

City of Arnold, Missouri

Council Meeting
Council Chambers

January 17, 2008
7:30 p.m.

Agenda

1. Pledge of Allegiance
2. Opening Prayer
3. Roll Call
4. Acceptance Of Minutes: **January 3, 2008**
5. Acceptance Of Warrants: **Payroll Warrant # 1020 - General Warrant #5467**
6. Business From the Floor
7. Ordinances
 - A. **Bill No. 2281:** An Ordinance Authorizing the Execution of an STP-Urban Program Agreement with the Missouri Highways and Transportation Commission.
8. Resolutions
 - A. **Resolution No. 08-06:** A Resolution Appointing Tim Crutchley to Fill an Un-expired Term on the Tourism Commission.
 - B. **Resolution No. 08-07:** A Resolution Awarding Website Design Services.
9. Motions
 - A. A Motion to Purchase a Trailer for the Street Department.
 - B. A Motion to Purchase a Crack Filling Machine for the Street Department.
 - C. A Motion to Authorize the Mayor to Sign a Lease/Purchase Agreement with Fifth Third Bank.
 - D. A Motion to Approve the Replacement and Construction of a Park Pavilion.
10. New Business
11. Old Business
12. Committee Reports
13. Reports from Mayor and Council

14. Administrative Reports

A. Conditional Use Permit/Commercial Site Plan Approval to Build and Operate Gas Pumps and C-Store at 1500 Jeffco Blvd. (Vacant lot next to Ace Hardware)

B. Ott Property Approval Extension

15. Adjournment

Next Regular Council Meeting: February 7th at 7:30 p.m.
Next Work Session Meeting: February 14th at 7:00 p.m.

January 7, 2008
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Mayor Mark Powell called the meeting to order at 7:30 p.m. Opening prayer was a silent prayer. Those present per roll call taken by City Clerk Diane Waller: Powell, Amato (excused), Deckman, Cooley, Ems, Vinson (excused), Crisler, Moritz, Brazeal, Waller, Unrein, Holden, Blue, Boone, Sweeney, Hall, Lewis and Shockey.

ACCEPTANCE OF THE MINUTES:

Al Ems moved to accept the minutes of the January 3, 2008 if there are no deletions, errors, or corrections. Seconded by John Brazeal. Roll call vote; Amato (excused); Deckman, yes; Ems, yes; Cooley, yes; Vinson (excused); Crisler, yes; Moritz, yes; Brazeal, yes; 6 yeas; motion carried.

ACCEPTANCE OF THE WARRANTS:

City Clerk Diane Waller read payroll warrant #1020. Randy Crisler moved to pay payroll warrant #1020 pay period ending December 14, 2007 in the amount of \$239,645.39 if the monies are available. Seconded by Joyce Deckman. Roll call vote: Amato (excused); Deckman, yes; Ems, yes; Cooley, yes; Vinson (excused); Crisler, yes; Moritz, yes; Brazeal, yes; 6 yeas, motion carried.

City Clerk Diane Waller read general warrant #5467. Bill Moritz moved to pay general warrant #5467 in the amount of \$533,713.16 if the monies are available. Seconded by Al Ems. Roll call vote: Brazeal, yes; Amato (excused); Deckman, yes; Ems, yes; Cooley, yes; Vinson (excused); Crisler, yes; Moritz, yes; 6 yeas, motion carried

BUSINESS FROM THE FLOOR

Richard Halsey, representing C.C. Dillon for their proposed c-store/gas pumps and refurbishing of the 1500 Jeffco address, was here to answer any questions that may come up.

Mayor announced he intends to move this item up on the agenda.

A woman addressed the council referring to a letter sent to the city alerting them about possible unmarked gravesites near the Immaculate Conception/ Church Road site. Mayor responded this would be looked into so no gravesites are disturbed.

Mr. Blue added he had met with the church officials and they would not be disturbing any gravesite as modifications would be made as needed.

Brian Waldrop, 3273 Telegraph, representing Stream Team 211, spoke in detail of the approaching Winter Clean up, March 1st and what areas would be worked this year. He was asking for the city's help in this project.

Paul Vinson arrived at 7:40 pm.

Randy Crisler offered a motion to move council to authorize city to provide resources necessary to assist Stream Clean as the city has done in the past, providing equipment and man hours. Seconded by Butch Cooley. Roll call vote: Amato (excused), Deckman, yes; Ems, yes; Cooley, yes, Vinson, yes; Crisler, yes; Moritz, yes; Brazeal, yes; 7 yeas, motion carried.

Linda Poor, 3593 Swan Circle announced her new business has opened on Jeffco and extended free services to local Fire and Police personnel.

Mayor requested the agenda be amended to move Administrative/Staff Reports and Liquor Committee Reports to this point. No objections were voiced.

Mary Holden briefly addressed council regarding the C.C. Dillon proposal for 1500 Jeffco. P & Z recommends approval and if no objections, it would stand approved. No objections were voiced.

The Ott property was then discussed. Randy Crisler offered a motion to approve the one-year extension for the PRD for the Ott property and then so moved. Al Ems seconded the motion. Roll call vote: Amato (excused), Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; Brazeal, yes; 7 yeas, motion carried.

Bill Moritz, Chairman of the Liquor Committee, reported a meeting was held this evening and presented the recommendation and then offered a motion to approve the 5% malt liquor and 14% wine and on Sunday liquor license for JJJ & C dba Bellacino's, 3484 Jeffco and then so moved. Seconded by John Brazeal. Roll call vote: Amato (excused); Deckman, yes; Ems, yes; Cooley, yes; Vinson (abstain); Crisler, yes; Moritz, yes; Brazeal, yes; 6 yeas, 1 abstention, motion carried.

ORDINANCES

Bill No. **2281** AN ORDINANCE AUTHORIZING THE EXECUTION OF AN **STP-URBAN PROGRAM AGREEMENT** WITH THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION was read twice by City Clerk Diane Waller. Roll call vote: Amato (excused); Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; Brazeal, yes; 7 yeas, ordinance passed.

RESOLUTIONS:

RESOLUTION NO. 08-06 A RESOLUTION APPOINTING **TIM CRUTCHLEY TO FILL AN UNEXPIRED TERM ON THE TOURISM COMMITTEE** was offered by Joyce Brazeal. He then so moved. Seconded by John Brazeal. Roll call vote: Amato (excused); Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; Brazeal, yes; 7 yeas. Resolution passed.

RESOLUTION NO. 08-07 was discussed.

Matt Unrein stated how the website is in need of a facelift. Greg Hall addressed how the proposal of \$5956 is more than budget so an additional \$2206 would need to come from general fund undesignated reserve. IT Manager Deion Christopher addressed council and offered he was here to answer any questions they might have.

RESOLUTION NO. 08-07 A RESOLUTION AWARDING **WEBSITE DESIGN SERVICES** was offered by John Brazeal. He then so moved. Seconded by Butch Cooley. Roll call vote: Amato (excused); Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; Brazeal, yes; 7 yeas. Resolution passed.

MOTIONS

A motion to award a bid to purchase a **deck over trailer** for the Street Department was discussed. A motion was offered by Butch Cooley to award the bid for the purchase and delivery of a deck over trailer to **H.M. Dinzler Equipment Company** in the amount of \$10,082.00. He then so moved. Seconded by Al Ems. Roll call vote: Amato (excused); Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; Brazeal, yes; 7 yeas, motion carried.

A motion to award a bid to purchase a **crack filling machine** was discussed. A motion was offered by Bill Moritz to award the bid for the purchase and delivery of a high-production diesel-powered crack-filling machine to **Missouri Petroleum Products** in the amount of \$32,818.00, the lowest qualifying bid. He then so moved. Seconded by Joyce Deckman. Roll call vote: Amato (excused); Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; Brazeal, yes; 7 yeas, motion carried.

A motion regarding **financing** of a **skid-steer loader, trailer and one-ton pickup truck** for **storm water department** was discussed. Randy Crisler offered a motion to waive advertising requirements and execute the lease purchase agreement with **Fifth Third Bank** in the amount of \$97,746.00. He then so moved. Seconded by John Brazeal. Roll call vote: Amato (excused), Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; Braeal, yes; 7 yeas, motion carried.

A motion to approve the replacement and construction of a **park pavilion** was discussed. Randy Crisler offered a motion to accept the bid from **BBL Building and Components, LTD** for \$16,879 for replacement and construction of a park pavilion that will require departmental transfer of \$1,879 from Line item #330-45250 to #330-49130. He then so moved. Seconded by Bill Moritz. Roll call vote: Amato (excused); Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; Brazeal, yes; 7 yeas, motion carried.

NEW BUSINESS

Randy Crisler questioned if the temporary gates that were located by the sewer tunnel project on lower Tenbrook could be made permanent. Mayor added gates have deterred dumping and will direct staff to pursue this and report back after conferring with property owners on this subject.

OLD BUSINESS:

Al Ems expressed the need to discuss fireworks ordinances and indicated it is probably too late for this year but really needs to be looked at for future years.

COMMITTEE REPORTS:

Other than what the liquor committee previously brought up, there were no other committee reports.

REPORTS FROM MAYOR AND COUNCIL:

Ward 4 – Butch Cooley – Jokingly stated the parking at the Rec Center is becoming difficult due to the many people using the facilities and suggested we need additional parking.

Ward 1 – Paul Vinson – No report

Ward 4 – Al Ems – Referred to a recent article in the Post Dispatch Metro regarding the impact and real benefits of Red Light Cameras.

Ward 1 – Randy Crisler – No report

Ward 2 – John Brazeal - No report

Ward 3 – Joyce Deckman - No report

Ward 2 – Bill Moritz – No report

Ward 3 - Phil Amato – Excused

Mayor invited all to attend the State of the District address with Congressman Russ Carnahan that will be held in city council chambers at noon on Thursday, January 24, 2008. Added he had attended the Chamber of Commerce luncheon on Tuesday and was proud to report on all the activities in Arnold. Added Lowes had opened in the new Arnold Commons.

ADMINISTRATIVE REPORTS

Diane Waller – Announced filing for the April election closes at 5 PM Tuesday, January 22, 2008. Also reported first quarter sewer/storm bills are now in the mail.

Bob Sweeney – Announced he was in Jefferson City today before the Missouri Supreme Court and argued the eminent domain case of the city vs. Tourkakis. He felt it went exceedingly well and anticipates a decision in the next 2 to 4 months.

Matt Unrien – No report

Greg Hall – No report

Mary Holden – Said she has a copy of the audio of today's Supreme Court Hearing.

Jeff Blue – No report

Deborah Lewis – No report

Susie Boone – Reported geese control is working well and the geese have migrated. A personal trainer has been hired for the rec center. She has some donations for the fence and signage at the proposed dog park. The Master Plan Improvements at the golf course have begun and it will be ready for the 2nd annual golf tournament May 17th.

Chief Shockey – Announced that 2 canines have been retired and he is looking for alternative replacements and needs authorization to use drug forfeiture money to proceed. The dogs should be about \$4800 each and he thought there was about \$10,000 in the drug forfeiture fund now. Butch Cooley made a motion to authorize Chief Shockey to use up to the amount in the fund for the purchase of these dogs. He then so moved. Seconded by Al Ems. Roll call vote: Amato (excused); Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; Brazeal, yeas; 7 yeas, motion carried.

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Regular meeting
January 17, 2008

A motion to adjourn was offered by Al Ems. Seconded by Randy Crisler. Voice vote: 7 yeas, motion carried.

Meeting adjourned at 8:31 pm.

Respectfully submitted,

City Clerk