



RECORD OF PROCEEDING

MEETING OF THE CITY COUNCIL OF THE CITY OF CHESTERFIELD AT
922 ROOSEVELT PARKWAY, NOVEMBER 2, 1992

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 Betty Hathaway

Councilmember Nancy Greenwood

Councilmember Susan Clarke

Councilmember Ed Levinson

Councilmember Alan Politte

Councilmember Dick Hrabko

Councilmember Linda Tilley

Councilmember Dan Hurt

The Pledge of Allegiance was led by Boy Scout Troop #848 from Highcroft Ridge School: Alex Newberry, Perrin Cheung and Andy Merz. Also in attendance was Troop Leader Michael Newberry.

Reverend Carlton Norton from St. John's United Church of Christ led the City Council in prayer.

The minutes of the October 19, 1992, meeting was submitted for approval. A motion was made by Councilmember Greenwood, seconded by Councilmember Hrabko, to approve the minutes. Councilmember Susan Clarke suggested an amendment to the minutes, under the Planning and Zoning Committee report, to reflect her verbatim comments. A voice vote was taken to approve the minutes, as amended, with a unanimous affirmative result and the motion was declared passed.

COMMUNICATIONS AND PETITIONS

No speakers cards were presented.

INTRODUCTORY REMARKS

Councilmember Linda Tilley commended Parkway West Senior High School, Parkway Central High School and Lafayette High School, who participated in the Marching Band Festival competition recently. Parkway West Senior High placed 2nd and Parkway Central placed 3rd in their Division and Lafayette High placed 1st in their Division. Mayor Leonard expressed his appreciation for the time and effort displayed by these students.

Mayor Leonard reminded those in attendance to VOTE on November 3, 1992.

COUNCIL COMMITTEE REPORTS

Planning and Zoning

Councilmember Betty Hathaway, Chairperson of the Planning and Zoning Committee, reported that Bill #'s 747 and 748 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Hathaway next requested that Councilmember Hrabko report on western annexation, as he had acted as Chairperson at the Committee meeting in her absence. Councilmember Hrabko reported that the Planning and Zoning Committee has recommended that the City pursue annexation of Areas 1A and 1B, that the City's Plan of Intent be submitted to the Boundary Commission as soon as possible, upon Council approval on the annexation proposal, and that the submittal of the annexation be for Areas 1A and 1B combined, so they would appear as one issue on the ballot. A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, to approve this recommendation. Councilmember Greenwood stated her intention to vote "No", as she is concerned with the \$173,000 difference between proposed revenues and expenditures based upon the proposed annexation. A voice vote was taken with an affirmative result (Councilmember Greenwood voted "No") and the motion was declared passed.

Councilmember Hathaway announced that the next meeting of the Planning and Zoning Committee has been scheduled for November 4, 1992, at 5:30 P.M.)

Public Health and Safety

Councilmember Susan Clarke, Chairperson of the Public Health and Safety Committee, announced that the next meeting of this Committee has been scheduled for November 5, 1992, at 12:00 Noon.

Finance and Administration

In the absence of Councilmember Dan Hurt, Chairperson of the Finance and Administration Committee, Mayor Leonard announced that the next meeting of this Committee has been scheduled

for November 10, 1992, at 7:30 A.M.

Public Works/Parks

Councilmember Dick Hrabko, Chairperson of the Public Works/Parks Committee, reported that Bill #'s 741 and 742 will be considered for adoption under the Legislation portion of the agenda.

Councilmember Hrabko announced that the next meeting of this Committee has been scheduled for November 5, 1992, at 7:30 A.M.

REPORT OF THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that every year the City purchases the salt needed for snow-fighting through a cooperative purchase agreement with other municipalities. However, as an added precaution in the event of a severe winter, bids are obtained for additional salt, to be purchased only if needed. The low bid this year was submitted by North American Salt Company, at a price of \$26.50 per ton. This price compares favorably with the low bid submitted last year of \$26.00 per ton. Mr. Herring joined with Finance Director Jan Hawn and Director of Public Works/City Engineer Bill Hawn in recommending that the bid be awarded to North American Salt Company, for a purchase of salt, on an as-needed basis, at a price of \$26.50 per ton. A motion was made by Councilmember Hrabko, seconded by Councilmember Greenwood, to award the bid to North American Salt Company, at a price of \$26.50 per ton. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring next reported that the Government Center would be closed on Wednesday, November 11, 1992, in observance of Veterans Day.

NEW BUSINESS

Mayor Leonard requested that City Attorney Doug Beach summarize the discussion held earlier during the Work Session, concerning Resolution #120. Mr. Beach indicated that a motion to reconsider the passage of this resolution had been proposed. However, under Robert's Rules of Order, which the City adopted upon incorporation, a vote to reconsider can only be made under certain conditions. To begin with, a vote to reconsider must normally occur at the same meeting that the original motion was made. However, a motion could be made to carry-over or extend discussion to the following meeting. This was not done regarding Resolution #120. Additionally, a vote to reconsider is not appropriate if the original vote caused actions to be taken by the petitioner. For example, if the petitioner had a contingency contract to sell his property, based upon Council approval of the proposal, which, upon Council approval, he had moved to act upon, the vote to reconsider would not be allowed. In this case, both the attorney for the purchaser of the property and the petitioner himself were present at the last meeting of City Council, and had full knowledge of the vote to approve the resolution. For all these reasons, Mr. Beach had advised Council that such a vote for reconsideration would not be possible regarding Resolution #120.

Councilmember Hrabko recognized and thanked the members of the audience who came to address

the Council with regard to this issue.

LEGISLATION

BILL #741 APPROVES THE INSTALLATION OF FIRE HYDRANTS WITHIN THE CITY OF CHESTERFIELD (**SECOND READING** - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Hrabko, seconded by Councilmember Politte, for a second reading of Bill #741. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #741 was read for the second time. A roll call vote was taken for passage and approval of Bill #741, with the following results: Ayes - Hathaway, Greenwood, Clarke, Levinson, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #741 approved, passed it and it became ORDINANCE #735.

BILL #742 APPROVES THE INSTALLATION OF FIRE HYDRANTS WITHIN THE CITY OF CHESTERFIELD (**SECOND READING** - PUBLIC WORKS/PARKS COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Hrabko, seconded by Councilmember Politte, for a second reading of Bill #742. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #742 was read for the second time. A roll call vote was taken for passage and approval of Bill #742, with the following results: Ayes - Hathaway, Greenwood, Clarke, Levinson, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #742 approved, passed it and it became ORDINANCE #736.

BILL #746 BLOCKS ACCESS TO THE EMERGENCY EXIT OF DELMAR GARDENS ENTERPRISES, INC. TO CONWAY ROAD (**SECOND READING** - PUBLIC HEALTH AND SAFETY COMMITTEE RECOMMENDS APPROVAL)

A motion was made by Councilmember Clarke, seconded by Councilmember Levinson, for a second reading of Bill #746. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #746 was read for the second time. A roll call vote was taken for passage and approval of Bill #746, with the following results: Ayes - Hathaway, Greenwood, Clarke, Levinson, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #746 approved, passed it and it became ORDINANCE #737.

LEGISLATION - PLANNING COMMISSION

BILL #747 PROVIDES FOR THE APPROVAL OF THE RECORD PLAT AND WARRANTY DEED FOR THE WILD HORSE VILLAGE "P", PLAT 4 SUBDIVISION (PLANNING COMMISSION RECOMMENDS APPROVAL)

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #747. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #747 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #747. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #747 was read for the second time. A roll call vote was taken for passage and approval of Bill #747, with the following results: Ayes - Hathaway, Greenwood, Clarke, Levinson, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #747 approved, passed it and it became ORDINANCE #738.

**BILL #748 APPROVES THE BOUNDARY ADJUSTMENT PLAT FOR HUGO ESSEN FARM
SUBDIVISION (MONSANTO AND MARSHALL PROPERTIES)
(PLANNING COMMISSION RECOMMENDS APPROVAL)**

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for the first reading of Bill #748. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #748 was read for the first time.

A motion was made by Councilmember Hathaway, seconded by Councilmember Hrabko, for a second reading of Bill #748. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill #748 was read for the second time. A roll call vote was taken for passage and approval of Bill #748, with the following results: Ayes - Hathaway, Greenwood, Clarke, Levinson, Politte, Hrabko and Tilley. Nays - None. Whereupon Mayor Leonard declared Bill #748 approved, passed it and it became ORDINANCE #739.

ADJOURNMENT

A motion was made by Councilmember Politte, seconded by Councilmember Greenwood, 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 7:20 P.M. City Council reconvened the meeting to allow Ms. Mary Anne Simmons to speak. Ms. Mary Anne Ellison Simmons, who resides at 17360 Orrville Road, represented the West Chesterfield Citizens for Responsible Development, and expressed opposition to the proposed western annexation. She also expressed her concern that her property would be bi-sected by the City's annexation proposal.

Mayor Jack Leonard

ATTEST:

Martha L. DeMay, City Clerk