

City of Arnold, Missouri

Council Meeting
Council Chambers

May 15, 2008
7:30 p.m.

Revised Agenda

1. Pledge of Allegiance
2. Opening Prayer
3. Roll Call
4. Acceptance Of Minutes: **May 1, 2008**
5. Acceptance Of Warrants: **Payroll Warrant #1029 - General Warrant #5475**
6. Business From the Floor
7. Ordinances
8. Resolutions
 - A. Resolution No. 08-27:** A Resolution Appointing Jeffrey Fitter to Fill an Un-expired Term on the Planning Commission.
9. Motions
 - A.** A Motion to Amend the 2007-2008 Budget
10. New Business
11. Old Business
12. Committee Reports
13. Reports from Mayor and Council
14. Administrative Reports
15. Adjournment

Next Regular Council Meeting: June 5^h at 7:30 p.m.
Next Work Session Meeting: June 13th at 7:00 p.m.

REGULAR MEETING

May 15, 2008

COUNCIL CHAMBERS

2101 JEFFCO BLVD

7:30 PM

In the absence of Mayor Mark Powell, Mayor Pro-Tem Randy Crisler called the meeting to order at 7:30 p.m.

The Pledge of Allegiance was recited.

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

ACCEPTANCE OF THE MINUTES:

Al Ems moved to accept the minutes of the May 1, 2008 meeting if there are no deletions, errors, or corrections. Seconded by Butch Cooley. Roll call vote: Amato yes, Deckman, yes; Moritz (abstain); Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; 7 yeas, motion carried.

ACCEPTANCE OF THE WARRANTS:

City Clerk Diane Waller read payroll warrant #1029. Joyce Deckman moved to pay payroll warrant #1029 pay period ending May 2, 2008 in the amount of \$225,438.17 if the monies are available. Seconded by Al Ems. Roll call vote: Amato, yes; Deckman, yes; Moritz, yes; Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; 8 yeas, motion carried.

City Clerk Diane Waller read general warrant #5475. Al Ems moved to pay general warrant #5475 in the amount of \$714,383.37 if the monies are available. Seconded by Jerel Poor. Roll call vote: Deckman, yes; Moritz, yes; Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; Amato, yes; 8 yeas, motion carried.

BUSINESS FROM THE FLOOR

Mayor Pro-Tem Randy Crisler explained how city ordinances allow a guest to speak for 3 minutes on any topic but must first identify themselves and state their address.

Steve Robinson, 5908 Oakwoods Place, referring to the city's involvement when the water district shut off water to his mobile home park, asked many questions, directed comments and expressed opinions to staff and council. When his 3 minutes were up, he returned to his seat and continued with verbal outbursts while others spoke. He was eventually escorted out of the chambers by Police.

City Attorney Bob Sweeney acknowledges the “stay” is correct and the city did refrain from digging the sewer line. However, the action of the water district shutting off the water yesterday was a separate entity and did not violate the “stay”.

Mr. Selby, 745 Irene, read a prepared statement regarding storm water issues and damages to his home that he originally brought up in a council meeting in April.

Mr. Crisler apologized for the delay in responding and got his phone number to contact him. Jeff Blue added the Stormwater Department had visited the sight and project plans are being made for this site. Mr. Selby had left the chambers and probably did not hear Mr. Blue’s response.

Mr. Kurt Kipper, #8 Evergreen, said he paid the water bill for Evergreen and has paid Mr. Robinson’s bills in the past. Offered to get things done and city should contact him.

Cheryl Robinson, 5908 Oakville woods, questions if it was common practice to have police officers present when water services are disconnected.

Matt Unrein responded when there is a concern for the public’s health and safety they are called.

Jason Krauss, #15 Evergreen, indicated he didn’t understand why he couldn’t stay in his trailer if he didn’t have water.

Bob Aubin, #13 Evergreen, had questions about how fast he would have been evicted once the water was shut off.

City Attorney explained briefly the legalities, reiterated it was the water company shutting off the water and city has codes to follow regarding occupancy. He added Mr. Robinson has paid no sewer fees to the city since 2006 for the Evergreen Mobile Home Park and is seriously delinquent.

Mr. Sweeney, added for the record, he grew up in a trailer home and did not make the allegations previously referred to regarding “trailer people”.

Jerel Poor questioned what would happen to residents if there were water main breaks rather than just shutting off the water.

Mary Holden responded the situation would be gauged as to the anticipated length of time the water would be off and then it would be determined at what point the occupants would have to vacate.

Phil Amato suggested folks attend a Water Board Meeting since the issue right now was water being disconnected.

Alan Bornstein, representing THF, shared the Dierbergs Grand Opening was a great success. Complimented Greg Hall, Mary Holden, Jeff Blue and Christie Hull-Bettale for their assistance and co-operation in seeing this development through. Also recognized John Brazeal for all he had done to get this development.

A man indentified himself as "Trailer Bob", 2120 Park, expressed his disappointment in the lack of sidewalks in Arnold. Also complained about the traffic walk signals and their inability to provide adequate time for pedestrians to walk across streets.

Randy Crisler replied sidewalks are required in our codes and have been for some time now. The walk lights are MoDot but we would contact them to see what can be done.

John Williams, #14 Evergreen, shared he would have no place to go if the city forced him out of his trailer.

Dr. Tourkakis, 1506 Big Bill, directed questions and comments to Greg Hall. Also addressed other questions, comments and statements to council regarding the road, the dirt pile and other matters expressing his disappointment.

ORDINANCES

There were no ordinances.

RESOLUTIONS

Resolution No. 08-27 A RESOLUTION APPOINTING **JEFFERY FITTER** TO FILL AN UNEXPIRED TERM ON THE **PLANNING COMMISSION** was offered by Butch Cooley and he so moved. Seconded by Joyce Deckman. Roll call vote:

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

MOTIONS

A MOTION TO AMEND THE 2007-2008 BUDGET WAS DISCUSSED.

Matt Unrein talked about budget expectations and had provided details in his memo. Deborah Lewis stated how the increases in health care costs, gas, oil prices and diesel prices have impacted the city budget. Went over the six-month review highlights that had been provided.

Council members expressed questions and concerns. Poor asked what percent of the budget was salary expense and was informed 47%. Phil Amato clarified the sales tax is starting to climb but since last year was so flat this is not much to be excited about.

Joyce Deckman then moved to **amend the 2007-2008 budget** by incorporating the attached budget adjustments: #00-03; 25-02; 41-01, 43-02, 44-01 and 48-01. Seconded by Al Ems. Roll call vote: Amato, yes; Deckman, yes; Moritz, yes; Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; 8 yeas, motion carried.

NEW BUSINESS

Jerel Poor asked if the tornado sirens could be used in case of an earthquake.

Chief Shockey responded if damage were significant that residents need direction they certainly would have that capability. However, we don't have notice of an earthquake so they can't be used as a warning.

Mr. Poor also indicated the residents on Grant Drive report they cannot hear the warning sirens if they are in their homes. Chief stated when testing is done; the sirens are not as loud but will look into this.

Matt Hay questioned if the city could use Wi-Fi. Crisler explained he has researched this but Hay added he would still like to proceed. Unrein advised he will have staff put something together on this.

Question came up about an additional brush pick up since city had some high winds and some trees down. Mr. Unrein stated there is nothing in place at this time and didn't feel the recent events were severe enough for the city to have to take action.

Mr. Cooley stated that he felt the high winds produced enough tree damage that the city should find a way to assist, especially the elderly residents, with a brush pickup. Matt Unrein said he would speak with the Mayor.

Al Ems shared that city had responded when trees fell onto city streets and had them moved. One tree hit a home and that homeowner was advised to talk with their insurance company.

OLD BUSINESS

Bill Moritz mentioned Mr. Anderson on Biscayne who had talked at the March 20, 2008 meeting regarding the **ambiguity of our parking ordinance**. Mr. Moritz offered a **motion** and so moved **to discuss this topic at the next work session**. Seconded by Jerel Poor. Roll call vote: Amato, yes; Deckman, yes; Moritz, yes; Poor, yes; Crisler, yes; Hay, yes; Ems, yes; Cooley, yes; 8 yeas, motion carried.

COMMITTEE REPORTS

There had been no liquor committee meeting.

REPORTS FROM MAYOR AND COUNCIL

Ward 4 – Butch Cooley – No report

Ward 1 – Matt Hay – Questioned Mary Holden and Police regarding a situation on Esther Drive. Added there are reports of speeding there too.

Ward 4 – Al Ems – Commented on Ozark Drive Bridge but will address this later.

Ward 1 – Randy Crisler – No report

Ward 2 – Jerel Poor - Thanked Attorney Sweeney for his assistance with a problem at City Hall today.

Ward 3 – Joyce Deckman – Stated she was unable to attend the Grand Opening Celebration for Dierbergs and thanked Mr. Poor and Mr. Hay for attending under the circumstances. Informed all that she recently brought up the idea of taping the council sessions to Cable Board and Mr. Simpson and the Charter Rep were opposed to the idea.

Ward 2 – Bill Moritz – Didn't understand why they would oppose this.

Ward 3 – Phil Amato – no report

ADMINISTRATIVE REPORTS

Attorney Bob Sweeney – No Report

Matt Unrien – No Report

Greg Hall – Reported on the Ozark Bridge and referred to the memo he had provided. Much discussion followed. Ems added that the Fire Department initiated this closing as a safety concern years back.

Mayor Pro Tem, Randy Crisler asked if the agenda could be changed at this time to allow an elderly woman in the audience to speak as she misunderstood earlier in the meeting. A poll was taken, 8 yeas.

Mrs. Bella Oster, of the Evergreen Mobile Home Park, was emotional voicing numerous complaints about Mr. Robinson and allegations of things he has done to her. She is temporarily living at the Drury Inn as there is no longer electric hooked up to her trailer.

She had more to say but her 3 minutes were up and council was polled again to allow her to speak. A poll was taken, 8 yeas. Ms. Oster went on to say how these events with Mr. Robinson have added to her husband's illnesses and something has to be done. She would appreciate any help from the city.

Mary Holden - Reported P & Z has been discussing regulations regarding C-3 and hopes to have this ready in July for adoption. Reported the Dog Park is having Grand Opening/Dedication on Sunday with lots of festivities. Shared Panera Bread is anxious to locate in Arnold.

Jeff Blue – Announced Charlie Allen was appointed last week to replace retiring Street Superintendent Dan Allen (no relation).

Chief Shockey – No Report

Susie Boone – Reported the Second Annual Golf Tournament is this Saturday at Pomme Creek. The First Concert in the Park is scheduled Saturday evening, the Paw Park dedication is at 2 on Sunday and the pools all open next weekend. She added she is very proud of her crews for all they have accomplished.

Deborah Lewis – No Report

Motion to adjourn was offered by Joyce Deckman. Seconded by Bill Moritz. Voice vote: motion carried.

Meeting adjourned at 9:01 pm.

Respectfully submitted,

City Clerk

