



## RECORD OF PROCEEDING

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

**March 17, 2003**

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The meeting was called to order at 7 p.m.

The Pledge of Allegiance was led by Girl Scout Troop #982 from Shenandoah Valley School: Sydelle Tockman, Cecilia Tockman and Monica Streeter. Also in attendance were Troop Leaders Julie Tockman and Dolly Streeter.

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

Mayor Nations presented the Citizen of the Year Award to Bill and Terry Wunderlich. The Wunderlichs were recognized for their civic contributions and volunteer service to the Chesterfield community over the past 36 years.

Mayor Nations next presented Proclamations to the Parkway Central High School Boys' Varsity Basketball Team for having achieved Third Place in recent Statewide basketball championship and to the Parkway Central High School Cheerleaders for having achieved the title of Missouri State Cheerleading Champions for Football and Basketball, 2002-2003. Mayor Nations commended everyone for their outstanding achievements.

Mayor Nations next recognized the members of Boy Scout Troop #848, who was in attendance to observe the City Council meeting.

Mayor Nations announced that the municipal election will be held Tuesday, April 8 and urged everyone to exercise their right to vote.

Mayor Nations announced that the next City Council meeting has been scheduled for Monday, April 21 at which time the City will have the installation of newly-elected Councilmembers.

Mayor Nations proceeded to the dais and called for a roll call which was taken with the following results:

PRESENT

ABSENT

Mayor John Nations  
Councilmember Barry Flachsbart  
Councilmember Jane Durrell  
Councilmember Barry Streeter  
Councilmember Bruce Geiger  
Councilmember Dan Hurt  
Councilmember Mike Casey  
Councilmember Mary K. Brown  
Councilmember Connie Fults

None

**APPROVAL OF MINUTES**

The minutes of the March 3, 2003, City Council meeting were submitted for approval. Councilmember Casey made a motion, seconded by Councilmember Streeter, to approve the March 3, 2003 City Council minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

**COMMUNICATIONS AND PETITIONS**

Marcia McDonald, who resides at 14986 Chateau Village, spoke on behalf of the Trustees of Chateau Village, and presented information received as the result of a survey the Trustees mailed to individuals in the area affected by the expansion of Baxter Road. She stated that 76% of the forms returned by the residents indicated they did not support the Baxter Road Project.

Mayor Nations recognized former Mayor Nancy Greenwood and former Councilmembers Jade Gardner Bute and Betty Hathaway, who were seated in the audience.

**APPOINTMENTS**

Mayor Nations placed the name of Jeffrey Boschert in nomination as a member of the Public Works Citizens Advisory Group. Councilmember Flachsbart made a motion, seconded by Councilmember Durrell, to approve the nomination of Mr. Boschert to the Public Works Citizens Advisory Group. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed. Mr. Boschert's term will expire March 17, 2008.

## **COUNCIL COMMITTEE REPORTS**

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

Councilmember Barry Flachsbart, Chairperson of the Public Works/Parks Committee, reported that Bill No. 2146 (accepts public streets within Regency Estates Subdivision) will be read for the first time and Bill No. 2147 (approves fire hydrants on Caprice Drive and in Chesterfield Hollow) will be considered for adoption under the “Legislation” portion of the agenda.

Councilmember Flachsbart stated that the next meeting of this Committee has been scheduled for Monday, March 31, at 5:45pm.

### **Finance and Administration Committee**

Councilmember Bruce Geiger, Chairperson of the Finance and Administration Committee, reported that the Committee proposes the following two policies: Councilmember Geiger made a motion, seconded by Councilmember Durrell, to establish a policy requiring that any request for unbudgeted current expenditures be forwarded to the Finance and Administration Committee for review. The F&A Committee will then advise the full Council of the financial impact of the proposed, new expenditure. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed.

Councilmember Geiger next made a motion, seconded by Councilmember Durrell, to establish a policy requiring that any requests from Council Committees for new programs/expenditures for the following year’s budget be forwarded to the Finance and Administration Committee for review. The Finance and Administration Committee will then meet, during the budget review process, to consider/review all such requests for new programs/expenditures and will advise the full Council of the financial impact of the new expenditure. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed.

Councilmember Geiger announced that the next meeting of this Committee has been scheduled for Wednesday, April 2, 2003, at 5:30pm.

### **Planning and Zoning Committee**

Councilmember Dan Hurt, Chairperson of the Planning and Zoning Committee, reported that Bill No. 2145 (P.Z. 33-2002, City of Chesterfield) will be read for the first time and that Bill No. 2144 (P.Z. 17-2002, Dugford Commons) will be considered for adoption under the “Legislation - Planning Commission” portion of the agenda.

Councilmember Hurt announced that the next meeting of this Committee has been scheduled for March 20 at 5:30 p.m.

## **Public Health and Safety Committee**

Councilmember Mary Brown, Chairperson of the Public Health and Safety Committee, announced that the next meeting of this Committee has been scheduled for March 24 at 5:30 p.m.

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

City Administrator Mike Herring reported that bids were recently sought for the purchase of a skid steer loader, with a hydraulic rotary planer attachment. Based upon the recommendation obtained from Director of Public Works/City Engineer Mike Geisel, Mr. Herring joined with him in recommending award of a contract to Bobcat of St. Louis for a net purchase price of \$20,192.79. Mr. Herring noted that the FY2003 Budget contains an appropriation of \$21,700 for this purpose. Councilmember Casey made a motion, seconded by Councilmember Streeter, to award a contract to Bobcat of St. Louis for a purchase price of \$20,192.79 for a skid steer loader. 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 street reconstruction projects funded by the ½ cent sales tax for capital improvement projects city-wide. Based upon the recommendation from Mr. Geisel, Mr. Herring joined with him in recommending award of a contract to Vee-Jay Cement Contracting Inc., in an amount not to exceed \$1,200,000.00. Mr. Herring assured City Council adequate funds exist within the current Budget to cover this entire amount. Councilmember Flachsbart made a motion, seconded by Councilmember Hurt, to award a contract to Vee-Jay Cement Contracting Inc., in an amount not to exceed \$1,200,000.00. 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 purchase of a loader/backhoe. The FY2003 budget contains an appropriation of \$83,458 for this purpose. Based upon a review of the recommendation submitted by Mr. Geisel, Mr. Herring joined with him in recommending an award of a contract to MMECO for the purchase of a Case loader/backhoe, at a net purchase price of \$48,450, which includes approximately \$25,000 for a trade-in on our existing backhoe. Councilmember Casey made a motion, seconded by Councilmember Brown, to award a contract to MMECO for the purchase of a Case loader/backhoe, at a net purchase price of \$48,450, which includes approximately \$25,000 for a trade-in on our existing backhoe. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed.

Mr. Herring next reported that based upon a review of the recommendations submitted by Mr. Geisel, he joined with him in recommending that a contract be approved with Mulch-Tech, in an amount not to exceed \$10,604.99. This will cover the entire cost of re-surfacing three (3) playground areas within City parks. Mr. Herring noted that the FY2003 Budget contains an appropriation of \$17,000 for this purpose. Councilmember

Casey made a motion, seconded by Councilmember Fults, to award a contract to Mulch-Tech, in an amount not to exceed \$10,604.99, to cover the entire cost of re-surfacing three (3) playground areas within City parks. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed.

Mr. Herring next recognized Mr. Geisel who gave an updated report on the stormwater issues in the Chesterfield Valley to the Mayor and City Council. Discussion followed. As a result of the presentation, Councilmember Flachsbart made a motion, seconded by Councilmember Brown, to award a contract for professional services for stormwater consulting regarding the Valley Stormwater Master Plan to Thomas and Hutton Engineering Company (Savannah, GA.), in an amount not to exceed \$300,000. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed. Funds to cover this entire expense will come from the Valley TIF account.

## **LEGISLATION**

**BILL NO. 2146** PERTAINS TO THE ACCEPTANCE OF PUBLIC STREETS WITHIN REGENCY ESTATES SUBDIVISION IN THE CITY OF CHESTERFIELD (**FIRST READING – PUBLIC WORKS/PARKS COMMITTEE**)

Councilmember Flachsbart made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2146. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed. Bill No. 2146 was read for the first time.

**BILL NO. 2147** APPROVES THE INSTALLATION OF FIRE HYDRANTS ON CAPRICE DRIVE AND IN CHESTERFIELD HOLLOW, LOCATED IN THE CITY OF CHESTERFIELD (**FIRST AND SECOND READINGS – PUBLIC WORKS/PARKS COMMITTEE**)

Councilmember Flachsbart made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2147. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed. Bill No. 2147 was read for the first time.

Councilmember Flachsbart made a motion, seconded by Councilmember Casey, for a second reading of Bill No. 2147. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed. Bill No. 2147 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 2147, with the following results: Ayes – Fults, Streeter, Hurt, Casey, Durrell, Brown, Flachsbart, and Geiger. Nays - None. Whereupon Mayor Nations declared Bill No. 2147 approved, passed it and it became **ORDINANCE NO. 1920**.

[Note: Mr. Herring left the meeting at this time.]

## LEGISLATION – PLANNING COMMISSION

**BILL NO. 2144** AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF A “C-8” PLANNED COMMERCIAL DISTRICT TO A “PC” PLANNED COMMERCIAL DISTRICT FOR A 1.4 ACRE TRACT OF LAND LOCATED ON WILDHORSE CREEK ROAD, APPROXIMATELY 550 FEET SOUTHEAST OF LONG ROAD, IN A SUBDIVISION KNOWN AS “DUGSFORD COMMONS” (P.Z. 17-2002) **(SECOND READING - PLANNING COMMISSION RECOMMENDS APPROVAL)**

Councilmember Hurt made a motion, seconded by Councilmember Casey, for a second reading of Bill No. 2144. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed. Bill No. 2144 was read for the second time. Councilmember Hurt made a motion, seconded by Councilmember Casey, to amend Attachment A, IV. General Criteria – Concept Plan, Item 12 by eliminating the “greenspace” clause. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed. Councilmember Hurt made a motion, seconded by Councilmember Casey, to amend Attachment A, V. General Criteria – Section Plans, Item 13 to provide the greenspace percentage for each lot on the plan and calculating it by dividing the pervious surfaces by the site area (excluding right-of-ways). A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Councilmember Hurt next made a motion, seconded by Councilmember Casey, to amend Attachment A, VII Specific Criteria, Item D “access”, regarding the road access. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed. A roll call vote was taken for passage and approval of Bill No. 2144, as amended, with the following results: Ayes – Geiger, Hurt, Fults, Flachsbart, Durrell, Streeter, Brown and Casey. Nays - None. Whereupon Mayor Nations declared Bill No. 2144 approved, passed it and it became **ORDINANCE NO. 1921**.

**BILL NO. 2145** AMENDS SECTION 1003.020 (DEFINITIONS) OF THE CITY OF CHESTERFIELD ZONING ORDINANCE TO INCLUDE A DEFINITION FOR ANCILLARY USE (P.Z. 33-2002, CITY OF CHESTERFIELD) **(FIRST READING – PLANNING COMMISSION RECOMMENDS APPROVAL)**

Councilmember Hurt made a motion, seconded by Councilmember Fults, for the first reading of Bill No. 2145. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed. Bill No. 2145 was read for the first time.

## ADJOURNMENT

Mayor Nations called for a motion to adjourn the meeting to go into Executive Session (closed meeting). Councilmember Durrell made a motion, seconded by Councilmember

Fults, to adjourn the meeting to go into Executive Session (closed meeting) to discuss RSMo 610.021 (3) personnel matters. A roll call vote was taken with the following results: Ayes – Fults, Hurt, Durrell, Streeter, Brown, Geiger, Flachsbart and Casey. Nays – None. Mayor Nations declared the motion passed and adjourned the meeting at 7:58 p.m.

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Mayor John Nations

ATTEST:

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Martha L. DeMay, City Clerk