



## RECORD OF PROCEEDING

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MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT  
922 ROOSEVELT PARKWAY, MARCH 15, 1993

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The meeting was called to order at 7:00 P.M.

A roll call was taken with the following results:

PRESENT

Mayor Jack Leonard  
Councilmember Betty Hathaway  
Councilmember Nancy Greenwood  
Councilmember Susan Clarke  
Councilmember Ed Levinson  
Councilmember Dan Hurt  
Councilmember Alan Politte  
Councilmember Dick Hrabko

ABSENT

Councilmember Linda Tilley

The Pledge of Allegiance was led by Mayor Jack Leonard.

Mayor Leonard led the City Council in prayer.

The minutes of the March 1, 1993, meeting were submitted for approval. A motion was made by Councilmember Greenwood, seconded by Councilmember Hurt, to approve the minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

COMMUNICATIONS AND PETITIONS

Mr. Keith Kramer, President of the Chesterfield Community Development Corporation, introduced Mr. John Langa, the new Administrative Director for the CCDC. Mr. Langa addressed the Mayor and Council expressing a desire to meet with each individually to hear concerns about economic and community development.

The next speaker was Ms. Marianne Streich, address 307 Renaldo Drive, Montera Estates Subdivision. She stated that a storm drain in her subdivision has collapsed. It is located

underneath her driveway, and the driveway has also collapsed. The entire drain, plus the collector basin at the street are in need of replacement. The City has informed her and her husband of its policy of repairing only those drains which collect water from public roadways and, therefore, she and her husband are responsible for the replacement of the drain. Mrs. Streich indicated this policy should be changed. The Streich's requested that the Council take two actions: 1) change existing policy; and 2) replace the collapsed drain and collector basin immediately.

The next speaker was Mr. Mark Beldner, President of Trustees of Montera Estates, 317 San Angelo Drive. Mr. Beldner stated, "our trust indenture specifically says the Trustees are not responsible for storm water or storm water sewers. The piece of easement referred to on their plot plan said it was dedicated to St. Louis County for an easement for storm water usage."

The next speaker, Mr. W. C. Aylward, 325 San Angelo, resident of Montera Estates Subdivision, requested a special Public Works Committee meeting be held on the storm water problem at 307 Renaldo Drive.

After discussion Councilmember Hrabko, Chairperson of the Public Works/Parks Committee, indicated he would carefully review all the facts surrounding this situation and decide whether or not to hold a special meeting. Councilmember Hathaway said she had names and addresses of most of the people involved and would contact them to advise them of the date and time of any such meeting. Councilmember Hurt indicated that the City's policy on storm water pipes had been in place since incorporation of the City, and had been applied equally all over the City. He indicated that careful study would be required prior to changing any policy, due to the possible implications.

The next speaker was Michael W. Curran, 1527 Charlemont, speaking against Bill #780, the rezoning proposal for the Buchholz Mortuary. Councilmember Hathaway advised that this Bill was not before City Council this evening. The next meeting of the Planning and Zoning Committee is March 31, at 5:45 p.m. This issue will be discussed at that time, and the public is welcome to come and give views at that time, or write a letter.

## INTRODUCTORY REMARKS

Mayor Jack Leonard announced the next Council meeting would be held April 19. There will be no Council meeting April 5, 1993. The municipal election is April 6. Everyone was urged to vote.

## COUNCIL COMMITTEE REPORTS

### Planning and Zoning Committee

Councilmember Betty Hathaway, Chairperson of the Planning and Zoning Committee, reported that a letter was sent to St. Louis County Planning Commission on a proposed site in the valley near Eatherton and Centaur Road which is south of an area asking to be annexed by the City of Chesterfield. Petitioners are proposing to rezone the site from a N.U. to M3 site. The City opposes this rezoning.

The Chesterfield Gardens proposal came before the P&Z Committee after the Public Hearing from Buchholz was held. Since there were many concerns: reduction in number of units; use of East versus West Drive; whether the State Highway Department would allow another access; and, the C8 property owned by Puhlman's, it was decided to hold this petition and bring it back before the Committee on March 31.

There was a Public Hearing on Buchholz Mortuary, but no vote was taken by the Committee. This will be before the Committee on March 31, also.

Councilmember Hathaway announced that an Ordinance Review Committee meeting regarding proposed changes to the sign ordinance has been scheduled for March 16, at 8:00 a.m. in the Council Conference Room.

As noted above, the next meeting of the Planning and Zoning Committee will be March 31, at 5:45 p.m.

### Public Health and Safety

Councilmember Susan Clarke, Chairperson of the Public Health and Safety Committee, made a motion that the Police Department's communication contract with St. Louis County be renewed for a period of one year, effective March 1, 1993, at a total cost of \$189,051.72. Councilmember Greenwood seconded the motion. A voice vote was taken. Councilmember Hrabko abstained. The motion was approved 6-0-1.

A letter was sent to the Missouri legislators to express opposition to Senate Bill #295, that would allow carrying concealed weapons.

There was a complaint of noise by cleaning equipment at the Chesterfield Crossing Shopping Center. There is an ordinance against this and will be enforced in the future. The shopping center management has agreed to comply with City ordinances.

The next meeting of this Committee is scheduled for Monday, April 12, at 12:00 Noon.

### Finance and Administration Committee

Councilmember Dan Hurt, Chairperson of the Finance and Administration Committee, made a motion to accept Resolution #128 and was seconded by Nancy Greenwood. A voice vote was taken. The Resolution was approved unanimously (see attached).

The two next meetings of the F & A Committee have been tentatively scheduled for April 12, at 5:30 p.m. and May 6, at 5:30 p.m.

### Public Works and Parks Committee

Councilmember Dick Hrabko, Chairperson of the Public Works and Parks Committee reported regarding the Highway Beautification Project, the low bid for the planting/landscaping at Intersection 40/340 was Baxter Gardens at \$36,681. Councilmember Hrabko made a motion to approve the bid, and the motion was seconded by Councilmember Greenwood. A voice vote was taken and the motion was approved unanimously.

The low bidder for the landscaping maintenance of Hwy 340, Clarkson Road, south to Clarkson Crossing Shopping Center and north of Hwy 40 to Roosevelt Parkway on Olive Street Road, for grassy medians to supplement the State Highway Dept. was Contemporary Landscaping in the amount of \$5,468. Councilmember Hrabko made a motion to accept this bid, and it was seconded by Councilmember Dan Hurt. A voice vote was taken and the motion was approved unanimously. It was noted that the City would also accept the bids submitted for this service for the next four years, subject to budget appropriation.

A request for a grant which has been filed by the Citizens Committee for the Environment seeking financial assistance for solid waste management was next discussed by Mr. Hrabko. The Committee approved, with the total cost to the City of \$19, in-kind expenses, and \$579 for matching funds for the grant.

Bill #781, which prevents unauthorized moving of barricades, will be voted on in the Legislation portion of the agenda. Mr. Hrabko requested that both readings be held at tonight's meeting.

Old Woods Mill Road was discussed at length by the Committee. The Committee felt it was not appropriate to take over this road at this time, but since there are Chesterfield citizens living on that road, the City will accept and do the snow removal until the County decides to take the road some time in the future.

Mr. Hrabko announced that the next meeting will be held April 8, at 5:30 p.m.

#### Report of the City Administrator

The low bid for 1993 Capital Street Improvement Program was submitted by Concrete Design, Inc., at the price of \$1,187,525.14. Mr. Herring recommended approval. A motion was made by Councilmember Hrabko, seconded by Councilmember Greenwood, to approve this bid award. A roll call was called and the motion passed 6-1 with Councilmember Levinson voting against. Mr. Levinson indicated that he voted "no" due to the current policy regarding concrete thickness, which he opposes.

It was decided to table action regarding bids for the lease/purchase of a crack sealing machine. Mr. Herring indicated that this matter would be referred to the Public Works/Park Committee.

The low bid for a portable concrete breaker/trailer was submitted by Dinzler Equipment at the price of \$10,750. Mr. Herring recommended approval. A motion was made by Councilmember Politte and seconded to approve this bid award. A voice vote was taken and the motion was approved.

The low bid for a skid steer loader was submitted by Gateway Equipment Company, at a monthly lease/purchase price of \$1,000. Mr. Herring recommended approval, along with a budget transfer of \$2,000 to cover seven months of use this fiscal year. A motion was made by Councilmember Levinson and seconded by Councilmember Greenwood to approve this recommendation. A voice vote was taken and the motion was approved unanimously.

The low bid for signs/sign hardware was submitted by Vulcan Signs. Mr. Herring recommended approval. A motion was made to approve this recommendation by

Councilmember Hrabko and seconded by Councilmember Hurt. A voice vote was taken and the motion was approved unanimously.

The low bid for mudjack soil was submitted by Chesterfield Topsoil. Mr. Herring recommended approval. A motion to approve this bid was made by Councilmember Hrabko and seconded by Councilmember Hurt. A voice vote was taken and the motion was approved unanimously.

Mr. Herring next explained that the low bid for PAFII was submitted by Woody's Municipal Supply; Chesterfield Asphalt submitted the low bid for CRS2; and Fred Weber submitted the low bid for both hot and cold mix. These bids have been reviewed and approved by Staff. Mr. Herring recommended acceptance of these bids. On a motion by Councilmember Hrabko, seconded by Councilmember Greenwood, Council voted unanimously to accept all bids as noted above.

Regarding the temporary liquor license requested by Reliv, inc., Mr. Herring explained that the application had been reviewed/approved by Chief Ray Johnson and the Director of Planning, Jerry Duepner. A motion to approve this temporary liquor license was made by Councilmember Greenwood and seconded by Councilmember Hathaway. A voice vote was taken and the motion was approved unanimously.

#### Legislation

**BILL #781 AMENDS ORDINANCE 335 BY ADDING A SECTION THERETO RELATING TO CREATING A PENALTY FOR THE REMOVAL OF BARRICADES OR WARNING DEVICES FROM ANY OPENING, EXCAVATION OR PLACE LOCATED IN A PUBLIC STREET, ALLEY, SIDEWALK, PARKWAY OR OTHER PUBLIC PLACE OR THOROUGHFARE (PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL)**

A motion was made by Councilmember Hrabko, seconded by Councilmember Levinson, to suspend the rules of Council to have both the first and second readings of this proposed ordinance at this Council meeting. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

A motion was made by Councilmember Hrabko, seconded by Councilmember Politte, for the first reading of Bill #781. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #781 was read for the first time.

A motion was made by Councilmember Hrabko, seconded by Councilmember Hurt, for a second reading of Bill #781. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #781 was read for the second time. A roll call vote was taken for passage and approval of Bill #781, with the following results: Ayes - Hathaway, Greenwood, Clarke, Levinson, Hurt, Politte, and Hrabko. Nays - None. Whereupon Mayor Leonard declared Bill #781 approved, passed it, and it became ORDINANCE #767.

**BILL #780 AMENDS THE CITY OF CHESTERFIELD ZONING ORDINANCE BY CHANGING THE BOUNDARIES OF THE "NU" NON-URBAN**

DISTRICT TO THE "R-1" 1 ACRE RESIDENCE DISTRICT FOR A 3.221 ACRE TRACT OF LAND LOCATED AT THE SOUTHWEST QUADRANT OF THE INTERSECTION OF CLARKSON ROAD AND RELOCATED WILSON ROAD (P.Z. 27-92, BUCHHOLZ MORTUARIES, INC.) (SECOND READING - PLANNING COMMISSION RECOMMENDS APPROVAL)

This bill remains tabled until the next Council meeting.

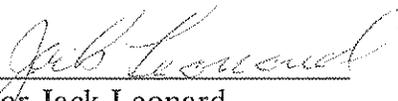
**BILL #782** AUTHORIZES A REPLACEMENT ESCROW FOR WELLESLEY PLACE SUBDIVISION (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hathaway, seconded by Councilmember Greenwood, for the first reading of Bill #782. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #782 was read for the first time.

A motion was made by Councilmember Hrabko, seconded by Councilmember Hurt, for a second reading of Bill #782. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #782 was read for the second time. A roll call vote was taken for passage and approval of Bill #782, with the following results: Ayes - Hathaway, Greenwood, Clarke, Levinson, Hurt, Politte, and Hrabko. Nays - None. Whereupon Mayor Leonard declared Bill #781 approved, passed it, and it became ORDINANCE #768.

ADJOURNMENT

A motion was made by Councilmember Clarke, seconded by Councilmember Hathaway, 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 8:15 P.M.

  
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Mayor Jack Leonard

ATTEST:

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Janice Corbin, Deputy City Clerk