

City of Arnold, Missouri

---

Public Hearing  
Council Chamber

May 5, 2016  
7:00 p.m.

A. Native Shrubs

---

City Council

Immediately Following the Public Hearing

Agenda

1. Pledge of Allegiance:
2. Opening Prayer: Shiloh World Outreach – Pastor Rick or Lisa Wallace
3. Roll Call
4. Business from the Floor:
5. Consent Agenda
  - A. Minutes from **April 21, 2016**.
  - B. Payroll Warrant **#1237 in the Amount of \$247,356.24**
  - C. General Warrant **#5665 in the Amount of \$432,315.61**
6. Ordinances:
  - A. **Bill No. 2632:** An Ordinance Amending the Appendix B, Zoning Ordinance Section 6 Schedule of District Regulations, C-2 and C-3 Relating to Native Shrubs.
7. Resolutions:
  - A. **Resolution No. 16-29:** A Resolution Authorizing the City Administrator to Apply for Flood Mitigation Assistance Grants for all Eligible Properties.
8. Motion
9. Reports from Mayor, Council, and Committees:
10. Administrative Reports
11. Adjournment

**Next Regular City Council Meeting May 19, 2016 p.m.  
Next Work Session May 12, 2016 at 7:00 p.m.**

April 29, 2016  
Z:\CITYDOCS\AGENDA\COUNCIL\2016 Agenda\20160505.doc

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

The Pledge of Allegiance was recited.

Associate Pastor Brad Bean from First Baptist Church of Arnold offered the opening prayer.

Those present per roll call taken by City Clerk Tammi Casey: Mayor Ron Counts, McArthur, Fulbright (excused), Sullivan, Cooley, Fleischmann, Plunk, Amato, Owens, Richison, Casey, Holden, Sweeney, Boone (excused), Blattner, Kroupa and Captain Ruckman.

#### **BUSINESS FROM THE FLOOR**

NONE

#### **CONSENT AGENDA**

- A. MINUTES FROM THE APRIL 7, 2016 MEETING**
- B. MINUTES FROM THE APRIL 14, 2016 SPECIAL MEETING**
- C. PAYROLL WARRANT NO. 1236 IN THE AMOUNT OF \$253,658.66**
- D. GENERAL WARRANT NO. 5664 IN THE AMOUNT OF \$651,445.99**

**Butch Cooley made a motion and so moved to approve the consent agenda.**  
Seconded by Vern Sullivan. Roll call vote: McArthur, yes; Fulbright (excused); Sullivan, yes; Cooley, yes; Fleischmann, yes; Plunk, yes; Amato, yes; Owens, yes; 7 Yeas: **Consent agenda approved.**

#### **ORDINANCES**

NONE

## **RESOLUTIONS**

### **RESOLUTION NO. 16-25 – A RESOLUTION APPROVING A SETTLEMENT AGREEMENT BETWEEN THE CITY OF ARNOLD AND GANDER MOUNTAIN COMPANY AND AUTHORIZING THE MAYOR TO EXECUTE SAID SETTLEMENT AGREEMENT**

**Phil Amato made a motion and so moved to approve Resolution No. 16-25.**  
**Seconded by Brian McArthur.** Roll call vote: McArthur, yes; Fulbright (excused); Sullivan, yes; Cooley, yes; Fleischmann, yes; Plunk, yes; Amato, yes; Owens, yes; 7 Yeas: **Resolution passed.**

### **RESOLUTION NO. 16-26 – A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH ALL-INCLUSIVE REC**

**Gary Plunk made a motion and so moved to approve Resolution No. 16-26.**  
**Seconded by E J Fleischmann.** Roll call vote: McArthur, yes; Fulbright (excused); Sullivan, yes; Cooley, yes; Fleischmann, yes; Plunk, yes; Amato, yes; Owens, yes; 7 Yeas: **Resolution passed.**

### **RESOLUTION NO. 16-27 – A RESOLUTION APPOINTING ANDREW SUTTON TO THE POLICE PERSONNEL BOARD**

**Brian McArthur made a motion and so moved to approve Resolution No. 16-27.**  
**Seconded by David Owens.** Roll call vote: McArthur, yes; Fulbright (excused); Sullivan, yes; Cooley, yes; Fleischmann, yes; Plunk, yes; Amato, yes; Owens, yes; 7 Yeas: **Resolution passed.**

### **RESOLUTION NO. 16-28 – A RESOLUTION GRANTING A COOLEY-FULBRIGHT BEAUTIFICATION GRANT TO THE RIVER BLUFFS ESTATES SUBDIVISION**

**E J Fleischmann made a motion and so moved to approve Resolution No. 16-28.**  
**Seconded by Butch Cooley.** Roll call vote: McArthur, yes; Fulbright (excused); Sullivan, yes; Cooley, yes; Fleischmann, yes; Plunk, yes; Amato, yes; Owens, yes; 7 Yeas: **Resolution passed.**

## **MOTIONS**

NONE

## REPORTS FROM MAYOR, COUNCIL AND COMMITTEES

**Brian McArthur - Ward 2** – Thanked the voters for his re-election. Mr. McArthur stated it is an honor to serve the city.

**Butch Cooley – Ward 4** – Informed council that the Liquor Committee held a meeting tonight. Tammi Casey explained that Las Fuentes is once again holding a Cinco De Mayo Celebration from May 5<sup>th</sup> through May 7<sup>th</sup> and is asking the City of Arnold to provide a letter to give to the state granting our permission for them to file for an extension of premise liquor license. This will allow Las Fuentes to sell liquor outside during the event. The committee is forwarding a recommendation of approval.

**Butch Cooley made a motion and so moved to provide a letter for the state of Missouri granting permission for Las Fuentes to file for an extension of premise liquor license.** Seconded by Vern Sullivan. Roll call vote: McArthur, yes; Fulbright (excused); Sullivan, yes; Cooley, yes; Fleischmann, yes; Plunk, yes; Amato, yes; Owens, yes; 7 Yeas: **Motion carried.**

**Gary Plunk – Ward 4** – Stated that the Veterans Commission met yesterday and invited David McArthur of the Veterans Commission to the microphone. Mr. McArthur informed the council that before the meeting yesterday the Veterans Commission distributed plaques to area businesses that supported the Commission over the last year. He then presented the Police Department, Public Works and the Parks Department with their plaques. Mr. McArthur also informed council of his fellowship beginning in July 2016 with Mission Continues, which is an organization that helps veterans readjust to life after deployment. He asked the council's permission to use the City and the Veterans Commission's name in regards to his fellowship. **Brian McArthur made a motion and so moved to support David McArthur's fellowship with Mission Continues and use the name of the City of Arnold and Arnold Veterans Commission.** Seconded by Gary Plunk. Roll call vote: McArthur, yes; Fulbright (excused); Sullivan, yes; Cooley, yes; Fleischmann, yes; Plunk, yes; Amato, yes; Owens, yes; 7 Yeas: **Motion carried.**

**E J Fleischmann – Ward 1** – Thanked voters for their faith in him and stated he looks forward to working with everyone.

## ADMINISTRATIVE REPORTS

**Tammi Casey** – Informed everyone that utility tax rebate forms were still available in the lobby until April 30, 2016.

**Ed Blattner** – Updated council on MoDot’s plans for Jeffco Blvd. Mr. Blattner stated that MoDot has informed him that the project has been reduced quite a bit and now consists of patchwork and chip and seal only.

**Bob Sweeney** – Congratulated the newly elected.

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

Meeting adjourned at 7:24 p.m.

---

City Clerk Tammi Casey, MRCC

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 4/21/2016

PAGE: 1

BILL NO - RESOLUTION - MOTION

		ROLL CALL	CONSENT AGENDA	RESOLUTION NO. 16-25	RESOLUTION NO. 16-26	RESOLUTION NO. 16-27	RESOLUTION NO. 16-28
COUNCIL MEMBERS:							
MAYOR	RON COUNTS	PRESENT					
COUNCIL:	BRIAN MCARTHUR	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	JASON FULBRIGHT	EXCUSED	EXCUSED	EXCUSED	EXCUSED	EXCUSED	EXCUSED
COUNCIL:	VERN SULLIVAN	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	BUTCH COOLEY	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	E J FLEISCHMANN	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	GARY PLUNK	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	PHIL AMATO	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	DAVID OWENS	PRESENT	YES	YES	YES	YES	YES
CITY ADMINISTRATOR	BRYAN RICHISON	PRESENT	PARKS DIR:		SUSIE BOONE	EXCUSED	
CITY CLERK	TAMMI CASEY	PRESENT	PUBLIC WORKS:		ED BLATTNER	PRESENT	
COM DEV	MARY HOLDEN	PRESENT	TREASURER:		DAN KROUPA	PRESENT	
CITY ATTORNEY	BOB SWEENEY	PRESENT	POLICE DEPT.		CAPTAIN RUCKMAN	PRESENT	





---

---

**CITY OF ARNOLD, CITY COUNCIL, MAY 5, 2016 MEETING**

---

---

**TO:** PLANNING COMMISSION  
**FROM:** MARY P. HOLDEN, DIRECTOR OF COMMUNITY DEVELOPMENT  
**SUBJECT:** NATIVE SHRUBS  
**DATE:** APRIL 7, 2016  
**CC:**

---

Native plants are important for many reason, but a few are they take less water once established, help lessen the impact on environment, less chemical enhancements are needed, and they are easier to grow. The Planning Commission has been thoughtfully discussing the addition of native shrubs to our Zoning Code for approximately one year. As a result of the methodical review, attached is the proposed native shrubs list to be added into the C-2 and C-3 Commercial district regulations.

The Planning Commission held a public hearing at their April 12, 2106 meeting. There were no comments and after little discussion, the Commission voted 9-0 to forward a recommendation of approval with the below findings:

1. The addition of approved native shrubs to the C-2 and C-3 Commercial district regulations will not be detrimental.
2. There has been significant change in the City to warrant the addition of approved native shrubs in the C-2 and C-3 Commercial district regulations.
3. The addition will reflect our Comprehensive Plan.

AN ORDINANCE AMENDING THE APPENDIX B, ZONING ORDINANCE,  
SECTION 6 SCHEDULE OF DISTRICT REGULATIONS, C-2 AND C-3 RELATING  
TO NATIVE SHRUBS

---

**WHEREAS**, the proper public hearings have been held, pursuant to City Ordinance and the laws of the State of Missouri, and

**WHEREAS**, the amendment will not be detrimental and such change is necessary for the public good; and

**WHEREAS**, there has been significant change to warrant the amendment; and

**WHEREAS**, the Zoning Code change will reflect the policy direction outlined in our Comprehensive Plan; and

**WHEREAS**, the Planning Commission has submitted its report and recommendation of approval to the City Council on the proposed Zoning Code Amendment; and

**WHEREAS**, the Council finds that these Zoning Code amendments are in the best interest of the City of Arnold.

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

Section 1. Section 6. District Regulations, C-2 Commercial District, Open Space/Landscape Plant Material Areas, shall be amended by the addition of the below:

- i. List of Allowed Native Shrubs (Others, including improved cultivars and varieties, will be considered if proven to be viable for its intended planting location):

<b>Botanical Name</b>	<b>Common Name</b>
Amelanchier alnifolia	Serviceberry
Amorpha canescens	Lead Plant
Aronia arbutifolia	Chokeberry
Aronia melanocarpa	Black Chokeberry
Callicarpa americana	American Beautyberry
Ceanothus americanus	New Jersey Tea
Cornus racemosa	Grey Dogwood
Corylus americana	American Hazelnut, American
Filbert	
Dirca palustris	Leatherwood
Hibiscus lasiocarpus	Rose Mallow
Hydrangea arborescens	Smooth Hydrangea

Hypericum hypericoides  
 Hypericum prolificum  
 Ilex decidua  
 Ilex verticillata  
 Itea virginica  
 Physocarpus opulifolius  
 Rhododendron prinophyllum  
 Ribes missouriense  
 Ribes odoratum  
 Rosa Carolina  
 Sambucus canadensis

St. Andrew Cross  
 Shrubby St. John's Wort  
 Possumhaw  
 Winterberry  
 Virginia Sweetspire  
 Ninebark  
 Roseshell Azalea  
 Missouri Gooseberry  
 Clove Currant  
 Carolina Rose  
 American Elder, Elderberry

**List of Allowed Native Shrubs for Screening**

Alnus serrulata  
 Cephalanthus occidentalis  
 Hamamelis vernalis  
 Lindera benzoin  
 Quercus prinoides  
 Rhamnus caroliniana  
 Rhus copallinum  
 Rhus glabra  
 Rubus allegheniensis  
 Salix humilis  
 Staphylea trifolia  
 Symphoricarpos orbiculatus  
 Viburnum dentatum  
 Viburnum lentago  
 Viburnum prunifolium

Hazel Alder  
 Buttonbush  
 Ozark Witch Hazel  
 Spicebush  
 Dwarf Chestnut Oak  
 Indian Cherry  
 Winged/Flameleaf Sumac  
 Smooth Sumac  
 Blackberry  
 Prairie Willow  
 Bladdernut  
 Coralberry  
 Arrowwood Viburnum  
 Nannyberry Viburnum  
 Black Haw Viburnum

Section 2. : Section 6. District Regulations, C-3 Commercial District, Open Space/Landscape Plant Material Areas shall be amended by the addition of the below:

j. List of Allowed Native Shrubs (Others, including improved cultivars and varieties, will be considered if proven to be viable for its intended planting location)

**Botanical Name**

**Common Name**

Amelanchier alnifolia  
 Amorpha canescens  
 Aronia arbutifolia  
 Aronia melanocarpa  
 Callicarpa americana  
 Ceanothus americanus  
 Cornus racemosa  
 Corylus americana  
 Filbert  
 Dirca palustris

Serviceberry  
 Lead Plant  
 Chokeberry  
 Black Chokeberry  
 American Beautyberry  
 New Jersey Tea  
 Grey Dogwood  
 American Hazelnut, American  
 Leatherwood

Hibiscus lasiocarpus  
Hydrangea arborescens  
Hypericum hypericoides  
Hypericum prolificum  
Ilex decidua  
Ilex verticillata  
Itea virginica  
Physocarpus opulifolius  
Rhododendron prinophyllum  
Ribes missouriense  
Ribes odoratum  
Rosa Carolina  
Sambucus canadensis

Rose Mallow  
Smooth Hydrangea  
St. Andrew Cross  
Shrubby St. John's Wort  
Possumhaw  
Winterberry  
Virginia Sweetspire  
Ninebark  
Roseshell Azalea  
Missouri Gooseberry  
Clove Currant  
Carolina Rose  
American Elder, Elderberry

**List of Allowed Native Shrubs for Screening**

Alnus serrulata  
Cephalanthus occidentalis  
Hamamelis vernalis  
Lindera benzoin  
Quercus prinoides  
Rhamnus caroliniana  
Rhus copallinum  
Rhus glabra  
Rubus allegheniensis  
Salix humilis  
Staphylea trifolia  
Symphoricarpos orbiculatus  
Viburnum dentatum  
Viburnum lentago  
Viburnum prunifolium

Hazel Alder  
Buttonbush  
Ozark Witch Hazel  
Spicebush  
Dwarf Chestnut Oak  
Indian Cherry  
Winged/Flameleaf Sumac  
Smooth Sumac  
Blackberry  
Prairie Willow  
Bladdernut  
Coralberry  
Arrowwood Viburnum  
Nannyberry Viburnum  
Black Haw Viburnum

Section 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor and City Council.

READ TWO TIMES, PASSED AND APPROVED THIS \_\_\_\_ DAY OF \_\_\_\_\_ 2016.

\_\_\_\_\_  
Presiding Officer of the City Council

\_\_\_\_\_  
Mayor Ron Counts

ATTEST:

\_\_\_\_\_

City Clerk Tammi Casey

1st reading: \_\_\_\_\_

2nd reading: \_\_\_\_\_

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney Robert Sweeney

April 26, 2016  
H:\CITYDOCS\ORDINANC\nativeshrubs

RESOLUTION NO. 16-29

**A RESOLUTION AUTHORIZING THE CITY ADMINISTRATOR TO APPLY  
FOR FLOOD MITIGATION ASSISTANCE GRANTS FOR ALL ELIGIBLE  
PROPERTIES.**

---

**WHEREAS**, the City of Arnold experienced severe flooding in December 2015 and January 2016; and

**WHEREAS**, the Federal Emergency Management Agency has a Flood Mitigation Assistance Program that provides grants to purchase properties adversely impacted by repetitive flooding; and

**WHEREAS**, to be eligible the properties must be located in the 100 year flood plain and participate in the National Flood Insurance Program;

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

Section 1. The City Administrator is authorized to apply for Flood Mitigation Assistance Grants for all properties that meet the eligibility criteria.

\_\_\_\_\_  
Presiding Officer of the City Council

\_\_\_\_\_  
Mayor Ron Counts

ATTEST:

\_\_\_\_\_  
City Clerk Tammi Casey

Date: \_\_\_\_\_