RECORD OF PROCEEDING

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

November 18, 2013

The meeting was called to order at 7 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 Nancy Greenwood	
Councilmember Derek Grier	
Councilmember G. Elliot Grissom	
Councilmember Mike Casey	
Councilmember Dan Hurt	
Councilmember Bruce DeGroot	
Councilmember Connie Fults	

APPROVAL OF MINUTES

The minutes of the November 4, 2013 City Council meeting were submitted for approval. Councilmember Grissom made a motion, seconded by Councilmember Grier, 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, December 2, at 7 p.m. He then wished everyone in attendance a HAPPY THANKSGIVING!

PRESENTATION

Mayor Nation and Stacey Morse, Executive Director of Chesterfield Arts, assisted Libbey Tucker, Community Services/Economic Development Director, in recognizing the winners of the 25th Anniversary Photo Contest. Winners for each category are listed below.

Category	Photo Name	Submitted By
Mayor's Choice	July 4 Parade in Chesterfield Farms Subdivision	Tom Friel
Nature	Faust Park Trail	Ben Bresnahan
Most Creative	Awakening & the Moon	Dan Borders
People	Twinkle Tree in Ladue Farms	Cheryl McDonald
People's Choice	Harper at the Amphitheater	Bonnie Turner

APPOINTMENTS

Mayor Nation nominated Mr. Kenneth Voigt, 16778 Benton Taylor Drive (Ward IV), to serve as a member of the Police Personnel Board. Councilmember DeGroot made a motion, seconded by Councilmember Fults, to approve this appointment. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Mr. Voigt's three-year term will expire November 18, 2016.

COMMUNICATIONS AND PETITIONS

Don Turner, who is a Trustee of Country Place Subdivision and resides at 1427 Carriage Crossing Lane, spoke in opposition to Bill No. 2946 (P.Z. 01-2013, Arbors at Kehrs Mill) and Bill No. 2947 (P.Z. 02-2013, Arbors at Kehrs Mill).

Jeannie Aumiller, McBride and Son Homes, 16091 Swingley Ridge, spoke in support of Bill No. 2946 (P.Z. 01-2013, Arbors at Kehrs Mill) and Bill No. 2947 (P.Z. 02-2013, Arbors at Kehrs Mill).

John Gazzoli, who is a Trustee of Pacland Place Subdivision and resides at 16916 Pacland Ridge Drive, spoke in opposition to Bill No. 2946 (P.Z. 01-2013, Arbors at Kehrs Mill) and Bill No. 2947 (P.Z. 02-2013, Arbors at Kehrs Mill).

Doris Frazier, who resides at 17077 Church Road, spoke in opposition to Bill No. 2946 (P.Z. 01-2013, Arbors at Kehrs Mill) and Bill No. 2947 (P.Z. 02-2013, Arbors at Kehrs Mill).

Jeffrey Washington, who resides at 2259 Sycamore Drive, spoke on behalf of his wife, Sherri Washington, in opposition to Bill No. 2946 (P.Z. 01-2013, Arbors at Kehrs Mill) and Bill No. 2947 (P.Z. 02-2013, Arbors at Kehrs Mill).

Terry Brennan, who resides at 16639 Caulks Creek Ridge, spoke in opposition to Bill No. 2946 (P.Z. 01-2013, Arbors at Kehrs Mill) and Bill No. 2947 (P.Z. 02-2013, Arbors at Kehrs Mill).

Shawna Byrne, who resides at 26 Pacland Estates Drive, spoke in favor of Bill No. 2946 (P.Z. 01-2013, Arbors at Kehrs Mill) and Bill No. 2947 (P.Z. 02-2013, Arbors at Kehrs Mill).

COUNCIL COMMITTEE REPORTS

Planning/Public Works Committee

Councilmember Connie Fults, Chairperson of the Planning/Public Works Committee, reported that Bill No. 2946 (P.Z. 01-2013, Arbors at Kehrs Mill) will be considered for adoption under the "Legislation – Planning Commission" portion of the agenda. Super Majority vote required for passage.

Councilmember Fults reported that Bill No. 2947 (P.Z. 02-2013, Arbors at Kehrs Mill) will be considered for adoption under the "Legislation – Planning Commission" portion of the agenda. Super Majority vote required for passage.

Councilmember Fults reported that Bill No. 2954 (Amends Ordinance #2732 Pertaining to Open House Directional Signs) will be read for the first time under the "Legislation" portion of the agenda. This bill will rescind the sunset clause and would allow Saturday Open House signs indefinitely.

Councilmember Fults announced that the next meeting of this Committee, scheduled for Thursday, November 21, at 5:30 p.m., has been canceled.

REPORT FROM THE CITY ADMINISTRATOR

City Administrator Mike Herring indicated that he had no report this evening.

NEW BUSINESS

There was no new business.

LEGISLATION

BILL NO. 2954 REPEALS SECTION 2.5-4 PERTAINING TO OFF PREMISE RESIDENTIAL REAL ESTATE OPEN HOUSE DIRECTIONAL SIGNS; AND TO ESTABLISH NEW RULES FOR THE

REGULATION AND PLACEMENT OF RESIDENTIAL REAL ESTATE OPEN HOUSE SIGNS WITHIN THE CITY OF CHESTERFIELD, MISSOURI (**FIRST READING; PLANNING/PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL**)

Councilmember Fults made a motion, seconded by Councilmember DeGroot, for the first reading of Bill No. 2954. Councilmember Flachsbart stated that he voted against this in Committee because, while he favors the possibility of one-year extensions, he does not believe it is appropriate to remove the sunset clause permanently. A voice vote was taken with an affirmative result (Councilmember Flachsbart voted "No") and the motion was declared passed. Bill No. 2954 was read for the first time.

LEGISLATION – PLANNING COMMISSION

BILL NO. 2946 REPEALS THE ZONING ORDINANCE 2322 OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN "E-2"ESTATE DISTRICT (TWO ACRE) AND "LLR" LARGE LOT RESIDENTIAL DISTRICT TO AN "E-1" ESTATE DISTRICT (ONE ACRE) FOR A 41.082 ACRE TRACT OF LAND LOCATED NORTH OF THE INTERSECTION OF CHURCH RD. AND STRECKER RD. (P.Z. 01-2013 ARBORS AT KEHRS MILL {17015 CHURCH RD.} 19U420248). **(SECOND READING; PLANNING COMMISSION RECOMMENDS APPROVAL; DEFEATED AT 10/21/2013 COUNCIL MEETING; MOTION TO RECONSIDER APPROVED AT 11/4/2013 COUNCIL MEETING; SUPER MAJORITY VOTE REQUIRED FOR PASSAGE)**

Councilmember Fults made a motion, seconded by Councilmember Grissom, for the second reading of Bill No. 2946. A voice vote was taken with an affirmative result (Councilmember Hurt voted "No") and the motion was declared passed. Bill No. 2946 was read for the second time. Councilmembers Fults and Flachsbart stated that they will vote in favor of Bill No. 2946 and Bill No. 2947 because it is a significant improvement to the zoning that currently exists for this property. Councilmember Greenwood added that the Planning Commission unanimously recommended Bill No. 2946 and Bill No. 2947 because it is superior to the existing zoning. Councilmember Fults also indicated her intention to vote "yes" for both pieces of legislation, for the same reasons. A roll call vote was taken for the passage and approval of Bill No. 2946 with the following results: Ayes – Fults, Greenwood, Grier, Grissom, Flachsbart and Casey. Nays – Hurt and DeGroot. Whereupon Mayor Nation declared Bill No. 2946 approved, passed it and it became **ORDINANCE NO. 2770.**

BILL NO. 2947 REPEALS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN "E-1" ESTATE DISTRICT (ONE ACRE) TO A "PUD" PLANNED

UNIT DEVELOPMENT FOR A 58.149 ACRE TRACT OF LAND LOCATED NORTH OF THE INTERSECTION OF CHURCH RD. AND STRECKER RD. (P.Z. 02-2013 ARBORS AT KEHRS MILL {17015 CHURCH RD.} 19U420248). **(SECOND READING; PLANNING COMMISSION RECOMMENDS APPROVAL; DEFEATED AT 10/21/2013 COUNCIL MEETING; MOTION TO RECONSIDER APPROVED AT 11/4/2013 COUNCIL MEETING; SUPER MAJORITY VOTE REQUIRED FOR PASSAGE)**

Councilmember Fults made a motion, seconded by Councilmember Flachsbart, for the second reading of Bill No. 2947. A voice vote was taken with an affirmative result (Councilmember Hurt voted "No") and the motion was declared passed. Bill No. 2947 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2947 with the following results: Ayes – Grissom, Flachsbart, Greenwood, Grier, Casey and Fults. Nays – Hurt and DeGroot. Whereupon Mayor Nation declared Bill No. 2947 approved, passed it and it became **ORDINANCE NO. 2771.**

ADJOURNMENT

There being no further business to discuss, Mayor Nation adjourned the meeting at 7:57 p.m.

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Mayor Bob Nation

ATTEST:

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Vickie J. Hass, City Clerk