



RECORD OF PROCEEDING

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

JUNE 20, 2011

The meeting was called to order at 7 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

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

ABSENT

Councilmember Derek Grier
Councilmember Randy Logan

APPROVAL OF MINUTES

The minutes of the June 6, 2011 City Council meeting were submitted for approval. Councilmember Nation made a motion, seconded by Councilmember Fults, to approve the City Council minutes. A voice vote was taken with an affirmative result (5-0-1, Councilmember Flachsbart “abstained”) and the motion was declared passed.

INTRODUCTORY REMARKS

Mayor Geiger announced that City Hall will be closed Monday, July 4, in observance of Independence Day.

Mayor Geiger invited everyone to attend the City's Fourth of July celebration at Chesterfield Mall on Monday, July 4. Mayor Geiger said that children's entertainment begins at 6:30 p.m., a free concert begins at 7:00 p.m., and fireworks begin at 9:30 p.m.

Mayor Geiger invited everyone to attend the free concert by *The Phins* at the Amphitheater at 7:00 p.m. on Saturday, June 25.

Mayor Geiger announced that the new University of Missouri-Columbia basketball coach, Frank Haith, will be at Harpo's Restaurant on Friday, June 24, from 4:30-7:30 p.m.

Mayor Geiger announced that the next meeting of City Council has been scheduled for Monday, July 18, at 7 p.m.

Mayor Geiger congratulated Councilmember Flachsbart and his wife Laverne on celebrating their 50th wedding anniversary.

COMMUNICATIONS AND PETITIONS

There were no communications and petitions.

APPOINTMENTS

There were no appointments.

COUNCIL COMMITTEE REPORTS

Parks and Recreation Committee

Councilmember G. Elliot Grissom, Chairperson of the Parks and Recreation Committee, announced that the next meeting of this Committee scheduled for Thursday, June 30, at 5:30 p.m. has been postponed and re-scheduled for Thursday, July 28, at 5:30 p.m.

Finance and Administration Committee

Councilmember Mike Casey, Chairperson of the Finance and Administration Committee, announced that the next meeting of this Committee scheduled for Monday, June 27, at 5:30 p.m., has been postponed and re-scheduled for Monday, July 25, at 5:30 p.m.

Planning/Public Works Committee

Councilmember Connie Fults, Chairperson of the Planning/Public Works Committee, reported that Bill No. 2836 (Provides for fines regarding traffic violations/speeding within construction or work zones) will be considered for adoption under the “Legislation” portion of the Agenda.

Councilmember Fults next reported that Bill No. 2828 (Provides for approval of a record plat for The Reserve at Chesterfield Village, Plat Two) 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 scheduled for Thursday, June 23, at 5:30 p.m. has been postponed and re-scheduled for Thursday, July 21, at 5:30 p.m.

REPORT FROM THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that St. Louis County has just implemented a “SAVES” program that provides low interest loans, ranging from \$2500 to \$15,000, to residential property owners who wish to make energy efficient improvements to their homes. He reported that several residents have contacted the City and expressed a desire to participate in this program. Based upon a review of the information provided by Assistant City Administrator for Community Services/Economic Development Libbey Tucker, Mr. Herring joined with her in recommending approval of Resolution No. 381. Councilmember Flachsbart made a motion, seconded by Councilmember Casey, to approve Resolution No. 381. 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 replacement of the salt conveyor at the Public Works Maintenance Facility. He said that the existing salt conveyor is 15-16 years old. Based upon a review of the information provided by Director of Planning, Public Works and Parks Mike Geisel, Mr. Herring joined with him in recommending award of a contract to Kimco, USA, in an amount not-to-exceed \$64,322.53. Mr. Herring said the FY2011 Budget contains an appropriation of \$70,000 for this purchase. Councilmember Flachsbart made a motion, seconded by Councilmember Fults, to award a contract to Kimco, USA, to replace the salt conveyor at the Public Works Maintenance Facility, in an amount not-to-exceed \$64,322.53. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that during the construction of the Amphitheater at Central Park, it became necessary to make electrical modifications to the base system, to accommodate “traveling entertainment productions.” A bid was sought from Sachs Electric, to cover all of that additional work. Based upon a review of the information provided by Director of Planning, Public Works and Parks Mike Geisel, Mr. Herring

joined with him in recommending payment of \$45,000 to Sachs Electric for this work. This payment is fully funded by Phase 2 Bond proceeds. Councilmember Casey made a motion, seconded by Councilmember Grissom, to approve the payment of \$45,000 to Sachs Electric to make electrical modifications to the base system, to accommodate “traveling entertainment productions.” 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 painting of the Public Works Maintenance Facility. \$35,000 is included within the FY2011 Budget, to cover this expense. Based upon a review of the information provided by Principal Engineer Susan Mueller, Mr. Herring joined with her in recommending award of a contract to The PaintSmiths of St. Louis for the budgeted amount of \$35,000. Councilmember Flachsbart made a motion, seconded by Councilmember Fults, to award a contract to The PaintSmiths of St. Louis, for \$35,000. 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 replacement of the Salt Dome roof at the Public Works Maintenance Facility. Based upon a review of the information provided by Principal Engineer Susan Mueller, Mr. Herring joined with her in recommending award of a contract to CMR Construction and Roofing for the budgeted amount of \$50,000. He stated that \$50,000 is included within the FY2011 Budget, to cover this expense. Councilmember Flachsbart made a motion, seconded by Councilmember Casey, to award a contract to CMR Construction and Roofing for \$50,000. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that in order to expedite the construction of concrete sidewalks at the Linear Park located within Central Park, a contract reduction of \$151,199 was negotiated with Frederich Construction, to whom a contract for that work was originally awarded. A change order was then negotiated with Concrete Design, with whom the City had contracted for concrete work at the CVAC Operations and Maintenance Building, for the same scope of work and price. This entire amount is funded by Phase 2 Bond funds. Based upon a review of the information provided by Director of Planning, Public Works and Parks Mike Geisel, Mr. Herring joined with him in recommending approval of a change order with Concrete Design, in the amount of \$151,199. Councilmember Flachsbart made a motion, seconded by Councilmember Casey, to approve a change order with Concrete Design, in the amount of \$151,199. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that Staff is recommending that City Council approve a change order with Frederich Construction, to cover costs associated with constructing a remote restroom, water feature, landscaping, utilities, etc. at the Central Park Amphitheater. The amount of this change order, \$1,064,172, is fully-funded by Phase 2 Bond proceeds. Based upon a review of the information provided by Director of Planning, Public Works and Parks Mike Geisel, Mr. Herring joined with him in recommending approval of this change order. Councilmember Flachsbart made a motion, seconded by Councilmember

Casey, to approve a change order with Frederich Construction, in the amount of \$1,064,172. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring commended Director of Planning, Public Works and Parks Mike Geisel and his Staff for the scope of work they do to manage and monitor these contracts and projects.

Mr. Herring next reported that Tahoe Joes, Inc., located at 17258 Chesterfield Airport Road (formerly Home Town Buffet) has requested a new liquor license to sell all kinds of liquor by-the-drink and Sunday sales. Mr. Herring reported that this application has been reviewed and recommended for approval by the Departments of Police and Planning/Public Works. Councilmember Segal made a motion, seconded by Councilmember Fults, to approve issuance of a liquor license to Tahoe Joes, Inc. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that Provel Free, LLC (Pi), located at 14870 Clayton Road, has requested a new liquor license to sell wine and beer, by-the-drink and Sunday sales. Mr. Herring reported that this application has been reviewed and recommended for approval by the Departments of Police and Planning/Public Works. Councilmember Segal made a motion, seconded by Councilmember Grissom, to approve issuance of a liquor license to Provel Free, LLC. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that East Coast Pizza, located at 17304 Chesterfield Airport Road, has requested a new liquor license to sell beer and wine by-the-drink and Sunday sales. Mr. Herring reported that this application has been reviewed and recommended for approval by the Departments of Police and Planning/Public Works. Councilmember Segal made a motion, seconded by Councilmember Grissom, to approve issuance of a liquor license to East Coast Pizza. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

NEW BUSINESS

There was no new business.

LEGISLATION

BILL NO. 2836 ESTABLISHES ADDITIONAL FINES FOR MOVING TRAFFIC VIOLATIONS OR SPEEDING WITHIN A CONSTRUCTION ZONE OR WORK ZONE WITHIN THE CITY OF CHESTERFIELD. (SECOND READING – PLANNING & PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL)

Councilmember Fults made a motion, seconded by Councilmember Casey, for the second reading of Bill No. 2836. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2836 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2836 with the following results: Ayes – Casey, Segal, Grissom, Nation, Flachsbart and Fults. Nays – None. Whereupon Mayor Geiger declared Bill No. 2836 approved, passed it and it became **ORDINANCE NO. 2655.**

LEGISLATION – PLANNING COMMISSION

BILL NO. 2838 PROVIDES FOR THE APPROVAL OF A RECORD PLAT AND ESCROWS FOR THE RESERVE AT CHESTERFIELD VILLAGE PLAT TWO, FOR A 10.7 ACRE TRACT OF LAND ZONED “R5” AND “FPR5” RESIDENCE DISTRICT, WITH A “PEU” PLANNED ENVIRONMENT UNIT LOCATED AT BAXTER ROAD, SOUTHEAST OF THE INTERSECTION WITH WILD HORSE CREEK ROAD (**FIRST AND SECOND READINGS – PLANNING COMMISSION RECOMMENDS APPROVAL**)

Councilmember Fults made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2838. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2838 was read for the first time.

Councilmember Fults made a motion, seconded by Councilmember Casey, for the second reading of Bill No. 2838. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2838 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2838 with the following results: Ayes – Nation, Casey, Fults, Grissom, Flachsbart and Segal. Nays – None. Whereupon Mayor Geiger declared Bill No. 2838 approved, passed it and it became **ORDINANCE NO. 2656.**

ADJOURNMENT

There being no further business to discuss, Mayor Geiger adjourned the meeting at 7:17 p.m.

Mayor Bruce Geiger

ATTEST:

Judith A. Naggiar, City Clerk