RECORD OF PROCEEDING

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

April 22, 2009

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

Mayor Nations 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 John Nations	None
Councilmember Barry Flachsbart	
Councilmember Gene Schenberg	
Councilmember Bruce Geiger	
Councilmember Lee Erickson	
Councilmember Dan Hurt	
Councilmember Mike Casey	
Councilmember Bob Nation	
Councilmember Connie Fults	

APPROVAL OF MINUTES

The minutes of the March 16, 2009, City Council meeting were submitted for approval. Councilmember Casey made a motion, seconded by Councilmember Erickson, to approve the City Council minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

COMMUNICATIONS AND PETITIONS

Mayor Nations noted that several "Speaker Cards" had been submitted, indicating that members of the audience wanted to speak to the service provided by both out-going Councilmembers Schenberg and Hurt. Mayor Nations mentioned that he would allow all such speakers to address City Council, BEFORE the "Swearing-in Ceremony" begins.

Ms. Bernice VanPelt, who resides at 14 Georgetown Road, spoke about the many accomplishments of Councilmember Dan Hurt and expressed her appreciation for his many contributions to the residents of Ward III.

Former Mayor Nancy Greenwood, who resides at 14441 Corallin, congratulated Councilmember Hurt on his retirement as a Councilmember and welcomed him into the "crowd of former public servants."

Former Councilmember Jane Durrell, who resides at 177 Gunston Hall Ct., spoke about the many personal and professional achievements of Councilmember Hurt. Mrs. Durrell stated she will always remember that Councilmember Hurt took the time to always recognize and express his gratitude to members of the U.S. Military, in attendance at City Council meetings. Mrs. Durrell next stated that Councilmember Schenberg extraordinarily served the residents of Ward I and that he is "as good as it gets."

Former Councilmember Linda Tilley, who resides at 1926 Grayson Ridge Ct., commended Councilmember Dan Hurt for his devotion to the City and extended her appreciation for his twenty years of service to the community.

Former Councilmember Alan Politte, who resides at 14972 Manor Ridge Drive, expressed his appreciation to Councilmember Schenberg for his service. Mr. Politte stated that Councilmember Hurt is an Eagle Scout and exemplifies all of those virtues of an Eagle Scout. Mr. Politte expressed his appreciation to Councilmember Hurt for his on-going attention to fiscal matters which have placed the City in a strong fiscal position.

Mr. Mike Doster extended congratulations to newly-elected Councilmembers, Matt Segal and Randy Logan, and expressed his appreciation to Councilmember Schenberg and Councilmember Hurt for their service. Mr. Doster expressed his appreciation to Councilmember Hurt for his words of encouragement and pointers to share with his son while he was working towards his "black belt" in martial arts.

Judge Doug Beach expressed his appreciation to Councilmember Hurt for his twenty years of service to the City and the community and stated that everyone is proud of his accomplishments.

Mayor Nations stated that Judge Beach was one of the select few people who spearheaded the incorporation of the City in the 1980's and had been the City's only attorney until Governor Blunt appointed him as a Judge in St. Louis County. Mayor

Nations expressed his appreciation to Judge Beach for his friendship and years of service to the City.

SWEARING-IN CEREMONY

Mayor Nations next recognized the Honorable Richard K. Brunk, Jr., Municipal Judge, who presided over the Swearing-In Ceremony. Sworn in were Councilmember Matt Segal – Ward I, Councilmember Lee Erickson – Ward II, Councilmember Randy Logan – Ward III, Councilmember Bob Nation – Ward IV and Mayor John Nations.

Mayor Nations extended his appreciation to Judge Brunk for the great service he provides for the City. Mayor Nations stated that after serving eight years in office, he is very pleased with the progress of the City and is very proud of all that has been achieved. Mayor Nations stated that he pledges to work with the current City Council, as he has done with former City Councils, to move the City forward. Mayor Nations recognized his wife and children in attendance and extended appreciation to them for their support through the years.

ROLL CALL

A roll call was taken with the following results:

PRESENT	ABSENT
Mayor John Nations	None
Councilmember Barry Flachsbart	
Councilmember Matt Segal	
Councilmember Bruce Geiger	
Councilmember Lee Erickson	
Councilmember Mike Casey	
Councilmember Randy Logan	
Councilmember Bob Nation	
Councilmember Connie Fults	

PRESENTATIONS

Mayor Nations presented a plaque to Former Councilmember Gene Schenberg in commemoration of his service and dedication to the citizens of Chesterfield as a member of several committees, a Councilmember in Ward I and a Scout leader.

Mayor Nations next presented a plaque to Former Councilmember Dan Hurt in recognition of his twenty years of service as Councilmember. Mayor Nations stated that Mr. Hurt has devoted countless hours to the City, has won more elections, has compiled more votes and has served longer than anyone in the entire history of the City Council. Mayor Nations stated that Mr. Hurt began his history with the City by serving as a member of the very first Board of Adjustment. After serving on this committee for less

than a year, Mr. Hurt was asked to run for the office of City Councilmember from Ward III. Mayor Nations commended Former Councilmember Dan Hurt for serving the residents of Chesterfield since that time. Mayor Nations stated that everyone is grateful for his devotion and his contributions to the City of Chesterfield.

Former Councilmember Dan Hurt expressed his appreciation to his extended family in the community, the people who served with him, Former Councilmembers Tilley and Politte who worked with him during the challenges presented by the flood of 1993, Judge Brunk, Former Mayor Nancy Greenwood and the former Councilmembers. Mr. Hurt recognized his wife and son in attendance and his daughter who lives out of state and expressed special appreciation to them for their support.

Mayor Nations temporarily adjourned the meeting, at 8:05p.m., for those in attendance to attend a reception for the re-elected and newly-elected officials.

The meeting was reconvened at 8:31p.m.

Mayor Nations extended congratulations to Councilmember Matt Segal-Ward I and Councilmember Randy Logan-Ward III on their election to City Council. Mayor Nations next extended congratulations to Councilmember Lee Erickson-Ward II and Councilmember Bob Nation-Ward IV on their re-election to City Council.

COMMUNICATIONS AND PETITIONS

Mayor Nations recognized Mr. Jeff Chapple, who is a member of the Citizens Committee for the Environment (CCE). Mr. Chapple updated City Council regarding the 18th Annual "Tree, Earth and Arbor Day" event, planned for April 25 and provided information about these events to the Mayor and Councilmembers. Mayor Nations commended the Citizens Committee for the Environment for their efforts in the community and stated that he is looking forward to this event.

Mr. Mike Doster, attorney for the petitioner, stated he was available to answer questions on Bill No. 2699 [P.Z. 01-2009, West County YMCA (Young Men's Christian Association of Greater St. Louis)].

Mr. Ben Sandler, who resides at 14440 White Birch Valley Lane, spoke in support of Bill No. 2702 (Approves agreement for the continuation of METRO bus service to/from the City of Chesterfield).

Mayor Nations thanked Mr. Sandler and expressed his appreciation to Libbey Malberg, Assistant City Administrator for Community Services and Economic Development, for her tireless efforts in support of the issue of the continuation of METRO bus service to/from the City of Chesterfield.

Ms. Candie Ingberg, representing St. Luke's Hospital, spoke in support of Bill No. 2702 (Approves agreement for the continuation of METRO bus service to/from the City of Chesterfield).

Mr. Howard Oppenheimer, representing Delmar Gardens Enterprises, spoke in support of Bill No. 2702 (Approves agreement for the continuation of METRO bus service to/from the City of Chesterfield).

Mr. Mark Ottesen, representing the Chesterfield Chamber of Commerce, spoke in support of Bill No. 2702 (Approves agreement for the continuation of METRO bus service to/from the City of Chesterfield).

Mr. Mark Edelstein, who resides at 1884 Schoettler Valley Drive, spoke in support of Bill No. 2702 (Approves agreement for the continuation of METRO bus service to/from the City of Chesterfield).

CITY COUNCIL COMMITTEE ASSIGNMENTS (APRIL, 2009 – APRIL, 2010)

President Pro Tem Bruce Geiger (Councilmember - Ward II), recommended the following City Council Committee assignments for the coming year:

Finance and Administration: Councilmembers Segal (Ward I); Geiger, Chairperson (Ward II); Logan (Ward III); and Fults (Ward IV)

Parks and Recreation: Councilmembers Segal (Ward I); Geiger (Ward II); Casey, Chairperson (Ward III); and Nation (Ward IV)

Planning and Public Works: Councilmembers Flachsbart (Ward I); Erickson (Ward II); Casey (Ward III); and Fults, Chairperson (Ward IV)

Public Health and Safety: Councilmembers Flachsbart, Chairperson (Ward I); Erickson (Ward II); Logan (Ward III); and Nation (Ward IV)

A motion was made by Councilmember Geiger, seconded by Councilmember Fults, to approve the Committee Assignments for 2009-2010. A voice vote was taken with a unanimous result and the motion was declared passed.

Mayor Nations announced that nominations were in order for the selection of President Pro Tem. Councilmember Geiger nominated Councilmember Casey and the nomination was seconded jointly by Councilmembers Erickson and Flachsbart. A motion was made by Councilmember Geiger, seconded by Councilmember Flachsbart, to close nominations and select Councilmember Casey as President Pro Tem, by acclamation. A voice vote was taken with a unanimous result and the motion was declared passed.

NEW BUSINESS

Mayor Nations noted that Bill No. 2702 would be considered by City Council. If approved, this proposed legislation would enable the continuation of METRO bus service, to/from Chesterfield, as a result of a partnership that he had negotiated with METRO. The cost to the City of Chesterfield would be a one-time payment of approximately $174,000, which Staff confirmed is available within General Fund Fund Reserves.

Councilmember Fults made a motion, seconded by Councilmember Flachsbart, to "suspend the rules of Council" to take up consideration of Bill No. 2702 (Approves agreement for the continuation of METRO bus service to/from the City of Chesterfield). A voice vote was taken with a unanimous result and the motion was declared passed.

BILL NO. 2702 APPROVES AN INTERGOVERNMENTAL MEMORANDUM OF AGREEMENT BETWEEN THE BI-STATE DEVELOPMENT AGENCY OF THE MISSOURI-ILLINOIS METROPOLITAN DISTRICT, D/B/A METRO AND THE CITY OF CHESTERFIELD REGARDING METRO BUS SERVICE WITHIN THE CITY OF CHESTERFIELD **(FIRST AND SECOND READINGS)**

Councilmember Casey made a motion, seconded by Councilmember Fults, for the first reading of Bill No. 2702. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2702 was read for the first time.

Councilmember Casey made a motion, seconded by Councilmember Geiger, for the second reading of Bill No. 2702. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2702 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2702 with the following results: Ayes – Fults, Flachsbart, Segal, Logan, Nation, Casey, Erickson and Geiger. Nays – None. Whereupon Mayor Nations declared Bill No. 2702 approved, passed it and it became **ORDINANCE NO. 2515.**

COUNCIL COMMITTEE REPORTS

Finance and Administration Committee

Councilmember Bruce Geiger, Chairperson of the Finance and Administration Committee, announced that the next meeting of this Committee has been scheduled for Monday, April 27, at 5:30 p.m.

Planning/Public Works Committee

Councilmember Connie Fults, Chairperson of the Planning/Public Works Committee, reported that Bill No. 2695 [P.Z. 23-2008, Boyde Estates (JDL Homes, Inc.)] will be

considered for adoption under the "Legislation – Planning Commission" portion of the Agenda.

Councilmember Fults next reported that Bill No. 2696 (Approves contract with St. Louis County Dept. of Health for mosquito control services) will be considered for adoption under the "Legislation" portion of the Agenda.

Councilmember Fults next reported that Bill No. 2697 (Approves the installation of seven fire hydrants in the Spirit of St. Louis Corporate Center) and Bill No. 2698 (Approves the installation of a fire hydrant on Spirit of St. Louis Boulevard) are scheduled for both first and second reading approval, under the "Legislation" portion of the Agenda.

Councilmember Fults next reported that Bill No. 2699 [P.Z. 01-2009, West County YMCA (Young Men's Christian Association of Greater St. Louis)] will be read for the first time under the "Legislation – Planning Commission" portion of the Agenda. Councilmember Fults stated she intends to make a motion to "suspend the rules", to allow for second reading approval of Bill No. 2699.

Councilmember Fults next reported that Bill No. 2700 [Lot Split (Boyde Estates)] and Bill No. 2701 (Resubdivision Plat - Spirit of St. Louis Airport) are scheduled for both first and second reading approval, under the "Legislation – Planning Commission" portion of the Agenda.

Councilmember Geiger made a motion, seconded by Councilmember Erickson, to exercise "power of review", regarding the proposal by Equilon Shell, 15530 Olive Blvd., to refer this item to the next meeting of the Planning/Public Works Committee, scheduled for April 23. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Fults announced that the next meeting of this Committee has been scheduled for Thursday, April 23, at 5:30 p.m.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that the new owners of the restaurant formally known as Peppertini's Bar and Grill, located at 79 Forum Shopping Center, have decided to change their name to Seasons St. Louis. Due to the name change of the establishment, a new liquor license to sell all kinds of liquor by the drink and Sunday sales has been requested. Councilmember Casey made a motion, seconded by Councilmember Geiger, to approve issuance of the liquor license to Seasons St. Louis. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that Charro Mexican Restaurant, located at 14839 Clayton Road, has requested a new liquor license to sell all kinds of liquor by the drink and Sunday sales. Councilmember Casey made a motion, seconded by Councilmember

Logan, to approve issuance of the liquor license to Charro Mexican Restaurant. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that WineStyles, located at 1624 Clarkson Road, has requested a new liquor license to sell wine by the drink, liquor in the original package, and Sunday sales of liquor in the original package. Councilmember Casey made a motion, seconded by Councilmember Fults, to approve issuance of the liquor license to WineStyles. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that bids were recently sought for the scheduled replacement of a ten (10) year old wheel alignment system, utilized by the Fleet Maintenance Division. Based upon a review of the information provided by Public Works Director/City Engineer Brian McGownd, Mr. Herring joined with him in recommending award of a contract to Automotive Technology, Inc**.**, for the purchase of this system, at a total purchase price of $23,227.79, including trade-in. Councilmember Flachsbart made a motion, seconded by Councilmember Geiger, to award a contract to Automotive Technology, Inc**.**, at a total purchase price of $23,227.79, including trade-in. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that bids were recently sought for the scheduled replacement of a six (6) year old concrete breaker, utilized by the Street Maintenance Division. Based upon a review of the information provided by Public Works Director/City Engineer Brian McGownd, Mr. Herring joined with him in recommending award of a contract to NuWay, for the purchase of this concrete breaker and trailer, at a total purchase price of $21,239. Councilmember Flachsbart made a motion, seconded by Councilmember Casey, to award a contract to NuWay, at a total purchase price of $21,239. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that bids were recently sought for another "PHASE TWO" project at the CVAC, consisting of landscaping and lighting for the recently-constructed east parking lot, located just north of the new Parks Maintenance Building. Based upon a review of the information provided by Public Works Director/City Engineer Brian McGownd, Mr. Herring joined with him in recommending award of a contract to Frederich Construction Company, in an amount not to exceed $240,560. This project is fully-funded by Phase Two Parks bonds, authorized during 2008, by City Council. Councilmember Flachsbart made a motion, seconded by Councilmember Fults, to award a contract to Frederich Construction Company, in an amount not to exceed $240,560. Councilmember Geiger asked City Administrator Herring if the “less is more” philosophy is being used regarding maintaining the landscaping at CVAC and Mr. Herring responded that it is. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that bids were recently sought for the design and reconstruction of Stablestone/Greentrails Drive North, between Ladue Road and Olive Blvd. Mr. Herring stated that funding for the required "local match" was included within

the FY2009 Budget. Based upon a review of the information provided by Public Works Director/City Engineer Brian McGownd, Mr. Herring joined with him in recommending award of a contract to J.M. Marschuetz Construction Company, in an amount not to exceed $1,550,000. The FY2009 Capital Improvement Sales Tax Budget contains $1,740,000 for this project and assumes that the City will be reimbursed for approximately $1,085,000, of the $1,550,000. As a result, the actual cost to the City will be approximately $465,000. Councilmember Flachsbart made a motion, seconded by Councilmember Segal, to award a contract to J.M. Marschuetz Construction Company, in an amount not to exceed $1,550,000. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that Staff is recommending approval of a contract, for the reconstruction of Stablestone/Greentrails Drive North, between Ladue Drive and Olive Blvd. Funds for construction inspection services associated with this project were not originally included in the original grant award. However, since bids for the construction of this project came in lower than anticipated, MoDOT has approved Staff's recommendation to allow use of those grant funds, for this purpose. Based upon a review of the information provided by Public Works Director/City Engineer Brian McGownd, Mr. Herring joined with him in recommending award of a contract to Oates & Associates, in an amount not to exceed $86,723.46, related to this project. With grant funds covering 70%, or approximately $60,706, the City's actual cost will only be approximately $26,017. Councilmember Flachsbart made a motion, seconded by Councilmember Segal, to award a contract to Oates & Associates, in an amount not to exceed $86,723.46. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that Staff obtained and evaluated bids for a three-year contract to repair joints in concrete storm sewer pipes and Staff is recommending award of a contract to Walden Associated Technologies. The anticipated annual expense associated with this contract is $10,000 and this amount is fully-funded within the Capital Improvement Sales Tax Fund. In conjunction with the Stablestone/Greentrails Drive North project, an addendum to the above-noted bid was also sought, for the replacement of approximately 314 feet of 48" storm sewer pipe, under Greentrails Drive. Mr. Herring stated that this work actually needs to be completed prior to the start of the road reconstruction project. Having reviewed this addendum, Staff recommends award of a contract to Walden Associated Technologies, for this specific project, in an amount not to exceed $52,995. Adequate funds exist within the Capital Improvement Sales Tax Fund budget to cover this entire expense. Councilmember Flachsbart made a motion, seconded by Councilmember Segal, to award a three-year contract to Walden Associated Technologies, estimated to cost approximately $10,000/year, as described above and for this specific project, in an amount not to exceed $52,995. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Mr. Herring noted that Staff will attempt to utilize grant funds to cover 70% of the $52,995, as well.

LEGISLATION

BILL NO. 2696 AUTHORIZES THE CITY OF CHESTERFIELD TO ENTER INTO AND EXECUTE A CONTRACT WITH ST. LOUIS COUNTY, MISSOURI, FOR MOSQUITO CONTROL SERVICES AND AUTHORIZES AND DIRECTS THE CITY ADMINISTRATOR OF THE CITY OF CHESTERFIELD TO ENTER INTO, ON BEHALF OF SAID CITY, A CONTRACT WITH ST. LOUIS COUNTY, MISSOURI, FOR MOSQUITO CONTROL SERVICES (**SECOND READING - PLANNING/PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL)**

Councilmember Fults made a motion, seconded by Councilmember Flachsbart, for the second reading of Bill No. 2696. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2696 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2696 with the following results: Ayes – Geiger, Segal, Nation, Casey, Flachsbart, Erickson, Logan and Fults. Nays – None. Whereupon Mayor Nations declared Bill No. 2696 approved, passed it and it became **ORDINANCE NO. 2516.**

Mayor Nations directed City Administrator Herring to e-mail the Councilmembers and post a "news release" on the City's website which details the services to be provided, under this contract, including when/how the services are provided and what citizens can/should do if they have a situation or complaint that needs attention.

BILL NO. 2697 APPROVES THE INSTALLATION OF SEVEN FIRE HYDRANTS IN THE SPIRIT OF ST. LOUIS CORPORATE CENTER LOCATED WITHIN THE CITY OF CHESTERFIELD **(FIRST AND SECOND READINGS; PLANNING AND PUBLIC WORKS COMMITTEE)**

Councilmember Fults made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2697. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2697 was read for the first time.

Councilmember Fults made a motion, seconded by Councilmember Casey, for the second reading of Bill No. 2697. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2697 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2697 with the following results: Ayes – Fults, Logan, Erickson, Flachsbart, Casey, Nation, Segal and Geiger. Nays – None. Whereupon Mayor Nations declared Bill No. 2697 approved, passed it and it became **ORDINANCE NO. 2517.**

BILL NO. 2698 APPROVES THE INSTALLATION OF A FIRE HYDRANT ON SPIRIT OF ST. LOUIS BOULEVARD LOCATED WITHIN THE CITY OF CHESTERFIELD **(FIRST AND SECOND READINGS; PLANNING AND PUBLIC WORKS COMMITTEE)**

Councilmember Fults made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2698. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2698 was read for the first time.

Councilmember Fults made a motion, seconded by Councilmember Casey, for the second reading of Bill No. 2698. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2698 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2698 with the following results: Ayes – Nation, Erickson, Casey, Geiger, Logan, Fults, Segal and Flachsbart. Nays – None. Whereupon Mayor Nations declared Bill No. 2698 approved, passed it and it became **ORDINANCE NO. 2518.**

LEGISLATION – PLANNING COMMISSION

BILL NO. 2695 AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN "NU" NON-URBAN DISTRICT TO AN "R2" RESIDENCE DISTRICT FOR A 1.01 ACRE TRACT OF LAND LOCATED 1/10 OF A MILE SOUTHWEST OF THE INTERSECTION OF SCHOETTLER ROAD AND HIGHCROFT DRIVE (P.Z. 23-2008, BOYDE ESTATES (JDL HOMES, INC.)) **(SECOND READING - PLANNING COMMISSION RECOMMENDS APPROVAL)**

Councilmember Fults made a motion, seconded by Councilmember Geiger, for the second reading of Bill No. 2695. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2695 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2695 with the following results: Ayes – Flachsbart, Casey, Fults, Erickson, Segal, Geiger, Nation and Logan. Nays – None. Whereupon Mayor Nations declared Bill No. 2695 approved, passed it and it became **ORDINANCE NO. 2519.**

Mayor Nations provided historical information about this property to those in attendance.

BILL NO. 2699 AN ORDINANCE REPEALING CITY OF CHESTERFIELD ORDINANCE 1496 AND REPLACING IT WITH A NEW ORDINANCE TO ALLOW FOR CHANGES TO THE BUILDING AND PARKING SETBACKS FOR A 9.0 ACRE TRACT OF LAND ZONED "C8" PLANNED COMMERCIAL DISTRICT LOCATED ON THE SOUTH SIDE OF BURKHARDT PLACE AND WEST OF THE CHESTERFIELD PARKWAY AND

BURKHARDT PLACE INTERSECTION (P.Z. 01-2009 WEST COUNTY YMCA {YOUNG MEN'S CHRISTIAN ASSOCIATION OF GREATER ST. LOUIS}) **(FIRST READING - PLANNING COMMISSION RECOMMENDS APPROVAL)**

Councilmember Fults made a motion, seconded by Councilmember Geiger, for the first reading of Bill No. 2699. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2699 was read for the first time.

Councilmember Fults made a motion, seconded by Councilmember Geiger, to "suspend the rules of Council" to allow a second reading of Bill No. 2699. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Fults made a motion, seconded by Councilmember Flachsbart, for the second reading of Bill No. 2699. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2699 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2699 with the following results: Ayes – Nation, Fults, Erickson, Geiger, Flachsbart, Casey, Logan and Segal. Nays – None. Whereupon Mayor Nations declared Bill No. 2699 approved, passed it and it became **ORDINANCE NO. 2520.**

BILL NO. 2700 AN ORDINANCE PROVIDING FOR THE APPROVAL OF A LOT SPLIT FOR BOYDE ESTATES, FOR A 1.01 ACRE TRACT OF LAND ZONED "R-2" RESIDENTIAL DISTRICT LOCATED 1/10 OF A MILE SOUTHWEST OF THE INTERSECTION OF SCHOETTLER ROAD AND HIGHCROFT DRIVE. **(FIRST AND SECOND READINGS – DEPARTMENT OF PLANNING AND PUBLIC WORKS RECOMMEND APPROVAL)**

Councilmember Fults made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2700. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2700 was read for the first time.

Councilmember Fults made a motion, seconded by Councilmember Casey, for the second reading of Bill No. 2700. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2700 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2700 with the following results: Ayes – Nation, Fults, Segal, Casey, Logan, Geiger, Erickson and Flachsbart. Nays – None. Whereupon Mayor Nations declared Bill No. 2700 approved, passed it and it became **ORDINANCE NO. 2521.**

BILL NO. 2701 AN ORDINANCE PROVIDING FOR THE APPROVAL OF A RESUBDIVISION PLAT FOR SPIRIT OF ST. LOUIS AIRPORT, LOT 11-B, FOR A 4.369 ACRE TRACT OF LAND ZONED "M-3" PLANNED INDUSTRIAL DISTRICT LOCATED ON THE NORTHWEST CORNER OF THE INTERSECTION OF EDISON

AVENUE AND NORTH BELL AVENUE. **(FIRST AND SECOND READINGS – DEPARTMENT OF PLANNING AND PUBLIC WORKS RECOMMEND APPROVAL)**

Councilmember Fults made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2701. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2701 was read for the first time.

Councilmember Fults made a motion, seconded by Councilmember Casey, for the second reading of Bill No. 2701. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2701 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2701 with the following results: Ayes – Casey, Nation, Flachsbart, Geiger, Segal, Erickson, Fults and Logan. Nays – None. Whereupon Mayor Nations declared Bill No. 2701 approved, passed it and it became **ORDINANCE NO. 2522.**

OTHER

Councilmember Fults stated that she and Councilmember Nation have received several phone calls from residents who live on Kehrs Mill Road who have expressed concern about the City of Ballwin entertaining a motion for a development within the City of Ballwin in an area that is residential and abuts the City of Chesterfield in a residential area. The City of Ballwin is asking for a curb cut and easement onto Kehrs Mill Road which is a heavily trafficked area. The Planning and Zoning Board of the City of Ballwin is meeting on the same evening that the City of Chesterfield has a City Council meeting. Councilmember Fults requested, with the permission of Council, that the City of Chesterfield send a member of the Planning Department on an "information gathering" task to bring back information to keep the City of Chesterfield apprised of this development and how it could impact Chesterfield residents. Councilmember Fults further stated that in the future City Council might request that the City of Chesterfield send a letter to the City of Ballwin explaining the City of Chesterfield's stance on this development. Councilmember Casey stated that he agrees with Councilmember Fults. Councilmember Casey next stated that the City of Ballwin also has a proposal for the intersection of Clayton and Henry Roads for a mixed-use overlay, which directly impacts Ward III. Councilmember Casey stated he encourages Council to support asking a Staff member to attend the Planning and Zoning meeting at the City of Ballwin to provide feedback on traffic studies and any other pertinent information.

EXECUTIVE SESSION

Councilmember Nation made a motion, seconded by Councilmember Logan, to go into closed session pursuant to RSMo 610.021 (1), (2), for the purpose of discussing litigation and property acquisition. A roll call vote was taken with the following results: Ayes – Erickson, Nation, Segal, Geiger, Casey, Logan, Fults and Flachsbart. Nays – None, whereupon Mayor Nations declared the motion passed.

ADJOURNMENT

Mayor Nations adjourned the meeting at 9:12 p.m.

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Mayor John Nations

ATTEST:

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Judith A. Naggiar, City Clerk