineer Mike Geisel is recommending that City Council authorize and approve a change order with DeLuca Plumbing for additional work/improvements to the water feature located at the corner of Swingley Ridge and Chesterfield Parkway, adjacent to City Hall. The total amount of this change order will equal $64,425. Mr. Herring joined with Mr. Geisel in

recommending approval of this change order. Councilmember Geiger made a motion, seconded by Councilmember Brown, to approve a change order with DeLuca Plumbing in an amount of $64,425 for additional work and improvements to the water feature. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Discussion took place. Councilmember Flachsbart made a motion, seconded by Councilmember Durrell, to amend the original motion to add designating that the money for this project will come from Fund Reserves. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

NEW BUSINESS

There was no new business.

LEGISLATION – PLANNING COMMISSION

BILL NO. 2075 CHANGES THE NAME OF ONE STREET LOCATED IN THE CITY OF CHESTERFIELD FROM "THF BOULEVARD" TO "CHESTERFIELD COMMONS DRIVE" (**SECOND READING** – PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

Councilmember Hurt made a motion, seconded by Councilmember Streeter, for a second reading of Bill No.2075. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2075 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 2075, with the following results: Ayes – Geiger, Casey, Durrell, Flachsbart, Fults, Brown, Hurt, and Streeter. Nays - None. Whereupon Mayor Nations declared Bill No. 2075 approved, passed it and it became **ORDINANCE NO. 1853.**

BILL NO. 2077 AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN "NU" NON-URBAN DISTRICT TO AN "E-3" ESTATE 1 – 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/APPALOOSA WAY) (**FIRST READING** - PLANNING COMMISSION RECOMMENDS APPROVAL)

Councilmember Hurt made a motion, seconded by Councilmember Streeter, for the first reading of Bill No. 2077. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2077 was read for the first time.

Councilmember Hurt made a motion, seconded by Councilmember Streeter, to amend Bill No. 2077 by inserting into the Preamble: Whereas, the City Council, having

considered said request, recommended approval of the rezoning from an "NU" Non-Urban District to an "E-3" Estate One Half Acre Residence District to include no greater than ten (10) lots. And, to amend Section 2 to read "The City Council does hereby amend the original petition filed by Levinson Homes in P.Z. 30-2001, with the requirements that no more than ten (10) lots be developed and with the condition that lot 10, as identified in Exhibit B, adjacent to Wild Horse Creek Road be a minimum one acre lot and that this lot size may include common ground. A roll call vote was taken with the following results: Ayes – Streeter, Hurt, Flachsbart, Durrell and Geiger. Nays – Brown, Fults and Casey. Mayor Nations declared the motion passed. Bill No. 2077 has been amended.

ADJOURNMENT

Mayor Nations adjourned the meeting at 8:08 p.m.

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Mayor John Nations

ATTEST:

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Martha L. DeMay, City Clerk