



## RECORD OF PROCEEDING

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

**DECEMBER 5, 2011**

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The meeting was called to order at 7:05 p.m.

Mayor Bruce Geiger led everyone in the Pledge of Allegiance and followed with a moment of silent prayer.

A roll call was taken with the following results:

PRESENT

ABSENT

Mayor Bruce Geiger  
Councilmember Barry Flachsbart  
Councilmember Matt Segal  
Councilmember Derek Grier  
Councilmember G. Elliot Grissom  
Councilmember Mike Casey  
Councilmember Randy Logan  
Councilmember Bob Nation  
Councilmember Connie Fults

APPROVAL OF MINUTES

The minutes of the November 21, 2011 City Council meeting were submitted for approval. Councilmember Grissom made a motion, seconded by Councilmember Segal, to approve the City Council minutes. A voice vote was taken with an affirmative result (7-0-1 – Councilmember Flachsbart “abstained”) and the motion was declared passed.

## **INTRODUCTORY REMARKS**

Mayor Geiger announced that Candidate Filing for the office of Councilmember begins at 8:00 a.m. on Tuesday, December 13, and closes at 5:00 p.m. on Tuesday, January 17. Mayor Geiger said the current terms for the following Councilmember will expire in April, 2012: Barry Flachsbart – Ward I; G. Elliot Grissom – Ward II; Mike Casey – Ward III; and, Connie Fults – Ward IV.

Mayor Geiger next announced that City Hall will be closed December 23 and 26 in observance of the Christmas holiday. Mayor Geiger also announced that City Hall will be closed December 30 and January 2 in observance of the New Year's holiday.

Mayor Geiger thanked the City Councilmembers, City Attorney Rob Heggie, City Administrator Mike Herring and Staff for making 2011 a really good year and said he is optimistic about 2012. He then wished "Happy Holidays" to everyone in attendance.

Mayor Geiger announced that the next meeting of City Council has been scheduled for Wednesday, January 4, 2012, at 7 p.m.

## **COMMUNICATIONS AND PETITIONS**

State Representative Don Gosen, 84<sup>th</sup> District, provided an update on the recent redistricting of the State House Districts. Mr. Gosen said that since a bipartisan committee did not reach a consensus, it went to the courts and a six-judge panel developed a map. Representative Gosen said that currently he and Representative Cole McNary represent Chesterfield in the 84<sup>th</sup> District and share Chesterfield with Wildwood, Ellisville and Clarkson Valley. He said that Chesterfield will have six representatives and be part of the 70<sup>th</sup>, 71<sup>st</sup>, 88<sup>th</sup>, 89<sup>th</sup>, 100<sup>th</sup> and 101<sup>st</sup> District. Mayor Geiger said that he spoke with Senator Jane Cunningham earlier today and she said three Senators will represent Chesterfield.

Mayor Geiger recognized Chief Ray Johnson, who stated that the Police Department participated in the annual "National Night Out" program on October 4th. He noted that "National Night Out" is a nationwide effort that is designed to heighten crime and drug prevention awareness and to generate support for and participation in local anti-crime efforts. Chief Johnson stated that each year the Police Department conducts a contest among the participants to determine the "greatest participation" and the "best program" award winners. Chief Johnson presented the "National Night Out" Award for "Best Program" to Mr. Steve Lewis, who is a representative of the Baxter Ridge subdivision. Chief Johnson next presented the "National Night Out" Award for "Best Participation" to Ms. Stacy Haberstroh and Ms. Kathy Smith, who are representatives of the Forest Ridge Manor subdivision. Mayor Geiger congratulated the Police Department and the subdivision representatives for their efforts on the "National Night Out" program.

## **APPOINTMENTS**

There were no appointments.

## **COUNCIL COMMITTEE REPORTS**

### **Finance and Administration Committee**

Councilmember Mike Casey, Chairperson of the Finance and Administration Committee, complimented City Administrator Mike Herring and Staff for their hard work on the proposed FY2012 Budget. Councilmember Casey made a motion, seconded by Councilmember Grissom, to approve **Resolution No. 384** (Adopts the Fiscal Year 2012 Budget). A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Mayor Geiger also commended Mr. Herring and thanked Assistant Director of Finance and Administration Brian Whittle for his work on the FY2012 Budget.

### **Planning/Public Works Committee**

Councilmember Connie Fults, Chairperson of the Planning/Public Works Committee, reported that Bill No. 2865 [P.Z. 13-2011, Chesterfield Village Parcel C-300 (Chesterfield Village, LLC)] will be read for the first time under the “Legislation – Planning Commission” portion of the Agenda.

Councilmember Fults next made a motion, seconded by Councilmember Flachsbart, to approve **Resolution No. 385** (Authorizes the City Administrator to Execute/Submit a Voluntary Accreditation Agreement with the American Public Works Association). A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Fults next reported that Bill No. 2866 [P.Z. 10-2011, Friendship Village of West County (15201 Olive Blvd.)] will be read for the first time under the “Legislation – Planning Commission” portion of the Agenda.

Councilmember Fults next reported that Bill No. 2867 (Approves a Lot Split for Chesterfield Commons Six, Lot 5) is scheduled for both first and second reading approval, under the “Legislation – Planning Commission” portion of the Agenda.

Councilmember Fults announced that the next meeting of this Committee has been scheduled for Thursday, December 8 at 5:30 p.m.

## **REPORT FROM THE CITY ADMINISTRATOR**

City Administrator Mike Herring reported that as a result of a collaborative effort, involving the Department of Planning/Public Works/Parks and the Police Department, as

well as the IT and Finance operations, Staff is recommending the purchase of a GeoBlade Viewer, Parcel/Address Synchronization Tool, and GeoManager Software, which will enhance the City's existing GIS technological framework and integrate various software systems and databases. Based upon a review of the information provided by Director of Planning/Public Works/Parks Mike Geisel and Information Technology Manager Matt Haug, Mr. Herring joined with them in recommending the purchase of hardware and software from Geographic Technologies, in an amount-not-to-exceed \$41,000. Mr. Herring noted that this purchase was identified in the City's year-end projections, for 12/31/11, and that funds exist within the Planning/Public Works/Parks FY2011 budget to cover this expense. Councilmember Casey made a motion, seconded by Councilmember Flachsbart, to approve these purchases from Geographic Technologies, in an amount-not-to-exceed \$41,000. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

### **NEW BUSINESS**

Mayor Geiger stated that the Planning Commission approved the site development plan for the Drury Plaza Hotel (Hyatt Place) at their November 28th meeting. Mayor Geiger said he has several concerns with the site development plan, including compatibility of colors and the design of the buildings. He said he met with the developer and Ward II Councilmembers Grissom and Grier to address his concerns. Mayor Geiger said he decided to request Council approval for the Power of Review and referral to the next Planning/Public Works Committee meeting, which is scheduled for December 8<sup>th</sup>. Councilmember Grissom made a motion, seconded by Councilmember Grier, to approve the Power of Review on the site development plan for Drury Plaza Hotel (Hyatt Place) and add this item to the December 8th Planning/Public Works Committee meeting agenda. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mayor Geiger said that 2011 has been an exceptional year for the City and stated these accomplishments at the Chesterfield Valley Athletic Complex (CVAC): opened four new baseball fields, constructed a new concession stand, remodeled two concession stands, renovated the old Parks building for use as a storage facility, constructed the ring road, reconstructed parking areas, and received the "Field of Excellence" Award from Pioneer Athletics for the "B5 Soccer Field." Mayor Geiger stated the Amphitheater was dedicated at Central Park and the City hosted free summer concerts and movies there. He also said that the gazebo, observation points and paths were completed. He stated that the Eberwein Park final design was completed "in house", the dog park was opened, and the walking trail and the core infrastructure were completed. Mayor Geiger said the Parks and Recreation Department received CAPRA (Commission for Accreditation of Parks & Recreation Agencies) accreditation and is one of three parks and recreation agencies in Missouri and one of 99 parks and recreation agencies in the U.S. to earn accreditation. He said the first phase of the Riparian Trail was completed and that the connection between Lydia Hill Drive and August Hill Drive will be opening soon.

Mayor Geiger stated that the City has had a great year in 2011 and ended up with a surplus in the General Fund. Mayor Geiger suggested that City Council recognize City employees for their outstanding effort in 2011 and encourage employees to continue their high level of performance in 2012. Mayor Geiger requested that the Council consider providing each employee with a \$200 gift certificate.

At Mayor Geiger's request for additional details, City Administrator Herring said that if approved by City Council tonight, each employee would receive a certificate to be spent at either the two Dierbergs locations or the one Schnucks location in Chesterfield. He said that the City also approached Aldi and Trader Joe's, but they were not able to participate in this program.

Councilmember Fults made a motion, seconded by Councilmember Flachsbart, to authorize/direct City Administrator Herring to provide \$200 certificates to the employees. Councilmember Grissom said that he agrees that the employees provided outstanding performance in 2011 and even though it has been a great year financially, there are no guarantees for the future. Councilmember Grissom made a motion, seconded by Councilmember Nation, to reduce the \$200 gift certificate amount to \$100.

Councilmember Fults said that the City asked so much of Staff and they have spent a lot of time away from their families. She said that this has been an exceptional year for the City and feels that \$200 is an appropriate amount that would provide a holiday dinner for the employees and their families. Councilmember Nation said he agrees with expressing appreciation to the employees but thinks \$200 is too high, in view of the continued uncertainty regarding the economy. Councilmember Segal asked Mayor Geiger to quantify the approximate cost of giving every full-time employee a \$200 certificate. Mayor Geiger said that the approximate cost would be \$40,000. Councilmember Segal said that the City's expenditures in the General Fund Budget are about \$20 million and the cost of these certificates is extremely small, by comparison. He stated his support for the \$200 certificates. City Administrator Herring noted that, if approved by City Council, this expense would be charged against the FY2011 Budget, using projected surplus funds within the General Fund, as of 12/31/11. Councilmember Casey said that he supports the \$200 certificates and appreciates the fact that the certificate can only be used at specified grocery stores in Chesterfield. Councilmember Flachsbart noted that elected officials are technically considered employees. He stated, however, that it was not the intention of the Mayor and City Councilmembers to receive these certificates. Mr. Herring concurred and noted that, unless directed by City Council, no certificates would be provided to the Mayor and City Councilmembers.

A voice vote was taken on the motion to reduce the \$200 gift certificate amount to \$100 with a negative result (2-6-0 - Councilmembers Grissom and Nation voted "YES") and the motion was declared failed. A voice vote was taken on the motion to approve issuance of the \$200 gift certificates, with an affirmative result (7-1 - Councilmember Grissom voted "NO") and the motion was declared passed.

## LEGISLATION

There was no Legislation.

### LEGISLATION – PLANNING COMMISSION

**BILL NO. 2865** AUTHORIZES AND GIVING PRELIMINARY APPROVAL TO A COMMERCIAL-INDUSTRIAL DESIGN DEVELOPMENT FOR A 21.5 ACRE TRACT OF LAND IN A “C8” PLANNED COMMERCIAL DISTRICT LOCATED ON THE SOUTH SIDE OF SWINGLEY RIDGE ROAD WEST OF ITS INTERSECTION WITH THE CHESTERFIELD PARKWAY (CHESTERFIELD VILLAGE, INC.). **(FIRST READING – PLANNING COMMISSION RECOMMENDS APPROVAL)**

Councilmember Fults made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2865. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2865 was read for the first time.

**BILL NO. 2866** AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN “NU” NON-URBAN DISTRICT TO A “R4” RESIDENCE DISTRICT FOR A 34.5 ACRE TRACT OF LAND LOCATED AT THE NORTHWEST CORNER OF OLIVE BOULEVARD AND ARROWHEAD ESTATES LANE (P.Z. 10-2011 FRIENDSHIP VILLAGE OF WEST COUNTY {15201 OLIVE BOULEVARD}) **(FIRST READING – PLANNING COMMISSION RECOMMENDS APPROVAL)**

Councilmember Fults made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2866. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2866 was read for the first time.

**BILL NO. 2867** PROVIDES FOR THE APPROVAL OF A LOT SPLIT FOR CHESTERFIELD COMMONS SIX, LOT 5 FOR A 4.56 ACRE TRACT OF LAND ZONED “C8” PLANNED COMMERCIAL DISTRICT LOCATED SOUTH OF INTERSTATE 40, WEST OF THE INTERSECTION OF BOONE’S CROSSING AND CHESTERFIELD AIRPORT ROAD. **(FIRST AND SECOND READINGS – DEPT. OF PLANNING, PUBLIC WORKS AND PARKS RECOMMENDS APPROVAL)**

Councilmember Fults made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2867. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2867 was read for the first time.

Councilmember Fults made a motion, seconded by Councilmember Casey, for the second reading of Bill No. 2867. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2867 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2867 with the following

results: Ayes – Fults, Grier, Nation, Flachsbart, Logan, Grissom, Casey and Segal. Nays – None. Whereupon Mayor Geiger declared Bill No. 2867 approved, passed it and it became **ORDINANCE NO. 2683**.

[Mayor Geiger recognized the Boy Scouts in attendance and invited them to meet with him, following the meeting, with any questions they might wish to ask.]

**ADJOURNMENT**

There being no further business to discuss, Mayor Geiger adjourned the meeting at 7:43 p.m.

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Mayor Bruce Geiger

**ATTEST:**

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Judith A. Naggiar, City Clerk