

City of Arnold, Missouri

Council Meeting
Council Chamber

January 21, 2016
7:00 p.m.

Agenda

1. Pledge of Allegiance:
2. Opening Prayer: St. John's Lutheran Church – Pastor Jeremy Schultz
3. Roll Call:
4. Business from the Floor:
5. Consent Agenda:
 - A. Minutes from **Emergency Meeting December 30, 2015**
 - B. Minutes from **January 7, 2016**
 - C. Payroll Warrant **#1229 in the Amount of \$317,760.68**
 - D. General Warrant **#5658 in the Amount of \$451,937.70**
6. Ordinances:
 - A. **Bill No. 2630:** An Ordinance Allowing the “2016 Show-Me Green Sales Tax Holiday” to Apply to the Local Sales Tax of the City of Arnold Between April 19, and April 25, 2016.
 - B. **Bill No. 2631:** An Ordinance Approving a Memorandum of Understanding Between the City of Arnold, Missouri, Jefferson County, Missouri and the Jefferson County Sheriff's Office Regarding the Sheriff's Emergency Response Team (“SERT”) and Authorizing the Mayor to Execute Same on Behalf of the City.
7. Resolutions:
 - A. **Resolution No. 16-07:** A Resolution Authorizing the Mayor to Execute Certain Mutual Aid Agreements.
 - B. **Resolution No. 16-08:** A Resolution Authorizing the Mayor to Enter into a Contract with Spencer Contracting Company to Provide Construction Services for the Strawberry Ridge Subdivision Street / Sidewalk and Other Work Project for the City of Arnold.
 - C. **Resolution No. 16-09:** A Resolution Providing for the Development of a Five-Year Plan for the Maintenance, Repair and Improvement of City Streets and Roads and Establishing a Funding Source for the Implementation of that Plan.

8. Motions:
 - A. A Motion to Hold a Closed Session Immediately Following the City Council Meeting for the Purpose of Discussing Litigation Pursuant to RSMo Section 610-021. (1)
9. Reports from Mayor, Council and Committees:
10. Administrative Reports:
11. Adjournment:

Next Regular Council Meeting February 4, 2016 at 7:00 p.m.
Next Work Session February 11, 2016 at 7:00 p.m.

January 15, 2016
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Mayor Ron Counts called the emergency meeting to order at 6:00 p.m.

Those present per roll call taken by City Clerk Tammi Casey: Mayor Ron Counts, Fulbright, Crisler, Plunk, McArthur, Freese (excused), Amato, Cooley, Owens, Richison (excused), Casey, Holden (excused), Sweeney (excused), Boone (excused), Blattner (excused), Kroupa and Chief Shockey.

DISCUSSION OF FLOODING PLAN

Mayor Counts thanked Bob Boyer and Renee Reuter from the Jefferson County Council for attending tonight's meeting.

Mayor Counts informed everyone that this is one of the worst disasters that Arnold has seen and we are experiencing historic flooding, which came on quickly with little time to prepare. He immediately signed a State of Emergency and has raised the emergency level to Level 2. These actions will help with federal assistance from FEMA and will activate assistance from the National Guard.

The City is doing everything possible to keep its residents and the city safe. Mayor Counts stated, "All boots are on the ground including fire, ambulance, Army Corp of Engineers, Ameren, Laclede, American Water, as well as city staff."

American Red Cross has set up a shelter at First Baptist Church, which is able to accommodate 1900 people, The Rec Center will also be available if needed. The Humane Society is also set up at First Baptist Church. So far 52 animals have been sheltered.

A press conference was held today at noon to make sure information is made available to citizens. The Police Department has gone door to door three times so far to encourage evacuation along the hardest hit areas, namely along Starling Airport Road. Some of the current major road closures include Starling Airport, Pleasant Valley Terrace and Jeffco @ Meramec. So far 1,450 tons of sand has been delivered along with sand bags and 242 rolls of plastic.

Chief Shockey informed everyone that an Emergency Command Center has been set up downstairs at City Hall. It will be open from 8:00 a.m. until 8:00 p.m. daily. If assistance is needed after hours, please call the Police Department's non-emergency number. There are also command stations set up at Starling Airport Road and at Bayshore & Tenbrook. So far the Police have performed one water rescue.

2
Special Meeting
December 30, 2015

North bound Highway 55 is going to be the only way out of the city. South bound will probably be closed before the night is over.

Chief Shockey showed pictures and video that has been taken of the flooding. He has just received word that the crest is expected to be 49'. The crest from the 1993 flood was 45'.

Mayor Counts then allowed questions and comments from the council.

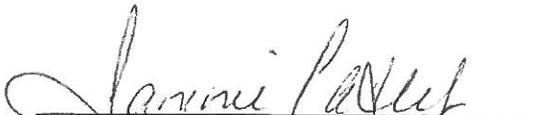
Arnold Food Pantry issued a press release stating that if your food pantry or emergency clothing distribution center is non-operational due to flooding, they will honor all vouchers for food and clothing from the American Red Cross, Salvation Army or local food pantries.

Chief Shockey indicated that water should start receding on Monday. Forty dumpsters are set to be dropped off at various locations to help residents with clean up. Also inspectors from surrounding areas will be assisting to make sure inspections can be performed as quickly as possible. The City is also hiring electrical inspectors to help people get back into their homes as soon as possible.

I have attached hereto and made part of the official minutes the 2015 Flood Plain Section Maps as provided by the City of Arnold Community Development Department.

A motion to adjourn the meeting was made by Jason Fulbright. Seconded by Gary Plunk. Voice vote: All yeas.

Meeting adjourned at 6:50 p.m.


City Clerk Tammi Casey, MRCC

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: EMERGENCY MEETING

DATE: 12/30/2015

PAGE: 1

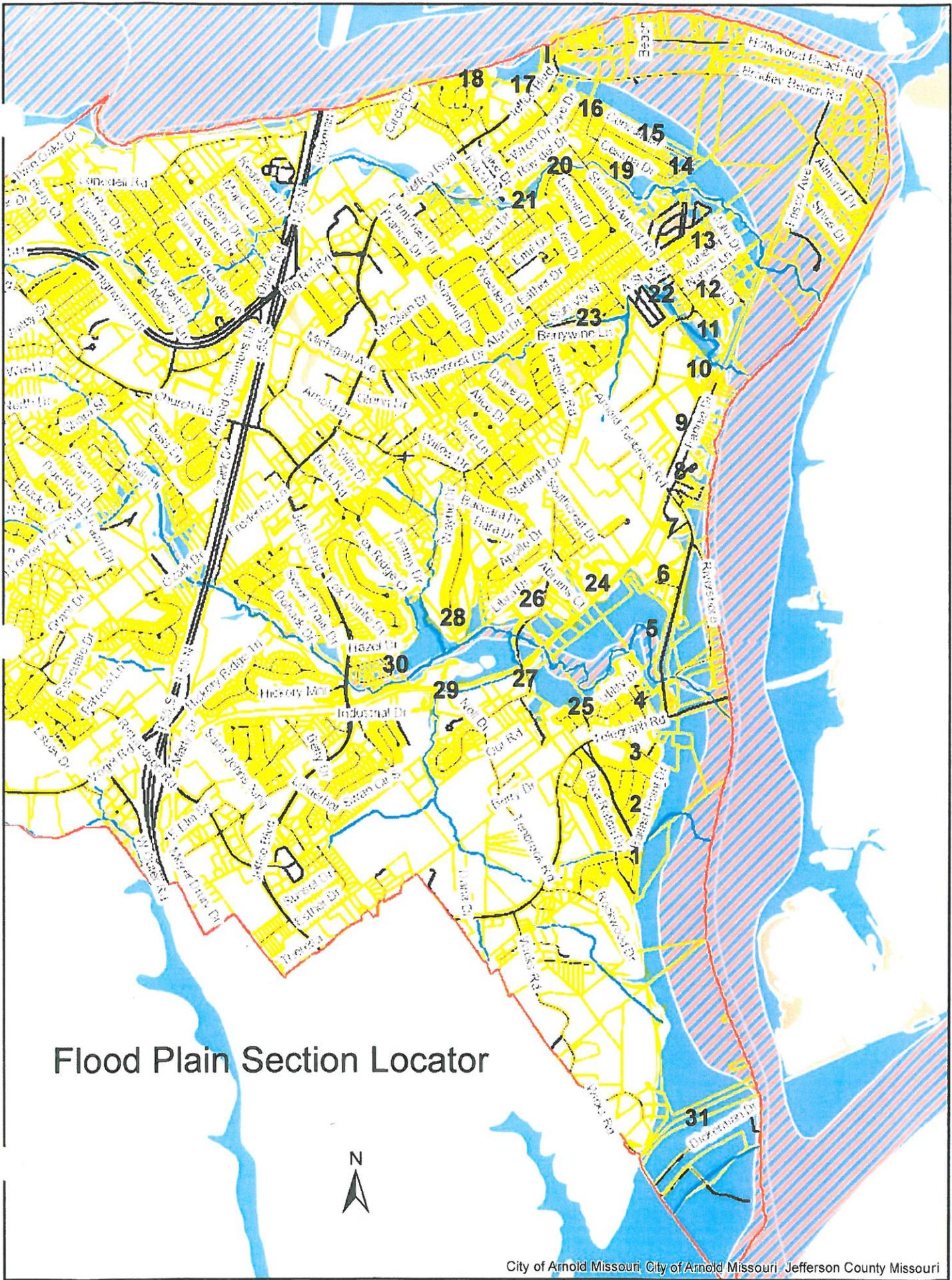
BILL NO - RESOLUTION - MOTION

COUNCIL MEMBERS:

		PRESENT				
MAYOR	<u>RON COUNTS</u>	PRESENT				
COUNCIL:	<u>JASON FULBRIGHT</u>	PRESENT				
COUNCIL:	<u>NANCY CRISLER</u>	PRESENT				
COUNCIL:	<u>GARY PLUNK</u>	PRESENT				
COUNCIL:	<u>BRIAN MCARTHUR</u>	PRESENT				
COUNCIL:	<u>PAUL FREESE</u>	EXCUSED				
COUNCIL:	<u>PHIL AMATO</u>	PRESENT				
COUNCIL:	<u>BUTCH COOLEY</u>	PRESENT				
COUNCIL:	<u>DAVID OWENS</u>	PRESENT				
CITY ADMINISTRATOR	BRYAN RICHISON	EXCUSED	PARKS DIR:	SUSIE BOONE		EXCUSED
CITY CLERK	TAMMI CASEY	PRESENT	PUBLIC WORKS:	ED BLATTNER		EXCUSED
COM DEV	MARY HOLDEN	EXCUSED	TREASURER:	DAN KROUPA		PRESENT
CITY ATTORNEY	BOB SWEENEY	EXCUSED	POLICE DEPT.	CHIEF SHOCKEY		PRESENT

2015 FLOOD PLAIN SECTION MAPS

**City Of Arnold
Community Development**



Flood Plain Section Locator



***Up to 30ft Error in Contour and Flood Hazard Locations. Verify with Manhole Locations.

- 420 ft Contour (Above Sea Level)
- Regulatory Floodway
- 1% Annual Chance Flood Hazard
- 0.2% Annual Chance Flood Hazard
- Base Flood Elevations
- Sewer Manholes Elevations
- Manholes 418.9ft & Under
- Lot Lines





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City of Annapolis, Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, USGS, AeroGRID, IGN, IGP, swisstopo, and the GIS User Community

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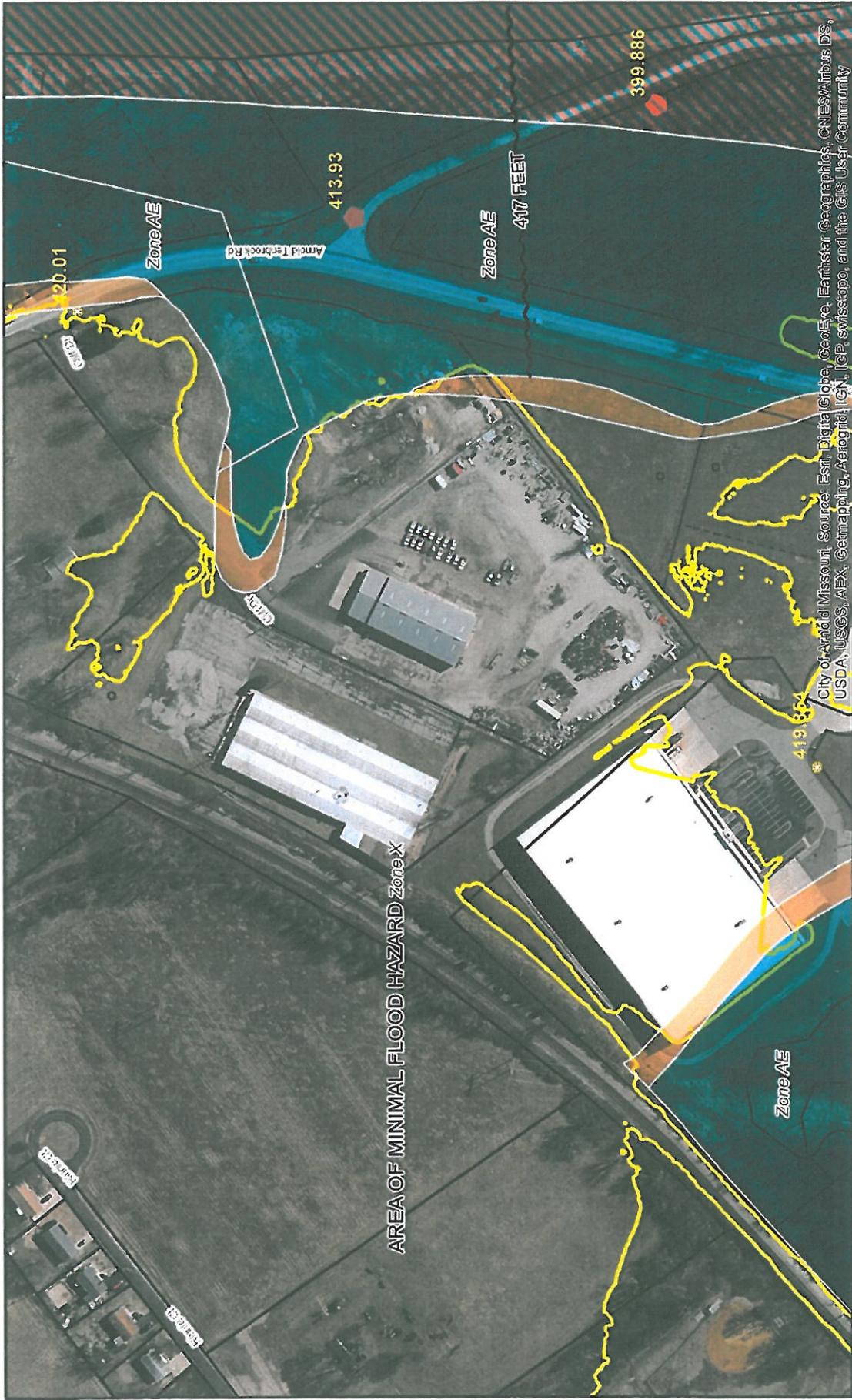


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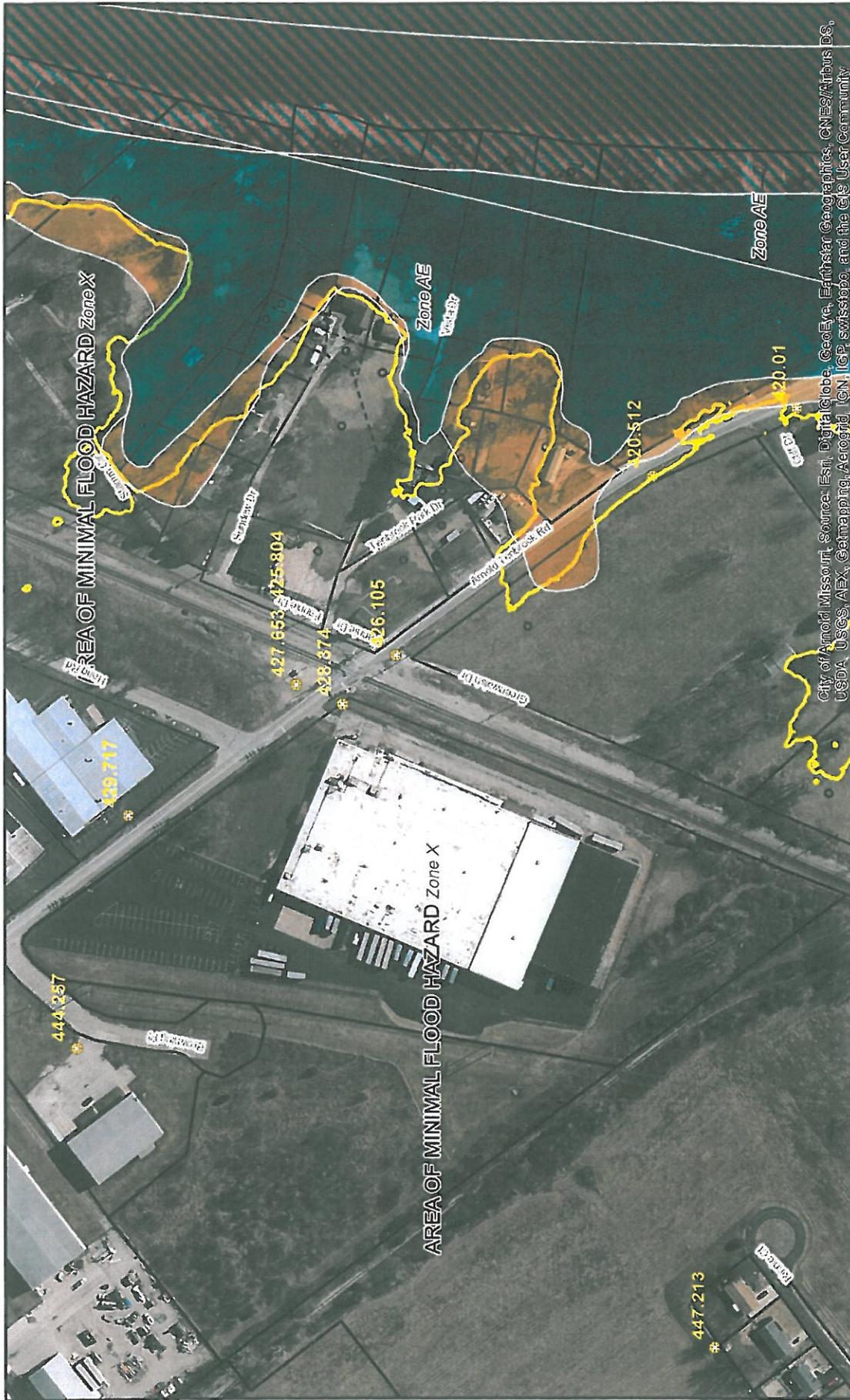
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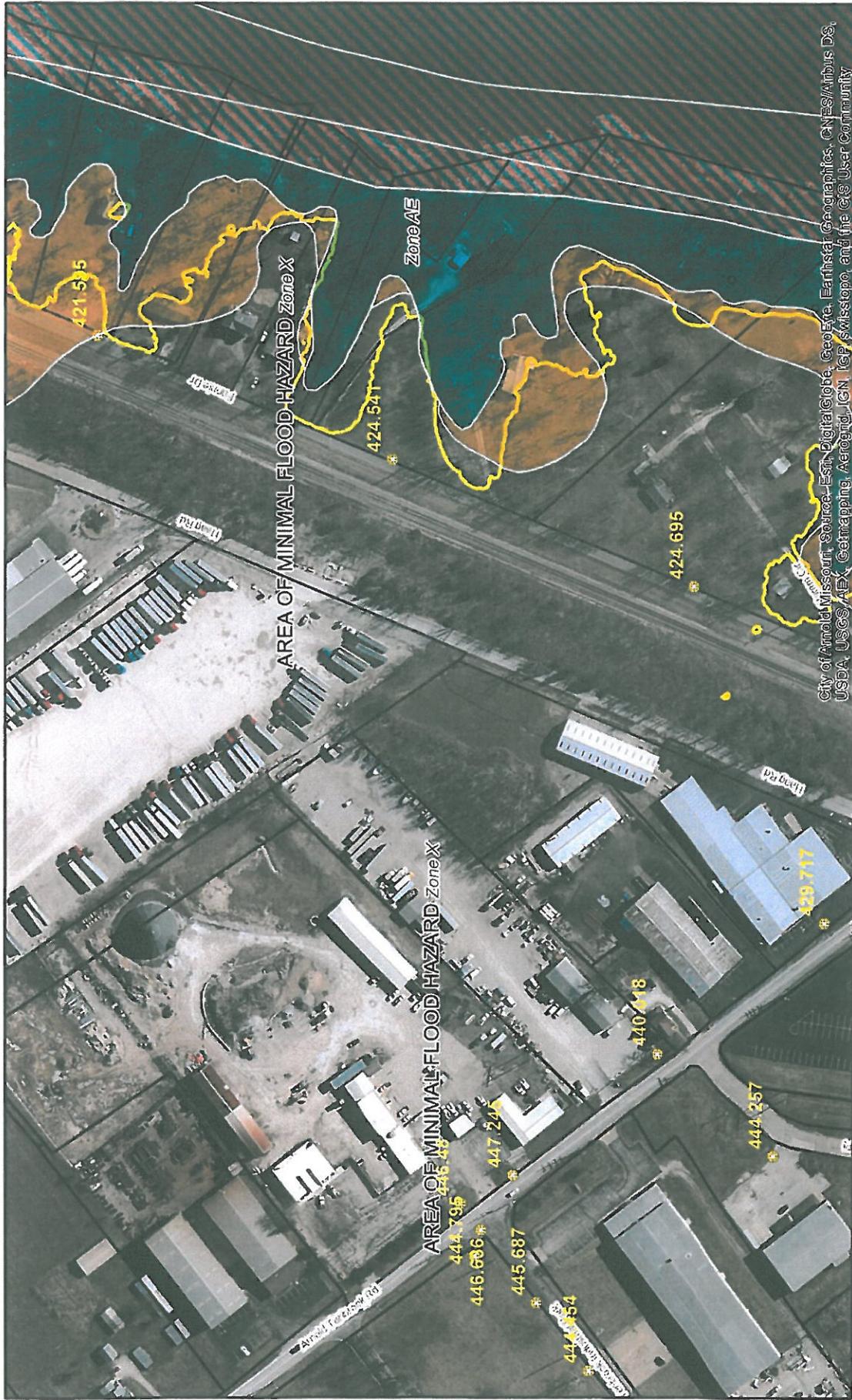


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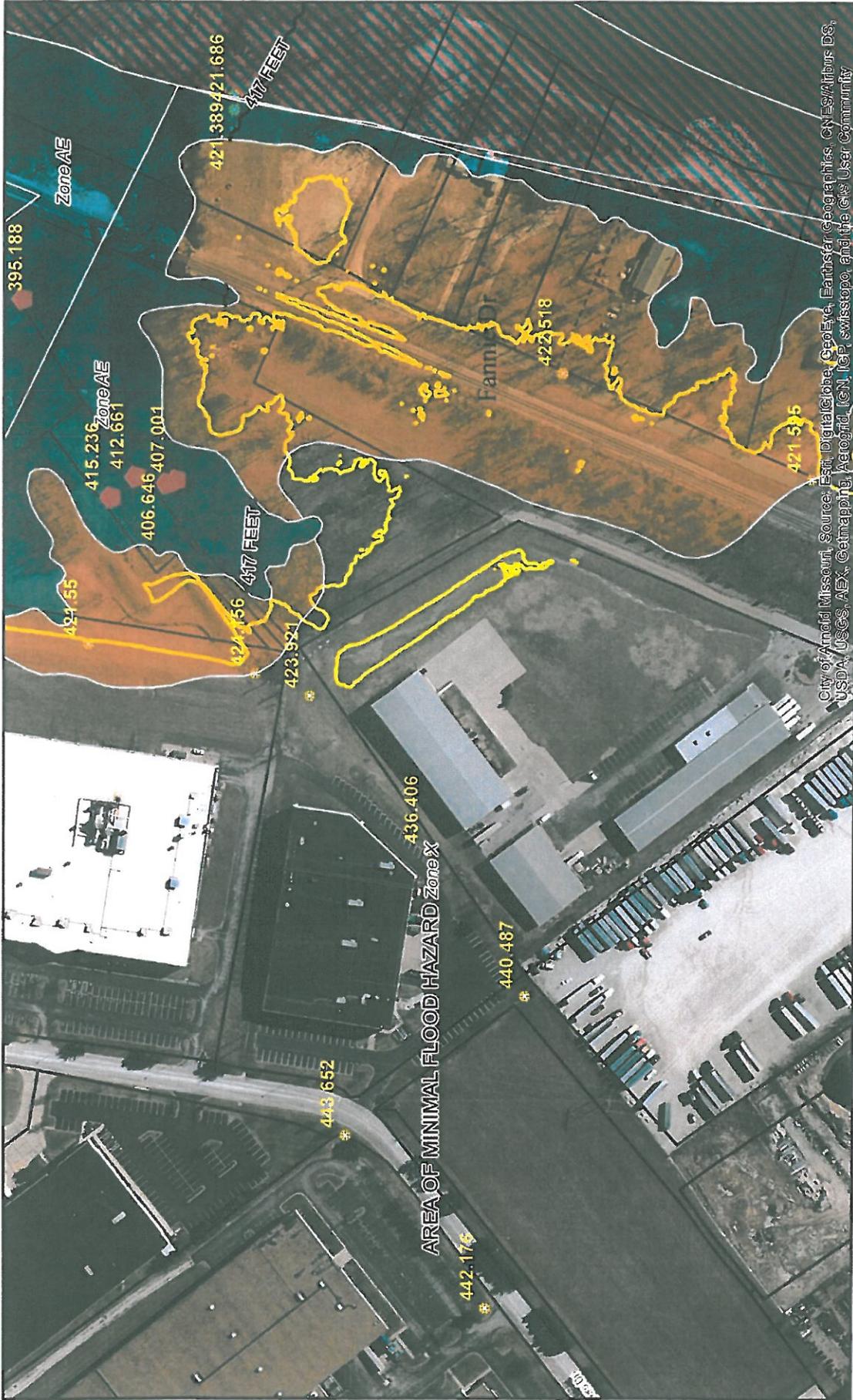


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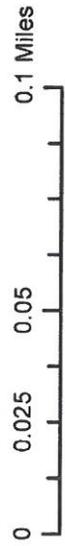
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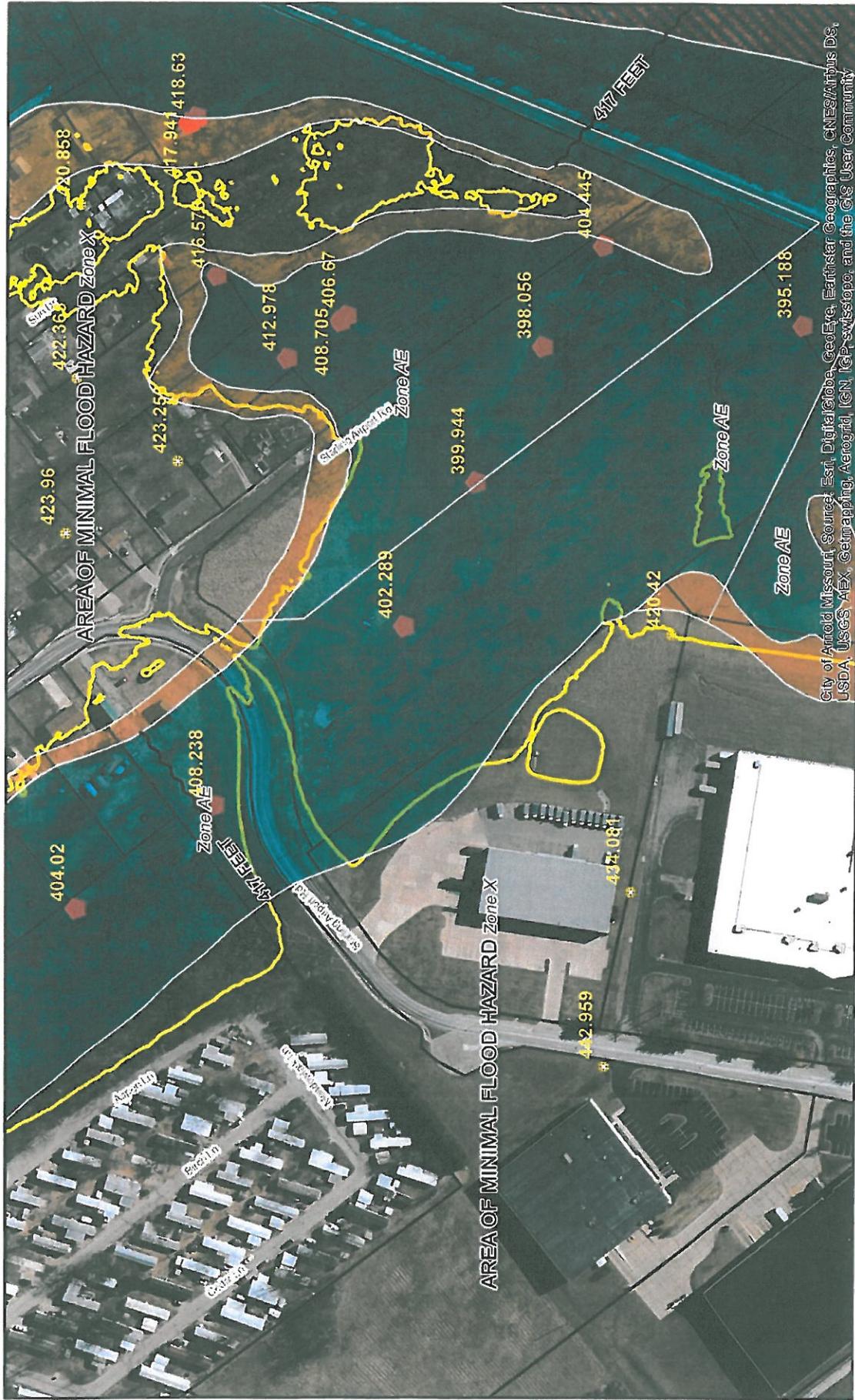


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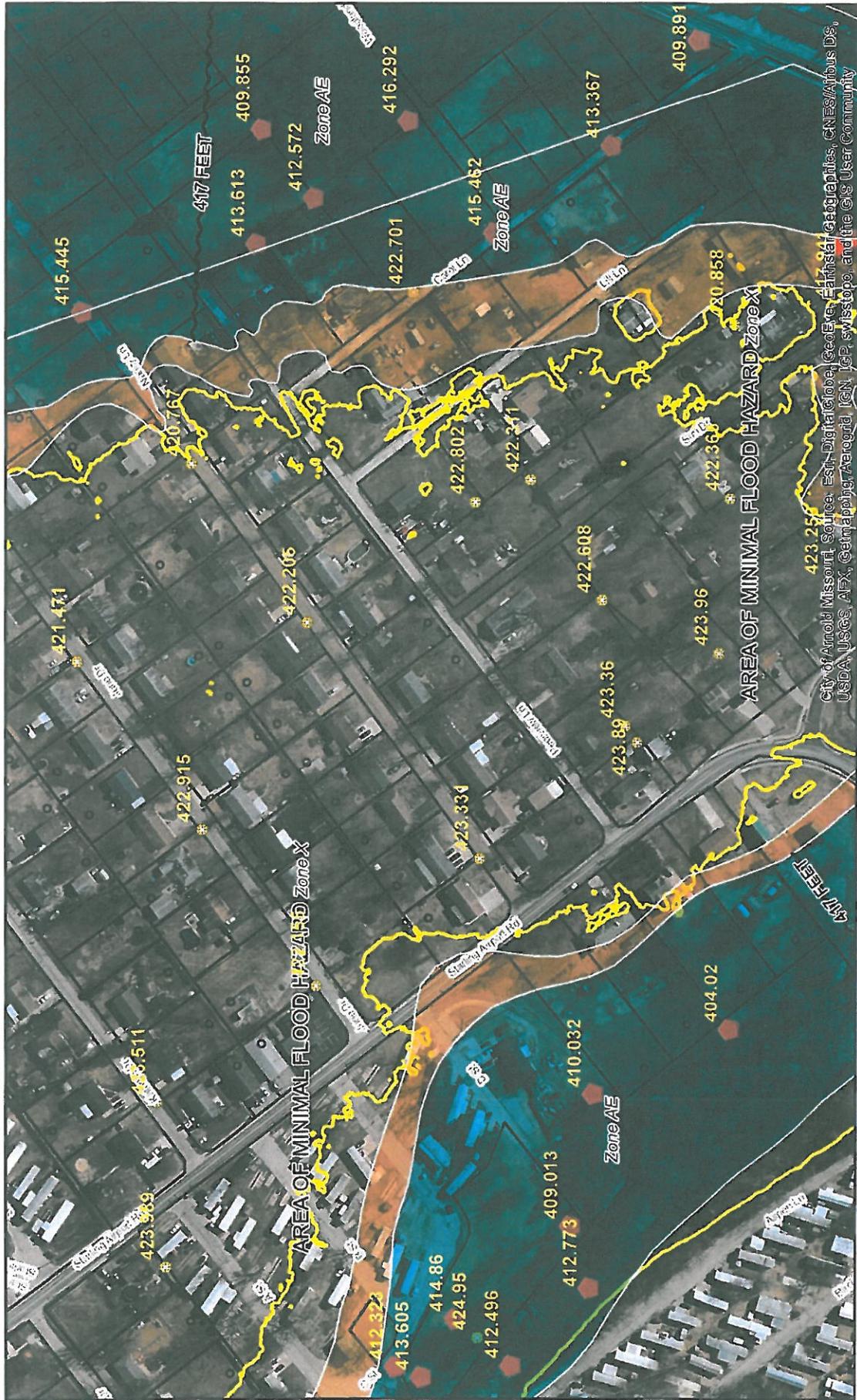


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City of Anold Missouri Source: Esri-DigitalGlobe, GeoEye, Earthstar/GeoEye, CNES/Airbus DS, USDA, USGS, AEX, Getmap/AerGRID, IGN, IGP, swisstopo, and the GIS User Community

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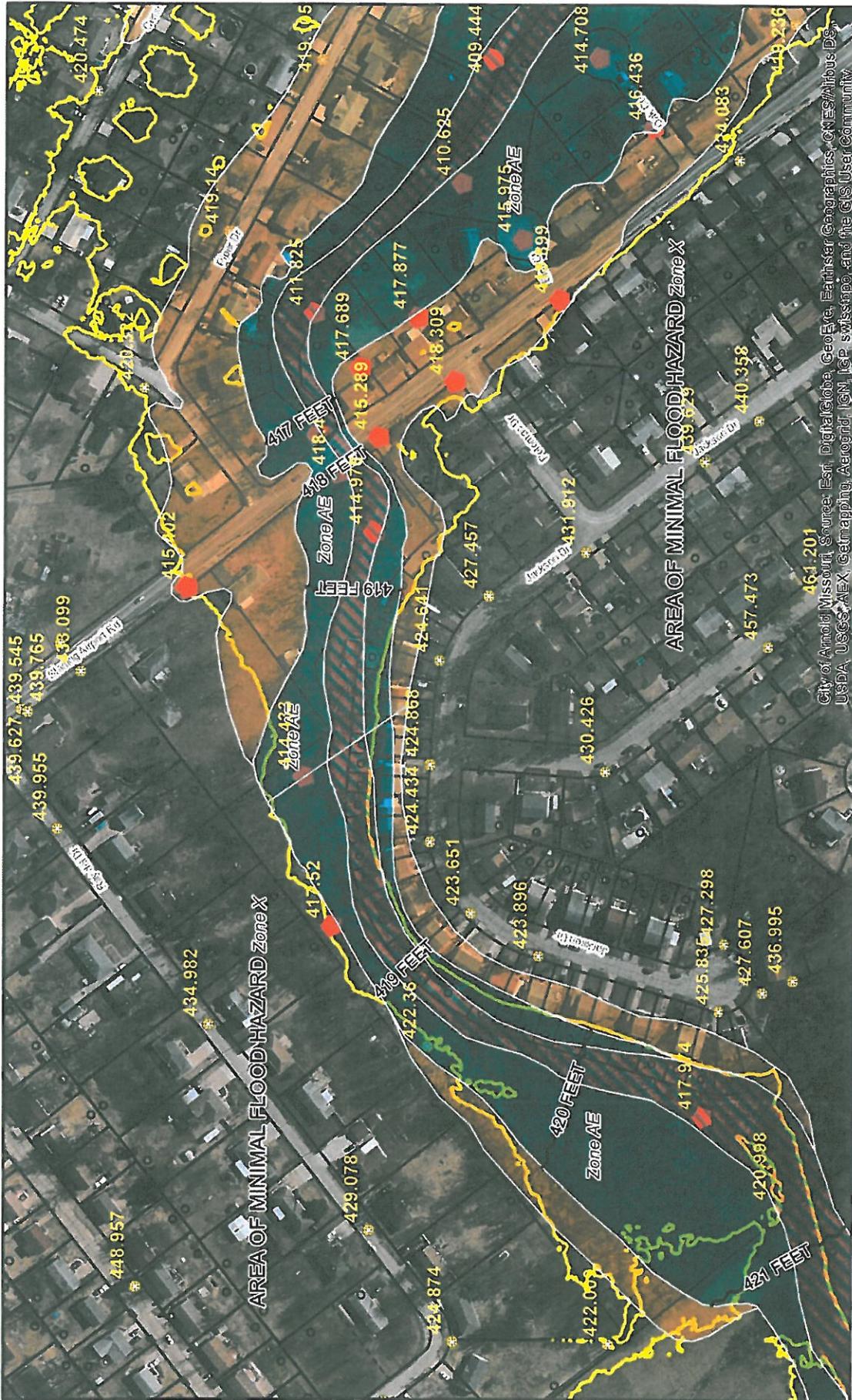
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0 0.025 0.05 0.1 Miles





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City of Appleton, Missouri Source: Esri, DigitalGlobe, GeoEye, Earthstar Geographics, CNES/Airbus DS, USDA, AeroGRID, IGN, SCS, Swisstopo, and the GIS User Community

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FLOODWAY Zone AE
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Mayor Ron Counts called the meeting to order at 7:00 p.m.

The Pledge of Allegiance was recited.

Associate Pastor Pat Krepps from Oasis Church offered the opening prayer.

Those present per roll call taken by City Clerk Tammi Casey: Mayor Ron Counts, Cooley, Plunk, Owens, Amato, McArthur, Crisler, Freese, Fulbright, Richison, Casey, Holden, Sweeney, Boone, Blattner, Kroupa and Chief Shockey.

SPECIAL PRESENTATION

Chief Shockey recognized three retiring dispatchers. Jackie Holjevic for 22 years of service, Dolly Parker, Supervisor for 18 years of service and Mary Ruiz for 23 years of service. Each were presented with an award of appreciate for their service.

BUSINESS FROM THE FLOOR

NONE

CONSENT AGENDA

- A. MINUTES FROM THE DECEMBER 17, 2015 MEETING**
- B. PAYROLL WARRANT NO. 1228 IN THE AMOUNT OF \$243,259.26**
- C. GENERAL WARRANT NO. 5657 IN THE AMOUNT OF \$486,748.47**

Jason Fulbright made a motion and so moved to approve the consent agenda. Seconded by Gary Plunk. Roll call vote: Cooley, yes; Plunk, yes; Owens, yes; Amato, yes; McArthur, yes; Crisler, yes; Freese, yes; Fulbright, yes; 8 Yeas: **Consent agenda approved.**

ORDINANCES

NONE

RESOLUTIONS

RESOLUTION NO. 16-01 – A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH SPENCER CONTRACTING COMPANY TO PROVIDE CONSTRUCTION SERVICES FOR THE RICHARDSON ROAD (AND POSSIBLE OTHERS) CONCRETE STREET REPLACEMENT PROJECT FOR THE CITY OF ARNOLD

Paul Freese made a motion and so moved to approve Resolution No. 16-01.
Seconded by Jason Fulbright. Roll call vote: Cooley, yes; Plunk, yes, Owens, yes; Amato, yes; McArthur, yes; Crisler, yes; Freese, yes; Fulbright, yes; 8 Yeas:
Resolution passed.

RESOLUTION NO. 16-02 – A RESOLUTION RE-APPOINTING FRANK KUTILEK, DEL WILLIAMS, AND ANDREW SUTTON TO THE PLANNING COMMISSION FOR A FOUR-YEAR TERM

Jason Fulbright made a motion and so moved to approve Resolution No. 16-02.
Seconded by Brian McArthur. Roll call vote: Cooley, yes; Plunk, yes, Owens, yes; Amato, yes; McArthur, yes; Crisler, yes; Freese, yes; Fulbright, yes; 8 Yeas:
Resolution passed.

RESOLUTION NO. 16-03 – A RESOLUTION RE-APPOINTING GARY LUBBERS TO THE PARKS AND LEISURE SERVICE BOARD FOR A TWO-YEAR TERM

Butch Cooley made a motion and so moved to approve Resolution No. 16-03.
Seconded by Gary Plunk. Roll call vote: Cooley, yes; Plunk, yes, Owens, yes; Amato, yes; McArthur, yes; Crisler, yes; Freese, yes; Fulbright, yes; 8 Yeas:
Resolution passed.

RESOLUTION NO. 16-04 – A RESOLUTION AUTHORIZING EXECUTION OF AN EASEMENT FOR 1814 MELODY LANE, ARNOLD, MO FOR THE ENCROACHMENT ONTO THE CITY OF ARNOLD PROPERTY OF A CHAIN LINK AND WOOD FENCE AND SMALL PORTION OF THE CONCRETE DRIVEWAY

Gary Plunk made a motion and so moved to approve Resolution No. 16-04.
Seconded by Butch Cooley. Roll call vote: Cooley, yes; Plunk, yes, Owens, yes; Amato, yes; McArthur, yes; Crisler, yes; Freese, yes; Fulbright, yes; 8 Yeas:
Resolution passed.

**RESOLUTION NO. 16-05 – A RESOLUTION AUTHORIZING THE
ACCEPTANCE OF A CERTAIN PROPERTY**

Jason Fulbright made a motion and so moved to approve Resolution No. 16-05.
Seconded by Nancy Crisler. Roll call vote: Cooley, yes; Plunk, yes, Owens, yes; Amato,
yes; McArthur, yes; Crisler, yes; Freese, yes; Fulbright, yes; 8 Yeas:
Resolution passed.

**RESOLUTION NO. 16-06 – A RESOLUTION AUTHORIZING THE MAYOR TO
ENTER INTO A CONTRACT WITH M & R LANDSCAPING**

Jason Fulbright made a motion and so moved to approve Resolution No. 16-06.
Seconded by Nancy Crisler. Roll call vote: Cooley, yes; Plunk, yes, Owens, yes; Amato,
yes; McArthur, yes; Crisler, yes; Freese, yes; Fulbright, yes; 8 Yeas:
Resolution passed.

MOTIONS

NONE

REPORTS FROM MAYOR, COUNCIL AND COMMITTEES

Mayor Counts – Stated that 300 homes have been affected by the recent historic flood. The river crested at just over 49 feet. Having an emergency plan in place made all the difference. Mayor Counts thanked Chief Shockey and Omar Ruiz and the emergency management team. They have done an excellent job. Mayor Counts has received phone calls from multiple people in Jefferson City, such as Senator Matt Blunt and Ann Wagner, asking what they can do to assist. His response was to get FEMA in as soon as possible and they were here yesterday. He thanked the city employees for their dedication and hard work, as well as Fox Schools for their clothing drive. He also thanked the many businesses who donated supplies and food for residents and workers. He thanked Missouri Southern Baptist Disaster Team who has been helping residents with clean up. Mayor Counts stated he is so proud of the City and how it has come together in this crisis to help one another.

Nancy Crisler – Ward 1 – Echoed the Mayor's comments. She also thanked city staff for providing constant updates and appreciates all the long hours staff has put in.

Gary Plunk – Ward 4 – Stated he is a member of the Missouri Southern Baptist Disaster Team and wanted to be sure that anyone who needs their help realizes that their help is free. They will come in and help clean out your home and can be of great assistance. He also thanked staff for their hard work.

Paul Freese – Ward 3 – Also echoed all the previous comments. He stated the community is showing its strength.

Butch Cooley – Ward 4 – Thanked the volunteers that have come to the food pantry to help.

Dan Kroupa – Stated that the food pantry and school district were overwhelmed by the generosity of the public. The first day of the clothing drive at the school district required traffic control from the police because so many people showed up to donate.

David Owens – Ward 2 – Echoed the sentiments regarding the flood. He thanked Omar Ruiz and the city staff for doing a great job and stated the community support has been incredible.

Phil Amato – Ward 3 – Stated he is sorry for the people who lost everything. He is also proud of city staff and citizens that have pulled together. The food pantry not only assisted flood victims here, but also in Manchester when they didn't have enough. Mr. Amato also stated that he and Butch Cooley have come up with a possible solution to the street erosion issue discussed at a previous meeting. A resolution will be brought forward regarding this at the next meeting.

Jason Fulbright – Ward 1 – Stated that his ward sustained the most damage and he is so sorry for the losses that residents have sustained. This is a community that comes together and is also a community of action and he is proud to be a part of that. Mr. Fulbright stated that the MML Legislative Conference is coming up soon and he thinks it would be a good opportunity for a few council people to attend and talk to our state legislators about the flooding issues.

Brian McArthur – Ward 2 – Echoed previous comments. He also stated Public Works did a great job distributing sand to residents. He talked about Bayshore subdivision and how they managed the sandbagging efforts, since they recently went through flooding issues. He believes disaster preparedness for residents is a great idea. Perhaps distributing pamphlets indicating the correct way to build a sandbag wall, etc. would be helpful. Mr. McArthur thanked the restaurants that donated and delivered food to workers and residents.

ADMINISTRATIVE REPORTS

Chief Shockey – Stated the Emergency Operations Center dropped to Level 1 today. The roadblocks in subdivisions will remain through Monday. Thankful that no one was hurt or killed in this historic flooding event, it was only property damage. Extra inspectors will be here this weekend along with Public Works to monitor the dumpsters.

Bryan Richison – Commended city staff for their professionalism and hard work. Mr. Richison stated he has been very impressed with the outpouring of support in the community. The entire recovery process will take months and calls are already being made to people who may be able to help with FEMA.

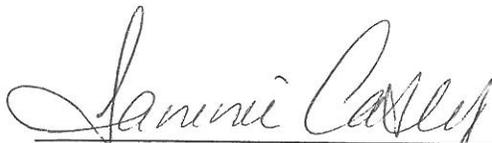
Mary Holden – Stated her department will continue making inspections throughout the weekend. She informed everyone that Ameren has worked very closely with the city and they have been amazing at getting electricity turned back on quickly to any residents that are able to receive it.

Ed Blattner – Thanked Bussen Quarry for delivering the sand, The Army Corp of Engineers for providing sandbags and plastic and Republic for delivery of the dumpsters. Mr. Blattner wanted to make sure council was aware that emergency purchases were made during this historic flood event and the City was not able to follow proper bidding procedures during this natural disaster.

Susie Boone – Thanked Omar Ruiz and Chief Shockey for their skills and leadership during this event. Ms. Boone stated that the employees at the golf course are doing a phenomenal job with clean up after the flood. She and staff will hopefully be able to start surveying the City Park next week.

A motion to adjourn the meeting was made by Jason Fulbright. Seconded by Gary Plunk. Voice vote: All yeas.

Meeting adjourned at 7:58 p.m.



City Clerk Tammi Casey, MRCC

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 1/7/2016

PAGE: 1

BILL NO - RESOLUTION - MOTION

		ROLL CALL	CONSENT AGENDA	RESOLUTION NO. 16-01	RESOLUTION NO. 16-02	RESOLUTION NO. 16-03	RESOLUTION NO. 16-04
COUNCIL MEMBERS:							
MAYOR	RON COUNTS	PRESENT					
COUNCIL:	BUTCH COOLEY	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	GARY PLUNK	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	DAVID OWENS	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	PHIL AMATO	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	BRIAN MCARTHUR	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	NANCY CRISLER	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	PAUL FREESE	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	JASON FULBRIGHT	PRESENT	YES	YES	YES	YES	YES
CITY ADMINISTRATOR	BRYAN RICHISON	PRESENT	PARKS DIR:				PRESENT
CITY CLERK	TAMMI CASEY	PRESENT	PUBLIC WORKS:		ED BLATTNER	PRESENT	
COM DEV	MARY HOLDEN	PRESENT	TREASURER:		DAN KROUPA	PRESENT	
CITY ATTORNEY	BOB SWEENEY	PRESENT	POLICE DEPT.		CHIEF SHOCKEY	PRESENT	

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 1/7/2016

PAGE: 2

BILL NO - RESOLUTION - MOTION

		RESOLUTION NO. 16-05	RESOLUTION NO. 16-06				
COUNCIL MEMBERS:							
MAYOR	<u>RON COUNTS</u>						
COUNCIL:	<u>BUTCH COOLEY</u>	YES	YES				
COUNCIL:	<u>GARY PLUNK</u>	YES	YES				
COUNCIL:	<u>DAVID OWENS</u>	YES	YES				
COUNCIL:	<u>PHIL AMATO</u>	YES	YES				
COUNCIL:	<u>BRIAN MCARTHUR</u>	YES	YES				
COUNCIL:	<u>NANCY CRISLER</u>	YES	YES				
COUNCIL:	<u>PAUL FREESE</u>	YES	YES				
COUNCIL:	<u>JASON FULBRIGHT</u>	YES	YES				
CITY ADMINISTRATOR	BRYAN RICHISON			PARKS DIR:	SUSIE BOONE		
CITY CLERK	TAMMI CASEY			PUBLIC WORKS:	ED BLATTNER		
COM DEV	MARY HOLDEN			TREASURER:	DAN KROUPA		
CITY ATTORNEY	BOB SWEENEY			POLICE DEPT.	CHIEF SHOCKEY		

AN ORDINANCE ALLOWING THE “2016 SHOW-ME GREEN SALES TAX HOLIDAY” TO APPLY TO THE LOCAL SALES TAX OF THE CITY OF ARNOLD BETWEEN APRIL 19, AND APRIL 25, 2016

Whereas, Section 144.526, RSMo. establishes the “Show-Me Green Sales Tax Holiday” to exempt purchases of certain qualifying appliances from state sales tax; and

Whereas, Section 144.526.4, RSMo. also provides that political subdivisions in the State may allow the Show-Me Green Sales Tax Holiday to apply to local sales taxes by enacting an ordinance to do so; and

Whereas, the Show-Me Green Sales Tax Holiday encourages the purchase of energy efficient appliances by exempting them from sales tax, thereby effectively reducing the consumer’s cost for such appliances; and

Whereas, incentivizing consumer awareness of and investment in energy efficient appliances can reasonably be expected to reduce energy consumption across the state and have the added benefit of promoting retail sales activity; and

Whereas, the Council finds and believes that the City’s participation in the Show-Me Green Sales Tax Holiday by also exempting qualifying purchases from local sales taxes will enhance the incentive to consumers and further advance the laudable goals the Holiday is intended to accomplish as aforesaid;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ARNOLD, AS FOLLOWS:

Section 1. For the purposes of this Ordinance, the following terms shall mean:

- (1) “Appliance”, clothes washers and dryers, water heaters, trash compactors, dishwashers, conventional ovens, ranges, stoves, air conditioners, furnaces, refrigerators and freezers; and
- (2) “Energy star certified”, any appliance approved by both the United States Environmental Protection Agency and the United States Department of Energy as eligible to display the energy star label, as amended from time to time.

Section 2. By enacting this ordinance, the City hereby elects to allow the Show-Me Green Sales Tax Holiday established by Section 144.526, RSMo., to apply to its local sales taxes so that there shall be exempted from local sales taxes all retail sales of any energy star certified new appliance, up to one thousand five hundred dollars (\$1,500.00) per appliance, during a seven-day period beginning at 12:01 a.m. on April 19, 2016 and ending at midnight on April 25, 2016. This provision shall only apply to the 2016 Show-Me Green Sales Tax Holiday and does not enroll the City in subsequent Show-Me Green Sales Tax Holidays.

Section 3. This ordinance shall not apply to any retailer when less than two percent of the retailer’s merchandise offered for sale qualifies for the sales tax holiday. Such retailer shall offer a sales tax refund in lieu of the sales tax holiday.

Section 4. The City Clerk shall take any and all steps necessary to notify the Missouri Department of Revenue not less than forty-five calendar days prior to the beginning date of the sales tax holiday

of the adoption of this Ordinance and the election to allow the Show-Me Green Sales Tax Holiday to apply within the City of Arnold.

Section 5. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and City Council.

READ TWO TIMES, PASSED AND APPROVED THIS _____ DAY OF _____ 2016.

Presiding Officer of the City Council

Mayor Ron Counts

ATTEST:

City Clerk Tammi Casey

1st reading: _____

2nd reading: _____

APPROVED AS TO FORM:

City Attorney Robert Sweeney

AN ORDINANCE APPROVING A MEMORANDUM OF UNDERSTANDING
BETWEEN THE CITY OF ARNOLD, MISSOURI, JEFFERSON COUNTY,
MISSOURI AND THE JEFFERSON COUNTY SHERIFF’S OFFICE REGARDING
THE SHERIFF’S EMERGENCY RESPONSE TEAM (“SERT”) AND AUTHORIZING
THE MAYOR TO EXECUTE SAME ON BEHALF OF THE CITY

WHEREAS, the Sheriff’s Emergency Response Team (“SERT”) is a tactical team with specialized training, equipment and expertise and is established to provide Jefferson County with a public safety team, whose members are recruited, selected, trained, and equipped to resolve high risk and critical incidents, which may otherwise exceed the capabilities of traditional law enforcement and/or public safety; and

WHEREAS, the City of Arnold (“City”) has been invited to participate in this joint law enforcement operation; and

WHEREAS, the City has participated and benefited in the SERT program for approximately ten (10) years; and

WHEREAS, the City, Jefferson County, Missouri and the Jefferson County Sheriff’s Department desire to enter into an agreement relating to and regulating the termination of water service for non-payment of sewer bills; and

WHEREAS, the City finds it necessary and desirable to enter into this agreement; and

WHEREAS, such an agreement is specifically authorized by the laws of the State of Missouri;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ARNOLD, MISSOURI, AS FOLLOWS:

Section 1. The Mayor is hereby authorized and directed to execute, on behalf of the City, the Regional SERT Team Memorandum of Understanding and the City Clerk is hereby authorized and directed to attest to said document and to affix the seal of the City thereto. The agreement shall be in substantially the form attached hereto as Exhibit A, which document is hereby approved by the City Council, with such changes therein as shall be approved by the officers of the City executing the same.

Section 2. This Ordinance shall be in full force and effect from and after its passage by the City Council and its approval by the Mayor.

READ TWO TIMES, PASSED AND APPROVED THIS ____ DAY OF _____, 2016.

SIGNATURES ON FOLLOWING PAGE

Mayor Ron Counts

ATTEST:

Tammi Casey, City Clerk

1st reading: _____

2nd reading: _____

APPROVED AS TO FORM:

City Attorney Robert Sweeney

January 15, 2016
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RESOLUTION NO: 16-07

A RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE CERTAIN
MUTUAL AID AGREEMENTS

WHEREAS, certain reimbursements or financial aid may be made available to local governments for costs related to cleanup and rehab after natural disasters or emergency conditions, as such are declared by the Governor or federal authorities, and

WHEREAS, in December, 2015, there began an historic flood in the northern Jefferson County area, which has demonstrated the need for assistance and cooperation by and between local government entities, and

WHEREAS, the City of Arnold finds it to be in its best interest to have such mutual aid agreements with other local government entities in the State and region, and

WHEREAS, other local government entities are willing to authorize assistance to the City of Arnold.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Arnold, Missouri, that the Mayor be and is hereby authorized to execute certain agreements of mutual aid. Said agreements are attached hereto and made a part hereof this Resolution as Exhibits A through ___.

Presiding Officer of the City Council

Mayor Ron Counts

ATTEST:

City Clerk Tammi Casey

Date: _____

January 11, 2016

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**CITY OF ARNOLD
AGENDA ITEM SUMMARY**

**AGENDA ITEM
7 B**

NAME OF TOPIC/PROJECT: A resolution authorizing the Mayor to execute a contract with the Spencer Contracting Company to construct the street, sidewalk, and other improvements in the Strawberry Ridge Subdivision for the City of Arnold.

SUMMARY EXPLANATION: This resolution authorizes the Mayor to execute a contract with the Spencer Contracting Company to undertake street, sidewalk, and other improvements in the Strawberry Ridge Subdivision using developer escrow funds secured by the City.

RECOMMENDED ACTION: Approval

Why is this action necessary? The Council must approve contracts.

What does this action accomplish? This approval action allows the Spencer Contracting Company to undertake the necessary street, sidewalk, and other improvement work in the Strawberry Ridge Subdivision using secured developer escrow funds.

Positive impacts and to whom? The residents of the Strawberry Ridge Subdivision.

Negative impacts and to whom? None

ADDITIONAL COMMENTS: This action is the result of the original subdivision developers defaulting on their subdivision improvements requiring the City to secure held escrow funds to complete subdivision improvements.

SUMMARY OF VENDOR/CONSULTANT/CONTRACTOR

Name: Spencer Contracting Company **Previous city contracts:** yes
Transaction amount: \$146,829.18 **MBE/WBE Participation:** na
Transaction type: contract.
Comments: The Spencer Contracting is a qualified and capable contractor able to undertake the needed work.

SUMMARY OF SELECTION PROCESS

Number of bids: 3 **Low bid:** \$146,829.18 **High bid:** \$169,681.60
Comments: The Spencer Contracting Company is a qualified contractor capable of this project undertaking.

SUMMARY OF BUDGET/COST

Budgeted amount: **Approximately \$170,000 + With the Spencer low bid we can proceed with change order to expend an additional \$23,170.82 to use all held developer funds.**

Addl. Funding Required: none

The City has secured the held escrow funding to undertake the needed work.

RESOLUTION NO: 16-08

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A
CONTRACT WITH SPENCER CONTRACTING COMPANY TO PROVIDE
CONSTRUCTION SERVICES FOR THE STRAWBERRY RIDGE
SUBDIVISION STREET/SIDEWALK AND OTHER WORK PROJECT FOR
THE CITY OF ARNOLD.

BE IT RESOLVED by the Council of the City of Arnold, Missouri, that the Mayor be, and is hereby authorized to enter into a contract with Spencer Contracting Company to provide construction services for the Strawberry Ridge Subdivision street/sidewalk and other work project for the City of Arnold.

A copy of said contract is attached hereto and made a part hereof reference.

Presiding Officer of the City Council

Mayor Ron Counts

ATTEST:

City Clerk Tammi Casey

Date: _____

January 12, 2016

ATTACHMENT A
BID PROPOSAL FORM
CITY OF ARNOLD, MISSOURI
STRAWBERRY RIDGE SUBDIVISION STREET AND SIDEWALK SLAB
REPLACEMENT, STORM SEWER REPAIR, NEW CONSTRUCTION PROJECT, &
OTHER MISCELLANEOUS WORK

TO: CITY OF ARNOLD
ARNOLD, MISSOURI

Pursuant to and in compliance with your Request for Bids dated 12.11.15, 2015 and the other documents related thereto, the undersigned hereby proposes to furnish all tools, labor, equipment and any/all material plus perform all work necessary for undertaking the STRAWBERRY RIDGE SUBDIVISION PROJECT as all required by and in strict conformance with the Bid Specifications and addenda No. _____ to _____ inclusive at the unit & lump sum prices listed herein.

UNIT PRICES

- Item No. 1 Sawcut, breakout, remove, form, and pour designated 4" depth sidewalk pavement (6 sack mix).
(\$ 177.39) X 130.98 sq. yds. = \$ 10136.54
- Item No. 2 Sawcut, breakout, remove, form, and pour designated 6 inch depth sidewalk pavement (6 sack mix) in driveways
(\$ 86.30) X 4.44 sq. yds. = \$ 383.17
- Item No. 3 Excavate, remove, form, and pour designated 4 inch depth new sidewalk pavement (6 sack mix).
(\$ 65.76) X 161.32 sq. yds. = \$ 10608.40
- Item No. 4 Sawcut, breakout, remove, form and pour new ADA sidewalk ramp with truncated domes in designated locations at a 4 inch depth (6 sack mix).
(\$ 471.-) X 15 sq. yds. = \$ 7065.-
- Item No. 5 Sawcut, break out, remove, form, and pour designated 6 inch depth street pavement (6 sack mix).
(\$ 59.⁰⁰) X 1,451.23 sq. yds. = \$ 85622.57
- Item No. 6 Provide and install standard MUTCD Fire Lane – No Parking Signs at the locations specified.
28 signs at lump sum = \$ 8050.-

- Item No. 7 Provide and install standard MUTCD stop signs at the locations specified.
11 signs at lump sum = \$ 3162.-

- Item No. 8 Provide and install standard St. Louis County Termination of Roadway Pavement delineator signage in accordance with attached detail drawing (earth berm is an Alternate bid) at the two specified locations.
Two (2) street termination signage at the specified locations, lump sum = \$ 575.-

- Item No. 9 Miscellaneous signage work as specified in specifications and at the stated locations.
six (6) listings, Lump sum = \$ 1725.-

- Item No. 10 Limestone Granular Fill – 1" clean crushed rock for slab subgrade areas as required
\$ 38.55 x 320 tons = \$ 12432.-

- Item No. 11 Furnish and Install storm water inlet top medallions, 4 inch diameter, that state "No Dump – Drains to River (or Stream) with approved adhesive.
31 each @ \$ 34.50 /each = \$ 1069.50

- Item No. 12 Undertake inlet/structure repair work at the listed six (6) specified locations.
\$ 6000.- lump sum = \$ 6000.-
* INCLUDES 2 FBS INSTALLED
TOTAL (Items No.1 thru No. 12) = \$ 146829.18

NOTE: A. The Contractor must be aware of City's requirements regarding backfilling.
B. Based on the nature of the bids, the City reserves the right to add to or delete any portion of the Strawberry Ridge Subdivision Project.

BID ALTERNATE UNIT PRICES

- Alt. A Remove and replace below specified excavated depth an additional 12 inch depth and replace with three (3) to four (4) inch size crushed rock graded and rolled compacted.
\$ 27.50 / Square Yard.
- Alt. B Remove and replace below specified excavated depth and additional 18 inch depth and replace with six (6) to eight (8) inch size crushed rock graded and rolled compacted.
\$ 27.50 / Square Yard.
- Alt C. MSD Class A rock excavation.
\$ 150.- / Cubic Yard.
- Alt D. MSD Class B rock excavation.
\$ 150.- / Cubic Yard.
- Alt E. Storm Water related work as stated in the requested Time & Material listing. Contractor to provide an hourly rate which shall include all labor, equipment, material, and overhead costs to undertake all investigative and corrective work.
\$ 300.- / hour.
- Alt F. Hand excavation for yard sprinklers and irrigation systems as authorized by the City.
\$ 15.- per lineal ft.
- Alt G. Construct Berm behind road closure delineator signage.
\$ 1100.- Lump Sum per each (2 total)

NAME OF BUSINESS _____

(If an individual)
SIGNATURE OF BIDDER _____

BUSINESS ADDRESS _____

TELEPHONE NO. _____

(If Co-partnership)
FIRM NAME _____

SIGNATURE _____

BUSINESS ADDRESS _____

TELEPHONE NO. _____

(If a Corporation)
CORPORATE NAME Spencer Contracting Co.

SIGNATURE  _____

BUSINESS ADDRESS 3073 Arnold Tenbrook Road, Arnold, MO 63010

TELEPHONE NO. 314-843-5166

Contractor is to provide at least three (3) references (Names and Telephone Numbers)

See attached
Name _____ Phone Number _____

Name _____ Phone Number _____

Name _____ Phone Number _____

ANTI-COLLUSION STATEMENT

STATE OF MISSOURI

CITY/COUNTY OF Missouri

Tim Spencer being first duly sworn, deposes and says that he is
Vice President
Title of Person Signing

of Spencer Contracting Co.

Name of Bidder

that all statements made and facts set out in the proposal for the above project are true and correct; and the bidder (The person, firm, association, or corporation making said bid) has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with said bid or any contract which may result from its acceptance.

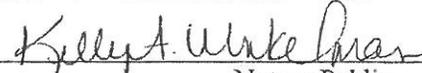
Affiant further certifies that bidder is not financially interested in, or financially affiliated with, any other bidder for the above project.

BY  Tim Spencer

BY _____

BY _____

SWORN to before me this 12th day of January 20 16.


Notary Public

My Commission Expires 1-22-18

KELLY A. WINKELMAN
Notary Public - Notary Seal
STATE OF MISSOURI
Jefferson County
My Commission Expires Jan. 22, 2018
Commission #14639671

RESOLUTION NO: 16-09

A RESOLUTION PROVIDING FOR THE DEVELOPMENT OF A FIVE YEAR PLAN FOR THE
MAINTENANCE, REPAIR AND IMPROVEMENT OF CITY STREETS AND ROADS
AND ESTABLISHING A FUNDING SOURCE FOR THE IMPLEMENTATION OF THAT PLAN

WHEREAS, there are approximately 79 miles of subdivision streets and collector roads that are owned and maintained by the City of Arnold; and

WHEREAS, the condition of the those streets and roads directly impacts the public health, safety, general welfare and quality of life residents of the community on a daily basis; and

WHEREAS, many of the City streets and roads are in dire need of maintenance and repair; and

WHEREAS, deferred maintenance and repair often causes problems to become worse over time and, as a result, more expensive to correct; and

WHEREAS, the City recently sold its sanitary sewer system to Missouri American Water and netted \$9.6 million; and

WHEREAS, a portion of the profits from the sale of the sanitary sewer system can be earmarked for street repair, maintenance and improvement without negatively impacting the annual budget of the city;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF ARNOLD, MISSOURI AS FOLLOWS:

Section 1. Street Repair and Maintenance Reserve Created. A Street Repair and Maintenance Reserve shall be created that will provide additional funds for the repair and maintenance of city owned streets and roads. \$2.5 million of the General Fund fund balance will be committed to street repair and maintenance to create the Reserve. It is the intent of the City Council that these funds shall be in addition to and not replace funds that are normally designated for street and road maintenance. It is also the intent of the City Council that these fund will not be used in lieu of or replace funds that are already budgeted for street or road projects.

Section 2. Evaluation and Prioritizing of Repairs. The director of public works shall have all city owned streets and roads evaluated to determine the condition of each city owned street and

road and shall have an estimate prepared of the cost to repair and maintain each street and road. A project priority list shall then be prepared and presented to the City Council for consideration and funding each year of the five-year program.

Section 3. *Funding of Street and Road Repairs.* This program shall be funded as follows:

Fiscal Year	Amount	Source
FY 2016	\$500,000	Proceeds from the sale of the sanitary sewer system to Missouri American Water
FY 2017	\$500,000	Proceeds from the sale of the sanitary sewer system to Missouri American Water
FY 2018	\$500,000	Proceeds from the sale of the sanitary sewer system to Missouri American Water
FY 2019	\$500,000	Proceeds from the sale of the sanitary sewer system to Missouri American Water
FY 2020	\$500,000	Proceeds from the sale of the sanitary sewer system to Missouri American Water

Section 3. The Street Repair and Maintenance Reserve may be used to pay for the initial evaluation, estimation and prioritization of the street and road repairs as required in Section 2 of this resolution.

Section 4. Any funds that are not used in any fiscal year shall rolled over and remain available in the Street Repair and Maintenance Reserve in subsequent years.

Presiding Officer of the City Council

Mayor Ron Counts

ATTEST:

City Clerk Tammi Casey

Date: _____

January 14, 2016
Z:\CITYDOCS\RESOLUTN\16-09 Resolution_Road_Improvements_Fund_5yearplan.docx