



RECORD OF PROCEEDING

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

October 16, 2006

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

ABSENT

Mayor John Nations
Councilmember Barry Flachsbart
Councilmember Jane Durrell
Councilmember Barry Streeter
Councilmember Bruce Geiger
Councilmember Dan Hurt
Councilmember Mike Casey
Councilmember Mary K. Brown
Councilmember Connie Fults

APPROVAL OF MINUTES

The minutes of the October 4, 2006, City Council meeting were submitted for approval. Councilmember Casey made a motion, seconded by Councilmember Durrell, to approve the City Council minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

INTRODUCTORY REMARKS

Mayor Nations welcomed Steve Brandenburg and his granddaughter, who is working on a government study project. The Mayor gave a brief overview/explanation of how City Council meetings work.

Mayor Nations next sent “Happy Birthday” wishes to Councilmembers Geiger, Brown and Fults.

Mayor Nations announced that the next meeting of City Council has been scheduled for November 6, at 7 p.m.

COMMUNICATIONS AND PETITIONS

There were no communications or petitions.

APPOINTMENTS

Mayor Nations placed the name of Gene Schenberg in nomination to fill the unexpired term of Tom Sandifer, as a member of the Planning Commission. Councilmember Flachsbart made a motion, seconded by Councilmember Durrell, to appoint Gene Schenberg, as a member of the Planning Commission. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Mr. Schenberg’s term will expire June 5, 2008.

COUNCIL COMMITTEE REPORTS

Finance and Administration Committee

Councilmember Bruce Geiger, Chairperson of the Finance and Administration Committee, reported that Bill No. 2489 (Approves TDD Intergovernmental Cooperation Agreements) will be considered for adoption under the “Legislation” portion of the agenda.

Councilmember Geiger announced that the next meeting of this Committee will be a Budget Workshop, scheduled for November 4 at 9:00 a.m.

Public Works/Parks Committee

Councilmember Dan Hurt, Chairperson of the Public Works/Parks Committee, reported that the Committee recommends increasing the existing contract with “EDSI”, by \$150,000, which will provide for the preparation of a complete set of design documents and specifications for projects currently proposed for the CVAC. Councilmember Hurt made a motion, seconded by Councilmember Casey, to approve this contract adjustment, with “EDSI”. The total amount of the contract with EDSI will now be \$1,250.00. A

voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt next discussed the problems associated with the Hog Hollow Road alignment and pavement deterioration, due to drainage and erosion problems. After much discussion and input from Director of Public Works/City Engineer Mike Geisel, Councilmember Durrell made a motion, seconded by Councilmember Flachsbart, to authorize \$150,000 from Fund Reserves for the preparation of design plans and detailed engineering drawings, for the potential reconstruction of Hog Hollow Road. This work should be completed within 3-6 months. A voice vote was taken with an affirmative result (Councilmember Casey voted “No”) and the motion was declared passed.

Councilmember Hurt next made a motion, seconded by Councilmember Casey, that the City partner with the Monarch-Chesterfield Levee District to excavate within a 26-acre stormwater reservoir and to utilize funds available, resulting from prior successful forward funding agreements, to design and construct a temporary pumping station in the west end of the Valley. The current amount of available funds is \$650,000. After some discussion, a voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt next made a motion to approve a contract with Kuhlmann Design Group, for Phase 2 of the Monarch-Chesterfield Levee Trail Project, in an amount not to exceed \$220,000. The motion was seconded by Councilmember Flachsbart and approved unanimously.

Councilmember Hurt next recommended that City Council authorize Staff to sign an application for 2007 State Stormwater Grant funds, regarding both the Chesterfield Hills Stormwater Retention Rehabilitation project and the Old Riverwoods Lane Stormwater Improvement project. A motion was made by Councilmember Hurt, seconded by Councilmember Flachsbart, to authorize Staff to apply for 2007 State Stormwater Grant funds, for this purpose. It was noted that the City’s share for these projects, if any, would be covered by funds budgeted within the “stormwater” account of the Capital Budget. It is anticipated that the local match for the “Chesterfield Hills” project will be covered by that subdivision and that local match for the “Riverwoods” project will total approx. \$20,000. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Hurt next reported that Bill No. 2485 (Establishes “No Parking” on Justus Post), Bill No.2486 (Pertains to the acceptance of public streets within the Seasons at Schoettler Addition Subdivision) and Bill No. 2487 (Pertains to the acceptance of Lydia Hill Drive) will be read for the first time under the “Legislation” portion of the agenda. Councilmember Hurt reported that no future meeting date has been set.

Planning and Zoning Committee

Councilmember Mary Brown, Chairperson of the Planning and Zoning Committee, reported that Bill No. 2475 (P.Z. 39-2005 (Westland Acres – Westland Acres Development LLC) and Bill No. 2488 (Provides for the approval of a record plat for Brunhaven, a 8.1 acre tract of land zoned “R-2” Planned Environment Unit) will be discussed under the “Legislation – Planning Commission” portion of the agenda, for possible amendment. After that possible amendment is discussed, Councilmember Brown indicated her intention to seek a “motion to table” this proposed legislation.

Councilmember Brown announced that the next meeting of this Committee is scheduled for Thursday, October 19, 2006, at 5:30pm.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that bids were recently sought for cracksealing services, citywide. Based upon his review of information provided to him, by Director of Public Works/City Engineer Mike Geisel, Mr. Herring joined with him in recommending award of a contract to B & D Pavement Maintenance, in an amount not to exceed \$100,000. The FY2006 Budget contains \$125,000 for this expenditure. Councilmember Flachsbart made a motion, seconded by Councilmember Brown, to award a contract to B & D Pavement Maintenance, in an amount not to exceed \$100,000. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that a request for a liquor license has been received from Chipotle Mexican Grille, 1678 Clarkson Road, to sell all kinds of liquor by the drink and Sunday sales. The application has been approved by both the Department of Planning and the Police Department. Councilmember Streeter made a motion, seconded by Councilmember Geiger, to approve issuance of the liquor license. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

LEGISLATION

BILL NO. 2485 AMENDS ORD. NO. 35, SCHEDULE IX OF THE ORDINANCES OF THE CITY OF CHESTERFIELD, BY ADDING PROVISIONS THERETO TO RESTRICT PARKING ON JUSTUS POST (**FIRST READING - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL**)

Councilmember Hurt made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2485. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2485 was read for the first time.

BILL NO. 2486 PERTAINS TO THE ACCEPTANCE OF PUBLIC STREETS WITHIN THE SEASONS AT SCHOETTLER ADDITION SUBDIVISION, IN THE CITY OF CHESTERFIELD (**FIRST READING - PUBLIC WORKS/PARKS COMMITTEE**)

Councilmember Hurt made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2486. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2486 was read for the first time.

BILL NO. 2487 PERTAINS TO THE ACCEPTANCE OF LYDIA HILL DRIVE, ADJACENT TO MONARCH TRACE SUBDIVISION, IN THE CITY OF CHESTERFIELD (**FIRST READING - PUBLIC WORKS/PARKS COMMITTEE**)

Councilmember Hurt made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2487. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2487 was read for the first time.

BILL NO. 2489 APPROVES VARIOUS INTERGOVERNMENTAL COOPERATION AGREEMENTS AMONG ST. LOUIS COUNTY, CHESTERFIELD VALLEY TRANSPORTATION DEVELOPMENT DISTRICT, MONARCH-CHESTERFIELD LEVEE DISTRICT AND THE CITY OF CHESTERFIELD

Councilmember made a motion, seconded by Councilmember, for the first reading of Bill No. 2489. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2489 was read for the first time.

Councilmember Geiger made a motion, seconded by Councilmember Casey, for a second reading of Bill No. 2489. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2489 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 2489, with the following results: Ayes – Geiger, Fults, Flachsbart, Casey, Brown, Durrell, Hurt and Streeter . Nays -

None. Whereupon, Mayor Nations declared Bill No. 2489 approved, passed it and it became **ORDINANCE NO. 2304.**

LEGISLATION – PLANNING COMMISSION

BILL NO. 2475 AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN "NU" NON-URBAN DISTRICT, TO AN "E 1/2 ACRE" ESTATE DISTRICT, FOR 61.0 ACRES OF LAND, LOCATED NORTH OF STRECKER ROAD AND EAST OF CHURCH ROAD (P.Z. 39 - 2005, WESTLAND ACRES (WESTLAND ACRES DEVELOPMENT, LLC) (**SECOND READING - PLANNING COMMISSION RECOMMENDS APPROVAL; P&Z COMMITTEE RECOMMENDS APPROVAL, AS AMENDED**)

Councilmember Brown made a motion, seconded by Councilmember Casey, to amend the Attachment "A", to require the developer to pay a Caulk's Creek surcharge of \$2,750/acre. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Councilmember Brown made a motion, seconded by Councilmember Fults to table Bill No. 2475 and requested an update regarding the status of all current court cases and summary of all violations noted and whether they have been corrected or are being corrected. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

BILL NO. 2488 PROVIDES FOR THE APPROVAL OF A RECORD PLAT FOR BRUNHAVEN, AN 8.1 ACRE TRACT OF LAND ZONED "R-2", PLANNED ENVIRONMENT UNIT, LOCATED EAST OF OLIVE BOULEVARD, APPROXIMATELY 250 FEET SOUTH OF MONTERRA COURT (**FIRST AND SECOND READINGS - PLANNING COMMISSION RECOMMENDS APPROVAL**)

Councilmember Brown made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2488. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2488 was read for the first time.

Councilmember Brown made a motion, seconded by Councilmember Casey, for a second reading of Bill No. 2488. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2488 was read for the second time. A roll call vote was taken for passage and approval of Bill No. 2488, with the following results: Ayes - Fults, Casey, Geiger, Hurt, Flachsbart, Durrell, Brown and Streeter. Nays - None. Whereupon, Mayor Nations declared Bill No. 2488 approved, passed it and it became **ORDINANCE NO. 2305.**

ADJOURNMENT

Mayor Nations adjourned the meeting at 7:52 p.m.

Mayor John Nations

ATTEST:

Martha L. DeMay, City Clerk