

RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD
AT 922 ROOSEVELT PARKWAY
JULY 18, 1988

The meeting was called to order at 7:30 p.m.

A roll call was taken with the following results:

PRESENT

Mayor Fred Steinbach
Councilmember Charles Fawcett
Councilmember Barry Flachsbart
Councilmember Robert Frank
Councilmember Richard Hrabko
Councilmember Jack Neiner
Councilmember Ward Overall
City Attorney Doug Beach
City Administrator Michael G. Herring

ABSENT

Councilmember Jade Bute

The Pledge of Allegiance was given.

The Rev. Joseph Pins from Ascension Roman Catholic Church led the City Council in prayer.

APPROVAL OF MINUTES

The minutes of the July 5, 1988 meeting were submitted for approval. Motion was made by Councilmember Jack Neiner, seconded by Councilmember Overall to approve the Minutes. A roll call vote was taken for approval of the minutes with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. The minutes were approved.

INTRODUCTORY REMARKS

Mayor Fred Steinbach introduced Mr. Frank Kriz from the Metropolitan Sewer District. Mr. Kris urged support of an issue on the August ballot requesting a capital improvement surcharge to raise \$436 million for improvement of Metropolitan Sewer District facilities to provide clean water. A no vote will mean the courts will take over and establish their own resolution with no vote by the residents.

RESOLUTION #33 - RESOLUTION IN SUPPORT OF THE METROPOLITAN
ST. LOUIS SEWER DISTRICT'S CAPITAL IMPROVEMENT

SURCHARGE PROPOSAL

A motion was made by Councilmember Overall, seconded by Councilmember Hrabko that Resolution #33 be adopted by the City Council of Chesterfield in support of the Metropolitan St. Louis Sewer District's capital improvement surcharge proposal.

A roll call vote was taken for passage and approval of Resolution #33 with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute, Peeler. It was noted that there two absent and six votes. The Motion was declared passed.

Mayor Steinbach announced that he had regrettably accepted Councilmember Audrey Peeler's resignation. Mayor Steinbach submitted the name of Mr. Doug Hartman to fill the vacancy from Ward III. A roll call vote was taken to appoint Mr. Hartman with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Mr. Doug Hartman was appointed as Councilmember for Ward III.

COMMITTEE REPORTS / OLD BUSINESS

Budget & Finance Committee - Councilmember Robert Frank, Chairman of the Budget & Finance Committee indicated that he had no report regarding Budget & Finance.

Planning & Zoning Committee - Councilmember Richard Hrabko, Chairman of the Planning & Zoning Committee, reported on the progress of two annexation petitions that his Committee is handling:

(1) Shell Oil Development has withdrawn its request for annexation without prejudice. This withdrawal was because of the lack of time remaining to complete its study. A request for annexation will be refiled when research is complete.

(2) The Raleigh-Givens annexation petition is being evaluated by our Planning & Zoning and PublicWorks consultants to determine the impact on city services that this area will have. The report will be presented to the Annexation Committee upon its completion.

Councilmember Hrabko next reported that the Planning Commission has appointed a Committee to work on the General Land Use plan for the City of Chesterfield. This Sub-Committee has met and developed a request for proposal which is being advertised. Qualified firms are asked to submit a proposal to complete a General Plan for the City by August 15. Ms. Mary Domahidy, Chairman, has been asked to prepare a budget for this plan.

Administration Committee - Councilmember Jack Neiner, Chairperson of the Administration Committee, reported that his Committee has looked at and is making progress on a proposed plan to establish a rate structure for salaries of future employees. In addition, new employees will now be given pre-employment physicals. This is necessary in order for the City of Chesterfield to participate in the St. Louis area Insurance trust for worker's compensation insurance. Mr. Neiner stated that Mr. Herring would report later concerning actions taken by the

City regarding health insurance for our employees.

Law Enforcement Committee - Councilmember Barry Flachsbart, Chairperson of the Law Enforcement Committee, reported that the Citizens Advisory Committee had worked with the Law Enforcement Sub-Committee to prepare three ordinances for adoption by the City Council, which will be addressed later in the agenda.

Public Works Committee - Councilmember Fawcett, Chairperson of the Public Works Committee, reported that over forty (40) people have submitted resumes for the Director of Public Works. Recommendations for a Public Works Director will hopefully be submitted to the City Council for action to be taken at the August 1 meeting.

Councilmember Fawcett next reported that Mr. Larry Miesel and Mr. Phil Schreiber have submitted their concerns that the St. Louis County Highway Department is planning to build the eastern half of Chesterfield Parkway without any medians or plantings. Councilmember Fawcett suggested a letter be sent to the County Highway Department stating that Chesterfield objects to the development of any of the parkway that does not comply with the same standards as the western half (without a center median and plantings). By voice vote approval, City Administrator Herring was authorized to send such a letter.

Community & Public Service Committee - Councilmember Ward Overall, Chairperson of the Community & Public Service Committee, reported that problems with the U.S. Postal Department had not been settled in relation to the Claymont Woods/Estates area zip code. Councilmember Overall will be meeting with Mr. John Goodman, the Regional Postmaster downtown, to attempt to resolve this issue.

Annexation Committee - City Administrator Michael Herring reported for Councilmember Jade Bute, Chairperson of the Annexation Committee, that there will be a Public Meeting at City Hall on August 10 at 7:30 p.m. Various groups interested in being a part of the City of Chesterfield will be submitting their petitions / proposals.

Transfer of Utility Tax Committee - City Administrator Michael Herring reported for Councilmember Jade Bute, Chairperson of the Transfer of Utility Tax Committee, that the election for the utility tax transfer is very critical for the future of the City of Chesterfield. This is a transfer of tax and all proceeds will be spent in the City of Chesterfield and therefore will benefit all residents of the City. Mr. Herring urged everyone to vote August 2.

NEW BUSINESS

REPORT OF THE CITY ADMINISTRATOR

City Administrator Michael Herring reported that he and Councilmember Frank had been reviewing solicited proposals for the purchase of a telephone system for the City of Chesterfield. Six different proposals were received. Ms. Betsy Litton, a volunteer resident, assisted in the decision making process. She has fifteen years experience in telephone communication systems analysis. Based upon the work of this Committee of three, the proposals have been narrowed

down to a proposal from AT&T for a Merlin 2 System at an approximate cost of installation at \$18,500. At&T has committed to the City of Chesterfield that they will have the new system in place and fully operational by the first of August if approved by the City Council this evening.

A motion was made by Councilmember Frank, seconded by Councilmember Barry Flachsbar, that the AT&T Merlin 2 System be purchased for the City of Chesterfield. A roll call vote was taken for approval with the following results: Ayes - Fawcett, Flachsbar, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. The motion was declared passed.

City Administrator Michael Herring next reported that he had begun the interview process for department Directors and top staff members. A progress report will be given at the August 1 meeting. Many qualified applicants have submitted their resumes.

City Administrator Michael Herring next reported that he had received a proposal from Physicians Health Plan which he recommends for adoption by the City Council to make available for all current and future employees. He also recommended that the City of Chesterfield pay 100% of the premium cost for employee coverage.

A motion was made by Councilmember Neiner, seconded by Councilmember Hrabko, that the Physicians Health Plan be adopted by the City of Chesterfield to provide hospitalization insurance to employees and that the employee cost be paid at 100%. A roll call vote was taken with the following results: Ayes - Fawcett, Flachsbar, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. The motion was declared passes.

Finally, Mr. Herring reported that special circumstances had required approval by City Council of a liquor license prior to tonight's meeting. Mr. Herring asked that Council officially approve this action for the records. A motion was made by Councilmember Hrabko, seconded by Councilmember Neiner to approve the issuance of a liquor license for Dierberg's.

A roll call vote was taken for passage and approval of a liquor license to Dierberg's with the following results: Ayes - Fawcett, Flachsbar, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Fred Steinbach declared the motion passed.

City Attorney Doug Beach reported that the boundaries for the four Wards had been forwarded to the County Elections Board for review and they have requested that they City Council make three modifications to boundaries as established: (1) A section behind Chic Hardward store to be taken out of Ward IV and placed into Ward II to add an additional 40 households; (2) The curve at Old Clarkson Road extended to include two individuals; (3) The Ward I boundary be extended to cover the Chesterfield Manor which is now located in Ward IV, to add an additional 22 voters. Mr. Beach stated that City Council will need to approve these changes by ordinance, which will be prepared when he obtains revised legal descriptions of these areas.

LEGISLATION

Bill #127 - AN ORDINANCE PROVIDING FOR THE APPROVAL OF THE SITE DEVELOPMENT PLAN FOR MAININI OFFICE BUILDING

A motion was made by Councilmember Hrabko, seconded by Councilmember Overall to suspend the rules and read Bill #127 a second and third time. A roll call vote was taken for suspension of the rules and reading for the second and third time of Bill #127 with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Steinbach declared the motion passed.

A motion was made by Councilmember Neiner, seconded by Councilmember Flachsbart for a second reading of Bill #127. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #127 was read for a second time.

A motion was made by Councilmember Hrabko, seconded by Councilmember Overall for a third reading of Bill #127. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #127 was read for the third time.

A roll call vote was taken for passage and approval of Bill #127 with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Steinbach declared Bill #127 approved, passed it, and it became ORDINANCE #130.

Bill #131 - AN ORDINANCE FOR A FAIR HOUSING CODE, PROHIBITING THE DISCRIMINATION IN THE SALE OR RENTAL OF CERTAIN DWELLINGS AND PROVIDING FOR THE ESTABLISHMENT OF A COMMISSION ON HUMAN RIGHTS, CONTAINING PROVISIONS FOR ENFORCEMENT AND PROVIDING FOR PENALTIES IN CASE OF VIOLATIONS

A motion was made by Councilmember Hrabko, seconded by Councilmember Neiner to suspend the rules and have three readings on Bill #131. A roll call vote was taken with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Steinbach declared the motion passed.

A motion was made by Councilmember Fawcett, seconded by Councilmember Overall for a first reading of Bill #131. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #131 was read for the first time.

A motion was made by Councilmember Neiner, seconded by Councilmember Flachsbart for a second reading of Bill #131. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #131 was read for the second time.

A motion was made by Councilmember Hrabko, seconded by Councilmember Neiner for a third reading of Bill #131. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #131 was read for the third time.

A roll call vote was taken for passage and approval of Bill #131 with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Fred Steinbach declared Bill #131 approved, passed it, and it became ORDINANCE #131.

Bill #132 - AN ORDINANCE AUTHORIZING THE MAYOR OF THE CITY OF CHESTERFIELD, MISSOURI, TO EXECUTE THE MUNICIPAL HOUSING AND COMMUNITY DEVELOPMENT COOPERATION AGREEMENT OF 1989-1991 AND SUPPLEMENTAL AGREEMENTS THERETO WITH ST. LOUIS COUNTY WITH REGARD TO THE HOUSING AND COMMUNITY DEVELOPMENT ACT OF 1974 AS AMENDED

A motion was made by Councilmember Frank, seconded by Councilmember Neiner to suspend the rules and have three readings on Bill #132. A roll call vote was taken with the following results: Ayes - Fawcett, Flachsbart, Frank, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Fred Steinbach declared the motion passed.

A motion was made by Councilmember Fawcett, seconded by Councilmember Overall for a first reading of Bill #132. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #132 was read for the first time.

A motion was made by Councilmember Neiner, seconded by Councilmember Flachsbart for a second reading of Bill #132. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #132 was read for the second time.

A motion was made by Councilmember Hrabko, seconded by Councilmember Neiner for a third reading of Bill #132. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #132 was read for the third time.

A roll call vote was taken for passage and approval of Bill #132 with the following results: Ayes - Fawcett, Flachsbart, Frank, Neiner, Overall. Nays - None. Abstain - Hrabko. Absent - Bute. Whereupon Mayor Fred Steinbach declared Bill #132 approved, passed it and it became ORDINANCE #132.

BILL #133 - AN ORDINANCE PROVIDING FOR THE APPROVAL OF THE SITE DEVELOPMENT PLAN FOR THE WEST COUNTY YMCA

A motion was made by Councilmember Hrabko, seconded by Councilmember Neiner to suspend the rules and have three readings on Bill #133. A roll call vote was taken with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Fred Steinbach declared the motion passed.

A motion was made by Councilmember Fawcett, seconded by Councilmember Overall for a first reading of Bill #133. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #133 was read for the first time.

A motion was made by Councilmember Neiner, seconded by Councilmember Flachsbart for a second reading of Bill #133. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #133 was read for the second time.

A motion was made by Councilmember Hrabko, seconded by Councilmember Neiner for a third reading for Bill #133. A voice vote was taken with an affirmative result and the motion was

declared passed. Bill #133 was read for the third time.

A roll call vote was taken for passage and approval of Bill #133 with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Fred Steinbach declared Bill #133 approved, passed it, and it became ORDINANCE #133.

Bill #134 - AN ORDINANCE APPROVING THE RESUBDIVISION OF LOT ONE (1) OF CHESTERFIELD INDUSTRIAL PARK

A motion was made by Councilmember Hrabko, seconded by Councilmember Neiner to suspend the rules and have three readings on Bill #134. A roll call vote was taken with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Fred Steinbach declared the motion passed.

A motion was made by Councilmember Fawcett, seconded by Councilmember Overall for a first reading of Bill #134. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #134 was read for the first time.

A motion was made by Councilmember Neiner, seconded by Councilmember Flachsbart for a second reading of Bill #134. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #134 was read for the second time.

A motion was made by Councilmember Hrabko, seconded by Councilmember Neiner for a third reading of Bill #134. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #134 was read for the third time.

A roll call vote was taken for passage and approval of Bill #134 with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Fred Steinbach declared bill #134 approved, passed it, and it became ORDINANCE #134.

Bill #135 - AN ORDINANCE RELATING TO THE ADOPTION OF A MERIT SYSTEM POLICE DEPARTMENT AND PROVIDING FOR A BOARD OF POLICE COMMISSIONERS

A motion was made by Councilmember Hrabko, seconded by Councilmember Neiner to suspend the rules and have three readings on Bill #135. A roll call vote was taken with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Fred Steinbach declared the motion passed.

A motion was made by Councilmember Fawcett, seconded by Councilmember Overall for a first reading of Bill #135. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #135 was read for the first time.

A motion was made by Councilmember Neiner, seconded by Councilmember Flachsbart for a second reading of Bill #135. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #135 was read for the second time.

A motion was made by Councilmember Hrabko, seconded by Councilmember Neiner for a third reading of Bill #135. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #135 was read for the third time.

A roll call vote was taken for passage and approval of Bill #135 with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Fred Steinbach declared Bill #135 approved, passed it, and it became ORDINANCE #135.

Bill #136 - AN ORDINANCE ESTABLISHING A POLICE RESERVE FORCE FOR THE CITY OF CHESTERFIELD; PROVIDING FOR THE QUALIFICATIONS, APPOINTMENT, AND SUPERVISION OF MEMBERS THEREOF; AND PROVIDING FOR THE DUTIES OF THE MEMBERS THEREOF

A motion was made by Councilmember Hrabko, second by Councilmember Neiner to suspend the rules and have three readings on Bill #136. A roll call vote was taken with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Fred Steinbach declared the motion passed.

A motion was made by Councilmember Fawcett, seconded by Councilmember Overall for a first reading of Bill #136. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #136 was read for the first time.

A motion was made by Councilmember Neiner, seconded by Councilmember Flachsbart for a second reading of Bill #136. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #136 was read for the second time.

A motion was made by Councilmember Hrabko, seconded by Councilmember Neiner for a third reading of Bill #136. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #136 was read for the third time.

A roll call vote was taken for passage and approval of Bill #136 with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Fred Steinbach declared Bill #136 approved, passed it, and it became ORDINANCE # 136.

Bill #137 - AN ORDINANCE RELATING TO THE BOARD OF POLICE COMMISSIONERS FOR THE CITY OF CHESTERFIELD AND ENACTING AN ORDINANCE RELATING TO THE ESTABLISHMENT OF THE BOARD OF POLICE COMMISSIONERS FOR THE CITY OF CHESTERFIELD AND

INCLUDING PROVISIONS FOR THE APPOINTMENT, PROMOTION,
SUSPENSION, DEMOTION, AND DISCHARGE OF POLICE OFFICERS.

A motion was made by Councilmember Hrabko, seconded by Councilmember Neiner to suspend the rules and have three readings on Bill #137. A roll call vote was taken with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Fred Steinbach declared the motion passed.

A motion was made by Councilmember Fawcett, seconded by Councilmember Overall for a first reading of Bill #137. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #137 was read for the first time.

A motion was made by Councilmember Neiner, seconded by Councilmember Flachsbart for a second reading of Bill #137. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #137 was read for the second time.

A motion was made by councilmember Hrabko, seconded by Councilmember Neiner for a third reading of Bill #137. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #137 was read for the third time.

A roll call vote was taken for passage and approval of Bill #137 with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Fred Steinbach declared #137 approved, passed it, and it became ORDINANCE #137.

Bill #138 - AN ORDINANCE IN SUPPORT OF THE APPOINTMENT OF A
PROSECUTING ATTORNEY FOR THE CITY OF CHESTERIFELD AND
ADOPTION OF A FIX COMPENSATION PER MONTH

A motion was made by Councilmember Hrabko, seconded by Councilmember Neiner to suspend the rules and have three readings on Bill #138. A roll call vote was taken with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Fred Steinbach declared the motion passed.

A motion was made by Councilmember Fawcett, seconded by Councilmember Overall for a first reading of Bill #138. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #138 was read for the first time.

A motion was made by Councilmember Neiner, seconded by Councilmember Flachsbart for a second reading of Bill #138. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #138 was read for the second time.

A motion was made by Councilmember Hrabko, seconded by Councilmember Neiner for a third reading of Bill #138. A voice vote was taken with an affirmative result and the motion was declared passed. Bill #138 was read for the third time.

A roll call vote was taken for passage and approval of Bill #138 with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. Whereupon Mayor Fred Steinbach declared Bill #138 approved, passed it, and it became ORDINANCE #138.

RESOLUTION #34 - RESOLUTION IN SUPPORT OF THE APPOINTMENT OF A PROSECUTING ATTORNEY FOR THE CITY OF CHESTERFIELD AND ADOPTION FOR A FIX COMPENSATION PER MONTH

A motion was made by Councilmember Hrabko, seconded by Councilmember Neiner that Resolution #34 be adopted by the City Council of Chesterfield in support of the appointment of Mr. Rick Brunk as the Prosecuting Attorney for the City of Chesterfield with a fixed compensation per month.

A roll call vote was taken for passage and approval of Resolution #34 with the following results: Ayes - Fawcett, Flachsbart, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. They motion was declared passed.

RESOLUTION #35 - RESOLUTION IN SUPPORT OF A COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

A motion was made by Councilmember Overall, seconded by Councilmember Hrabko that Resolution #35 be adopted by the City Council of Chesterfield in support of a Community Development Block Grant Program.

A roll call vote was taken for passage and approval of Resolution #35 with the following results: Ayes - Fawcett, Frank, Hrabko, Neiner, Overall. Nays - None. Absent - Bute. The motion was declared passed.

ADJOURNMENT

A motion was made by Councilmember Hrabko, seconded by Councilmember Neiner 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 9:00 p.m.

Mayor

ATTEST:

City Clerk

