

City of Arnold, Missouri

**Public Hearing
Council Chambers**

**April 19, 2012
7:00 p.m.**

- A. Continuation of Public Hearing from 4/5/2012; 2012-14 (Former 2009-28) Amendment or Repeal of Rezoning for a Parcel of Land off Robinson Drive at Richardson Road and I-55 behind I-55 Store-It.
- B. 2012-08, Minor Record Plat, 1650-1660 Hobelman Drive.

Council Meeting

Immediately Following the Public Hearing

Amended Agenda

- 1. Pledge of Allegiance:
- 2. Opening Prayer: TBA
- 3. Roll Call:
- 4. Acceptance of Minutes: **April 5, 2012**
- 5. Acceptance of Warrants: **Payroll Warrant #1131 - General Warrant #5569**
- 5.5 Organization of the Council
 - A. Election of Mayor Pro-Tem.
 - B. Appointments of Committee/Board Assignments.
- 6. Business From the Floor:
- 7. Ordinances:
 - A. **Bill No. 2509:** An Ordinance Approving a Re-Subdivision of Lot 5 of Southern Acres, a Subdivision in Lot 6 of U.S. Survey No. 2991, Township 42 North, Range 6 East, Recorded in Plat Book 24 Page 10B, Jefferson County, MO.
 - B. **Bill No. 2506:** An Ordinance Rezoning a Tract of Land in the City of Arnold, Mo. Identified as PT Lot 5 US Survey 2991 from R-3 to C-4 Commercial.
 - C. **Bill No. 2510:** An Ordinance Amending Chapter 17 of the Code of Ordinances with the Addition of Section 17-32, Prohibiting Urinating and Defecating in Public.
- 8. Resolutions:
 - A. **Resolution No. 12-25:** A Resolution Authorizing the Mayor to Enter into an Agreement with Intuition & Logic for Stormwater Engineering Services.

B. **Resolution No. 12-26:** A Resolution Authorizing the Mayor to Enter into a Professional Services Contract with Intuition & Logic to Design the Jere Lane Stormwater Project.

9. 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).

10. New Business:

11. Old Business:

12. Committee Reports:

13. Reports from Mayor and Council:

14. Administrative Reports:

15. Adjournment

Next Regular Council Meeting May 3, 2012 at 7:00 p.m.
Next Work Session Meeting May 10, 2012 at 7:00 p.m.

Mayor Ron Counts called the meeting to order at 7:17 pm.

The Pledge of Allegiance was recited.

Mr. Paul Rodenoth said the opening prayer.

Mayor Counts also asked for a moment of silence to remember 3 influential residents who recently died: Ray Hodge, Lorraine Mall and Ada Kneff.

Those present per roll call taken by City Clerk Diane Waller: Mayor Ron Counts, Borgelt, Lang, Hohmeier, Moritz, Amato, Freese, Kownacki, Moss, Unrein, Waller, Holden, Lewis, Sweeney, Boone, Shockey, Baker, Kroupa and Hall.

Boy Scout, Derrick Gross, from Troop 419 at Immaculate Conception was recognized. He is working on his Citizenship in the Community badge.

ACCEPTANCE OF MINUTES:

Ken Moss moved to accept the minutes of the April 5, 2012 meeting if there were no deletions, errors or corrections. Sandra Kownacki seconded the motion. Roll call vote: Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; 8 yeas: **Motion carried.**

ACCEPTANCE OF WARRANTS:

City Clerk Diane Waller read Payroll Warrant #1131. **Paul Freese made a motion and moved to pay Payroll Warrant #1131 in the amount of \$242,259.79** if the monies are available. Seconded by Cricky Lang. Roll call vote: Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; 8 yeas, **Motion carried.**

City Clerk Diane Waller read General Warrant #5569. **Cricky Lang made a motion and moved to pay General Warrant #5569 in the amount of \$345,795.14** if the monies are available. Seconded by Ken Moss. Roll call vote: Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; 8 yeas: **Motion carried.**

ORGANIZATION OF THE COUNCIL

Mayor announced he would take nominations for Mayor-Pro-Tem.

Sandra Kownacki said she would like to nominate Ken Moss. There were no other nominations. Attorney advised this would need a motion and second.

Sandra Kownacki offered a motion to nominate Ken Moss as Mayor Pro-Tem.
Seconded by Bill Moritz.

Attorney advised someone needs to move to close nominations and accept Mr. Moss as Mayor Pro-Tem by acclamation. Cricky Lang offered the motion and then so moved.
Seconded by Doris Borgelt.

Mayor Counts announced Ken Moss is now Mayor Pro-Tem.

Mayor read committee appointments (see attached) **A motion was made to approve the appointments** by Ken Moss and he so moved. Seconded by Bill Moritz. Roll call vote: Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; 8 yeas, motion carried.

BUSINESS FROM THE FLOOR

Mayor explained the procedure to speak and the need to provide speaker cards.

Mike Evans, 509 Hannah Way, provided background and spoke about an upcoming event, the Regional Unified Volleyball tournament for Special Olympics to be held at Fox this Saturday. He invited everyone to attend and show their support.

AMEND AGENDA

Bill Moritz offered **a motion to amend agenda so Liquor Committee report could be brought forward to this point in the meeting**, as representatives seeking a liquor license were present. Seconded by Cricky Lang. Roll call vote: Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; 8 yeas, **motion carried.**

Sandra Kownacki then advised the Liquor Committee had met earlier tonight and the owners of **Hot Shots, 131 Arnold Crossroads**, were present. They are requesting a license for **liquor by the drink and on Sunday with Don Wilburn as the Managing Officer**. They also are asking permission to serve and sell outdoor **on a patio** but city has not reviewed and accepted those outdoor plans. Sandra Kownacki offered a **motion to approve, contingent on city building department approval of the outdoor patio area** and so moved. Seconded by Bill Moritz. Roll call vote: Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; 8 yeas, **motion carried.**

ORDINANCES

Bill No. 2509: AN ORDINANCE APPROVING A RE-SUBDIVISION OF LOT 5 OF SOUTHERN ACRES, A SUBDIVISION IN LOT 6 OF U. S. SURVEY NO. 2991, TOWNSHIP 42 NORTH, RANGE 6 EAST, RECORDED IN PLAT BOOK 24 PAGE 10B, JEFFERSON COUNTY, MO was read twice by City Clerk Diane Waller. Roll call vote: Borgelt, yes; Lang, yes; Moritz, yes; Hohmeier, yes; Amato, no; Freese, no; Kownacki, yes; Moss, yes; 6 yeas, 2 nays. **Ordinance passed.**

BILL NO. 2506 AN ORDINANCE REZONING A TRACT OF LAND IN THE CITY OF ARNOLD, MO IDENTIFIED AS PART LOT 5 US SURVEY 2991 FROM R-3 TO C-4 COMMERCIAL was read twice by City Clerk Diane Waller. Roll call vote: Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, no; Freese, no; Kownacki, yes; Moss, no; 5 yeas, 3 nays. **Ordinance passed.**

BILL NO. 2510 AN ORDINANCE AMENDING CHAPTER 17 OF THE CODE OF ORDINANCES WITH THE ADDITION OF SECTION 17-32, PROHIBITING URINATING AND DEFECATING IN PUBLIC was read twice by City Clerk Diane Waller. Roll call vote: Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; 8 yeas, **Ordinance passed.**

RESOLUTIONS

RESOLUTION NO. 12-25 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH INTUITION AND LOGIC FOR STORMWATER ENGINEERING SERVICES was read by City Clerk Diane Waller.

Prior to the vote, Mr. Baker explained this is contract for a general service agreement for our storm water projects. This will save the city time and money. Mr. Moritz questioned Mr. Baker about the number of projects this budget year and Mr. Baker responded "one".

Paul Freese offered a motion to approve and so moved. Seconded by Bill Moritz. Roll call vote: Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; 8 yeas, **Resolution passed.**

RESOLUTION NO. 12-26 A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH INTUITION AND LOGIC TO PERFORM TASK ORDER 1 (JERE LANE) FOR PROFESSIONAL SERVICES FOR STORMWATER PROJECTS was read by city Clerk Diane Waller.

Mr. Baker explained what this all encompassed which included other areas around Jere Lane, not just Jere Lane. This is not construction costs but design and engineering costs.

Paul Freese offered a motion to approve Resolution No 12-26 and so moved. Seconded by Phil Amato. Roll call vote: Borgelt, yes; Hohmeier, yes; Lang, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; 8 yeas. **Resolution passed.**

MOTIONS

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) was offered by Doris Borgelt and she so moved. Seconded by Bill Moritz. Roll call vote: Borgelt, yes; Lang, yes; Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; 8 yeas. **Motion carried.**

NEW BUSINESS

Bill Moritz reminded all of the Green Sales Tax Holiday this weekend, for people who want to buy appliances.

Doris Borgelt indicated red light camera violations are way up at the Rockport location. She feel this needs to be looked into as this location is only in operation a few hours each day. Violations there are more than all the other locations combined at the 24 hour locations.

Ms. Borgelt also questioned the staff person doing the electrical work at the Public Works building. She quoted city ordinances and felt city was violating their own ordinance by not having a licensed electrical contractor doing the electrical work.

City Administrator explained city is not required and the employee is qualified, even though he is not a licensed electrician. City is closely monitoring the construction work.

Ms. Borgelt questioned what city would do if public did not follow our ordinances. Mr. Unrein explained this is similar to a resident doing work on their own home. Ms. Borgelt disagreed and expressed "what is good for the goose, is also good for the gander".

OLD BUSINESS

Bill Moritz indicated he had conversations with Mr. Baker and commented about the need to get storm water projects done. We need to take a look at this.

Mayor questioned if the problem was lack of money or lack of manpower?

Mr. Unrein explained both, but money is an issue and city charges less than what was recommended. City is doing what they can with the revenue we have. He could talk to

Mr. Baker to accelerate construction on these projects but engineering plans are needed and those are costly.

Mr. Baker commented city has just enough money for staff to maintain current system and emergencies. Money is needed if we were to contract out and that would be very expensive; the money is just not there.

Mayor offered a recommendation and suggested a bond issue could possibly be put together to get money for storm water projects. Let the voters decide and then the fees collected would be used for maintenance.

Doris Borgelt questioned the \$17,000 overtime in sewer department and asked when will this be addressed.

Bryson Baker advised her the 6-month budget adjustment would address this. Overtime was not needed for snow removal so some of that was used for the community building project. Mr. Unrein verified a report is being prepared by the Finance Department but with all her other requests, they are inundated.

OLD BUSINESS

None

COMMITTEE REPORTS

Sandra Kownacki reported the Aging and Disability Commission had met the previous day and Mr. Hall will elaborate on that.

Ken Moss announced the next Economic Development Committee Meeting would be at 9 am on Friday, May 4th.

Treasurer Kroupa reported he and Mr. Bish had attended the Jefferson County Economic Development Meeting at 7:30 am last Thursday. He indicated he had provided all with an e-mail with highlights and added the City of Arnold sales tax is up and we are the economic engine of Jefferson County. Reported the Finance Committee had their meeting and all should have those minutes. Finance Committee would like to see capital needs presented soon so they have time to review before actual budget time.

Cricky Lang announced the Arnold Days Committee did not have their meeting but through e-mail they have a theme for the 40th Anniversary. It is Celebrate Arnold's 40 years of growth and prosperity.

Doris Borgelt reported there is a Farmers Market walk- thru with vendors scheduled for this Saturday. The official opening date is May 5th.

REPORTS FROM MAYOR & COUNCIL

Mayor Counts – Mayor spoke briefly of the importance for people to get involved, directing his comments at Mr. Chris Hampton, who was recognized prior to the meetings tonight. Mayor added he is encouraged by what this man has accomplished, working hard and appreciates his efforts. He acknowledged the letters Mr. Hampton has sent to him and how he has true concerns.

Ward 4 – Sandra Kownacki – No Report

Ward 4 – Ken Moss – Admitted he is humbled and honored to be Mayor Pro-Tem. He shared an idea the Chamber has with using the 40th Anniversary of Arnold to hold 40% specials etc. He also offered his help when a committee is formed to discuss the future of the property recently purchased, adjoining the park.

Ward 3 – Phil Amato – Asked Mr. Baker to be sure brush is picked up on Tiara and Baccara in the Rosewood subdivision. He congratulated Chris Hampton on his achievements and reported he also had received letters over the years.

Ward 3 – Paul Freese – Dittoed the compliments for Chris Hampton and added he wished more people would be as involved as this young man has been.

Mr. Kroupa again acknowledged the Boy Scout in the audience.

Ward 2 – Bill Moritz – Thanked Chris Hampton for the letters he has written over the years to him. He reported Dura Seal is working on Richardson so be careful.

Ward 2 – Michelle Hohmeier – Thanked Chris Hampton as she too got a letter from him and that was the first letter she ever got.

Ward 1 – Cricky Lang – Stated Water Color Villas is now complete and the interest has been exciting. There are 300 plus on the waiting list and maybe we need to try and build another development of this type.

Ward 1 – Doris Borgelt – Also acknowledged getting letters from Chris Hampton and appreciates his concerns. Also glad to have Boy Scouts attending our meetings.

ADMINISTRATIVE REPORTS

City Administrator - Matt Unrein – No report

City Clerk Diane – Stated it was good to see Chris Hampton, as she has known him since he was in High School.

Chief Shockey – No Report

Susie Boone – No Report

Mary Holden – No Report

Bryson Baker – No Report.

Attorney Bob Sweeney – No Report.

Deb Lewis – Indicated she has two financial items for Mayor to sign – neither needs council action. One is the repapering documents on the police pension. This is a restatement required by the Feds. She also indicated city is moving forward with the automated solution for business licenses. She reported city is in the process of reviewing proposal from Hochschild and Bloom to extend our contract by 2 years. Mr. Unrein will present this at the next council meeting, as she will not be in attendance.

Greg Hall – Reported there was an Aging and Disability meeting today and we are the first city to adopt the guidelines for writing and reporting on people with disabilities and this is getting a lot of attention from other cities, counties and states.

Councilman Amato asked the Mayor to speak on how Water Color Villas came to be in Arnold. Mayor shared the background of how he and Mary Holden had gone to a meeting regarding the development. That meeting was the determining factor as to which city or municipality would be chosen to build Water Color. Others interested indicated they would increase their police departments and make their city safer. The Mayor expanded on how he shared that our city was already safe and they were convinced this was a safe community for the older folks to live in. Ultimately, Arnold was chosen. Mayor indicated he would work hard to make another facility happen if given that opportunity.

Mayor announced a recess at 8:10 and that was followed with a closed session.

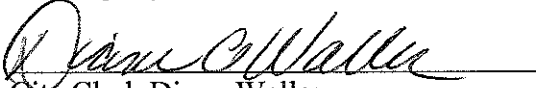
Closed session ended at 8:34.

8
Regular Meeting
April 19, 2012

A motion to adjourn this regular meeting was offered by Cricky Lang and seconded by Paul Freese.

Voice Vote: all yeas

Meeting adjourned at 8:34 pm.


City Clerk Diane Waller

MAYORAL COMMITTEE APPOINTMENTS

Planning Commission –Michelle Hohmeier

Parks and Leisure Service Board—Bill Moritz, Christine “Cricky” Lang, Paul Freese, and Sandra Kownacki

Police Pension Review Board – Kenneth Moss

Jefferson County EDC – Matthew Unrein

Jefferson County Municipal League – Matthew Unrein

Tourism Commission – Phil Amato

Commission on Aging & Disabilities— Michelle Hohmeier

Chamber of Commerce – Kenneth Moss

Liquor Committee – William “Bill” Moritz, Christine “Cricky” Lang, Sandra Kownacki

Finance/Budget Committee – William “Bill” Moritz, Ken Moss, Dan Kroupa, Ron Counts, Matthew Unrein, Debbie Lewis, John Brazeal, Chief Robert Shockey, Phil Amato, Doris Borgelt; Alternate Sandra Kownacki

Sewer Rate Review Committee—William “Bill” Moritz, Dan Kroupa, Ron Counts, Debbie Lewis, Matthew Unrein, John Brazeal, and Phil Amato

Economic Development Committee—Kenneth Moss, Dan Kroupa, Ron Counts, Mary Holden, Matthew Unrein, Vernon Sullivan, Tom Dixon, Sue Fribis, Doris Borgelt and Dan Bish.

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 4/19/2012

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BILL NO - RESOLUTION - MOTION

		ROLL CALL	APPROVE 4/5/2012 MINUTES	APPROVE PAYROLL WARRANT NO. 1131	APPROVE GENERAL WARRANT NO. 5569	MOTION TO APPROVE COMMITTEE APPOINTMENTS	MOTION TO AMEND AGENDA
COUNCIL MEMBERS:							
MAYOR <u>RON COUNTS</u>		PRESENT					
COUNCIL: <u>DORIS BORGELT</u>		PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>CRICKY LANG</u>		PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>MICHELLE HOHMEIER</u>		PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>BILL MORITZ</u>		PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>PHIL AMATO</u>		PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>PAUL FREESE</u>		PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>SANDRA KOWNACKI</u>		PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>KEN MOSS</u>		PRESENT	YES	YES	YES	YES	YES
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: 4/19/2012

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BILL NO - RESOLUTION - MOTION

	MOTION TO APPROVE HOT SHOTS LIQUOR LICENSE WITH CONTINGENCY	APPROVE BILL NO. 2509	APPROVE BILL NO. 2506	APPROVE BILL NO. 2510	APPROVE RESOLUTION NO. 12-25	APPROVE RESOLUTION NO. 12-26
COUNCIL MEMBERS:						
MAYOR <u>RON COUNTS</u>						
COUNCIL: <u>DORIS BORGELT</u>	YES	YES	YES	YES	YES	YES
COUNCIL: <u>CRICKY LANG</u>	YES	YES	YES	YES	YES	YES
COUNCIL: <u>MICHELLE HOHMEIER</u>	YES	YES	YES	YES	YES	YES
COUNCIL: <u>BILL MORITZ</u>	YES	YES	YES	YES	YES	YES
COUNCIL: <u>PHIL AMATO</u>	YES	NO	NO	YES	YES	YES
COUNCIL: <u>PAUL FREESE</u>	YES	NO	NO	YES	YES	YES
COUNCIL: <u>SANDRA KOWNACKI</u>	YES	YES	YES	YES	YES	YES
COUNCIL: <u>KEN MOSS</u>	YES	YES	NO	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		

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 4/19/2012

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BILL NO - RESOLUTION - MOTION

	MOTION TO HOLD CLOSED SESSION					
COUNCIL MEMBERS:						
MAYOR <u>RON COUNTS</u>						
COUNCIL: <u>DORIS BORGELT</u>	YES					
COUNCIL: <u>CRICKY LANG</u>	YES					
COUNCIL: <u>MICHELLE HOHMEIER</u>	YES					
COUNCIL: <u>BILL MORITZ</u>	YES					
COUNCIL: <u>PHIL AMATO</u>	YES					
COUNCIL: <u>PAUL FREESE</u>	YES					
COUNCIL: <u>SANDRA KOWNACKI</u>	YES					
COUNCIL: <u>KEN MOSS</u>	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			