

City of Arnold, Missouri

Council Meeting
Council Chambers

June 19, 2008
7:30 p.m.

Amended Agenda

1. Pledge of Allegiance
2. Opening Prayer
3. Roll Call
4. Acceptance Of Minutes: **June 5, 2008**
5. Acceptance Of Warrants: **Payroll Warrant #1031 - General Warrant #5477**
6. Business From the Floor
7. Ordinances
 - A. **Bill No. 2301:** An Ordinance Rezoning a Tract of Land, Known as Foxwood Estates
 - B. **Bill No. 2309:** An Ordinance Amending Subsection 23-163 of the Code of Ordinances Pertaining to Street Parking of Trailers
8. Resolutions
 - A. **Resolution No. 08-33:** A Resolution Authorizing Execution of a Release of Easement to Moss Enterprise, Inc., and Arnold Triangle Development, LLC.
 - B. **Resolution No. 08-34:** A Resolution Authorizing the Mayor to Sign the 2008 District Grant Agreement with St. Louis-Jefferson Solid Waste Management District.
 - C. **Resolution No. 08-35:** A Resolution Authorizing the Mayor to Sign a Wireless Network Agreement.
 - D. **Resolution No. 08-36:** A Resolution Appointing Jennifer Lee to Fill the Unexpired Term of Ronald DeRouin to the Richardson Crossing Community Improvement District (CID).
 - E. **Resolution No. 08-37:** A Resolution Appointing Cindy Lee to Fill the Unexpired Term of Kim Johnson as to the Richardson Crossing Community Improvement District (CID).
9. Motions
 - A. A Motion to Accept the Proposal for a Comprehensive Sewer Rate & Fee Study.
 - B. A Motion to Approve the Purchase of a Walk Behind Mower.
 - C. A Motion Approving Supplemental Agreement #2 for Construction Inspection Services on the Church Road Project.
10. New Business
11. Old Business
12. Committee Reports
13. Reports from Mayor and Council

14. Administrative Reports

15. Adjournment

Next Work Session Meeting and Council Meeting: July 10th at 7:00 p.m.

June 16, 2008

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REGULAR MEETING

June 19, 2008

COUNCIL CHAMBERS

2101 JEFFCO BLVD

7:34 PM

Mayor Mark Powell called the meeting to order at 7:34 p.m.

The Pledge of Allegiance was recited.

Opening Prayer was a moment of silence in honor of local Fox High graduate Michael Patton who was killed in Afghanistan.

Those present per roll call taken by City Clerk Diane Waller: Powell, Moritz, Poor, Crisler, Ems, Hay, Cooley, Amato, Deckman, Unrein, Waller, Holden, Lewis, Sweeney, Boone, Shockey, Blue, Freese and Hall.

ACCEPTANCE OF THE MINUTES:

Al Ems moved to accept the minutes of the June 5, 2008 meeting if there are no deletions, errors, or corrections. Seconded by Butch Cooley.

Matt Hay stated there should be an amendment made as he thought something had been left out of the minutes. Randy Crisler then pointed out that information and exactly where it was included in the minutes so Mr. Hay did not need this amendment.

Roll call vote; Moritz, yes; Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; Amato, yes; Deckman, yes; 8 yeas, motion carried.

ACCEPTANCE OF THE WARRANTS:

City Clerk Diane Waller read payroll warrant #1031. Bill Moritz moved to pay payroll warrant #1031 pay period ending May 30, 2008 in the amount of \$239,196.95 if the monies are available. Seconded by Randy Crisler. Roll call vote: Deckman, yes; Moritz, yes; Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; Amato, yes; 8 yeas, motion carried.

City Clerk Diane Waller read general warrant #5477. Randy Crisler moved to pay general warrant #5477 in the amount of \$1,164,212.20 if the monies are available. Seconded by Al Ems. Roll call vote: Moritz, yes; Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; Amato, yes; Deckman, yes; 8 yeas, motion carried.

BUSINESS FROM THE FLOOR

Mayor Powell explained how the ordinances allow guests to speak for 3 minutes on any topic but must identify themselves and state their address.

No one from the audience spoke tonight.

ORDINANCES

Bill No. 2301 was discussed and **read for the second time**. This bill had previously been **read one time on March 20, 2008** and then tabled. Randy Crisler explained his feeling and support on this. Phil Amato expressed his concerns if this passes. Phil Amato offered a motion that any blasting outside of the foundation i.e. water sewer, has to come back to city and council for approval and then so moved. Joyce Deckman seconded the motion. Discussion followed. Mary Holden reminded everyone that the city does not issue blasting permits. Blasting permits are issued by the Fire Department. Roll call vote: Moritz, no; Poor, no; Crisler, no; Hay, no; Ems, no; Cooley, no; Amato, yes; Deckman, yes; 6 nays, 2 yeas, **motion failed**.

More discussion. Mary Holden explained city requirements and procedures that will still need to be followed regarding this development. After much more discussion, Randy Crisler called the question.

BILL #2301 AN ORDINANCE REZONING A TRACT OF LAND, KNOWN AS FOXWOOD ESTATES SUBDIVISION AND FURTHER BEING TRACT ONE OF DICKERSON ACRES, LOCATED IN PART OF LOT 32 OF U.S. SURVEY 2991, TOWNSHIP 43 NORTH, RANGE 6 EAST IN THE CITY OF ARNOLD, MISSOURI, R-4 RESIDENTIAL TO R-5 RESIDENTIAL. Roll call vote: Moritz, yes; Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; Amato, no; Deckman, no; 6 yeas, 2 nays, ordinance passed.

Phil Amato left council chambers at 7:55 pm and returned a few minutes later.

BILL #2309 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: Moritz, yes; Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; Amato, no; Deckman, no; 6 yeas, 2 nays, ordinance passed.

Randy Crisler left council chambers at 8:02 and returned a few minutes later.

RESOLUTIONS

RESOLUTION NO. 08-33 A RESOLUTION AUTHORIZING THE EXECUTION OF A RELEASE OF EASEMENT TO MOSS ENTERPRISES, INC. AND ARNOLD TRIANGLE DEVELOPMENT was offered by Al Ems and he so moved. Seconded by Bill Moritz. Roll call vote: Moritz, yes; Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; Amato, yes; Deckman, yes; 8 yeas, resolution passed.

RESOLUTION NO. 08-34 A RESOLUTION AUTHORIZING A FINANCIAL ASSISTANCE AGREEMENT WITH THE ST. LOUIS-JEFFERSON SOLID WASTE MANAGEMENT DISTRICT FOR THE 'MANDATORY' 65 GALLON CART SINGLE STREAM RECYCLING INITIATIVE was offered by Bill Moritz and he so moved. Seconded by Randy Crisler. Roll call vote: Moritz, yes; Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; Amato, yes; Deckman, yes; 8 yeas, resolution passed.

Jerel Poor left the council chamber at 8:10 and returned a few minutes later.

RESOLUTION NO. 08-35 A RESOLUTION AUTHORIZING AN AGREEMENT WITH NETWORK 1 WIRELESS LLC was offered by Randy Crisler and he so moved. Seconded by Matt Hay. Roll call vote: Moritz, yes; Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; Amato, yes; Deckman, yes; 8 yeas, resolution passed.

RESOLUTION NO. 08-36 A RESOLUTION APPOINTING JENNIFER LEE TO THE RICHARDSON CROSSING COMMUNITY IMPROVEMENT DISTRICT (CID) FOR A THREE YEAR TERM was offered by Randy Crisler and he so moved. Seconded by Butch Cooley. Roll call vote: Moritz, yes; Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; Amato, yes; Deckman, yes; 8 yeas, resolution passed.

RESOLUTION NO. 08-37 A RESOLUTION APPOINTING CINDY LEE TO THE RICHARDSON CROSSING COMMUNITY IMPROVEMENT DISTRICT (CID) FOR A ONE YEAR TERM was offered by Randy Crisler he so moved. Seconded by Butch Cooley. Roll call vote: Moritz, yes; Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; Amato, yes; Deckman, yes; 8 yeas, resolution passed.

MOTIONS

A proposal for a **comprehensive sewer rate and fee study** was discussed. Deborah Lewis explained the need for this as MSD sewer fees are impacting our budget since they bill the city for our share of the new treatment facility and usage. We will need to adjust our rates in order to have the funds to pay.

She stated Mr. David Hyder of Municipal and Financial Services Group was present if more details are needed.

Mr. Heyder was introduced and gave background on his company and what they do.

Phil Amato felt there was DNR software that could be used to determine what rates to bill our residents rather than contracting this out and spending additional money. Mr. Unrein acknowledged this and that city has used this software but stressed it is limited and we need professional consultants to look at all factors and possibilities. More discussion followed.

Phil Amato offered a **motion to table**. Seconded by Butch Cooley. Roll call vote: Moritz, yes; Poor, no; Crisler, yes; Hay, yes; Ems, no; Cooley, yes; Amato, yes; Deckman, no; 5 yeas, 3 nays, **motion carried**.

Bill Moritz offered a **motion to bring this topic for discussion at the July work session** and so moved. Seconded by Jerel Poor. Roll call vote: Moritz, yes; Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; Amato, yes; Deckman, yes; 8 yeas, **motion carried**.

A motion to authorize the purchase of a **52" Ferris Comfort Control walk behind mower** from Scott's Power equipment for **\$5,179.20** was discussed. The motion was offered by Randy Crisler and he so moved. Seconded by Butch Cooley. Roll call vote: Moritz, yes; Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; Amato, yes; Deckman, yes; 8 yeas, motion carried.

A motion to authorize the Mayor to sign Supplemental Agreement No. 2 with Crawford, Murphy and Tilley, Inc. in the amount of \$57,345.00 was discussed. Jerel Poor offered a motion to authorize and then so moved. Seconded by Randy Crisler. Roll call vote: Moritz, yes; Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; Amato, yes; Deckman, yes; 8 yeas, motion carried.

NEW BUSINESS

Mayor stated he had provided drafts of proposed Park Board ordinances to review for discussion at the July 10th worksession.

OLD BUSINESS

Phil Amato questioned the loudness of the storm sirens. Chief informed him they have since been repaired.

Bill Moritz added he didn't hear them and wanted to know if they could be tested sometime. Chief stated they are regularly tested the first Monday of the month at 11 am but offered to try and do something for Mr. Moritz.

Joyce Deckman shared the value of a reverse 911 phone system and would like to see city look at that in the future.

COMMITTEE REPORTS

There was a liquor committee meeting prior to the council meeting but Bill Moritz stated no action was taken.

REPORTS FROM MAYOR AND COUNCIL

Ward 4 – Butch Cooley – questioned the burned out house on Engle and wondered how much longer it would be before this situation is handled and inquired if there was a potential buyer as he knew someone interested. Mary Holden responded there is a potential purchaser. Also expressed concern about the company doing cable work on Lonedell and wants to be sure residential property is protected from any damages. Jeff Blue stated staff is watching this work closely to be sure we do not have problems like we have had in the past with other companies doing this kind of work.

Ward 1 – Matt Hay – No Report

Ward 4 – Al Ems – No Report

Ward 1 – Randy Crisler – Expressed his sadness on the park being flooded.

Ward 2 – Jerel Poor - Stated the smoke problem at the VFW is still trying to be worked out.

Ward 3 – Joyce Deckman – No Report

Ward 2 – Bill Moritz – Thanked Jeff Blue for handling a storm water problem, talked about issues of high grass and mosquito concerns.

Ward 3 – Phil Amato – Reminiscid about a resident in Ward 3, Ted Schmidt, who recently passed away.

ADMINISTRATIVE REPORTS

Attorney Bob Sweeney – No Report

Matt Unrein – No Report

Diane Waller – No Report

Paul Freese – No Report

Greg Hall – Reported on the anticipated flood crests.

Mary Holden - Announced Gander Mountain should soon begin construction.
Also stated city is actively doing mosquito spraying.

Jeff Blue – No Report.

Deborah Lewis – No Report

Susie Boone - No Report

Chief Shockey – No Report

Motion to adjourn was offered by Randy Crisler.
Seconded by Al Ems. Voice vote: all yeas.

Meeting adjourned at 8:55 PM.

Respectfully submitted.

City Clerk