



RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD
AT 922 ROOSEVELT PARKWAY
APRIL 17, 1995

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

A roll call was taken with the following results:

PRESENT

Mayor Jack Leonard
Councilmember Colleen Hilbert
Councilmember Ed Levinson
Councilmember Dan Hurt
Councilmember Alan Politte
Councilmember Mike Cullen
Councilmember Linda Tilley

ABSENT

Councilmember Barry Flachsbart
Councilmember Bill Devers

The Pledge of Allegiance was led by Boy Scout Troop #848 from Highcroft Ridge School: Trey Sawyer, Alex Smith, Ed Merz, Andrew Merz, Luke Smyka, Chad Gray, Joseph Hamrick, Adam Satz and Jay Huetteman. Also, in attendance was Troop Leader Tom Smyka.

Reverend John Wilson from West County Assembly of God led the City Council in prayer.

APPROVAL OF MINUTES

The minutes of the March 20, 1995, City Council meeting were submitted for approval. A motion was made by Councilmember Tilley, seconded by Councilmember Cullen, to approve the minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mayor Jack Leonard recognized and requested Judge Richard K. Brunk to preside at the swearing-in ceremony. Judge Brunk administered the Oath of Office to Councilmember Colleen Hilbert - Ward I, Councilmember-Elect Barry Streeter - Ward II, Councilmember Dan Hurt - Ward III, and Councilmember Mike Cullen - Ward IV.

A roll call vote was taken, again, this time of the newly-elected officials of the City of Chesterfield with the following results:

PRESENT

Mayor Jack Leonard
Councilmember Colleen Hilbert
Councilmember Ed Levinson
Councilmember Barry Streeter
Councilmember Dan Hurt
Councilmember Alan Politte
Councilmember Mike Cullen
Councilmember Linda Tilley

ABSENT

Councilmember Barry Flachsbart

INTRODUCTORY REMARKS

Mayor Leonard placed the names of Mr. Maurice Allen and Mr. Don Seiler in nomination for re-appointment as members of the Finance and Administration Citizens Advisory Committee. A motion was made by Councilmember Politte, seconded by Councilmember Hurt, to approve the re-appointments. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Mr. Allen and Mr. Seiler will serve three-year terms, expiring April 15, 1998.

COMMUNICATIONS AND PETITIONS

There were no communications or petitions presented.

COUNCIL COMMITTEE REPORTS

Public Works/Parks

Councilmember Ed Levinson, Chairperson of the Public Works/Parks Committee, reported that the City of Chesterfield has received an offer for donation of approximately 15.32 acres of land for parkland by the Miceli Development Company. This land is located adjacent to the acreage in Chesterfield Valley, east of Long Road, which the City plans to acquire with Park Bond Issue proceeds. A motion was made by Councilmember Levinson, seconded by Councilmember Politte, to authorize Staff to complete a Phase I environmental study and legal description and to transfer \$1,500 from Contingency Fund to cover the costs incurred. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Levinson next reported that Bill #'s 1051 and 1052 will be considered for adoption under the Legislation portion of the agenda.

Planning and Zoning

Councilmember Dan Hurt, Chairperson of the Planning and Zoning Committee, reported that Bill #'s 1053 - 1058 will be considered for adoption under the Legislation portion of the agenda.

A motion was made by Councilmember Levinson, seconded by Councilmember Hilbert, to receive and file the Planning Commission report for P.Z. 13-90, Maurice L. Hirsch, Jr. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. A motion was made by Councilmember Hurt, seconded by Councilmember Cullen, to receive and file the Planning Commission report for P.Z. 25-94, Jewish Community Centers Association (JCCA). A voice vote was taken with an affirmative result (Councilmember Levinson voted "No") and the motion was declared passed.

Councilmember Hurt announced that the next meeting of this Committee has been scheduled for April 20, 1995, at 5:30 P.M.

Public Health and Safety

Councilmember Linda Tilley, Chairperson of the Public Health and Safety Committee, reported that Bill #'s 1046 and 1047 will be read for the second time and considered for adoption under the Legislation portion of the agenda.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that a liquor license request has been received from Schnuck Markets, located at 14885 Clayton Road, formerly National Market, to sell all kinds of intoxicating liquor in the original packages and Sunday sales. The application has been reviewed and approved by Chief of Police Ray Johnson and Director of Planning Jerry Duepner. A motion was made by Councilmember Cullen, seconded by Councilmember Levinson, to approve issuance of the liquor license. A voice vote was taken with an affirmative result and the motion was declared passed.

Mr. Herring announced that Mayor Leonard has been selected to serve as Treasurer of the St. Louis County Municipal League. City Council congratulated Mayor Leonard on his appointment.

NEW BUSINESS

There was no new business.

LEGISLATION

BILL #1046 AMENDS ORDINANCE #275 AS CODIFIED INTO SECTION 21-29 IN THE CODE OF ORDINANCES OF THE CITY OF CHESTERFIELD, RELATING TO THE SALE OF CIGARETTES THROUGH VENDING MACHINES (**SECOND READING - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL**)

A motion was made by Councilmember Tilley, seconded by Councilmember Cullen, for a second reading of Bill #1046. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1046 was read for the second time. A roll call vote was taken for passage and approval of Bill #1046, with the following results: Ayes - Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - Levinson. Whereupon Mayor Leonard declared Bill #1046 approved, passed it and it became **ORDINANCE #1011**.

BILL #1047 PROVIDES FOR AUTHORIZATION AND APPROVAL FOR ESTABLISHMENTS LICENSED TO SELL INTOXICATING LIQUOR IN THE ORIGINAL PACKAGE TO ALLOW WINE TASTING AT SAID ESTABLISHMENTS (**SECOND READING - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL**)

A motion was made by Councilmember Tilley, seconded by Councilmember Cullen, for a second reading of Bill #1047. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1047 was read for the second time. A roll call vote was taken for passage and approval of Bill #1047, with the following results: Ayes - Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1047 approved, passed it and it became **ORDINANCE #1012**.

BILL #1051 PERTAINS TO THE ACCEPTANCE OF PUBLIC STREETS WITHIN WILSON VIEW ESTATES SUBDIVISION IN THE CITY OF CHESTERFIELD (**FIRST READING - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL**)

A motion was made by Councilmember Levinson, seconded by Councilmember Politte, for the first reading of Bill #1051. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1051 was read for the first time.

BILL #1052 APPROVES THE INSTALLATION OF FIRE HYDRANTS WITHIN THE CITY OF CHESTERFIELD (**FIRST AND SECOND READING - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL**)

A motion was made by Councilmember Levinson, seconded by Councilmember Politte, for the first reading of Bill #1052. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1052 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Politte, for a second reading of Bill #1052. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1052 was read for the second time. A roll call vote was taken for passage and approval of Bill #1052, with the following results: Ayes - Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1052 approved, passed it and it became **ORDINANCE #1013**.

LEGISLATION - PLANNING COMMISSION

BILL #1053 **AMENDS THE CITY OF CHESTERFIELD ZONING ORDINANCE SECTION 1003.040, INTERPRETATION AND EXTENSION OF DISTRICT BOUNDARIES (P.Z. 3-95, CITY OF CHESTERFIELD PLANNING COMMISSION) (PLANNING COMMISSION RECOMMENDS APPROVAL)**

A motion was made by Councilmember Hurt, seconded by Councilmember Levinson, for the first reading of Bill #1053. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1053 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Levinson, for a second reading of Bill #1053. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1053 was read for the second time. A roll call vote was taken for passage and approval of Bill #1053, with the following results: Ayes - Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1053 approved, passed it and it became **ORDINANCE #1014**.

BILL #1054 **AMENDS THE CITY OF CHESTERFIELD ZONING ORDINANCE SECTION 1003.193, APPEAL AND PROTEST PROCEDURE FOR SPECIAL PROCEDURES (P.Z. 4-95, CITY OF CHESTERFIELD PLANNING COMMISSION) (PLANNING COMMISSION RECOMMENDS APPROVAL)**

A motion was made by Councilmember Hurt, seconded by Councilmember Levinson, for the first reading of Bill #1054. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1054 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Cullen, for a second reading of Bill #1054. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1054 was read for the second time. A roll call vote was taken for passage and approval of Bill #1054, with the following results: Ayes - Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon

Mayor Leonard declared Bill #1054 approved, passed it and it became **ORDINANCE #1015**.

BILL #1055 PROVIDES FOR THE APPROVAL OF THE RECORD PLAT AND TRUST INDENTURE FOR THE RIVERSCENE ESTATES SUBDIVISION, A SUBDIVISION LOCATED ON THE NORTH SIDE OF WILD HORSE CREEK ROAD AT OLD WILD HORSE CREEK ROAD AND FICK FARM ROAD (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Levinson, for the first reading of Bill #1055. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1055 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Cullen, for a second reading of Bill #1055. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1055 was read for the second time. A roll call vote was taken for passage and approval of Bill #1055, with the following results: Ayes - Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1055 approved, passed it and it became **ORDINANCE #1016**.

BILL #1056 APPROVES A BOUNDARY ADJUSTMENT PLAT FOR LOTS 303 AND 304 OF CHESTERFIELD FARMS PLAT 1 SUBDIVISION; SOUTH SIDE OF CHESTERFIELD FARMS DRIVE, WEST OF LEHIGH MEADOWS DRIVE

A motion was made by Councilmember Hurt, seconded by Councilmember Levinson, for the first reading of Bill #1056. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1056 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Cullen, for a second reading of Bill #1056. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1056 was read for the second time. A roll call vote was taken for passage and approval of Bill #1056, with the following results: Ayes - Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1056 approved, passed it and it became **ORDINANCE #1017**.

BILL #1057 AUTHORIZES A REPLACEMENT BOND FOR WILDHORSE VILLAGE "A" SUBDIVISION (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Levinson, for the first reading of Bill #1057. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1057 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Levinson, for a second reading of Bill #1057. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1057 was read for the second time. A roll call vote was taken for passage and approval of Bill #1057, with the following results: Ayes - Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1057 approved, passed it and it became **ORDINANCE #1018**.

BILL #1058 PROVIDES FOR THE APPROVAL OF THE RESUBDIVISION PLAT OF LOTS 16, 17, 18 AND 19 OF BRAEFIELD SUBDIVISION; NORTH SIDE OF OLIVE BOULEVARD, EAST OF WEST DRIVE (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Levinson, for the first reading of Bill #1058. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1058 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Levinson, for a second reading of Bill #1058. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1058 was read for the second time. A roll call vote was taken for passage and approval of Bill #1058, with the following results: Ayes - Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1058 approved, passed it and it became **ORDINANCE #1019**.

NEW BUSINESS

President Pro Tem Dan Hurt reported that the appointments have been determined for the Chairpersonship of the Planning and Zoning Committee and the Public Works/Parks Committee; however, Chairpersonship for the Finance and Administration Committee and the Public Health and Safety Committee has not been resolved. Due to this situation, selection of these Chairpersons will need to be achieved through the secret ballot process. Discussion ensued. City Attorney Doug Beach distributed ballots to each of the Councilmembers. As a result of the secret ballot selection, the following Committees have been formed for 1995-96:

Public Health and Safety Committee

Councilmember Colleen Hilbert - Ward I - Chairperson
Councilmember Barry Streeter - Ward II
Councilmember Alan Politte - Ward III
Councilmember Linda Tilley - Ward IV

Planning and Zoning Committee

Councilmember Ed Levinson - Ward II - Chairperson
Councilmember Barry Flachsbart - Ward I
Councilmember Dan Hurt - Ward III
Councilmember Mike Cullen - Ward IV

Public Works/Parks Committee

Councilmember Alan Politte - Ward III - Chairperson
Councilmember Colleen Hilbert - Ward I
Councilmember Ed Levinson - Ward II
Councilmember Mike Cullen - Ward IV

Finance and Administration Committee

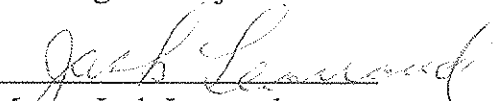
Councilmember Linda Tilley - Ward IV - Chairperson
Councilmember Barry Flachsbart - Ward I
Councilmember Barry Streeter - Ward II
Councilmember Dan Hurt - Ward III

A motion was made by Councilmember Politte, seconded by Councilmember Hurt, to approve the four (4) standing Council Committees for 1995-96 and their Chairpersons. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Politte make a motion to place the name of Councilmember Dan Hurt in nomination for President Pro Tem. The motion was seconded by Councilmember Levinson. No other names were placed in nomination. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

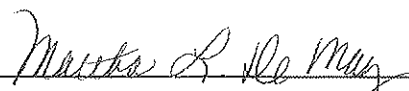
ADJOURNMENT

A motion was made by Councilmember Tilley, seconded by Councilmember Cullen, 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 8:00 P.M.



Mayor Jack Leonard

ATTEST:



Martha L. DeMay, City Clerk