

**RECORD OF PROCEEDING**

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MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT  
922 ROOSEVELT PARKWAY, JULY 15, 1991

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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

ABSENT

Mayor Jack Leonard	None
Councilmember Betty Hathaway	
Councilmember Nancy Greenwood	
Councilmember Susan Clarke	
Councilmember Jade Gardner Bute	
Councilmember Dan Hurt	
Councilmember Alan Politte	
Councilmember Dick Hrabko	
Councilmember Linda Tilley	

The Pledge of Allegiance was led by Boy Scout Troop #848 from Highcroft School: Ricky Hamrick, Joey Hamrick, Chuck Meckfessel, Keith Matejka, Mark Nevils, Andy Neubauer, Ryan Picarella, Tim Quigley, Chad Gray, Jason Bentrup and Keith Andrew. Also in attendance was Troop Leader Tom Smyka.

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

The minutes of the June 17, 1991, meeting were submitted for approval. A motion was made by Councilmember Bute, seconded by Councilmember Hathaway, to approve the minutes. A voice vote was taken, with a unanimous affirmative result, and the motion was declared passed.

COMMUNICATIONS AND PETITIONS

Ms. Susan Stoebel, who resides at 14233 Cypress Hill, expressed her dissatisfaction with regard to the recycling bins distributed by Environmental Industries.

Ms. Anne Englert, who resides at 2015 Lynnbay Court, expressed her concerns with development of

Chesterfield Valley and urged City Council to vote against the Economic Development Council.

Mr. Steve Boriss, who resides at 50 River Bend Drive, expressed his desire to have a survey implemented to canvass the residents with regard to their opinions on economic development within the City of Chesterfield.

#### INTRODUCTORY REMARKS - MAYOR JACK LEONARD

Mayor Jack Leonard presented a Proclamation to Ms. Lynne Leopold-Sharp, member of the Recycling Committee and Co-Chairperson of the recycling project held at Chesterfield Mall, in appreciation for her contribution to the Recycling Committee and her time and effort in the very successful recycling project at Chesterfield Mall.

Mayor Leonard placed the name of Larry Grosser in nomination for reappointment to the Board of Police Commissioners to a three (3) year term. Mr. Grosser's term will expire August 15, 1994. In addition, Mayor Leonard placed the name of Carl Glaser in nomination for reappointment to the Public Works Board of Variance. This is a three (3) year term, as well, and Mr. Glaser's term will expire August 21, 1994. A motion was made by Councilmember Politte, seconded by Councilmember Bute, to accept the nominations. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mayor Leonard next stated that a special City Council meeting has been scheduled for August 5, 1991, at 6:30 P.M., for the purpose of discussing the establishment of the Community Development Council.

Mayor Leonard next announced that the next Concert in the Park at Faust Park has been scheduled for Tuesday, July 16, 1991, at 7:00 P.M.

#### COUNCIL COMMITTEE REPORTS

##### Planning/Economic Development

Councilmember Betty Hathaway, Chairperson of the Planning/Economic Development Committee, reported that Bill #'s 598, 599 and 600, pertaining to the Public Hearing needed to be held for further review by Council. A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, to hold these Bills. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. They are scheduled to be considered for adoption the next Council meeting.

Councilmember Hathaway next reported that Bill #'s 601 - 604, will be considered for adoption under the Legislation portion of the agenda.

Councilmember Hathaway next reported that a request for vacation of easement has been received by the City of Chesterfield. A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, to refer this request to Staff for review. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hathaway announced that the Human Rights Committee has scheduled a meeting for July 25, 1991, at 7:00 P.M. The next meeting of this Committee has been scheduled for July 17, 1991, at 5:30 P.M.

### Public Works/Parks

Councilmember Jade Gardner Bute, Chairperson of the Public Works/Parks Committee, announced that the next meeting of this Committee has been scheduled for July 18, 1991, at 7:30 A.M.

### Public Health and Safety

Councilmember Alan Politte, Chairperson of the Public Health and Safety Committee, reported that Bill #606, with regard to stop signs, will be considered for adoption under the Legislation portion of the agenda.

Councilmember Politte next reported that the issue of smoking adjacent to gasoline pumps, which City Council had referred back to his Committee, was discussed. The Committee voted unanimously to not pursue this matter any further, as it was noted that State and local fire ordinances are in place to deal with this situation and can be enforced by our Police Department.

Councilmember Politte next reported on the process by which liquor licenses are reviewed/approved. He stated that even though, for convenience sake, a list is submitted to City Council of all liquor licenses to be reviewed by City Council at a given meeting, any one or more of these licenses can be removed from said list and considered independently from the rest. Councilmember Politte stated that the Committee voted unanimously to direct Mr. Herring to submit such lists of renewal liquor licenses to City Council, grouped by type of business. In addition, Councilmember Politte stated that Staff was instructed by the Committee to obtain legislation adopted by other cities with regard to gas stations/food marts selling package liquor.

Councilmember Politte next reported that the Committee voted unanimously to recommend acceptance of funds being offered by Monsanto, in the amount of \$3500.00, to the City of Chesterfield Police Department for a new Crime Prevention program. A motion was made by Councilmember Politte, seconded by Councilmember Hrabko, to accept these funds. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Politte next reported that residents near the Clarkson Centre Shopping Centre complained that a street sweeper cleaning the parking lot early in the morning was disturbing the residents. Police Chief Ray Johnson was instructed by the Committee to contact the owners of the shopping center and request that this cleaning be done at a later time. Councilmember Politte stated that this had been accomplished and the situation is under control.

Councilmember Politte next reported on the incident at Riverport. The Chesterfield Police Department was called to assist and reported that there were no injury to any individual on the police force or damage to any equipment.

Councilmember Politte next reported on a letter received by the Hutkin Development Company, complaining of the congregation of teenagers at the Wildwood Plaza and Baxter Bend Shopping Centers, located at or near the intersection of Baxter and Clayton Roads. The Committee instructed Chief of Police Ray Johnson to contact all property owners in this area and coordinate with them with regard to this problem and report the results of his effort back to the Committee.

Councilmember Politte announced that the next meeting of this Committee has been scheduled for August 7, 1991, at 12 Noon.

#### Finance and Administration

Councilmember Linda Tilley, Chairperson of the Finance and Administration Committee, reported that the Committee reviewed the annual audit and the auditors comments and voted unanimously to recommend acceptance of the annual audit. In addition, a single audit was performed, as the City had received more than \$100,000 in Federal grants. A motion was made by Councilmember Tilley, seconded by Councilmember Bute, to accept these audits. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Councilmembers Hrabko and Hurt commended Staff on their excellent effort with regard to the annual audit.

Councilmember Tilley next reported that the Committee reviewed the proposal with regard to the renewal of insurance coverages with Physicians Health Plan. The Committee voted unanimously to recommend approval of the recommendations submitted by Staff to renew insurance coverage with PHP with the following changes. The co-pay for office visits will be increased from \$5.00 to \$10.00 per person per visit. The cost for family coverage will be split 50/50 with employees obtaining such coverage, with the cost for the City not to exceed \$105.00. A motion was made by Councilmember Bute, seconded by Councilmember Greenwood, to accept this proposal. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Tilley next reported the need for budget amendments totaling \$30,477.00. Of this amount \$23,477.00 was submitted to City Council for review and approval at the last meeting, but was inadvertently left off the agenda and, as a result, could not be considered by City Council at that

time. The additional \$7,000.00 is necessary to fund expenses incurred by the City for establishment of the Geographic reference system, which was approved December 17, 1990. A motion was made by Councilmember Hurt, seconded by Councilmember Greenwood, to transfer these funds. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Tilley announced that the next meeting of this Committee has been scheduled for August 5, 1991, at 7:30 A.M.

#### REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that the City recently sought proposals for three-year walk-away leases for administrative vehicles for the Director of Planning/Economic Development Jerry Duepner, Chief of Police Ray Johnson and himself. The three-year period would begin September 1, 1991, when the existing leases expire. Mr. Herring supported Finance Director Jan Hawn's recommendation that the low bid submitted by Felco Auto Lease be accepted and that the City exercise the lump sum payment option for each of these vehicles, saving additional dollars below the standard monthly lease cost. A motion was made by Councilmember Bute, seconded by Councilmember Greenwood, to accept the proposal submitted by Felco Auto Lease. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that bids were recently submitted for the cost of a project to install handicap access improvements at the intersections of Highcroft and Chequer, Highcroft and Howe Hill Drive, Highcroft and Heathercroft Drive, Heathercroft and First Court, Heathercroft and Second Court and Heathercroft and Cayman Court. The project is identical to the project completed last year by the City of Chesterfield, with Community Development Block Grant funds. Mr. Herring noted that the cost of this project will be paid by Community Development Block Grant funds. Mr. Herring joined Staff in recommending that the bid submitted by Bennish Construction Company for a total price not to exceed \$35,492.00 be accepted. A motion was made by Councilmember Politte, seconded by Councilmember Hurt, to accept the bid submitted by Bennish Construction Company. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that two (2) liquor license requests had been received. A renewal application was submitted by K.J.J., Ltd., d/b/a J.J.'s Sports Club, located at 1682 Clarkson Road in the Drew Station Shopping Center, requesting a license to sell all kinds of intoxicating liquor by the drink to be consumed on the premises. An application for a new liquor license was submitted by Rock House, Inc. restaurant, located at 1637 Clarkson Road, requesting a license to sell beer and wine only by the drink to be consumed on the premises and Sunday sales. These applications have been reviewed and approved by Chief of Police Ray Johnson and Director of Planning and Economic Development Jerry Duepner. A motion was made by Councilmember Hurt, seconded by Councilmember Tilley, to approve issuance these liquor licenses. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that the Chesterfield Chamber of Commerce is requesting support from the City of Chesterfield for the purchase of a half-page, four-color ad in their Profile Magazine. The City purchased such an ad two (2) years ago, at a total cost of \$1,895.00. The cost for the same ad today would be \$1,645.00. A motion was made by Councilmember Hrabko, seconded by Councilmember Clarke, to purchase a half-page, four-color ad in the amount of \$1,645.00. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

## LEGISLATION

### **BILL #605 AMENDS ORDINANCE #35, SCHEDULE XII OF THE ORDINANCES OF THE CITY OF CHESTERFIELD BY ADDING A PROVISION THERETO**

A motion was made by Councilmember Bute, seconded by Councilmember Tilley, for the first reading of Bill #605. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #605 was read for the first time.

A motion was made by Councilmember Bute, seconded by Councilmember Hrabko, for a second reading of Bill #605. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #605 was read for the second time. A roll call vote was taken for passage and approval of Bill #605, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, and Tilley. Nays - None. Councilmember Hrabko abstained. Whereupon Mayor Leonard declared Bill #605 approved, passed it and it became ORDINANCE #592.

### **BILL #606 AN ORDINANCE AMENDING ORDINANCE NUMBER 35, SCHEDULE VI OF THE ORDINANCES OF THE CITY OF CHESTERFIELD BY DELETING AND ADDING PROVISIONS THERETO**

A motion was made by Councilmember Bute, seconded by Councilmember Hurt, for the first reading of Bill #606. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #606 was read for the first time.

A motion was made by Councilmember Bute, seconded by Councilmember Hurt, for a second reading of Bill #606. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #606 was read for the second time. A roll call vote was taken for passage and approval of Bill #606, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #606 approved, passed it and it became ORDINANCE #593.

LEGISLATION - PLANNING COMMISSION

**BILL #601 AMENDS THE CITY OF CHESTERFIELD ZONING ORDINANCE BY CHANGING THE BOUNDARIES OF A "C-8" PLANNED COMMERCIAL DISTRICT TO AN "R-2" 15,000 SQ. FT. RESIDENCE DISTRICT FOR 3.0 ACRE TRACT OF LAND LOCATED ON THE SOUTH SIDE OF LADUE ROAD, APPROXIMATELY 400 FT. EAST OF GREEN TRAILS DRIVE SOUTH (P.Z. 11-91, HUFTON CONSTRUCTION COMPANY)**

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for the first reading of Bill #601. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #601 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #601. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #601 was read for the second time. A roll call vote was taken for passage and approval of Bill #601, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #601 approved, passed it and it became ORDINANCE #594.

**BILL #602 APPROVES THE RECORD PLAT, GENERAL WARRANTY DEED, TRUST INDENTURE AND ESCROW AGREEMENT FOR WOODCLIFFE PLACE (P.Z. 7 & 8-91, WOODCLIFFE DEVELOPMENT COMPANY)**

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for the first reading of Bill #602. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #602 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for a second reading of Bill #602. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #602 was read for the second time. A roll call vote was taken for passage and approval of Bill #602, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #602 approved, passed it and it became ORDINANCE #595.

**BILL #603 APPROVES THE EASEMENT PLAT FOR THE OAKTREE ESTATES MULTI-FAMILY SUBDIVISION (P.Z. 12-89, TAYLOR-MORLEY -SIMON)**

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for the first

reading of Bill #603. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #603 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for a second reading of Bill #603. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #603 was read for the second time. A roll call vote was taken for passage and approval of Bill #603, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #603 approved, passed it and it became ORDINANCE #596.

**BILL #604 PROVIDES FOR THE APPROVAL OF THE RECORD PLAT, GENERAL WARRANTY DEED, SUBDIVISION INDENTURE AND CROSS ACCESS EASEMENT AGREEMENT FOR THE BULL MOOSE TUBE EXECUTIVE CENTER**

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for the first reading of Bill #604. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #604 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #604. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #604 was read for the second time. A roll call vote was taken for passage and approval of Bill #604, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #604 approved, passed it and it became ORDINANCE #597.

**BILL #607 AN ORDINANCE APPROVING A PERMANENT ROADWAY IMPROVEMENT MAINTENANCE, UTILITY, SEWER AND SIDEWALK EASEMENT ASSOCIATED WITH CROWN INDUSTRIAL PARK PLAT 6**

A motion was made by Councilmember Hathaway, seconded by Councilmember Bute, for the first reading of Bill #607. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #607 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #607. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #607 was read for the second time. A roll call vote was taken for passage and approval of Bill #607, with the following results: Ayes - Hathaway, Greenwood, Clarke, Bute, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #607 approved, passed it and it became ORDINANCE #598.

ADJOURNMENT

A motion was made by Councilmember Hrabko, seconded by Councilmember Greenwood, 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 7:45 P.M.

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

ATTEST:

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Martha L. DeMay, City Clerk