RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT
922 ROOSEVELT PARKWAY, JANUARY 21, 1991

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 June Schroeder	
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 #2417 from Chesterfield Day School: Rana Peterson, Lindsey Schulte, Shaye Stemme and Kellie Harbula. Also in attendance was Troop Leader Deborah Duenke-Stemme.

Reverend Jerrol Boehmer from Green Trails United Methodist Church led the City Council in prayer.

The minutes of the January 7, 1991, meeting were submitted for approval. A motion was made by Councilmember Bute, seconded by Councilmember Hathaway, to approve the minutes. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed.

COMMUNICATIONS AND PETITIONS

Councilmember Alan Politte introduced and read Resolution #99. This Resolution urges citizens of Chesterfield to display the American flag on residences and businesses to reflect support for the men and women currently serving in the Armed Forces during the Middle East conflict. A motion was

made by Councilmember Politte, seconded by Councilmember Bute, to adopt this Resolution. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Robert Greer, who resides at 215 Tuma Lane, addressed the City Council with regard to the rat problem on his property which he alleges is due to the barn near his property belonging to Mr. Maurice L. Hirsch. Mr. Greer distributed pictures of the rats that have been trapped on his deck and in his yard to the Council for review.

Mr. Gerard Diekman, an attorney representing Mrs. Joan Greer, who resides at 215 Tuma Lane, and Mr. and Mrs. Tuma, who reside at 207 Tuma Lane, spoke with regard to opposition to the Conditional Use Permit as referred to in Attachment A of Resolution #98 (P.Z. 13-90, Maurice L. Hirsch).

Mr. Matt Zieman, who resides at 15540 Chequer Drive, addressed the Council in favor of a parks and recreation system within the City of Chesterfield and volunteered his services to participate in any way deemed appropriate. Councilmember Politte stated that the parks and recreation questionnaire has been delivered to all residents and urged them to fill them out and return them promptly. Mayor Leonard extended an invitation to Mr. Zieman to become a part of the Parks and Recreation Advisory Committee.

INTRODUCTORY REMARKS - MAYOR JACK LEONARD

Mayor Jack Leonard reported that the Boundary Commission has scheduled a Public Hearing for January 23, 1991, at 7:00 P.M., regarding the proposed annexations by the cities of Creve Coeur, Town and Country and Chesterfield.

Mayor Leonard next recognized Ms. Jan Kluba, Finance Director. The City of Chesterfield and Ms. Kluba have been awarded a Certificate of Achievement for Excellence in Financial Reporting, as presented by the Government Finance Officers Association. This award is the highest form of recognition in governmental accounting and financial reporting. Mayor Leonard presented the award to Ms. Kluba and commended her on her achievement.

COUNCIL COMMITTEE REPORTS

Planning/Economic Development

Councilmember Betty Hathaway, Chairperson of the Planning/Economic Development Committee, introduced Resolution #98, P.Z. 13-90, Maurice L. Hirsch. A motion was made by Councilmember Hathaway, seconded by Councilmember Schroeder, to adopt this Resolution as recommended by the

Planning Commission. Councilmember Hrabko offered an amendment to the Resolution. The following conditions were proposed:

1.The access road from Wild Horse Creek Road to the west entrance of the development be made twenty (20) feet wide with the exception of the area where there are trees. The minimum width at these particular points should be sixteen (16) feet, and as close to twenty (20) feet as possible.

2.The maintenance of the road from Wild Horse Creek to the west entrance of Mr. Hirsch's property will be his responsibility.

3.A fence be completed around the complex to insure that animals will not be able to get through to the parking lot area. Gates with cattle guards to be installed at all openings.

4.A directional sign will be erected indicating the entrance to Mr. Hirsch's commercial operation. This will avoid customers from using the neighbor's property as a turn around.

A motion was made by Councilmember Hrabko, seconded by Councilmember Tilley, to approve this amendment to Resolution #98. A roll call vote was taken to approve Resolution #98 as amended with the following results: Ayes - Hathaway, Greenwood, Schroeder, Bute, Hurt, Politte, Hrabko, Tilley. Nays - None. The motion was passed.

Councilmember Hathaway next reported that Bill #'s 545 - 549 will be considered for adoption under the Legislation portion of the agenda. Councilmember Politte commented on Bill #548, stating that handicapped accessibility should be a priority for the City. Bill #548 provides for all new subdivisions to include curb cuts with handicapped access ramps when sidewalks are installed. In the past, grant money has been used to make these curb cuts in existing subdivisions.

Councilmember Hathaway announced the next meeting of this Committee has been scheduled for January 22, 1991, at 5:30 P.M.

Finance and Administration

Councilmember June Schroeder, Chairperson of the Finance and Administration Committee, reported that the Committee reviewed the proposed salary adjustment for selected City employees as submitted by City Administrator Mike Herring and Assistant City Administrator/Personnel Director Brenda Collins. The Committee voted unanimously to recommend adoption of the recommendation which would provide a five (5%) percent salary adjustment to twenty-seven (27) employees presently located within levels 6 and 10 of the City of Chesterfield Pay Plan. Grade 6 will be eliminated and those employees in that grade will be moved to Grade 7. It was recommended that the proposal not be retroactive and that it take effect, if approved by City Council, for the first pay period following approval. A motion was made by Councilmember Schroeder, seconded by

Councilmember Bute, to approve this salary adjustment. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. An ordinance will be developed and submitted to Council at the February 4 meeting to reclassify those employees in Level 6 to Level 7.

Councilmember Schroeder next reported that the Committee voted unanimously to recommend that the detailed phone listings for the City of Chesterfield be published, as previously recommended by the Citizens Interaction Committee, to facilitate access by residents/businesses to all departments. The cost of this publication in the Southwestern Bell directory will be approximately $544.60 per year. If approved by City Council, this amount will be taken from the Contingency Fund. A motion was made by Councilmember Schroeder, seconded by Councilmember Greenwood, to approve the publication of the phone listings and to pay this amount from the Contingency Fund. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Schroeder announced that the next meeting of this Committee has been scheduled for February 11, 1991, at 7:30 A.M.

Public Works/Parks Committee

Councilmember Jade Gardner Bute, Chairperson of the Public Works/Parks Committee, reported that Bill #'s 541 - 544 will be considered for adoption under the Legislation portion of the agenda. Councilmember Bute explained that it was necessary to have Bill #541, which pertains to solid waste/recycling services, approved before the City seeks bids on these services.

Councilmember Bute next announced that the public meeting for solid waste and recycling services has been scheduled for January 24, 1991, at 7:00 P.M. Notification of this meeting has been sent to subdivision trustees, as well as members of the Chesterfield Recycling Committee.

Councilmember Bute next reported, as information, that the Public Works Citizens Advisory Group has finalized its Winter Paving Policy recommendation. This item will be placed on the agenda for the next Public Works/Parks Committee meeting for approval, with final review by City Council scheduled for February 4.

Councilmember Bute next reported that the Parks and Recreation questionnaire has been mailed to all the residents of Chesterfield. Councilmember Bute urged everyone to return their questionnaire. Councilmember Bute commended Mr. Matt Zieman for addressing the Council earlier with his comments on the parks and recreation system and urged him to join the Parks and Recreation Advisory Committee.

Councilmember Bute announced that the next meeting of this Committee has been scheduled for January 24, 1991, at 5:30 P.M.

Public Health and Safety Committee

Councilmember Dan Hurt, Chairperson of the Public Health and Safety Committee, reported as information that Prosecuting Attorney Rick Brunk has negotiated with the St. Louis County Prosecuting Attorney's Office such that packets of information concerning the bad check process will be made available to local businesses through the Chesterfield Police Department. This would be of interest to any merchant desiring to pursue having received a "bad check". This procedure will save the merchants in Chesterfield a great deal of time and effort by being able to avoid a trip to Clayton.

Councilmember Hurt next reported that Bill #'s 550 - 552 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Hurt next reported on the painting of the curb at the west entrance of Westbury Subdivision. Councilmember Hurt stated that the Committee unanimously recommends to City Council that the painting of this and other such curbs would be the responsibility of Subdivision Trustees. In addition, if Trustees were to decide to paint this and other such curbs, the Committee recommends that the color yellow must be utilized. Prior to the painting, a permit must be obtained from the Public Works Department. This was approved unanimously by City Council.

Councilmember Hurt announced that the next meeting of this Committee has been scheduled for February 12, 1991, at 5:30 P.M.

LEGISLATION

BILL #541REPEALS ORDINANCE #432 WHICH PERTAINS TO PUBLIC HEALTH, SAFETY AND WELFARE; REGULATES STORAGE, COLLECTION, TRANSPORTATION, PROCESSING AND DISPOSAL OF SOLID WASTE; PROVIDES FOR COLLECTION AND DISPOSAL OF SOLID WASTE; PROVIDES A PENALTY FOR VIOLATION OF THE PROVISIONS OF THIS ORDINANCE; AND REPEALS ALL ORDINANCES IN CONFLICT HEREWITH

A motion was made by Councilmember Bute, seconded by Councilmember Hrabko, for the first reading of Bill #541. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #541 was read for the first time.

A motion was made by Councilmember Bute, seconded by Councilmember Greenwood, for a second reading of Bill #541. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #541 was read for the second time. A roll call vote was taken for passage and approval of Bill #541, with the following results: Ayes - Hathaway, Greenwood,

Schroeder, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #541 approved, passed it and it became ORDINANCE #541.

BILL #542AMENDS ORDINANCE #35, SECTION 3 BY ESTABLISHING SCHEDULE XVI WHICH ALLOWS FOR PRIORITY SNOW ROUTES WITHIN THE CITY OF CHESTERFIELD

A motion was made by Councilmember Bute, seconded by Councilmember Hrabko, for the first reading of Bill #542. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #542 was read for the first time.

A motion was made by Councilmember Bute, seconded by Councilmember Greenwood, for a second reading of Bill #542. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #542 was read for the second time. A roll call vote was taken for passage and approval of Bill #542, with the following results: Ayes - Hathaway, Greenwood, Schroeder, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #542 approved, passed it and it became ORDINANCE #542.

BILL #543APPROVES THE INSTALLATION OF FIRE HYDRANTS WITHIN THE CITY OF CHESTERFIELD

A motion was made by Councilmember Bute, seconded by Councilmember Hrabko, for the first reading of Bill #543. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #543 was read for the first time.

A motion was made by Councilmember Bute, seconded by Councilmember Politte, for a second reading of Bill #543. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #543 was read for the second time. A roll call vote was taken for passage and approval of Bill #543, with the following results: Ayes - Hathaway, Greenwood, Schroeder, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #543 approved, passed it and it became ORDINANCE #543.

BILL #544AUTHORIZES THE CITY ADMINISTRATOR OF THE CITY OF CHESTERFIELD TO EXECUTE A CONTRACT ON BEHALF OF THE CITY OF CHESTERFIELD WITH THE STATE OF MISSOURI FOR CERTAIN IMPROVEMENTS TO BE MADE ALONG ROUTE 340 (OLIVE BOULEVARD) FROM EAST DRIVE TO RIVER VALLEY DRIVE, ALL LOCATED WITHIN THE CITY OF CHESTERFIELD

A motion was made by Councilmember Bute, seconded by Councilmember Hrabko, for the first reading of Bill #544. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #544 was read for the first time.

A motion was made by Councilmember Bute, seconded by Councilmember Tilley, for a second reading of Bill #544. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #544 was read for the second time. A roll call vote was taken for passage and approval of Bill #544, with the following results: Ayes - Hathaway, Greenwood, Schroeder, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #544 approved, passed it and it became ORDINANCE #544.

BILL #550AMENDS ORDINANCE #463 SECTION 6 OF THE TAXICAB ORDINANCE OF THE CITY OF CHESTERFIELD REGARDING INSURANCE REQUIRED; AMOUNTS; FINANCIAL RESPONSIBILITY IN LIEU THEREOF

A motion was made by Councilmember Hurt, seconded by Councilmember Bute, for the first reading of Bill #550. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #550 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Hathaway, for a second reading of Bill #550. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #550 was read for the second time. A roll call vote was taken for passage and approval of Bill #550, with the following results: Ayes - Hathaway, Greenwood, Schroeder, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #550 approved, passed it and it became ORDINANCE #545.

BILL #551AUTHORIZES THE CITY ADMINISTRATOR OF THE CITY OF CHESTERFIELD TO EXECUTE AN AGREEMENT WITH ST. LOUIS COUNTY FOR PHOTOGRAPHIC PROCESSING SERVICES

A motion was made by Councilmember Hurt, seconded by Councilmember Bute, for the first reading of Bill #551. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #551 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Hathaway, for a second reading of Bill #551. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #551 was read for the second time. A roll call vote was taken for passage and approval of Bill #551, with the following results: Ayes - Hathaway, Greenwood, Schroeder, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #551 approved, passed it and it became ORDINANCE #546.

BILL #552AMENDS ORDINANCE #35, SCHEDULES VI AND VII OF THE ORDINANCES OF THE CITY OF CHESTERFIELD BY ADDING PROVISIONS THERETO

A motion was made by Councilmember Hurt, seconded by Councilmember Bute, for the first reading of Bill #552. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #552 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Hathaway, for a second reading of Bill #552. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #552 was read for the second time. A roll call vote was taken for passage and approval of Bill #552, with the following results: Ayes - Hathaway, Greenwood, Schroeder, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #552 approved, passed it and it became ORDINANCE #547.

LEGISLATION - PLANNING COMMISSION

BILL #545AMENDS ST. LOUIS COUNTY ORDINANCE #12,681 AS AMENDED PROVIDING AN "M-3" PLANNED INDUSTRIAL DISTRICT FOR STORAGE MASTERS, INC. (P.Z. 14-90)

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #545. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #545 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hurt, for a second reading of Bill #545. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #545 was read for the second time. A roll call vote was taken for passage and approval of Bill #545, with the following results: Ayes - Hathaway, Greenwood, Schroeder, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #545 approved, passed it and it became ORDINANCE #548.

BILL #546AMENDS ST. LOUIS COUNTY ORDINANCE #13,576 AND ST. LOUIS COUNTY ORDINANCE #13,932 CREATING A PLANNED ENVIRONMENTAL UNIT WITHIN THE "R-1" AND "FPR-1" RESIDENTIAL DISTRICTS AND DELETING FROM THE PLANNED ENVIRONMENTAL UNIT APPROXIMATELY FIFTEEN (15) ACRES OF GROUND AND COMBINING TWO

PLANNED ENVIRONMENTAL UNITS INTO ONE (1) (P.C. 47-87, MBM PARTNERSHIP, INC. AND P.C. 80-88, SHELL OIL COMPANY (WILDHORSE) LOCATED ON THE SOUTH SIDE OF WILD HORSE CREEK ROAD WEST OF KEHRS MILL ROAD

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #546. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #546 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Tilley, for a second reading of Bill #546. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #546 was read for the second time. A roll call vote was taken for passage and approval of Bill #546, with the following results: Ayes - Hathaway, Greenwood, Schroeder, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #546 approved, passed it and it became ORDINANCE #549.

BILL #547AMENDS THE ORDINANCES OF THE CITY OF CHESTERFIELD FROM A "C-1" NEIGHBORHOOD SHOPPING DISTRICT AND "R-3" 10,000 SQ. FT. RESIDENCE DISTRICT TO A "C-8" PLANNED COMMERCIAL DISTRICT (P.Z. 24-90, ERNST AND J & J WINDOW SALES, INC.)

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #547. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #547 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #547. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Councilmember Bute urged denial of Bill #547. Councilmember Bute expressed her concern that this particular use was not appropriate on the Chesterfield Village Parkway. In addition, she stated her concern about the "domino" effect that approval of this petition could cause and that it is, in her opinion, the intention of the Planning Commission and the Comprehensive Plan of the City to have the Parkway developed in a more appropriate manner. Councilmember Hrabko reiterated Councilmember Bute's concern that this petition was not appropriate on the Chesterfield Village Parkway. He further stated that these types of services are certainly needed in Chesterfield, but could be better situated elsewhere. Bill #547 was then read for the second time. A roll call vote was taken for passage and approval of Bill #547, with the following results: Ayes - None. Nays - Hathaway, Greenwood, Schroeder, Bute, Hurt, Politte, Hrabko and Tilley. Whereupon Mayor Leonard declared Bill #547 unanimously denied.

BILL #548AMENDS THE CITY OF CHESTERFIELD SUBDIVISION ORDINANCE SECTION 1005.270 RELATIVE TO SIDEWALKS

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #548. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #548 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for a second reading of Bill #548. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #548 was read for the second time. A roll call vote was taken for passage and approval of Bill #548, with the following results: Ayes - Hathaway, Greenwood, Schroeder, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #548 approved, passed it and it became ORDINANCE #550.

BILL #549APPROVES THE SPECIAL ESCROW FOR SIDEWALKS ON BEHALF OF ST. LOUIS RETIREMENT RESIDENCE

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #549. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #549 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #549. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #549 was read for the second time. A roll call vote was taken for passage and approval of Bill #549, with the following results: Ayes - Hathaway, Greenwood, Schroeder, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #549 approved, passed it and it became ORDINANCE #551.

ADJOURNMENT

A motion was made by Councilmember Greenwood, seconded by Councilmember Tilley, that the meeting be adjourned. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. The meeting was adjourned at 7:50 P.M.

Mayor Jack Leonard

ATTEST:

Martha L. DeMay, City Clerk