

City of Arnold, Missouri

City Council
Council Chamber

November 17, 2016
7:00 p.m.

Agenda

1. Pledge of Allegiance:
2. Opening Prayer: St. David's Catholic Church – Father Charlie Ferrara
3. Roll Call
4. Business from the Floor:
5. Consent Agenda
 - A. Minutes from **October 20, 2016.**
 - B. Payroll Warrant **#1250 in the Amount of \$254,223.11**
 - C. Payroll Warrant **#1251 in the Amount of \$253,996.46**
 - C. General Warrant **#5677 in the Amount of \$952,750.99**
 - D. General Warrant **#5678 in the Amount of \$568,994.90**
6. Ordinances:
 - A. **Bill No. 2651:** An Ordinance Adopting and Enacting a New Chapter 215, Offenses, of the Code of Ordinances of the City of Arnold, County of Jefferson, State of Missouri; and Providing for the Repeal of Existing Code Chapter 215; and Providing when this Ordinance shall Become Effective.
7. Resolutions:
 - A. **Resolution No. 16-67:** A Resolution Appointing Sylvester Biermann to the Veterans Commission to Serve the Remainder of a Three-Year Term.
 - B. **Resolution No. 16-68:** A Resolution Appointing Ross McCutchen to the Parks and Leisure Service Board to Serve the Remainder of a Two-Year Term.
 - C. **Resolution No. 16-69:** A Resolution Authorizing the Mayor to Enter into an Agreement with the Fox C-6 School District.
 - D. **Resolution No. 16-70:** A Resolution Authorizing the Mayor to Enter into a Contract with Spencer Contracting Co. to Provide Construction Services

for Arnold Tenbrook, St. John's Crossing/Richardson Roads Intersection and Manufacturer's Drive Concrete Street Replacement Project for the City of Arnold.

- E. **Resolution No. 16-71:** A Resolution Authorizing the Mayor to Enter into a Change Order with Spencer Contracting Company to Provide Construction Services for the Arnold Tenbrook, St. John's Crossing/Richardson Road Intersection, and Manufacturer's Drive Concrete Street Replacement Project and Take Full Use of 2017 Appropriated Budgeted Funding for the City of Arnold.
- F. **Resolution No.16-72:** A Resolution Authorizing the City's Participation in the MIRMA Health Insurance Pool for Calendar Year 2017.
- G. **Resolution No. 16-73:** A Resolution Accepting the Conveyance of a Portion of MoDot Right of Way on Jeffco Blvd. near the Meramec Bridge.

- 8. Motion
- 9. Reports from Mayor, Council, and Committees:
- 10. Administrative Reports
- 11. Adjournment

Next Regular City Council Meeting December 1, 2016 p.m.
Next Work Session December 08, 2016 at 7:00 p.m.

Mayor Ron Counts called the meeting to order at 7:02 p.m.

The Pledge of Allegiance was recited.

Ron Lowry, Leader of Connect Ministry at First Baptist Church offered the opening prayer.

Those present per roll call taken by City Clerk Tammi Casey: Mayor Ron Counts, Amato, Owens, Cooley, McArthur, Fleischmann, Plunk, Sullivan, Fulbright, Richison, Holden, Sweeney, Boone, Blattner, Kroupa (arrived at 7:09) and Chief Shockey.

BUSINESS FROM THE FLOOR

Jeff Arp from MIRMA presented Chief Shockey and Susie Boone with a plaque indicating their reward of grant funds for three body cameras and an AED machine for the pool.

CONSENT AGENDA

- A. MINUTES FROM THE OCTOBER 6, 2016 MEETING**
- B. PAYROLL WARRANT NO. 1249 IN THE AMOUNT OF \$252,786.86**
- C. GENERAL WARRANT NO. 5676 IN THE AMOUNT OF \$354,993.00**

Butch Cooley made a motion and so moved to approve the consent agenda.

Seconded by David Owens. Roll call vote: Amato, yes; Owens, yes; Cooley, yes; McArthur, yes; Fleischmann, yes; Plunk, yes; Sullivan, yes; Fulbright, yes; 8 Yeas: **Consent agenda approved.**

ORDINANCES

BILL NO. 2650 – AN ORDINANCE AMENDING CHAPTER 405, ZONING ORDINANCE, SECTION 405.060, 405.320 AND 405.330 was read twice by City Clerk Tammi Casey. Roll call vote: Amato, yes; Owens, yes; Cooley, yes; McArthur, yes; Fleischmann, yes; Plunk, yes; Sullivan, yes; Fulbright, yes; 8 Yeas: **Ordinance passed.**

RESOLUTIONS

RESOLUTION NO. 16-62 – A RESOLUTION AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE COUNTY OF JEFFERSON, MO AND INCORPORATED MUNICIPALITIES FOR THE ONE-HALF OF ONE-PERCENT SALES TAX FOR CAPITAL IMPROVEMENTS TO PUBLICLY MAINTAINED ROADS

Gary Plunk made a motion and so moved to approve Resolution No. 16-62.
Seconded by Vern Sullivan. Roll call vote: Amato, yes; Owens, yes; Cooley, yes; McArthur, yes; Fleischmann, yes; Plunk, yes; Sullivan, yes; Fulbright, yes; 8 Yeas:
Resolution passed.

RESOLUTION NO. 16-63 – A RESOLUTION WAIVING BID PROCEDURES AND AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH SAWYER MAILING SYSTEMS FOR THE FIVE-YEAR LEASE OF A NEOPOST POSTAGE MACHINE AND FOLDING/INSERTER MACHINE

EJ Fleischmann made a motion and so moved to approve Resolution No. 16-63.
Seconded by Gary Plunk. Roll call vote: Amato, yes; Owens, yes; Cooley, yes; McArthur, yes; Fleischmann, yes; Plunk, yes; Sullivan, yes; Fulbright, yes; 8 Yeas:
Resolution passed.

RESOLUTION NO. 16-64 – A RESOLUTION APPROVING A SCOPE OF SERVICES AGREEMENT WITH THE ARNOLD CHAMBER OF COMMERCE

Butch Cooley made a motion and so moved to approve Resolution No. 16-64.
Seconded by Gary Plunk. Roll call vote: Amato, yes; Owens, yes; Cooley, yes; McArthur, yes; Fleischmann, yes; Plunk, yes; Sullivan, yes; Fulbright, yes; 8 Yeas:
Resolution passed.

RESOLUTION NO. 16-65 – A RESOLUTION APPROVING A CONTRACT WITH JEFFCO EXPRESS

Jason Fulbright made a motion and so moved to approve Resolution No. 16-65.
Seconded by Brian McArthur. Roll call vote: Amato, yes; Owens, yes; Cooley, no; McArthur, yes; Fleischmann, yes; Plunk, yes; Sullivan, yes; Fulbright, yes; 7 Yeas, 1 Nay: **Resolution passed.**

RESOLUTION NO. 16-66 – A RESOLUTION APPOINTING CHRISTOPHER KELLER FORD TO THE TOURISM COMMISSION TO SERVE THE REMAINDER OF A THREE-YEAR TERM

Vern Sullivan made a motion and so moved to approve Resolution No. 16-66. Seconded by Phil Amato. Roll call vote: Amato, yes; Owens, yes; Cooley, yes; McArthur, yes; Fleischmann, yes; Plunk, yes; Sullivan, yes; Fulbright, yes; 8 Yeas: **Resolution passed.**

RESOLUTION NO. 16-56 – A RESOLUTION ENCOURAGING THE JEFFERSON COUNTY COUNCIL TO ESTABLISH A PRESCRIPTION DRUG MONITORING PROGRAM

Vern Sullivan made a motion and so moved to approve Resolution No. 16-56. Seconded by EJ Fleischmann. Roll call vote: Amato, yes; Owens, yes; Cooley, yes; McArthur, yes; Fleischmann, yes; Plunk, yes; Sullivan, yes; Fulbright, yes; 8 Yeas: **Resolution passed.**

Phil Amato stated for the record that he commended Sam Page and Tony Becker for bringing this program forward.

MOTIONS

NONE

REPORTS FROM MAYOR, COUNCIL AND COMMITTEES

Mayor Counts – Thanked the Veterans Commission and Gary Plunk for the Armed Forces flags that have been placed in the lobby of City Hall. Mayor Counts also reminded everyone that Trunk or Treat will be at Arnold Commons on Saturday.

Vern Sullivan – Ward 3 – Informed everyone that the Fox Foundation Run/Walk will be held this Sunday and thanked council for the passing of Resolution No. 16-56.

Phil Amato – Ward 3 – Stated the grand re-opening for the Arnold Food Pantry Thrift Store will be this Saturday.

Jason Fulbright – Ward 1 – Thanked council for the passing of Resolution No. 16-56.

Brian McArthur – Ward 2 – Stated that Planning & Zoning met last Tuesday and discussed the Ott property. A lot of residents came to the meeting. Planning & Zoning tabled the subject. The traffic study that was done stated that no significant increase in traffic is expected. Mr. McArthur would like the council to consider having the City order the traffic studies and have the developer pay for it. He believes the studies may remain less biased that way.

ADMINISTRATIVE REPORTS

Susie Boone – Stated that the Turkey Trot already has over 900 people registered so far. The 2nd annual ugly sweater contest will be held on December 10th with the proceeds going to Back Stoppers, in honor of Officer Snyder, the St. Louis County officer who was recently killed in the line of duty.

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

Meeting adjourned at 7:42 p.m.

City Clerk Tammi Casey, MRCC

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 10/20/2016

PAGE: 1

BILL NO - RESOLUTION - MOTION

		ROLL CALL	CONSENT AGENDA	BILL 2650	RESOLUTION NO. 16-62	RESOLUTION NO. 16-63	RESOLUTION NO. 16-64
COUNCIL MEMBERS:							
MAYOR	RON COUNTS	PRESENT					
COUNCIL:	PHIL AMATO	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	DAVID OWENS	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	BUTCH COOLEY	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	BRIAN MCARTHUR	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	EJ FLEISCHMANN	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	GARY PLUNK	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	VERN SULLIVAN	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	JASON FULBRIGHT	PRESENT	YES	YES	YES	YES	YES
CITY ADMINISTRATOR	BRYAN RICHISON	PRESENT	PARKS DIR:		SUSIE BOONE	PRESENT	
CITY CLERK	TAMMI CASEY	PRESENT	PUBLIC WORKS:		ED BLATTNER	PRESENT	
COM DEV	MARY HOLDEN	PRESENT	TREASURER:		DAN KROUPA	ARRIVED 7:09	
CITY ATTORNEY	BOB SWEENEY	PRESENT	POLICE DEPT.		CHIEF SHOCKEY	PRESENT	

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 10/20/2016

PAGE: 2

BILL NO - RESOLUTION - MOTION

		RESOLUTION NO. 16-65	RESOLUTION NO. 16-66	RESOLUTION NO. 16-56			
COUNCIL MEMBERS:							
MAYOR	RON COUNTS						
COUNCIL:	PHIL AMATO	YES	YES	YES			
COUNCIL:	DAVID OWENS	YES	YES	YES			
COUNCIL:	BUTCH COOLEY	NO	YES	YES			
COUNCIL:	BRIAN MCARTHUR	YES	YES	YES			
COUNCIL:	EJ FLEISCHMANN	YES	YES	YES			
COUNCIL:	GARY PLUNK	YES	YES	YES			
COUNCIL:	VERN SULLIVAN	YES	YES	YES			
COUNCIL:	JASON FULBRIGHT	YES	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 ADOPTING AND ENACTING A NEW CHAPTER 215, OFFENSES, OF THE CODE OF ORDINANCES OF THE CITY OF ARNOLD, COUNTY OF JEFFERSON, STATE OF MISSOURI; AND PROVIDING FOR THE REPEAL OF EXISTING CODE CHAPTER 215; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE

Be it ordained by the City Council of the City of Arnold, County of Jefferson, State of Missouri, as follows:

Section 1. Findings.

In the 2014 Legislative Session, the Missouri State Legislature enacted Senate Bill 491 and House Bill 1371 which resulted in numerous revisions to Title 38 (Crimes and Punishment) of the State Statutes, effective as of January 1, 2017. Therefore, Chapter 215, Offenses, of the Code of Ordinances of the City of Arnold, County of Jefferson, State of Missouri, requires substantial revision and readoption to effect compliance with the Revised Statutes of Missouri.

Section 2. Adoption of Revised Chapter and Repeal of Existing Provisions; Effective Date.

- A. The entirety of Chapter 215, Offenses, attached hereto, is hereby adopted and enacted as Chapter 215 of the Code of Ordinances of the City of Arnold; and such Chapter shall repeal and replace existing Code Chapter 215 as of the effective date provided in Subsection (C) hereof.
- B. The repeal of existing Chapter 215 set forth in Subsection (A) above shall not affect the following:
 - (1) Any ordinance adopted subsequent to August 18, 2016, which reflects the date of the last legislation reviewed for the most recent Code update (Supp #1, 8/16).
 - (2) Any offense or act committed or done or any penalty or forfeiture incurred or any contract or right established or accruing before the effective date of this ordinance, nor shall it affect any prosecution, suit or proceeding pending or any judgment rendered prior to such date.
- C. All provisions of this ordinance and revised Chapter 215, Offenses, adopted hereby shall be in full force and effect on January 1, 2017.

Section 3. Severability.

It is hereby declared to be the intention of the City Council that the Sections, paragraphs, sentences, clauses and phrases of this ordinance and Chapter 215, Offenses, hereby adopted are severable, and if any phrase, clause, sentence, paragraph or Section of this ordinance or Chapter 215 hereby adopted shall be declared unconstitutional or otherwise invalid by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the

remaining phrases, clauses, sentences, paragraphs and Sections of this ordinance or Chapter 215 hereby adopted.

Section 4. State Law Reference Table.

For ease of reference, the following State Law Reference Table outlines the Statutory authority, as revised through the 2014 Legislative Session and effective January 1, 2017, for each Section of Chapter 215, Offenses, hereby adopted.

Code Section	RSMo. Section
215.010	556.061, 565.002(14)
215.020	562.012
215.030	562.014
215.120	565.056
215.130	565.076
215.150	565.091
215.160	565.227
215.170	565.130
215.180	568.050
215.190	577.300
215.300	575.020
215.310	575.030
215.320	575.190
215.330	575.250
215.340	575.270
215.350	575.100
215.360	575.290
215.370	575.120
215.380	575.080
215.390	575.150
215.400	575.200
215.410	575.160
215.520	577.100
215.530	577.070
215.540	577.076
215.550	577.150
215.660	574.005
215.670	574.010
215.680	574.020
215.690	574.040
215.700	574.050
215.710	574.060
215.730	574.035
215.740	574.160
215.830	571.010
215.840	571.030
215.850	571.020
215.860	571.045.1
215.870	571.085
215.880	571.087
215.890	571.060.1(2),(3)
215.900	571.107
215.910	571.037
215.1020	569.010
215.1030	569.090

Code Section	RSMo. Section
215.1040	569.120
215.1050	569.130
215.1060	569.140
215.1070	569.150
215.1080	569.155
215.1090	569.060
215.1100	569.065
215.1110	570.030
215.1120	302.286
215.1140	570.145
215.1150	570.130
215.1160	570.140
215.1170	570.085
215.1180	570.057
215.1190	570.120
215.1200	537.125
215.1210	407.300
215.1220	407.301
215.1230	407.302
215.1240	407.303
215.1350	567.010
215.1360	567.020
215.1370	567.030
215.1390	567.080
215.1500	566.010
215.1510	566.093
215.1520	566.101
215.1530	566.148
215.1540	566.149
215.1550	589.426
215.1670	573.010
215.1680	573.030.1
215.1690	573.040
215.1800	579.015
215.1810	579.015
215.1820	195.418
215.1830	579.074
215.1840	579.097
215.1850	579.099
215.1860	579.101
215.2100	407.925
215.2105	407.926
215.2110	407.931
215.2120	407.933
215.2130	407.934.1
215.2140	407.927
215.2150	407.928
215.2160	407.929

READ TWO TIMES, PASSED AND APPROVED THIS _____ DAY OF NOVEMBER 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

Z:\CITYDOCS\ORDINANC\2651 Adopting Offenses Ord - New Ch. 215 2016.docx
November 4, 2016

RESOLUTION NO: 16-67

**A RESOLUTION APPOINTING SYLVESTER BIERMANN TO THE
VETERANS COMMISSION TO SERVE THE REMAINDER OF A THREE-
YEAR TERM.**

BE IT RESOLVED by the Council of the City of Arnold, Missouri that Sylvester Biermann is hereby appointed as a Veteran Member to the Veterans Commission to serve the remainder of a three-year term terminating on August 31, 2018, or until a successor has been appointed and qualified.

Presiding Officer of the City Council

Mayor Ron Counts

ATTEST:

City Clerk Tammi Casey

Date: _____

November 3, 2016
Z:\CITYDOCS\RESOLUTN\16-67 Sylvester Biermann 2016.docx

Bio for:

Sylvester (Syl) Biermann
3019 Ems Glen Lane
Arnold, MO 63010

Born March 11, 1939 St. Louis MO.

Married, two sons, Wife's name is Judy, Son's are John and James.

Purchased a Villa in Richardson Glen and moved to Arnold after 30 years in west St Louis County.

I joined the United States Army in 1959 and took advantage of a program the Army offered for 6 months active duty (March-September) and 5 ½ years of active reserve duty. I have an Honorable Discharge Certificate, however, my service records were destroyed in the fire at the Record Center on Page Ave. I do have a letter from them stating the fact that they cannot give me a DD214 separation document.

Retired in March, 2006 at the age of 67 years.

My work experience centers around the operation and sales management of industrial/military electronic component distributors.

May '85 to March '06 Chelsea Industries, Boston MA. This holding company hired me to move to St Louis from Columbus Ohio and take over the management of a former employer, Olive Industrial Electronics. Eventually there were two other distributors added to the group owned by the holding company. The other two distributors were RS Electronics, Livonia MI., and Fairmont Electronics, Hauppauge NY.

In 1987 Chelsea appointed me to a Corporate Vice President position, managing Olive in St Louis and Kansas City, and a year later I took over as the VP, and Regional Manager of the new Central Region, encompassing Olive Industrial's branches in St Louis, Kansas City, RS Electronic branches in Indianapolis and Cleveland, and Fairmont Electronics e-branch in Philadelphia and Fairmont's headquarters in Hauppauge NY.

I remained in that position until I chose to retire in March of '06.

1963 to May 1985 I worked for Hallmark Electronics in the St Louis branch as the operations manager as well as inside sales.

In 1977 Hallmark moved our family to Columbus Ohio where I opened the Columbus branch, and two years later, opened the Cleveland branch.

I remained with Hallmark until March of '85 when I left to pursue a much larger opportunity to with Chelsea Industries.

Altogether, my sales and management experience in electronic component distribution spanned a period of more than 43 years.

cont'd

Post high school to 1963 Worked as an auto radio technician, (Newberry Radio) then shipping and purchasing at (Olive Industrial Electronics).

I enjoy classic and muscle cars from the 60's and 70's and have restored four of them. I currently still have two, a '67 Mercury Cougar XR-7 and a '73 Corvette Convertible.

I'm a member of Fords Unlimited Car Club since 1986, and presently I'm in my eighth year on the clubs Board of Directors. Our club probably has the largest all Ford show in several states.

We also enjoy our lake house, located on Lake Perry in Perry County MO. Although it varies with other interests and time demands we probably would spend half of our time there if we could.

My wife and I like travel, either by car or air, and have gone on many trips and cruises since our retirement. Most recently we drove to French Lick Indiana where we toured the old West Baden Springs Hotel and took a train from there to Jasper Indiana for their annual "Strassenfest"

German Festival. At the end of the day, we took the train back French Lick.

With friends, we also enjoy finding and trying new restaurants and wineries.

I'm looking forward to becoming an active member of the "Arnold Veterans Commission."

Sincerely,

S.J.Biermann

RESOLUTION NO: 16-68

A RESOLUTION APPOINTING ROSS MCCUTCHEN TO THE
PARKS AND LEISURE SERVICE BOARD TO SERVE THE
REMAINDER OF A TWO-YEAR TERM

BE IT RESOLVED by the Council of the City of Arnold, Mo, that Ross McCutchen is hereby appointed to the Parks and Leisure Service Board to serve the remainder of a two-year term, terminating on February 5, 2017 or until a successor has been appointed and qualified.

Presiding Officer of the City Council

Mayor Ron Counts

ATTEST:

City Clerk Tammi Casey

Date: _____

Mary Ellen Cox

From: Ron Counts <rcounts7746@gmail.com>
Sent: Thursday, October 20, 2016 2:07 PM
To: Mary Ellen Cox
Subject: Fwd:

Attached information on a fellow by the name of Ross McCutchen, I would like to appoint him to the parks board. Make the first meeting in November.

Thanks Ron

Sent from my iPhone

Begin forwarded message:

From: Ross McCutchen <ross.mccutchen@gmail.com>
Date: October 20, 2016 at 11:46:03 AM CDT
To: rcounts7746@gmail.com

Ross McCutchen
2286 Cessna
Arnold, MO 63010
(573)270-7218

Employment History:

Mattress Direct-

2016

Freelance Photographer-

2014-2015

Personal Message: I have been a proud resident of Arnold for almost 10 years now. My wife and I started our family here because we love Jefferson County.

If given the opportunity, I will bring fresh ideas to the table. My personal motto is that we truly can achieve anything if we just work together. Thank you for your consideration.

RESOLUTION NO: 16-69

**A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN
AGREEMENT WITH THE FOX C-6 SCHOOL DISTRICT.**

BE IT RESOLVED by the Council of the City of Arnold, Missouri that the Mayor be, and is hereby authorized to enter into an Agreement with the City of Arnold Police Department and the Fox C-6 School District concerning the School Resource Officer (SRO) Program for the school years from 2016 thru 2020.

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

Presiding Officer of the City Council

Mayor Ron Counts

ATTEST:

City Clerk Tammi Casey

Date: _____

November 17, 2016

Z:\CITYDOCS\RESOLUTN\16-69 Agreement Police Dept and Fox School 2016.docx

**AGREEMENT WITH THE
CITY OF ARNOLD POLICE DEPARTMENT
AND THE
FOX C-6 SCHOOL DISTRICT**

The following is the Agreement made between the City of Arnold Police Department (CITY) and the Fox C-6 School District (DISTRICT) concerning the School Resource Officer (SRO) Program. This agreement will be considered in effect twelve (12) months of the year. This agreement may be changed as long as both parties agree. As soon as the changes occur, the agreement will be re-signed by the proper parties. This agreement can become null and void if there should be emergencies occur that can show cause that this agreement shall be terminated.

Chain of Command

The primary responsibility of overseeing the School Resource Officer Program rests with the City of Arnold Police Department. Equally important, however, is the participation of the educational officials, who are an equal partner with the police department. So that there is no misunderstanding with communication within this partnership, a chain of command has been developed. It is agreed upon that both the City of Arnold Police Department and the Fox C-6 School District will follow this chain of command:

<u>City of Arnold Police Department</u>	<u>Fox C-6 School District</u>
Chief of Police	School Superintendent or his designee
Commander of Uniform Services	Building Principal
School Resource Officer	School Resource Officer

While on the school grounds, the School Resource Officer's direct supervisor will be the school building principal.

It must be understood that this officer is a full-time employee of the City of Arnold Police Department and there may be times that he/she is pulled from his/her position at the school to perform other duties. Sometimes it may be necessary that the School Resource officer perform duties at both the department and school. Due to training required for officers, the City of Arnold Police Department may not be able to send a replacement officer in the School Resource Officer's absence. At other times, the School Resource Officer will have to adjust his/her schedule to meet department and FLSA requirements.

PROGRAM OBJECTIVES

The function and objectives of the School Resource Officer include, but are not limited to:

- A. Serving as a problem-solving resource for the students, faculty and staff of the DISTRICT for all grades of the schools located within CITY limits;
- B. Enforcing DISTRICT policies and guidelines as they relate to security and safety issues;
- C. Providing assistance to the DISTRICT in dealing with individuals and/or conditions that may pose a threat to personnel, students and/or property of the DISTRICT;
- D. Providing patrol activities and performing other duties which are deemed appropriate by the DISTRICT and CITY;
- E. Coordinating law enforcement functions with support units of the CITY; and
- F. Working with neighborhoods adjacent to DISTRICT schools for the mutual goals and objectives of the DISTRICT and CITY and to foster community program solving.

OBLIGATIONS OF FOX C-6 SCHOOL DISTRICT

The school district will provide the School Resource Officer with the following items:

- A. An office that will allow the School Resource Officer to conduct normal daily business.
- B. Accessibility to students, parents and school staff.
- C. Office supplies and materials needed to operate the program properly. The police department will supply all police department forms.
- D. An office that is accessible twelve (12) months a year. This will allow the School Resource Officer to use his/her office when there are student/teacher holidays.
- E. An office equipped with a telephone.
- F. An office equipped with a desk, chair and file cabinet. The file cabinet should be equipped with a locking device.
- G. Access to a typewriter and/or a computer terminal. At times, the School Resource Officer may also require some secretarial services as needed. The principal will advise the School Resource Officer which secretary will be accessible.
- H. School radio frequencies for the School Resource Officer's radio or a radio with school radio frequencies.
- I. School cell phone.

OBLIGATIONS OF THE CITY OF ARNOLD POLICE DEPARTMENT

The City of Arnold Police Department will provide a full-time officer in the following fashion:

- A. One School Resource Officer shall be assigned to all of the C-6 School District schools located within the Arnold City Limits.
- B. Identify a supervisor with the rank of sergeant or above who shall function as a liaison for purposes of this agreement and oversee operational procedures to facilitate the goals of the program

C. CITY is responsible for the salary and employee benefits for the SRO. CITY is responsible to provide worker compensation coverage and tort liability for officer serving as SRO.

COMPENSATION

DISTRICT shall pay CITY the sum of: \$30,000.00 for the 2016-2017 school year.
\$35,000.00 for the 2017-2018 school year.
\$35,000.00 for the 2018-2019 school year.
\$40,000.00 for the 2019-2020 school year.

SAFETY

The City of Arnold Police Department, the Chief of Police, and the School Resource Officer all have a concern of safety for the students, staff, visiting parents and other authorized visitors.

GOOD FAITH

The Chief of Police, the School Board, their agents and employees, agree to cooperate in good faith in fulfilling the terms of this agreement. Unforeseen difficulties or questions will be resolved by negotiation between the Chief of Police and the Superintendent, or their designees.

COMPLETE AGREEMENT

This agreement constitutes a final written expression of all the terms of this agreement and is a complete and exclusive statement of those terms.

IN WITNESS THEREOF, the parties have caused this agreement to be signed by their duly authorized officers.

Signed, sealed and delivered in the presence of:

The School Board of the Fox C-6 School District


School Superintendent

Mayor Ron Counts

**CITY OF ARNOLD
AGENDA ITEM SUMMARY**

**AGENDA ITEM
7 D**

NAME OF TOPIC/PROJECT: A resolution authorizing the Mayor to execute a contract with the Spencer Contracting company to construct concrete street slab replacement improvements for a section of Arnold Tenbrook Road, the St. John's Crossing at Richardson Road intersection, and certain street slabs on Manufacturer's Drive as funds will allow, for the City of Arnold.

SUMMARY EXPLANATION: This resolution authorizes the Mayor to execute a contract with the Spencer Contracting company to undertake concrete street slab replacement improvements on Arnold Tenbrook and other street locations for the City of Arnold.

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 concrete street slab replacement work on Arnold Tenbrook, St. John's Crossing/Richardson Road intersection, and Manufacturer's Drive for the City of Arnold.

Positive impacts and to whom? The general public who drive these road locations on a daily basis.

Negative impacts and to whom? None

ADDITIONAL COMMENTS: Arnold Tenbrook, St. John's Crossing/Richardson Road intersection, and Manufacturer's Drive are well traveled by the general public and are a part of the City's collector roadway system. Their structural up-keep is essential for the safe movement of traffic through the City.

SUMMARY OF VENDOR/CONSULTANT/CONTRACTOR

Name: Spencer Contracting Company **Previous city contracts:** yes

Transaction amount \$283,529.14 **MBE/WBE Participation:** N/A

Transaction type: Contract.

Comments: The Spencer Contracting Co. is a qualified and capable contractor able to undertake the street slab replacement work.

SUMMARY OF SELECTION PROCESS

Number of bids: Four Low bid: \$283,529.14 High bid: \$394,047.30

Comments: The Spencer Contracting Company is a qualified contractor capable of this project undertaking.

SUMMARY OF BUDGET/COST

Budgeted amount: Approximately \$379,000

Additional Funding Required: We would request that the City Council consider approving a Change Order to allow full budget use and add extra slab replacement.

RESOLUTION NO. 16-70

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH SPENCER CONTRACTING COMPANY TO PROVIDE CONSTRUCTION SERVICES FOR THE ARNOLD TENBROOK, ST. JOHN'S CROSSING/RICHARDSON ROAD INTERSECTION, AND MANUFATURER'S DRIVE CONCRETE STREET REPLACEMENT 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 Cmpany. to provide construction services for the Arnold Tenbrook, St. John's Crossing/Richardson Road intersection, and Manufacturer's Drive concrete street replacement 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: _____

ATTACHMENT A
 BID PROPOSAL FORM
 CITY OF ARNOLD, MISSOURI
 CONCRETE STREET REPLACEMENT PROJECT-PHASE II

TO: CITY OF ARNOLD
 ARNOLD, MISSOURI

Pursuant to and in compliance with your Request for Bids dated 11-1-16, 2016 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 **CONCRETE STREET REPLACEMENT PROJECT-PHASE II** 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 | Breakout, remove, form, and pour designated 8 inch depth street pavement with High-Early design concrete mix. | (\$ <u>61.82</u>) X <u>3,817</u> sq. yds. = \$ <u>235,966.94</u> |
| Item No. 2 | Breakout, remove, form, and pour designated 6 inch depth street pavement with six (6) sack design concrete mix. | (\$ <u>56.-</u>) X <u>1</u> sq. yd. = \$ <u>56.-</u> |
| Item No. 3 | Provide electronic message board signs (2 each) for display at Richardson Road at St. Johns Crossing & Arnold-Tenbrook 10 days prior to slab replacement work plus all other traffic control measures as required. | (\$ <u>4200.-</u>) Lump Sum = \$ <u>4200.-</u> |
| Item No. 4 | Provide all other necessary traffic control measures and other miscellaneous work to provide a complete job. | (\$ <u>5196.-</u>) Lump Sum = \$ <u>5196.-</u> |
| Item No. 5 | Limestone Granular Fill – 1" clean crushed rock for slab subgrade areas as required. | $(\$ \underline{23.83}) \times 750 \text{ Tons} =$ <div style="display: inline-block; vertical-align: middle; margin-left: 20px;"> $\\$ \underline{17,872.50}$
 \$ 23.83 </div> |
| Item No. 6 | Breakout, remove, form, and pour (with appropriate concrete concrete mix) designated 6 inch height vertical integral curb. | (\$ <u>7.50</u>) X <u>1,622</u> Lin. Ft. = \$ <u>12165.-</u> |

- Item No. 7 Breakout, remove, form, and pour curb inlet sumps (with appropriate concrete mix)
 (\$ 75.-) X 21 sq. yds. = \$ 1575.-
- Item No. 8 Undertake all necessary full pavement depth saw cutting (saw cutting as needed) as required
 (\$ 2.05) X 2,194 lin. ft. = \$ 4497.70
- Item No. 9 Undertake all necessary street striping work to replace all street striping and symbols removed or damaged as a result of the street slab replacement work.
 (\$ 2000.-) Lump Sum = \$ 2000.-
- Total (Items 1-9) = \$ 283,529.14

BID ALTERNATE UNIT PRICES

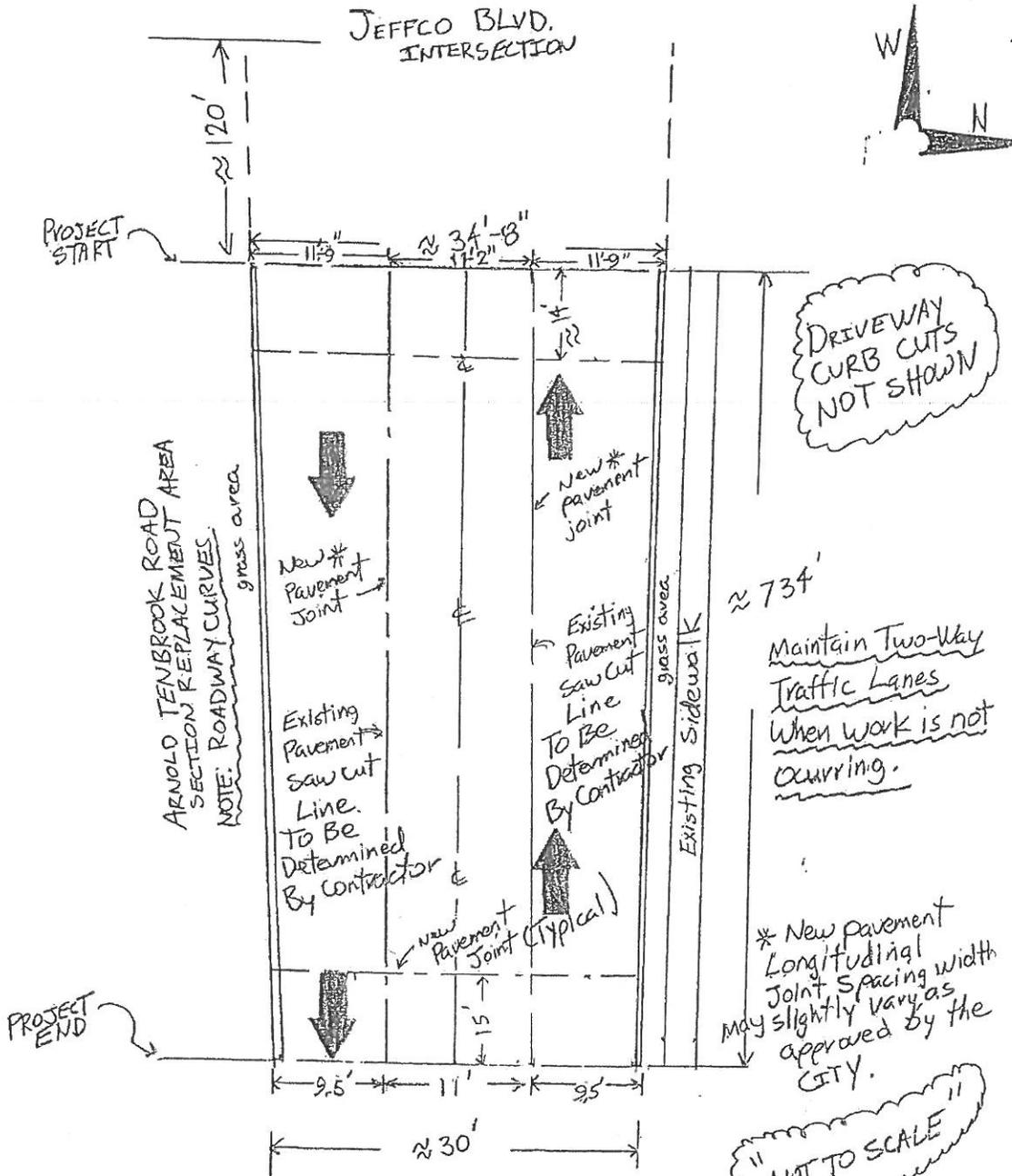
- A Breakout, remove, form, and pour designated 8 inch depth street pavement with six (6) sack design concrete mix.
\$ 70.- / Square Yard
- B Breakout, remove, form and pour designated 6 inch depth street pavement with High-Early design concrete mix.
\$ 70.- / Square Yard
- C Remove and replace below specified excavated depth and 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.
\$ 20.- / Square Yard
- D 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.
\$ 30.- / Square Yard
- E MSD Class A rock excavation.
\$ 150.- / Cubic Yard
- F MSD Class B rock excavation.
\$ 150.- / Cubic Yard
- G Hand excavation for yard sprinklers and irrigation systems as authorized by the City.
\$ 15.- / lineal ft
- H Breakout, remove, form and pour designated 6 inch height monolithic vertical curb in lieu of dowelled vertical
\$ 20.- / lineal feet
- I Breakout, remove, excavate, form and pour designated 12 inch depth street pavement over compacted 4 inch depth crushed rock base with MoDOT 8.4 cement sack mix (or approved equal) to achieve same day opening to traffic.
\$ 100.- / Square Yard

STREET SLAB REPLACEMENT WORK LIST -PHASE II

<u>Location</u>	<u>Sq. Yds.</u>	<u>8 inch Depth Hi Early Concrete</u>	<u>Vertical Curb</u>	<u>Saw Cutting (ft)</u>	<u>Comments</u>
St. John's Crossing @ Richardson Rd. Intersection	15	Yes	----	5	30" wide curbline
St. John's Crossing @ Richardson Rd. Intersection	247	Yes	----	444	10' x 37' sections
St. John's Crossing @ Richardson Rd. Intersection	54	Yes	----	24	center lane
St. John's Crossing @ Richardson Rd. Intersection	10	Yes	----	----	Apron section
St. John's Crossing @ Richardson Rd. Intersection	18	Yes	----	----	By Traffic light
St. John's Crossing @ Richardson Rd. Intersection	8	Yes	----	----	By Traffic light
St. John's Crossing @ Richardson Rd. Intersection	28	Yes	----	40	Richardson Road
St. John's Crossing @ Richardson Rd, Intersection	206	Yes	----	87	Richardson Road
South side of St. John's Crossing At Richardson	88	Yes	----	----	Irregular slab area

STREET SLAB REPLACEMENT WORK LIST –PHASE II

<u>Location</u>	<u>Sq. Yds.</u>	<u>8 inch Depth Hi Early Concrete</u>	<u>Vertical Curb</u>	<u>Saw Cutting (ft)</u>	<u>Comments</u>
South side of St. John's Crossing At Richardson	4	Yes	----	----	2' X 18' with rolled curb
Manufacturer's Dr. Near Arnold Tenbrook	3.5	Yes	10	13	DCI Inlet Sump
Manufacturer's @ LMC Drive	157	Yes	10	40	----
Manufacturer's Near Medart Dr.	176	Yes	63	11	----
Medart Truck Ent.	114	Yes	22	----	----
123 Manufacturer's	16	Yes	----	----	----
130 Manufacturer's	20	Yes	----	----	----
135 Manufacturer's	37	----	43	1	By Curb Inlet
Manufacturer's/ Kohler Dr.	----	----	6	1	----
Arnold- Tenbrook Rd. (See drawing#1)	<u>2,636</u>	Yes	<u>1,468</u>	<u>1,528</u>	----
TOTALS	3,838		1,622	2,194	



" Schematic Representation Actual Roadway Curves "

DRAWING #1

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 _____

Tim Spencer being duly sworn in oath deposed and states:

- I. That in connection with this procurement,
 - a. The prices in this bid have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition as to any matter relating to such prices with any other bidder or with any competitor;
 - b. The prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening directly or indirectly to any other bidder; or to any competitor; and,
 - c. No attempt has been made or will be made by the bidder to induce any other person or firm to submit or not to submit a bid for the purpose of restricting competition.

II. The undersigned further states:

- a. He is the person in the bidders' organization responsible within that organization for the decision as to the prices being bid herein and that he has not participated, and will not participate, in any action contrary to (I) (a) through (I) (c) above.
- b. He is not the person in the bidder's organization responsible within that organization for the decision as to the prices being bid herein but that he has been authorized in writing to act as agent for the persons responsible for such decision in certifying that such persons have not participated, and will not participate, in any action contrary to (I) (a) through (I) (c) above, and as their agent does hereby so certify; and he has not participated, and will not participate in any action contrary to (I) (a) through (I) (c) above.

III. The Contractor hereby attests to their intent to comply with the American with Disabilities Act. (ADA).

IV. It is expressly understood that the foregoing statements, representations, and promises are made as a condition to the right of the bidder to receive payment under any award made hereunder.

For Corporations

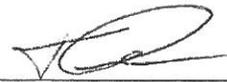
Spencer Contracting Co.
(NAME, INDICATE IF CORPORATION,
PARTNERSHIP OR SOLE PROPRIETOR)

(Corporate Seal)

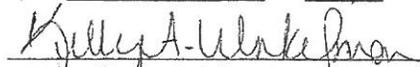
Vice President
(OFFICE HELD IN BIDDER ORGANIZATION)

ATTEST:



By 

Subscribed and sworn to before me this 1st day of November, 20 16.


Notary Public

My commission expires on: 1-22-18

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

**CITY OF ARNOLD
AGENDA ITEM SUMMARY**

AGENDA ITEM

7 E

NAME OF TOPIC/PROJECT : A resolution authorizing the Mayor to execute a Change Order with the Spencer Contracting Company to construct concrete street slab replacement improvements for a section of Arnold Tenbrook Road, the St. John's Crossing at Richardson Road intersection, and certain street slabs on Manufacturer's Drive as 2017 budgeted funds will allow, for the City of Arnold.

SUMMARY EXPLANATION: This resolution authorizes the Mayor to execute a change order with the Spencer Contracting company to undertake concrete street slab replacement improvements on Arnold Tenbrook and other street locations for the City of Arnold as provided in the 2017 budget.

RECOMMENDED ACTION: Approval

Why is this action necessary? The Council must approve change order of this amount.

What does this action accomplish? This approval action allows the Spencer Contracting Company to undertake the necessary change order add in concrete street slab replacement work on Arnold Tenbrook, St. John's Crossing/Richardson Road intersection, and Manufacturer's Drive for the City of Arnold.

Positive impacts and to whom? The general public who drive these road locations on a daily basis.

Negative impacts and to whom? None

ADDITIONAL COMMENTS: Arnold Tenbrook, St. John's Crossing/Richardson Road intersection, and Manufacturer's Drive are well traveled by the general public and are a part of the City's collector roadway system. Their structural up-keep is essential for the safe movement of traffic through the City.

SUMMARY OF VENDOR/CONSULTANT/CONTRACTOR

Name: Spencer Contracting Company

Previous City Contracts: Yes

Transaction Amount: \$95,000.00

MBE/WBE Participation: N/A

Transaction type: Change order

Comments: The Spencer Contracting Company is a qualified and capable contractor able to undertake the desired add Change Order for additional street slab replacement work.

SUMMARY OF SELECTION PROCESS

Number of bids: Four

Low bid: \$283,529.14

High bid: \$394,047.30

Comments: The Spencer Contracting Company is a qualified contractor capable of this project undertaking.

SUMMARY OF BUDGET/COST

Budgeted amount: Approximately \$379,000

Additional Funding Required: We would request that the City Council consider approving a change order to allow full budget use and add extra slab replacement.

RESOLUTION NO. 16-71

A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CHANGE ORDER WITH SPENCER CONTRACTING COMPANY TO PROVIDE CONSTRUCTION SERVICES FOR THE ARNOLD TENBROOK, ST. JOHN'S CROSSING/RICHARDSON ROAD INTERSECTION, AND MANUFATURER'S DRIVE CONCRETE STREET REPLACEMENT PROJECT AND TAKE FULL USE OF 2017 APPROPRIATED BUDGETED FUNDING 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 change order with Spencer Contracting Company to provide construction services for the Arnold Tenbrook, St. John's Crossing/Richardson Road intersection, and Manufacturer's Drive concrete street replacement project and take full use of 2017 appropriated budgeted funding 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: _____

City of Arnold Contract Change Order

Sheet 1 of 1

Spencer Contracting
3073 Arnold Tenbrook Road
Arnold Missouri 63010
314-843-5166

Change Order Number: _____

1

County: Jefferson

Project # Concrete Street
Replacement Project
Phase II

1. Description and Reason for Change

2017 street repairs budget has \$379,000 available. Spencer Contracting base bid of \$283,529.14 allows the City to add additional structurally deficient street slabs to be replaced for the benefit of the general driving public.

2. Estimate of Cost of Work affected by this Change Order

Estimate Line #	Contract Item #	Item Description	Units Prev Provided For	Units to be Constructed	Contract or Agreed Price	Amount of Overrun (+)	Amount of Underrun (-)
		Concrete street replacement project Phase II	per bid	per bid		\$95,000.00	
TOTALS						\$95,000.00	

3. Settlement for Cost of the above Change to be made at Contract Unit Price Except as Noted:

<p>The work covered by this change order shall be performed under the same Terms and Conditions of the Original Contract, unless otherwise stated.</p> <p>Agreed to: _____</p>	1. Original Contract Amount	\$283,529.14
	2. This Change Order	\$95,000.00
	3. Previous Change Order(s)	none
	4. Total Change to Date	\$95,000.00
	5. Revised Contract Amount (lines 1-4)	\$378,529.14
	6. Contract Working Days	75
	7. +/- Working Days This Change Order	15
	8. Revised Working Days	90
TOTAL ADJUSTMENT (+/-)		\$95,000.00

Contractor

Date

Approval City of Arnold (Mayor)

11/18/2016
Date

RESOLUTION NO. 16-72

**A RESOLUTION AUTHORIZING THE CITY'S PARTICIPATION IN THE
MIRMA HEALTH INSURANCE POOL FOR CALENDAR YEAR 2017.**

WHEREAS, the City of Arnold provides health insurance as part of its employee benefits package; and

WHEREAS, the City's current health insurance policy expires on December 31, 2016; and

WHEREAS, the City received two health insurance proposals from the private health insurance market through our health insurance broker and a proposal from MIRMA for their health insurance pool; and

WHEREAS, after reviewing the proposals the City Administrator is recommending the City join the MIRMA health insurance pool to provide health insurance for City employees during calendar year 2017;

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

Section 1. The Mayor and/or the City Administrator are authorized to sign any documents that are necessary for the City of Arnold to join the MIRMA health insurance pool for calendar year 2017.

Presiding Officer of the City Council

Mayor Ron Counts

ATTEST:

City Clerk Tammi Casey

Date: _____

RESOLUTION NO. 16-73

**A RESOLUTION ACCEPTING THE CONVEYANCE OF A PORTION OF
MODOT RIGHT OF WAY ON JEFFCO BOULEVARD NEAR THE MERAMEC
BRIDGE.**

WHEREAS, MoDOT has excess right of way on Jeffco Boulevard near the Meramec Bridge;
and

WHEREAS, the City of Arnold desires to acquire this excess right of way to place an entrance
sign;

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

Section 1. The City Administrator is authorized to sign the attached document and any other
documents that are necessary to accept the conveyance of a portion of MoDOT right of way on
Jeffco Boulevard near the Meramec Bridge.

Presiding Officer of the City Council

Mayor Ron Counts

ATTEST:

City Clerk Tammi Casey

Date: _____

COUNTY OF _____)

On this ____ day of _____, 20__, before me appeared _____ personally known to me, who being by me duly sworn, did say that he is the **City Administrator** of the **City of Arnold** and that the foregoing instrument was signed and sealed on behalf of the **City of Arnold** and that he acknowledged said instrument to be the free act and deed of the **City of Arnold** and that it was executed for the consideration stated therein and no other.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the county and state aforesaid the day and year written above.

Notary Public

My Commission Expires: _____