

City of Arnold, Missouri

City Council
Council Chambers

August 6, 2015
7:00 p.m.

Amended Agenda

1. Pledge of Allegiance:
2. Opening Prayer: Oasis Church – Pastor Mike Costello
3. Roll Call:
4. Business from the Floor:
5. Consent Agenda:
 - A. Minutes from **July 16, 2015**
 - B. Payroll Warrant **#1217 in the Amount of \$259,226.35**
 - C. General Warrant **#5647 in the Amount of \$599,283.75**
6. Ordinances:
 - A. **Bill No. 2612:** An Ordinance Amending Chapter 2, Article IX, of the Code of Ordinances Relating to Disclosures of Conflict of Interests and Substantial Interest.
 - B. **Bill No. 2613:** An Ordinance Amending Chapter 17.5 Section 17.5-19 of the Code of Ordinances of the City of Arnold, MO.
 - C. **Bill No. 2614:** An Ordinance Amending Chapter 17, Article II, Section 17-23.1 of the Code of Ordinances of the City of Arnold, MO.
7. Resolutions:
 - A. **Resolution No. 15-35:** A Resolution Re-Appointing Michael W. Dunfee and Alan Luffy to the Building Appeals Board for a One-Year Term.
 - B. **Resolution No. 15-36:** A Resolution Directing the City Administrator to Prepare a Report Outlining the Present Condition and Circumstances the Streets in the Strawberry Ridge Subdivision to Determine Their Suitability for Acceptance by the City of Arnold.
 - C. **Resolution No. 15-37:** A Resolution Designating an Archery Park.
8. Motions:
 - A. 2015-14 Conditional Use Permit for TVI/Savers Attended Donation Pod and

After Hours Drop-Off Bin (Temporary Building) in Parking Lot of Schnucks, 3900 Vogel Road Arnold, MO.

B. 2015-15 Conditional Use Permit for a Shaved Ice-Stand at 1857 Jeffco Blvd.

C. A Motion to Hold a Closed Session Immediately Following the City Council Meeting for the Purpose of Discussing Litigations Pursuant to RSMo Section 610.021 (1).

9. Reports from Mayor, Council and Committees:

10. Administrative Reports:

11. Adjournment:

Next Regular Council Meeting August 20, 2015 at 7:00 p.m.
Next Work Session August 13, 2015 at 7:00 p.m.

August 3, 2015
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SPECIAL PRESENTATION

Mayor Counts announced that the City of Arnold was chosen to receive a federal grant in the amount of \$566,718.00 from the East/West Gateway Council of Governments, for improvements to the intersection of Jeffco Blvd and Tenbrook. Nancy Crisler, Paul Freese, Dr. Wipke from Fox School District and Ken Waller each spoke briefly regarding the impact of winning this grant and how beneficial it will be for the students at the Fox School Campus.

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Mayor Ron Counts called the meeting to order at 7:13 p.m.

The Pledge of Allegiance was recited.

Pastor Mike Costello from Oasis Church offered the opening prayer.

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

BUSINESS FROM THE FLOOR

Elaine Esury, Regional Manager of TVI/Savers spoke regarding the conditional use permit for the Savers donation drop box that was on the agenda tonight. She wanted to be sure the council was aware that this will be a managed donation drop spot and the proceeds are donated to Big Brothers Big Sisters.

CONSENT AGENDA

- A. MINUTES FROM THE JULY 16, 2015 MEETING
- B. PAYROLL WARRANT NO. 1217 IN THE AMOUNT OF \$259,226.35
- C. GENERAL WARRANT NO. 5647 IN THE AMOUNT OF \$599,283.75

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

ORDINANCES

BILL NO. 2612 – AN ORDINANCE AMENDING CHAPTER 2, ARTICLE IX, OF THE CODE OF ORDINANCES RELATING TO DISCLOSURES OF CONFLICT OF INTERESTS AND SUBSTANTIAL INTEREST was read twice by City Clerk Tammi Casey. Roll call vote: Cooley, yes; Crisler, yes; Plunk, yes; McArthur, yes; Owens, yes; Fulbright, yes; Freese, yes; Amato, yes; 8 Yeas: **Ordinance approved.**

BILL NO. 2613 – AN ORDINANCE AMENDING CHAPTER 17.5 SECTION 17.5-19 OF THE CODE OF ORDINANCES OF THE CITY OF ARNOLD, MO was read twice by City Clerk Tammi Casey. Roll call vote: Cooley, yes; Crisler, yes; Plunk, yes; McArthur, yes; Owens, yes; Fulbright, yes; Freese, yes; Amato, yes; 8 Yeas: **Ordinance approved.**

BILL NO. 2614 – AN ORDINANCE AMENDING CHAPTER 17, ARTICLE II, SECTION 17-23.1 OF THE CODE OF ORDINANCES OF THE CITY OF ARNOLD, MO was read twice by City Clerk Tammi Casey. Roll call vote: Cooley, yes; Crisler, yes; Plunk, yes; McArthur, yes; Owens, yes; Fulbright, yes; Freese, yes; Amato, yes; 8 Yeas: **Ordinance approved.**

RESOLUTIONS

RESOLUTION NO. 15-35 – A RESOLUTION RE-APPOINTING MICHAEL W. DUNFEE AND ALAN LUFFY TO THE BUILDING APPEALS BOARD FOR A ONE-YEAR TERM

Jason Fulbright made a motion and so moved to approve Resolution No. 15-35. Seconded by Butch Cooley. Roll call vote: Cooley, yes; Crisler, yes; Plunk, yes; McArthur, yes; Owens, yes; Fulbright, yes; Freese, yes; Amato, yes; 8 Yeas: **Resolution passed.**

RESOLUTION NO. 15-36 – A RESOLUTION DIRECTING THE CITY ADMINISTRATOR TO PREPARE A REPORT OUTLINING THE PRESENT CONDITION AND CIRCUMSTANCES OF THE STREETS IN THE STRAWBERRY RIDGE SUBDIVISION TO DETERMINE THEIR SUITABILITY FOR ACCEPTANCE BY THE CITY OF ARNOLD

Butch Cooley made a motion and so moved to approve Resolution No. 15-36. Seconded by Brian McArthur. Roll call vote: Cooley, yes; Crisler, yes; Plunk, yes; McArthur, yes; Owens, yes; Fulbright, yes; Freese, yes; Amato, yes; 8 Yeas: **Resolution passed.**

RESOLUTION NO. 15-37 – A RESOLUTION DESIGNATING AN ARCHERY PARK

Paul Freese made a motion and so moved to approve Resolution No. 15-37. Seconded by David Owens. Roll call vote: Cooley, yes; Crisler, yes; Plunk, yes; McArthur, yes; Owens, yes; Fulbright, yes; Freese, yes; Amato, yes; 8 Yeas: **Resolution passed.**

MOTIONS

A. 2015-14 CONDITIONAL USE PERMIT FOR TVI/SAVERS ATTENDED DONATION POD AND AFTER HOURS DROP-OFF BIN (TEMPORARY BUILDING) IN PARKING LOT OF SCHNUCKS, 3900 VOGEL ROAD, ARNOLD, MO

Mary Holden stated the Planning Commission held a public hearing at their July 14, 2015 meeting. Only the applicant spoke at the hearing. The Planning Commission is forwarding a recommendation of approval by a vote of 7-3 with the conditions as outlined. Questions and discussion followed by council. If no action is taken, the conditional use permit stands approved.

Brian McArthur made a motion and so moved to deny the conditional use permit for TVI/SAVERS. Seconded by Jason Fulbright. Roll call vote: Cooley, no; Crisler, no; Plunk, no; McArthur, yes; Owens, yes; Fulbright, yes; Freese, no; Amato, yes; 4 Yeas, 4 Nays: **Mayor Counts broke the tie with a vote of no. Conditional use permit stands approved.**

B. 2015-15 CONDITIONAL USE PERMIT FOR A SHAVED ICE STAND AT 1857 JEFFCO BLVD.

Mary Holden stated the Planning Commission held a public hearing at their July 28, 2015 meeting. Only the applicant spoke at the hearing. The Planning Commission is forwarding a recommendation of approval by a vote of 8-0 with the conditions as outlined. If no action is taken tonight the permit stands approved. **As no action was taken, it stands approved.**

C. A MOTION TO HOLD A CLOSED SESSION IMMEDIATELY FOLLOWING THE CITY COUNCIL MEETING FOR THE PURPOSE OF DISCUSSING LITIGATIONS PURSUANT TO RSMo SECTION 610.021

(1)

Jason Fulbright made a motion and so moved to hold a closed session immediately following the council meeting. Seconded by David Owens. Roll call vote: Cooley, yes; Crisler, yes; Plunk, yes; McArthur, yes; Owens, yes; Fulbright, yes; Freese, yes; Amato, yes; 8 Yeas: **Motion carried.**

REPORTS FROM MAYOR, COUNCIL AND COMMITTEES

Mayor Counts – Stated that he appreciates the councils support during the grant application process with East/West Gateway.

Nancy Crisler – Ward 1 – Also appreciates the councils support for the East/West Gateway grant project.

Paul Freese – Ward 3 – Wanted to be sure he thanked former State Representative Jeff Roorda, who was also a part of the grant process. Mr. Freese informed council that the Liquor Committee held a meeting tonight. Walmart has applied for a Tasting Permit and the Liquor Committee is forwarding a recommendation of approval.

Paul Freese made a motion and so moved to approve the Tasting Permit application for Walmart. Seconded by Nancy Crisler. Roll call vote: Cooley, yes; Crisler, yes; Plunk, yes; McArthur, yes; Owens, yes; Fulbright, yes; Freese, yes; Amato, yes; 8 Yeas: **Motion approved.**

Butch Cooley – Ward 4 – Asked Mr. Blattner for an update on the tree removal in his ward.

David Owens – Ward 2 – Congratulated Paul Freese and Nancy Crisler on the East/West Gateway Grant. Thanked Ed Blattner for his assistance with some issues that have come up in his ward. Also asked everyone to keep the police officers in their prayers while they are working in Ferguson on the 1st anniversary of Michael Brown's shooting. There are many protests planned.

Phil Amato – Ward 3 – Congratulated Paul Freese and Nancy Crisler on the East/West Gateway Grant.

Jason Fulbright – Ward 1 – Stated he is excited that the City won the East/West Gateway Grant. Mr. Fulbright also thanked the community development department for answering his questions regarding the expansion project at Metal Container.

ADMINISTRATIVE REPORTS

Bryan Richison – Informed everyone that the City was once again awarded a Certificate of Excellence in regards to the recent audit.

Tammi Casey – Informed the council that the first phase of the Ordinance review has been completed.

Mary Holden – Stated that Metal Container is plowing ahead full force with their expansion project.

Susie Boone – Gave an update on the golf course and how it is recovering from the recent floods. Arnold Park is open up to the Dog Park. The Dog Park will need to be re-sodded along with a few other repairs before it can reopen.

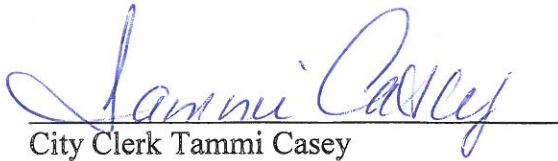
Mayor Counts asked Mike Evans to come forward with an update on the Veterans Commission. Mr. Evans stated they had received another \$5,000 from the Tourism Committee and were able to purchase an additional 300 flags with that money. The flags will be up again on Labor Day, 9/11, Arnold Days and the Patriot Golf Tournament.

Mayor Counts announced a ten minute recess before going into closed session.

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Closed session ended at 8:07 p.m.

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

Meeting adjourned at 8:07 p.m.


City Clerk Tammi Casey

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 8/6/2015

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BILL NO - RESOLUTION - MOTION

COUNCIL MEMBERS:

		ROLL CALL	CONSENT AGENDA	BILL NO. 2612	BILL NO. 2613	BILL NO. 2614	RESOLUTION NO. 15-35
MAYOR	RON COUNTS	PRESENT					
COUNCIL:	BUTCH COOLEY	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	NANCY CRISLER	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	GARY PLUNK	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	BRIAN MCARTHUR	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	DAVID OWENS	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	JASON FULBRIGHT	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	PAUL FREESE	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	PHIL AMATO	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			EXCUSED
CITY ATTORNEY	BOB SWEENEY	PRESENT	POLICE DEPT.	CHIEF SHOCKEY			PRESENT

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 8/6/2015

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BILL NO - RESOLUTION - MOTION

		BILL NO. 15-36	BILL NO. 15-37	MOTION TO DENY CONDITIONAL USE PERMIT 2015-14	MOTION TO HOLD CLOSED SESSION	MOTION TO APPROVE WINE TASTING PERMIT FOR WALMART	
COUNCIL MEMBERS:							
MAYOR	RON COUNTS			NO			
COUNCIL:	BUTCH COOLEY	YES	YES	NO	YES	YES	
COUNCIL:	NANCY CRISLER	YES	YES	NO	YES	YES	
COUNCIL:	GARY PLUNK	YES	YES	NO	YES	YES	
COUNCIL:	BRIAN MCARTHUR	YES	YES	YES	YES	YES	
COUNCIL:	DAVID OWENS	YES	YES	YES	YES	YES	
COUNCIL:	JASON FULBRIGHT	YES	YES	YES	YES	YES	
COUNCIL:	PAUL FREESE	YES	YES	NO	YES	YES	
COUNCIL:	PHIL AMATO	YES	YES	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		