

## UNAPPROVED CHESTERFIELD NEWSLETTER 49



November 7, 2013

By John Hoffmann

### **SON OF LEGENDARY ST. LOUIS MAYOR GETS SEVEN YEARS FOR FELONY DRUNK DRIVING IN TOWN AND COUNTRY AND CHESTERFIELD PLUS 30 DAYS FOR ASSAULTING A CHESTERFIELD COP AT HIS MOTHER'S HOME:**

This is a preview of our upcoming Holiday Drunks and Thieves report. We were researching cases when the last name of Cervantes got our attention. The initial sentence of a 7 year jail sentence by long time County Judge Robert Cohen really got our attention even if Cohen only required four months in prison before another probation period would start.



Former Mayor A.J. Cervantes. Brett's Town and Country Mug Shot. Brett in his Chesterfield mug shot.

**Cervantes was arrested for first felony DWI on February 12, 2011.** At the time he was living with his 88-year-old mother and the former first lady of St. Louis, Carmen Cervantes, at 15317 Oaktree Estates in Chesterfield. To file a Felony-DWI charge against a person they must have at least two prior convictions for DWI.

Town and Country Police Officer Paul Wilson observed Cervantes, 53, driving a 2003 cream color Jaguar (at least he was trying to fit in West County) on westbound I-64

around Maryville Center at 1:47am. Wilson observed that Cervantes kept weaving in and out of the center lane. After the fourth time the Jaguar weaved into the curb lane Wilson tried to pull the car over. Cervantes continued until he exited I-64 in Chesterfield where he stopped.

Before Officer Wilson could exit his patrol car, Cervantes got out of the Jaguar, but stumbled and had to use the door for balance. Wilson found that Cervantes had all the typical signs of intoxication, bloodshot eyes, odor of booze on his breath, slurred speech and no balance.

Cervantes denied that he had been drinking. Wilson reported that he became belligerent and refused to take any field sobriety tests. He was arrested for DWI.

Inside the car, an assisting officer found a cup of liquid with ice cubes. The liquid was tested and found to contain alcohol.

At the police station Wilson determined that Cervantes had been arrested and convicted of DWI in Ladue in 2000 and in Ballwin in 2009. A third DWI is normally a felony charge.

Cervantes refused to take a breath test. This automatically revoked his license, but there is an appeal period that can be a drawn out affair.

Since Officer Wilson was now dealing with a felony he completed an application for a search warrant to get a forced blood draw from Cervantes. At 3:40am Wilson was at the home of a County judge who signed a search warrant. At 4:40 or three hours after he first spotted Cervantes driving, Wilson obtained two vials of blood for an alcohol test from Cervantes, who had been taken to St. John's Hospital (before the name change to Mercy). He then waited another hour to be able to draw two more vials of blood for a drug test.

During the wait for the blood draws Cervantes finally admitted that he had been drinking earlier in the evening but was no longer intoxicated. He was wrong.

The County Police Crime Lab tests of the blood drawn at 4:40am showed Cervantes's BAC was .22%. The drug tests from blood drawn at 5:50am showed Cervantes had both Diazepam and Nordiazepam in his blood.

Diazepam is more commonly known as Valium and a standard warning is that it should not be used with alcohol consumption.

Nordiazepam is also a muscle relaxer and sedative and should not be used with alcohol. It is beginning to look like Officer Wilson basically removed a ticking time bomb from the streets.

The legal system dragged its heels for over 11 months and Cervantes would meet the police again before going to court on the Town and Country DWI.

**Motherly Loves only goes so far:** Cervantes' next arrest came when his mother was so frightened of him in a combative intoxicated state that she called the police at 6:10pm on January 25, 2012. Officer Craig Friemel was dispatched to Carmen Cervantes' home on Oaktree Estates Drive off of Shoettler Road in Chesterfield. The dispatcher advised that "the caller's son is becoming violent."

When Friemel arrived at the house he could hear a male yelling inside the house despite him ringing the doorbell and knocking loudly on the door.

Finally Brett Cervantes answered the door and told Officer Friemel that his mom was "getting upset." Friemel reported that Cervantes was very intoxicated.

Friemel reported that he found Mrs. Cervantes in another room and her personal assistant Susan Kamman standing by the garage door shaking and appearing to be very frightened. Kamman said Brett was very intoxicated and had been yelling at them for the last hour.

Once Officer Todd Lantz arrived on the scene to keep Cervantes from leaving, Friemel learned from Mrs. Cervantes that her son had moved in with her one-and-half years earlier. She said he was an alcoholic and had gone into treatment several times. She said she was frightened and wanted her son arrested and taken to jail so he could sober up.

Mrs. Cervantes said if her son would agree to go downstairs to his bedroom and go to sleep she would not press charges. Friemel took Cervantes to the basement and explained if he would stay downstairs his mother would not press charges. He refused and began yelling that it was his house.



Mrs. Carmen Cervantes lights a birthday candle for her husband, Mayor Alphonso J. Cervantes in 1968. Photo by Globe-Democrat Photographer Jack Fahland

Frimel placed him under arrest for Peace Disturbance and Domestic Assault. That did not go well and Officer Lantz had to assist Frimel. Cervantes resisted being handcuffed and the officers put him down on the floor. He went face first and his nose began bleeding. He refused to put on shoes or walk up the stairs to the first floor and had to be carried or dragged by the officers. He tried to get away from the officers and go toward his mother but failed. Once outside he began spitting blood on Officer Frimel. He was charged with Peace Disturbance and Assault on a Law Enforcement Officer.

Cervantes was cited and released the next day on bond. He then failed to appear in city court, which was a big mistake since the city prosecutor Tim Englemeyer and Judge Rick Brunk do their best to never convict anyone of anything. But you have to show up to get the special treatment. An arrest warrant was issued against Cervantes for Failure to Appear.

On July 26, 2012 at 1:10pm Officer Cerna stopped Cervantes driving near his mother's subdivision and arrested him. The charges would later be transferred to St. Louis County Circuit Court.

**COURT DAY FOR FIRST DWI:** On February 19, 2013 Cervantes pled guilty to the Town and Country Felony DWI case and was sentenced by Judge Cohen to 4-years in prison. The Chesterfield Peace Disturbance and Assault on a Police Officer cases were still pending. However Judge Cohen waived the entire prison time and placed Cervantes on 5-years probation. Cohen apparently felt two prior DWI probation sentences were not enough for Cervantes and he deserved a third one, despite being in

his mid-50s and perfectly willing to mix high impact sedative drugs with high levels of alcohol and then drive a car.

**So much for brotherly love...the next Chesterfield arrest:** The next thing in the continuing saga of the demise of Brett Cervantes came 38 days after being given the probation term by Judge Cohen.

At 10:51pm on Friday March 29, 2013 Officer David Krumm while patrolling I-64 observed a Jeep weaving from the far right lane into the center lane and then onto the shoulder. He tried to stop the Jeep but the driver exited I-64/Hwy 40 at Boone's Crossing before pulling over.

Krumm told Cervantes why he stopped him and Cervantes said he was unfamiliar with the vehicle as he was driving that it belonged to the 47-year-old passenger, Dawn Miller of Farmington, MO.

Krumm reported Cervantes appeared to be intoxicated. Krumm asked for Cervantes' driver's license which was currently revoked due to his refusal to take a breath in the Town and Country. Cervantes said he didn't have his license with him, although Krumm could see the outline of a wallet in Cervantes' back pocket.

When Officer Krumm asked him for his full name, date of birth and social security number, Cervantes gave his name as that of his older brother Barry Cervantes and then his own date of birth in 1957.

Unfortunately the Social Security Number Cervantes gave as Barry's was in the police computer system and belonged to someone else who born in 1971, 17 years after Barry Cervantes. A further check on the name of Barry Cervantes found a drivers' license under that name to a person born in 1954 and not in 1957.

Officer Krumm reported he noticed a bugle around Cervantes ankle and mentioned it. Cervantes claimed it was an injury. In fact it was a monitoring device from Probation and Parole.

Cervantes then admitted he had lied and gave his true name. Krumm then found out that Cervantes's license was revoked and he had an outstanding bad check warrant in Jefferson City.

He was arrested for yet another DWI. This time he took the breath test at the station that showed his BAC to be .11%, remarkably low for Cervantes, but still well over the legal limit to drive a car.

By the summer of 2013 the Chesterfield Peace Disturbance and cop assault case had been sent to Judge Cohen. On August 15 Cervantes pled guilty to the Peace Disturbance and Assault cases and was given a 30-day jail sentence and credit for time already served waiting for trial.

Cervantes was back on August 29, 2013 and pled guilty again this time to the Chesterfield felony-DWI. Judge Cohen revoked his probation on the Town and Country case with the 4-year sentence. He then sentenced him to 7-years in the Department of Corrections, but stayed all but four months of that sentence.

So just before New Year's Eve Cervantes should be back on the streets with 80 months still left on his latest prison sentence. We just hope that no one gets hurt.

THE ARREST REPORTS ON ALL THREE OF THESE CASES ARE POSTED ON OUR WEBSITE <http://johnhoffmann.net>.

A person familiar with the Cervantes family said Brett, the younger brother, was a strange guy and a bad apple.

Someone asked what he did. From the all the court filings I found, Brett would open a business, then stop paying rent and employee withholding taxes. There are multiple lawsuits against him from various landlords for back rent and the State of Missouri over delinquent back taxes. The bad check charge is still pending in the Cole County Circuit Court in Jefferson City. He has been sued 32 times for non-payment or back taxes.

Some Fox Theater goers might remember one of Cervantes failed projects, The Tuxedo Room, restaurant and nightclub located in the Grand Center. Musician friends of mine say the place lasted less than a year.

**T-FED IS CHARGED AGAIN:** Yes, Theodore G. Federer was been charged with a new crime. Of course that should surprise no one. Federer, 21, known as T-Fed, who lives at home with his parents at 17927 White Robin Court in Chesterfield, normally is charged with at least two crimes a year and often more.

Earlier in May of 2013 T-Ted was arrested by the Ellisville Police for Speeding, Driving on a Revoked License, DWI, Possession of Marijuana, Driving with an Open Container. T-Fed was on probation at the time for a 2011 DWI arrest in Camden County that involved an injury accident. The Ellisville prosecutor and judge went ahead and gave him probation on the DWI despite his already being on probation for DWI. After we publicized this Mayor Adam Paul and the Ellisville City Council fired the prosecuting attorney. This followed three arrests by Chesterfield Police in three consecutive months in 2012.

**Brotherly Love:** The current case dates date to December 13, 2012 when T-Fed's younger brother, Jason Federer was arrested at the Ameristar Casino trying to enter the gambling floor as a minor. Jason pled guilty to the charge on August 26 and was given a one-year probation sentence. The new charging document against T-Fed shows the date of his offense of Aiding a Person Under 21 to Enter a Gambling Boat, was also on 12/13/12, leading us to believe he was helping his kid brother to try and lose money on the floor of a casino. Of course once you get on the floor of a casino, you also get to drink.



T-Fed's latest Facebook photo. Two classic T-Fed Facebook photos. Chesterfield PD Mugshot

Here is T-Fed's current rap sheet that we have been able to put together.

- 10/29/13 Aid a Person Under 21 To Enter Gambling Boat Mo Gaming Comm Enforcement Section
- 08/09/13 Probation Violation and Revocation Camden County
- 05/18/13 Driving While Intoxicated Ellisville PD
- 05/18/13 Driving on Revoked License Ellisville PD
- 05/18/13 Speeding Ellisville PD
- 05/18/13 Failure to Show Proof of Insurance Ellisville PD
- 05/18/13 Open Container of Alcohol w/driving Ellisville PD
- 05/18/13 Possession of Marijuana Ellisville PD
- 11-02-12 State of Missouri files Forfeiture Papers St. Louis County Prosecutor
- 10-23-12 2001 Audi and \$8,975 in cash seized St. Louis County Police as profits of illegal activity
- 08-25-12 Attempt to Purchase Liquor by a Minor Missouri Highway Patrol Montgomery County Missouri
- 03-29-12 Stealing Chesterfield PD
- 03-29-12 Destruction of Property Chesterfield PD

02-13-12 Minor in Possession of Liquor Chesterfield PD  
02-13-12 Give false Information to Police Chesterfield PD  
01-11-12 Stealing Chesterfield PD  
01-11-12 Minor in Possession of Liquor Chesterfield PD  
09-03-11 Attempt to Purchase Liq by Minor Camden County Sheriff's Office  
09-03-11 Driving While Intoxicated Camden County Sheriff's Office  
07-04-11 Minor Intoxicated Missouri Water Patrol  
09-03-10 Speeding (20 Over PG 5 days jail) Livingston Co Sheriff's Office  
10-08-08 Impeding Traffic Town and Country PD

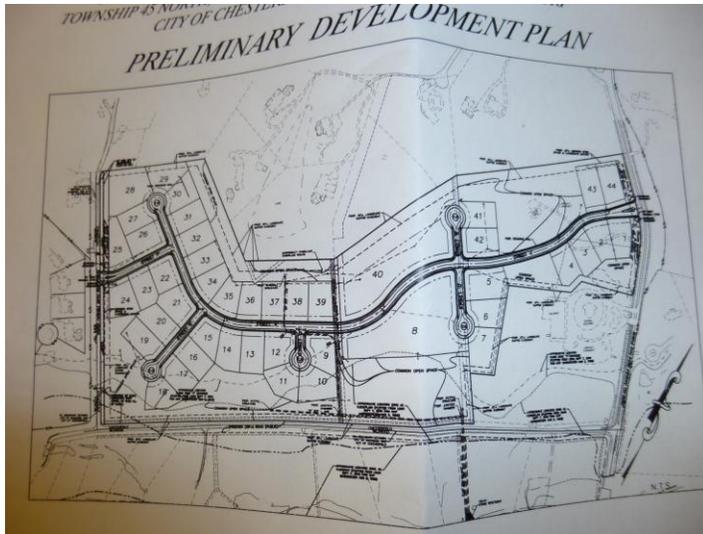
## **COUNCILMAN MIKE CASEY PULLS THE ARBORS AT KEHRS MILL**

**PROJECT FROM THE GRAVE:** Four days after Halloween Ward-3 Councilman Mike Casey was still dressed as a goul and he went to the grave of the Arbors at Kehrs Mill subdivision rezoning plans where it had been placed at the last City Council meeting on October 21.

While it appeared that the project was on the fast track to be approved, at the October 7 meeting the developers, McBride and Sons asked that it be continued while they met with trustees of the Pacland Subdivision which had 17 undeveloped acres on the 41 acre McBride and Sons project site. Pacland indentures require only building on 1-acre or larger sites and McBride and Sons was going to build on ½-acre lots. The word was that they had offered Pacland money to withdraw their indentures on part of the property and Pacland was unhappy with the offer. Apparently McBride wanted to continue negotiations.

By the time the October 17<sup>th</sup> meeting rolled around there was a protest petition filed by enough residents adjacent to the development that for the project to obtain Council approval a super majority vote would be needed. McBride and Sons needed at least a 6-2 vote passing the rezoning from one-acre lots to smaller lots.

It did not happen. The vote was 5-3 in favor of the project, with Ward 4 Councilman Bruce DeGroot and Ward-3 Councilmen Dan Hurt and Mike Casey voting against it.



However, the project was back on the Council agenda for the November 4 meetings. Only a person voting against a bill or resolution can ask for it to be reconsidered. In this case Ward-3 Councilman Mike Casey asked for bills 2946 and 2947 reference the Arbors' project to be reconsidered.



Mike Casey not even looking at the audience, that included some residents from the Pacland subdivision when he asked for the bills he helped vote down at the last meeting be reconsidered.

Now normally when an elected official who had just voted against a project wants it to be reconsidered either there are some new plans that make the project more to the councilman's liking, someone has applied political pressure to get him to ask for a new vote or he didn't understand what he was voting for in the first place and mistakenly voted against it.

Councilman Dan Hurt said he asked the planning department if McBride and Sons had submitted any modified plans and was told they had not.

“I don’t see a reason for reconsideration,” said Hurt, possibly fishing for an explanation from Casey. He didn’t get one. Casey made no statement for his change of heart.

The vote to reconsider the measure passed 6-2 with DeGroot and Hurt still backing the residents who had been coming to Planning and Council meetings to oppose the zoning change. This would lead one to believe on November 18 the rezoning bills are likely to pass.

**PLEASE DON’T FEED ANYTHING THAT MOVES UNLESS THEY GO TWEET, TWEET, TWEET:** The City Council took a hard stance on residents feeding wildlife. It had been illegal to feed deer and geese and now add everything else except for small birds. A bill making it illegal to feed that squirrel or raccoon was passed 8-0. Now the problem is to figure out exactly who is going to enforce the new law and what expensive new surveillance equipment they will need to catch you. In other words this is a somewhat unenforceable law, unless you are putting videos of yourself feeding wildlife on YouTube.

Of course if you are feeding small birds, like I do, you might be inadvertently feeding hawks and owls, which have been known to swoop down and snatch a smaller bird or two.

Here is the pictorial we used back on October 5 to help remind you who you may feed and who you may not feed.



Feeding deer is outlawed but birds are okay, unless they are geese.



The new amendment to an ordinance means no feeding Rocky raccoon or squirrels.

**CHESTERFIELD PARKWAY AT HIGHWAY 40 WEST TO CLOSE FOR FOUR MONTHS IN 2014:** The City Council passed a bill to enter into an agreement with MoDot where the city will maintain new ornamental fencing to be placed on the new bridge for Chesterfield Parkway where it crosses I-64/Hwy 40 west of Olive Blvd. Chesterfield Parkway will be closed for four months in 2014 for the demolition of the existing bridge and construction of the new bridge.

We were also informed that the city should take over the landscaping in connection with the Hwy 141 at Olive interchange by December. The city takeover of the landscaping was delayed until the original MoDot contractor brought the landscaping up to specifications.

**FINALLY A NEW MEMBER OF THE POLICE PERSONNEL BOARD:** A review of a candidate for the Police Personnel Board in October was cancelled when the candidate withdrew. They had a little better luck in November. Kenneth L. Voigt, a work comp lawyer who has lived in Chesterfield since 2001 was interviewed by the Public Health and Safety Committee which voted 4-0 to recommend to Mayor Nation that Voigt should be approved.

Voigt was asked to apply for the position by Ward-4 Councilman Bruce DeGroot. They both have a common interest in kids' sports and both are law school grads from St. Louis University.

The interview was mostly softball questions, but it started off nicely thanks to Councilman Dan Hurt.

Hurt: Are you a lawyer?

Voigt: Yes, I am.

Hurt: Well, that's a strike against you, you will have to overcome.

Hurt was somewhat joking and Voigt's nomination was softened a bit when it was learned that he defends companies in Work Comp lawsuits.



Ken Voigt answers a question from Barry Flachbart..

By the end of the interview Chief Ray Johnson said he thought having a lawyer on the personnel board would be helpful.

**SECRET BOARD:** The Police Personnel Board is fairly secret. Its members are not listed on the city's website and their meetings are not posted either. However, since most of their meetings deal with personnel issues they are held in closed session, but still as an appointed board the meetings should be posted. The board normally hears contested discipline actions and sits on officer promotional reviews.

I mentioned to Public Health and Safety Chairman, Barry Flachsbart that in most affluent cities there is a stack of applications to be on a Police Board or Police Commission, so rich people (usually guys) with no interest what so ever in being a police officer could claim they were a "police commissioner." I made special reference to Commission Gordon in the Batman TV shows and movies.

Flachsbart and city administrator Mike Herring said they stopped having the large number of applicants for the Police Commission that when they changed the name from the Police Commission to the Police Personnel Board.

I mentioned that in Town and Country at least they stopped giving members of the Police Commission badges. There is nothing worse than giving someone with no power a badge that has the word "police" on it.

Flachsbart then smiled and said, "Oh we still give them a badge." I sure hope he was kidding.

**\$29,500 to Backstoppers:** After Backstoppers, the area charity that assists families of police and firefighters killed in the line of duty, stepped in to aid two families of Chesterfield Officers who died of heart attacks this year, several officers put together a

concert at the city's amphitheater that raised \$29,500. A check was presented at the Council Meeting to Backstoppers.



City Judge Rick Brunk was present. I found it odd, that Brunk, a hippie looking guy with long hair who at age 61 still plays in a rock band wants to help officers who die, but gives no help to the alive officers, by routinely dismissing or reducing the cases they file before him from DWI to “parking violations” and from Stealing and Assault to “littering” violations.

### **FORMER ROCKWOOD SCHOOL BOARD PRESIDENT SLAPPED WITH \$10,000**

**FINE FROM EITHICS COMMISSION:** It was clear to most anyone following the controversy with the Rockwood School District that Steve Smith should never have been on the school board, let alone the president of the school board for a period of time. It was clear to almost anyone, except Smith.

On October 30 the Missouri Ethics Commission hit Smith with a \$10,000 fine (which was reduced to \$2,000 if he does not violate any ethics rules or laws for the next two years). The Ethics Commission found that over a two-year period while on the school board Smith made 13 votes which were a clear conflict of interest.



Even a high school freshman should have smelled a rat with the connection between school board member Steve Smith and his employer, Glenn Construction.

Smith worked for Glenn Construction which had the district's contract to supervise construction for the school district. In fact Glenn Construction at one point was given office space free of charge on school district property, which Glenn Construction listed as its corporate address with the Missouri Secretary of State. Smith was the supervisor of school district construction for Glenn Construction.

Smith, who claimed he recused himself from any vote involving Glenn Construction, was found by the Ethics Commission to be involved in 13 votes from 2010 through 2012 that involved work order changes for Glenn Construction, which benefited the company.

Smith is no longer a school board member and no longer works for Glenn Construction.

**ELLISVILLE NEWS:** While we were gone on vacation for the last two weeks in October the news from Ellisville was "like deja-vu all over again" (our apologies to Yogi). Walmart had again announced that it would not be considering building a store in Ellisville. This is exactly what they said in early September, only to have the developer, The Sansone Group, claim that WalMart had decided to pursue the development after all. Sansone had ruffled enough feathers the wrong way in Ellisville by having representatives show up at meetings in Ellisville and trash talk residents who were against the TIF.

Also the City Manager Kevin Bookout is now officially out of a job. Bookout who clearly picked sides with the Pro-Walmart faction vs the Pro-Adam Paul group, testified at the phony-baloney impeachment of Paul with a cocky attitude, lost his final appeal on a 4-2 vote. His defense had tried to stop Paul from voting claiming he had a conflict of interest. It appeared as if Bookout had picked the wrong side and very correctly was now paying the price.

Over the years Bookout had brought staffers from his former employer in Fenton to Ellisville. Paul and his three backers on the six person council will need to hire a city manager who will be independent.



Former Ellisville City Manager Kevin Bookout at the city council meeting where a surprise motion to fire him was made and passed. City managers, police chiefs and baseball managers all have one thing in common...they are hired to be fired. Some are exceptions to the rule...but in the case of Bookout, his time had come and gone.

In a brief recent conversation we had with Mayor Paul, he seemed to be aware of the importance of the new hire.

“Hiring the city manager is going to be a key in straightening things out here,” said Paul.

It took Paul four months to get rid of the city attorney Paul Martin and Bookout after his reinstatement as mayor. Discovery by Paul’s defense team during the impeachment trial found that documents showed former mayor and current Councilman Matt Pirrello, Martin and Bookout were all conspiring to get rid of Paul as soon as he was elected.

When the fabricated charges that Paul was drinking alcoholic beverages at council meetings, which had no basis in fact and were dropped by the handpicked prosecutors for the impeachment, a defamation of character lawsuit was sure to be filed. It was and is still working its way through the Circuit Court, with Pirrello, Bookout and Martin as defendants. Requests to drop all three of them from the lawsuit were denied last week.

Separately we have heard in the grapevine that a new scandal involving the past Ellisville administrator could be bubbling up to the surface.

**COUNCILMAN FINED BY ETHICS COMMISSION:** Gary Voss, the former pro bowler and long time owner of the Ellisville Bowl was fined by the Missouri Ethics Commission for two technical violations. Ironically the least ethical person on the Ellisville city council, Matt Pirrello, is still on the job with no sanctions. Pirrello on a radio program promised to resign if Mayor Adam Paul were reinstated then refused to resign when the courts overturned the sham impeachment trial and reinstated Paul.



Former pro bowler and current Councilman Gary Voss

In the case of Voss he was cited for not forming a committee after spending more than \$1,000 on his April campaign and he failed to put that he paid printing costs on some campaign fliers. Voss paid for his own campaign and did not accept contributions, but the Ethics Commission doesn't care. They still force you to form a committee even if you are the only financial source if you spend more than \$1,000. Forming a committee is a pain in the ass, as you have to obtain tax-ID numbers and open special bank accounts. Voss appears to simply have wanted to help the new mayor straighten out the mess at city hall and is not a politician at heart.

**THE ISSUE ACROSS THE STREET ON CONWAY ROAD:** Here is an update on the rezoning issue changing residentially zone property on Conway Road to Major Educational so Maryville University can move two athletic fields and more importantly a maintenance facility and complex.

**RESIDENTS GET WEBSITE AND FACEBOOKPAGE AGAINST THE MARYVILLE REZONING:** The residents in subdivisions along Conway Road near Maryville University have not given up the good fight against Maryville buying 17 acres of residential land and rezoning it so they can move their maintenance facility (trucks, gas and diesel, salt & gravel, compost, snowplow blades, other equipment) plus two athletic fields to Conway Road.



The train appears to be on the track for the Board of Aldermen to rezone the property. Ward-1 Alderwoman Lynn Wright has told the residents she doesn't see what the big deal is and mentions that the Churchill School is behind her house. Ald. Fred Meyland-Smith has already voted for the measure as a member of the Planning and Zoning Commission.

Ward-4 alderman, Phil Behnen has been telling residents that you will not be able to see the maintenance facility, dump trucks and tractors from Conway Road. Nearby residents disagree.

The residents' website, <http://www.protectresidentialzoning.org/> has links to their Facebook page and to a 3 minute video.

It is interesting to see residents from some of the wealthiest subdivisions suddenly wake up to municipal government. Election records show that these residents have some of the worst records for voting in municipal elections, like it is beneath them. I think that is about to change and I think that Phil Behnen should expect some opposition in next April's election. The residents along Conway Road are still steaming over Behnen's remarks that his email had been 50-50 on the issue. Our records check at city hall should it was more like 33-to-0 in opposition to the rezoning according to emails. .

The residents' facebook page has a rather dire name, "Help Save Town and Country."



One resident commented to us that while Maryville will be allowed unlimited time for a presentation to the Board of Aldermen on Monday, her subdivision's trustees are going to be restricted to a 10-minute power-point presentation in opposition.

The vote on the rezoning is going to be at the Monday November 11 Board of Aldermen meeting.

## **MUSIC:**

**Tuesday** saw the wife and me at the Sheldon Concert Hall. We went to see a new jazz group, Midwest Jazz-tette. However before the Jazz-tette took to the stage we got to listen to the Java Jive vocal group, who butchered great Gene Puerling arrangements for over 30 minutes before the musicians took to the stage.



Three to four of these people singing were good, unfortunately there were eight of them. My hero was trombonist Doug Bert who while doing an ensemble piece on Lullaby of Broadway and completely drowned out the Java Jive.



When a member of the Java Jive introduced the Midwest Jazz-tette, they introduced the group's leader and arranger Valerie Tichachek as "Vickie" Tichachek.

The Midwest Jazz-tette was great. We left before the final songs which were by the Java Jive...I couldn't bear to hear them do one of my favorite songs, Rodger and Hart's "If I Could Write a Book." When we got to the car I put a Singers Unlimited CD into the player and listened to some great Gene Puerling arrangements on the ride home.

**WEDNESDAY:** It was our first stop at Sasha's on de Munn in Clayton in over a month. Joe Bayer was just back from a couple of weeks in LA on business, plus surprise guest Colleen Farquahr (the sax kitten) who returned after May-through-October stint as a musician on Holland American and Seaborn cruise ships.



Jim Manley brought something new to Sasha's. It was a blue and yellow plastic trumpet one of Jim's students gave him. It sounded surprisingly good.

**UPCOMING: Friday:** Chesterfield's Joe Mancuso and guitarist Dave Black will be at the Chasers' Lounge at the Chase Park Plaza, next to the movie theaters from 6-9.



## SATURDAY



Joe Bozzi with his vibes and his trio will be at Vito's in Chesterfield Valley at 138 Chesterfield Town Center on Saturday November 9 from 6:30 to 9:30.



Two Times True with Carolbeth True, Larry Johnson on sax, Glenn Smith on bass and David True on drums will be at Robbie's House of Jazz in Webster Groves from 8-11



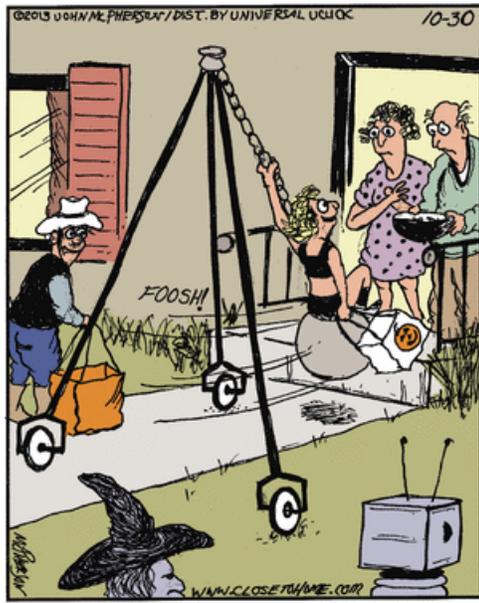
On Saturday I'll be at the One-19 in Kirkwood at 119 N. Kirkwood Road where Jim Manley and Arthur Toney will be performing from 9-Midnight.

### CARTOONS:





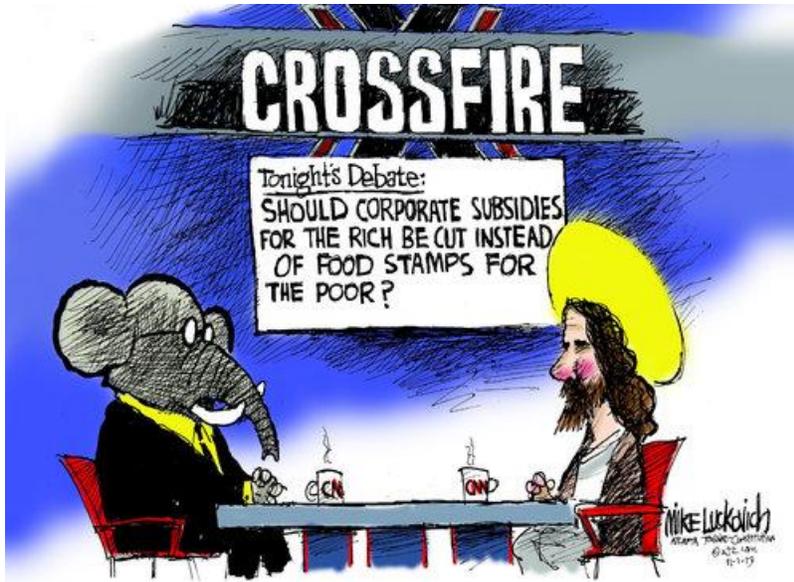
"Good heavens! Frank, the Magnardi boys are dressed as the most hideous, bone-chilling vermin I have ever seen! They're ...THEY'RE CONGRESSMEN!!"



To the dismay of the neighborhood, one mom decks herself out as Miley Cyrus.



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