



**RECORD OF PROCEEDING**

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MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD  
AT 16052 SWINGLEY RIDGE ROAD  
MARCH 15, 1999

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

A roll call was taken with the following results:

PRESENT

Mayor Nancy Greenwood  
Councilmember Barry Flachsbart  
Councilmember Allan Sheppard  
Councilmember Barry Streeter  
Councilmember Larry Grosser  
Councilmember Dan Hurt  
Councilmember Mike Casey  
Councilmember Linda Tilley  
Councilmember Mary K. Brown

ABSENT

None

The Pledge of Allegiance was led by Girl Scout Troop #4500, #3986 and #340 from Shenandoah Valley School: Stacy Winters, Julie Kraeuchi, Laura King, Beverly Pagone, Monica Streeter, Emily Doerner and Julia Doerner. Also in attendance was Troop Leader Dolly Streeter.

Mayor Greenwood led those in attendance in a moment of silent prayer.

APPROVAL OF MINUTES

The minutes of the March 1, 1999, City Council meeting were submitted for approval. A motion was made by Councilmember Grosser, seconded by Councilmember Sheppard, to approve the City Council minutes, as amended. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

## **INTRODUCTORY REMARKS**

Mayor Greenwood reminded those in attendance to please vote in the Municipal Election April 6.

Mayor Greenwood announced that the next City Council meeting has been scheduled for Monday, April 19 at 7 p.m. She also announced that there would be a special City Council meeting on Tuesday, April 20 at noon for the sale of General Obligation Bonds regarding Propositions “R” and “S.”

Mayor Greenwood announced that the Citizens Committee for the Environment received a grant to partner with the City of Town and Country for a paint collection project. This project will take place on May 22 at the Town and Country City Hall.

Mayor Greenwood recognized Councilmember Streeter who informed those in attendance that playground equipment and picnic tables are now being installed in the Central City Park.

## **COMMUNICATIONS AND PETITIONS**

Diana Doerner, who resides at 634 Stablestone Drive, expressed opposition to the extension of Hog Hollow Road to adjoin Stablestone Drive.

Sue Stoeberl, who resides at 14233 Cypress Hill, expressed opposition to the extension of Hog Hollow Road to adjoin Stablestone Drive.

Laurel Boone, who resides at 14309 Strawbridge Court, expressed opposition to the extension of Hog Hollow Road to adjoin Stablestone Drive.

Jean McGinty, who resides at 319 Stablestone Drive, expressed opposition to the extension of Hog Hollow Road to adjoin Stablestone Drive.

Chris Joyce, who resides at 609 Stablestone Drive, expressed opposition to the extension of Hog Hollow Road to adjoin Stablestone Drive.

Betty Hathaway, who resides at 112 High Valley Drive, expressed opposition to the extension of Hog Hollow Road to adjoin Stablestone Drive.

Brian Coyman, who resides at 14319 Cypress Hill Drive, expressed opposition to the extension of Hog Hollow Road to adjoin Stablestone Drive.

Scott Malin, who resides at 287 Woodcliffe Place Drive, expressed support for Bill Nos. 1657 and 1658 Wildhorse Springs Subdivision.

Royce Engel, who resides at 135 Ridgecrest Drive, represented Chesterfield Area Informed Residents and expressed opposition to the extension of Hog Hollow Road to adjoin

Stablestone Drive.

Ted Allison, who resides at 2126 Chesterfield Place, represented his subdivision and expressed support for the Sunrise development as proposed by the petitioner and opposed an entrance to Sunrise via Leiman Road.

## **COUNCIL COMMITTEE REPORTS**

### **Public Works/Parks Committee**

Councilmember Barry Flachsbart, Chairperson of the Public Works/Parks Committee, reported that Bill No. 1663 (No Parking on Swingley Ridge Road) and Bill No. 1665 (Road Construction Agreement for Lydia Hill) will be read for the second time and considered for adoption under the Legislation portion of the agenda. Bill No. 1668 (installation of fire hydrants in the Chesterfield Valley Athletic Complex) will have both first and second readings and considered for adoption under the Legislation portion of the agenda.

Councilmember Flachsbart announced that the next meeting of this Committee has been scheduled for March 24 at 5:30 p.m.

### **Public Health and Safety Committee**

Councilmember Larry Grosser, Chairperson of the Public Health and Safety Committee, reported that Bill No. 1669 (adds “through streets” to Schedule V) and the amended version of Bill No. 1672 (No Parking on Straub Hill Lane) will be read for the first time under the Legislation portion of the agenda.

### **Planning and Zoning Committee**

Councilmember Dan Hurt, Chairperson of the Planning and Zoning Committee, reported that Bill No. 1657 (increases the number of lots in Wildhorse Springs Subdivision), Bill No 1658 (amends the trust indentures for Wildhorse Springs Subdivision) and Bill No. 1673 (boundary adjustment between the City of Creve Coeur and the City of Chesterfield) will be considered for adoption under the Legislation portion of the agenda. Bill Nos. 1670 and 1671 (P.Z. 1&2-1999, Sunrise Assisted Living) will be held. A motion was made by Councilmember Brown, seconded by Councilmember Tilley, to refer these two bills to the Planning and Zoning Committee for further review. A voice vote was taken with a unanimous result and the motion was declared passed.

Councilmember Hurt announced that the next meeting of this Committee has been scheduled for March 18 at 5:30 p.m.

### **Finance and Administration Committee**

Councilmember Linda Tilley, Chairperson of the Finance and Administration Committee, reported that Bill No. 1667 (approves issuance of \$15,125,000 in bonds for streets/sidewalks

related to Proposition “R” & “S” will be read for the first time under the Legislation portion of the agenda. The second reading will take place at the special City Council meetings scheduled for April 20 at noon.

### **REPORT OF THE CITY ADMINISTRATOR**

Based on information received from Director of Public Works/City Engineer Mike Geisel, City Administrator Mike Herring reported that he recommends award of a contract, in an amount not to exceed \$254,263, to Gateway Contractors, for a multitude of construction projects at the Central City Park, including vertical curbing around the playground, sidewalks, brick pavers, landscaped islands in the parking lot, a brick paver promenade, a waterline for water fountains, electrical conduits and fixtures to light the grassed area, significant additional landscaping and additional irrigation for the cleared area in the park. The FY1999 Budget contains an appropriation of \$689,916 to cover the additional improvements noted above. A motion was made by Councilmember Streeter, seconded by Councilmember Grosser, to enter into a contract with Gateway Contractors, in an amount not to exceed \$254,263 for construction projects as listed above. A voice vote was taken with a unanimous result and the motion was declared passed.

Mr. Herring next reported that he recommends award of a contract, in an amount not to exceed \$193,402, to Kozeny Wagner, for the construction of dugouts and backstops at the Chesterfield Valley Athletic Complex. The bid process was so competitive that it will also enable the City to install outfield fencing and a pump house for the irrigation well. The FY1999 Budget contains an appropriation of \$689,916 to finish these improvements and add additional specific amenities. Mr. Herring joined with Mr. Geisel in recommending approval of awarding a contract to Kozeny Wagner, in an amount not to exceed \$193,402. A motion was made by Councilmember Grosser, seconded by Councilmember Brown, to award the contract to Kozeny Wagner, in an amount not to exceed \$193,402, for the construction of dugouts and backstops at the Chesterfield Valley Athletic Complex. A voice vote was taken with a unanimous result and the motion was declared passed.

City Administrator Mike Herring reported that Director of Public Works/City Engineer Mike Geisel recommends approval of a bid submitted by Waste Management Precision Services for epoxy injection repairs for stormsewers for the calendar year 1999, on an as-needed basis.

Mr. Geisel recommends that a contract be authorized, in an amount not to exceed \$30,000. The FY1999 Budget contains an appropriation of \$212,000 for unspecified sewer repairs. Mr. Herring joined with Mr. Geisel in recommending that Mr. Herring be authorized to enter into a contract with Waste Management Precision Services, in an amount not to exceed \$30,000. A motion was made by Councilmember Flachsbarth, seconded by Councilmember Grosser, to award a contract to Waste Management Precision Services, in an amount not to exceed \$30,000 for epoxy injection repairs for stormsewers, on an as-needed basis. A voice vote was taken with a unanimous result and the motion was declared passed.

Mr. Herring next reported that bids were recently sought for the purchase of a new backhoe to replace an existing piece of equipment. Having reviewed information provided by Mr. Geisel, Mr. Herring joined with him in recommending that the state bid contract be utilized to secure this equipment from Gateway Equipment Company, at a purchase price of \$51,048. Combined with the trade-in proposal by this same company, totaling \$14,000, the net cost

will equal \$37,048. He noted that the FY1999 Budget contains an appropriation of \$72,000 for this purchase. A motion was made by Councilmember Flachsbart, seconded by Councilmember Grosser, to award the bid to Gateway Equipment Company, at a purchase price of \$51,048 and utilizing the trade-in totaling \$14,000, the net cost will equal \$37,048. A voice vote was taken with a unanimous result and the motion was declared passed.

Mr. Herring next reported that bids were recently sought for professional inspection services of all projects to be undertaken this year, as funded by the passage of Propositions "R" & "S," in addition to work planned on Wilson Road, which will be funded by the Wilson Road Trust Fund. The 1999 "R" & "S" Construction Budget provides \$200,000 for construction testing inspection and \$15,000 exists within the Wilson Road Trust Fund to cover the additional expenses associated with this project. Mr. Herring joined with Mr. Geisel in recommending that authorization be given to enter into contracts with the firms of Philips Environmental, Professional Services, Inc. and Midwest Engineering Services, in a total amount not to exceed \$215,000. A motion was made by Councilmember Flachsbart, seconded by Councilmember Brown, to accept the bids submitted by the firms of Philips Environmental, Professional Services, Inc. and Midwest Engineering Services and to authorize contracts with these firms, in an amount not to exceed \$215,000 for inspection services. A voice vote was taken with a unanimous result and the motion was declared passed.

Mr. Herring next reported that the City is now prepared to offer for competitive sale the remaining principal amount of General Obligation Bonds, authorized initially by the passage of Propositions "R" & "S." This sale of bonds is scheduled to occur at 10 a.m. on Tuesday, April 20, 1999. In order to proceed, as scheduled, City Council will need to pass and approve Resolution No. 252, as well as provide the first reading approval of Bill No. 1667. This process, regarding the issuance of the remainder of these general obligation bonds, was actually initiated when the first series of bonds was issued several years ago. The City made a conscious decision, at that time, to delay issuance of the remainder of the bonds for the reasons noted by Director of Finance and Administration Jan Hawn. A motion was made by Councilmember Casey, seconded by Councilmember Tilley, to adopt Resolution No. 252. A voice vote was taken with a unanimous result and the motion was declared passed.

Mr. Herring next reported that representatives from Moody's visited the City of Chesterfield to insure that our current bond rating was appropriate. Mr. Herring commended the Public Works Department, Planning Department and Finance and Administration Department for their efforts in making the Moody's visit such an impressive experience.

Mr. Herring next reported that the Police Department has been awarded a grant under the COPS Universal Hiring Program in the amount of \$225,000 for the hiring of three additional full-time police officers. The grant will provide for \$75,000 per officer to cover salary and expenses over a maximum of a three-year period and recovery of costs associated with this hiring may be requested at 100% of expenses for the first year. Each succeeding year's recovery must be in a declining amount in salary and expenses. No cost to the City would be experienced the first year and only a limited expense for the following and subsequent year until the \$75,000 cap per officer is reached. With this in mind, Mr. Herring recommended that City Council approve an amendment to the budget to hire three additional police officers

through the COPS grant ahead of schedule, rather than waiting until January 2000. A motion was made by Councilmember Flachsbart, seconded by Councilmember Casey, to amend the budget and accept the COPS grant provided to the City of Chesterfield to hire these three officers ahead of schedule. A voice vote was taken with a unanimous result and the motion was declared passed.

## **LEGISLATION**

**BILL NO. 1663** AMENDS ORDINANCE NO. 35, SCHEDULE IX OF THE ORDINANCES OF THE CITY OF CHESTERFIELD BY ADDING PROVISIONS THERETO TO RESTRICT PARKING ON SWINGLEY RIDGE ROAD (**SECOND READING – PUBLIC WORKS/PARKS COMMITTEE**)

A motion was made by Councilmember Flachsbart, seconded by Councilmember Casey, for a second reading of Bill No. 1663. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1663 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1663, with the following results: Ayes - Flachsbart, Sheppard, Streeter, Grosser, Hurt, Casey, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1663 approved, passed it and it became **ORDINANCE NO. 1508**.

**BILL NO. 1665** APPROVES A ROAD CONSTRUCTION AGREEMENT FOR LYDIA HILL DRIVE WITH SACHS PROPERTIES, INC. (**SECOND READING – PUBLIC WORKS/PARKS COMMITTEE**)

A motion was made by Councilmember Flachsbart, seconded by Councilmember Tilley, for a second reading of Bill No. 1665. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1665 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1665, with the following results: Ayes - Flachsbart, Sheppard, Streeter, Grosser, Hurt, Casey, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1665 approved, passed it and it became **ORDINANCE NO. 1509**.

**BILL NO. 1668** APPROVES THE INSTALLATION OF FIRE HYDRANTS AT THE CHESTERFIELD VALLEY ATHLETIC COMPLEX LOCATED WITHIN THE CITY OF CHESTERFIELD (**FIRST AND SECOND READINGS - PUBLIC WORKS/PARKS COMMITTEE**)

A motion was made by Councilmember Flachsbart, seconded by Councilmember Casey, for the first reading of Bill No. 1668. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1668 was read for the first time.

A motion was made by Councilmember Flachsbart, seconded by Councilmember Tilley, for a second reading of Bill No. 1668. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1668 was read for the second time. A roll call

vote was taken for passage and approval of Bill No. 1668, with the following results: Ayes - Flachsbart, Sheppard, Streeter, Grosser, Hurt, Casey, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1668 approved, passed it and it became **ORDINANCE NO. 1510.**

**BILL NO. 1669** AMENDS ORDINANCE NO. 35, SCHEDULE V OF THE ORDINANCES OF THE CITY OF CHESTERFIELD BY ADDING MAJOR THROUGH STREETS TO THE LIST CONTAINED THEREIN (**FIRST READING** – PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Grosser, seconded by Councilmember Flachsbart, for the first reading of Bill No. 1669. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No.1669 was read for the first time.

**BILL NO. 1672** AMENDS ORDINANCE NO. 35, SCHEDULE IX OF THE ORDINANCES OF THE CITY OF CHESTERFIELD BY ADDING PROVISIONS THERETO TO RESTRICT PARKING ON STRAUB HILL LANE WITHIN THE BROOKHILL ESTATES ADDITION, PLAT 3 SUBDIVISION (**FIRST READING** – PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Grosser, seconded by Councilmember Flachsbart, for the first reading of Bill No. 1672. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No.1672 was read for the first time.

**BILL NO. 1667** AUTHORIZES AND DIRECTS THE ISSUANCE, SALE AND DELIVERY OF \$15,125,000 PRINCIPAL AMOUNT OF GENERAL OBLIGATION BONDS, SERIES 1999 FOR THE CITY OF CHESTERFIELD, MISSOURI; DESCRIBING THE FORM AND DETAILS OF SAID BONDS; PROVIDING FOR THE LEVY AND COLLECTION OF AN ANNUAL TAX FOR THE PURPOSE OF PAYING THE PRINCIPAL OF AN INTEREST ON SAID BONDS AS THEY BECOME DUE; AND AUTHORIZING CERTAIN OTHER DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH (**FIRST READING** -FINANCE AND ADMINISTRATION COMMITTEE)

A motion was made by Councilmember Tilley, seconded by Councilmember Casey, for the first reading of Bill No. 1667. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1667 was read for the first time.

### **LEGISLATION - PLANNING COMMISSION**

**BILL NO. 1657** AMENDS CITY OF CHESTERFIELD ORDINANCE NO. 787, PROVIDING FOR AN INCREASE IN THE NUMBER OF LOTS FROM 30 TO 31 IN WILDHORSE SPRINGS SUBDIVISION;

LOCATED ON THE NORTH SIDE OF WILD HORSE CREEK ROAD AND WILSON ROAD (P.Z. 3&4-93, DCL DEVELOPMENT) **(SECOND READING – PLANNING COMMISSION AND PLANNING AND ZONING COMMITTEE RECOMMEND DENIAL)**

A motion was made by Councilmember Hurt, seconded by Councilmember Brown, for a second reading of Bill No. 1657. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1657 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1657, with the following results: Ayes – Brown. Nays – Flachsbart, Sheppard, Streeter, Grosser, Hurt, Casey, Tilley. Whereupon Mayor Greenwood declared Bill No.1657 **DEFEATED**.

**BILL NO. 1658** AMENDS CITY OF CHESTERFIELD ORDINANCE NO. 879, PROVIDING FOR A FIRST AMENDMENT TO INDENTURE OF TRUST AND RESTRICTIONS OF WILDHORSE SPRINGS SUBDIVISION, LOCATED ON THE NORTH SIDE OF WILD HORSE CREEK ROAD AND WILSON ROAD **(SECOND READING – PLANNING COMMISSION AND PLANNING AND ZONING COMMITTEE RECOMMEND DENIAL)**

A motion was made by Councilmember Hurt, seconded by Councilmember Brown, for a second reading of Bill No. 1658. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No.1658 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1658, with the following results: Ayes – Brown. Nays - Flachsbart, Sheppard, Streeter, Grosser, Hurt, Casey, Tilley. Whereupon Mayor Greenwood declared Bill No.1658 **DEFEATED**.

**BILL NO. 1673** APPROVES AN ADJUSTMENT TO THE BOUNDARY LINE BETWEEN THE CITY OF CREVE COEUR AND CHESTERFIELD **(FIRST AND SECOND READINGS – PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)**

A motion was made by Councilmember Hurt, seconded by Councilmember Streeter, for the first reading of Bill No. 1673. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No.1673 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Casey, for a second reading of Bill No. 1673. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 1673 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 1673, with the following results: Ayes - Flachsbart, Sheppard, Streeter, Grosser, Hurt, Casey, Tilley and Brown. Nays - None. Whereupon Mayor Greenwood declared Bill No. 1673 approved, passed it and it became **ORDINANCE NO. 1511**.

**NEW BUSINESS**

There was no new business.

**ADJOURNMENT**

Prior to Mayor Greenwood entertaining a motion to adjourn the meeting, Councilmember Tilley requested that the Public Works/Parks Committee explore the issue pertaining to developing a policy to resolve residents' problems on a city-wide basis, such as those that have occurred in the Wildhorse Springs Subdivision. This item will be placed on the next Public Works/Parks Committee agenda. Mayor Greenwood then entertained a motion to adjourn. A motion was made by Councilmember Tilley, seconded by Councilmember Casey, 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 8:40 p.m.

Mayor Nancy Greenwood

**ATTEST:**

Martha L. DeMay, City Clerk