



RECORD OF PROCEEDING

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

DECEMBER 3, 2012

The meeting was called to order at 7:05 p.m.

Mayor Bruce Geiger 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 Bruce Geiger
Councilmember Barry Flachsbart
Councilmember Matt Segal
Councilmember Derek Grier
Councilmember G. Elliot Grissom
Councilmember Mike Casey
Councilmember Randy Logan
Councilmember Bob Nation
Councilmember Connie Fults

PRESENTATION

Mayor Geiger presented a Proclamation to Ms. Mirae Bunnell, thanking her for her generous donation to the “Living Legacy” program that benefits Eberwein Dog Park.

APPROVAL OF MINUTES

The minutes of the November 19, 2012 City Council meeting were submitted for approval. Councilmember Grissom made a motion, seconded by Councilmember Segal, 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 Geiger announced that candidate filing for the Office of Mayor and Councilmember, in each of the four wards, begins at 8:00 a.m., on Tuesday, December 11. Mayor Geiger said that his current term and the current terms for the following Councilmembers will expire in April, 2013: Matt Segal – Ward I; Derek Grier – Ward II; Randy Logan – Ward III; and Bob Nation – Ward IV.

Mayor Geiger announced that the next meeting of City Council has been scheduled for Monday, January 7, at 7 p.m.

Mayor Geiger wished “Happy Holidays” to everyone in attendance.

COMMUNICATIONS AND PETITIONS

Mr. Douglas Byrd, Premier Civil Engineering, stated he is representing Keith and Donna Strope, and was available to answer questions on Bill No. 2915 (Approves a Boundary Adjustment Plat - Lots 1 & 2 of Adjusted Lot A – P.B. 205, Page 84 – West side of Wilson Avenue, North of Falling Leaves Drive).

APPOINTMENTS

There were no appointments.

COUNCIL COMMITTEE REPORTS

Finance and Administration Committee

Councilmember Matt Segal, Chairperson of the Finance and Administration Committee, made a motion, seconded by Councilmember Flachsbart, to approve **Resolution No. 395** (Adopts FY2013 Budget). A voice vote was taken with a unanimous affirmative result and the motion was declared passed.

Public Health and Safety Committee

Councilmember Derek Grier, Chairperson of the Public Health & Safety Committee, reported that Bill No. 2909 (Amends “Dangerous Animals” ordinance) and Bill No. 2911 (Amends ordinances regarding traffic enforcement on private streets) will be considered

for SECOND READING approval and adoption under the “Legislation” portion of the Agenda.

Planning and Public Works Committee

Councilmember Randy Logan, Chairperson of the Planning and Public Works Committee, reported that Bill No. 2912 (P.Z. 11-2012, Stages St. Louis, 1023 Chesterfield Parkway East) and Bill No. 2913 (Extends timeframe for OPEN HOUSE signs) will be considered for SECOND READING approval and adoption under the “Legislation – Planning Commission” portion of the Agenda.

Councilmember Logan next reported that Bill No. 2914 (Provides for restricted parking on Amiot Court) will be considered for SECOND READING approval and adoption under the “Legislation” portion of the Agenda.

Councilmember Logan next reported that Bill No. 2915 (Approves a Boundary Adjustment Plat - Lots 1 & 2 of Adjusted Lot A – P.B. 205, Page 84 – West side of Wilson Avenue, North of Falling Leaves Drive) is scheduled for both first and second reading approval, under the “Legislation – Planning Commission” portion of the Agenda.

Councilmember Logan next reported that Bill No. 2916 (Authorizes City Administrator to execute an AGREEMENT with MoDOT re: PHASE 2 of Appalachian Trail Reconstruction Project, from Beaver Creek Drive to White Road) will be read for the first time under the “Legislation” portion of the Agenda.

Councilmember Logan announced that the December 6th meeting of this Committee has been cancelled and the next meeting is scheduled for Thursday, January 10, at 5:30 p.m.

REPORT FROM THE CITY ADMINISTRATOR

Mr. Herring noted that he had nothing to submit for City Council’s review/approval, at tonight’s meeting.

NEW BUSINESS

There was no new business.

LEGISLATION

BILL NO. 2909 AMENDS SECTIONS 5-52 AND 5-57 OF THE CODE OF ORDINANCES OF THE CITY OF CHESTERFIELD, MISSOURI, RELATING TO DANGEROUS ANIMALS (SECOND READING; PUBLIC HEALTH & SAFETY COMMITTEE RECOMMENDS APPROVAL)

Councilmember Grier made a motion, seconded by Councilmember Flachsbart, for the second reading of Bill No. 2909. A voice vote was taken with an affirmative result (7-1 – Councilmember Casey voted “No”) and the motion was declared passed. Bill No. 2909 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2909 with the following results: Ayes – Logan, Grier, Nation, Grissom, Fults, Segal and Flachsbart. Nays – Casey. Whereupon Mayor Geiger declared Bill No. 2909 as approved. Mayor Geiger stated he has concerns about Bill No. 2909 and does not intend to sign this bill. However, he does not intend to VETO this legislation. He then stated that Bill No. 2909 will become **Ordinance No. 2728** and will take effect on January 7, 2013, which is the date of the next City Council meeting.

BILL NO. 2911 PROVIDES FOR REVISION OF 18-44 PERTAINING TO TRAFFIC ON PRIVATE STREETS AND PRIVATE PARKING LOTS (SECOND READING; PUBLIC HEALTH & SAFETY COMMITTEE RECOMMENDS APPROVAL)

Councilmember Grier made a motion, seconded by Councilmember Grissom, for the second reading of Bill No. 2911. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2911 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2911 with the following results: Ayes – Grier, Flachsbart, Casey, Grissom, Logan, Fults, Nation and Segal. Nays – None. Whereupon Mayor Geiger declared Bill No. 2911 approved, passed it and it became **ORDINANCE NO. 2729**.

[Mayor Geiger next noted that multiple members of Chesterfield Arts Board of Directors were in attendance. He pointed out that the proposed FY2013 Budget had been approved, via the approval of Resolution No. 395. Contained within said budget is an appropriation for Chesterfield Arts, which is increasing by \$25,000, this coming year. Ms. Debbie Franke, President of the Board of Chesterfield Arts, speaking on behalf of Stacey Morse, Executive Director of Chesterfield Arts, expressed her appreciation to Mayor Geiger and the City Councilmembers for their contribution and support of Chesterfield Arts.]

[Mayor Geiger recognized the following Scouts in attendance: Mike Rueckert, Sam Thompson, Daniel Thompson, and Karl Frank from Troop #597, who are all working on their “Communications” badge; John Pruitt from Troop #805, who is working on his “Citizenship in the Community” badge; Trey Hacala from Troop #677, who is working on his “Citizenship in the Community” badge and Cole Hintz from Troop #677, who is working on his “Citizenship in the Community” badge and his “Communications” badge. Mayor Geiger invited the Boy Scouts to meet with him, following the meeting, with any questions they might wish to ask.]

BILL NO. 2914 AMENDS ORDINANCE NUMBER 35 SCHEDULE IX OF THE ORDINANCES OF THE CITY OF CHESTERFIELD BY ADDING PROVISIONS THERETO TO RESTRICT PARKING ON AMIOT COURT (**SECOND READING PLANNING AND PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL**)

Councilmember Logan made a motion, seconded by Councilmember Flachsbart, for the second reading of Bill No. 2914. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2914 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2914 with the following results: Ayes – Fults, Grissom, Flachsbart, Logan, Grier, Nation, Segal and Casey. Nays – None. Whereupon Mayor Geiger declared Bill No. 2914 approved, passed it and it became **ORDINANCE NO. 2730**.

BILL NO. 2916 AUTHORIZES THE CITY ADMINISTRATOR TO EXECUTE A SURFACE TRANSPORTATION PROGRAM AGREEMENT WITH THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION REGARDING THE RECONSTRUCTION OF APPALACHIAN TRAIL PHASE 2 FROM BEAVER CREEK DRIVE TO WHITE ROAD (**FIRST READING; DEPARTMENT OF PUBLIC SERVICES RECOMMENDS APPROVAL**)

Councilmember Logan made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2916. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2916 was read for the first time.

LEGISLATION – PLANNING COMMISSION

BILL NO. 2912 AMENDS ST. LOUIS COUNTY ORDINANCE 8801, 9149, 9273, 9984, AND 12338 TO AMEND THE ZONING ORDINANCE OF THE CITY OF CHESTERFIELD BY CHANGING THE BOUNDARIES OF AN AREA COVERED BY A “C8” PLANNED COMMERCIAL DISTRICT TO A “PC” PLANNED COMMERCIAL DISTRICT FOR A 2.174 ACRE TRACT OF LAND LOCATED AT THE SOUTHWEST CORNER OF EAST CHESTERFIELD PARKWAY AND SWINGLEY RIDGE ROAD (P.Z. 11-2012 STAGES ST. LOUIS {1023 E CHESTERFIELD PARKWAY} 18S331347) (**SECOND READING; PLANNING COMMISSION RECOMMENDS APPROVAL**)

Councilmember Logan made a motion, seconded by Councilmember Casey, for the second reading of Bill No. 2912. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2912 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2912 with the following results: Ayes – Grissom, Grier, Casey, Segal, Fults, Logan, Nation and Flachsbart. Nays – None. Whereupon Mayor Geiger declared Bill No. 2912 approved, passed it and it became **ORDINANCE NO. 2731**.

BILL NO. 2913 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 (**SECOND READING; PLANNING AND PUBLIC WORKS COMMITTEE RECOMMENDS APPROVAL**)

Councilmember Logan made a motion, seconded by Councilmember Grier, for the second reading of Bill No. 2913. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2913 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2913 with the following results: Ayes – Casey, Grier, Flachsbart, Logan, Fults, Nation, Grissom and Segal. Nays – None. Whereupon Mayor Geiger declared Bill No. 2913 approved, passed it and it became **ORDINANCE NO. 2732**.

BILL NO. 2915 PROVIDES FOR THE APPROVAL OF A BOUNDARY ADJUSTMENT PLAT FOR LOT 1 & 2 OF A RESUBDIVISION OF ADJUSTED LOT A OF BOUNDARY ADJUSTMENT PLAT, P.B. 205 PG. 84, LOCATED ON THE WEST SIDE OF WILSON AVENUE, NORTH OF FALLING LEAVES DRIVE (**FIRST AND SECOND READINGS; DEPARTMENT OF PUBLIC SERVICES RECOMMENDS APPROVAL**)

Councilmember Logan made a motion, seconded by Councilmember Casey, for the first reading of Bill No. 2915. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2915 was read for the first time.

Councilmember Logan made a motion, seconded by Councilmember Casey, for the second reading of Bill No. 2915. A voice vote was taken with a unanimous affirmative result and the motion was declared passed. Bill No. 2915 was read for the second time. A roll call vote was taken for the passage and approval of Bill No. 2915 with the following results: Ayes – Nation, Grier, Grissom, Logan, Segal, Flachsbart, Fults and Casey. Nays – None. Whereupon Mayor Geiger declared Bill No. 2915 approved, passed it and it became **ORDINANCE NO. 2733**.

ADJOURNMENT

There being no further business to discuss, Mayor Geiger adjourned the meeting at 7:22 p.m.

Mayor Bruce Geiger

ATTEST:

Judith A. Naggiar, City Clerk