

City of Arnold, Missouri

Public Hearing

March 19, 2009
7:30 p.m.

A. Sign Code Revision

Council Meeting
Council Chambers

Immediately Following the Public Hearing

AGENDA

1. Pledge of Allegiance
2. Opening Prayer
3. Roll Call
4. Acceptance Of Minutes: **March 5, 2009**
5. Acceptance Of Warrants: **Payroll Warrant #1051 - General Warrant #5495**
6. Business From the Floor
7. Ordinances
 - A. Bill No. 2338:** An Ordinance Approving the Arnold Residential Sewer Bill Relief Act.
8. Resolutions
9. Motions
10. New Business
 - A.** Report on TIF Bond Sale
 - B.** Sign Code Revision
11. Old Business
12. Committee Reports
13. Reports from Mayor and Council
14. Administrative Reports
15. Adjournment

Next Regular Council Meeting April 2, 2009 at 7:30 p.m.
Next Work Session Meeting April 9, 2009 at 7:00 p.m.

REGULAR MEETING

March 19, 2009

COUNCIL CHAMBERS

2101 JEFFCO BLVD

7:56 P.M.

Mayor Mark Powell called the meeting to order at 7:56 pm.

The Pledge of Allegiance was recited.

Mr. Powell asked for a moment of silence or silent prayer in honor of those who lost their lives since the start of the war in Iraq and Afghanistan 6 years ago today.

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

ACCEPTANCE OF THE MINUTES:

Bill Moritz moved to **accept the minutes of the March 5, 2009 meeting** if there are no other deletions, errors, or corrections. Seconded by Jerel Poor.

Mr. Crisler left the chambers at 7:59 pm.

Roll call vote: Ems (excused), Cooley, yes; Amato, yes; Deckman (abstain); Moritz, yes; Poor, yes; Crisler (out of the room); Hay, yes; 5 yeas, motion carried.

ACCEPTANCE OF THE WARRANTS:

City Clerk Diane Waller read payroll warrant **#1051**. Bill Moritz moved to pay **payroll warrant #1051** pay period ending March 6, 2009, in the amount of \$231,956.65 if the monies are available. Seconded by Matt Hay. Roll call vote Ems (excused), Cooley, yes; Amato, yes; Deckman, yes; Moritz, yes; Poor, yes; Crisler (out of the room), Hay, yes; 6 yeas, **motion carried**.

City Clerk Diane Waller read general warrant **#5495**. Butch Cooley moved to pay **general warrant #5495** in the amount of \$638,760.60 if the monies are available. Seconded by Bill Moritz. Roll call vote: Ems (excused), Cooley, yes, Amato, yes; Deckman, yes; Moritz, yes; Poor, yes; Crisler (out of the room); Hay, yes; 6 yeas, **motion carried**.

BUSINESS FROM THE FLOOR

Mr. Jerry Buchanan, 823 Beechwood, commented about his unexplained high and low water usage reported from the water company. Stated he had attended the water board meeting but is still puzzled by the billings.

Councilman Randy Crisler, returned to the council chambers at 8:02 pm, spoke briefly to the Mayor and left the meeting.

Mr. Charles Riley, co-owner of the Woodland Manor Nursing Home voiced his opposition to the changes in the proposed sewer ordinance.

Ms. Stacie Brader, 427 Electra, expressed her concern regarding a speeder in her subdivision. She was asking for city's assistance, as this is a safety concern for her and her family. Also stated she would like to see more streetlights.

Mayor directed Chief to address her concerns and follow-up.

Mr. Frank Pointer, 1009 Southgate, thanked everyone involved in the concert this past weekend as it was a nice change to have classical music and Ms. Valentina Igoshina's performance was wonderful.

Jerel Poor left the council chamber at 8:10 and returned 8:11.

Ms. Doris Borgelt, 653 Louisa, also agreed Ms. Valentina Igoshina's performance was great. She then addressed the ordinance before the council tonight and expressed concern for the impact it would have on commercial customers.

Ms. Candace Throm, 80 Hickory Bluff questioned how the average water usage was determined and disagreed with city and water company figures.

Mr. Unrein explained that the water company has told him the total gallons sold was the total usage by all customers, including commercial accounts. This changes the average.

Mr. Paul Vinson, 2118 Richardson Road, spoke about his request for red lite camera information being denied and wants a motion to see his request honored.

Attorney Sweeney responded the data has closed information and the documents need to be scrubbed. He had spoke to the Attorney General's office and the actual document requested does not exist. ATS has been forwarded the request.

Hay disagreed with Attorney Sweeney's determination and began a verbal exchange and debated this with Sweeney.

ORDINANCES

Bill No. 2338 AN ORDINANCE APPROVING THE ARNOLD RESIDENTIAL SEWER BILL RELIEF ACT

Councilmen Phil Amato read the bill in its entirety and he encouraged council to move on it tonight. He expressed he was elected to represent the residents and city needs to assist them. He asked for a co-sponsor and Mr. Cooley agreed to that.

Mr. Poor asked that it be tabled and taken to work session. A debate followed on what action to take.

Mr. Hay read an email that City Clerk Diane Waller had forwarded to the council at the request of Mike Frigerio with Anheuser-Busch InBev, expressing his opposition to increasing commercial sewer rates. Mr. Hay asked that it be entered into the minutes. With the authorization from Mr. Frigerio it is attached.

Again Mr. Poor asked that it be tabled and taken to work session.

A motion to table and take to next work session April 9 was offered by Bill Moritz and he so moved. Seconded by Jerel Poor.

More discussion followed. **Motion withdrawn. Second also withdrawn.**

A motion was offered by Bill Moritz **to have a special meeting next Monday at 7 pm** and so moved. Seconded by Butch Cooley. Roll call vote: Ems (excused); Cooley, yes; Amato, yes; Deckman, yes; Moritz, yes; Poor, yes; Crisler (excused); Hay, yes, 6 yeas, **motion carried.**

RESOLUTIONS

No resolutions

MOTIONS

No motions

NEW BUSINESS

City Administrator Matt Unrein reported on the progress and developments in the Arnold Commons.

Mr. Carl Ramey, Stifel Nicolaus, also gave a brief report on the TIF bond situation with regards to today's market.

Ms. Shannon Creighton, Gilmore & Bell, informed council of a parameter ordinance that would allow Steifel to move forward with no additional council action. She will have this available for the April 2 meeting along with another redevelopment agreement.

Mr. Unrein advised this should all be available for council review in their normal Friday packet prior to the meeting.

SIGN CODE REVISION

This had already been discussed during the Public Hearing and will be addressed at Planning Commission meeting next week.

OLD BUSINESS

Mr. Hay offered a **motion that city ask ATS to provide the information requested** regarding the red lite camera tickets and so moved. Seconded by Jerel Poor. Mr. Moritz requested Attorney Sweeney explain what he had done regarding this and Mr. Sweeney advised again he had requested the information and ATS is compelled to provide the information. They are obligated to do so.

Both Hay and Poor **withdrew their motion and second respectively.**

Mr. Hay asked about the city newsletter and indicated he had requested a copy. The Mayor replied he has not seen it, but offered to email to Mr. Hay his part of it, which was his farewell message. Mayor shared a short synopsis of what his article in the newsletter contained.

COMMITTEE REPORTS

There were no committee reports

REPORTS FROM MAYOR AND COUNCIL

Ward 1 – Matt Hay – No report

Ward 4 – Al Ems – Excused

Ward 2– Bill Moritz – No report.

Ward 1 – Randy Crisler – Excused

Ward 2 – Jerel Poor - No report

Ward 3 – Joyce Deckman – No report

Ward 4 – Butch Cooley – No report

Ward 3 – Phil Amato – No report

ADMINISTRATIVE REPORTS

Attorney Sweeney – No Report

Matt Unrein – Shared that city had received a 90% on our safety rating and this impacts how fees are computed so he is proud of everyone’s efforts. This is an excellent score.

Diane Waller – No report

Greg Hall – No report

Mary Holden - No report

Jeff Blue – reported on a petition received from residents at the Estates of Hickory Manor requesting a sound wall study from MoDot.

Paul Freeze – No report

Deborah Lewis – No report

Susie Boone – Reported on the success of the Family Nite at the Rec center, dog park improvements, golf course improvements, and that the Rec Center is no longer losing money.

Chief Shockey – No report

A motion to adjourn was offered by Bill Moritz. Seconded by Jerel Poor.
Voice vote: all yeas, meeting adjourned at 9:10 pm.

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Respectfully submitted,

City Clerk