**RECORD OF PROCEEDING**

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MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT
922 ROOSEVELT PARKWAY, MARCH 16, 1992

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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 | None |
| 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 | |

The Pledge of Allegiance was led by Girl Scout Troop #2602 from Bellereive School: Jessica Friedeman, Melanie Smiley, Carrie Goldfeder and Tiffany Grass. Also in attendance were Troop Leaders Tracy Grass and Joni Schwartzbauer.

Reverend Joseph Pins from Ascension Catholic Church led the City Council in prayer.

The City Council minutes of the March 2, 1992, meeting were submitted for approval. A motion was made by Councilmember Bute, seconded by Councilmember Hurt, to approve the minutes. Councilmember Clarke made a motion to amend the minutes, under "Communications and Petitions", to include a verbatim transcript of a verbal exchange, involving Mayor Leonard and Councilmember Hathaway, which occurred during the March 2 City Council meeting. Councilmember Clarke read the verbatim transcript that she wanted included. The motion to amend the minutes, to include the verbatim transcript, was seconded by Councilmember Politte. A roll call vote was taken with the following results: Ayes - Clarke, Politte, Hrabko. Nays - Hathaway, Greenwood, Bute, Hurt, Tilley. The motion to amend the minutes was defeated. A voice vote was taken for the approval of the minutes with an affirmative result (Councilmember Clarke voted no) and the motion was declared passed.

The Public Meeting minutes of March 3, 1992, with regard to the Parks Study - Phase I were submitted for approval. A motion was made by Councilmember Bute, seconded by Councilmember Politte, to approve the minutes. Councilmember Clarke requested that the following additions be included in the minutes under Communications and Petitions: Mr. Tom Maddox's comments include a general statement indicating "no more money be spent on studies"; Mr. James Entwistle remarks include a general statement indicating "no need for more studies". The motion was seconded by Councilmember Hrabko. A roll call vote was taken with the following results: Ayes - Greenwood, Clarke, Bute, Hrabko, Tilley. Nays - Hathaway, Hurt, Politte. The motion was declared passed. A roll call vote was taken for approval of the public meeting minutes, as amended, with the following results: Ayes - Greenwood, Clarke, Hurt, Hrabko, Tilley. Nays - Hathaway, Bute, Politte, The motion was declared passed. Councilmember Politte requested clarification concerning the action taken by Councilmember Clarke to the the public meeting minutes. Councilmember Clarke responded by stating the minutes are a summary of what transpired and when residents reflect their views, such as in this case with requesting that no more money be spent on studies, that those views should be reflected in the minutes. Councilmember Hurt questioned why specific wording was being included in the minutes. Councilmember Clarke responded that the changes were to be general, and not verbatim. Councilmember Bute stated that even though Mr. Maddox made the comments with regard to no more money being spent on studies, he supported the need for parks. Councilmember Politte stated that the results of the Parks and Recreation Survey showed a great deal of support for the development of parks and recreation in the community. He also stated that many residents were in attendance for the Parks Study - Phase I and very few of those individuals chose to express their views.

## COMMUNICATIONS AND PETITIONS

Mr. Clayton Hathaway, who resides at 112 High Valley Drive, expressed his concerns with regard to the expansion of the St. Louis County Spirit of St. Louis Airport and that the residents are not being involved in the planning process.

## INTRODUCTORY REMARKS - MAYOR JACK LEONARD

Mayor Jack Leonard reported that a letter had been received from Carol Price from the University of Missouri Extension Center, requesting that the term of office for Mr. Michael Miller, who was recently appointed by the City, be extended to February 20, 1993. A motion was made by Councilmember Greenwood, seconded by Councilmember Tilley, to approve the extension of Mr. Miller's term of office. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.
Mayor Leonard next announced that a Public Meeting has been scheduled for March 18, 1992, at 7:30 P.M., with regard to the Government Center/Central Park Study. After much discussion, a motion was made by Councilmember Hrabko, seconded by Councilmember Tilley, to postpone the Public Meeting to allow Council more time to review the Study as provided by Sverdrup. Additional discussion ensued with regard to the pros and

cons of postponing this meeting. Mr. Herring requested clarification on "public meeting" and "public hearing". City Attorney Beach described a "public hearing" as being a legally required meeting and all other meetings to which the public is invited to attend would be considered a "public meeting". A roll call vote was taken with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. The motion was declared passed, and the meeting was postponed.

Councilmember Jade Gardner Bute announced that the Kammergild Chamber Orchestra will present a concert to be held on March 29, 1992, at 4:00 P.M., at the West County YMCA.

## COUNCIL COMMITTEE REPORTS

### Planning and Economic Development

Councilmember Betty Hathaway, Chairperson of the Planning/Economic Development Committee, reported that, with the successful completion of the eastward annexation effective May 15, 1992, redistricting will, once again, be necessary. With the additional population of approximately 3,800 split between Wards 1 and 2, the population balance between all four (4) wards would not fall within the 10% variance goal. The Committee voted unanimously to recommend that a Citizens Task Force composed of two (2) residents from each Ward, and one (1) from the annexed area be established. It was recommended that Mayor Leonard seek nominees from the City Council. Assistant City Administrator/Personnel Director Brenda Love Collins will serve as Staff liaison. An amendment to the Committee recommendation was made by Councilmember Hrabko that one (1) Councilmember from each Ward also serve on this Task Force. A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, to approve the establishment of the Citizens Task Force to be comprised of two (2) residents from each Ward and one (1) from the annexed area, nominated by the Mayor, one (1) Councilmember from each Ward and Ms. Collins serving as Staff liaison for the purpose of redistricting all four (4) Wards. This effort will begin after May 15, 1992. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hathaway next reported that Bill #'s 667 - 672 will be considered for adoption under the Legislation portion of the agenda. Councilmember Hathaway reported that, after much discussion with regard to Bill #667, Council agreed to amend Bill #667 by deleting Section 4.

Councilmember Hathaway announced that the next meeting of this Committee will be held March 18, 1992, at 5:30 P.M.

### Public Works/Parks

Councilmember Jade Gardner Bute, Chairperson of the Public Works/Parks Committee, announced that the next meeting of this Committee has been scheduled for March 19, 1992, at 7:30 A.M.

Public Health and Safety

Councilmember Alan Politte, Chairperson of the Public Health and Safety Committee, announced that the next meeting of this Committee has been scheduled for March 24, 1992,
at 12:00 Noon.

Finance and Administration

Councilmember Linda Tilley, Chairperson of the Finance and Administration Committee, reported that Bill #666 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Tilley announced that the next meeting of this Committee has been changed to April 27, 1992, at 7:30 A.M.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that the City recently obtained bids for the purchase of a brush chipper for use within our Public Works Department. The budget contains a 1992 appropriation of $16,500 for this purchase. Two (2) companies submitted bids for this item. The lowest, qualified bid was received from Beckman Turf for an Olathe 986 Brush Chipper for $15,450. Mr. Herring joined Finance Director Jan Hawn and Director of Public Works/City Engineer Bill Hawn, in recommending that the City purchase the Olathe 986 Brush Chipper from Beckman Turf for $15,450. A motion was made by Councilmember Bute, seconded by Councilmember Greenwood, to purchase the Olathe 986 Brush Chipper from Beckman Turf for $15,450. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that the City recently obtained bids for a vibratory roller for use in our Public Works Department. The City received ten (10) bids. Consequently, the lowest, qualified bid was received from Cummings, McGowan & West for $6,465 to purchase a Mauldin 1250 vibratory roller. The 1992 budget contains an appropriation of $7,500 for the purchase of this item. Mr. Herring joined with Jan Hawn, Finance Director, Bill Hawn, Director of Public Works/City Engineer and Mike Giesel, Assistant City Engineer, in recommending that City Council approve the bid submitted by Cummings, McGowan & West for the purchase of a Maulding 1250 Vibratory Roller for a total cost of $6,465. A motion was made by Councilmember Hrabko, seconded by Councilmember Bute, for the purchase of the Mauldin 1250 vibratory roller from Cummings, McGowan & West for $6465. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that the City recently obtained bids for plant mixed concrete. Five (5) companies submitted bids for plant mixed concrete for use by our Public Works Department, with the low comprehensive bid submitted by Breckenridge for cubic yard unit pricing of $1.20 for calcium chloride -1%, $2.40 for calcium chloride - 2%, $39.00 for delivered concrete - 6 sack, and $41.50 for delivered concrete - 7 sack. The 1992 budget includes an appropriation of $72,000 for plant mixed concrete purchases. Mr. Herring joined with Finance Director Jan Hawn and Bill Hawn, Director of Public Works/City Engineer, in recommending that City Council approve the bid submitted by Breckenridge at the unit pricing detailed above. A motion was made by Councilmember Greenwood, seconded by Councilmember Bute, to purchase the plant mixed concrete for the price as stated above. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that the City recently received bids for bagged cement for use by our Public Works Department. Two (2) bids were received, with the low bid submitted by Kienstra, Inc. for per sack unit pricing of $4.20 for delivered 94# bag cement and $3.95 for city pick up 94# bag cement. The 1992 budget includes an appropriation of $4,000 for bagged cement purchases. Mr. Herring joined with Finance Director Jan Hawn and Bill Hawn, Director of Public Works/City Engineer, in recommending that City Council approve the bid submitted by Kienstra, Inc. at the unit pricing detailed above. A motion was made by Councilmember Greenwood, seconded by Councilmember Hurt, to purchase the bagged cement purchases at the bid prices stated above from Kienstra, Inc. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that the City recently received bids for delivered rock, sand and soil for use by our Public Works Department. Five (5) companies submitted bids, with the low bid for clean and minus rock and sand by St. Charles Quarry at unit pricing of $6.20 per ton, $7.05 per ton, and $7.80 per ton. The only bid for trap rock was submitted by N. B. West, for $12.75 per ton. No bids were received for soil. The 1992 budget includes an appropriation of $28,000 for clean and minus rock and sand and $3,500 for trap rock. Mr. Herring joined with Ms. Hawn and Bill Hawn, Director of Public Works/City Engineer, in recommending that City Council approve the clean and minus rock and sand bid submitted by St. Charles Quarry at the unit pricing detailed above and the trap rock bid submitted by N. B. West at the unit pricing detailed above. A motion was made by Councilmember Bute, seconded by Councilmember Greenwood, to purchase the rock and sand at the bid prices stated above from St. Charles Quarry. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that bids were recently received for a skid steer loader for use by the Public Works Department. Seven (7) bids were received for this item. The lowest, qualified bid was received from Case Power at $12,218 for a Case 1840 Skid Steer Loader. The 1992 budget includes $13,500 for a skid steer loader. Mr. Herring joined with Finance Director Jan Hawn and Bill Hawn, Director of Public Works/City Engineer in recommending that City Council approve the bid from Case Power for $12,218 to purchase Case 1840 Skid Steer Loader. A motion was made by Councilmember Bute, seconded by Councilmember Hrabko, for the purchase of the Case 1840 Skid Steer Loader from Case Power for a price of $12,218. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring expressed his pleasure with the 1991 Annual Report prepared by City Staff and finalized by Assistant City Administrator/Personnel Director Brenda Love Collins. Mr. Herring commended the efforts of Ms. Collins, as well as the entire Staff, in making this document better every year. Mr. Herring indicated that the 1991 Annual Report should be available to the public within the next week.

LEGISLATION

BILL #666 AMENDS ORDINANCE #217 OF THE CITY OF CHESTERFIELD BY REVISING A POSITION CLASSIFICATION TITLE

A motion was made by Councilmember Tilley, seconded by Councilmember Bute, for the first reading of Bill #666. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #666 was read for the first time.

A motion was made by Councilmember Tilley, seconded by Councilmember Greenwood, for a second reading of Bill #666. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #666 was read for the second time. A roll call vote was taken for passage and approval of Bill #666, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #666 approved, passed it and it became ORDINANCE #658.

LEGISLATION - PLANNING COMMISSION

BILL #667 AMENDS THE BUILDING CODE OF THE CITY OF CHESTERFIELD BY AMENDING ORDINANCE #211 SECTION 113.2.1 AND 117.4 RELATIVE TO ENFORCEMENT AND BY DELETING SECTIONS 112.12.1, 114.3.17 RELATIVE TO PARKING LOTS AND 2902.6 RELATIVE TO ELECTION SIGNS

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for the first reading of Bill #667, as amended by deleting 2902.09 as it appears in Section 4. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #667 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Tilley, for a second reading of Bill #667. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #667 was read for the second time. A roll call vote was taken for passage and approval of Bill #667, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #667 approved, passed it and it became ORDINANCE #659.

BILL #668 APPROVES THE ESCROW AGREEMENT FOR THE ENCLAVE AT GREEN TRAILS SUBDIVISION

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for the first reading of Bill

#668. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #668 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Tilley, for a second reading of Bill #668. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #668 was read for the second time. A roll call vote was taken for passage and approval of Bill #668, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #668 approved, passed it and it became ORDINANCE #660.

BILL #669PROVIDES FOR THE APPROVAL OF A SUBDIVISION RECORD PLAT FOR LOT "CC" OF ST. LOUIS AIRPARK

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for the first reading of Bill #669. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #669 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for a second reading of Bill #669. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #669 was read for the second time. A roll call vote was taken for passage and approval of Bill #669, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #669 approved, passed it and it became ORDINANCE #661.

BILL #670PROVIDES FOR THE APPROVAL OF THE EASEMENT PLAT FOR STONEBRIAR SUBDIVISION; A SUBDIVISION LOCATED ON THE NORTH SIDE OF KEHRS MILL ROAD, EAST OF CLARKSON ROAD

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for the first reading of Bill #670. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #670 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for a second reading of Bill #670. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #670 was read for the second time. A roll call vote was taken for passage and approval of Bill #670, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #670 approved, passed it and it became ORDINANCE #662.

BILL #671PROVIDES FOR THE APPROVAL OF THE RECORD PLAT, ESCROW AGREEMENT AND WARRANTY DEED FOR STONEBRIAR PLAT IIIA, A SUBDIVISION LOCATED ON THE NORTH SIDE OF KEHRS MILL ROAD, EAST OF CLARKSON ROAD

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for the first reading of Bill #671. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #671 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #671. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #671 was read for the second time. A roll call vote was taken for passage and approval of Bill #671, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #671 approved, passed it and it became ORDINANCE #663.

BILL #672OFFICIALLY DESIGNATES THE DEPARTMENT OF PLANNING AND ECONOMIC DEVELOPMENT AS THE DEPARTMENT OF PLANNING

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for the first reading of Bill #672. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #672 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Tilley, for a second reading of Bill #672. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #672 was read for the second time. A roll call vote was taken for passage and approval of Bill #672, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #672 approved, passed it and it became ORDINANCE #664.

ADJOURNMENT

A motion was made by Councilmember Greenwood, seconded by Councilmember Clarke, that the meeting be adjourned. Councilmember Bute next read a statement with regard to her concerns that the consultant of the Government Center/Central Park Study was, apparently, at fault, in that information had "leaked" prior to the City Council formally receiving the results of the study. Councilmember Bute stated that confidentiality is one of the most important services a consultant can provide and indicated that this has been compromised in the process. City Attorney Beach explained that the purpose of the Executive Session meeting was for City Council to consider the information to be presented concerning the Government Center/Central Park Study, which will be associated with property acquisition negotiations. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. A motion was made by Councilmember Hathaway, seconded by Councilmember Politte, to go into Executive Session for the purpose of discussing property acquisition. A roll call vote was taken with the following results: Ayes - Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - Hathaway and Greenwood. The motion was declared passed. The meeting was adjourned at 7:50 P.M.

Mayor Jack Leonard

ATTEST:

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Martha L. DeMay, City Clerk