

City of Arnold, Missouri

City Council
Council Chambers

May 17, 2018
7:00 p.m.

Agenda

1. Pledge of Allegiance:
2. Opening Prayer: New Hope United Methodist Church – Pastor Steve Majdecki
3. Roll Call:
4. Business from the Floor:
5. Consent Agenda:
 - A. Regular Minutes **May 3, 2018**
 - B. Payroll Warrant **#1290 in the Amount of \$300,626.70**
 - C. General Warrant **#5714 in the Amount of \$1,060,896.26**
6. Ordinances:
 - A. **Bill No. 2697:** An Ordinance Amending Chapter 500, Article I Implementing a Compliance Occupancy Inspection Procedure.
 - B. **Bill No. 2698:** An Ordinance of the City Council of the City of Arnold, Missouri Imposing a Use Tax for General Revenue Purposes at the Rate Of One and One Quarter Percent (1.25%) for the Privilege of Storing, Using or Consuming within the City of Arnold, Missouri any Article of Tangible Personal Property Pursuant to the Authority Granted by, and Subject to, the Provisions of Sections 144.600 through 144.716 of the Missouri Revised Statutes; Providing for the Use Tax to be Repealed, Reduced or Raised in the Same Amount as the City's Sales Tax as Repealed, Reduced or Raised; and Providing for Submission of the Proposal to the Qualified Voters of the City for their Approval at the General; Municipal Election Called and to be Held in the City of Arnold, Missouri on August 7, 2018.
7. Resolutions:
 - A. **Resolution No. 18-33:** A Resolution Re-Appointing Bob Taylor and Del Williams to the Police Personnel Board for a Two-Year Term.

B. Resolution No. 18-34: A Resolution Authorizing the Adoption of Policies Number PR 18-01 (Juvenile Chaperons), PR 18-02 (Suspension of Privileges) and PR 18-03 (Designated Public Petitioning Area).

C. Resolution No 18-35: A Resolution Authorizing a Change Order with GBA for Bridge Inspection Services.

8. Motion:

None

9. Reports from Mayor, Council, and Committees:

10. Administrative Reports:

11. Adjournment:

**Next Regular City Council Meeting June 7, 2018 @ 7:00 p.m.
Next Work Session June 14, 2018 at 7:00 p.m.**

The Public Hearing was called to order by Mayor Counts at 7:00 p.m. City Clerk Tammi Casey made note of those in attendance: Mayor Counts, Owens, Cooley, Sullivan, Plunk, Fleischmann, McArthur, Fulbright, Hood, Richison, Holden, Lehmann, Sweeney, Crutchley, Kroupa and Chief Shockey.

A. 2018-12 RECORD/MINOR RECORD PLAT, 1384 JEFFCO BLVD.

Mary Holden informed council that the Planning Commission held a Public Hearing and discussed this item at their April 24th meeting. One person spoke at the Public Hearing. The Planning Commission is forwarding a recommendation of approval by a vote of 8-0, with conditions that need to be met before sign off occurs.

B. 2018-15 RECORD/MINOR RECORD PLAT, 2228 TENBROOK ROAD

Mary Holden informed council that the Planning Commission held a Public Hearing and discussed this item at their April 24th meeting. One person spoke at the Public Hearing. The Planning Commission is forwarding a recommendation of approval by a vote of 7-1.

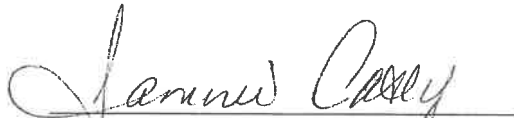
PUBLIC COMMENTS

NONE

COUNCIL COMMENTS

Minimal discussion and questions by council.

The Public Hearing ended at 7:07 p.m.


City Clerk Tammi Casey, MRCC

Mayor Ron Counts called the meeting to order at 7:07 p.m.

The Pledge of Allegiance was recited.

Warren Worth with Good Shephard Lutheran Church offered the opening prayer.

Those present per roll call taken by City Clerk Tammi Casey: Mayor Counts, Owens, Cooley, Sullivan, Plunk, Fleischmann, McArthur, Fulbright, Hood, Richison, Holden, Lehmann, Sweeney, Crutchley, Kroupa and Chief Shockey.

BUSINESS FROM THE FLOOR

Paul Wamser – 2444 Arnold Tenbrook, requested that the city post all packets on the website for residents to see. He had tried to find the packets for Public Hearings on the website, but couldn't. Bryan Richison informed Mr. Wamser that these packets should be on the website and he will have staff contact the appropriate party to be sure they are posted.

Kurt Koenig – Oakville, MO, stated his family owns the property next to the proposed car wash site on Jeffco. He informed council that they received an easement release request from the company that wants to open a car wash next to their property. Mr. Sweeney stated that this is a private matter and the City cannot advise him on how to proceed.

CONSENT AGENDA

- A. MINUTES FROM APRIL 19, 2018 MEETING**
- B. PAYROLL WARRANT NO. 1289 IN THE AMOUNT OF \$280,705.67**
- C. GENERAL WARRANT NO. 5713 IN THE AMOUNT OF \$421,041.67**

Butch Cooley made a motion and so moved to approve the consent agenda.

Seconded by Vern Sullivan. Roll call vote: Owens, yes; Cooley, yes; Sullivan, yes; Plunk, yes; Fleischmann, yes; McArthur, yes; Fulbright, yes; Hood, yes; 8 Yeas:

Consent agenda approved.

ORDINANCES

BILL NO. 2695 – AN ORDINANCE APPROVING A RECORD PLAT TITLED “GK SUBDIVISION” was read twice by City Clerk Tammi Casey. Roll call vote: Owens, yes; Cooley, yes; Sullivan, yes; Plunk, yes; Fleischmann, yes; McArthur, yes; Fulbright, yes; Hood, yes; 8 Yeas: **Ordinance passed.**

BILL NO. 2696 – AN ORDINANCE APPROVING A RECORD PLAT TITLED “MOTTERT’S LOT 1 AND 2” was read twice by City Clerk Tammi Casey. Roll call vote: Owens, yes; Cooley, yes; Sullivan, yes; Plunk, yes; Fleischmann, yes; McArthur, yes; Fulbright, yes; Hood, yes; 8 Yeas: **Ordinance passed.**

BILL NO. 2697 – AN ORDINANCE AMENDING CHAPTER 500, ARTICLE 1 IMPLEMENTING A MANDATORY COMPLIANCE OCCUPANCY INSPECTION PROCEDURE was read once by City Clerk Tammi Casey.

David Owens made a motion and so moved to table Bill No. 2697 until the next council meeting. Seconded by Mark Hood. Roll call vote: Owens, yes; Cooley, yes; Sullivan, yes; Plunk, yes; Fleischmann, yes; McArthur, yes; Fulbright, yes; Hood, yes; 8 Yeas: **Motion carried.**

RESOLUTIONS

RESOLUTION NO. 18-28 – A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH M & R LANDSCAPING FOR LAWN CARE MAINTENANCE FOR SPECIFIED CITY OF ARNOLD PROPERTIES FOR THE AGREED UPON RATE.

Gary Plunk made a motion and so moved to approve Resolution No. 18-28. Seconded by EJ Fleischmann. Roll call vote: Owens, yes; Cooley, yes; Sullivan, yes; Plunk, yes; Fleischmann, yes; McArthur, yes; Fulbright, yes; Hood, yes; 8 Yeas: **Resolution approved.**

RESOLUTION NO. 18-29 – A RESOLUTION APPOINTING JOAN BOYLES TO THE POLICE PERSONNEL BOARD FOR A TWO-YEAR TERM

Butch Cooley made a motion and so moved to approve Resolution No. 18-29. Seconded by Vern Sullivan. Roll call vote: Owens, yes; Cooley, yes; Sullivan, yes; Plunk, yes; Fleischmann, yes; McArthur, yes; Fulbright, yes; Hood, yes; 8 Yeas: **Resolution approved.**

RESOLUTION NO. 18-30 – A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A PURCHASE ORDER AGREEMENT WITH AMEREN AND GERSTNER ELECTRIC TO INSTALL A NEW STREET LIGHT AT THE VFW DRIVEWAY ON CHURCH ROAD FOR THE CITY OF ARNOLD

Gary Plunk made a motion and so moved to approve Resolution No. 18-30. Seconded by EJ Fleischmann. Roll call vote: Owens, yes; Cooley, yes; Sullivan, yes; Plunk, yes; Fleischmann, yes; McArthur, yes; Fulbright, yes; Hood, yes; 8 Yeas: **Resolution approved.**

RESOLUTION NO. 18-31 – A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CHANGE ORDER WITH SPENCER CONTRACTING COMPANY TO PROVIDE CONSTRUCTION SERVICES FOR THE JIM EDWARDS ARCHERY PARK LOCATED IN THE CITY OF ARNOLD

Vern Sullivan made a motion and so moved to approve Resolution No. 18-31. Seconded by Gary Plunk. Roll call vote: Owens, yes; Cooley, yes; Sullivan, yes; Plunk, yes; Fleischmann, yes; McArthur, yes; Fulbright, yes; Hood, yes; 8 Yeas: **Resolution approved.**

RESOLUTION NO. 18-32 – A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO SIGN ALL NECESSARY DOCUMENTS TO EXECUTE THE PURCHASE OF PROPERTY FROM THE JEFFERSON COUNTY YOUTH ASSOCIATION

Jason Fulbright made a motion and so moved to approve Resolution No. 18-32. Seconded by Mark Hood. Roll call vote: Owens, yes; Cooley, yes; Sullivan, yes; Plunk, yes; Fleischmann, yes; McArthur, yes; Fulbright, yes; Hood, yes; 8 Yeas: **Resolution approved.**

MOTIONS

A. A MOTION TO HOLD A CLOSED SESSION IMMEDIATELY FOLLOWING THE CITY COUNCIL MEETING FOR THE PURPOSE OF DISCUSSING REAL ESTATE PURSUANT TO SECTION 610.021 (3)

Butch Cooley made a motion and so moved to hold a closed session immediately following the City Council meeting. Seconded by Jason Fulbright. Roll call vote: Owens, yes; Cooley, yes; Sullivan, yes; Plunk, yes; Fleischmann, yes; McArthur, yes; Fulbright, yes; Hood, yes; 8 Yeas: **Motion carried.**

REPORTS FROM MAYOR, COUNCIL AND COMMITTEES

Mayor Counts – Stated he appreciated the people who attended the National Prayer Day Service held today at noon in the lobby of City Hall. Mayor Counts informed everyone that the Farmers Market opens this Saturday at 8:00 a.m. and thanked Ray Dornseif for all his hard work getting the pavilion ready. Also, the newly formed Beautification Committee is doing well. They are in the process of placing large planters in the round-a-bout, which will be completed by The Garden Club.

Butch Cooley – Ward 4 – Informed council that the Liquor Committee met tonight and asked Mrs. Casey to provide a report. Mrs. Casey stated that “A Pinch of Salt” has applied for Consumption on Premises Liquor License and the Committee is forwarding a recommendation of approval by a vote of 3-0.

Butch Cooley made a motion and so moved to approve the Consumption on Premises License for “A Pinch of Salt”. Seconded by Vern Sullivan. Roll call vote: Owens, yes; Cooley, yes; Sullivan, yes; Plunk, yes; Fleischmann, yes; McArthur, yes; Fulbright, yes; Hood, yes; 8 Yeas: **Motion Carried.**

Mrs. Casey informed council that the annual letter granting permission for Las Fuentes Restaurant to sell liquor outdoors at their Cinco de Mayo celebration was sent out earlier this week. This is a letter we give to the restaurant every year so that they may take it to the State Liquor Commission. Las Fuentes already holds an Outdoor Patio Liquor License with the City; this letter is simply an extra measure for the restaurant to provide to the state. As a housekeeping item, we need to ratify the sending of the letter. The Liquor Committee is forwarding a recommendation of approval of the letter by a vote of 3-0.

David Owens made a motion and so moved to ratify sending the yearly letter to Las Fuentes Restaurant. Seconded by Mark Hood. Roll call vote: Owens, yes; Cooley, yes; Sullivan, yes; Plunk, yes; Fleischmann, yes; McArthur, yes; Fulbright, yes; Hood, yes; 8 Yeas: **Motion carried.**

Mrs. Casey informed council that she is processing the annual renewals of all liquor licenses and needs council approval to send out license renewals she has received to date. All said licenses received to date have met all criteria necessary to renew and the Liquor Committee is forwarding a recommendation by a vote of 3-0.

Butch Cooley made a motion and so moved to approve sending liquor license renewals to all applicants received to date. Seconded by David Owens. Roll call vote: Owens, yes; Cooley, yes; Sullivan, yes; Plunk, yes; Fleischmann, yes; McArthur, yes; Fulbright, yes; Hood, yes; 8 Yeas: **Motion carried.**

ADMINISTRATIVE REPORTS

NONE

Mayor Counts announced a ten minute recess before going into Closed Session.

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Closed Session ended at 8:30 p.m.

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

Meeting adjourned at 8:30 p.m.


City Clerk Tammi Casey, MRCC-C

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 5/3/2018

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BILL NO - RESOLUTION - MOTION

		ROLL CALL	CONSENT AGENDA	BILL NO 2695	BILL NO 2696	MOTION TO TABLE BILL NO 2697	RESOLUTION NO 18-28
COUNCIL MEMBERS:							
MAYOR	RON COUNTS	PRESENT					
COUNCIL:	DAVID OWENS	PRESENT	YES	YES	YES	YES	
COUNCIL:	BUTCH COOLEY	PRESENT	YES	YES	YES	YES	
COUNCIL:	VERN SULLIVAN	PRESENT	YES	YES	YES	YES	
COUNCIL:	GARY PLUNK	PRESENT	YES	YES	YES	YES	
COUNCIL:	EJ FLEISCHMANN	PRESENT	YES	YES	YES	YES	
COUNCIL:	BRIAN MCARTHUR	PRESENT	YES	YES	YES	YES	
COUNCIL:	JASON FULBRIGHT	PRESENT	YES	YES	YES	YES	
COUNCIL:	MARK HOOD	PRESENT	YES	YES	YES	YES	
CITY ADMINISTRATOR	BRYAN RICHISON	PRESENT	PARKS DIR:		DAVE CRUTCHLEY		PRESENT
CITY CLERK	TAMMI CASEY	PRESENT	PUBLIC WORKS:		-		
COM DEV	MARY HOLDEN	PRESENT	TREASURER:		DAN KROUPA		PRESENT
FINANCE DIRECTOR	BILL LEHMANN	PRESENT	POLICE DEPT.		CHIEF SHOCKEY		PRESENT
CITY ATTORNEY	BOB SWEENEY	PRESENT					

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 5/3/2018

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BILL NO - RESOLUTION - MOTION

		RESOLUTION NO 18-29	RESOLUTION NO 18-30	RESOLUTION NO 18-31	RESOLUTION NO 18-32	MOTION TO HOLD CLOSED SESSION	MOTION TO APPROVE LIQUOR LICENSE FOR A PINCH OF SALT
COUNCIL MEMBERS:							
MAYOR	RON COUNTS						
COUNCIL:	DAVID OWENS	YES	YES	YES	YES	YES	YES
COUNCIL:	BUTCH COOLEY	YES	YES	YES	YES	YES	YES
COUNCIL:	VERN SULLIVAN	YES	YES	YES	YES	YES	YES
COUNCIL:	GARY PLUNK	YES	YES	YES	YES	YES	YES
COUNCIL:	EJ FLEISCHMANN	YES	YES	YES	YES	YES	YES
COUNCIL:	BRIAN MCARTHUR	YES	YES	YES	YES	YES	YES
COUNCIL:	JASON FULBRIGHT	YES	YES	YES	YES	YES	YES
COUNCIL:	MARK HOOD	YES	YES	YES	YES	YES	YES
CITY ADMINISTRATOR	BRYAN RICHISON						
				PARKS DIR:		DICKIE BROWN	
CITY CLERK	TAMMI CASEY			PUBLIC WORKS:		-	
COM DEV	MARY HOLDEN			TREASURER:		DAN KROUPA	
CITY ATTORNEY	BOB SWEENEY			POLICE DEPT.		CHIEF SHOCKEY	

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 5/3/2018

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BILL NO - RESOLUTION - MOTION

COUNCIL MEMBERS:

MAYOR RON COUNTS

COUNCIL: DAVID OWENS

COUNCIL: BUTCH COOLEY

COUNCIL: VERN SULLIVAN

COUNCIL: GARY PLUNK

COUNCIL: EJ FLEISCHMANN

COUNCIL: BRIAN MCARTHUR

COUNCIL: JASON FULBRIGHT

COUNCIL: MARK HOOD

CITY ADMINISTRATOR BRYAN RICHISON

CITY CLERK TAMMI CASEY

COM DEV MARY HOLDEN

CITY ATTORNEY BOB SWEENEY

		MOTION TO RATIFY SENDING LETTER TO LAS FUENTES	MOTION TO APPROVE YEARLY LIQUOR LICENSE RENEWALS RECEIVED TO				
		YES	YES				
		YES	YES				
		YES	YES				
		YES	YES				
		YES	YES				
		YES	YES				
		YES	YES				
		YES	YES				
				PARKS DIR:	DICKIE BROWN		
				PUBLIC WORKS:	-		
				TREASURER:	DAN KROUPA		
				POLICE DEPT.	CHIEF SHOCKEY		

Those in attendance as noted by City Clerk Tammi Casey; Mayor Ron Counts, Owens, Cooley, Sullivan (excused), Plunk, Fleischmann, McArthur, Fulbright (excused), Hood, Richison, Holden (excused), Lehmann, Sweeney, Brown, Kroupa, Chief Shockey (excused).

JUVENILE CHAPERONS

Dickie Brown informed council of the issues the Rec Center has been experiencing with young children being dropped off by parents and left unsupervised. Mr. Brown would like to implement a Resolution in which no child under the age of 13 may be left at the Rec Center without an accompanying adult. After minimal discussion, Mr. Brown will bring a Resolution forward for council approval at the next meeting.

SUSPENSION OF PRIVILEGES

Dickie Brown informed council of a Resolution he would like to see implemented, which formally outlines suspension of privileges for qualifying incidents in which patrons of the Rec Center fail to cooperate with the reasonable directions of the department or pool management, for violation of safety rules or rules of conduct. Bryan Richison stated he would like to see an appeal process included in the proposed Resolution along with a permanent lifetime suspension clause, which would include due process before the council. After minimal discussion from council, Mr. Brown will bring a Resolution forward for council approval at the next meeting.

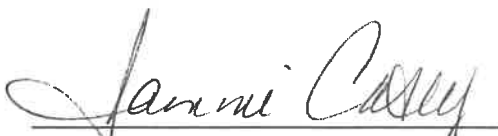
DESIGNATED PUBLIC PETITIONING AREA

Dickie Brown stated that he would like to have a designated area at the Rec Center for public petitioning. The Rec Center is experiencing issues with aggressive petitioners approaching patrons at the front doors as they enter and leave. He would like to place a specified petitioning section on the parking lot, at the steps between the first and second level. Bryan Richison would like to see signage placed indicating the designated area. After minimal discussion from council, Mr. Brown will bring a Resolution forward for council approval at the next meeting.

David Owens made a motion and so moved to adjourn the meeting. Seconded by EJ Fleischmann.

Voice vote: All Yeas

Meeting adjourned at 7:17 p.m.


City Clerk Tammi Casey, MRCC-C

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: WORK SESSION

DATE: 5/10/2018

PAGE: 1

BILL NO - RESOLUTION - MOTION

		IN ATTENDANCE					
COUNCIL MEMBERS:							
MAYOR	<u>RON COUNTS</u>	PRESENT					
COUNCIL:	<u>DAVID OWENS</u>	PRESENT					
COUNCIL:	<u>BUTCH COOLEY</u>	PRESENT					
COUNCIL:	<u>VERN SULLIVAN</u>	-					
COUNCIL:	<u>GARY PLUNK</u>	PRESENT					
COUNCIL:	<u>EJ FLEISCHMANN</u>	PRESENT					
COUNCIL:	<u>BRIAN MCARTHUR</u>	PRESENT					
COUNCIL:	<u>JASON FULBRIGHT</u>	-					
COUNCIL:	<u>MARK HOOD</u>	PRESENT					
CITY ADMINISTRATOR	BRYAN RICHISON	PRESENT	PARKS DIR:	DICKIE BROWN			PRESENT
CITY CLERK	TAMMI CASEY	PRESENT	PUBLIC WORKS:	-			
COM DEV	MARY HOLDEN	-	TREASURER:	DAN KROUPA			PRESENT
FINANCE DIRECTOR	BILL LEHMANN	PRESENT	POLICE DEPT.	CHIEF SHOCKEY			-
CITY ATTORNEY	BOB SWEENEY	PRESENT					

AN ORDINANCE AMENDING CHAPTER 500, ARTICLE I IMPLEMENTING
A COMPLIANCE INSPECTION PROCEDURE

WHEREAS, the City of Arnold, in the interest of the public health, safety and welfare, has enacted certain property maintenance and zoning regulations; and

WHEREAS, property owners are obligated and required to keep properties in a safe and well-maintained manner; and

WHEREAS, the City of Arnold has determined that it shall be unlawful for the occupancy of any structure or any part thereof to another until a certificate of compliance/occupancy has been secured for the entire structure and premises; and

WHEREAS, while a certificate of compliance/occupancy is currently required under the Code of Ordinances; and

WHEREAS, the City of Arnold has determined that the level of compliance with obtaining occupancy certification has been unsatisfactory;

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ARNOLD, MISSOURI, AS FOLLOWS:

Section 1. Chapter 500, Article I, is hereby amended with the addition of a new Chapter 500, Article I, Section 500.095 as follows:

“SECTION 500.095: COMPLIANCE INSPECTION

A. The Community Development Department through its Director may instigate a compliance inspection of a structure or dwelling unit if any one of the following conditions exists:

1. If the structure has not been inspected for a period of ten (10) years or more; or
2. If a structure or dwelling unit is a rental unit and has not been inspected for a period of three (3) years or more; or
3. If the Community Development Department has received more than one (1) complaint regarding the condition of the structure or dwelling unit; or

B. If the Community Development Department determines that one or more of the events in Subsection A has occurred, the Department shall notify the owner and/or tenant of the occurrence. The owner and/or tenant shall have ten (10) days to schedule an inspection or provide information disproving, to the sole satisfaction of the Department, that the

condition(s) has not occurred.

Notice, as required by this subsection, shall be satisfied if the information is provided to the owner and/or tenant by: U.S. Mail, email, or publication in a paper of general circulation.

C. Failure to schedule an inspection or disprove the condition within ten (10) days of the notice shall result in the issuance, by the Department, of a Notice to Vacate”.

D. If a “Notice to Vacate” is issued, the owner and/or tenant shall have ten (10) days to vacate the structure or dwelling unit.

E. If the owner and/or tenant has not vacated the structure or dwelling unit as required by this section, the City shall declare the structure or dwelling unit as uninhabitable and remove the occupants.”

Section 2. This Ordinance shall be in full force and effect from and after its passage by the City Council and its approval by the Mayor.

READ TWO TIMES, PASSED AND APPROVED THIS _____ DAY OF _____ 2018.

Mayor Ron Counts

ATTEST:

City Clerk Tammi Casey

1st reading: _____

2nd reading: _____

APPROVED AS TO FORM:

City Attorney Robert Sweeney

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARNOLD, MISSOURI IMPOSING A USE TAX FOR GENERAL REVENUE PURPOSES AT THE RATE OF ONE AND ONE QUARTER PERCENT (1.25%) FOR THE PRIVILEGE OF STORING, USING OR CONSUMING WITHIN THE CITY OF ARNOLD, MISSOURI ANY ARTICLE OF TANGIBLE PERSONAL PROPERTY PURSUANT TO THE AUTHORITY GRANTED BY, AND SUBJECT TO, THE PROVISIONS OF SECTIONS 144.600 THROUGH 144.716 OF THE MISSOURI REVISED STATUTES; PROVIDING FOR THE USE TAX TO BE REPEALED, REDUCED OR RAISED IN THE SAME AMOUNT AS THE CITY'S SALES TAX AS REPEALED, REDUCED OR RAISED; AND PROVIDING FOR SUBMISSION OF THE PROPOSAL TO THE QUALIFIED VOTERS OF THE CITY FOR THEIR APPROVAL AT THE GENERAL MUNICIPAL ELECTION CALLED AND TO BE HELD IN THE CITY OF ARNOLD, MISSOURI ON AUGUST 7, 2018

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ARNOLD, MISSOURI, AS FOLLOWS:

WHEREAS, the City of Arnold, Missouri (the "City") has imposed local sales tax, as defined in Section 32.085 of the Missouri Revised Statutes, at a rate of One Two-Five Percent (1.25%); and

WHEREAS, the City is authorized under Section 144.757 of the Missouri Revised Statutes to impose a local sales tax at a rate equal to the rate of the local sales tax in effect in the City; and

WHEREAS, the proposed City use tax cannot become effective until approved by the voters at a municipal, county or state general, primary or special election.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ARNOLD, MISSOURI AS FOLLOWS:

Section 1. Pursuant to the authority granted by, and subject to, the provisions of Sections 144.600 through 144.716 of the Missouri Revised Statutes, a use tax for general revenue purposes is imposed for the privilege of storing, using or consuming within the City any article of tangible personal property. This tax does not apply with respect to the storage, use or consumption of any article of tangible personal property purchased, produced or manufactured outside this state, until the transportation of the article has finally come to rest within the City or until the article has become comingled with the general mass of property of the City.

Section 2. The rate of the tax shall be One and One Quarter Percent (1.25%). If any sales tax is repealed, or the rate thereof is reduced or raised by voter approval, the City use tax rate also shall be deemed to be repealed, reduced or raised by the same action repealing, reducing or raising the City's sales tax.

Section 3. This tax shall be submitted to the qualified voters of Arnold, Missouri, for their approval, as required by the provisions of Section 144.757 of the Missouri Revised Statutes, at the

general municipal election hereby called and to be held in the City on Tuesday, the 7th day of August, 2018. The ballot of submission shall contain substantially the following language:

Shall the City of Arnold, Missouri impose a local use tax at the same rate as the total local sales tax, currently at a rate of One and One Quarter Percent (1.25%), provided that if the local sales tax is repealed, reduced or raised by voter approval, the local use tax shall also be repealed, reduced or raised by the same action? A use tax return shall not be required to be filed by persons whose purchases from out-of-state vendors do not in total exceed Two Thousand and 00/100 Dollars (\$2,000.00) in any calendar year.

This is not an increase to the current local retail sales tax rate.

Yes

No

If you are in favor of the question, place an "X" in the box opposite "Yes". If you are opposed to the question, place an "X" in the box opposite "No".

Section 4. Within ten (10) days after the approval of the use tax by the qualified voters of the City of Arnold, Missouri, the City Clerk shall forward to the Director of Revenue of the State of Missouri, by United States registered mail or certified mail, a certified copy of this ordinance, together with certifications of the election returns and accompanied by a map of the City clearly showing the boundaries thereof.

Section 5. This Ordinance shall be in full force and effect from and after its passage by the City Council and its approval by the Mayor.

READ TWO TIMES, PASSED AND APPROVED THIS _____ DAY OF _____ 2018.

Mayor Ron Counts

ATTEST:

City Clerk Tammi Casey

1st reading: _____

2nd reading: _____

APPROVED AS TO FORM:

Robert K. Sweeney, Attorney

RESOLUTION NO: 18-33

A RESOLUTION RE-APPOINTING BOB TAYLOR AND DEL WILLIAMS
TO THE POLICE PERSONNEL BOARD FOR A TWO-YEAR TERM.

BE IT RESOLVED by the Council of the City of Arnold, Missouri, that Bob Taylor and Del Williams are hereby re-appointed to the Police Personnel Board to serve a two-year term that will expire on April 1, 2020 or until a successor has been appointed and qualified.

Presiding Officer of the City Council

Mayor Ron Counts

ATTEST:

City Clerk Tammi Casey

Date: _____

RESOLUTION NO. 18-34

A RESOLUTION AUTHORIZING THE ADOPTION OF POLICIES NUMBER PR18-01 (JUVENILE CHAPERONS), PR18-02 (SUSPENSION OF PRIVILEGES) AND PR18-03 (DESIGNATED PUBLIC PETITIONING AREA)

BE IT RESOLVED by the Council of the City of Arnold, Missouri, hereby authorizes the adoption of policies number PR18-01 (Juvenile Chaperons), PR18-02 (Suspension of Privileges) and PR18-03 (Designated Public Petitioning Area)

Copies of said policies are attached hereto and made a part hereof reference.

Presiding Officer of the City Council

Mayor Ron Counts

ATTEST:

City Clerk, Tammi Casey

Date: _____



**City of Arnold
Department of Parks and Recreation**

Policy Number: PR18-01

Authority: Resolution Number 18-34

Date: May 17, 2018

Title: Juvenile chaperons

Policy Narrative:

Individuals 13 year of age and younger shall have a responsible adult that has an immediate presence while the aforementioned individual(s) are in the City owned portion of the recreation center/library complex or shall be within the interior compound of the City's outdoor swimming pool. The adults failure to comply with these requirements may warranted the application of City of Arnold Code Chapter 230 (Parks and Recreation), Section 230.270 (Suspension of Privileges). The Director of Parks and Recreation is hereby granted the authority to develop and implement standard operating procedures for the administration of this policy.

Definitions:

Responsible adult:

A person that is a minimum of eighteen (18) year of age and who has the authority to represents the accompanying juvenile(s).

Immediate presence:

A person who is physically in the City owned portion of the recreation/library complex.

Outdoor pool compound:

All structures, pool, and amenities within the perimeter security fence of the City owned outdoor pool.

Policy Waiver: Policy waivers shall be subject to City Council approval. Waivers shall be in writing with the waiver period specified.

Duration: This policy shall be in full force and effect from and after its approval by the City Council until rescinded in writing.

Approved this _____ day of _____ of 2018.

Mayor, Ron Counts
City of Arnold

ATTEST:

City Clerk Tammi Casey



**City of Arnold
Department of Parks and Recreation**

Policy Number: PR18-02

Authority: Resolution Number 18-34; City Code, Chapter 230, Section 230.270

Date: May 17, 2018

Title: Suspension of Privileges

Policy Narrative:

Pursuant to Section 230.270, suspension of park facilities, recreational facilities, or swimming pool privileges may be imposed by the Parks Recreation Director or staff for failure to cooperate with the reasonable directions of the department or pool management, for violation of safety rules, and for violation of any rules of conduct that may be enacted.

Suspensions of privileges for qualifying incidents, consistent with the aforementioned policy, shall follow the prescribed schedule at follows:

- First Offence – 30 day suspension of privileges
- Second Offence – 90 day suspension of privileges
- Third Offence – 180 day suspension of privileges

The Director of Parks and Recreation shall submit in writing a suspension recommendation along with supporting documentation to the City Administrator for execution approval. The City Administrator is authorized to set aside the Director's recommendation and apply a suspension tier appropriate for the level of incident severity. This action may be taken regardless of the individual's previous suspension history.

Policy Waiver: Policy waivers shall be subject to City Council approval. Waivers shall be in writing with the waiver period specified.

Duration: This policy shall be in full force and effect from and after its approval by the City Council until rescinded in writing.

Approved this _____ day of _____ of 2018.

Mayor, Ron Counts
City of Arnold

ATTEST:

City Clerk Tammi Casey



**City of Arnold
Department of Parks and Recreation**

Policy Number: PR18-03

Authority: Resolution Number 18-34

Date: May 17, 2018

Title: Arnold Recreation Center's Designated Public Petitioning Area

Protocol Narrative:

The concrete walkway and steps pathway between the second and third level parking lots, at the City of Arnold Recreation Center, shall be designated as the sole location for signature collectors, solicitors, peddlers, transient merchant, itinerant merchant, itinerant vendor and any other activities that meet the permitting objectives of Arnold City Code, Chapter 610, Peddlers and Solicitors. The aforementioned designated area shall not include any portion(s) of the parking lot surfaces or natural areas.

Failure to comply with this policy shall constitute a violation of City of Arnold policies and may be subject to a law enforcement action.

Policy Waiver: Policy waivers shall be subject to City Council approval. Waivers shall be in writing with the waiver period specified.

Duration: This policy shall be in full force and effect from and after its approval by the City Council until rescinded in writing.

Approved this _____ day of _____ of 2018.

Mayor, Ron counts
City of Arnold

ATTEST:

City Clerk Tammi Casey

RESOLUTION NO. 18-35

**A RESOLUTION AUTHORIZING A CHANGE ORDER WITH GBA FOR
BRIDGE INSPECTION SERVICES.**

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF
ARNOLD, MISSOURI:

Section 1. The change in cost of \$5,615.00 reflected on the attached invoice from GBA for
bridge inspection services is hereby approved.

Presiding Officer of the City Council

Mayor Ron Counts

ATTEST:

City Clerk Tammi Casey

Date: _____



INVOICE
 9801 Renner Blvd.
 Lenexa, Kansas 66219
 913-492-0400

RECEIVED MAY 04 2018

Date: May 1, 2018
 Project No: 13737.00
 Invoice No: 52934

Mr. Bryan Richison
 City Administrator
 City of Arnold, MO
 2101 Jeffco Blvd
 Arnold, MO 63010

Total this Invoice **\$5,615.00**

PO Number 170583

For professional engineering services rendered for 2017 Bridge Repair Project for City of Arnold, Missouri.

Professional Services from February 27, 2017 to April 19, 2017

Task 0001 Other Staff
 Fee

Billing Phase	Fee	Percent Complete	Earned
Lumpsum Fee	20,506.00	100%	20,506.00


Supplemental Inspection Work for Arnold Bridge Inspections

Lumpsum Fee	5,615.00	100%	5,615.00
Total Fee	26,121.00		26,121.00
	Previous Fee Billing		20,506.00
	Current Fee Billing		5,615.00

Total Fee 5,615.00

Total this Invoice **\$5,615.00**

Billings to Date	Current	Prior	Total
	5,615.00	20,506.00	26,121.00

Prepared by: 
 Kimberly Streicher, P.E., CFM - Project Manager

DEPT. PW VENDOR NO. B0442

APPROVED FOR PAYMENT

Approved by: 
 Michael C. Erdtmann, P.E. - Office Manager

DATE A/C NO. 310 45115

DATE