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## RECORD OF PROCEEDINGS

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MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD  
AT 922 ROOSEVELT PARKWAY  
ON FEBRUARY, 22, 1989

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The meeting was called to order at 7:30 P.M.

A roll call was taken with the following results:

PRESENT

Mayor Fred Steinbach  
Councilmember Charles Fawcett (arrived 8:45 P.M.)  
Councilmember Richard Hrabko  
Councilmember Doug Hartman (arrived at 7:55 P.M.)  
Councilmember Jade Gardner Bute  
Councilmember Jack Neiner  
Councilmember Barry Flachsbart

ABSENT

Councilmember Ward Overall  
Councilmember Robert Frank

The Pledge of Allegiance and Flag Ceremony was presented by members of Girl Scout Troop 2202 from Green Trails Parkway School: Jessica Motchan, Bria Nicholson, Tiffany Wong, Tiffany Hill, Julie Wilkerson, Leigh Lakemeyer, Sara Katz, Andrea Scheve, and Carrie Rubin. Also in attendance were troop leaders Joan Wilkerson and Virginia Lakemeyer.

Reverend Edward Hammer from All Saints Lutheran Church led the City Council in prayer.

**INTRODUCTORY REMARKS - MAYOR FRED STEINBACH**

Mayor Fred Steinbach stated that Councilmember Fawcett and Councilmember Hartman would be arriving later in the proceedings and since a quorum requires five (5) Councilmembers, any issues requiring a vote by City Council will be deferred until their arrival.

Mayor Steinbach also stated that he had a previous commitment at 8:15 P.M. and that President Pro Tem, Jade Gardner Bute, would chair the meeting upon his departure.

Mayor Steinbach next stated that City Council has authorized City Attorney Doug Beach to prepare legislation that would enable the City to grant its own cable TV franchise and this will be discussed later during Councilmember Neiner's report.

## **COUNCIL COMMITTEE**

### **Planning / Economic Development**

Councilmember Hrabko, Chairperson of the Planning / Economic Development Committee, stated that a request for a Vacation of Easement had been filed and requested that it be forwarded to the Planning / Economic Development Committee. The motion to approve was tabled until the City Council was at quorum.

Councilmember Hrabko next asked City Attorney Doug Beach to explain the legal opinion on Council votes required with regard to Planning Commission recommendations. City Attorney Doug Beach reported that with regard to a proposed change of zoning, anytime the City Council wished to vote contrary to the recommendation of the Planning Commission, it will require six (6) members of the City Council to do so. This is whether or not the Planning Commission votes in favor or against the matter.

Councilmember Hrabko stated that Bill #251, dealing with the regulation of taxicabs in the City of Chesterfield, and Bill #253, a request for rezoning by the Hennemeyer Company, are scheduled for consideration later in the agenda.

Councilmember Hrabko also stated that Bill #240, a request for rezoning from non-urban to "R-1", had had two readings at the previous Council meeting and would only require a roll call vote when presented later in the agenda.

### **Public Works Committee**

Mayor Steinbach announced, in the absence of Councilmember Fawcett, Chairperson of the Public Works Committee, that the next meeting of the Public Works Committee will be held February 23, 1989.

### **Finance & Administration**

Councilmember Neiner, Chairperson of the Finance & Administration Committee, stated that the Finance and Administration Committee has authorized City Administrator Herring and City Attorney Doug Beach to begin the process necessary to allow the City of Chesterfield to franchise cable TV service.

Councilmember Hrabko indicated that he strongly supported this move and expressed displeasure at the lack of overall responsiveness shown by United Video Cablevision.

Councilmember Hartman arrived at the Council meeting at 7:55 P.M., whereupon, the Minutes of the February 6, 1989 meeting were submitted for approval. A motion was made by Councilmember Bute, seconded by Councilmember Flachsbart, to approve the minutes. A roll call vote was taken for approval of the minutes with the following results: Ayes - Hrabko, Hartman, Bute, Neiner, Flachsbart. Nays - None. Absent - Fawcett, Overall, Frank.

Councilmember Neiner next stated that the Finance and Administration Committee voted unanimously to accept the recommendation developed by City Administrator Herring and Assistant City Administrator/Personnel Director Brenda Collins for the selection of the next City Clerk. An announcement will be made by Mr. Herring upon notification of everyone involved in the process.

Councilmember Neiner then stated that a previous session of Council, the City had previously adopted a resolution to authorize participation in the St. Louis Area Insurance Trust (SLAIT) but that a specific motion was needed in order to authorize the City's participation in a pool of participating municipalities in insurance for property and casualty. A motion was made by Councilmember Neiner, seconded by Councilmember Bute, to authorize participation by the City of Chesterfield in the Property and Casualty Trust (PACT) of St. Louis. A voice vote was taken for passage and approval, and the motion was approved unanimously.

Councilmember Neiner next stated that the Finance and Administration Committee recommended adoption of a resolution, as required by State Law, which reads as follows:

RESOLUTION #51 A RESOLUTION AUTHORIZING THE CITY OF CHESTERFIELD TO  
COMPLY WITH THE NEW MISSOURI OPEN MEETINGS AND  
RECORDS LAW

A motion was made by Councilmember Bute, seconded by Councilmember Flachsbart, to adopt Resolution #51.

A voice vote was taken for passage and approval of Resolution #51, and the resolution was approved unanimously. (See attached)

Councilmember Hrabko stated that as a quorum was present he would like to motion that the request for Vacation of Easement in Westbury Park subdivision be referred to the Planning/Economic Development Committee for review. The motion was seconded by Councilmember Bute. A voice vote was taken for passage and approval, and the motion was approved unanimously.

### **Public Health & Safety**

Councilmember Flahcsbart, Chairperson of the Public Health and Safety Committee, stated that the Citizen's Interaction Committee recommends approval of the rough draft of the Chesterfield Citizen, an informational newsletter. The Committee also recommends that authorization be given for printing and delivery of the newsletter. A motion was made by Councilmember Flachsbart, seconded by Councilmember Bute, to approve the rough draft of the Chesterfield Citizen. A voice vote was taken for passage and approval, and the motion was approved unanimously. Councilmember Flachsbart next publicly thanked the Citizen's Interaction Committee and the sub-committee headed by Steve Boriss, for the newsletter.

Councilmember Flachsbart reported next that the bid results of the police uniforms is scheduled

for consideration later in the agenda, under City Administrator Herring's report.

Councilmember Flachsbart noted that the Public Health and Safety Committee is in the process of finalizing a communications police dispatching contract to introduce to the Council for approval.

(Mayor Steinbach recognized and thanked Mr. and Mrs. Davis, who were instrumental in the campaign to Save the Davis House.)

### **REPORT FROM THE CITY ADMINISTRATOR**

City Administrator stated the City of Chesterfield had received bids for the purchase of police uniforms. Four (4) proposals were received. City Administrator Herring recommended, along with Chief of Police, Ray Johnson and Jan Kluba, Finance Director, approval by the City Council of the low bidder. A motion was made by Councilmember Bute, seconded by Councilmember Flachsbart, to approve the purchase of police uniforms through Tuxall Uniform and Equipment at the total cost of \$32,862.50. A voice vote was taken for passage and approval, and the motion was approved unanimously.

### **NEW BUSINESS**

Councilmember Hartman read aloud a letter from Jeff Eisen and Jim Del Rio, Co-Chairmen of the Schoettler Road Residents Association, which had been sent to local newspapers, praising the work of the Mayor and City Council. (See Attached)

Councilmember Flachsbart reported that a number of citizens in the River Bend Subdivision expressed concern over the safety problem generated by the substantial amount and speed of traffic on River Valley and they would be presenting their ideas during the communications & petitions portion of the agenda. (See attached).

### **LEGISLATION**

**BILL #250 AN ORDINANCE AMENDING ORDINANCE NUMBER 90 RELATING TO THE COIN OPERATED VENDING MACHINES AND ESTABLISHING A FEE FOR VENDING MACHINES.**

A motion was made by Councilmember Bute, seconded by Councilmember Hrabko, for a first reading of Bill #250. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #250 was read for the first time.

A motion was made by Councilmember Bute, seconded by Councilmember Hrabko, for a second reading of Bill #250. A voice vote was taken with an affirmative result and the motion was declared passed. A roll call vote was taken for passage and approval of Bill #250, with the following results: Ayes- Hrabko, Hartman, Bute, Neiner, Flachsbart. Nays - None. Absent - Fawcett, Overall, Frank. Whereupon Mayor Fred Steinbach declared the Bill #250 approved, passed it, and it became ORDINANCE #248.

**BILL #251 AN ORDINANCE RELATING TO DEFINING THE TERM "TAXICAB" AND THE REGULATION AND LICENSING THEREOF.**

A motion was made by Councilmember Hrabko, seconded by Councilmember Flachsbart, for a first reading of Bill #251. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #251 was read for the first time.

A motion was made by Councilmember Bute, seconded by Councilmember Hrabko, for a second reading of Bill #251. A voice vote was taken with an affirmative result and the motion was declared passed. A roll call vote was taken for passage and approval of Bill #251, with the following results: Ayes- Hrabko, Hartman, Bute, Neiner, Flachsbart. Nays - None. Absent - Fawcett, Overall, Frank. Whereupon Mayor Fred Steinbach declared the Bill #251 approved, passed it, and it became ORDINANCE #249.

**BILL #252 AN ORDINANCE PROVIDING FOR AN AGREEMENT ESTABLISHING COMPENSATION FOR THE OFFICE OF CITY ATTORNEY AND AUTHORIZING THE MAYOR TO EXECUTE A CONTRACT RELATING THERETO**

A motion was made by Councilmember Bute, seconded by Councilmember Flachsbart, for a first reading of Bill #252. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #252 was read for the first time.

A motion was made by Councilmember Bute, seconded by Councilmember Flachsbart, for a second reading of Bill #252. A voice vote was taken with an affirmative result and the motion was declared passed. A roll call vote was taken for passage and approval of Bill #252, with the following results: Ayes- Hrabko, Hartman, Bute, Neiner, Flachsbart. Nays - None. Absent - Fawcett, Overall, Frank. Whereupon Mayor Fred Steinbach declared the Bill #252 approved, passed it, and it became ORDINANCE #250.

(At 8:15 P.M. Mayor Steinbach handed the gavel to President Pro Tem, Jade Gardner Bute to chair the meeting so that he could leave for his previous commitment.)

**BILL #240 AN ORDINANCE AMENDING THE CITY OF CHESTERFIELD ZONING ORDINANCE BY CHANGING THE BOUNDARIES OF THE "NU" NON-URBAN DISTRICT TO "R-1" ONE ACRE RESIDENTIAL DISTRICTS OF CERTAIN LAND AS APPROVED HEREIN (P.C. 21-88 THOMAS E. AND JANICE M. WOODSON)**

Councilmember Hrabko stated that the first and second reading of Bill #240 had been approved at the previous Council meeting and only a roll call vote was needed.

A roll call vote was taken for passage and approval of Bill #240, with the following results: Ayes - Bute, Neiner, flachsbart. Nays - Hrabko, Hartman. Absent - Fawcett, Overall, frank. Whereupon President Pro Tem, Jade Gardner Bute declared the Bill #240 approved, passed it

and it became ORDINANCE #251.

**BILL #253** AN ORDINANCE AMENDING THE CITY OF CHESTERFIELD ZONING ORDINANCE BY CHANGING THE BOUNDARIES OF THE "NU" NON-URBAN DISTRICT TO A "C-8" PLANNED COMMERCIAL DISTRICT, CERTAIN LAND LOCATED ON THE EAST SIDE OF CLARKSON ROAD, NORTH OF BAXTER AS APPROVED HEREIN (P.C. 22-28 HENNEMEYER COMPANY INC.)

A motion was made by Councilmember Hrabko, seconded by Councilmember Flachsbart, for a first reading of Bill #253. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #253 was read for the first time.

A motion was made by Councilmember Hrabko, seconded by Councilmember Flachsbart, for a second reading of Bill #253. A voice vote was taken with an affirmative result and the motion was declared passed. A roll call vote was taken for passage and approval of Bill #253, with the following results: Ayes - Hrabko, Hartman, Bute, Neiner, Flachsbart. Nays - None. Absent - Fawcett, Overall, Frank. Whereupon President Pro Tem, Jade Gardner Bute declared the Bill #253 approved, passed it and it became ORDINANCE #252.

(At 8:45 P.M. Councilmember Fawcett arrived at the Council Meeting prior to the Communications and Petitions portion of the agenda.)

### **COMMUNICATIONS & PETITIONS**

Mr. Ron Edwards, who resides at 266 River Valley Drive, expressed concern, as a teacher of River Bend School and resident, with regard to safety for children, over the volume of traffic on River Valley and requested that traffic be restricted on River Valley Drive.

Ms. Christine Burkey, of 69 River Valley Drive, spoke, as a member of the Board of the Bath and Tennis Club, which is located on River Valley Drive. Ms. Burkey conveyed concern over the increase in the volume and speed of traffic. Ms. Burkey also stated that River Bend Bath and Tennis Club members have expressed concern as to the safety problem, especially severe during the summer months, when children are walking or biking to the pool.

Mr. Patrick Dowel, who lives at 237 Southdown, representing individuals in River Bend, who live off of River Valley Drive, stated he had petitions to present to Council of residents who are in favor of restricting River Valley Drive to local traffic and would present the petitions to City Administrator Herring at a future date.

Mr. John Crooker, of 191 River Valley Drive, spoke in favor of traffic being restricted, citing that many commercial vehicles use this street and that Khoury League traffic, during the spring, only added to the congestion of the increased traffic on River Valley Drive.

Ms. Susan Witte, who resides at 162 Southdown Drive, favors the restriction of River Valley Drive to local traffic. Ms. Witte expressed concern that as development continued the problem of safety would be increased.

Mr. Keith Gosney, of 311 Ridgemoor Drive, expressed concern for his children's safety and favors restricting traffic on River Valley Drive.

Mr. Howard Gleason, who resides at 47 Witmer Drive, spoke in opposition to the petition presented, as he feels that there might be better and more enforceable ways to the problem of safety.

Councilmember Flachsbart, of Ward I, requested that the City staff explore and review all possible ways to alleviate the problem and that Chief of Police, Ray Johnson and St. Louis County police immediately review the issue.

### **ADJOURNMENT**

A motion was made by Councilmember Hartman, seconded by Councilmember Flachsbart, 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 8:55.

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Mayor Frederic M. Steinbach

ATTEST:

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City Clerk (Acting)