



RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD
AT 16052 SWINGLEY RIDGE ROAD

SEPTEMBER 7, 1999

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

A roll call was taken with the following results:

PRESENT

ABSENT

Mayor Nancy Greenwood
Councilmember Barry Flachsbart (arrived at 8:55 p.m.)
Councilmember Jane Durrell
Councilmember Barry Streeter
Councilmember Larry Grosser
Councilmember Dan Hurt
Councilmember Mike Casey
Councilmember Linda Tilley
Councilmember Mary K. Brown

None

Mayor Nancy Greenwood led the Pledge of Allegiance.

Mayor Greenwood next led those in attendance in a moment of silent prayer.

APPROVAL OF MINUTES

The minutes of the August 16, 1999, Public Hearing were submitted for approval. Councilmember Grosser made a motion to approve the minutes. Councilmember Durrell seconded the motion. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

The minutes of the August 16, 1999, City Council meeting were submitted for approval.

Councilmember Grosser made a motion to approve the minutes. Councilmember Durrell seconded the motion. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

INTRODUCTORY REMARKS

Mayor Greenwood announced that, in celebration of National Archeological Month, ancient artifacts from the Chesterfield area are on loan from the University of Missouri and are on display at the Chesterfield Mall. She encouraged all residents to visit this display.

Mayor Greenwood presented a proclamation to Maurice and Arlene Allen who have lived and served the Chesterfield community for 24 years. The Allens are moving to Connecticut.

COMMUNICATIONS AND PETITIONS

John Siemers, who resides at 1521 Walpole and is Assistant to the Superintendent of Public Affairs for the Parkway School District, expressed support for the cost-sharing project with the City of Chesterfield for the River Bend Elementary School and Greentrails Elementary School parks.

Mike Michaels, who resides at 14636 Chesterfield Trails and is Chairperson of the Drug Abuse Task Force, shared with the Mayor and City Council the various activities and programs the Task Force is involved in within the community. She invited the Mayor and City Council to attend the monthly meetings and thanked those who have participated in the support of the activities.

Ray Kergo, who resides at 15815 Newton Ridge Drive and is Treasurer for the Villages of Baxter Ridge Condominium Association, requested assistance from the City in expediting the approval of the revised condominium plats for the Association.

Ted Allison, who resides at 2126 Chesterfield Place, expressed support for the City of Chesterfield becoming a Charter City. He further stated his support for voting on legislation at two separate City Council meetings.

John Walters, who resides at 15204 Kempwood Drive and is President of the Chesterfield Residents Association, supported Councilmember Larry Grosser in his decision to vote in City Council meetings during his recuperation period.

Royce Engle, who resides at 135 Ridgecrest Drive, represented the Senior Citizens Opposed to Tax Increases. He expressed opposition to the proposed ½ cent sales tax for parks and requested a call for reconsideration.

Fred Bern, who resides at 14308 Conway Meadows Court, wished Councilmember Larry Grosser a speeding recovery.

Mal Kenny, who resides at 28 Ridge Crest Drive, expressed his opposition to the ½ cent sales

tax for parks.

Lee Wall, who resides at 14759 Plumas Drive, expressed opposition to the proposed Sachs and Vitt developments in the Conway Road area. In addition, he supported Councilmember Grosser voting during his recuperation period.

Laura Luecking, who resides at 15021 Conway Road, wished Councilmember Grosser a speedy recovery. She opposed the traffic study done on Conway Road during the week prior to the Labor Day holiday and expressed the need to comply with the Comprehensive Plan and Land Use Plan.

Bob Wald, who resides at 1600 Baxter Forest Ridge Court and Chairperson of the Parks Recreation and Arts Citizens Advisory Committee, supported "Plan A," which was developed by the Committee. He announced that the campaign committee, "Citizens for Parks" will be chaired by Bob Buck. And lastly, he solicited support for Proposition "P" and "Plan A."

Councilmember Grosser stated his intention to participate in Council meetings by speakerphone during his recuperation period. Mayor Greenwood stated that while legal to do so, consequences of voting should be carefully considered.

Jade Gardner Bute, who resides at 15593 Bedford Ridge and represented Friends of the Parks and Citizens for Parks, gave the results of the survey on parks and, as a result of the positive support from the residents, requested support from City Council for "Plan A." She also wished Councilmember Grosser a rapid recovery.

Terry Weatherby, who resides at 570 Corley, thanked those who participated in the parks survey and gave additional results of that survey.

Peggy Shin, who resides at 139 Heather Ridge Drive, expressed support for "Plan A" for parks.

Darcy Capstick, who resides at 2085 Baxter Road and Chairperson of the Citizens Committee for the Environment, expressed support for "Plan A" for parks.

Bob Grant, who resides at 14721 Westerly Place, expressed support for "Plan A" for parks.

Deb Statter, who resides at 48 Whitmore Drive, thanked the City for its support of the River Bend School park and urged support for "Plan A."

Mike Kodner, who resides at 216 Whitebrook Court, expressed support for "Plan A" for parks and Proposition P.

Janie Clauson expressed support for "Plan A" for parks and Proposition P.

Steve Domahidy, who resides at 16420 Andreas Drive, expressed support for "Plan A" for parks and Proposition P.

Wendy Geckler, who resides at 26 Chesterfield Lakes Drive, read a letter from Chesterfield resident, Kay Folsom, who expressed support for “Plan A” and Proposition P and wished Councilmember Grosser a speedy recovery.

Joe Allison, who resides at 1291 Hidden Oak, expressed support for “Plan A” for parks and Proposition P.

Mike Hayna, President of the Chesterfield Community Association, expressed support for “Plan A” for parks and Proposition P.

Bob Buck, who resides at 1360 Carriage Crossing Lane and Chairperson of “Citizens for Parks” campaign committee, expressed support for “Plan A” for parks and Proposition P.

Councilmember Brown made a motion to suspend the rules in order to move to the “New Business” portion of the agenda and address “Plan A,” as recommended by the Parks, Recreation and Arts Citizens Advisory Committee. Councilmember Streeter seconded the motion. A voice vote was taken with a unanimous result and the motion was declared passed. Discussion ensued. Councilmember Durrell made a motion to reconsider putting the ½ cent sales tax issue on the November 2 ballot. Councilmember Flachsbart arrived at 8:55 p.m. and seconded the motion. A voice vote was taken with a negative result (Councilmembers Streeter, Grosser, Hurt, Casey, Tilley and Brown voted “No”) and the motion was declared defeated. Councilmember Streeter made a motion to approve the Five-Year Funding Mechanism Plan and that “Plan A, as recommended by the Parks, Recreation and Arts Citizens Advisory Committee, be adopted. A roll call vote was taken with the following results: Ayes – Streeter, Grosser, Casey, Tilley, Hurt, Brown. Nays – Durrell, Flachsbart. Mayor Greenwood declared the motion passed.

Mayor Greenwood recessed the meeting at 9:10 p.m.

Mayor Greenwood reconvened the meeting at 9:20 p.m.

APPOINTMENTS

Mayor Greenwood nominated Marsha McDonald as a member of the Board of Adjustment. Councilmember Casey made a motion, seconded by Councilmember Streeter, to appoint Marsha McDonald to fill the unexpired term of her husband, James. A voice vote was taken with a unanimous result and the motion was declared passed. Mrs. McDonald’s term will expire June 2004.

Mayor Greenwood next nominated the following individuals to serve on the Home Rule Charter Study Committee.

Ward I

Mike Comens
George Marble
Kurt Schenck

Gordon Sieckmann

Ward II

Jade Bute
Michael Kodner
Ben Murphy
Lynn O'Connell

Ward III

Bob Grant
Don Kemner
Marsha McDonald
Alan Politte

Ward IV

Bob Buck
Connie Fultz
Charles Scheidt
Mary Ann Smythe

At Large

Marilyn Rizzardo

Councilmember Casey made a motion, seconded by Councilmember Grosser, to approve the nominations. A voice vote was taken with a unanimous result and the motion was declared passed. Their terms will expire June 2000.

COUNCIL COMMITTEE REPORTS

Public Works/Parks Committee

Councilmember Barry Flachsbart, Chairperson of the Public Works/Parks Committee, reported that Bill No. 1718 regarding the installation of fire hydrants in Nooning Tree Park Subdivision will be considered for adoption under the Legislation portion of the agenda.

Councilmember Flachsbart announced that the next meeting of the Committee would take place on September 15 at 5:30 p.m.

Finance and Administration Committee

Councilmember Barry Streeter, Chairperson of the Finance and Administration Committee, reported that the next meeting of this Committee has been scheduled for September 16 at 5:30 p.m.

Planning and Zoning Committee

Councilmember Mary Brown, Chairperson of the Planning and Zoning Committee, reported that the following proposed legislation will receive both first and second readings under the Legislation – Planning Commission portion of the agenda: Bill No. 1715 – P.Z. 25-1999, City of Chesterfield (It was noted that Bill No. 1715 is the version recommended for approval by the Planning and Zoning Committee), Bill No. 1716 – Road dedication/easement plat (Edison Avenue at Long Road) and Bill No. 1717 – Record plat for Walnut Grove.

Councilmember Brown announced that the next meeting of this Committee has been scheduled for September 9 at 5:30 p.m.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that by utilizing funds obtained through the Community Development Block Grant Program, bids were recently sought for construction/installation of handicapped access ramps, along Park Forest and Clarkson Woods. Having reviewed the information submitted by Director of Public Works/City Engineer Mike Geisel, he joined with him and Superintendent of Engineering Operations Bonnie Hubert in recommending acceptance of the low bid submitted by R. V. Wagner, Inc., in an amount not to exceed the grant allocation of \$30,000. Councilmember Brown made a motion, seconded by Councilmember Grosser, to accept the bid submitted by R. V. Wagner, Inc., in an amount not to exceed the grant allocation of \$30,000. A voice vote was taken with a unanimous result and the motion was declared passed.

Mr. Herring next reported that bids were recently sought for the reconstruction and re-setting of sidewalk slabs at various locations throughout the City of Chesterfield. Having reviewed this information, he joined with Mr. Geisel in recommending approval of the bid submitted by D. Bennish Construction Company, in an amount not to exceed \$100,000. Sufficient funds exist within the FY1999 Budget to cover this work. Councilmember Grosser made a motion, seconded by Councilmember Brown, to accept the bid submitted by D. Bennish Construction Company, in an amount not to exceed \$100,000. A voice vote was taken with a unanimous result and the motion was declared passed.

Mr. Herring next reported that the following new businesses have requested liquor licenses. Missouri Wine Country, located at Chesterfield Mall, is requesting to sell all kinds of liquor in the original package and Sunday sales. Red Robin Restaurant, located at 17304 Chesterfield Airport Road, is requesting to sell all kinds of liquor by the drink to be consumed on the premises and Sunday sales. Cost Plus World Market, located in Chesterfield Commons, is requesting to sell all kinds of liquor in the original package and Sunday sales. Fees for all licenses will be prorated to June 30, 2000. These applications have been reviewed and approved by the Police and Planning Departments. Councilmember Tilley made a motion, seconded by Councilmember Streeter, to approve the liquor license request from Missouri Wine Country. A voice vote was taken with a unanimous result and the motion was declared passed. Councilmember Grosser made a motion, seconded by Councilmember Hurt, to approve the liquor license request from Red Robin. A voice vote was taken with a unanimous result and the motion was declared passed.

Lastly, Councilmember Tilley made a motion, seconded by Councilmember Grosser, to approve the liquor license request from Cost Plus World Market. A voice vote was taken with a unanimous result and the motion was declared passed.

LEGISLATION

BILL NO. 1718 APPROVES THE INSTALLATION OF FIRE HYDRANTS IN NOONING TREE PARK SUBDIVISION LOCATED WITHIN THE CITY OF CHESTERFIELD (**FIRST AND SECOND READINGS – PUBLIC WORKS/PARKS COMMITTEE**)

Councilmember Flachsbart made a motion, seconded by Councilmember Brown, for the first reading of Bill No. 1718. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No.1718 was read for the first time.

Councilmember Flachsbart made a motion, seconded by Councilmember Grosser, for a second reading of Bill No. 1718. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No.1718 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1718, with the following results: Ayes – Durrell, Casey, Streeter, Hurt, Flachsbart, Brown, Grosser, Tilley. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1718 approved, passed it and it became **ORDINANCE NO. 1550.**

LEGISLATION – PLANNING COMMISSION

BILL NO. 1715 ADDS AND DELETES VARIOUS SECTIONS OF THE ZONING ORDINANCE (P.Z. 25-1999, CITY OF CHESTERFIELD) (**FIRST AND SECOND READINGS - PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL**)

Councilmember Brown made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 1715. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No.1715 was read for the first time.

Councilmember Brown made a motion, seconded by Councilmember Tilley, for a second reading of Bill No. 1715. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1715 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1715, with the following results: Ayes – Hurt, Tilley, Grosser, Brown, Durrell, Streeter. Nays –Flachsbart and Casey. Whereupon Mayor Greenwood declared Bill No. 1715 approved, passed it and it became **ORDINANCE NO. 1551.**

BILL NO. 1716 APPROVES A ROAD DEDICATION AND EASEMENT PLAT FOR EDISON AVENUE AT LONG ROAD ((**FIRST AND SECOND READINGS - DEPARTMENT OF PLANNING RECOMMENDS APPROVAL**)

Councilmember Brown made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 1716. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No.1716 was read for the first time.

Councilmember Brown made a motion, seconded by Councilmember Tilley, for a second reading of Bill No. 1716. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1716 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1716, with the following results: Ayes – Grosser, Brown, Flachsbart, Streeter, Hurt, Tilley, Durrell, Casey. Nays - None. Whereupon Mayor Greenwood declared Bill No.1716 approved, passed it and it became **ORDINANCE NO. 1552.**

BILL NO. 1717 PROVIDES FOR THE APPROVAL OF THE WALNUT GROVE RECORD PLAT, A SUBDIVISION OF A TRACT OF LAND BEING PART OF U.S. SURVEY 126, TOWNSHIP 45 NORTH – RANGE 4 EAST, ST. LOUIS COUNTY, MISSOURI – CITY OF CHESTERFIELD, MISSOURI, ZONED “C-8” AND “FPC-8” ORDINANCE NO. 2016 (**FIRST AND SECOND READINGS - PLANNING COMMISSION RECOMMENDS APPROVAL**)

Councilmember Brown made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 1717. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No.1717 was read for the first time.

Councilmember Brown made a motion, seconded by Councilmember Tilley, for a second reading of Bill No. 1717. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1717 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1717, with the following results: Ayes – Brown, Streeter, Durrell, Casey, Hurt, Flachsbart, Tilley, Grosser. Nays - None. Whereupon Mayor Greenwood declared Bill No.1717 approved, passed it and it became **ORDINANCE NO. 1553.**

ADJOURNMENT

Mayor Greenwood entertained a motion to adjourn the meeting. Councilmember Casey made a motion to adjourn the meeting. Councilmember Grosser seconded the motion. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. The meeting was adjourned at 9:40 p.m.

ATTEST:

Martha L. DeMay, City Clerk