

City of Arnold, Missouri

City Council
Council Chamber

April 7, 2011
7:00 p.m.

Amended Agenda

1. Pledge of Allegiance
2. Opening Prayer: People's Church - Boyd Brooks
3. Roll Call
4. Acceptance of Minutes: **March 24, 2011**
5. Acceptance of Warrants: **Payroll Warrant: #1104 – General Warrant: #5544**
6. Business from the Floor:
7. Ordinances:
 - A. **Bill No. 2460:** An Ordinance Determining the Final Cost of Completed Improvements Known as the Ozark Drive Neighborhood Improvements District Project Apportioning Such Final Cost.
 - B. **Bill No. 2461:** An Ordinance Authorizing the Mayor to Accept Land Known as Ozark Drive Bridge Including the Adjacent Approaches for Public Use as Streets and Roads.
 - C. **Bill No. 2462:** An Ordinance Providing for an Adjustment to the Fiscal Year 2011 Budget for Renovations at Pomme Creek Golf Course.
8. Resolutions:
 - A. **Resolution No. 11-09:** A Resolution Authorizing the City to Vacate Certain Right-of-Way Along Missouri State and Lemay Ferry Roads.
9. Motion:
10. New Business:
11. Old Business
12. Committee Reports
13. Reports from Mayor and Council
14. Administrative Reports
15. Adjournment

Next Regular Council Meeting April 21, 2011 at 7:00 p.m.
Next Work Session Meeting April 14, 2011 at 7:00 p.m.

Mayor Ron Counts called the meeting to order at 7:00 pm.

The Pledge of Allegiance was recited.

Pastor Boyd Brooks from People's Church offered the opening prayer.

Those present per roll call taken by City Clerk Diane Waller: Counts, Edwards, Crisler, Moritz, Freese, Lang, Moss, Lindsley, Connell, Unrein, Waller, Holden, Lewis, Sweeney, Boone, Shockey, Baker, Kroupa and Hall.

ACCEPTANCE OF THE MINUTES:

Bill Moritz moved to **accept the minutes of the March 24, 2011 meeting** if there were no deletions, errors or corrections. Ken Moss seconded the motion. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, yes; Moss, yes; Lindsley, yes; Connell, yes; 8 yeas, **Motion carried.**

ACCEPTANCE OF THE WARRANTS:

City Clerk Diane Waller read **Payroll warrant #1104**. Paul Freese moved to **pay payroll warrant #1104 in the amount of \$240,013.98** if the monies are available. Seconded by Jim Edwards. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, yes; Moss, yes; Lindsley, yes; Connell, yes; 8 yeas, **Motion carried.**

City Clerk Diane Waller read **general warrant #5544**. Bob Lindsley moved to **pay general warrant #5544 in the amount of \$573,873.93** if the monies are available. Seconded by Paul Freese. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, yes; Moss, yes; Lindsley, yes; Connell, yes; 8 yeas, **Motion carried.**

BUSINESS FROM THE FLOOR

The Mayor explained how anyone could speak for up to 3 minutes on any matter of city business, but first must identify himself or herself and state their address. He also reiterated the necessity of using the speaker cards.

Dennis Mraz, 1375 Big Bill, and also a member of Clean Stream, shared photos of recent clean-up activities. He feels there are squatters and they are leaving debris and trash that he is removing. Also reported, he has observed people using city dumpsters in the parks and that signage is no longer present advising this is against the law. He also expressed his disappointment that he had not been able to reach Mr. Unrein to discuss this. Also suggested city repair gates and update park diagrams on our brochure.

Ms. Tina Hill, 1676 Trinity, expressed she is very concerned about the activities reported at the Value Place Hotel. She questioned why she is first hearing of it now. Mr. Unrein addressed her concerns by advising he will talk about this later in the meeting.

Mr. Dennis Murphy, Jefferson County Community Partnership, provided stats on ridership on the new bus and presented Certificate of Appreciation to the city for their contributions to Hammers of Hope. He also thanked everyone who had participated and provided individual certificates to Diane for distribution.

ORDINANCES

BILL NO. 2460 AN ORDINANCE DETERMINING THE FINAL COST OF COMPLETED IMPROVEMENTS KNOWN AS THE OZARK DRIVE NEIGHBORHOOD IMPROVEMENT DISTRICT PROJECT; APPORTIONING SUCH FINAL COSTS AMONG THE PROPERTIES IN THE OZARK DRIVE NEIGHBORHOOD IMPROVEMENT DISTRICT IN THE CITY OF ARNOLD, MISSOURI; ASSESSING SPECIAL ASSESSMENTS AGAINST THE PROPERTIES IN SAID DISTRICT; AND AUTHORIZING THE ISSUING OF TAX BILLS THEREFORE was discussed.

Mr. Lindsley offered a **motion to again table Bill #2460** and so moved. Seconded by Jason Connell. More discussion followed. Roll call vote: Edwards, no; Crisler, no; Moritz, no; Freese, no; Lang, no; Moss, no; Lindsley, yes; Connell, yes; 2 yeas, 6 nays, **motion failed**.

Bill No. 2460 was read twice by City Clerk Diane Waller. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, yes; Moss, yes; Lindsley, no; Connell, no; 6 yeas, 2 nays, **Ordinance passed**.

BILL NO. 2461 AN ORDINANCE ACCEPTING LANDS KNOWN AS OZARK DRIVE BRIDGE INCLUDING THE ADJACENT APPROACHES FOR PUBLIC USE AS STREETS AND ROADS, AUTHORIZING THE MAYOR OF THE CITY OF ARNOLD, MISSOURI, TO EXECUTE A FORMAL ACCEPTANCE THEREOF, AND PROVIDING FOR THE RECORDING OF SAID ACCEPTANCE. A COPY OF SAID FORMAL ACCEPTANCE IS ATTACHED HERETO AND MADE A PART HEREOF BY REFERENCE was read twice by City Clerk Diane Waller. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, yes; Moss, yes; Lindsley, no; Connell, no; 6 yeas, 2 nays, **Ordinance passed.**

BILL NO. 2462 AN ORDINANCE PROVIDING FOR AN ADJUSTMENT TO THE FISCAL YEAR 2011 BUDGET FOR RENOVATIONS AT POMME CREEK GOLF COURSE was read twice by City Clerk Diane Waller. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, yes; Moss, yes; Lindsley, yes; Connell, yes; 8 yeas, **Ordinance passed.**

RESOLUTIONS

RESOLUTION 11-09 A RESOLUTION AUTHORIZING THE CITY TO VACATE CERTAIN RIGHT-OF-WAY ALONG MISSOURI STATE AND LEMAY FERRY ROADS was offered by Bill Moritz and he so moved. Seconded by Jim Edwards. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, yes; Moss, yes; Lindsley, yes; Connell, yes; 8 yeas, **motion carried.**

NEW BUSINESS

Ken Moss reported earlier this week he had asked Mr. Unrein to have an executive session on the agenda and it is not. He is still waiting for an answer and Mr. Edwards asked yesterday for an addition to the agenda. Mr. Moss was questioning and asking for verification as to what are the correct procedures to get something on the agenda.

Mr. Unrein responded this was a misunderstanding. He didn't feel this matter had to be handled right away and thought it could have happened at a later meeting. Regarding the comment about Mr. Edwards, he explained he was waiting to hear from the attorney and once he had, he would contact Mr. Edwards. Once he heard from attorney, the next day, attorney advised he would contact Mr. Edwards.

Mr. Unrein explained the procedure, that it is set by ordinance, and the formal process to follow. Again, stating he misunderstood and thought Mr. Moss's issue could be for a future date.

Attorney Sweeney added he did talk with Mr. Edwards, rather than Mr. Unrein speaking with Mr. Edwards on this issue. It appears there was miscommunication.

Bob Lindsley brought up location of political signs and violations. Mayor added the city does not normally act on this unless there is a safety issue and/or complaints. Mr. Lindsley would like to see city provide our sign ordinance to all candidates when they file in Hillsboro. Ms. Waller advised we do provide our ordinance to the county and they provide this to candidates. Mr. Crisler confirmed when he filed in the county, he was provided this information.

Bill Moritz suggested amending the agenda to bring Mr. Unrein's Administrative Report to this part of the meeting so the Value Place Hotel issues could be addressed. No motion will be needed and Matt reported city officials have been in touch with officials from Value Place Hotel. Value Place has agreed to have a uniformed off duty police officer (at their expense) there 24 hours a day, 7 days a week. They are also performing criminal record checks. This should deter criminal activity.

Chief Shockey added Value Place is cooperating and wants these problems fixed.

Mayor emphatically reiterated, the city will not tolerate any more of these activities and city has made this clear to Value Place. City is on top of this situation.

Mr. Edwards addressed the lady in the audience that felt she was not informed and added as a councilman, he only recently learned of this.

Attorney Sweeney responded, "criminals have rights" and explained the legalities and our police department is doing their job. He did understand and have empathy for Ms. Hill and her concerns.

Ms. Hill expressed she feels her safety is in jeopardy.

Chief explained, the Arnold Police Department is protecting residents and has protected them by making these arrests and demanding cooperation from the Hotel.

Connell questioned if the city is locked in to the date of the 15th or if we can still take action and pull the license.

Attorney assured everyone we still can, and will, take action if needed.

OLD BUSINESS

Ken Moss thanked the Parks Department for the Facebook pop-ups and questioned Matt where the new photos are. Mr. Unrein responded he is working on that.

Paul Freese asked about the status on the Red Light Camera RFQ and Chief responded this was advertised and the deadline to respond is April 29th at 3 PM.

Jim Edwards asked Matt Unrein about following up with Bob to make sure city collects fees and fines that are due.

COMMITTEE REPORTS

Bob Lindsley reported on the recent Tourism meeting regarding budget issues and the proposed Farmer's Market.

Paul Freese announced the next Fall Festival meeting would be June 6 at the Rec Center.

Dan Kroupa shared that he and Dan Bish would attend the Jefferson County Economic Development meeting early next Wednesday morning.

Bill Moritz reported there had been a Liquor Control Committee meeting this evening. He offered a motion to recommend approval of a **picnic liquor license for Immaculate Conception Church for their picnic May 20 and 21** and so moved. Seconded by Jim Edwards. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, yes; Moss, yes; Lindsley, yes; Connell, yes; 8 yeas, motion carried.

He also reported there had been a request submitted from **Las Fuentes to apply to the state for an extension of premise license for their Cinco De Mayo celebration May 5, May 6 and May 7th**. He offered a motion to approve, provided they fulfill all other city requirements, and so moved. Seconded by Jim Edwards. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, yes; Moss, yes; Lindsley, yes; Connell, yes; 8 yeas, motion carried.

Bill Moritz, as the liquor chairman, recognized and thanked those involved in the liquor control committee for all they have done: Jason Connell, Jim Edwards, Diane Waller and Bob Sweeney.

REPORTS FROM MAYOR & COUNCIL

Mayor Counts – Thanked Kim Robertson, with the Leader, for the article she did on the Farmer's Market idea. Mayor said he would be assigning committee appointments for the council soon. He advised council to please express their desires and interests to him. He thanked the council members that are leaving, Randy Crisler, Jason Connell and Bob Lindsley.

Ward 4 – Jason Connell - No Report

Ward 4 – Ken Moss - Advised the signs at Pomme Creek had been repainted and thanks to Gary Plunk, this saved the city money.

Ward 3 – Bob Lindsley – Advised Hickory Square Subdivision meeting is 4/27 and thanked the residents in Ward 3. Also made everyone aware that he has heard from many of his residents that they would pay the \$7 monthly trash fee and would prefer to see money spent on public works projects. He thanked and complimented those in the city that he has worked with the last few years.

Ward 3 – Paul Freese – Referred to the gate at Carol and Peerview and reported it has been destroyed. Advised folks are running the 3-way stop sign at Hyde Park and asked the Police to check this out. Chief acknowledged.

Ward 2 – Bill Moritz - Reported he has had lots of complaints on Value Place from his constituents but let's give them a chance. Also reiterated the ongoing problem with Theodore Drive/Tamarack being used as a racetrack. We need some kind of traffic calming solution. Also need to address Richardson Road for safety reasons. Thanked those on council who will not be returning.

Ward 2 – Jim Edwards – Said goodbye to those leaving the council and welcomed Doris and Sandy as new council members in the audience.

Ward 1 – Cricky Lang – Dittoed the remarks being made to the council members leaving and thanked them for their time.

Ward 1 – Randy Crisler – Congratulated Doris, indicated his tenure has been a great learning experience and he hopes the city continues to move forward.

ADMINISTRATIVE REPORTS

City Administrator Matt Unrein – Thanked those leaving the council.

City Clerk Diane Waller – Thanked those leaving for all the time and service they have given to the city.

Chief Shockey - Thanked those leaving for their support of the Police Department.

Susie Boone – Dittoed previous remarks for those council members leaving

Mary Holden – Dittoed previous remarks and reported we have some new comments for the comprehensive plan.

Bryson Baker – Thanked those leaving for their support of Public Works.

Bob Sweeney – Thanked those leaving and congratulated those who won.

Deborah Lewis – Dittoed previous remarks made to those leaving.

Greg Hall - Expressed same sentiments to those leaving. Announced Tourism Budget plans and the progress on the air conditioner replacement situation at city hall.

A motion to close meeting was offered by Randy Crisler. Seconded by Jason Connell.

Voice Vote: all yeas.

Meeting ended at 8:14 pm


Diane Waller, City Clerk

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 4/7/2011

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BILL NO - RESOLUTION - MOTION

	ROLL CALL	ACCEPT 3/24/11 MINUTES	ACCEPT PAYROLL WARRANT #1104	ACCEPT GENERAL WARRANT #5544	MOTION TO TABLE BILL NO. 2460	BILL NO. 2460
COUNCIL MEMBERS:						
MAYOR: <u>RON COUNTS</u>	PRESENT					
COUNCIL: <u>JIM EDWARDS</u>	PRESENT	YES	YES	YES	NO	YES
COUNCIL: <u>RANDY CRISLER</u>	PRESENT	YES	YES	YES	NO	YES
COUNCIL: <u>BILL MORITZ</u>	PRESENT	YES	YES	YES	NO	YES
COUNCIL: <u>PAUL FREESE</u>	PRESENT	YES	YES	YES	NO	YES
COUNCIL: <u>CRICKY LANG</u>	PRESENT	YES	YES	YES	NO	YES
COUNCIL: <u>KEN MOSS</u>	PRESENT	YES	YES	YES	NO	YES
COUNCIL: <u>BOB LINDSLEY</u>	PRESENT	YES	YES	YES	YES	NO
COUNCIL: <u>JASON CONNELL</u>	PRESENT	YES	YES	YES	YES	NO
ADMINISTRATOR: MATT UNREIN	PRESENT	PARKS DIR: SUSIE BOONE				PRESENT
CITY CLERK: DIANE WALLER	PRESENT	POLICE CHIEF: CHIEF SHOCKEY				PRESENT
COM DEV DIR: MARY HOLDEN	PRESENT	PUBLIC WORKS: BRYSON BAKER				PRESENT
FINANCE DIR: DEBORAH LEWIS	PRESENT	TREASURER: DAN KROUPA				PRESENT
CITY COUNSELOR BOB SWEENEY	PRESENT	DIR. OF ADMIN. GREG HALL				PRESENT

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING:REGULAR

DATE: 4/7/2011

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BILL NO - RESOLUTION - MOTION

	BILL NO. 2161	BILL NO. 2462	RESOLUTION NO. 11-09	MOTION TO APPROVE IC PICNIC LIQUOR LICENSE	MOTION TO APPROVE LAS FUENTAS EXTENSION OF PREMISES	
COUNCIL MEMBERS:						
MAYOR: <u>RON COUNTS</u>						
COUNCIL: <u>JIM EDWARDS</u>	YES	YES	YES	YES	YES	
COUNCIL: <u>RANDY CRISLER</u>	YES	YES	YES	YES	YES	
COUNCIL: <u>BILL MORITZ</u>	YES	YES	YES	YES	YES	
COUNCIL: <u>PAUL FREESE</u>	YES	YES	YES	YES	YES	
COUNCIL: <u>CRICKY LANG</u>	YES	YES	YES	YES	YES	
COUNCIL: <u>KEN MOSS</u>	YES	YES	YES	YES	YES	
COUNCIL: <u>BOB LINDSLEY</u>	NO	YES	YES	YES	YES	
COUNCIL: <u>JASON CONNELL</u>	NO	YES	YES	YES	YES	
ADMINISTRATOR: MATT UNREIN		PARKS DIR: SUSIE BOONE				
CITY CLERK: DIANE WALLER		POLICE CHIEF: CHIEF SHOCKEY				
COM DEV DIR: MARY HOLDEN		PUBLIC WORKS: BRYSON BAKER				
FINANCE DIR: DEBORAH LEWIS		TREASURER: DAN KROUPA				
CITY COUNSELOR BOB SWEENEY		DIR. OF ADMIN. GREG HALL				