

RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT 922 ROOSEVELT PARKWAY, APRIL 15, 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	Councilmember June Schroeder
Councilmember Betty Hathaway	
Councilmember Nancy Greenwood	
Councilmember Jade Gardner Bute	
Councilmember Dan Hurt	
Councilmember Alan Politte	
Councilmember Dick Hrabko	
Councilmember Linda Tilley	

The Pledge of Allegiance was led by Girl Scout Troop #2001 from Bellerive School: Megan Bezdek, Lee Ann Chen, Stephanie Mann, Ruth Ogilvie, Kami Periasamy and Maryanne Smyly. Also in attendance were Troop Leaders Anne Bezdek, Joanne Ramey and Dora Rotskoff.

Rabbi Barnett Brickner from United Hebrew Congregation led the City Council in prayer.

The minutes of the April 1, 1991, meeting were submitted for approval. A motion was made by Councilmember Greenwood, seconded by Councilmember Bute, 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 Michael J. Doster to preside over the swearing-in ceremony. Judge Doster administered the Oath of Office to Councilmembers Betty Hathaway - Ward I, Susan Clarke - Ward II, Dan Hurt - Ward III and Dick Hrabko - Ward IV.

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

PRESENTABSENT

Mayor Jack LeonardNone
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

COMMUNICATIONS AND PETITIONS

Mr. Eric Ludwig, who resides at 337 Cooperstown Drive, addressed the City Council with regard to his concern about remarks attributed to Councilmember Hathaway in an article printed in the Chesterfield Journal. Mr. Ludwig expressed his displeasure with the public comments that had been made and requested Councilmember Hathaway's resignation.

Mr. Ron Chitwood, who resides at 120 Bellechasse, addressed City Council with regard to his concern about remarks attributed to Councilmember Hathaway. Mr. Chitwood expressed his displeasure with the public comments that had been made and requested Councilmember Hathaway's resignation.

Mr. Max Hagerman, who resides at 191 Glen Cove, expressed his support for Councilmember Hathaway.

Ms. Betsy Hamra, who resides at 3512 Ridgemeanow, expressed her support for Councilmember Hathaway regarding Councilmember Hathaway.

Mr. Maurice Allen, who resides at 271 Glen Hollow, expressed his support for Councilmember Hathaway.

Mr. Royce Engle, who resides at 135 Ridgecrest Drive, expressed his support for Councilmember Hathaway.

Mr. J. D. Francis, who resides at 281 Heather Crest Drive, expressed his support for Councilmember Hathaway, as well.

Councilmember Hathaway responded to the article which had been printed in the newspaper by publicly apologizing for any comments made by her. She went on to state that the comments had been taken totally out of context. She further apologized for having offended anyone and did not

intend for her comments to be taken in the manner in which they were reported.

INTRODUCTORY REMARKS - MAYOR JACK LEONARD

Mayor Leonard next reported that he, as well as City Attorney Beach and City Administrator Herring, would be attending the Public Hearing scheduled before the State of Missouri Supreme Court with regard to the sales tax situation on April 16, 1991.

Mayor Leonard stated that a Public Hearing had been scheduled next on the agenda to officially and publicly consider the issuance of revenue bonds by the Industrial Development Authority for the City of Ellisville to Friendship Village. Mayor Leonard recognized Mr. Richard Funk, Administrator for Friendship Village of West County, 15201 Olive Boulevard. Mr. Funk stated that Friendship Village was seeking the City Council's support in their endeavor to obtain an \$11 million bond issue issued through the City of Ellisville Industrial Development Authority. The purpose of the bond issue is to refinance the entire debt of Friendship Village of West County and would also allow for extra funds to be used for reserves for the operation of the facility. The City of Ellisville has approved the issuance of these bonds. City Attorney Doug Beach stated that according to law, a Resolution must be passed by City Council to authorize issuance of these bonds. City Attorney Beach read Resolution #101 in its entirety. A motion was made by Councilmember Bute, seconded by Councilmember Hathaway, to approve Resolution #101. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

COUNCIL COMMITTEE REPORTS

Planning/Economic Development

Councilmember Betty Hathaway, Chairperson of the Planning/Economic Development Committee, reported that Fire Marshall Dave Nichols of the Chesterfield Fire Protection District addressed the Committee and presented a map which depicted routes and response times for emergency vehicles in the area of Wilson Road and Wilson Spur. He concluded by indicating that if Wilson Spur were open, response time for emergency vehicles would be improved. Fire Marshall Nichols next discussed paver blocks in some areas and what the break-point is for a subdivision where two (2) entrances are needed, or a stub street should be provided.

Councilmember Hathaway next indicated that Bill #576, P.Z. 14-90, Storage Masters, and Bill #577, P.Z. 6-91 will be considered for approval under the legislation portion of the agenda.

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

April 17, 1991, at 5:30 P.M.

Finance and Administration

City Administrator Mike Herring, on behalf of Councilmember June Schroeder, Chairperson of the Finance and Administration Committee, reported that the Finance and Administration Committee unanimously endorsed the following individuals to serve on the Finance and Administration Citizen Advisory Committee as nominated by Mayor Jack Leonard: Maurice Allen, Bert Schweizer, Craig Grantham, Joseph Stephans, William Bilkey, Brian Paluch and Ronald Stahl. Following Mayor Leonard's action to nominate each of these individuals, a motion was made by Councilmember Politte, seconded by Councilmember Bute, to approve all nominees. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. (A listing of all nominees, with their respective terms of office, is attached)

City Administrator Herring next reported that plans were underway for a celebration of the accomplishments of the Parkway West and Parkway Central High Schools' boys basketball teams at Chesterfield Mall scheduled for April 20, 1991. The City of Chesterfield has been asked to contribute \$250.00 for the purchase of trophies/plaques to present to each of the boys on the teams. At the request of Mayor Leonard, a motion was made by Councilmember Hurt, seconded by Councilmember Politte, to approve this expenditure for trophies/plaques. Councilmember Hurt expressed his concern with regard to this proposal. Councilmember Greenwood expressed her concern regarding this proposal. A voice vote was taken with an affirmative result (Councilmembers Greenwood and Hurt voted no) and the motion was declared passed.

Public Works/Parks

Councilmember Jade Gardner Bute, Chairperson of the Public Works/Parks Committee, recognized Councilmember Alan Politte, Council liaison to the Parks/Recreation Committee, to discuss the results of the parks/recreation questionnaire. Councilmember Politte expressed his appreciation for the work that has been accomplished thus far and highlighted some of the results contained in the Parks/Recreation Survey Results document. In addition, he outlined briefly the procedure that will be followed in order to complete this study. In addition, Councilmember Bute stated that the City will look into the possibility of applying for matching funds currently available from the State of Missouri

Councilmember Bute next reported that the first spring recycling day was held at Chesterfield Mall April 13, 1991. The recycling event was a tremendous success! Environmental Industries participated in the recycling program. Two more recycling days have been scheduled - May 11 and June 8, 1991, at the Mall and with the assistance from Environmental Industries before curbside recycling begins July 1, 1991.

Councilmember Bute next reported on the status of the Capital Street Improvement Project. Drawings and specifications have been completed and bids have been sent out. Bids are due April 29, 1991. A recommendation should be submitted to Council at the May 6, 1991, City Council meeting.

Councilmember Bute announced the next meeting of this Committee has been scheduled for May 9, 1991, at 7:30 A.M.

Public Health and Safety

Councilmember Dan Hurt, Chairperson of the Public Health and Safety Committee, recognized Councilmember Linda Tilley, who reported on Drug/Alcohol Abuse Awareness Day, which was held April 13, 1991, at Chesterfield Mall. Councilmember Tilley stated that the program was a tremendous success and publicly expressed her thanks to Kay Fletcher, Chairperson of the Drug/Alcohol Abuse Task Force, and the entire Task Force for all their time and effort in making it a fun-filled day at the Mall. In addition, Councilmember Tilley expressed her thanks to the Chesterfield Police Department, Police Reserves and Explorer Scouts who assisted in the program. A special thanks was also given to Mr. Gary Langfitt, General Manager of the Chesterfield Mall.

Councilmember Hurt next reported on the proposed "No Smoking" booklet, which will be provided to area businesses detailing Ordinance #535 with regards to the City of Chesterfield's "no smoking" policy, which will become effective July 1, 1991. The estimated cost of printing and distribution of this booklet shall not exceed \$1,500.00. A motion was made by Councilmember Hurt, seconded by Councilmember Tilley, to approve the printing and distribution of this booklet and not to exceed \$1,500.00. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt next reported that the Committee has unanimously approved a proposal to assign six (6) patrol officers as alternating members of the Major Case Squad. The officers will be trained on their own time; however, they will be reimbursed with comp time. In addition, the Committee voted unanimously to recommend that a maximum cap be established for all such participants in this program of a total of 190 hours/year.

Councilmember Hurt next reported that the Rotary Club of Chesterfield is in the process of developing a "Safety Town", which would be located on the parking lot of the Montessori School, Ladue Road, near its intersection with Green Trails Drive. They also had requested funding for this project. After review by the Department of Planning/Economic Development it was ascertained that the site is suitable and in compliance with the City of Chesterfield Zoning Ordinances. In addition, the Committee directed Mayor Leonard and Chief Johnson to communicate with the Rotary Club that they are welcome to apply for funding support from the City of Chesterfield through the Contributions for Special Events program, which is money taken from the business license fees.

Councilmember Hurt announced the next meeting of this Committee has been scheduled for May 14, 1991, at 5:30 P.M.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Herring reported that a request has been received from the Chesterfield Chamber of Commerce for three (3) temporary liquor licenses in order to serve intoxicating liquor by the drink at the Concert in the Park series. The concerts are scheduled for June 18, July 16 and August 20, 1991. The applications have been reviewed and approved by Chief of Police Ray Johnson and Director of Planning/Economic Development Jerry Duepner. A motion was made by Councilmember Hathaway, seconded by Councilmember Hurt, to approve issuance of these licenses. A voice vote was taken with an affirmative result (Councilmember Hrabko abstained) and the motion was declared passed.

NEW BUSINESS

Mayor Leonard stated that a President Pro-Tem needed to be selected from the Councilmembers. A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, to place the name of Councilmember Nancy Greenwood in nomination. A motion was made by Councilmember Tilley, seconded by Councilmember Hurt, to place the name of Councilmember Dick Hrabko, in nomination. A roll call vote was taken with the following results: Greenwood - Hathaway, Greenwood, Clarke, Bute. Hrabko - Hurt, Politte, Hrabko, Tilley. Mayor Leonard broke the tie vote by casting his vote for Councilmember Hrabko. Councilmemb4er Hrabko was selected a President Pro-Tem.

LEGISLATION - PLANNING COMMISSION

BILL #576AMENDS THE "M-3" PLANNED INDUSTRIAL ORDINANCE ON THE SOUTH SIDE OF CHESTERFIELD AIRPORT ROAD AND THE NORTH SIDE OF OLIVE BOULEVARD (P.Z. 14-90, STORAGE MASTERS, INC.)

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for the first reading of Bill #576. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #576 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for a second reading of Bill #576. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #576 was read for the second time. A roll call vote was taken for passage and approval of Bill #576, with the following results: Ayes - None. Nays - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley.. Whereupon Mayor Leonard declared Bill #576 was DEFEATED.

BILL #577 AMENDS THE CITY OF CHESTERFIELD ZONING ORDINANCE BY AMENDING SECTION 1003.107 "NU" NON-URBAN DISTRICT, 1003.111 "R-1" 1 ACRE RESIDENCE DISTRICT, 1003.112 "R-1A" 22,000 SQ. FT. RESIDENCE DISTRICT, 1003.113 "R-2" 15,000 SQ. FT. RESIDENCE DISTRICT, 1003.115 "R-3" 10,000 SQ. FT. RESIDENCE DISTRICT OF THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD AND AMENDS ORDINANCE #521 TO PROVIDE AMENDED MINIMUM LOT AREA OF REQUIREMENTS FOR MORTUARIES AS A CONDITIONAL USE WITHIN SAID SECTIONS

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for the first reading of Bill #577. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #577 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for a second reading of Bill #577. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #577 was read for the second time. A roll call vote was taken for passage and approval of Bill #577, with the following results: Ayes - Hathaway, Greenwood, Bute, Hurt, Politte and Tilley. Nays - Hrabko. Councilmember Clarke abstained. Whereupon Mayor Leonard declared Bill #577 approved, passed it and it became ORDINANCE #574.

ADJOURNMENT

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