

City of Arnold, Missouri

**Work Session
Council Chambers**

**July 8, 2010
7:00 p.m.**

1. Proposed Noise / Nuisances Ordinances.
-

Council Meeting

Immediately Following the Work Session

Agenda

1. Pledge of Allegiance
2. Opening Prayer: Church of Christ of Arnold – Rev. Dan Curry
3. Roll Call
4. Acceptance of Minutes: **June 17, 2010**
5. Acceptance of Warrants: **Payroll Warrant #1084 & 1085 - General Warrant #5526**
6. Business from the Floor:
7. **Ordinance**
 - A. **Bill No. 2400:** An Ordinance Amending Chapter 23, Article III of the Code of Ordinances relating to Traffic.
 - B. **Bill No. 2401:** An Ordinance Amending Chapter 23, Article III of the Code of Ordinances Relating to Traffic
 - C. **Bill No. 2402:** An Ordinance Amending Chapter 12 Article IV Section 53 Regarding Nuisances.
 - D. **Bill No. 2403:** An Ordinance Authorizing the City to Enter into an Agreement for Professional Services for Improvements of the Community Building with Oats Associates.
 - E. **Bill No. 2404:** A Ordinance Authorizing the Mayor to Enter into a Contract Agreement with Dura Seal Paving Contractor for the 2010 Mill/Mat & Asphalt Overlay Street Repair Project.
8. Resolutions
9. Motions

10. New Business
 - A. Ambulance District Revenue Discussion (Bill Moritz).
11. Old Business
12. Committee Reports
13. Reports from Mayor and Council
14. Administrative Reports
15. Adjournment

**Next Regular Council Meeting July 15, 2010 at 7:00 p.m.
Next Work Session Meeting August 12, 2010 at 7:00 p.m.**

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July 2, 2010

REGULAR MEETING

July 8, 2010

COUNCIL CHAMBERS

2101 JEFFCO BLVD

7:44 PM

Prior to meeting starting, Mr. Hall elaborated on the new audio in the council chambers.

Mayor Ron Counts called the meeting to order at 7: 44 pm.

The Pledge of Allegiance was recited.

Rev. Dan Curry from Church of Christ of Arnold, offered the opening prayer.

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

ACCEPTANCE OF THE MINUTES:

Jason Connell moved to **accept the minutes of the June 17, 2010 meeting** if there were no deletions, errors or corrections. Bob Lindsley seconded the motion. Roll call vote: Lang, yes; Moritz, yes; Edwards, yes; Lindsley, yes; Freese, yes; Crisler, yes; Connell, yes; Moss, yes, 8 yeas, **Motion carried.**

ACCEPTANCE OF THE WARRANTS:

City Clerk Diane Waller read **payroll warrant #1084. Randy Crisler moved to pay payroll warrant #1084** pay period ending June 11, 2010 in the amount of \$254,536.82 if the monies are available. Seconded by Jim Edwards. Roll call vote: Lang, yes; Moritz, yes; Edwards, yes; Lindsley, yes; Freese, yes; Crisler, yes; Connell, yes; Moss, yes; 8 yeas. **Motion carried.**

City Clerk Diane Waller read **payroll warrant #1085. Jim Edwards moved to pay payroll warrant #1085** pay period June 25, 2010 in the amount of \$257,810.06 if the monies are available. Seconded by Randy Crisler. Roll call vote: Lang, yes; Moritz, yes; Edwards, yes; Lindsley, yes; Freese, yes; Crisler, yes; Connell, yes; Moss, yes; 8 yeas. **Motion carried.**

City Clerk Diane Waller read **general warrant #5526. Bill Moritz moved to pay general warrant #5526** in the amount of \$372,837.95 if the monies are available. Seconded by Paul Freese. Roll call vote: Lang, yes; Moritz, yes; Edwards, yes; Lindsley, yes; Freese, yes; Crisler, yes; Connell, yes; Moss, yes; 8 yeas. **Motion carried.**

BUSINESS FROM THE FLOOR

The Mayor explained how anyone could speak for up to 3 minutes on any topic, but first must identify himself or herself and state their address.

Norman Moss, 2270 Fawn Drive, recognized Mr. Warren Hayes who died this past week. He shared how he was a dedicated Jefferson County sports writer and touched a lot of lives over the years.

Lloyd Rodgers, 861 Morningside, reported he had provided a city staff member numerous health violations and today followed up to learned they had been so busy they have not been addressed. He feels city should increase fines for repeat offenders and get the necessary help.

Candace Throm, 80 Hickory Bluff, voiced her opposition and concerns and shared suggestions regarding the proposed noise ordinance.

Gary Luebbers, 1890 Edgemont, expressed his feelings toward the proposed noise ordinance, stating he felt it was wrong to regulate when folks can do certain yard work and feels the ordinance needs more tweaking.

Nancy Greer, 667 Sun Valley North, had questions regarding the upcoming paving of her street. Bryson Baker acknowledged her concern and will look into the situation.

Doris Borgelt, 653 Louisa, expressed her feelings about rushing into the proposed nuisance ordinance, the ambulance district discussion on the agenda and commented on not getting enough information on the agenda by caption only. She was advised the detail is provided in the lobby and on city's website.

Representative Tim Meadows, spoke and provided history of trucking related noises and reported there are numerous truck stops along 55. This issue of parking on an exit/entrance ramp is a serious safety concern.

Jerel Poor, 756 Mary Lane, indicated he supported a noise ordinance but city should not rush into it.

Brian Waldrop, representing Arnold Clean Stream, announced the 8/28/2010 event and asked for city's assistance as in the past. With the river being up, they will focus on other problem areas to clean up and asked for recommendations from the city. **A motion was offered by Randy Crisler to again support Clean Stream and provide the necessary help with manpower and equipment as in the past and so moved.** Seconded by Paul Freese. Roll call vote: Lang, yes; Moritz, yes; Edwards, yes; Lindsley, yes; Freese, yes; Crisler, yes; Connell, yes; Moss, yes; 8 yeas. **Motion carried.**

Robyn Parker, 3975 Kleinschmidt, informed all of a program similar to Adopt a Highway but on a local level called Adopt a Road. The city would donate vests and trash bags and residents clean up area roads.

Mr. Unrein added this is similar to a program when Green Thumb was active. He will pull that information and provide if council is interested.

ORDINANCES

Bill No. 2400 AN ORDINANCE AMENDING CHAPTER 23, ARTICLE IV OF THE CODE OF ORDINANCES RELATING TO TRAFFIC was read twice by City Clerk Diane Waller. Roll call vote: Lang, yes; Moritz, yes; Edwards, yes, Lindsley, yes; Freese, yes; Crisler, yes; Connell, yes; Moss, yes, 8 yeas. **Ordinance passed.**

Bill No. 2401 AN ORDINANCE AMENDING CHAPTER 23, ARTICLE III OF THE CODE OF ORDINANCES RELATING TO TRAFFIC was read twice by City Clerk Diane Waller. Roll call vote: Lang, yes; Moritz, yes; Edwards, yes; Lindsley, yes; Freese, yes; Crisler, yes; Connell, yes; Moss, yes; 8 yeas. **Ordinance passed.**

Bill No. 2402 AN ORDINANCE AMENDING CHAPTER 12 ARTCLE IV SECTION 53 REGARDING NUISANCES was discussed at length. Many changes were added.

Ken Moss offered a motion to table Bill No. 2402 until the next meeting to allow all changes discussed be incorporated and allow council time to review. Seconded by Jason Connell. Roll call vote: Lang, yes; Moritz, yes; Edwards, yes; Lindsley, yes; Freese, yes; Crisler, yes; Connell, yes; Moss, yes; 8 yeas. **Motion carried.**

Bill No. 2403 AN ORDINANCE AUTHORIZING THE CITY TO ENTER INTO AN AGREEMENT FOR PROFESSIONAL SERVICES FOR IMPROVEMENTS OF THE COMMUNITY BUILDING WITH OATES ASSOCIATES was read twice by City Clerk Diane Waller. Roll call vote: Lang, yes; Moritz, yes; Edwards, yes; Lindsley, yes; Freese, yes; Crisler, yes; Connell, yes; Moss, yes, 8 yeas. **Ordinance passed.**

Bill No. 2404 AN ORDINANCE AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT AGREEMENT WITH DURA SEAL PAVING CONTRACTOR OFR THE 2010 MILL, MAT AND ASPHALT OVERLAY STREET REPAIR PROJECT was read twice by city Clerk Diane Waller. Roll call vote: Lang, yes; Moritz, yes; Edwards, no; Lindsley, yes; Freese, yes; Crisler, yes; Connell, yes; Moss, yes; 7 yeas, 1 nay. **Ordinance passed.**

RESOLUTIONS

None

MOTIONS

None

NEW BUSINESS

Ken Moss would like to see a discussion about the Adopt A Road on the next work session. He also has heard from residents that want to volunteer at city events.

Susie Boone added this was brought up at a recent meeting and she would like Parks and Leisure Service Board to address this.

Ambulance District Revenue Discussion –

Mr. Tesreau and Mr. Crisler both left the chamber at 9 pm

For the record, Bill Moritz wants a resolution and wants discussion started. Dan Kroupa adds that he and Mr. Brazeal have met with Mr. Ott of the Ambulance Board and are trying to move forward. The Mayor acknowledged this also. The same goes for the 911 board, negotiations have started.

Mr. Crisler and Mr. Tesreau return when the Ambulance Board discussion ends at 9:05.

OLD BUSINESS

Jim Edwards question Mr. Baker regarding a stop sign and trees blocking it.

Bob Lindsley asked for an update on the council meetings being on Charter or the Internet.

Greg Hall advised the new equipment has been received and we are anticipating having video in place for the meeting in August.

Ken Moss commented on the last minute e-mails received on meeting day and how some council members do not have access to view these on such late notice. Asked that information be sent out in a timely manner, including attorney opinions.

Mayor added the new I-pads would help with this.

COMMITTEE REPORTS

Ken Moss reported Parks and Rec had their meeting and will now meet monthly on the second Tuesday at 6:30 pm.

Bob Lindsley reported Tourism meeting was held yesterday and there is Economic Development Meeting on July 16. Mr. Rauls, who recently announced he is retiring, will be in attendance.

Bill Moritz reported the liquor control committee had met this evening and then offered a **motion to approve a picnic license for Immaculate Conception Parish for July 17 and 18th**. Seconded by Jim Edwards. Roll call vote: Lang, yes; Moritz, yes; Edwards, yes; Lindsley, yes; Freese, yes; Crisler, yes; Connell, yes; Moss, yes; 8 yeas. **motion carried**.

Dan Kroupa asked for an update on the information requested about the city owned property list. Greg Hall explained and will provide by the end of the month.

REPORTS FROM MAYOR AND COUNCIL

Mayor Counts – Reported the 4th of July festivities at the Park were well attended and a great celebration.

Ward 1 – Randy Crisler – Agreed the 4th of July activities were great.

Ward 2 - Bill Moritz – Indicated he would like an update on the Ozark Bridge Project. Also paid tribute to Bill Williams and reminisced about him and his meals at the Café.

Ward 4 – Jason Connell – No Report

Ward 4 – Ken Moss - Recognized Susie Boone and her staff for a great job on the 4th.

Ward 3 – Bob Lindsley – Stated he felt this 4th was the best one yet and had received many positive comments.

Ward 3 – Paul Freese – Offered a suggestion for signage needed for local residents walking into the park due to the fireworks setup.

Ward 2 – Jim Edwards – Nno Report

Ward 1 –Cricky Lang – Reported she has been involved in the interviews for the master plan. Also shared the 4th was enjoyable and reminisced about Bill Williams.

Dan Kroupa – No report

City Administrator Matt Unrein – No Report

City Clerk – Diane Waller - Reported her office has sent out hundreds of letters to renew business licenses and money is coming in. They are also in the midst of billing the 3rd quarter which will be due August 10th. Mailings should go out next week.

Chief Shockey - Asked for authorization to use drug forfeiture money to purchase 9 tasers. This will be less than \$10,000. **A motion was offered by Jason Connell to approve this request to spend no more than \$10,000 from drug forfeiture fund to purchase tasers.** Seconded by Ken Moss. Roll call vote: Lang, yes; Moritz, Edwards, yes; Lindsley, yes; Freese, yes; Crisler, yes; Connell, yes; Moss, yes; 8 yeas. **Motion carried.**

Parks Director Susie Boone – Reported there would be a public meeting on the Pool and Garden on July 26. Also, during the August work session there will be a presentation made to council.

Mary Holden – Announced she would be on vacation starting tomorrow.

Bryson Baker – Reported the Ozark Bridge project is complete and bridge will open Monday. He questioned the temporary Rosedale connection and was advised by council this was to be restored to the way it was prior. Referred to a memo he had distributed regarding a used tandem dump truck. After discussion, a motion was made by Paul Freese and he so moved **to authorize the purchase of the used 2000 tandem dump truck with stainless steel material spreader and snow plow from the City of Maryland Heights for \$12,000.** Seconded by Bob Lindsley. Roll call vote: Lang, yes; Moritz, yes; Edwards, yes; Lindsley, yes; Freese, yes; Crisler, yes; Connell, yes; Moss, yes; 8 yeas, **motion carried.**

Attorney Dennis Tesreau – Reported on a legal opinion for a proposed ordinance and would seek Attorney General’s Opinion if the council wishes. Discussion followed. There is no reason to do this at this time.

Deborah Lewis – Announced the budget will be presented at the August work session

Greg Hall – reported on the recent Tourism meeting and announced the upcoming concerts. Series tickets go on sale July 19th with individual tickets selling August 2nd.

A **motion to adjourn** was offered Bill Moritz and seconded by Paul Freese.

Voice vote: all yeas.

Meeting adjourned at 9:42 pm.

Respectfully submitted,

Diane Waller

