City of Chesterfield

RECORD OF PROCEEDING

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

MAY 5, 2014

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

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

A roll call was taken with the following results:

PRESENT	ABSENT
Mayor Bob Nation	Councilmember Mike Casey
Councilmember Barry Flachsbart	
Councilmember Nancy Greenwood	
Councilmember Derek Grier	
Councilmember G. Elliot Grissom	
Councilmember Dan Hurt	
Councilmember Bruce DeGroot	
Councilmember Connie Fults	

[Councilmember Greenwood arrived at 7:04pm.]

APPROVAL OF MINUTES

The minutes of the April 23, 2014 City Council meeting were submitted for approval. Councilmember Grissom made a motion, seconded by Councilmember Grier, to approve the City Council minutes. A voice vote was taken with an affirmative result and the motion was declared passed. (Councilmember Greenwood was not yet present for this vote.)

INTRODUCTORY REMARKS

Mayor Nation announced that the next meeting of City Council has been scheduled for Monday, May 19, at 7 p.m.

COMMUNICATIONS AND PETITIONS

There were no communications and petitions.

APPOINTMENTS

Mayor Nation nominated Marian Nunn, designated representative of Chesterfield Blue Valley, LLC, the owner of the majority of the property within the CID, and Art Spellmeyer, designated representative of Simon/Woodmont Development, LLC, the owner of the St. Louis Premium Outlets mall within the CID, for re-appointment to the Chesterfield Blue Valley CID Board of Directors. Both individuals meet all of the criteria established for membership. Councilmember DeGroot made a motion, seconded by Councilmember Fults, to re-appoint Marian Nunn and Art Spellmeyer to the CID Board of Directors. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

COUNCIL COMMITTEE REPORTS

Planning/Public Works Committee

Councilmember Dan Hurt, Chairperson of the Planning/Public Works Committee, made a motion, seconded by Councilmember Flachsbart, to approve T.S.P. 43-2014, Verizon Wireless (132 Woodcliff Place) which amends a Telecommunications Siting Permit to accommodate three additional antennas on an existing lattice tower. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt made a motion, seconded by Councilmember Greenwood, to approve an amendment to Chesterfield City Policy Number 3. The Chesterfield Historic and Landmark Preservation Committee (CHLPC) is requesting amendments pertaining to Terms of Members, Meeting Quorums and Action on Properties. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt reported that Bill No. 2974 [P.Z. 02-2014, Herman Stemme Office Park (Mitek USA, Inc.)] will be read for the first time under the “Legislation – Planning Commission” portion of the agenda.

Councilmember Hurt reported that Bill No. 2975 [P.Z. 13-2013, St. Luke's Hospital – East Campus (222 S. Woods Mill Road)] will be read for the first time under the "Legislation – Planning Commission" portion of the agenda.

Councilmember Hurt reported that Bill No. 2976 [P.Z. 14-2013, St. Luke's Hospital – West Campus (175 S. Woods Mill Road)] will be read for the first time under the "Legislation – Planning Commission" portion of the agenda.

Councilmember Hurt reported that Bill No. 2977 (Public Works Mutual Aid Agreement) will be read for the first time under the "Legislation" portion of the agenda.

Councilmember Hurt made a motion, seconded by Councilmember Flachsbart, to amend the Council Policy related to tree removals within the City right of way. Councilmember DeGroot stated that he would vote no because he does not agree with broadening the scope of trees being removed to include healthy trees (Sweetgum trees, in particular). Councilmember Flachsbart stated that the only change to the policy was to check with subdivision trustees before removing any trees, and that the types of trees permitted for removal does not change. A voice vote was taken with an affirmative result (Councilmember DeGroot voted "No") and the motion was declared passed.

Councilmember Hurt reported that Bill No. 2978 (Chesterfield Blue Valley, Lot 6 – Lot Split) is scheduled for both first and second reading approval, under the "Legislation – Planning Commission" portion of the agenda.

REPORT FROM THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that Bishop's Post, 16125 Chesterfield Parkway West (formerly Oceano Bistro), has requested a new liquor license, to sell all kinds of liquor by the drink and Sunday sales. Mr. Herring reported that, per City policy, this application has been reviewed and is now recommended for approval by both the Planning/Public Services Division and Police Department. Councilmember Grissom made a motion, seconded by Councilmember DeGroot, to approve issuance of a new liquor license to Bishop's Post. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring reported that Staff is recommending the approval of a project to replace the one-lane Wilson Road culvert with a two-lane structure, at a total cost of $565,000 to be funded entirely via General Fund Fund Reserves. In addition to the budgetary transfer, noted above, Mr. Herring recommended award of a contract to Oates Associates in an amount not to exceed $160,000 for engineering services associated with this project. Councilmember Flachsbart made a motion, seconded by Councilmember Fults, to transfer $565,000 from the General Fund Fund Reserve and authorize a contract with Oates Associates in an amount not to exceed $160,000 for engineering services associated with this project. The $160,000 for engineering services is included in the total amount of $565,000 to be transferred from General Fund Fund Reserves. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Based upon review of information provided by Public Works Director/City Engineer Jim Eckrich, Mr. Herring recommended that City Council authorize/direct the City Administrator to execute a contract with Gershenson Construction Company, for the Timberlake Manor Bridge Replacement, in an amount not to exceed $900,000. This amount includes the actual bid amount ($789,220) and a contingency amount for scope modifications and/or change orders. City Council previously authorized Staff to seek funding for this project, via a Surface Transportation Program grant. As a result, Staff was successful in securing grant funds that will provide for a 70% reimbursement of the amount spent on this project, up to a total possible contract cost of $1,050,000. The 30% matching funds are budgeted within the Capital Improvement Sales Tax Fund. Councilmember Hurt made a motion, seconded by Councilmember Greenwood, to approve this recommendation. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

OLD BUSINESS

There was no old business.

NEW BUSINESS

There was no new business.

LEGISLATION

BILL NO. 2977 AUTHORIZES THE CITY ADMINISTRATOR TO EXECUTE A REVISED PUBLIC WORKS MUTUAL AID AGREEMENT. **(FIRST READING; PLANNING/PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL)**

Councilmember Hurt made a motion, seconded by Councilmember Grier, for the first reading of Bill No. 2977. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2977 was read for the first time.

LEGISLATION – PLANNING COMMISSION

BILL NO. 2974 REPEALS CITY OF CHESTERFIELD ORDINANCE NUMBER 2319 TO MODIFY DEVELOPMENT CRITERIA FOR A 26.3 ACRE TRACT OF LAND LOCATED NORTHEAST OF THE INTERSECTION OF INTERSTATE 64/ US HIGHWAY 40 AND OLIVE BOULEVARD (18S240179, 18S240421, 18S520602, 18S240410, 18S240498, 18S331392, 18S240443, 18S240311, 18S240201**). (FIRST READING; PLANNING COMMISSION RECOMMENDS APPROVAL)**

Councilmember Hurt made a motion, seconded by Councilmember Flachsbart, for the first reading of Bill No. 2974. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2974 was read for the first time.

BILL NO. 2975 REPEALS ORDINANCE 2224 OF THE CITY OF CHESTERFIELD BY MODIFYING THE BOUNDARIES OF AN "MU" MEDICAL USE DISTRICT AND DEVELOPMENT CONDITIONS FOR A 54.78 ACRE TRACT OF LAND LOCATED EAST OF THE INTERSECTION OF SOUTH WOODS MILL ROAD AND HWY 141 (P.Z. 13-2013 ST. LUKE'S HOSPITAL EAST CAMPUS {222 S. WOODS MILL RD.} 18Q240306). **(FIRST READING; PLANNING COMMISSION RECOMMENDS APPROVAL)**

Councilmember Hurt made a motion, seconded by Councilmember Flachsbart, for the first reading of Bill No. 2975. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2975 was read for the first time.

BILL NO. 2976 REPEALS ORDINANCE 2224 AND 2499 OF THE CITY OF CHESTERFIELD BY MODIFYING THE BOUNDARIES OF AN "MU" MEDICAL USE DISTRICT AND A "FPNU" FLOOD PLAIN NON-URBAN DISTRICT TO A NEW "MU" MEDICAL USE DISTRICT FOR A 38.28 ACRE TRACT OF LAND LOCATED WEST OF THE INTERSECTION OF SOUTH WOODS MILL ROAD AND HWY 141 (P.Z. 14-2013 ST. LUKE'S HOSPITAL WEST CAMPUS {175 S. WOODS MILL RD.} 18Q140343 AND 18Q510278). **(FIRST READING; PLANNING COMMISSION RECOMMENDS APPROVAL)**

Councilmember Hurt made a motion, seconded by Councilmember Flachsbart, for the first reading of Bill No. 2976. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2976 was read for the first time.

BILL NO. 2978 PROVIDES FOR THE APPROVAL OF A LOT SPLIT FOR CHESTERFIELD BLUE VALLEY LOT 6, FOR A 49.452 ACRE TRACT OF LAND ZONED "FPNU" FLOODPLAIN NON-URBAN DISTRICT LOCATED NORTH OF OUTLET BOULEVARD, WEST OF INTERSTATE 64 (16W230086). **(FIRST AND SECOND READING; DEPT. OF PUBLIC SERVICES RECOMMENDS APPROVAL)**

Councilmember Hurt made a motion, seconded by Councilmember Flachsbart, for the first reading of Bill No. 2978. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2978 was read for the first time.

Councilmember Hurt made a motion, seconded by Councilmember Flachsbart, for the second reading of Bill No. 2978. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2978 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2978 with the following results: Ayes – DeGroot, Flachsbart, Grissom, Greenwood, Grier, Fults and Hurt. Nays – None. Whereupon Mayor Nation declared Bill No. 2978 approved, passed it and it became **ORDINANCE NO. 2792.**

ADJOURNMENT

There being no further business to discuss, Mayor Nation adjourned the meeting at 7:21 p.m.

Mayor Bob Nation

ATTEST:

Vickie J. Hass, City Clerk