



RECORD OF PROCEEDING

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

December 4, 2006

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

Boy Scout Troop #677 from Ellisville United Methodist Church led everyone in the Pledge of Allegiance: Will Loose, Parker Pfaff, Will Taylor and Matt Brill.

Mayor Nations followed with a moment of silent prayer.

Mayor Nations next presented a Proclamation to the Honorable Richard “Skip” Mange, St. Louis County Councilman, representing District #3, which includes portions of the City of Chesterfield. Mayor Nations commended Mr. Mange for his many years of public service.

A roll call was taken with the following results:

PRESENT

Mayor John Nations
Councilmember Barry Flachsbart
Councilmember Jane Durrell
Councilmember Barry Streeter
Councilmember Bruce Geiger
Councilmember Dan Hurt
Councilmember Mike Casey
Councilmember Mary K. Brown
Councilmember Connie Fults

ABSENT

None

APPROVAL OF MINUTES

The minutes of the November 20, 2006, City Council meeting were submitted for approval. Councilmember Casey made a motion, seconded by Councilmember Geiger, to approve the City Council minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

INTRODUCTORY REMARKS

Mayor Nations announced that candidate filing for the April 2007 election begins December 12 at 8 a.m.

Mayor Nations next announced that the next City Council meeting has been scheduled for Wednesday, January 3, due to New Year's Day falling on Monday, January 1. He next wished everyone a very Happy Holiday Season.

COMMUNICATIONS AND PETITIONS

John Hammond, who resides at 1203 Walnut Hill Farm, requested information from City Attorney Rob Heggie regarding the cell tower located at 1401 Wilson Road. Mr. Heggie replied that a "stop order" is in place as a result of an appeal filed by resident, to the Board of Adjustment. He also responded that he would be providing a formal response to the most recent letter sent by residents of Wilson Road, regarding this cell tower.

Mayor Nations recognized the Boy Scouts from St. Clare Catholic Church and Ellisville United Methodist Church and provided a brief explanation as to how business would be conducted, at this evening's City Council meeting.

COUNCIL COMMITTEE REPORTS

Finance and Administration Committee

Councilmember Bruce Geiger, Chairperson of the Finance and Administration Committee, stated that audit services were re-bid after the expiration of the current three-year contract. He indicated that the Committee recommended that the City award a new three-year contract to Hochschild Bloom & Company. Councilmember Geiger made a motion, seconded by Councilmember Casey, to award the bid to Hochschild Bloom & Company. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Geiger next made a motion to approve Resolution No. 335, which approves the F.Y. 2007 Budget. The motion was seconded by Councilmember Casey. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Public Works/Parks Committee

Councilmember Dan Hurt, Chairperson of the Public Works/Parks Committee, reported that the “Sweet Gum Tree” has been removed from the Street Tree List and that this new list, as amended, was recommended for approval, by the Committee. Councilmember Hurt made a motion, seconded by Councilmember Brown, to adopt the amended Street Tree List. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt next commented that the Committee recommended approval/adoption of the proposed Central Park Master Plan. The motion was seconded by Councilmember Streeter. Councilmember Hurt noted that approval of this motion would also authorize/direct Staff to proceed with the preparation of bid documents, for the completion of all Tier One improvements, within Central Park, as funded by bond proceeds, resulting from the passage of Proposition “P”. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt next made a motion to adopt Resolution No. 334, which approves the Operations and Maintenance Program pertaining to prevention/reduction of stormwater runoff. The motion was seconded by Councilmember Flachsbart. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt next reported that Bill No. 2503 (Approves the installation of a fire hydrant on Wild Horse Creek Road) will be considered for adoption under the “Legislation” portion of the agenda.

Planning and Zoning Committee

Councilmember Mary Brown, Chairperson of the Planning and Zoning Committee, reported that Bill No. 2504 (Approves a Boundary Adjustment Plat) and Bill No. 2505 (Provides for the approval of a Record Plat) will be considered for adoption under the “Legislation – Planning Commission” portion of the agenda.

Councilmember Brown announced that the next meeting of this Committee has been scheduled for December 7 at 5:30 p.m.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that Joe’s Crab Shack, located at #2 McBride and Sons Center Drive, has requested a new liquor license, due to a change in managers. Councilmember Streeter made a motion, seconded by Councilmember Casey, to approve issuance of a new liquor license to Joe’s Crab Shack. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that Yoshi's Sushi, located at 1637 Clarkson Road, has requested a Sunday sales license, as they currently have a "liquor-by-the-drink license". Councilmember Casey made a motion, seconded by Councilmember Streeter, to approve issuance of a Sunday sales liquor license to Yoshi's Sushi restaurant. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that Staff is proposing that the City exercise the first of two, one-year extensions, to its current contract with Coca-Cola, for calendar year 2007. This contract is for the provision of soda and soda supplies to the Family Aquatic Center and the Chesterfield Valley Athletic Complex (CVAC). Under the terms of the contract with Coca-Cola, the City is guaranteed an annual payment of \$20,000, PLUS \$4.00/case of product purchased. During 2006, the City received \$40,000, as a result of this agreement. Councilmember Flachsbart made a motion, seconded by Councilmember Geiger, to extend its contract with Coca-Cola for the calendar year 2007. 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 purchase/installation of architectural fencing materials, for the storage yard, at the Public Works Maintenance Facility. Based upon a review of the information provided by Director of Public Works/City Engineer Mike Geisel, Mr. Herring joined with him in recommending award of a contract to Kirchner Block, in an amount not to exceed \$75,000, which is the budgeted amount. Councilmember Flachsbart made a motion, seconded by Councilmember Geiger, to award a contract to Kirchner Block, in an amount not to exceed \$75,000. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that the members of the Public Works/Parks Committee, at their September 28, 2006 meeting, authorized Staff to bring directly to City Council, the final costs for earthwork, at the Chesterfield Valley Athletic Complex (CVAC), as funded by bond proceeds, resulting from the passage of Proposition "P". City Council had previously approved an allocation of \$600,000, for this purpose. Having reviewed the information provided to him by Mr. Geisel, Mr. Herring recommended approval of an increase of \$32,000, to the original amount of \$600,000, previously authorized by City Council. He reiterated that this entire amount is funded by Proposition "P" bond proceeds. Councilmember Flachsbart made a motion, seconded by Councilmember Casey, to approve the increase of \$32,000, to the original amount of \$600,000, for earthwork at the Chesterfield Valley Athletic Complex. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

NEW BUSINESS

Councilmember Streeter stated that the Department of Conservation has torn down the Minna Waldman house located on Olive Boulevard. He requested that Mr. Herring add an item to the 12/7 Agenda for the P&Z Committee, to enable discussion of possible actions the City might take, regarding the zoning of this property and its possible future use.

Councilmember Brown asked Councilmember Flachsbart to explain the current status of discussions, by the PH&S Committee, regarding the possible use of “stoplight cameras”, at major intersections. Councilmember Flachsbart noted that the Committee had wanted to allow time for as much public input, as possible, before taking any further action. Councilmember Flachsbart noted that initial responses had been both positive and negative. He also stated that Chief Johnson was currently researching the various companies that provide this service. Chief Johnson is also determining those intersections that might benefit most from the installation of such cameras. Councilmember Flachsbart emphasized that the Committee had not formally discussed this proposal nor had any formal recommendations been made.

LEGISLATION

BILL NO. 2503 APPROVES THE INSTALLATION OF A FIRE HYDRANT ON WILD HORSE CREEK ROAD, LOCATED WITHIN THE CITY OF CHESTERFIELD (**FIRST AND SECOND READINGS; PUBLIC WORKS/PARKS COMMITTEE**)

Councilmember Brown made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2503. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2503 was read for the first time.

Councilmember Hurt made a motion, seconded by Councilmember Casey, for a second reading of Bill No. 2503. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2503 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 2503, with the following results: Ayes – Casey, Hurt, Streeter, Geiger, Durrell, Flachsbart, Brown and Fults. Nays - None. Whereupon, Mayor Nations declared Bill No. 2503 approved, passed it and it became **ORDINANCE NO. 2323**.

LEGISLATION – PLANNING COMMISSION

BILL NO. 2504 APPROVES A BOUNDARY ADJUSTMENT PLAT OF C148, C220 AND C226 OF SACHS PROPERTY, MORE PARTICULARLY DESCRIBED AS TRACTS OF LAND BEING PART OF LOT 7 OF THE THOMAS K. HUMPHREY'S ESTATE AND PART OF LOTS 1, 2, 3 AND 4 OF THE SUBDIVISION OF THE JOHN LONG ESTATE AND PART OF LOT 1 OF THE JAMES LONG ESTATE IN FRACTIONAL SECTION 9 AND U.S. SURVEY 415 AND 2031, TOWNSHIP 45 NORTH, RANGE 4 EAST, CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI (**FIRST AND SECOND READINGS - PLANNING COMMISSION RECOMMENDS APPROVAL**)

Councilmember Brown made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2504. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2504 was read for the first time.

Councilmember Brown made a motion, seconded by Councilmember Casey, for a second reading of Bill No. 2504. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2504 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 2504, with the following results: Ayes – Brown, Hurt, Fults, Flachsbart, Casey, Geiger, Durrell and Streeter. Nays - None. Whereupon, Mayor Nations declared Bill No. 2504 approved, passed it and it became **ORDINANCE NO. 2324.**

BILL NO. 2505 PROVIDES FOR THE APPROVAL OF A RECORD PLAT FOR LARRY ENTERPRISES/LYNCH HUMMER, FOR A 37.67 ACRE TRACT OF LAND ZONED "PI" PLANNED INDUSTRIAL, AND "FPNU" FLOODPLAIN NONURBAN LOCATED ON THE NORTH SIDE OF NORTH OUTER FORTY AND WEST OF BOONE'S CROSSING (**FIRST AND SECOND READINGS - PLANNING COMMISSION RECOMMENDS APPROVAL**)

Councilmember Brown made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2505. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2505 was read for the first time.

Councilmember Brown made a motion, seconded by Councilmember Casey, for a second reading of Bill No. 2505. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2505 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 2505, with the following results: Ayes – Streeter, Durrell, Geiger, Casey, Flachsbart, Brown, Fults and Hurt. Nays - None. Whereupon, Mayor Nations declared Bill No. 2505 approved, passed it and it became **ORDINANCE NO. 2325.**

ADJOURNMENT

Mayor Nations adjourned the meeting at 7:42 p.m.

Mayor John Nations

ATTEST:

Martha L. DeMay, City Clerk