



## RECORD OF PROCEEDING

---

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD  
AT 922 ROOSEVELT PARKWAY  
MAY 1, 1995

---

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 Barry Flachsbart  
Councilmember Colleen Hilbert  
Councilmember Ed Levinson  
Councilmember Barry Streeter  
Councilmember Dan Hurt  
Councilmember Alan Politte  
Councilmember Mike Cullen  
Councilmember Linda Tilley

ABSENT

None

The Pledge of Allegiance was led by Boy Scout Troop #848 from Highcroft Ridge School: Kalyan Tatineny, Jay Huetteman, Elliot Bruzek and Thaddeus Hartmann. Also in attendance was Troop Leader Tom Smyka.

Reverend Jeffrey Bates from St. John's United Church of Christ led the City Council in prayer.

APPROVAL OF MINUTES

The minutes of the May 1, 1995, City Council meeting were submitted for approval. A motion was made by Councilmember Hilbert, seconded by Councilmember Cullen, to approve the minutes. A motion was made by Councilmember Tilley, seconded by Councilmember Hilbert, to amend the minutes. A voice vote was taken with an affirmative result (Councilmember Flachsbart "Abstained") and the motion was declared passed. A voice vote was taken to approve the minutes, as amended, with an affirmative result (Councilmember Flachsbart "Abstained") and the motion was declared passed.

## **INTRODUCTORY REMARKS**

Mayor Jack Leonard presented a plaque of appreciation to former-Councilmember Bill Devers for his dedication and service to the City of Chesterfield.

## **COMMUNICATIONS AND PETITIONS**

Mr. Richard Halsey, who is employed by Hall & Halsey Associates, Inc., 10820 Sunset Office Parkway, indicated he was willing to answer any questions relative to P.Z. 8-95.

Ms. Nancy Hardgrove, who resides at 15944 Quiet Oak Drive, expressed her support for the historic village in Faust Park and opposes the proposed Butterfly House.

Mr. George Wunderlich, who resides at 1233 Briarwood, expressed his opposition to the proposed Butterfly House in Faust Park.

Mr. Bill Wunderlich, who resides at 16 Foxhunt, expressed his support for the preservation of the historic village in Faust Park.

Mr. Wayne Kennedy expressed his opinions and perceptions regarding the present and future development of Faust Park.

## **COUNCIL COMMITTEE REPORTS**

### **Public Health and Safety**

Councilmember Colleen Hilbert, Chairperson of the Public Health and Safety Committee, announced that the next meeting of this Committee has been scheduled for May 25, 1995, at 5:30 P.M.

### **Planning and Zoning**

Councilmember Ed Levinson, Chairperson of the Planning and Zoning Committee, reported that Bill #'s 1059 - 1067 will be considered for adoption under the Legislation portion of the agenda.

A motion was made by Councilmember Levinson to adopt Resolution #181 with regard to destruction of files from the Planning Department. The motion was seconded by Councilmember Hilbert. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

A motion was made by Councilmember Hilbert, seconded by Councilmember Hurt, to adopt Resolution #182 with regard to destruction of files from the Planning Department. A voice vote was taken with an affirmative result (Councilmember Levinson "Abstained") and the motion was declared passed.

Councilmember Levinson announced that the next meeting of this Committee has been scheduled for May 4, 1995, at 5:30 P.M.

### **Public Works/Parks**

Councilmember Alan Politte, Chairperson of the Public Works/Parks Committee, reported that Bill #1051 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Politte announced that the next meeting of this Committee has been scheduled for May 9, 1995, at 5:30 P.M.

### **Finance and Administration**

Councilmember Linda Tilley, Chairperson of the Finance and Administration Committee, reported that Bill #1068 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Tilley announced that the next meeting of this Committee has been scheduled for May 3, 1995, at 7:30 P.M.

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

City Administrator Mike Herring did not have a report.

### **NEW BUSINESS**

Councilmember Mike Cullen made a motion to authorize City Administrator Mike Herring to prepare a rough draft of a letter which would be sent to all Chairpersons of Committees/Boards/Commissions/Task Forces, urging them to speak as individuals and not give the perception that they are speaking for the City when making comments on matters involving issues within Chesterfield. The rough draft of the letter will be submitted to City Council for approval. The motion was seconded by Councilmember Streeter. A voice vote was taken with an affirmative result (Councilmember Flachsbart voted "No") and the motion was declared passed.

## LEGISLATION

**BILL #1051**            **PERTAINS TO THE ACCEPTANCE OF PUBLIC STREETS WITHIN WILSON VIEW ESTATES SUBDIVISION IN THE CITY OF CHESTERFIELD (SECOND READING - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL)**

A motion was made by Councilmember Politte, seconded by Councilmember Levinson, for a second reading of Bill #1051. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1051 was read for the second time. A roll call vote was taken for passage and approval of Bill #1051, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1051 approved, passed it and it became **ORDINANCE #1020**.

**BILL #1068**            **AMENDS ORDINANCE #217 OF THE CITY OF CHESTERFIELD TO CLASSIFY A POSITION IN THE POSITION CLASSIFICATION PLAN (PARKS, RECREATION AND ARTS SUPERINTENDENT) (FIRST AND SECOND READING - FINANCE AND ADMINISTRATION COMMITTEE RECOMMENDS APPROVAL)**

A motion was made by Councilmember Politte, seconded by Councilmember Tilley, 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 Politte, seconded by Councilmember Tilley, for the first reading of Bill #1068. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1068 was read for the first time.

A motion was made by Councilmember Politte, seconded by Councilmember Tilley, for a second reading of Bill #1068. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1068 was read for the second time. A roll call vote was taken for passage and approval of Bill #1068, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1068 approved, passed it and it became **ORDINANCE #1021**.

**LEGISLATION - PLANNING COMMISSION**

**BILL #1059** AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF THE "NU" NON-URBAN DISTRICT AND "FPNU" FLOOD PLAIN NON-URBAN DISTRICT TO "R-1A" 22,000 SQ. FT. RESIDENCE DISTRICT AND "R-2" 15,000 SQ. FT. RESIDENCE DISTRICT FOR A 19.1 ACRE TRACT OF LAND LOCATED ON THE NORTH SIDE OF WILD HORSE CREEK ROAD, AT THE NORTHERN TERMINUS OF WILSON ROAD (P.Z. 6-95, KELLY RESIDENTIAL GROUP - WILDHORSE SPRINGS PLAT 2) (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Politte, for the first reading of Bill #1059. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1059 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Politte, for a second reading of Bill #1059. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1059 was read for the second time. A roll call vote was taken for passage and approval of Bill #1059, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1059 approved, passed it and it became **ORDINANCE #1022.**

**BILL #1060** ESTABLISHES A PLANNED ENVIRONMENT UNIT (PEU) SPECIAL PROCEDURE IN THE "R-1A" 22,000 SQ. FT. RESIDENCE DISTRICT AND "R-2" 15,000 SQ. FT. RESIDENCE DISTRICT FOR A 19.1 ACRE TRACT OF LAND ON THE NORTH SIDE OF WILD HORSE CREEK ROAD, AT THE NORTHERN TERMINUS OF WILSON ROAD (P.Z. 6-95, KELLY RESIDENTIAL GROUP - WILDHORSE SPRINGS PLAT 2) (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Politte, for the first reading of Bill #1060. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1060 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Politte, for a second reading of Bill #1060. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1060 was read for the second time. A roll call vote was taken for passage and approval of Bill #1060, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1060 approved, passed it and it became **ORDINANCE #1023.**

BILL #1061            AMENDS THE CITY OF CHESTERFIELD ZONING ORDINANCE BY CREATING A COMMERCIAL SERVICE PROCEDURE IN THE "NU" NON-URBAN DISTRICT FOR A 1.8 ACRE PARCEL OF PROPERTY LOCATED ON THE NORTH SIDE OF WILD HORSE CREEK ROAD, WEST OF WILDHORSE PARKWAY (P.Z. 8-95, DR. CATHERINE A. CONWAY) (PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Politte, for the first reading of Bill #1061. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1061 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Politte, for a second reading of Bill #1061. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1061 was read for the second time. A roll call vote was taken for passage and approval of Bill #1061, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1061 approved, passed it and it became **ORDINANCE #1024.**

BILL #1063            AMENDS ST. LOUIS COUNTY ORDINANCE # 13,811 AUTHORIZING A "C-8" PLANNED COMMERCIAL DISTRICT DEVELOPMENT ON THE NORTH SIDE OF OLIVE BOULEVARD, EAST OF CHESTERFIELD PARKWAY NORTH (P.C. 87-83, CHESTERFIELD VILLAGE, INC. - HILLTOWN VILLAGE (PLANNING AND ZONING COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Politte, for the first reading of Bill #1063. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1063 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Politte, for a second reading of Bill #1063. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1063 was read for the second time. A roll call vote was taken for passage and approval of Bill #1063, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1063 approved, passed it and it became **ORDINANCE #1025.**

BILL #1065            AMENDS CITY OF CHESTERFIELD ORDINANCE #752 AUTHORIZING AN "R-2" 15,000 SQ. FT. RESIDENCE DISTRICT AND "R-6" 4,500 SQ. FT. RESIDENCE DISTRICT DEVELOPMENT WITH A PLANNED ENVIRONMENT UNIT PROCEDURE LOCATED ON THE NORTH SIDE OF WILD HORSE CREEK ROAD AT BAXTER ROAD EXTENSION (P.Z. 22, 24, 25 and 26-92, CHESTERFIELD VILLAGE, INC., JONES CUSTOM HOMES/MAYER HOMES) (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Politte, for the first reading of Bill #1065. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1065 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for a second reading of Bill #1065. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1065 was read for the second time. A roll call vote was taken for passage and approval of Bill #1065, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1065 approved, passed it and it became **ORDINANCE #1026.**

BILL #1066            PROVIDES FOR THE APPROVAL OF THE RECORD PLAT, TRUST INDENTURE, WARRANTY DEED AND ESCROW AGREEMENT FOR RIVER VALLEY ESTATES, A SUBDIVISION LOCATED ON THE EAST SIDE OF RIVER VALLEY DRIVE AT RIVER VALLEY COURT (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Politte, for the first reading of Bill #1066. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1066 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Tilley, for a second reading of Bill #1066. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1066 was read for the second time. A roll call vote was taken for passage and approval of Bill #1066, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1066 approved, passed it and it became **ORDINANCE #1027.**

BILL #1067

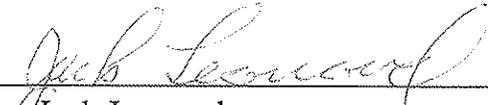
PROVIDES FOR THE APPROVAL OF THE RESUBDIVISION PLAT OF LOT 12 OF BRAEFIELD SUBDIVISION; NORTH SIDE OF OLIVE BOULEVARD, EAST OF WEST DRIVE (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Levinson, seconded by Councilmember Politte, for the first reading of Bill #1067. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1067 was read for the first time.

A motion was made by Councilmember Levinson, seconded by Councilmember Cullen, for a second reading of Bill #1067. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #1067 was read for the second time. A roll call vote was taken for passage and approval of Bill #1067, with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #1067 approved, passed it and it became **ORDINANCE #1028**.

**ADJOURNMENT**

A motion was made by Councilmember Cullen, seconded by Councilmember Politte, to adjourn the meeting and go into Executive Session (closed meeting) for the purpose of discussing litigation (RSMo 610.021(1) and property acquisition (RSMo 610.021 (2)). A roll call vote was taken with the following results: Ayes - Flachsbart, Hilbert, Levinson, Streeter, Hurt, Politte, Cullen, Tilley. Nays - None. The motion was declared passed. The meeting was adjourned at 8:10 P.M.

  
\_\_\_\_\_  
Mayor Jack Leonard

**ATTEST:**

  
\_\_\_\_\_  
Martha L. DeMay, City Clerk