# RECORD OF PROCEEDING

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

## OCTOBER 19, 2015

The meeting was called to order at 7:03 p.m.

Mayor Bob Nation 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 Bob Nation | |
| Councilmember Barry Flachsbart | |
| Councilmember Bridget Nations | |
| Councilmember G. Elliot Grissom | |
| Councilmember Mike Casey | |
| Councilmember Dan Hurt | |
| Councilmember Bruce DeGroot | |
| Councilmember Connie Fults | |

## APPROVAL OF MINUTES

The minutes of the October 7, 2015 City Council meeting were submitted for approval. Councilmember Grissom made a motion, seconded by Councilmember Nations, 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 Nation announced that the next meeting of City Council has been scheduled for Monday, November 2, at 7 p.m. [NOTE: This meeting has subsequently been cancelled and a Special City Council meeting has been scheduled for Wednesday, November 4, 2015, at 5:30pm.]

## COMMUNICATIONS AND PETITIONS

Ms. Laura Lueking, 15021 Conway Road, voiced some concern about the Site Development Plan re: Highland on Conway (Delmar Gardens III SDP) pertaining to height restrictions.

Mr. Robin Harris, 14570 Bexhill Court, expressed appreciation for fiscal responsibility shown by Mayor Bob Nation and suggested the City of Chesterfield investigate some type of transparency portal regarding employee salaries and pay increases.

## APPOINTMENTS

There were no appointments.

## COUNCIL COMMITTEE REPORTS

### Public Health & Safety Committee

Councilmember Elliot Grissom, Chairperson of the Public Health & Safety Committee, reported that Bill No. 3054 (Amends Ordinance No. 283 re: "Community Service") will be considered for adoption under the "Legislation" portion of the agenda.

Councilmember Grissom reported that Bill No. 3055 (Authorizes City Administrator to Sign MoDOT "Work Zone Enforcement" Grant application) will be considered for adoption under the "Legislation" portion of the agenda.

### Planning/Public Works Committee

Councilmember Connie Fults, Chairperson of the Planning/Public Works Committee, reported that Bill No. 3056 (P.Z. 06-2015 – Chesterfield Airport Road [AutoZone]) will be considered for adoption under the "Legislation – Planning Commission" portion of the agenda.

Councilmember Fults reported that Bill No. 3057 (Authorizes the City Administrator to Execute a Congestion Mitigation and Air Quality Program Agreement with MoDOT [CNG Fueling Station/Fleet Conversion]) will be read for the first time under the "Legislation" portion of the agenda.

Councilmember Fults made a motion, seconded by Councilmember DeGroot, to approve T.S.P. 52-2015, Sprint (18614 Olive Street Road). A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Fults reported that Bill No. 3058 (Authorizes the City Administrator to Execute a Contract with Missouri American Water Company re: Water Main Relocation [Greentrails Drive South]) will be read for the first time under the "Legislation" portion of the agenda.

Councilmember Fults made a motion, seconded by Councilmember Flachsbart, to approve Site Development Plan re: Highland on Conway (Delmar Gardens III SDP). Councilmember Hurt asked the Developer for clarification on height limitations. The Developer confirmed that they are in compliance. City Attorney O'Rourke noted that, due to a vote to recommend denial, by the Planning Commission, approval of this item will require an affirmative vote of five City Councilmembers. A roll call vote was taken with the following results: Ayes – Casey, Fults, Flachsbart, Hurt, DeGroot, Nations and Grissom. Nays – None. Whereupon Mayor Nation declared the motion passed.

Councilmember Fults announced that the next meeting of this Committee, scheduled for Thursday, October 22, at 5:30 p.m., has been canceled.

## REPORT FROM THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that Staff recently sought bids for the purchase of a brush chipper to replace a similar piece of equipment that was purchased in 2006. Based upon review of information provided by Public Works Director/City Engineer Jim Eckrich, Mr. Herring joined with him in recommending award of a contract to Vermeer Midwest, in an amount not to exceed $41,457, including trade-in. Councilmember Flachsbart made a motion, seconded by Councilmember Nations, to approve this recommendation. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

## OLD BUSINESS

There was no old business.

## NEW BUSINESS

Councilmember DeGroot made a motion, seconded by Councilmember Casey, to remove from the table the Mayor's nomination of Ms. Barbara McGuinness, to fill the vacancy on City Council, from Ward 1, caused by the recent death of former Councilmember Nancy Greenwood and that a vote on this nomination be scheduled for the November 16 City Council meeting. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

## LEGISLATION

BILL NO. 3054 AMENDS ORDINANCE 283 OF THE CITY OF CHESTERFIELD BY REPEALING SAID ORDINANCE RELATING TO ALTERNATIVE COMMUNITY SERVICE AND SUBSTITUTING A NEW ORDINANCE IN LIEU THEREOF **(SECOND READING; PUBLIC HEALTH & SAFETY COMMITTEE RECOMMENDS APPROVAL)**

Councilmember Grissom made a motion, seconded by Councilmember Casey, for the second reading of Bill No. 3054. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3054 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3054 with the following results: Ayes – Fults, Nations, Hurt, Casey, Flachsbart, Grissom and DeGroot. Nays – None. Whereupon Mayor Nation declared Bill No. 3054 approved, passed it and it became **ORDINANCE NO. 2870.**

BILL NO. 3055 AUTHORIZES THE CITY ADMINISTRATOR TO ENTER INTO AN ON-CALL WORK ZONE ENFORCEMENT AGREEMENT WITH THE MISSOURI DEPARTMENT OF TRANSPORTATION (MoDOT) TO ALLOW COOPERATION BETWEEN THE CHESTERFIELD POLICE DEPARTMENT AND MoDOT FOR THE ON-CALL WORK ZONE ENFORCEMENT PROGRAM **(SECOND READING; PUBLIC HEALTH & SAFETY COMMITTEE RECOMMENDS APPROVAL)**

Councilmember Grissom made a motion, seconded by Councilmember Casey, for the second reading of Bill No. 3055. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3055 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3055 with the following results: Ayes – Casey, Flachsbart, Fults, DeGroot, Hurt, Grissom and Nations. Nays – None. Whereupon Mayor Nation declared Bill No. 3055 approved, passed it and it became **ORDINANCE NO. 2871.**

BILL NO. 3057 AUTHORIZES THE CITY ADMINISTRATOR TO EXECUTE A CONGESTION MITIGATION AND AIR QUALITY PROGRAM AGREEMENT WITH THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR THE INCREMENTAL PURCHASE OF TRUCKS PRIMARILY FUELED BY COMPRESSED NATUAL GAS AND CONSTRUCTION OF A COMPRESSED NATURAL GAS FUELING STATION IN CHESTERFIELD VALLEY **(FIRST READING; PLANNING/PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL)**

Councilmember Fults made a motion, seconded by Councilmember Flachsbart, for the first reading of Bill No. 3057. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3057 was read for the first time.

Councilmember Flachsbart made a motion, seconded by Councilmember Casey, to suspend the rules and consider this legislation for second reading approval. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Fults made a motion, seconded by Councilmember Flachsbart, for the second reading of Bill No. 3057. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3057 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3057 with the following results: Ayes – DeGroot, Fults, Casey, Nations, Flachsbart, Grissom and Hurt. Nays – None. Whereupon Mayor Nation declared Bill No. 3057 approved, passed it and it became **ORDINANCE NO. 2872.**

BILL NO. 3058 AUTHORIZES THE CITY ADMINISTRATOR TO EXECUTE A CONTRACT FOR WATER FACILITY RELOCATION AND LICENSE TO UTILIZE EASEMENT WITH THE MISSOURI AMERICAN WATER COMPANY REGARDING UTILITY RELOCATION FOR THE RECONSTRUCTION OF GREENTRAILS DRIVE SOUTH FROM WHITE ROAD TO LADUE ROAD **(FIRST READING; PLANNING/PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL)**

Councilmember Fults made a motion, seconded by Councilmember Flachsbart, for the first reading of Bill No. 3058. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3058 was read for the first time.

Councilmember Flachsbart made a motion, seconded by Councilmember Casey, to suspend the rules and consider this legislation for second reading approval. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Fults made a motion, seconded by Councilmember Flachsbart, for the second reading of Bill No. 3058. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3058 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3058 with the following results: Ayes – Flachsbart, Fults, Hurt, Grissom, Casey, Nations and DeGroot. Nays – None. Whereupon Mayor Nation declared Bill No. 3058 approved, passed it and it became **ORDINANCE NO. 2873.**

## LEGISLATION – PLANNING COMMISSION

BILL NO. 3056 AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN "NU" NON-URBAN DISTRICT TO A "PC" PLANNED COMMERCIAL DISTRICT FOR A 1.77 ACRE TRACT OF LAND LOCATED ON THE NORTH SIDE OF CHESTERFIELD AIRPORT ROAD WEST OF ITS INTERSECTION WITH ARNAGE BOULEVARD **(SECOND READING; PLANNING COMMISSION RECOMMENDS APPROVAL)**

Councilmember Fults made a motion, seconded by Councilmember DeGroot, for the second reading of Bill No. 3056. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3056 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3056 with the following results: Ayes – Hurt, Flachsbart, Grissom, Nations, Fults, DeGroot and Casey. Nays – None. Whereupon Mayor Nation declared Bill No. 3056 approved, passed it and it became **ORDINANCE NO. 2874.**

## ADJOURNMENT

There being no further business to discuss, Mayor Nation adjourned the meeting at 7:28 p.m.

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Mayor Bob Nation

ATTEST:

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Vickie J. Hass, City Clerk