



RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT
922 ROOSEVELT PARKWAY, SEPTEMBER 19, 1994

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

None

The Pledge of Allegiance was led by Boy Scout Troop #848 from Highcroft Ridge School: Andy Merz, Hal Rutherford and Adam Stokes. Also in attendance was Troop Leader Mike Newberry.

Mayor Jack Leonard led the City Council in prayer.

Mayor Jack Leonard presented a Proclamation to Taco Bell in recognition for their donation of \$26,000 for improvements to the facilities at the Chesterfield Community Association.

The minutes of the September 7, 1994, meeting was submitted for approval. A motion was made by Councilmember Levinson, seconded by Councilmember Hilbert, to approve the minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

COMMUNICATIONS AND PETITIONS

Ms. Mary Katherine Brown, who resides at 15966 Quiet Oak Road, expressed her concerns regarding comments that had been made by some elected officials at the September 7 City Council meeting.

Mr. Royce Engel, who resides at 135 Ridgecrest Drive, expressed his concern with campaign contribution reported by some elected officials.

Ms. Gloria Goetsch, who resides at 139 Ridgecrest Drive, expressed her concern with an elected official's campaign reporting.

Ms. Millie Hill, who resides at 46 Witmer Drive, expressed concern with campaign contribution reporting by elected officials.

Mr. Malachi Kenney, who resides at 28 Ridgecrest Drive, expressed his concern with campaign disclosure by elected officials.

Mr. Bill Kirchnor, who resides at 1844 Cabinwood Court, responded to certain allegations made by citizens of the community regarding financial disclosure by certain elected officials.

Ms. Nancy Greenwood, who resides at 14441 Corallin, clarified a point that was made by a speaker earlier concerning the Ward I representation on the Planning Commission.

Mr. Mike Harris, who resides at 15997 Deer Trail Court, expressed support for the campaign efforts by Councilmember Cullen.

Mr. Patrick Dolan, who resides at 2618 Stonebriar Ridge Court, expressed support for the campaign efforts by Councilmember Cullen in the August election.

Mr. Douglas Zweig, who resides at 21 Chesterfield Lakes Road, expressed support for apolitical "watchdog" groups who keep the public informed and encouraged the public to take action if deemed appropriate.

Mr. Theo Korakianitis, who resides at 27 Chesterfield Lakes, expressed support for the preservation of the greenbelt in west Chesterfield (Wilson/Wild Horse Creek Road).

Mr. Martin Davies, who resides at 1807 Cayman Court, expressed support for passage of Ordinance #975.

Mr. Rudy Stinnett, who resides at 14308 Conway Meadows, expressed his support for the City Council.

Mr. Raymond Massey, who resides at 15019 Manor Creek, expressed support for a Traffic

Task Force.

Mayor Leonard called for a short recess.

COUNCIL COMMITTEE REPORTS

Finance and Administration

After the meeting reconvened, Councilmember Colleen Hilbert, Chairperson of the Finance and Administration Committee, reported that Bill #'s 970 - 971, as well as Resolution #169, will be considered for adoption under the Legislation portion of the Council agenda. Councilmember Hilbert next motioned that Bill #972 be referred back to the Committee for further consideration. This motion was seconded by Councilmember Flachsbart. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Councilmember Hilbert stated that Bill #972 will be read twice at the next City Council meeting if the Committee votes favorably to put it on the October 3 Council agenda.

Councilmember Hilbert announced that the next meeting of this Committee has been scheduled for September 26, 1994, at 5:30 P.M.

Public Works/Parks

Councilmember Ed Levinson, Chairperson of the Public Works/Parks Committee, requested that all future City Council agendas include a line reporting item, "Report on Parks" so that Councilmember Politte will have the opportunity to make public statements over the next few months regarding the Parks Bond Issue and the November election. Councilmember Politte expressed his appreciation for the opportunity and announced that the "Picnic in the Parking Lot " has been scheduled for October 1, 1994, from 11:00 AM - 3:00 PM. This event will be held in the parking lot by the Government Center. Everyone was invited to attend.

Councilmember Levinson announced that the next meeting of this Committee has been scheduled for September 22, 1994, at 8:00 P.M.

Planning and Zoning

Councilmember Dan Hurt, Chairperson of the Planning and Zoning Committee, reported that the Planning Commission recommends approval of the Conditional Use Permit for P.Z. 17-94, Micaela Kennedy. A motion was made by Councilmember Hurt, seconded by Councilmember Devers, to receive and file this petition. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt next reported that Bill #'s 976 and 977 will be considered for adoption under the Legislation portion of the agenda. Bill #976 will have a first reading. A Public Hearing has been scheduled for November 7, 1994, at 5:00 P.M.

Councilmember Hurt next reported that petitions were received for a vacation of easement in Wildhorse Springs Subdivision and a vacation of right-of-way in Chesterfield Village Area A Phase I Plat I. A motion was made by Councilmember Hurt, seconded by Councilmember Flachsbart, to refer these petitions to Staff for review. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt announced that the next meeting of this Committee has been scheduled for September 21, 1994, at 5:00 P.M.

Public Health and Safety Committee

Councilmember Linda Tilley, Chairperson of the Public Health and Safety Committee, reported that "No Solicitor/Peddlers" stickers will be made available at the Government Center, Police Department and the Chesterfield Chamber of Commerce within the very near future to those residents and businesses who desire to discourage interruptions by solicitors and peddlers.

Councilmember Tilley next reported that the Committee voted unanimously to change the policy as to how the fee structure for false alarms is administered due to the number of false alarms the Police Department receives. The first false alarm will continue to be waived, but a charge of \$50.00 will apply to the second and subsequent alarms in a calendar year with stringent enforcement of payment for these alarms. The change in charges will begin October 1, 1994, with letters to be sent out regarding the new policy with alarm notifications. A list of false alarm exemptions will be listed in the letter and an article about this subject will also appear in the next issue of the Chesterfield Citizen newsletter.

Councilmember Tilley next reported that Bill #973 regarding a proposed stop sign on Brookhill will be considered for adoption under the Legislation portion of the Council agenda. A motion was made by Councilmember Tilley, seconded by Councilmember Flachsbart, to refer the current policy regarding criteria for stop signs to the Public Health and Safety Committee for review. Much discussion ensued. A motion was made by Councilmember Hurt, seconded by Councilmember Flachsbart, to table Bill #973. A roll call vote was taken with the following results: Ayes - Flachsbart, Levinson, Hurt, Politte, Tilley, Cullen. Nays - Hilbert, Devers. The motion was declared passed. It was noted that Bill #973 will be considered for adoption at the October 3 City Council meeting. A motion was then made by Councilmember Politte, seconded by Councilmember Flachsbart, to place on the next Public Health and Safety agenda review of the policies regarding speed limit and stop signs and be directed to recommend one policy concerning these signs for consideration by City Council at the October 3 meeting. After some discussion regarding the written policy in place and the practice implemented not being the same, a roll call vote was taken with the following results: Ayes - Flachsbart, Hurt, Politte, Tilley, Cullen. Nays - Hilbert, Devers, Levinson. The motion was declared passed.

Councilmember Tilley next reported on the Committee's recommendation that a Traffic Task Force be established to study traffic patterns within the Schoettler Valley/Highcroft area. It was suggested that the Task Force be comprised of representatives of each of the concerned subdivisions along Highcroft, Schoettler Valley/Country Ridge and Baxter Road with one (1) representative for subdivisions up to 200 homes; and two (2) representatives from subdivisions of 200 or more homes; a maximum of three (3) representatives for streets along the main thoroughfares; plus one representative from each Ward. It was suggested that two (2) citizens from Wards 2 and 3 co-chair this Task Force and that Councilmembers from Wards 2, 3 and 4 will serve as liaisons. Councilmembers from Wards 2, 3 and 4 will submit names of proposed appointees to this Task Force to Mayor Leonard for appointment. The Public Health and Safety Committee will develop specific guidelines outlining the scope of work for the Task Force.

Councilmember Tilley next reported that Bill #'s 974 and 975, regarding 3-way stop intersections on Highcroft, will be considered for adoption under the Legislation portion of the agenda. A motion was made by Councilmember Tilley, seconded by Councilmember Hurt, to table these two (2) Bills until a new policy has been put into place. A roll call vote was taken with the following results: Ayes - Flachsbart, Hurt, Politte, Tilley, Cullen. Nays - Hilbert, Devers, Levinson. The motion was declared passed.

At this point, it was suggested that a motion be made to approve the structure of the proposed Traffic Task Force, as mentioned above. A motion was made by Councilmember Flachsbart to establish a Traffic Task Force and that the membership of the Task Force be comprised of citizens with the number of members and the area to be selected jointly by the two (2) Councilmembers from Ward II, Ward III and two (2) citizens from Ward IV. This Task Force is to be co-chaired by a citizen from Ward II and a citizen from III and will reported directly to City Council. Nominees for the Task Force will be recommended by Councilmembers from Wards II, III and IV and will be appointed by Mayor Leonard. Councilmembers from Wards II, III and IV will serve as liaisons to the Task Force. The motion was seconded by Councilmember Cullen. The motion was amended by Councilmember Levinson, and accepted by Councilmembers Flachsbart and Cullen that the Council establish a Mission Statement for the Task Force. A roll call vote was taken with the following results: Ayes - Hilbert, Devers, Levinson, Hurt, Politte, Cullen, Tilley. Nays - None. The motion was declared passed. Councilmember Flachsbart suggested that the Council liaisons to the Task Force request that they move with expediency regarding Bill #974 and Bill #975 concerning 3-way intersection stop signs, which have been tabled for their review.

Councilmember Flachsbart announced that a meeting has been scheduled for September 21, 1994, at 7:00 PM, by the Institute of Electronic Engineers concerning the potential health effects of the electro-magnetic fields and suggested that Staff attend this meeting. It was also suggested that individuals from the Public Works Citizens Advisory Committee be made aware of this meeting. The meeting will be held at the Engineers Club.

Councilmember Tilley announced that the next meeting of this Committee has been scheduled for October 12, 1994, at 5:30 P.M.

LEGISLATION

BILL #970 ESTABLISHES PROCEDURES AND STANDARDS FOR THE REGULATION OF RATES FOR BASIC CABLE TELEVISION SERVICE AND EQUIPMENT (**SECOND READING** - FINANCE AND ADMINISTRATION COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Hilbert, seconded by Councilmember Levinson, for a second reading of Bill #970. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #970 was read for the second time. A roll call vote was taken for passage and approval of Bill #970, with the following results: Ayes - Flachsbart, Hilbert, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #970 approved, passed it and it became ORDINANCE #946.

RESOLUTION #169 JOINT CERTIFICATION RE: CABLE RATES WITH THE CITIES OF BALLWIN AND TOWN AND COUNTRY FOR UNITED VIDEO FRANCHISE (FINANCE AND ADMINISTRATION COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Hilbert, seconded by Councilmember Hurt, for approval of Resolution #169. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

BILL #971 ADOPTS CERTAIN CUSTOMER SERVICE RULES REGARDING OPERATORS OF CABLE TELEVISION SYSTEMS (**SECOND READING** - FINANCE AND ADMINISTRATION COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Hilbert, seconded by Councilmember Hurt, for a second reading of Bill #971. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #971 was read for the second time. A roll call vote was taken for passage and approval of Bill #971, with the following results: Ayes - Flachsbart, Hilbert, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #971 approved, passed it and it became ORDINANCE #947.

LEGISLATION - PLANNING COMMISSION

BILL #976

DECLARES THE INTENTION OF THE CITY OF CHESTERFIELD TO ANNEX AN UNINCORPORATED AREA OF LAND IN ST. LOUIS COUNTY, MISSOURI THAT IS CONTIGUOUS TO THE CITY OF CHESTERFIELD ALONG ITS WESTERN BORDER EXTENDING THE BOUNDARY TO ORRVILLE ROAD AND RUNNING NORTHERLY ALONG HIGHWAY 109 TO THE INTERSECTION OF WILD HORSE CREEK ROAD TO THE EXISTING CITY LIMITS

A motion was made by Councilmember Hurt, seconded by Councilmember Cullen, for the first reading of Bill #976. A voice vote was taken with an affirmative result (Councilmembers Hilbert and Flachsbart voted "No") and the motion was declared passed. Bill #976 was read for the first time.

BILL #977

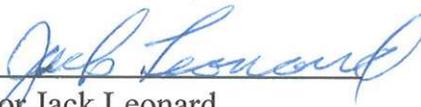
APPROVES THE BOUNDARY ADJUSTMENT PLAT FOR LOTS 3 AND 4 OF WILD HORSE HEIGHTS SUBDIVISION (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hurt, seconded by Councilmember Politte, for the first reading of Bill #977. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #977 was read for the first time.

A motion was made by Councilmember Hurt, seconded by Councilmember Tilley, for a second reading of Bill #977. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #977 was read for the second time. A roll call vote was taken for passage and approval of Bill #977, with the following results: Ayes - Flachsbart, Hilbert, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #977 approved, passed it and it became ORDINANCE #948.

ADJOURNMENT

A motion was made by Councilmember Levinson, seconded by Councilmember Devers, 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 9:10 P.M.



Mayor Jack Leonard

ATTEST:



Martha L. DeMay, City Clerk CMC