

City of Arnold, Missouri

Council Meeting
Council Chambers

May 5, 2011
7:00 p.m.

Amended Agenda

1. Pledge of Allegiance:
2. Opening Prayer: New Hope United Methodist Church – Quentin Madden
3. Roll Call:
4. Acceptance Of Minutes: **April 21, 2011**
5. Acceptance Of Warrants: **Payroll Warrant #1106 - General Warrant #5546**
6. Business From the Floor:
7. Ordinances:
 - A. **Bill No. 2465:** An Ordinance Providing for an Adjustment to the Fiscal Year 2011 Budget Allocating from Undesignated Fund Balance for Medical Assessments.
8. Resolutions:
 - A. **Resolution 11-14:** A Resolution Authorizing City Staff to Begin Negotiations for a Contract Extension with American Traffic Solutions.
9. Motion:
10. New Business:
11. Old Business:
12. Committee Reports:
13. Reports from Mayor and Council:
14. Administrative Reports:
 - A. 2011-07 Conditional Use Permit for Fast Food Restaurant, Lot 4, Market at Water Tower Place (Site in Front of Wal-Mart Under Construction), Planning Commission Recommendation.
15. Adjournment:

Next Regular Council Meeting May 19, 2011 at 7:00 p.m.
Next Work Session Meeting May 12, 2011 at 7:00 p.m.

Mayor Ron Counts called the meeting to order at 7: 00 pm.

The Pledge of Allegiance was recited.

The Mayor offered the opening prayer.

Those present per roll call taken by City Clerk Diane Waller: Counts, Lang, Moritz, Edwards, Amato, Freese, Kownacki, Moss, Borgelt, Unrein, Waller, Holden, Lewis excused – will be late) Sweeney, Boone (excused) Shockey, Baker, Kroupa and Hall.

ACCEPTANCE OF THE MINUTES:

Bill Moritz moved to **accept the minutes of the April 21, 2011 meeting** if there were no deletions, errors or corrections. Doris Borgelt seconded the motion. Roll call vote: Borgelt, yes; Lang, yes; Moritz, yes; Edwards, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; 8 yeas, **Motion carried.**

ACCEPTANCE OF THE WARRANTS:

City Clerk Diane Waller read **Payroll warrant #1106**. Bill Moritz moved to **pay payroll warrant #1106 in the amount of \$237,099.34** if the monies are available. Seconded by Cricky Lang. Roll call vote: Lang, yes; Moritz, yes; Edwards, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; 8 yeas, **Motion carried.**

City Clerk Diane Waller read **general warrant #5546**. Ken Moss moved to **pay general warrant #5546 in the amount of \$ 620,964.25** if the monies are available. Seconded by Paul Freese. Roll call vote: Lang, yes; Moritz, yes; Edwards, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; 8 yeas, **Motion carried.**

BUSINESS FROM THE FLOOR

The Mayor explained how anyone could speak for up to 3 minutes on any matter of city business, but first must identify himself or herself and state their address. He also reiterated the necessity of using the speaker cards.

Matt Unrein observed a Boy Scout was in the audience and council recognized him. He introduced himself and said he was from Troop 419.

Mrs. Bernie Wilde, 3533 Swan Circle South, spoke regarding the future of the Arnold Historical Society. She provided background history and handouts and asked they be entered into the record (attached).

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Mayor asked that agenda be amended to bring forward at this point in the meeting the 2011-07 Conditional Use Permit for Fast Food Restaurant on Lot 4, of the Market at Water Tower Place. **A motion was made to amend agenda** by Doris Borgelt and she so moved. Seconded by Bill Moritz. Roll call vote: Lang, yes; Moritz, yes; Edwards, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; 8 yeas, **motion carried.**

Mary Holden briefly spoke about the permit, adding Planning Commission recommends approval and this will stand approved unless council acts tonight. No action taken, so it stands approved.

ORDINANCES

BILL NO. 2465 AN ORDINANCE PROVIDING FOR AN ADJUSTMENT TO THE FISCAL YEAR 2011 BUDGET ALLOCATING FROM UNDESIGNATED FUND BALANCE FOR MEDICAL ASSESSMENTS was read twice by City Clerk Diane Waller. Roll call vote: Lang, yes; Moritz, yes; Edwards, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; 8 yeas, **Ordinance passed.**

RESOLUTIONS

RESOLUTION NO. 11-14 A RESOLUTION AUTHORIZING CITY STAFF TO BEGIN NEGOTIATIONS FOR A CONTRACT EXTENSION WITH AMERICAN TRAFFIC SOLUTIONS.

Mr. Unrein reported no formal RFPs were received but ATS e-mailed they were willing to negotiate.

Ms. Borgelt stated she had received information from MoDot and Mr. Unrein asked she forward this to him so he can review. The Chief was also asked about figures for January through April and he acknowledged he would get them to her.

Bill Moritz offered **a motion to authorize negotiations begin with ATS** and he so moved. Seconded by Jim Edwards. Roll call vote: Lang, yes; Moritz, yes; Edwards, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, no; 7 yeas, 1 nay, **Resolution passed.**

MOTIONS - none

NEW BUSINESS - none

OLD BUSINESS

Bill Moritz spoke to Bryson Baker about a blacktop problem on Compi and hopes it gets resolved soon.

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Doris Borgelt reported the gates at the Foxwood development have been open for about 2 weeks and they should be secured to prevent illegal dumping. Mr. Unrein will follow-up on this.

Mayor added he is bothered by the fact that some folks are out to get our Albino deer. The city will take action if these poachers are caught as this poaching is unacceptable. The Chief and City Administrator will look into this problem to see what can be done. If city had an ATV to get into the woods, this would be helpful.

COMMITTEE REPORTS

Mr. Amato reported there had been a Tourism meeting this week and goals were discussed. He indicated the committee is open to any ideas.

Mr. Moritz reported he had attended the Parks and Rec meeting.

Mr. Edwards reported he had been elected as Chairman of the Liquor Commission earlier tonight and also had attended the P & Z meeting last week.

Ms. Lang provided a parks and Pomme Creek Golf Course update since the flooding and reported there are now 26 Arnold Volunteer Ambassadors.

REPORTS FROM MAYOR & COUNCIL

Mayor Counts – Mayor informed everyone there are openings on several committees and encouraged citizens to be involved. Arnold City Hall was designated as a National Day of Prayer location and city participated at noon today by the flagpole.

Ward 4 – Sandra Kownacki - No Report

Ward 4 – Ken Moss - Noticed all meetings are not posted on the website and would like to see that current.

Ward 3 – Phil Amato – No Report

Ward 3 – Paul Freese – No Report

Ward 2 – Bill Moritz - No Report

Ward 2 – Jim Edwards – Thanked Bryson Baker for the Grant Road issue.

Ward 1 – Cricky Lang – Talked about trash being left in parks and expressed the Adopt-A-Block program is a good idea.

Debbie Lewis arrived at 7:35 pm

Ward 1 – Doris Borgelt –Reported she had attended a Town Hall Meeting recently and learned of an Equestrian rehab facility to be built in Jefferson County. This is one of a kind and will bring jobs and folks to the area.

Ken Moss questioned if the Adopt-A-Block was going to be discussed at a work session. Mr. Unrein said he would move forward and proceed if all have agreed this is good.

Paul Freese suggested we get the schools and scouts in the area involved.

ADMINISTRATIVE REPORTS

Treasurer Dan Kroupa – No report

City Administrator Matt Unrein – Announced that Water Color Villas has offered to pay all their tap-ons up front if allowed a 10% discount. Mr. Sweeney provided his legal opinion that this is “troubling” and would rather see a formal policy and ordinance to address this. A poll was taken to move forward and prepare such a policy. 8 yeas.

Mr. Unrein also admitted there was a misunderstanding at the last meeting when Mr. Moss brought up the mechanical code. This will be on a future work session.

City Clerk Diane Waller – No report

Chief Shockey - No Report

Susie Boone – Excused.

Mary Holden – Referred to a memo she had distributed earlier this evening. She was asking for authorization tonight to begin negotiations with Planning Design Studio for the landscaping for north Jeffco. Bill Moritz offered **a motion and so moved to authorize staff to begin negotiations for the landscape project with PDS.** Seconded by Jim Edwards. Discussion followed. There was concern that this should wait until next meeting. Ms. Holden shared this involves grant money that needs to be spent by Sept. 30th and waiting 2 more weeks to even begin negotiations cuts it close. Mr. Sweeney offered his opinion on this action tonight and since there is a timing issue it could be voted on, if that is included in the motion.

Both council members withdrew their original motions and **amended them adding the vote is necessary now because of a timing factor.** Roll call vote: Lang, yes; Moritz, yes; Edwards, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; 8 yeas, **motion carried.**

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Bryson Baker – No Report

Bob Sweeney – No Report

Deborah Lewis – No Report

Greg Hall - No Report.

A motion to close meeting was offered by Ken Moss and seconded by Paul Freese.

Voice Vote: all yeas.

Meeting ended at 7:54 pm.

A handwritten signature in cursive script, appearing to read "Diane Waller", written in dark ink.

Diane Waller, City Clerk

City Council 5-5-11 FOR THE RECORD

Here's a little history about the Arnold Historical Society. Only Phil Amato was a part of this history.

On Sept. 20, 2007, the Arnold Historical Society held a free lunch for all of the City Council people and Department Heads to see how we had decorated the old house trailer with all historical items. That evening the City Council meeting began at 7 p.m. The Society had three living descendants of Louis and Herlanda Arnold present and they presented a picture of their grandparents, for whom the City of Arnold is named, to former Mayor Mark Powell.

The Council meeting continued. The last item at 9:20 p.m. was Randy Crisler announcing that the Arnold Historical Society will share the house trailer with the Chamber of Commerce. No one told us at noon or asked any of us for input. The Historical Society was broadsided and Sept. 20 remains a terrible day in our history. We were to share the trailer **for six months. Now it is four years.** Because the Society only has 825 square feet of space, most items are stored in four different locations.

In 2011 the Society will hold a number of fundraisers to help with relocation to a much larger building, hopefully, again with the Chamber of Commerce. And we hope the City will help find that building on a well traveled street.

*Reid
5-5-11*

ARNOLD ALMANAC

Volume 3, Issue 2

November 2007

636-282-2828

Website: arnoldhistorical.org

A Message from the President



This is my last letter to you as president of the Arnold Historical Society. At our next meeting on November 4th we will be electing new officers for 2008. It has been an honor for me to serve as your president these past 15 months. I have learned quite a bit about the area and have met many wonderful people in the process.

When I succeeded Jack Underwood as president on August 1, 2006, I knew that I had great shoes to fill. Jack was not only one of the individuals who started this society, but he was instrumental in researching the genealogy of many local families that have been in the area for over 200 years. When my term of office began, I had several major goals in mind, mainly to develop and improve the museum aspect at our office facility, to create a logo to improve our identity, and to have a sign placed along the road in front of our office to show the community where the society is located. I am happy to say that these goals have been achieved along with spending many hours doing research and putting together many displays, to the point that every wall at our society's office is now filled with something pertaining to the history of Arnold.

Now, that dream of having a museum that we can all be proud of is in serious jeopardy. Councilman Randy Crisler of Ward 1 made a motion at the September 20th City Council meeting to take part of our facility and have the Arnold Chamber of Commerce move in with us. This motion was approved by a vote of 7-1, with three yes votes coming from council members who are members of our society. I was stunned when I heard the news of this action. Earlier that same day we had a wonderful appreciation luncheon for the city administration to thank them for their support and allowing us to use the old parks and recreation building free of charge since our inception. Many had never even been to our office to see the work that we do. Our society, along with members of the Arnold family, even gave a picture of Louis and Hirlanda Arnold (for whom the city is named) to the City Council to hang in their chambers later that evening. Mr. Crisler's motion was the very last item on the agenda that evening. Our society was literally broadsided by this action. It is common courtesy and customary to tell a tenant when something will affect them. We were not consulted nor had any input into this situation. It will be impossible to share this facility with the Chamber of Commerce simply because of security reasons. Not only is there no room, but our major concern is that we cannot guarantee the safety of items that individuals have given to us on loan for display in the museum. It saddens me that over two years of work by so many individuals dedicated to preserving the history of Arnold will literally go down the tubes over this ridiculous motion. I sincerely hope that the City Council reevaluates their motion and realizes that this situation will not work. We will keep you posted about this fiasco in future publications.

I want to take this opportunity to express my gratitude for your encouragement and help during my term of office. I greatly appreciate the support that has been given to me during this time, and I thank you very much. Best wishes to the new officers of the Arnold Historical Society. I look forward to new ideas and new leadership as we continue our pursuit to preserve our precious heritage for generations to come.

Allen Flamm

*Read
5-5-11*

CITY OF ARNOLD, MISSOURI

ROLL CALL

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BILL NO - RESOLUTION - MOTION

	ROLL CALL	ACCEPT 4/21/11 MINUTES	ACCEPT PAYROLL WARRANT NO. 1106	ACCEPT GENERAL WARRANT NO. 5546	MOTION TO AMEND AGENDA FOR CONDITIONAL USE PERMIT	ACCEPT BILL NO. 2465
COUNCIL MEMBERS:						
MAYOR: <u>RON COUNTS</u>	PRESENT					
COUNCIL: <u>CRICKY LANG</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>BILL MORITZ</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>JIM EDWARDS</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>PHIL AMATO</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>PAUL FREESE</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>SANDRA KOWNACKI</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>KEN MOSS</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>DORIS BORGELT</u>	PRESENT	YES	YES	YES	YES	YES
ADMINISTRATOR: MATT UNREIN	PRESENT	PARKS DIR: SUSIE BOONE				EXCUSED
CITY CLERK: DIANE WALLER	PRESENT	POLICE CHIEF: CHIEF SHOCKEY				PRESENT
COM DEV DIR: MARY HOLDEN	PRESENT	PUBLIC WORKS: BRYSON BAKER				PRESENT
FINANCE DIR: DEBORAH LEWIS	EXCUSED/LATE	TREASURER: DAN KROUPA				PRESENT
CITY COUNSELOR BOB SWEENEY	PRESENT	DIR. OF ADMIN. GREG HALL				PRESENT

CITY OF ARNOLD, MISSOURI

ROLL CALL

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BILL NO - RESOLUTION - MOTION

PAGE: 2		ACCEPT RESOLUTION NO. 11-14	MOTION TO BEGIN NEGOTIATIONS WITH PLANNING DESIGN STUDIO			
COUNCIL MEMBERS:						
MAYOR: <u>RON COUNTS</u>						
COUNCIL: <u>CRICKY LANG</u>		YES	YES			
COUNCIL: <u>BILL MORITZ</u>		YES	YES			
COUNCIL: <u>JIM EDWARDS</u>		YES	YES			
COUNCIL: <u>PHIL AMATO</u>		YES	YES			
COUNCIL: <u>PAUL FREESE</u>		YES	YES			
COUNCIL: <u>SANDRA KOWNACKI</u>		YES	YES			
COUNCIL: <u>KEN MOSS</u>		YES	YES			
COUNCIL: <u>DORIS BORGELT</u>		NO	YES			
ADMINISTRATOR: MATT UNREIN			PARKS DIR: SUSIE BOONE			
CITY CLERK: DIANE WALLER			POLICE CHIEF: CHIEF SHOCKEY			
COM DEV DIR: MARY HOLDEN			PUBLIC WORKS: BRYSON BAKER			
FINANCE DIR: DEBORAH LEWIS			TREASURER: DAN KROUPA			
CITY COUNSELOR BOB SWEENEY			DIR. OF ADMIN. GREG HALL			