



RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT
922 ROOSEVELT PARKWAY, NOVEMBER 1, 1993

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	None
Councilmember Colleen Hilbert	
Councilmember Nancy Greenwood	
Councilmember Susan Clarke	
Councilmember Ed Levinson	
Councilmember Dan Hurt	
Councilmember Alan Politte	
Councilmember Dick Hrabko	
Councilmember Linda Tilley	

The Pledge of Allegiance was led by Boy Scout Troop #848 from Highcroft Ridge Elementary School: Chris Rutherford, B. J. Levin, Chris Pankiewicz, Adam Stokes, Kalyan Tatineny, Ricky Willmann, Hal Rutherford and Brent Sumner. Also in attendance was Troop Leader Mike Newberry.

Reverend Donald Kaller from Bonhomme Presbyterian Church led the City Council in prayer.

The minutes of the October 18, 1993, meeting was submitted for approval. A motion was made by Councilmember Greenwood, seconded by Councilmember Tilley, to approve the minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

COMMUNICATIONS AND PETITIONS

Mayor Jack Leonard recognized Councilmembers Tilley and Hilbert who presented Certificates of Appreciation to members of the Chesterfield Police Reserve Unit and Explorer Post #9270 for their time, effort and service during the flood disaster. Councilmember Tilley, also, expressed her appreciation for their assistance with the Haunted House held at Chesterfield Mall. Councilmember Politte commended Councilmember Tilley for all her efforts in chairing the Haunted House event. A pizza/soda reception will be held for members of the Police Reserve Unit and Explorer Post and their families and friends following the Council meeting.

Ms. Chris Joyce, who resides at 609 Stablestone, questioned as to whether or not there were plans to build a large hotel in the Valley. Mayor Leonard and Councilmember Clarke both responded that there were no plans at this point to build a large hotel in the Valley.

Mr. Royce Engel, who resides at 135 Ridgecrest Drive, opposed the campaign approach of Chesterfield One with regard to Proposition 1 - riverboat gambling. In his opinion, the campaign literature and radio commercial pertaining to Proposition 1 contained information that was not correct and was deceptive.

Mr. Barry Streeter, who resides at 1177 Jonesborough Road, expressed his concern that City Council has not taken a position with regard to the riverboat gambling and urged Council that if Proposition 1 passes, to tread carefully so as not to incur any liability on the taxpayers.

Mr. Mark Andrews, who resides at 11 Chesterfield Lakes, questioned as to whether or not studies had been done with regard to riverboat gambling and, if so, were the results available to the public. It was noted that the Chesterfield Community Development Corporation was involved in the work pertaining to riverboat gambling, but that no studies had been prepared. If Proposition 1 fails, Mr. Andrews requested Council honor the constituents' desire and not place this issue on the ballot in the near future.

INTRODUCTORY REMARKS

Mayor Leonard reminded those in attendance that November 2 was election day and urged everyone to VOTE!

COUNCIL COMMITTEE REPORTS

Finance and Administration

Councilmember Nancy Greenwood, Chairperson of the Finance and Administration Committee, announced that the next meeting of this Committee has been scheduled for November 8, 1993, at 5:45 P.M.

Planning and Zoning

Councilmember Susan Clarke, Chairperson of the Planning and Zoning Committee, reported that Bill #'s 861 - 863 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Clarke next reported that a petition had been received by the City of Chesterfield

with regard to P.Z. 20-93, Carl R. Tisone. A motion was made by Councilmember Clarke, seconded by Councilmember Levinson, to receive and file this petition. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Clarke announced that the next meeting of this Committee has been scheduled for November 4, 1993, at 5:45 P.M.

Public Works/Parks

Councilmember Alan Politte, Chairperson of the Public Works/Parks Committee, reported that Bill #'s 864 and 865 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Politte announced that the next meeting of this Committee has been scheduled for November 23, 1993, at 7:00 A.M.

Public Health and Safety

Councilmember Linda Tilley, Chairperson of the Public Health and Safety Committee, requested that Council consider directing City Administrator Herring to send a letter to the Chesterfield Fire Protection District stating that City Council officially opposes the stated intent of the Board of Directors of the Chesterfield Fire Protection District to withdraw from support of and participation in the Central County Emergency 911 organization as of January 1, 1994. A motion was made by Councilmember Tilley to this effect and seconded by Councilmember Greenwood. There was much discussion. A motion was made by Councilmember Levinson to table this motion. Councilmember Levinson's motion was seconded by Councilmember Hurt. A roll call vote was taken with the following results: Ayes - Clarke, Levinson, Hurt, Politte, Hrabko. Nays - Greenwood, Hilbert, Tilley. The motion was declared passed to table the original motion.

Councilmember Tilley announced that the next meeting of this Committee has been scheduled for November 4, 1993, at 7:00 P.M.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reviewed the three (3) issues which have been placed on the ballot in the November 2 election.

Mr. Herring next reported that bid results have been received with regard to the design and construction of the Old Bonhomme Creek levee outfall structure near Long Road. Even though bids had been mailed to a list of contractors and publicly advertised, only one bid was received. Mulligan Construction, Inc. submitted a bid in the amount of \$214,300 to construct the outfall structure. St. Louis County has agreed to reimburse the City for as much as \$201,153.00 from impact fees collected. St. Louis County currently has \$123,000, which would be immediately available. The balance would have to be covered by the City of Chesterfield initially. The cost of the engineering work by Sverdrup Corporation is \$20,000, the cost of the flood gates is \$46,250, and the cost of construction is \$214,300. As a result, the total cost of this project (\$280,550) exceeds County funds available, totaling \$201,153.00. St. Louis County has reviewed and approved the bid by Mulligan Construction, Inc. In addition, they approved Sverdrup Corporation to do the engineering design and agreed to apply for funding support from the State of Missouri Stormwater Grant Program, which if successful, would cover the cost of the override of approximately \$78,000. Discussion

ensued. Councilmember Levinson expressed concern that only one bid was received. Mr. Herring explained that, according to Mr. Bill Hawn, there seems to be much work available in the area due to the flood disaster. A motion was made by Councilmember Hrabko, seconded by Councilmember Clarke, to award the contract to Mulligan Construction, Inc. in the amount of \$214,300 for the construction of the outfall structure. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported as information that recently Southwestern Bell has implemented a rate increase in the amount of \$3.65/line per residence and \$6.65/line for businesses. This rate increase was approved by the Public Service Commission and does expand the toll-free dialing area for all Chesterfield residents/businesses. According to the Southwestern Bell representative, this rate increase applies to all Chesterfield exchanges.

Mr. Herring stated that it appears as though the \$535,000 grant award from the State Division of Economic Development can be modified to cover 100% of the cost of the recertification of the levee. Mr. Herring explained that Resolution #145 will need to be adopted to officially authorize him to seek amendment of the \$535,000 grant, to cover the estimated \$130,000 cost for recertification of the levee. A motion was made by Councilmember Levinson, seconded by Councilmember Greenwood, to adopt Resolution #145. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

LEGISLATION

BILL #857 REPEALS ORDINANCE #712 RELATING TO THE REGULATION OF TRAPPING IN THE CITY OF CHESTERFIELD (SECOND READING - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Tilley, seconded by Councilmember Hilbert, for a second reading of Bill #857. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #857 was read for the second time. A roll call vote was taken for passage and approval of Bill #857, with the following results: Ayes - Hilbert, Greenwood, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - Clarke. Whereupon Mayor Leonard declared Bill #857 approved, passed it and it became ORDINANCE #845.

BILL #858 PERTAINS TO THE ACCEPTANCE OF TERRIMILL TERRACE, WINDSOR RIDGE COURT AND AMBER MEADOWS COURT AS PUBLIC STREETS WITHIN THE CITY OF CHESTERFIELD (SECOND READING - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Politte, seconded by Councilmember Hilbert, for a second reading of Bill #858. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #858 was read for the second time. A roll call vote was taken for passage and approval of Bill #858, with the following results: Ayes - Hilbert, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #858 approved, passed it and it became ORDINANCE #846.

BILL #864 APPROVES A CONTRACT WITH THE CHESTERFIELD COMMUNITY DEVELOPMENT CORPORATION TO EMPLOY PROFESSIONAL

SERVICES FOR THE REPAIR AND RECERTIFICATION OF THE MONARCH-CHESTERFIELD LEVEE AND CONSTRUCTION OF A 500 YEAR LEVEE AND VALLEY-WIDE SURFACE WATER MANAGEMENT SYSTEM (**FIRST/SECOND READINGS**)

A motion was made by Councilmember Politte, seconded by Councilmember Clarke, to suspend the rules of Council to have both the first and second readings of this proposed ordinance at this Council meeting. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

A motion was made by Councilmember Politte, seconded by Councilmember Hrabko, for the first reading of Bill #864. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #864 was read for the first time.

A motion was made by Councilmember Politte, seconded by Councilmember Hrabko, for a second reading of Bill #864. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #864 was read for the second time. A roll call vote was taken for passage and approval of Bill #864, with the following results: Ayes - Hilbert, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #864 approved, passed it and it became ORDINANCE #847.

BILL #865 AUTHORIZES THE CITY ADMINISTRATOR TO ENTER INTO CONTINGENT CONTRACTS FOR THE PURPOSE OF BUYING PARK LAND (**FIRST/SECOND READINGS - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL**)

A motion was made by Councilmember Politte, seconded by Councilmember Tilley, for the first reading of Bill #865. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #865 was read for the first time.

A motion was made by Councilmember Politte, seconded by Councilmember Tilley, for a second reading of Bill #865. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #865 was read for the second time. A roll call vote was taken for passage and approval of Bill #865, with the following results: Ayes - Hilbert, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #865 approved, passed it and it became ORDINANCE #848.

LEGISLATION - PLANNING COMMISSION

BILL #861 AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF THE "NU" NON-URBAN DISTRICT TO "R-1A" 22,000 SQ. FT. RESIDENCE DISTRICT WITH A PLANNED ENVIRONMENT UNIT PROCEDURE FOR A 26.25 ACRE TRACT OF LAND LOCATED ON THE WEST SIDE OF WILSON ROAD, APPROXIMATELY 400 FT. SOUTH OF WILSON FARM DRIVE (P.Z. 16 & 17-93, TAYLOR-MORLEY, INC.) (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Clarke, seconded by Councilmember Hrabko, for the first

reading of Bill #861. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #861 was read for the first time.

A motion was made by Councilmember Clarke, seconded by Councilmember Levinson, for a second reading of Bill #861. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #861 was read for the second time. A roll call vote was taken for passage and approval of Bill #861, with the following results: Ayes - Hilbert, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #861 approved, passed it and it became ORDINANCE #849.

BILL #862 AMENDS ST. LOUIS COUNTY ORDINANCE #13,122 AND REPEALS CITY OF CHESTERFIELD ORDINANCE #622 FOR A NEW AMENDED ORDINANCE RELATING TO "C-8" PLANNED COMMERCIAL DISTRICT LOCATED ON THE SOUTHEAST CORNER OF CHESTERFIELD PARKWAY NORTH AND OLIVE BOULEVARD (P.C. 207-86, TEXACO, INC.) (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Clarke, seconded by Councilmember Hrabko, for the first reading of Bill #862. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #862 was read for the first time.

A motion was made by Councilmember Clarke, seconded by Councilmember Hrabko, for a second reading of Bill #862. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #862 was read for the second time. A roll call vote was taken for passage and approval of Bill #862, with the following results: Ayes - Hilbert, Clarke, Levinson, Politte and Hrabko. Nays - Greenwood, Hurt and Tilley. Whereupon Mayor Leonard declared Bill #862 approved, passed it and it became ORDINANCE #850.

BILL #863A ROAD DEDICATION AND EASEMENT PLAT FOR BAXTER ROAD EXTENSION (CHESTERFIELD FARMS) ON THE NORTH SIDE OF WILD HORSE CREEK ROAD, WEST OF SANTA MARIA DRIVE (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Clarke, seconded by Councilmember Hrabko, for the first reading of Bill #863. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #863 was read for the first time.

A motion was made by Councilmember Clarke, seconded by Councilmember Greenwood, for a second reading of Bill #863. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #863 was read for the second time. A roll call vote was taken for passage and approval of Bill #863, with the following results: Ayes - Hilbert, Greenwood, Clarke, Levinson, Hurt, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #863 approved, passed it and it became ORDINANCE #851.

ADJOURNMENT

Prior to adjournment, Councilmember Politte announced that a public meeting will be scheduled to

introduce the Parks Master Plan as developed by Booker Associates. He urged all residents of Chesterfield to attend the public meeting so that the Parks, Recreation and Arts Committee and Public Works/Parks Committee could receive their input.

A motion was made by Councilmember Hurt, seconded by Councilmember Hilbert, 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 8:00 P.M.

Mayor Jack Leonard

ATTEST:

Martha L. DeMay, City Clerk