

## EX ALDERMAN NEWSLETTER 283 AND CHESTERFIELD 228



**June 26, 2017**

**TAKE ME OUT TO THE BATTING CAGE; NOT SO FAST:** The residents at 65 Hawthorne Estates live in a new house built in 2005, but it is not apparently done yet. There is work being done in the backyard, but more importantly the owner, Kathleen and Stephen Cameron are trying to make a batting cage set up this spring legal. Under new Planning guidelines a batting cage is considered a “game court” and must be approved by the Planning Commission and the Board of Aldermen.

Apparently Stephen Cameron bought the cage not knowing that permission is required. It is already up and has been for a while.



Cameron told the Council that the cage would be used once a week for his 9-year-old son’s baseball team for 2-hours. He added that he may be throw BP to his son throughout the week and his son might have a friend or two over to use the cage.



Stephan Cameron



Jon Benigas

“These are nine-year old boys. It doesn’t make a lot of noise,” said Cameron.

This caused Alderman Jon Benigas to ask, “How old will they be in 5-years. It’s a hardball hitting an aluminum bat.

**OPPOSITION FROM THE NEIGHBORS:**

John Barron of 38 Hawthorne Estates was not a fan of the cage. “I love baseball as much as everyone else. However there is a place for everything, It doesn’t belong here. It’s an eyesore. I don’t want to ruin anyone’s fun, but it should be denied.”

Next Daria Conran of 53 Hawthorne, next door to the Cameron’s, spoke.

“I walked out in February and I saw this batting cage. It’s huge! It is a view out of my window. I don’t think noise is the issue. It is a big ugly thing,” said Mrs. Conran.

Next it was Bruce Kothe of 7 Ranch Lane in Des Peres, the next street south on Ballas Road with lots that back up to home on Hawthorne Estates.

“I can see his batting cage from my backyard. The twang noise (ball hitting the bat, that (I think is more of a ping) is irritating,” said Kothe who added that in four or five years the noise will be worse.

In fairness, 9-year-old may stick with their favorite sport, but plenty of them change favorite sports several times as they get older and bigger.

Then Mr. Cameron came back to rebut the neighbors, which just indicated how ugly this was going to get regardless if he gets approval or not.

“To restrict me from using my own land is not something that should be done,” said Cameron, who added that the council should not listen to Mr. Kothe since he lives in Des Peres. He also mentioned that he could remove half of the 70-foot long batting cage and use it to hit golf balls into without getting a permit from the city.

This was just the first reading on this issue and it will be back on the agenda for the June 26<sup>th</sup> meeting.

Besides the batting cage Cameron is putting in a pool and is requesting permission to build a Gazebo. Below is the other side of the house.



**TOWN SQUARE CHANGES AND THEN MORE CHANGES:** Consulting engineer George Stock can make a nice income on just changing the plans for the Town Square project on a monthly basis. The city's cost for the project has zoomed from \$3.8-million to well over \$6,000,000 in the last year.



The differences between the May 22 and June 2 plans include the elimination of the sidewalk (that everyone insists on calling a trail) all the way around the bottom half of the property including around the retention pond (that everyone insists on calling a lake). Also the maintenance storage building was moved from the lowered left hand corner of the diagram (southwest corner) to the fat left (west) side of the west center of the diagram.

Both of those changes would change again after the June 12<sup>th</sup> BOA meeting.

The other addition was a turnaround next to the pavilion at the bottom of the west side parking area. Stock explained that this was for public safety. He said it was very difficult for people to back out of the last parking spaces and dangerous for people who drove down and discovered no spaces were available to back all the way up the parking area. The most important reason was for easier access for an ambulance to respond and turn around for a medical emergency for someone using the pavilion.

The emergency vehicle turnaround was a very good and compelling point. However it brings up the question, "Why didn't Stock include it on the original plans?"

The Ward-2 alderwomen Lindsey Butler, who lives right behind the proposed Town Square and Tiffany Frautschi also were not happy about a large loop the sidewalk (trail) made on the east side, when at the last Council meeting the trail was going to stop at where the loop started on the latest diagrams.



Of course Ald. Lynn Wright went nuts as usual about the talk of less sidewalks.

**DALTON DOES SOMETHING VERY UNUSUAL:** He broke two ties on votes concerning design issues on the Town Square Project going with two different sides. Dalton often will not do his job and break ties. But he did that three times on the town square updates. (Two of the votes were on almost the identical issue,) However he switched side on the votes, I guess to keep everyone happy.

In the matter of not having the longer loop on the trail on the east side here is how the vote went.

Aye  
Skip Mange  
Lindsey Butler  
Tiffany Frautschi  
Linda Rallo  
Mayor Dalton

NAY  
Gussie Crawford  
Jon Benigas  
Fred Meyland-Smith  
Lynn Wright

You might think that would save some money as there would be less paving costs, but I have a feeling that gain will be lost when George Stock creates another set of new plans.

Next was a motion to remove the concrete walk around a Monarch Butterfly garden on the west side of the town square next to the pavilion



The walkway around the garden would put people in a position to stare down into the yards and windows of houses on Kings Glen.

The motion was to remove the walk around the garden.

Aye	NAY
Skip Mange	Gussie Crawford
Lindsey Butler	Jon Benigas
Tiffany Frautschi	Fred Meyland-Smith
Linda Rallo	Lynn Wright
	Mayor Dalton

So Dalton voted to keep one walk and eliminated another. In other words he voted for both sides on the issue.

There was also a 5-3 vote with Butler, Frautschi and Rallo voting against adding a second dock which would be located on the pond near the Monarch garden.

The last vote of meaning was to move the 900-square foot one story maintenance building for a second time. It was originally across from the pavilion in the south west corner. The move was to the middle of the western edge of the property. Now it was decided to move it to the upper end of the property off Clayton Road and closer to the 1 acre plaza area.



The maintenance building is the square in the lower left corner. It will be moved to the driveway/parking lot in the gray colored area at the top center.

Everyone is talking about how wonderful this will be but no one was brought up the issue of geese invading and taking up residence on a one-acre retention pond that was referred to as a lake 18 times at this meeting. Nothing like having those picnics with goose crap covering the area.



This will now go to the Public Works Commission and then back to the City Council.

**FORMER ALDERWOMAN PATTY WIGGINS DIES:** Patty Wiggins, who was a Town and Country Alderwoman from 1995 to April of 2006, died on Sunday June 18.



She moved from her ranch house on two lots on Mason Road to Chesterfield after her husband John Wiggins died in March of 2013 at the age of 77. Besides serving on the Aldermanic Board Patty also played the saxophone in the Town and Country Symphony.

In January of of 2008 Patty came to my house asking me to run against Tim Welby, who beat her in 2006. Patty didn't want anyone to know that she was helping me as we were on the opposite sides of the deer issue. In fact this is the first time I've mentioned it. But we always got along well, especially when I beat Welby by three votes.



This is a March photo of the house that replaced Patty's house on Mason Road.

**WILDWOOD MAN PLEADS GUILTY TO THIRD OR MORE DWI. HE WAS PLACED IN SPECIAL PROGRAM THAT WOULD HAVE KEPT DWI OFF HIS RECORD UNTIL HE WAS KICKED OUT.** Preston Prevost, 24-year-old at the time, of 17617 Ailanthus of Wildwood was driving west on I-64 at 2:29 AM on Sunday June 1, 2014 when he was seen speeding by Town and Country Police Officer McNutt.

Just before Mason Road, Provost was clocked at 90 MPH in the 60 MPH zone driving his 2005 Subaru Imperza. There was little traffic and Officer McNutt followed Provost after clocking the car.

Provost was continued to be clocked by Officer McNutt and his speed dropped to 79 and then back up to 89 MPH before he exited onto Maryville Center Drive.

As Provost drove west on the North Forty Outer Road, Officer McNutt attempted to pull him over, but Provost did not stop and continued to Highway 141 where he went north and then instead of pulling to the right and stopping he continued to change into the left lane until he crossed all the lanes and turned left onto Conway Road, where he stopped.

This is what happened next from the police report:

I approached the driver and asked him for his license and proof of insurance. The driver produced his license, identifying him as PREVOST, PRESTON A W/M 08-25-89. I advised Prevost the reason for the stop and he stated he was just going with the flow of traffic. While speaking to Prevost, I detected a strong odor of an intoxicating beverage about his breath. I also noticed that his eyes were watery and bloodshot. I noticed smoke coming from the hood of Prevost's vehicle. Prevost stated he had a small coolant leak. I observed a plastic object sticking out of the driver side wheel well. It appeared Prevost had run over the item and it became lodged in the wheel well. Prevost stated he had not struck anything with his vehicle. I requested Prevost perform a series of field sobriety tests, and he agreed (see A.I.R. form).

I asked Prevost how much he had to drink. Prevost stated "I'm good" and then stated he had nothing to drink. Prevost later stated he had a beer earlier. Prevost swayed at times while balancing.

You have to love the statement from Provost that at 2:30 in the morning he was just "going with the flow of traffic."

Some of the field sobriety tests that Provost failed included for him to recite the alphabet beginning with the letter "J" and ending with the letter "W." Provost then made an admission to his overall condition when he said, "I couldn't do that sober." He did not attempt to do that test.

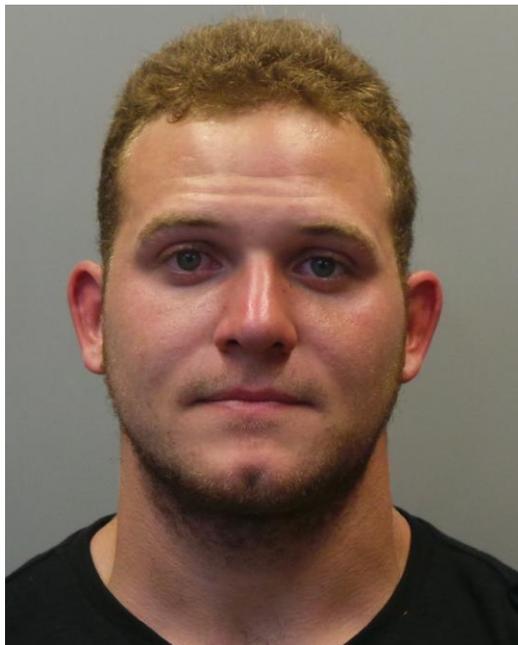
When asked to count backwards from 57 to 42, Provost said, "57...50" and then quit.

He failed the other tests and was arrested for DWI. A background check showed two or more prior DWI arrests and convictions. He was booked for Felony DWI Persistent Offender.

Here are Provost's answers to some routine questions at the police station at 3 am on June 1. If Provost's answers are true he is a man of super natural abilities as he claimed he was helping his father cut the grass in the dark and drinking "4-beers" at Ballpark Village,

WHAT WERE YOU DOING DURING THE LAST THREE HOURS PRIOR TO CONTACT WITH LAW ENFORCEMENT?		
HELPING MY DAD GET THE GRASS CUT		
WERE YOU OPERATING THE VEHICLE AT THE TIME OF THE CRASH OR STOP?		
<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO		
HAVE YOU BEEN DRINKING?	IF YES, WHAT WERE YOU DRINKING?	
<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	BUD LIGHT	
TIME STARTED	TIME STOPPED	
9:30PM	11:30	
HOW MUCH?	WHERE?	ARE YOU UNDER THE INFLUENCE OF A
4 BEERS	BALLPARK VILLAGE	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO

A breath test at the station showed that Prevost's BAC level was .153%.



**OUTCOME:** On July 14, 2015 Provost pled guilty before Circuit Court Judge Barbara Wallace. His sentence was not handed down. Instead he was entered into a special offenders program and his sentencing date was rescheduled to July 23, 2018.

On April 12, 2015 Provost was arrested and later convicted in the City of St. Louis of Assaulting a Police Officer and Resisting Arrest. He was placed on probation on those charges.

By November 16, 2016 Provost had been kicked out of the special offenders program he was sent to by Judge Wallace. Instead on 11/16/2016 Judge Michael Burton sentenced him to 1 year in jail, but then placed him on a 2-year SES probation term.

When people are placed in the Special Offender Program, we cannot get copies of their police reports even though they pled guilty, because they have yet to be sentenced. Sentencing is put off three years and then charges are normally reduced if they successfully complete the program.

**DEER REPORT:** We normally have only one deer report a month when the deer-vehicle monthly tally is released. But a resident sent me two interesting deer stories. Like many of our regular readers in Town and Country this person did not want others to know that they actually read this vile online publication, so I'm not using any names. Both incidents described what happened in ward-2 of Town and Country where the annual deer census estimated 71 deer per square mile.

John

A couple new deer stories for you:

First one.....Last week, our dog chased a doe into Topping Road where she was promptly hit. Amazingly, the car kept going....and the deer was hit HARD. It had to have done serious damage to the car that didn't stop. I watched the deer run out of our yard into the street, however, she was hit just behind the blockage of foliage so I heard her get hit but didn't see the impact.

The sad part was that the impact didn't kill her. It left her in the middle of the road struggling to get up but gravely injured. Finally, police show up and shot her. Very very horrifying for all the backed up traffic both directions, watching this unfold. Even worse, she was a nursing mother.....we put signs up asking neighbors to keep an eye out for an orphaned fawn that I would rescue. No luck so far.

Next one.....I received a phone call two days ago from a frantic woman telling me there was an injured baby fawn found in the middle of the street that appeared to be injured in Royal Glen subdivision at Mason and Clayton roads. Police were called and said they couldn't do anything. The two upset ladies asked the police officer to place the fawn under a tree in their front yard and they would figure something out. This is when they called me. I rushed over and discovered this tiny fawn placed on a wet towel and clearly not in good shape. One of it's eyes was swollen shut and it had what appeared to be an older head wound that was now crusted over with fly eggs.

I placed the fawn in my front seat of the car and took him to the Wildlife Rescue Center on New Ballwin Road. Long story short, they cleaned it's wounds and discovered that he had deep puncture wounds likely caused by a dog. They also did an X-ray and discovered it had a cranial fracture and, therefore, had to be euthanized. The two ladies that called me made a \$150 donation the Rescue Center and thanked me for transporting it.

You are welcome to share my deer stories....just not my name:-)



**KMOV'S REPORT ON THE DEER TASK FORCE ON TUESDAY NIGHT WAS ONE-SIDE AND UNBALANCED.** Apparently the Deer Lovers (mostly likely Barbara Ann Hughes and Al Gerber) got hold of KMOV and spun a story of fiction.

The TV station was unaware of the backroom deal to get Barbara Ann Hughes off the April ballot for mayor that created the Deer Task Force consisting of 50% "Deer Lovers" when the actual number of residents that would fall into that category being 25% or less.

KMOV reporter Lauren Pozen came out and did a one-side report that featured only interviews with the Deer Lovers. Here is the link:

<http://www.kmov.com/story/35711271/town-and-country-tackle-deer-problem-again>

## Town and Country continue ongoing battle against deer population



Posted: Jun 20, 2017 9:02 PM CST  
Updated: Jun 20, 2017 10:50 PM CST

By Lauren Pozen, Reporter **CONNECT**

TOWN AND COUNTRY, Mo. (KMOV.com) - The heavy deer population is once again up for debate in Town and Country. Right now, the city is sharp shooting deer, but some say that isn't cost effective and just isn't working.



Here is an email I sent to Pozen on her report.

**From:** John Hoffmann [mailto:johnhoffmann@charter.net]  
**Sent:** Wednesday, June 21, 2017 12:14 AM  
**To:** 'Lauren.Pozen@kmov.com'  
**Subject:** another one-sided KMOV report

<http://www.kmov.com/story/35711271/town-and-country-tackle-deer-problem-again>

In December T&C Mayor and lobbyist Jon Dalton filed to run for reelection for his 4<sup>th</sup> 4-year term.

Barbara Ann Hughes filed to run against him. Hughes is in the minority in T&C as a Deer Lover. About 75% of the residents favor lethal deer removal. Hughes doesn't. Dalton would easily beat Hughes but the costs for mailings would be between \$7,500 and \$11,000. He called Hughes in and offered to form the Deer Task and make Hughes the co-chair. He also agreed to put 50% of the members from the deer-lovers group. She withdrew from the ballot and Dalton formed the task force. You interviewed her and Al Gerber, another deer lover but did not interview anyone in the pro-lethal management group, which includes all the alderpersons.

The relocation you talked about was from 2000 and was halted by the Department of Conservation In January of 2001 because it was cruel to the deer that were dying in large numbers when their organs shut down due to "Capture Myopathy." You interviewed Al Gerber who is a proponent of performing overrectomies on deer. The problem still exists of these sterilized deer causing vehicle crashes, destroying underbrush that means small animals and birds die with no ground cover protecting them from predators. Deer-vehicle crashes in Town and Country are up 30% this year. I don't remember you reporting that.

The task force was simply a political tool to get someone off the April ballot. The fact you did not interview a non-involved third party, such as the Deer Expert Erin Shanks at the Missouri Department of Conservations is sad. The fact you did not interview anyone from the other side of the issue in T&C is beyond sad. There are normally two sides to stories like this one and you did not appear to report to viewers the other side.

John Hoffmann

**FRONTENAC PROJECT AT OLD SHRINERS' HOSPITAL SITE:** Desco (Don and Ed Schnucks Company) have a proposal before the Frontenac Planning and Zoning Commission to tear down the old Shriner's Hospital on Lindbergh and replace it with a 130,000 sq ft Lifetime Fitness Health Club plus stores and restaurants. A 3-story retail and office building plus two stand alone restaurants would face Lindbergh Blvd. It is on the Frontenac P&Z agenda for Tuesday June 27.



## SITE RENDERING



### Legend:

#### Buildings:

- ① Lifetime Fitness
- ② Retail/Office 3-Story 36,000 S.F.
- ③ Restaurants (illustrative only)
- ④ Fleming's Steakhouse (existing)

#### Outdoor Spaces:

- ⑤ Patio Spaces (illustrative only)
- ⑥ Swimming Pool Area
- ⑦ Loading / Unloading Zones

#### Landscape Improvements:

- ⑧ Deciduous Hardwood Trees
- ⑨ Evergreen / Conifer Trees
- ⑩ Small Flowering Trees
- ⑪ Woody Shrub Areas
- ⑫ Herbaceous Perennial Areas
- ⑬ Turf Grass Areas
- ⑭ Ornamental Landscape along Lindbergh Blvd.
- ⑮ Buffer along Property Line (includes berm)



**REAL ESTATE: Happy Birthday to 1337 S Mason listing!** It was two years ago on June 12, 2015 that the house built in 2012 at 1337 S. Mason went on the market. The 9,100 sq foot house with an elevator six bedrooms, seven baths and 4 half baths on 4.5 acres was originally listed for \$4,900,000. Taxes on the house last year were \$38,763.



Here are the prices over the last two years:

\$4,900,000	06/12/16
\$4,500,000	06/16/16
\$3,995,000	10/10/16
\$3,895,000	02/20/17
\$3,750,000	03/20/17
\$3,500,000	04/03/17

Carl and Laura Strasser have had the “New Price” sign up for 18 months, so we will have to do monthly checks to see if the price changes again.

## **UNAPPROVED CHESTERFIELD NEWSLETTER 228**



**June 26, 2017**

**LETTER TO ATTORNEY GENERAL COMPLAINING ABOUT EMPLOYEE DOING THE SUNSHINE VIOLATION INVESTIGATIONS; GUESS WHO WRITES US BACK. JOSH HAWLEY IS APPARENTLY OKAY WITH LOCAL LAWMAKERS HIDING PUBLIC RECORDS FOR SEVEN YEARS AND VIOLATING MISSOURI LAW:** Please indulge me. First is about a letter I have posted before and have written about. It is about the handling of the Doorack Property Lease, where Chesterfield City Staff, the council and the then mayor violated the Missouri Open Records Law for seven years, by hiding an \$800,000 ten year lease from the public. It and votes and minutes about hiding the lease were only released when Mayor Bob Nation broke a 4-4 tie to release it in November. By law the lease should have been made public along with all votes the day it was signed in 2009.

I filed a complaint with the ATTORNEY GENERAL'S Office and received a response from Casey Lawrence who handled Sunshine complaints for the prior AG and continued to under newly elected AG Josh Hawley. She wrote back stating that since I got the information requested she was closing the complaint and not taking any action for the seven years the city broke the law.

I then wrote the following letter to Hawley, pointing out that Lawrence did not get it. Sure I got the material, the city intentionally broke the law by taking votes to illegally hide the lease at the City Attorney's private law office, plus I only saw the material thanks to a 5-4 vote. In other words half of the city council wanted to continue to break the law.

Here is the letter:

John W. Hoffmann  
13309 Manor Hill Road  
Town and Country, Missouri 63131  
(314) 835-0751  
E-Mail: [johnhoffmann@charter.net](mailto:johnhoffmann@charter.net)

May 22, 2017

Hon. Josh Hawley, Attorney General  
Missouri Attorney General's Office  
P.O. Box 899

Jefferson City, MO 65102  
Non-Responsive Response to Serious Sunshine Law Complaint

Dear. Mr. Hawley,

On January 10, 2017 I sent an open records complaint to your office. This was a very serious complaint, not about one or two non-posted meetings, but how for seven years elected officials and city staff hid from the public real estate an \$800,000-plus lease documents for a vacant lot. They voted to keep the documents at the city attorney's office in Clayton, MO so the documents would not be at city hall for anyone to find.

Here is the opening paragraph of my letter.

*“Missouri Attorney General's Office  
Missouri Open Records/Sunshine Complaint Unit  
P.O. Box 899  
Jefferson City, MO 65102  
Madam or Sir:*

*This is an official complaint against the:*

*City of Chesterfield, Missouri*

*“The complaint involves how the City of Chesterfield intentionally hid since March of 2009 until November of 2016 the vote to lease property known as the Doorack Property at the intersection of Old Chesterfield Airport Road and Baxter Road, the minutes of the vote and the lease itself. “*

*I had no complaints that the records were not released in November of 2016. My complaint was they were hidden from 2009 to 2016. The 2-year statute of limitations on this violation should not have started until November 2016 when the records were finally produced.*

*I received a response from your staffer Casey Lawrence saying the complaint was closed. How can you simply close a complaint about a city attorney (now an associated circuit judge), a mayor (now the head of Metro Transit) who were intentionally hiding public records and violating State Law along with an entire City Council in Chesterfield?*

*It appears that Ms. Lawrence's main function in your office is to close or unfound complaints and not to take action on serious violations.*

*She enclosed a response from the City Attorney of Chesterfield that never addressed the main heart of the complaint, which was the seven year cover-up beginning on March 2009 and lasting until November 2016. His response dealt with someone else's complaint on a totally different issue and on a side matter that occurred after November of 2016. He ever addressed any defense or made any admission to the intentional hiding for public records for seven years.*

*He stated the documents were released in November of 2016. However he NEVER explained why they were hidden from the public for seven years!*

*I supported your candidacy and voted for you. If your office gives tacit approval to elected officials and high ranking city staffers to violate the Missouri Open Records law, I will never be able to support you again.*

*If you don't respond to this, it will be fine. I will simply know that it is business as usual from the Koster Administration to the Hawley Administration.*

*Yours truly,*

*John Hoffmann*

**GUESS WHO RESPONDED TO MY LETTER?** It was the woman I was complaining about.



**ATTORNEY GENERAL OF MISSOURI**

**JOSHUA D. HAWLEY**  
ATTORNEY GENERAL

JEFFERSON CITY  
65102

P.O. Box 899  
(573) 751-3321

June 13, 2017

Mr. John W. Hoffmann  
13309 Manor Hill Road  
Town and County, Missouri 63131

Re: Sunshine Law Complaint

Dear Mr. Hoffmann

The Missouri Attorney General's Office has received your complaint letter dated May 22, 2017. We understand from this letter and previous correspondence, that you are concerned the City of Chesterfield may have closed records improperly in 2009.

According to your previous correspondence, and the response provided by the city's attorney Mr. Chris Graville, the city voted to open the above referenced records, and provided you with copies. The actions taken by the city appear to resolve your concerns.

You also indicated in your letter you believe that the statute of limitations within the Sunshine Law should not have taken effect until the possible violation was ascertainable. Our office cannot provide legal advice to private citizens; you may wish to address this matter with a private attorney.

I hope this information is helpful and if you need any further information from our office in the future please do not hesitate to contact us.

Sincerely,

Joshua D. Hawley  
Attorney General



Casey Lawrence  
Sunshine Law Coordinator

Yes that is correct. The same person who I wrote was not taking action concerning clear violations of the law, whom I suggested be removed, responded back to my letter. I waited until Hawley was sworn-in before filing the complaint hoping things would get better. I was very wrong.

I understand there is a big push for Hawley to run for Senate against Claire McCaskill. If this is the way he runs his office I would be hard pressed to ever vote for Josh again.

**CHESTERFIELD VALLEY TDD BOARD VOTES TO CONTINUE TDD SALES TAXES FOR THE CHESTERFIELD HOCKEY ASSOCIATION:** On Monday morning June 19 the Chesterfield Valley TDD board voted unanimously to approved a new TDD sales tax that would go into effect as soon as the current one expires as early of 2025 and no later than 2031.

The new tax would go to the Chesterfield Hockey Association's 2-Rink complex. That group has announced they hope that the TDD tax would raise \$7,000,000.



In the past Mayor Nation has stated that the TDD Board votes for these tax extensions and it is not a city project. You would not have known about the TDD Board meeting at the 8:30 AM meeting held on Monday June 19 unless someone told you in advance or you read the bulletin board behind glass outside of the city hall. .

**THE MAYOR'S CLAIM HOW THE TDD BOARD AND THE CITY ARE TOTALLY SEPARATE RINGS HOLLOW ONCE YOU ATTEND A MEETING:** First of all the Chesterfield City Hall is not located in the in the Chesterfield Valley Transportation Development District taxing area. However, the TDD meetings are held at the Chesterfield City Hall.

We attended the meeting that Chesterfield City Administrator Mike Geisel as both the chairman and executive director of the TDD gaveled to order at 8:34 AM.



At the table were Mayor Bob Nation, County Executive Steve Stenger's appointee, Stephanie Streeter-Leon, the Board's attorney and with his back to the camera, City Administrator and TDD Executive Director Mike Geisel. The meeting was held in City Hall conference Rom 101 where the City Council Agenda Review meetings are held.



Of course Steve Stenger was present by speaker phone in the middle of the table.

It was a 4-0 vote to approve the extension of the TDD taxing district after it expires for 15 years to as late as 2041 or until \$7,000,000 is raised for the Ice Rink and additional money for costs. The current TDD is expected to expire in 2025 or 2026.

While at the meeting I felt I was at a city function. Chesterfield Finance Director Craig White sat at the table and spoke. Also there was city Director of Services and Public Works Jim Eckrich, Ast. City Administrator Libby Tucker and Councilman Dan Hurt.



Jim Eckrich



Libby Tucker



Craig White

For a meeting of an independent body with no connection to the City of Chesterfield there sure were a lot of city officials and staffers at the meeting inside City Hall.

### **HOCKEY RINK TDD Comments:**

**At the TDD Hearing: Graham Renz of the Show Me Institute:** “Do the taxpayers need to support an ice rink when Maryland Heights is building a new one?”

**David Stokes of the Great River Wildlife Alliance:** “There are two types of flood levee areas. Those that flood and those that flood later. I hope you do not use tax dollars to support building in a flood plain.”

**Margie Saiter** of Carriage Crossing Lane spoke at the June 5 City Council concerning the extension of the TDD for a hockey complex.



Margie Saiter



Graham Renz



David Stokes

“Many of us don’t want to extend the TDD. Just because you had the TDD doesn’t mean you keep ringing money out of it. It would be raising taxes on us and strangers. How the rink was introduced to the city; it was an ambush! They (Chesterfield Hockey Association) filled the room with kids in hockey shirts. It was awkward to watch the council deal with friends,” said Saiter.

At prior meetings there have been a large number of people associated with Chesterfield Hockey, including current NHL referees, players and broadcasters speaking in support of using TDD fund for the ice complex.

The vote was 4-0 to approve the TDD extension for the Hockey Association project. Bob Nation claimed there was no increase in taxes and political activists, such as Jane

Cunningham claimed of course it was a tax increase since the tax originally was promised to citizens to end and not be continued.

**THEN THINGS GOT VERY INTERESTING:** At the TDD meeting and that night at the City Council meeting the TDD Chairman, Executive Director and Chesterfield City Administrator Mike Geisel said only each property owner in the TDD would have just one vote were lot. So if four registered voters lived in the house there would be only one vote. This came from Geisel the TDD Executive Director and Chairman that night, so it has to right, correct? Not so fast. Read this email that changed that tune.

**From:** Mike Geisel [mailto:mgeisel@chesterfield.mo.us]

**Sent:** Tuesday, June 20, 2017 4:22 PM

**To:** Jacob Barker; Jim Erickson; John Hoffmann

**Cc:** Executive Staff; Barbara McGuinness; Barry Flachsbart; Ben Keathley; Bob Nation; Chris Graville; Dan Hurt; Dan Hurt (longhornz@aol.com); Flachsbart, Barry B.; Guy Tilman; Michelle Ohley; Mike Geisel; Randy Logan; Tom DeCampi

**Subject:** FW: Chesterfield Valley TDD - Mail-In Election [IWOV-iDocs.FID41627]

**All, last night a question came up about voting in the TDD district. I, erroneously advised you that there was one vote per residential inhabited property. I was incorrect. In reality, each registered voter in the household will be able to vote. Commercial properties without residents, do not have a vote, but all registered voters, residing within the TDD each have a vote. I apologize for any confusion.**

**I wanted to clarify that all registered voters within the boundaries of the TDD are eligible to participate in the mail-in elections that will be held. It is not based upon property ownership. If a home within the TDD has multiple registered voters, all of those individuals will be eligible to vote. Likewise, if there are registered voters who are renting their residence but do not own property within the TDD, they will also be eligible to vote. This is just like any election, except that it is conducted via mail-in ballot pursuant to the TDD Act instead of as a vote at the polls on a general, special or primary election day.**

**Let me know if you have any additional questions.**

**THE ELECTION IS ANOTHER CHANCE TO KILL THE TDD:** There is still a required election. TDD Chairman and Executive Director Mike Geisel reported it would be a mail ballot. Now since Geisel and his boss Mayor Bob Nation voted for the TDD, they clearly are not un-bias. So who is going to run the election and receive the ballots?

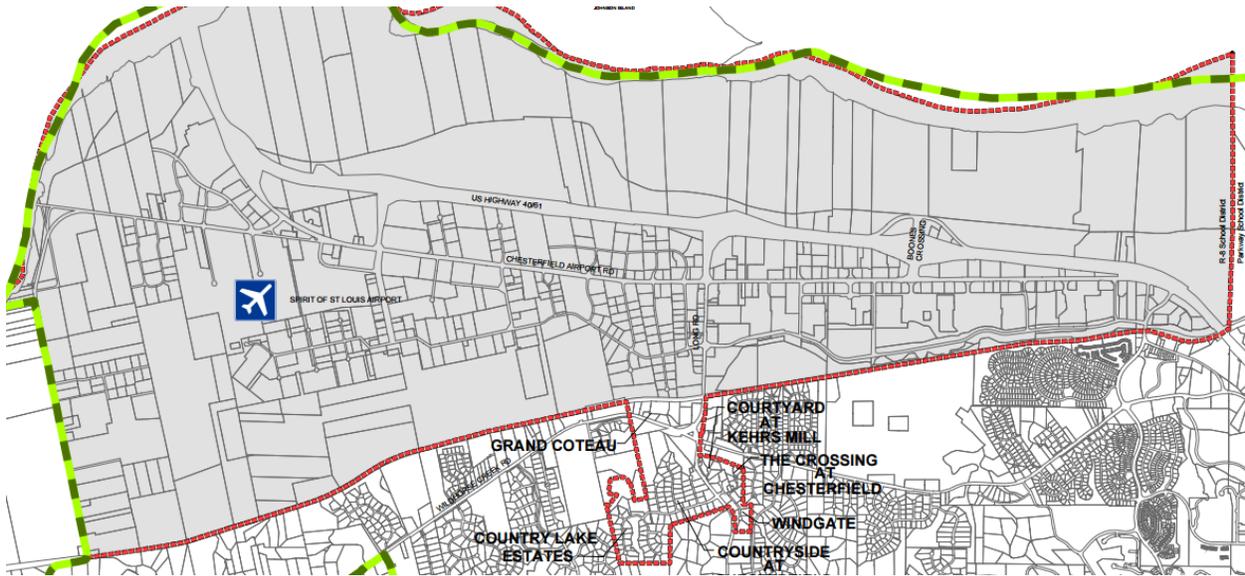
Here is an email that Councilwoman Barb McGuinness sent to TDD Chairman and TDD Executive Director Geisel that is full of excellent points and good questions:

**From:** Barbara McGuinness [mailto:BMcGuinness@chesterfield.mo.us]  
**Sent:** Tuesday, June 20, 2017 5:01 PM  
**To:** Mike Geisel; Jacob Barker; Jim Erickson; John Hoffmann  
**Cc:** Executive Staff; Barry Flachsbart; Ben Keathley; Bob Nation; Chris Graville; Dan Hurt; Dan Hurt (longhornz@aol.com); Flachsbart, Barry B.; Guy Tilman; Michelle Ohley; Randy Logan; Tom DeCampi  
**Subject:** RE: Chesterfield Valley TDD - Mail-In Election [IWOV-iDocs.FID41627]

Thanks for this....also

1. who does the ballot language
2. when are the ballots mailed...are they registered/return receipt
3. when are they due back
4. where do the voters send them
5. who counts the ballots
6. who certifies the integrity of the ballots
7. are the return ballots required to be notarized
8. who monitors the voting to insure a clean election; is there any independent third party involved

THE CHESTERFIELD VALLEY TDD DISTRICT IS OUTLINED IN RED:



These subdivisions are in the district:

- Countryside at Chesterfield*
- Country Lake Estates*
- Courtyard at Kehrs Mill*
- The Crossing at Chesterfield*
- Windgate*
- Grand Coteau*

The big question is will the subdivisions be buried in fliers from the Hockey people for the TDD or the lower tax advocates. Also will the Hockey people have kids swarm the streets politicking for their “hockey rinks.”

**The other question concerns merchants in Chesterfield Valley.** As more and more sales taxes are added including Prop P for Public Safety, regional park taxes, not to mention city sales taxes for public works and storm water and city parks, plus the city sales tax which goes into the County tax pool not to mention State and county sales taxes mount up. To keep competitive with stores in unincorporated St. Louis County and outlying counties local sales taxes need to be competitive.

If I need something at a Mall I'll go to Chesterfield because the tax rate is lower than at West County Mall in Des Peres, which is closer to my house. If I'm going to spend \$1,000 or more, I'm headed to a store on the stretch of Manchester Road or in South County that is unincorporated St. Louis County and will often have as much as a 2% lower sales tax rate.

**MAYOR NATION ANNOUNCED ON JUNE 5<sup>TH</sup> HE WAS LEAVING THE BRANDNAME THAT GOT HIM ELECTED:** During the debate between council members that included Mayor Bob Nation on the Dan Buck and Cardinal Manager Mike Matheny Powerplex, indoor sports dome proposal, Mayor Nation said something that was so interesting that I did not want to get it lost in the sports complex coverage.



Bob Nation announcing a change of his philosophy.

What Nation said completely contradicted his positions in campaign mailers to voters for the last two elections, including one that was just held in April. Here is what the mayor said from the dais about the city giving Buck's group over \$5,000,000 worth of land to be leased back at a rate where the city will not see a profit for almost 25 years, plus possible TDD and CID deals:

**"I always considered myself as a financial conservative individual. All these commercial developments that occurred in Chesterfield received significant tax help. Overtime my perspective has modified. I see very little downside to this," said the mayor.**

Here is what his April 1 campaign flier said on TDDs:

✓ **Mayor Bob** - strongly opposed giving 30 million of your sales tax dollars to the developer of the Premium Outlet Mall. (Developers should pay their own costs - NOT the taxpayers!) Chesterfield Mall owners begged the city not to approve this tax giveaway.

] **Randy** - Voted YES to give your tax dollars to that Outlet developer. This tax give-away gave an unfair advantage to the Outlet and *really hurt Chesterfield Mall.*

*"... a large group of citizens spoke against giving tax dollars to the Outlet Mall. Logan lectured them in a very demeaning way. I was shocked at his cavalier attitude towards residents and taxpayers."*

*John Hoffmann, Editor - Chesterfield News*

Basically the City and TDD board promised the public that this TDD would expire by a certain date. Now the TDD Board wants to extend it or in other words lie to the public. It clearly is a tax increase the day after it was suppose to be retired.

**THIS FROM THE TWITTERVERSE:**



**Jane Cunningham** @JCunninghamMO · Jun 19

Mayor Bob Nation has lost his mind. He has totally flip-flopped from the fiscally conservative platform he ran on just a couple months ago.

**MAYOR, CITY ADMINSTRATOR, CITY ATTORNEY AND COUNCILMAN ALL SUFFERING FROM SHORT TERM MEMORY LOSSES! CITY PLANNED TO BREAK NEW CITY LAW!** At the June 19, 2017 City Council meeting it was announced that the City Council Planning and Public Works Committee would hold a meeting beginning at 5:15 PM on June 22, 2017 in secret Executive Session.

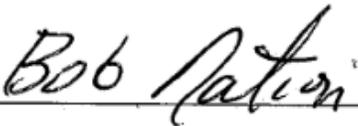
Eleven months earlier Mayor Bob Nation signed ordinance 2899 into effect that outlawed Council standing committees from holding any meetings in Executive (secret) session. I'm not sure if most of the council, the mayor, city attorney and city administrator are all suffering from short term memory loss or intentionally bent on breaking the law.

Here is the section of the bill citing closed meetings of committees were illegal effective July 18, 2016.

(6) *Closed meetings.* Closed meetings cannot be held at any meeting of the Standing Committees.

Section 3. This Ordinance shall be in full force and effect from and after its passage and approval.

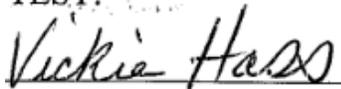
Passed and approved by the City Council of the City of Chesterfield, Missouri this 18th day of July, 2016.



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Bob Nation, MAYOR

TEST:



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Vickie Hass, CITY CLERK

The announcement was posted at City hall and on the city's website.



**CITY OF CHESTERFIELD - PUBLIC NOTICE  
EXECUTIVE SESSION (CLOSED MEETING)  
MONDAY, JUNE 22, 2017**

An Executive Session (closed meeting) has been scheduled to take place on June 22, 2017, at 5:15 p.m. in Conference Room 101 of City Hall (690 Chesterfield Parkway W, Chesterfield, MO 63017).

The purpose of this meeting is to provide the opportunity for confidential communication by/among the Planning and Public Works Committee, their City Attorney, and appropriate City Staff as provided by:

RSMo 610.021(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and attorneys.

Any/all questions, in advance of this meeting, should be directed to the undersigned.

A handwritten signature in blue ink, appearing to read "Justin Wyse". The signature is fluid and cursive, written over a horizontal line.

Justin Wyse  
Director of Planning and Development Services

The ordinance passed on a 7-0. That included current Planning and Public Works Committee Chair Guy Tilman voting for it.

Here is the email I sent to the mayor, city administrator, city attorney and Councilman Tilman.

**From:** John Hoffmann [mailto:johnhoffmann@charter.net]  
**Sent:** Tuesday, June 20, 2017 10:36 AM  
**To:** 'gtilman@chesterfield.mo.us'  
**Cc:** 'Bob Nation'; 'cbg@gravillelaw.com'; 'Mike Geisel'  
**Subject:** Illegal Meetings

## Does Guy get arrested or just cited when he breaks city law at 5:15 PM on Thursday?

Here is the mayor's reply to the email:

**From:** rsnation@aol.com [mailto:rsnation@aol.com]  
**Sent:** Tuesday, June 20, 2017 10:48 AM  
**To:** John Hoffmann  
**Subject:** Re: Illegal Meetings

John,  
I suspect we will alter plans such that his arrest will not be necessary.

Best Regards,

Bob Nation, Mayor

The Executive Session Meeting was Canceled an hour later.

### Planning/PW Agenda

name	Last Modified
  <a href="#">06-22-2017_Canceled_Exec_Session.pdf</a>	06/20/17 12:32
  <a href="#">06-22-2017_Planning_and_Public_Works_Committee_Canceled_Exec_Sess_Agenda.pdf</a>	06/20/17 12:30

**ANTHER FELONY DWI ARREST FOR CHESTERFIELD RESIDENT:** We wrote about this arrest in an April Newsletter where the suspect was found on the wrong side of the road and then bit the arresting officer. Here is what we wrote then:

Last week in the Police Blotter there was a notation of a DWI suspect who attempted to bite the arresting officer and was also arrested for assault on March 31, 2017. We promised to try and get the rest of the story. Here it is:

Suspect **Tatyana Yasinev** 38 years old was arrested for Felony DWI. She was discovered by the officer facing westbound in the eastbound lanes of Olive Blvd near Wellesley Place. During the booking process she complained of a medical condition so an Ambulance was dispatched to the station. She became combative, attempting to bite the Shift Sergeant and was taken by Ambulance to Mercy Hospital. While in route, she got one leg free from the lower seatbelt on the stretcher and kicked the arresting officer in the head. He was not injured by the kick. Warrant application was made for the DWI and Assaulting a Police Officer



Yasinev lives in Chesterfield at 13545 Coliseum Drive. Here is part of her driving and arrest record that we could find:

08/31/14	DWI	St. Louis CO PD
	Leaving the scene of an Accident	
	07/01/15 Pled Guilty to both charges. DWI 2- yr SES Probation term	
	Leaving the Scene of an Accident 2-yr SIS (No Record) probation term	
09/01/14	Careless and Impudent Driving	Chesterfield PD
	07/01/15 Pled Guilty \$500 fine (This is often a charge reduction from DWI)	

She appealed the loss of her driving privileges three times after she refused to take breath tests, all three times in 2014.

It took 2 ½-months for the lab results to come back on the blood drawn from Yasinev. Felony DWI charges have been filed. Here are the court documents:

IN THE CIRCUIT COURT OF ST. LOUIS COUNTY STATE OF MISSOURI			Cl
		-VS-	
TATYANA YASINEV 13545 COLISEUM DRIVE APT. G CHESTERFIELD, MO 63017	<b>31 M</b>	RACE: White	
<b>Aliases:</b>		SEX: Female	
<b>Defendant</b>		DOB: 09/24/1978	
		HGT: 5'05"	
		WGT: 165lbs.	
		P.D.: Chesterfield	
		ORI Number: MO0959A0C	
Count: 01 DWI - PERSISTENT - CLASS E FELONY		<b>CHARGES</b>	

**COMPLAINT**

State of Missouri )  
County of St. Louis ) SS

Comes now the State of Missouri by and through the undersigned Assistant Prosecuting Attorney on information and belief that there is probable cause to believe that the above named defendant committed the following crime(s):

**COUNT: 01 DWI - PERSISTENT - CLASS E FELONY**

That Tatyana Yasinev, in violation of Section 577.010, committed the class E felony of driving while intoxicated, punishable upon conviction under Sections 558.002, 558.011 and 577.010 RSMo, in that on or about March 31, 2017, Olive Blvd & White Plains Drive in the county of St. Louis, State of Missouri, the defendant operated a motor vehicle while under the influence of alcohol, and

1. On or about July 1, 2015, defendant was found guilty of driving while intoxicated for events occurring on August 31, 2014, in 21st Circuit Court St. Louis County in case #14SL-CR10038, and
2. On or about March 16, 2011, defendant was found guilty of driving while intoxicated for events occurring on December 3, 2010, in Municipal Court of Frontenac in case #T0719406467.

577.010-028Y20175499.0

The undersigned Prosecutor informs the Court on information and belief that the above offense(s) herein charged were committed.

*Att 65059*

I, Kyle Tyndell, DSN 0315, Chesterfield Police Department, knowing that false statements on this form are punishable by law, state that the facts contained herein are true. I have probable cause to believe that on March 31, 2017, at Olive Blvd & White Plains Drive, Tatyana Yasinev, White, Female, DOB 09/24/1978, 5'05", 165lbs, committed one or more criminal offense(s).

Count: 01      DWI - PERSISTENT - CLASS E FELONY

The facts supporting this belief are as follows: Defendant was operating a motor vehicle in St. Louis County. Officer was called to area due to vehicle driving erratically. When the officer arrived, the defendant's car was facing west in the eastbound lane of Wellesley Place. The officer asked defendant to exit her vehicle. The officer observed what appeared to be vomit in the center console of the vehicle and on the defendant's blouse. The officer observed clues of intoxication including, a strong odor of an intoxicating beverage on her person, slow and confused speech, watery and glassy eyes. The defendant performed poorly on SFSTs. Defendant was arrested and brought to the station. There she was read her Missouri Implied Consent. Defendant then complained of chest pains and pressure in her chest. She was transported by ambulance to Mercy Hospital. While waiting for the ambulance defendant had to be restrained because she became violent and attempted to bite and scratch officers. Defendant was re-informed of her implied consent at which time she agreed to a blood draw. Defendant's blood sample revealed a .191 BAC result. Defendant has pleaded guilty to or been found guilty of at least two prior intoxication related traffic offenses.

Kyle Tyndell, DSN 0315, Chesterfield Police Department

[Signature]

KLSEM 315

Date:

05-24-2017

**STILL ANOTHER CHESTERFIELD RESIDENT ARRESTED FOR FELONY REPORT**

**DRUNK DRIVING:** Andrew Stephen Keys, 26, of 1448 Carriage Crossing in Chesterfield was arrested for Felony Persistent Drunk Driving on December 28, 2016. He refused to take a breath test so a search warrant was obtained and blood was drawn. He was not formally charged in the St. Louis County Circuit Court until May 26, 2017 after the lab tests on the blood finally came back. Hours after the arrest Keys' Blood Alcohol was still at .231% BAC.



2009



2016

Keys, a convicted burglar, who was sentenced to prison for three years in 2009 after his probation was revoked for a Chesterfield burglary, was stopped driving drunk at the Chesterfield Towne Center on Long Road and Edison Road.

This is from the court files:

**IN THE CIRCUIT COURT OF ST. LOUIS COUNTY  
STATE OF MISSOURI**

**-VS-** **C**

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<b>ANDREW STEPHEN KEYS</b> 1448 CARRIAGE CROSSING CHESTERFIELD, MO 63005		RACE: White SEX: Male DOB: 05/09/1991 HGT: 5'07" WGT: 165lbs. P.D.: Chesterfield ORI Number: MO0959A
<b>Aliases:</b> Andrew Stephen Keys	<b>42 TH</b>	
<b>Defendant</b>		

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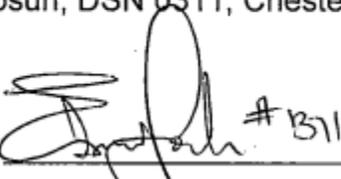
**CHARGES**

Count: 01 DWI- ALCOHOL- PERSISTENT OFFENDER - CLASS D FELONY



Defendant performed poorly on SFSTs. Defendant was read his Missouri Implied Consent and Miranda warnings. Defendant refused to give a breath sample. A search warrant for defendant's blood was granted. Defendant's blood sample revealed a .213 BAC result. Defendant has pleaded guilty to or been found guilty of two prior intoxication related traffic offenses.

Edmund Sosuh, DSN 0311, Chesterfield Police Department

[Signature]  #371 Date: 05/24/2017

**Here is part of Keys' record that we could find:**

02/08/09	DWI	Town and Country
06/10/09	Burglary & Stealing	Chesterfield PD
	12/18/09 Pled Guilty 5-year SIS Probation	120 days shock jail time
	6/24/10 Probation revoked sentenced to 3-years prison	
01/16/10	DWI	Chesterfield
02/22/10	Misdemeanor Assault	Chesterfield PD
	11/18/10 Pled Guilty 15-Days jail	
07/05/12	Operate a Motor Veh W/O Valid License	Miller Co Sheriff's
	10/21/12 Pled Guilty \$191 fine	
12/09/16	Speeding Pending	Town and Country PD
	No Proof of Insurance	
12/28/16	Felony DWI Pending	Chesterfield PD
01/24/17	Speeding 51/30	Clarkson Valley (StL Co PD)
	05/01/17 Reduced to Littering \$323 fine	
	Driving While Revoked	
	05/01/17 Reduced to Littering \$323 fine	

**WHO IS GRAVILLE PROTECTING? CERTAINLY NOT THE PUBLIC:** Chesterfield City Attorney Chris Graville is also the prosecuting attorney in Clarkson Valley, MO. On May 1, 2017 Graville amended Keys' Driving While Revoked charge to Littering with a \$323 fine. He did the same for a speeding 51 MPH in a 30 MPH zone.

What does it take not to get a special deal from Graville? The guy is an ex-con for West County burglaries, he has three prior DWI arrests including two in the town where Graville is City Attorney. He served jail time for a West County assault. Clearly that is not enough to make Graville actually prosecute Keys for the offenses he committed.

The best I can figure is the only thing that Graville is protecting is the cash flow of Key's defense attorney Gary Lauber, because without hiring a lawyer, Keys is getting no deals.

When I originally saw two "Littering" Convictions for the same time and same date on Kehrs Mill Road I joked with someone that Clarkson Valley must be cracking down on littering and charging defendants for both the Taco Bell bag and the beer can as separate charges despite being thrown out the window at the same time. Of course I knew they were serious charges being hidden by Graville.

**I'M CALLING BULLSHIT:** Here is an email exchange between me and Chris Graville:

**From:** John Hoffmann [mailto:johnhoffmann@charter.net]  
**Sent:** Monday, June 19, 2017 10:59 AM  
**To:** 'cbg@gravillelaw.com'  
**Subject:** question

Chris:

Just wondering if you can explain what the justification is for reducing a 51/30 and Driving While Revoke charge to Non-Traffic offense of Littering for a person who is an ex-convict for burglary and stealing, has 3 DWI arrests, a Felony DWI charge pending at the time of your offenses plus 1 Driving While Revoked reduced to No Op Lic?

02/08/09	DWI	Town and Country
06/10/09	Burglary & Stealing	Chesterfield PD
	12/18/09 Pled Guilty 5-year SIS Probation	120 days shock jail time
	6/24/10 Probation revoked sentenced to 3-years prison	
01/16/10	DWI	Chesterfield
02/22/10	Misdemeanor Assault	Chesterfield PD
	11/18/10 Pled Guilty 15-Days jail	
07/05/12	Operate a Motor Veh W/O Valid License	Miller Co Sheriff's
	10/21/12 Pled Guilty \$191 fine	
12/09/16	Speeding Pending	Town and Country PD

	No Proof of Insurance	
12/28/16	Felony DWI Pending	Chesterfield PD
01/24/17	Speeding 51/30	Clarkson Valley (StL Co PD)
	5/01/17 Reduced to Littering \$323 fine	
	Driving While Revoked	
	05/01/17 Reduced to Littering \$323 fine	

Exactly who is being protected from Mr. Keys? Certainly not the public! Best I can figure the cash flow for attorney Gary Lauber is the only thing being protected in this deal. Can you set me straight?

John Hoffmann

**From:** Chris Graville [mailto:cbg@gravillelaw.com]  
**Sent:** Monday, June 19, 2017 11:34 AM  
**To:** John Hoffmann  
**Subject:** Re: question

Mr. Hoffmann,

This is a **pending** recommendation (nothing has been amended despite your assertion) that Mr. Key's lawyer has been in regular contact with me about. Mr. Key's charge of driving while revoked will only be amended if his driver's license is reinstated AND he successfully completes the treatment program he is currently enrolled in, including any treatment required as a condition of his felony. Despite the fact that Mr. Keys was not cited in Clarkson Valley with an alcohol related offense I've required that he address his sobriety as a condition of this recommendation.

I hope that clarifies some of your confusion.

Onward,

Chris

**NOW HERE IS THE TRUTH:** According to Clarkson Valley Municipal Court records Keys pled guilty to the amended charges of littering. Here is one of the 2 disposition sheets. (They read the same other than the citation numbers) According to records there does not appear to be anything **pending**.

Status: Open

Case #: T120400457-5 Ticket #: 120400457 OCN:

Court Name: Clarkson Valley Municipal Court

Website: [www.clarksonvalley.com](http://www.clarksonvalley.com)

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Defendant: Andrew S Keys

Birth Year: 1991

Address: 1448 Carriage Xing Ln Chesterfield, MO 63005

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Violation Information

Date/Time: 01/24/2017 12:04 AM

Location: Kehrs Mill Rd. An

Issuing Agency: Clarkson Valley Police Department

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Charge Information

Charge: 90980990 LITTERING FROM A VEHICLE

State Charge: ORDIN.0-169Y20005599.0

Ordinance: 320.030

Disposition Date: 05/01/2017 Plea: G Judge Porter

Disposition: Guilty

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Defense Attorney Information

Name: Gary J Lauber Phone: (314) 729-1292

Address: 12122 Tesson Ferry Road St Louis, MO 63128

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Case Filed Date: 01/29/2017

Original Court Date: 03/15/2017 05:30 PM, Rm 1

Current Court Date: 06/21/2017 05:30 PM, Rm 1

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Assessed Amount: \$323.00

Balance Due: \$323.00

[Pay Online](#)

If you read the Official Court Disposition Sheet Clarkson Valley Judge Porter accepted a plea for Guilty for an amended charge of Littering on May 1, 2017. This official court record shows a plea was made, accepted and a fine issued under "disposition" contrary to what Mr. Graville claims is pending.

## **ENGELMEYER TAKES A SHOT AT US IN THANK YOU LETTER:**

Chesterfield Municipal Prosecutor Tim Engelmeyer sent out a thank you letter to the Chesterfield City Council thanking them for his reappointment and predicting “more nonsense” from me. The NONSENSE clearly has been from Engelmeyer, who amends thousands of violations annually to Illegal Parking if and only if you are represented by a lawyer and who in our research never tries a case.

**From:** Tim Engelmeyer <[tim@epfirm.com](mailto:tim@epfirm.com)>

**Date:** June 6, 2017 at 8:31:35 AM CDT

**To:** Barbara McGuinness <[BMcGuinness@chesterfield.mo.us](mailto:BMcGuinness@chesterfield.mo.us)>, Barry Flachsbart <[BFlachsbart@chesterfield.mo.us](mailto:BFlachsbart@chesterfield.mo.us)>, "gtilman@chesterfield.mo.us" <[gtilman@chesterfield.mo.us](mailto:gtilman@chesterfield.mo.us)>, "rlogan@chesterfield.mo.us" <[rlogan@chesterfield.mo.us](mailto:rlogan@chesterfield.mo.us)>, "dhurt@chesterfield.mo.us" <[dhurt@chesterfield.mo.us](mailto:dhurt@chesterfield.mo.us)>, "tdecampi@chesterfield.mo.us" <[tdecampi@chesterfield.mo.us](mailto:tdecampi@chesterfield.mo.us)>, Michelle Ohley <[MOhley@chesterfield.mo.us](mailto:MOhley@chesterfield.mo.us)>, "bkeathley@chesterfield.mo.us" <[bkeathley@chesterfield.mo.us](mailto:bkeathley@chesterfield.mo.us)>

**Cc:** Bob Nation <[BNation@chesterfield.mo.us](mailto:BNation@chesterfield.mo.us)>, Mike Geisel <[mgeisel@chesterfield.mo.us](mailto:mgeisel@chesterfield.mo.us)>

**Subject:** Thank you

Council:

For those of you who voted to approve me during the reappointment process, I want to express my sincere gratitude for that support. For those who opposed the reappointment, although disappointing, I know and realize there are various reasons for that decision. I will respect those reasons and I promise you that I will do everything in my power to demonstrate that the appointment made last night was the right one.

Make no mistake about it --- the nonsense from Mr. Hoffmann will continue, probably increase. However, my door is always open and my cell phone number is below. I am available anytime, anywhere to sit down and go through the facts of a case or the policy considerations that make the Chesterfield Municipal Court the most respected and highest regarded court in the area.

Again, thank you.

*Timothy A. Engelmeyer*

**Timothy A. Engelmeyer**

Engelmeyer & Pezzani, LLC

13321 North Outer Forty Road

**CHESTERFIELD POLICE BLOTTER:** Read what calls the police handled last week.

**CHESTERFIELD POLICE DEPARTMENT**  
**Media Report**  
**June 14, 2017 - June 20, 2017**

<u>Report Number</u>	<u>Time of Occurrence</u>	<u>Generic Address</u>	<u>Business/Location Name</u>	<u>Incident Type</u>
17 2935	06/20/2017, 1200 06/20/2017, 1200	20XX SHEP CT		Larceny under \$750 License Plate/Tabs
<b>Brief Narrative Description:</b> Citizen report of stolen license plate tabs.				
17 2938	06/19/2017, 1500 06/19/2017, 1800	15XXX PEACH HILL CT 716		Fraud Scam
<b>Brief Narrative Description:</b> Unknown subject convinced victim to send money for fraudulent bank account return scam.				
17 2942	06/20/2017, 1500 06/20/2017, 1500	18XXX OUTLET BLVD	Sunglass Hut	Larceny under \$750 Shoplifting
<b>Brief Narrative Description:</b> 26 yo female concealed sunglasses and clothing and left store without paying. Also in possession of prohibited theft device.				
17 2943	06/08/2017, 0000 06/20/2017, 0000	WILD HORSE CREEK RD & ARBOR GROVE CT		Larceny under \$750 Subdivision
<b>Brief Narrative Description:</b> Unknown subject took landscape lighting from subdivision entrance.				
17 2950	06/20/2017, 1901 06/20/2017, 1901	9XX E CHESTERFIELD PKY	BP	Larceny under \$750 Shoplifting
<b>Brief Narrative Description:</b> Unknown subject took cigarettes and ran out of store without paying.				
17 2956	06/20/2017, 2115 06/20/2017, 2200	16XXX CHESTERFIELD AIRPORT RD	Annie Gunns	Larceny under \$750 from Auto
<b>Brief Narrative Description:</b> Unknown subject entered victim's unlocked vehicle and took a backpack containing cash, credit cards, and laptop computer.				
17 2921	06/19/2017, 0731 06/19/2017, 0731	CLARKSON RD & KEHRS MILL RD		Found Property
<b>Brief Narrative Description:</b> Recovered stolen pistol from St. Louis City found on side of road.				
17 2925	06/17/2017, 1945 06/17/2017, 2330	14XX MUMMA CT		Property Damage to Vehicle
<b>Brief Narrative Description:</b> Unknown subject scratched the side of victim's vehicle.				

17 2929	06/09/2017, 0000 06/18/2017, 0000	27XX JOYCERIDGE DR		Fraud Credit Card
<b>Brief Narrative Description:</b> Unknown subject used victim's credit card to make purchases.				
17 2908	06/18/2017, 1310 06/18/2017, 1335	17XXX NORTH OUTER 40 RD	Polo	Larceny Over \$750 Shoplifting
<b>Brief Narrative Description:</b> 22 yo female grabbed clothing and ran out of store without paying.				
17 2913	06/18/2017, 1256 06/18/2017, 1740	2XX S WOODS MILL RD	St. Luke's Hospital	Fraud Identity Theft
<b>Brief Narrative Description:</b> 25 yo female used victim's information to obtain treatment at hospital.				
17 2887	06/17/2017, 0325 06/17/2017, 0328	2XX CHESTERFIELD MALL	Foot Locker	Burglary Commercial - Business
<b>Brief Narrative Description:</b> Unknown subject forced open door to mall and proceeded to victim store where front window was broken and clothing was taken.				
17 2893	06/17/2017, 1037 06/17/2017, 1037	1XX THF BLVD	Walmart	Larceny under \$750 Shoplifting
<b>Brief Narrative Description:</b> 26 yo female pushed grocery cart full of merchandise out of store without paying.				
17 2894	06/16/2017, 2300 06/17/2017, 1000	20XX BROOK HILL RIDGE DR		Larceny under \$750 from Auto
<b>Brief Narrative Description:</b> Unknown subject entered victim's unlocked vehicle and took money from inside wallet.				
17 2895	06/16/2017, 2105 06/16/2017, 2115	2XX CHESTERFIELD MALL	Victoria's Secret	Larceny under \$750 Shoplifting
<b>Brief Narrative Description:</b> Unknown subjects concealed clothing and left store without paying.				
17 2896	06/07/2017, 1230 06/07/2017, 1230	18XXX OUTLET BLVD	Saks Fifth Avenue	Fraud Credit Card
<b>Brief Narrative Description:</b> Unknown subject used victim's credit card information to make purchases.				
17 2897	06/17/2017, 1340 06/17/2017, 1350	18XXX OUTLET BLVD	Adidas	Larceny under \$750 Shoplifting
<b>Brief Narrative Description:</b> Unknown subjects grabbed shoes and ran out of store without paying.				
17 2898	06/17/2017, 1456 06/17/2017, 1528	18XXX OUTLET BLVD	St. Louis Premium Outlet Mall	Trespassing Private Property
<b>Brief Narrative Description:</b> 29 yo male trespassed on private property after previously being banned for previous theft. Also in possession of prohibited theft device.				
17 2902	06/17/2017, 1745 06/17/2017, 1745	CLARKSON WILSON CTR & CLARKSON WOODS DR		Assault Common - Actual Assault

<b>Brief Narrative Description:</b> 25 yo female struck and threatened victim after argument causing no injuries.				
17 2871	06/16/2017, 0417 06/16/2017, 0417	1XX LONG RD	Edison Express	Drugs Possession - Misdemeanor
<b>Brief Narrative Description:</b> 35 yo male in possession of marijuana and paraphernalia after suspicious vehicle check.				
17 2876	06/16/2017, 1202 06/16/2017, 1202	18XXX OUTLET BLVD	Sunglass Hut	Larceny under \$750 Shoplifting
<b>Brief Narrative Description:</b> 41 yo female concealed sunglass, clothing, and curling iron and left stores without paying.				
17 2877	06/16/2017, 1205 06/16/2017, 1205	15XXX BRIGHTFIELD MANOR DR		Fraud Scam
<b>Brief Narrative Description:</b> Unknown subject scammed victim out of money and hacked social media account after making PayPal purchase.				
17 2879	06/16/2017, 1700 06/16/2017, 1720	17XXX WILD HORSE CREEK RD	Mobil	Larceny under \$750 Gas Drive Off
<b>Brief Narrative Description:</b> Unknown subject pumped gasoline and drove out of gas station without paying.				
17 2884	06/16/2017, 2129 06/16/2017, 2129	DEEP FOREST DR & WILD HORSE CREEK RD		Drugs Possession - Misdemeanor
<b>Brief Narrative Description:</b> Three 17 yo males in possession of marijuana and paraphernalia after suspicious vehicle check.				
17 2854	06/15/2017, 0100 06/15/2017, 0602	17XXX CHESTERFIELD AIRPORT RD	Sonic	Burglary Commercial - Business
<b>Brief Narrative Description:</b> Unknown subject broke out glass on front door of business, entered safe, and took money.				
17 2862	05/05/2017, 1402 06/12/2017, 1200	14XXX EDDINGTON DR		Fraud Identity Theft
<b>Brief Narrative Description:</b> Unknown subject used victim's information to open up cellular phone account.				
17 2861	06/13/2017, 1620 06/14/2017, 0845	16XXX SWINGLEY RIDGE RD	Double Tree	Larceny Over \$750 Person
<b>Brief Narrative Description:</b> Unknown subject took rings after they were left behind in hotel room.				
17 2851	06/04/2017, 1300 06/04/2017, 1400	14XXX GREENLEAF VALLEY DR		Larceny under \$750 from Auto
<b>Brief Narrative Description:</b> Unknown subject took leaf blower out of bed of pickup truck.				
17 2840	06/14/2017, 1623 06/14/2017, 1623	17XXX WILD HORSE CREEK RD		Drugs Possession - Misdemeanor
<b>Brief Narrative Description:</b> 19 yo male in possession of marijuana and paraphernalia after suspicious vehicle call.				
17 2833	06/14/2017, 1150	18XX SCHOETTLER VALLEY DR		Larceny Over \$750 Front/Rear Residence

	1150			
<b>Brief Narrative Description:</b> Unknown subject took construction equipment from rear of residence.				
17 2838	06/08/2017, 1600 06/14/2017, 1400	6XX SPIRIT VALLEY EAST DR	Belfor Property Restoration	Larceny Over \$750 Business
<b>Brief Narrative Description:</b> Unknown subject took money from office area of business.				
17 2847	06/14/2017, 1823 06/14/2017, 1823	17XXX NORTH OUTER 40 RD	Polo	Larceny under \$750 Shoplifting
<b>Brief Narrative Description:</b> 33 yo male grabbed clothing and ran out of store without paying. Officers attempted to stop vehicle but vehicle refused to yield and officers terminated pursuit.				

**CONNIE FULTS ERUPTS:** Former Councilwoman Connie Fults was at the June 19 Chesterfield City Council meeting and she was on the attack over the release of emails, including hers to city prosecutor Tim Engelmeyer about Lynn Dull’s trash cans.

To read the emails go to: [http://johnhoffmann.net/trash\\_can\\_emails\\_061317.pdf](http://johnhoffmann.net/trash_can_emails_061317.pdf)

Fults was pissed off and angry from her first word to her last and included an argument with Councilman Tom DeCampi who defeated in 2016 with 60% of the vote and heated words with Mayor Bob Nation. At times she was speaking so fast I was not able to write everything she said, but I was able to get every word when she danced around the slander issue about a former constituent.



A Pious sounding Fults



A red faced mayor getting mad.



A councilman trying to restrain a grim

“I believe you violated my privacy,” exclaimed Fults upset that her home telephone number was not redacted in one of the emails. This seems to be amazing lame

complaint because if you google Fults her home phone number is listed and it pops right up.

### [Connie Fults \(636\) 537-5269 129 Brighthurst Dr Chesterfield missouri](https://data-2.publicwhitepages.com/base.php?t=missouri&id=2561519)

[data-2.publicwhitepages.com/base.php?t=missouri&id=2561519](https://data-2.publicwhitepages.com/base.php?t=missouri&id=2561519) ▼

Online Public Records Profile for **Connie Fults** - Telephone:(636) 537-5269.

Her phone besides being listed had been freely available when she was on the city council for residents to contact her.

Next she went after Lynn Dull and her requests and then official Sunshine Law requests for the emails, plus her reporting similar violations where the city took no action.



This was the view of the side of Dull's house that faces Parsonage at the time of the trash can complaint. The front of the house actually faces Wilson Manor.

“Obtaining these emails were just another dead end in Mrs. Dull’s endless quest...I filed the complaint against Mrs. Dull for her neighbors who felt she was unstable and were afraid she would retaliate against them,” announced Fults possibly crossing a line of slander against a homeowner. She continued and mentioned how Dull lived in the large house by herself. (I believe every American has a right to do just that.)

Mrs. Dull is a widow and a retired CPA. She and her husband built the house in 1982.

“Quite frankly, what a waste of time. How many people have nine trash cans? The Council needs to put a stop to this,” said Fults. (I think the Council has put a stop to this by releasing the emails.)

Fults went on and on until Mayor Nation interrupted her tirade and told her that her three minutes for public comment were up and asked if she was bout finished/ She said she needed another minute. Fults who had worked on the council to impeach Nation and

then worked at the polls to try and defeat him (he won with 60% of the vote against Randy Logan) continued.

When finished she sat down and Councilman Tom DeCampi said how a number of the council thought the emails were not attorney client privilege and how someone who sends emails to public officials or on public officials email accounts should know those emails could very likely be public.

Fults wanted to rebut DeCampi's remarks. They got into a loud argument that caused Mayor Nation to shout and gavel them down, loudly saying, "Mrs. Fults your three minutes are up, please be seated."

## **RESTAURANTS:**

**QUITE A CHANGE IN THE MENU:** Krieger's Pub and Grill on Clarkson Road across from the Chesterfield Mall did not go out of business. They lost their lease. Kriegers that featured cheese steaks, burgers, pizza and all the fries you could eat was not exactly on the top of the list at the cardiologist's office for places to eat. But I liked it when I had meetings with my AOL patch.com editor, Jean Whitney.



However the joint that replaced Krieger's represents quite a change in the menu. The new place is Crushed Red that specializes in SALADS!



**GUITAR MAN:** We spotted The Guitar Man playing to motorists in the middle of the day at Gravois and Hampton.



We knew he was The Guitar Man because of his hat.



**CARTOONS:**





*"Tell them is fake news, work of moose and squirrel."*





## SCREEN TIME

Yesterday



Today

