



RECORD OF PROCEEDING

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

SEPTEMBER 9, 2009

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

Mayor Nations led everyone in the Pledge of Allegiance and followed with a moment of silent prayer.

A roll call was taken with the following results:

PRESENT

Mayor John Nations
Councilmember Barry Flachsbart
Councilmember Matt Segal
Councilmember Bruce Geiger
Councilmember Mike Casey
Councilmember Randy Logan
Councilmember Bob Nation
Councilmember Connie Fults

ABSENT

Councilmember Lee Erickson

APPROVAL OF MINUTES

The minutes of the August 17, 2009, Public Hearing and the City Council meeting were submitted for approval. Councilmember Casey made a motion, seconded by Councilmember Logan, to approve the Public Hearing and City Council minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

COMMUNICATIONS AND PETITIONS

Mrs. Kay Folsom, Chairperson of the Beautification Committee, who resides at 1747 Baxter Forest Valley Ct., spoke in support of the proposed plan for the reconstruction of the Chesterfield Parkway West medians. Mayor Nations expressed his appreciation to Mrs. Folsom and the Beautification Committee for their contributions to the appearance of the community. Councilmember Geiger thanked Ms. Folsom for her leadership on the Beautification Committee and her work with Staff, in support of the City moving forward with this median project.

Mr. Mike Doster, attorney for the petitioner, stated he was available to answer any questions regarding the proposed parking reduction at Chesterfield Commons.

INTRODUCTORY REMARKS

Mayor Nations announced that the next meeting of City Council has been scheduled for Monday, September 21, at 7 p.m.

Mayor Nations invited everyone to attend the “Best of Chesterfield” on Saturday, Sept. 12, at 16023 Swingley Ridge Road. Mayor Nations stated that proceeds from this event benefit The Howard Park Center, which is dedicated to meeting the individual development and education needs of infants, young children, teens and their families.

Mayor Nations announced that the Chesterfield Police Department is holding a Safety Fair at City Hall on Saturday, Sept. 12, from 11 a.m. to 3 p.m. and encouraged everyone to attend this free event.

Finally, Mayor Nations announced that “Strassenfest” will be held Sept. 18-20 in the City and encouraged everyone to attend.

APPOINTMENTS

Mayor Nations nominated Mr. Gary Perkins for re-appointment to serve as a member of the Architectural Review Board. Mr. Perkins’ re-appointment has been endorsed by both of the Ward 2 Councilmembers, Bruce Geiger and Lee Erickson. Councilmember Geiger made a motion, seconded by Councilmember Flachsbar, to approve this re-appointment. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Mr. Perkins’ two-year term will expire September 6, 2011.

COUNCIL COMMITTEE REPORTS

Parks and Recreation Committee

Councilmember Mike Casey, Chairperson of the Parks and Recreation Committee, thanked Mrs. Folsom and the members of the Beautification Committee for attending tonight’s meeting. Councilmember Casey stated that Mrs. Folsom is the “visionary” for

the Chesterfield Parkway West median project. Councilmember Casey made a motion, seconded by Councilmember Flachsbart, to approve the allocation/transfer of \$706,000 from General Fund Fund Reserves for the reconstruction of the Chesterfield Parkway West medians. Councilmember Nation asked what St. Louis County's annual maintenance expenditure is on the Chesterfield Parkway West medians. Mrs. Folsom responded that she did not know what St. Louis County spends on the maintenance of the medians and stated that the Beautification Committee is allocating \$50,000 from their annual budget towards the yearly median maintenance. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Casey next reported that Bill No. 2749 (Authorizes Mayor to sign agreement with St. Louis County for the City to assume responsibility for maintenance of said medians) will be read for the first time under the "Legislation" portion of the Agenda.

Councilmember Casey next made a motion, seconded by Councilmember Geiger, to approve the transfer of \$10,000 from General Fund Fund Reserves to cover initial expenses associated with the preparation of a Master Plan for the recently-acquired Eberwein property. Councilmember Segal stated that this Committee discussed that this \$10,000 is "start-up" money and that there could be additional expenses related to the Master Plan. Mayor Nations stated that the City will save additional money on the Master Plan by utilizing the expertise of City Staff. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Casey next reported that Bill No. 2750 [Authorizes issuance of bonds for renovating/improving City parks (Phase Two)] will be read for the first time under the "Legislation" portion of the Agenda.

Councilmember Casey announced that the next meeting of this Committee has been scheduled for Thursday, October 1, at 5:30 p.m.

Mayor Nations announced that, in conjunction with the City's plans to issue \$10+ million in additional debt, to fund the remainder of Phase Two of the City's Parks Plan, Moody's bond rating service has confirmed a "Aa1" bond rating for that particular issuance, which is the highest bond rating available for Certificates of Participation and confirmed a "Aaa" bond rating for the City's existing/underlying debt, which is the highest bond rating possible and the highest bond rating given to any city in Missouri. Mayor Nations commended the City's financial advisors, City Administrator Mike Herring, the Finance and Administration Department and the entire Staff for their great work.

Planning/Public Works Committee

Councilmember Connie Fults, Chairperson of the Planning/Public Works Committee, made a motion, seconded by Councilmember Casey, to approve the parking reduction for Chesterfield Commons, as requested by THF. A voice vote was taken with an

affirmative result (6-1-0 - Councilmember Flachsbart voted “no”) and the motion was declared passed.

Councilmember Fults reported that Bill No. 2747 [Valley Gates (Summit Outer 40 Developers, LLC)] will be read for the first time under the “Legislation – Planning Commission” portion of the Agenda.

Councilmember Fults next reported that Bill No. 2748 (Accepts Schoettler Road, between South Outer 40 and Clayton Road, as a City street) will be read for the first time under the “Legislation” portion of the Agenda.

Councilmember Fults announced that the next meeting of this Committee has been scheduled for Thursday, September 24, at 5:30 p.m.

[Mayor Nations recognized the Scouts in attendance at tonight’s meeting and provided an explanation of how business is conducted at a City Council meeting.]

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that bids were recently sought for the retrofitting of existing sidewalks, at various intersections, by constructing handicapped access ramps. Mr. Herring stated that this effort is funded entirely with Community Development Block Grant (CDBG) funds, provided through St. Louis County. Based upon a review of the information provided by Public Works Director/City Engineer Brian McGownd, Mr. Herring joined with him in recommending award of a contract to SBC Contracting, in an amount not to exceed \$41,900, which is the amount of the CDBG funds available to the City this year. Councilmember Flachsbart made a motion, seconded by Councilmember Casey, to award a contract to SBC Contracting, in an amount not to exceed \$41,900. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that Staff is recommending an amendment to the original contract with EDSI, for work associated with the preparation of multiple bid packages, related to PHASE TWO improvements. Mr. Herring stated that the original contract with EDSI totaled \$510,000 and Director of Planning/Public Works Mike Geisel has recommended adding \$54,000 to that original contract, due to an expanded scope of work requested by the City. This additional expense will be funded entirely by bond proceeds approved by City Council, in 2008, for the initial work associated with PHASE TWO. Councilmember Flachsbart made a motion, seconded by Councilmember Casey, to approve this proposed amendment to the original contract with EDSI. The total contact with EDSI will now total \$564,000. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

NEW BUSINESS

There was no new business.

LEGISLATION

BILL NO. 2748 PERTAINS TO THE ACCEPTANCE OF SCHOETTLER ROAD BETWEEN SOUTH OUTER 40 ROAD AND CLAYTON ROAD IN THE CITY OF CHESTERFIELD (**FIRST READING – PLANNING AND PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL**)

Councilmember Fults made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2748. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2748 was read for the first time.

BILL NO. 2749 APPROVES AN INTERGOVERNMENTAL AGREEMENT BETWEEN ST. LOUIS COUNTY AND THE CITY OF CHESTERFIELD REGARDING THE MAINTENANCE OF MEDIAN AREAS ON CHESTERFIELD PARKWAY WEST (**FIRST READING; PARKS AND RECREATION COMMITTEE RECOMMENDS APPROVAL**)

Councilmember Casey made a motion, seconded by Councilmember Segal, for the first reading of Bill No. 2749. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2749 was read for the first time.

BILL NO. 2750 AUTHORIZES THE CITY OF CHESTERFIELD, MISSOURI, TO ENTER INTO A LEASE PURCHASE TRANSACTION, THE PROCEEDS OF WHICH WILL BE USED TO PAY THE COSTS OF RENOVATING AND IMPROVING THE CITY'S PARKS; AND TO APPROVE THE EXECUTION OF CERTAIN DOCUMENTS AND ACTIONS IN CONNECTION THEREWITH (**FIRST READING; PARKS AND RECREATION COMMITTEE RECOMMENDS APPROVAL**)

Councilmember Casey made a motion, seconded by Councilmember Segal, for the first reading of Bill No. 2750. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2750 was read for the first time.

LEGISLATION - PLANNING COMMISSION

BILL NO. 2747 REPEALS ORDINANCE 2377 OF THE CITY OF CHESTERFIELD AND ESTABLISHES A NEW ORDINANCE CHANGING THE PARKING SETBACKS AS THEY RELATE TO THE NORTHERN BOUNDARY OF THIS “PC” PLANNED

**COMMERCIAL DISTRICT AND INTERNAL STREETS FOR A
7.698 ACRE TRACT OF LAND LOCATED NORTH OF US
HIGHWAY 40 AND EAST OF BOONES CROSSING [P.Z. 07-
2008 VALLEY GATES SUBDIVISION (SUMMIT OUTER 40
INVESTORS, LLC)] (FIRST READING - PLANNING
COMMISSION RECOMMENDS APPROVAL;
PLANNING/PUBLIC WORKS COMMITTEE
RECOMMENDS APPROVAL, BUT ONLY IF AMENDED AS
DETAILED IN THE ENCLOSED "GREEN" SHEET)**

Councilmember Fults made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2747. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2747 was read for the first time.

Councilmember Fults made a motion, seconded by Councilmember Casey, to amend Bill No. 2747 pursuant to the attached "green sheet." A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

ADJOURNMENT

Mayor Nations adjourned the meeting at 7:25 p.m.

Mayor John Nations

ATTEST:

Judith A. Naggiar, City Clerk