City of Chesterfield

RECORD OF PROCEEDING

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

JULY 20, 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 June 15, 2015 City Council meeting were submitted for approval. Councilmember Grissom made a motion, seconded by Councilmember Greenwood, to approve the City Council minutes. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

The minutes of the July 7, 2015 Committee of the Whole Meeting were submitted for approval. Councilmember Greenwood made a motion, seconded by Councilmember Nations, to approve the Committee of the whole 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, August 3, at 7 p.m.

COMMUNICATIONS AND PETITIONS

Ms. Darcy Capstick, Chairperson of the Citizens Committee for the Environment (CCE), along with various other members of CCE, recognized the Long family of Chesterfield for a Green Team designation for their contributions and assistance with CCE efforts.

Ms. Allison Harris, 36 Shady Valley Drive, spoke on behalf of the River Valley Drive Task Force and the neighborhoods of River Bend, and gave a brief update on the status of the River Valley Drive closure project.

Ms. Susan Weitzel, 14975 Green Circle Drive, spoke in favor of the Broadmoor Condominium Neighborhood Improvement District (NID).

Ms. Mary Brown, 62 Chesterfield Lakes Road, gave a brief update on Art Unleashed (formerly known as Chesterfield Arts). She also thanked the City for their co-sponsorship of a successful joint venture to benefit the City's public arts program and Art Unleashed.

Mr. Bill Remis, 16090 Swingley Ridge Road, stated he was available to answer questions related to Bill No. 3041 (P.Z. 03-2015 – Sachs Properties [The Grove in Chesterfield]).

APPOINTMENTS

Mayor Nation nominated Mr. Guy Tilman, 15274 Brightfield Manor Drive (Ward II), to serve as a member of the Planning Commission. He noted that, per City Council policy, Mr. Tilman was interviewed by the P/PW Committee of City Council and that committee, along with the Ward 2 Councilmembers, had unanimously endorsed his appointment. Councilmember Grissom made a motion, seconded by Councilmember Nations, to approve this appointment. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Mr. Tilman's initial term will expire June 3, 2019.

Mayor Nation nominated Ms. Melissa Heberle, 248 Brixham Drive (Ward I), for re-appointment to the Board of Adjustment. Councilmember Flachsbart made a motion, seconded by Councilmember Greenwood, to approve this re-appointment. A voice vote

was taken with a unanimous affirmative result and the motion was declared passed. Ms. Heberle's new five-year term will expire June 1, 2020.

Mayor Nation nominated Mr. Leon Kravetz, 14080 Cross Trails Drive (Ward I), for re-appointment to the Board of Adjustment. Councilmember Greenwood made a motion, seconded by Councilmember Flachsbart, to approve this re-appointment. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Mr. Kravetz's new five-year term will expire June 1, 2020.

Mayor Nation nominated Ms. Debbie Midgley, 1456 Timberlake Manor Parkway (Ward III), for re-appointment to the Planning Commission. Councilmember Casey made a motion, seconded by Councilmember Hurt, to approve this re-appointment. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Ms. Midgley's new four-year term will expire June 3, 2019.

Mayor Nation nominated Mr. Steven Wuennenberg, 1571 Foxham Drive (Ward III), for re-appointment to the Planning Commission. Councilmember Hurt made a motion, seconded by Councilmember Casey, to approve this re-appointment. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Mr. Wuennenberg's new four-year term will expire June 3, 2019.

COUNCIL COMMITTEE REPORTS

Finance and Administration Committee

Councilmember Barry Flachsbart, Chairperson of the Finance and Administration Committee, reported that Bill No. 3043 (Broadmoor Condominium Neighborhood Improvement District [NID]) will be read for the first time under the "Legislation" portion of the agenda.

Councilmember Flachsbart made a motion, seconded by Councilmember Greenwood, to withdraw Resolution No. 414 (Amendment to Vacation Policy re: Employees with 25+ Years of Service) from the agenda. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Flachsbart reported that Bill No. 3040 (Proposed increase to Mayor's Compensation) will be read for the first time under the "Legislation" portion of the agenda.

Councilmember Flachsbart reported that Bill No. 3042 (Re-Adopts requirements re: Conflict of Interest) will be read for the first time under the "Legislation" portion of the agenda.

Councilmember Flachsbart announced that the next meeting of this Committee has been scheduled for Monday, July 27, at 5:30 p.m.

Planning/Public Works Committee

Councilmember Connie Fults, Chairperson of the Planning/Public Works Committee, made a motion, seconded by Councilmember Flachsbart, to approve the Recommendation re: Chesterfield Commons Six, Lot 7B (Courtyard by Marriott) Amended Site Development Section Plan. A voice vote was taken with an affirmative result (Councilmember Greenwood voted "No") and the motion was declared passed.

Councilmember Fults made a motion, seconded by Councilmember Casey, to approve the Recommendation re: T.S.P. 50-2015 – Sprint (16090 Swingley Ridge Road). A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Councilmember Fults reported that Bill No. 3041 (P.Z. 03-2015 – Sachs Properties [The Grove in Chesterfield]) will be read for the first time under the "Legislation – Planning Commission" portion of the agenda.

Councilmember Fults announced that the next meeting of this Committee has been scheduled for Thursday, July 23, at 5:30 p.m.

Committee-of-the-Whole

President Pro Tem Connie Fults reported that Bill No. 3044 (Establishes rules/regulations re: City Council Committees) will be read for the first time under the "Legislation" portion of the agenda.

REPORT FROM THE CITY ADMINISTRATOR

City Administrator Mike Herring reported that Weber's Front Row, located at 101 Chesterfield Towne Center, has requested a new liquor license, to sell all kinds of liquor by the drink and Sunday sales. 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 Casey made a motion, seconded by Councilmember Grissom, to approve issuance of a new liquor license to Weber's Front Row. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring reported that Sushi Ai, located at 414 THF Blvd., has requested a new liquor license, to sell all kinds of liquor by the drink and Sunday sales. 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 Casey made a motion, seconded by Councilmember Grissom, to approve issuance of a new liquor license to Sushi Ai. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring reported that the City coordinates the process by which salt is purchased/delivered to all members of the St. Louis Metro Branch APWA Salt Cooperative, which includes 51 cities and 6 school districts. Based upon review of information provided by Public Works Director/City Engineer Jim Eckrich, Mr. Herring joined with him in recommending that City Council accept the low bids submitted by Compass Materials (salt - $49.23/ton) and Beelman Logistics, LLC. (unloading/delivery - $8.62/ton). Councilmember Greenwood made a motion, seconded by Councilmember Nations, to award a contract to Compass Materials/Beelman Logistics, LLC, at a total price of $57.85/ton. A voice vote was taken with an affirmative result (Councilmember Flachsbart abstained) and the motion was declared passed.

Mr. Herring reported that Staff is recommending approval of a contract to Kuesel Excavating Company to repair a portion of the Riparian Trail that is experiencing significant channel erosion and bank incising which are threatening area utilities, the creek bank, and the Riparian Trail itself. 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 Kuesel Excavating Company in an amount not to exceed $765,000. In addition, Mr. Eckrich's /Staff's recommendation also includes payment of $31,285 to the Stream Stewardship Trust Fund, as required by the Corps of Engineers, as well as authorization for Staff to enter into an agreement with Intuition and Logic, totaling $25,150, for "testing, observation and inspection services". Intuition and Logic designed and prepared the bid specifications for this project. The total cost of $821,435, is well below the $1 million contained within the FY2015 Capital Improvement Sales Tax budget and involves no grant funding from any source. Councilmember Flachsbart made a motion, seconded by Councilmember Greenwood, to award a contract to Kuesel Excavating Company in an amount not to exceed $765,000 in addition to the two additional amounts for a total not to exceed $821,435. A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Mr. Herring asked for approval of Resolution No. 415, which re-appoints City Clerk Vickie Hass to a four-year term, effective August 11, 2015. Councilmember Flachsbart made a motion, seconded by Councilmember Greenwood, to adopt Resolution No. 415. 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

There was no new business.

LEGISLATION

BILL NO. 3043 ESTABLISHES THE BROADMOOR CONDOMINIUMS NEIGHBORHOOD IMPROVEMENT DISTRICT **(FIRST READING - FINANCE AND ADMINISTRATION COMMITTEE RECOMMENDS APPROVAL)**

Councilmember Flachsbart made a motion, seconded by Councilmember Hurt, for the first reading of Bill No. 3043. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3043 was read for the first time.

BILL NO. 3040 REPEALS ORDINANCE NUMBER 350, IN PART, AND SUBSTITUTING A NEW ORDINANCE ESTABLISHING MAXIMUM COMPENSATION FOR THE MAYOR AND THE EFFECTIVE DATES THEREOF **(FIRST READING – FINANCE AND ADMINISTRATION COMMITTEE RECOMMENDS APPROVAL)**

Councilmember Flachsbart made a motion, seconded by Councilmember DeGroot, for the first reading of Bill No. 3040. A roll call vote was taken with the following results: Ayes – Flachsbart and DeGroot. Nays – Casey, Nations, Greenwood, Grissom, Fults and Hurt. Whereupon Mayor Nation declared the first reading of Bill No. 3040 failed.

BILL NO. 3042 RE-ADOPTS THE PROCEDURE ESTABLISHED IN ORDINANCE NO. 605 OF THE CITY OF CHESTERFIELD AS THE PROCEDURE FOR DISCLOSURE OF CONFLICTS FOR CERTAIN MUNICIPAL OFFICIALS **(FIRST READING - FINANCE AND ADMINISTRATION COMMITTEE RECOMMENDS APPROVAL)**

Councilmember Flachsbart made a motion, seconded by Councilmember Greenwood, for the first reading of Bill No. 3042. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3042 was read for the first time.

BILL NO. 3044 REPEALS ORDINANCE NUMBER 467, AMENDING ORDINANCE NO. 12 IN PART, AND SUBSTITUTING A NEW ORDINANCE ESTABLISHING NEW RULES AND REGULATIONS IN REGARDS TO THE CITY OF CHESTERFIELD'S STANDING COMMITTEES **(FIRST READING – COMMITTEE-OF-THE-WHOLE RECOMMENDS APPROVAL)**

Councilmember Fults made a motion, seconded by Councilmember DeGroot, for the first reading of Bill No. 3044. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3044 was read for the first time.

LEGISLATION – PLANNING COMMISSION

BILL NO. 3041 AMENDS THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF A "C8" PLANNED COMMERCIAL DISTRICT TO A "UC" URBAN CORE DISTRICT FOR A 3.6 ACRE TRACT OF LAND LOCATED SOUTHEAST OF THE INTERSECTION OF CHESTERFIELD PARKWAY WEST AND JUSTUS POST ROAD (P.Z. 03-2015, SACHS PROPERTIES (THE GROVE IN CHESTERIFIELD - 19S431691 AND 19S430579) **(FIRST READING - PLANNING COMMISSION RECOMMENDS APPROVAL)**

Councilmember Fults made a motion, seconded by Councilmember DeGroot, for the first reading of Bill No. 3041. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 3041 was read for the first time.

Councilmember Flachsbart made a motion, seconded by Councilmember Nations, to amend Bill No. 3041 by adding subparagraph 2e of section 1, subsection A (Permitted Uses) to Attachment A. A roll call vote was taken with the following results: Ayes – Hurt, Flachsbart and Greenwood. Nays – DeGroot, Casey, Fults, Grissom and Nations. Whereupon Mayor Nation declared the amendment failed.

ADJOURNMENT

Mayor Nation recognized Scouts in attendance and invited them to stay after the meeting, to ask any questions they may have.

There being no further business to discuss, Mayor Nation adjourned the meeting at 7:54 p.m.

Bob Nation

Mayor Bob Nation

ATTEST:

Vickie J. Hass

Vickie J. Hass, City Clerk