



RECORD OF PROCEEDING

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

MAY 4, 2015

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 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 April 22, 2015 City Council meeting were submitted for approval. Councilmember Greenwood made a motion, seconded by Councilmember Grissom, 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, May 18, at 7 p.m.

COMMUNICATIONS AND PETITIONS

Mayor Nation presented a proclamation to Gokul Venkatachalam, an eighth-grader at Parkway West Middle School. Gokul won the St. Louis Post-Dispatch Spelling Bee for the fourth consecutive year, and will be competing at this year's Scripps National Spelling Bee held May 24-29 in Washington, DC.

Mr. Norman Baxter, 1879 Stenton Path, made comments pertaining to events of the previous Council meeting and Committee assignments procedure.

Mr. Jamey Henson, 5055 Baumgartner Road, St. Louis (The Sterling Co.), stated he was present to answer questions pertaining to Bill No. 3034 and Bill No. 3035 (Approves Record Plat and Escrow Agreements – Arbors at Kehrs Mill, Plats 1 and 2).

APPOINTMENTS

Mayor Nation asked for approval of Resolution No. 412, which re-appoints Assistant Prosecuting Attorney Anthony Pezzani for another four-year term, retroactive to May 7, 2013, when his previous appointment expired. Mr. Pezzani has continued to serve in this capacity since that time. Councilmember Flachsbart made a motion, seconded by Councilmember DeGroot, to adopt Resolution No. 412. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

COUNCIL COMMITTEE REPORTS

Planning/Public Works Committee

Councilmember Connie Fults, Chairperson of the Planning/Public Works Committee, made a motion, seconded by Councilmember Hurt, to approve T.S.P. 46-2015, Sprint (7 Chesterfield Mall). A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Fults made a motion, seconded by Councilmember DeGroot, to approve Resolution No. 413 (St. Louis Regional All-Hazard Mitigation Plan). A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Fults reported that Bill No. 3031 (Authorizes Execution of Agreement and Funding re: New Pedestrian Bridge over I-64) 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 Funding for Replacement of HVAC Equipment at City Hall from General Fund – Fund Reserves. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Fults reported that Bill No. 3032 (Approves Acceptance of Portions of Oak Stand Path and Willow Weald Path as Public Streets [Reserve at Chesterfield Village]) will be read for the first time under the “Legislation” portion of the agenda.

Councilmember Fults reported that Bill No. 3033 (Approves Acceptance of Todd Evan Trail as a Public Street [Wilson Creek Subdivision]) will be read for the first time under the “Legislation” portion of the agenda.

Councilmember Fults made a motion, seconded by Councilmember Casey, to accept the petitioner’s request to withdraw Bill No. 3021 (P.Z. 11-2014 – THF Chesterfield Development LLC [The Commons], without prejudice. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Fults reported that Bill No. 3025 (P.Z. 01-2015 – Barat Academy Foundation [17831, 17815 and 17803 Wild Horse Creek Road]) will be considered for adoption under the “Legislation – Planning Commission” portion of the agenda.

Councilmember Fults reported that Bill No. 3026 (Authorizes/Approves Participation in Green Community Program) will be considered for adoption under the “Legislation” portion of the agenda.

Councilmember Fults reported that Bill No. 3034 (Approves Record Plat and Escrow Agreements – Arbors at Kehrs Mill, Plat 1) is scheduled for both first and second reading approval under the “Legislation – Planning Commission” portion of the agenda.

Councilmember Fults reported that Bill No. 3035 (Approves Record Plat and Escrow Agreements – Arbors at Kehrs Mill, Plat 2) is scheduled for both first and second reading approval under the “Legislation – Planning Commission” portion of the agenda.

Councilmember Fults announced that the next meeting of this Committee has been scheduled for Thursday, May 7, at 5:30 p.m.

REPORT FROM THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that Staff prepared a list of budget adjustments for the FY2014 Budget. These adjustments are “house-keeping” in nature and include either amendments or re-appropriations of previously approved expenditures to bring the FY2014 Budget in line with actual activity. Councilmember Flachsbart made a motion, seconded by Councilmember Greenwood, to approve these budget amendments. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring reported that Koreana, located at 13456 Olive Blvd., has requested the addition of a Sunday liquor license to sell all kinds of intoxicating liquor by the drink. They currently hold a full liquor license for Monday through Saturday. Mr. Herring reported that, per City policy, this application has been reviewed and is now recommended for approval by both the Planning/Public Services Division and Police Department. Councilmember DeGroot made a motion, seconded by Councilmember Nations, to approve issuance of this liquor license to Koreana. 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 Grissom made a motion, seconded by Councilmember Flachsbart, to direct the City Administrator to schedule a special “Committee-of-the-Whole” meeting to discuss the current City Council Committee process, how Committees and Committee Chairpersons are selected and who can/should coordinate the process in the future. A roll call vote was taken with the following results: Ayes – Hurt, DeGroot, Casey, Nations, Grissom, Greenwood, Fults and Flachsbart. Nays – None. Whereupon Mayor Nation declared the motion passed.

Councilmember Flachsbart stated that a resident has requested three ordinances be considered relative to Sweet Gum Trees. The resident is proposing that the trees be declared hazardous, that homeowners with this type of tree on their front lawn be required to keep the sidewalk clear of gumballs, and that homeowners be required to clean up gumballs within one hour of yard work. Councilmember Flachsbart stated that he will be directing this request to the Planning/Public Works Committee for further review.

LEGISLATION

**BILL NO. 3026 ESTABLISHES A GREEN COMMUNITY PROGRAM;
DESCRIBING THE PROJECTS AND PROGRAMS
AUTHORIZED TO BE FUNDED BY THE PROGRAM; AND
PROVIDING OTHER MATTERS RELATING THERETO.
(SECOND READING; PLANNING AND PUBLIC WORKS
COMMITTEE RECOMMENDS APPROVAL)**

Councilmember Fults made a motion, seconded by Councilmember DeGroot, for the second reading of Bill No. 3026. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3026 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3026 with the following results: Ayes – Casey, Fults, DeGroot, Hurt, Flachsbart, Greenwood, Grissom

and Nations. Nays – None. Whereupon Mayor Nation declared Bill No. 3026 approved, passed it and it became **ORDINANCE NO. 2846.**

BILL NO. 3031 AUTHORIZES THE CITY ADMINISTRATOR TO EXECUTE A TRANSPORTATION ALTERNATIVES FUNDS PROGRAM AGREEMENT WITH THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR CONSTRUCTION OF A NEW PEDESTRIAN BRIDGE OVER INTERSTATE 64 ADJACENT TO CHESTERFIELD PARKWAY EAST (**FIRST READING; PLANNING/PUBLIC WORKS RECOMMENDS APPROVAL**)

Councilmember Fults made a motion, seconded by Councilmember DeGroot, for the first reading of Bill No. 3031. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3031 was read for the first time.

BILL NO. 3032 PERTAINS TO THE ACCEPTANCE OF PORTIONS OF OAK STAND PATH AND WILLOW WEALD PATH AS PUBLIC STREETS IN THE CITY OF CHESTERFIELD (**FIRST READING; PLANNING/PUBLIC WORKS RECOMMENDS APPROVAL**)

Councilmember Fults made a motion, seconded by Councilmember DeGroot, for the first reading of Bill No. 3032. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3032 was read for the first time.

BILL NO. 3033 PERTAINS TO THE ACCEPTANCE OF TODD EVAN TRAIL AS A PUBLIC STREET IN THE CITY OF CHESTERFIELD (**FIRST READING; PLANNING/PUBLIC WORKS RECOMMENDS APPROVAL**)

Councilmember Fults made a motion, seconded by Councilmember DeGroot, for the first reading of Bill No. 3033. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3033 was read for the first time.

LEGISLATION – PLANNING COMMISSION

BILL NO. 3025 AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF A “LLR” LARGE LOT RESIDENTIAL DISTRICT AND AN “NU” NON-URBAN DISTRICT TO A NEW “LLR” LARGE LOT RESIDENTIAL DISTRICT FOR A 35.097 ACRE TRACT OF LAND LOCATED ON THE NORTH SIDE OF WILD HORSE CREEK ROAD WEST OF ITS INTERSECTION OF GREYSTONE MANOR PARKWAY AND EAST OF ITS INTERSECTION WITH TARA OAKS DRIVE (P.Z. 01-2015)

BARAT ACADEMY FOUNDATION [17831, 17815, 17803 WILD HORSE CREEK ROAD] – 18V130099, 18V140098, 18V140065)
(SECOND READING; PLANNING COMMISSION RECOMMENDS APPROVAL)

Councilmember Fults made a motion, seconded by Councilmember DeGroot, for the second reading of Bill No. 3025. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3025 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3025 with the following results: Ayes – DeGroot, Hurt, Fults, Greenwood, Casey, Nations, Grissom and Flachsbart. Nays – None. Whereupon Mayor Nation declared Bill No. 3025 approved, passed it and it became **ORDINANCE NO. 2847**.

BILL NO. 3034 PROVIDES FOR THE APPROVAL OF A RECORD PLAT AND ESCROW AGREEMENTS FOR THE ARBORS AT KEHRS MILL PLAT 1, A 27.055 ACRE TRACT OF LAND ZONED “PUD” PLANNED UNIT DEVELOPMENT DISTRICT LOCATED NORTH OF THE INTERSECTION OF STRECKER ROAD AND CHURCH ROAD (FIRST AND SECOND READINGS; PLANNING COMMISSION RECOMMENDS APPROVAL)

Councilmember Fults made a motion, seconded by Councilmember DeGroot, for the first reading of Bill No. 3034. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3034 was read for the first time.

Councilmember Fults made a motion, seconded by Councilmember DeGroot, for the second reading of Bill No. 3034. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3034 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3034 with the following results: Ayes – Flachsbart, Hurt, Fults, Casey, DeGroot, Greenwood, Grissom and Nations. Nays – None. Whereupon Mayor Nation declared Bill No. 3034 approved, passed it and it became **ORDINANCE NO. 2848**.

BILL NO. 3035 PROVIDES FOR THE APPROVAL OF A RECORD PLAT AND ESCROW AGREEMENTS FOR THE ARBORS AT KEHRS MILL PLAT 2, A 31.093 ACRE TRACT OF LAND ZONED “PUD” PLANNED UNIT DEVELOPMENT DISTRICT LOCATED NORTH OF THE INTERSECTION OF STRECKER ROAD AND CHURCH ROAD (FIRST AND SECOND READINGS; PLANNING COMMISSION RECOMMENDS APPROVAL)

Councilmember Fults made a motion, seconded by Councilmember DeGroot, for the first reading of Bill No. 3035. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3035 was read for the first time.

Councilmember Fults made a motion, seconded by Councilmember DeGroot, for the second reading of Bill No. 3035. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3035 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 3035 with the following results: Ayes – Casey, Fults, Greenwood, Hurt, DeGroot, Flachsbart, Nations and Grissom. Nays – None. Whereupon Mayor Nation declared Bill No. 3035 approved, passed it and it became **ORDINANCE NO. 2849**.

ADJOURNMENT

Mayor Nation entertained a motion to adjourn the City Council meeting and reconvene into Executive Session. Councilmember Flachsbart made a motion, seconded by Councilmember DeGroot, to go into closed session, pursuant to RSMo 610.021(1) for the purpose of allowing for confidential communication among the City Attorney and the City's elected officials, regarding negotiated contracts and other matters. A roll call vote was taken with the following results: Ayes – Flachsbart, Grissom, DeGroot, Greenwood, Hurt, Casey, Fults and Nations. Nays – None. Whereupon Mayor Nation declared the motion passed.

There being no further business to discuss, Mayor Nation adjourned the meeting at 7:37 p.m.

Mayor Bob Nation

ATTEST:

Vickie J. Hass, City Clerk