

City of Arnold, Missouri

Council Chamber
Council Meeting

November 4, 2010
7:00 p.m.

Agenda

1. Pledge of Allegiance
2. Opening Prayer: Arnold Tabernacle Baptist Church – Pastor James Beller
3. Roll Call
4. Acceptance of Minutes: **October 21, 2010**
5. Acceptance of Warrants: **Payroll Warrant: #1093 – General Warrant: #5534**
6. Business from the Floor:
7. Ordinances
 - A. **Bill No. 2435:** An Ordinance Providing for an Adjustment to the Fiscal Year 2011 Budget for the Purchase of a Replacement Pickup Truck for the Street Department.
 - B. **Bill No. 2436:** An Ordinance Providing for an Adjustment to the Fiscal Year 2011 Budget to Program Funds Raised at the 2010 Pooches & People Fun Run Walk for the Support of City Paw Park.
 - C. **Bill No. 2437:** An Ordinance Providing for an Adjustment to the Fiscal Year 2011 Budget for the Utility Tax Rebate Program.
 - D. **Bill No. 2438:** An Ordinance Providing for an Adjustment to the Fiscal Year 2011 Budget for Purchase of a Turbine Blower.
8. Resolutions
 - A. **Resolution 10-32:** A Resolution Authorizing the Mayor to Execute a Contract With Missouri Highways and Transportation Commission for the STP-Urban Program 2nd Supplemental Agreement for Astra Way and Route 141 Signal Upgrade.
9. Motions
 - A. A Motion Awarding the Purchase of a Leaf and Debris Blower for Pomme Creek Golf Course.
10. New Business
11. Old Business
12. Committee Reports

13. Reports from Mayor and Council
14. Administrative Reports
 - A. Wal-Mart Seasonal Storage Bins
15. Adjournment

Next Regular Council Meeting November 18, 2010 at 7:00 p.m.

Next Work Session Meeting November 18, 2010 at 7:00 p.m.

NOTE: Since The Work Session fell on Veterans Day this year we are Combining the Work Session and Regular Meeting.

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

The Pledge of Allegiance was recited.

Mayor Counts offered the opening prayer.

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

ACCEPTANCE OF THE MINUTES:

Jason Connell moved to **accept the minutes of the October 21, 2010 meeting** if there were no deletions, errors or corrections. Bob Lindsley seconded the motion

Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese (excused); Lang, yes; Moss, yes; Lindsley, yes; Connell, yes; 7 yeas, **motion carried.**

ACCEPTANCE OF THE WARRANTS:

City Clerk Diane Waller read **Payroll warrant #1093**. Jim Edwards moved to **pay payroll warrant #1093 in the amount of \$246,773.00** if the monies are available. Seconded by Ken Moss. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, (excused); Lang, yes; Moss, yes; Lindsley, yes; Connell, yes; 7 yeas, **Motion carried.**

City Clerk Diane Waller read **general warrant #5534**. Cricky Lang **moved to pay general warrant #5534 in the amount of \$577,096.02** if the monies are available. Seconded by Jim Edwards. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, (excused); Lang, yes; Moss, yes; Lindsley, yes; Connell, yes; 7 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.

Mr. Steve Farmer, 3738 Dennis Drive, Imperial, expressed his dissatisfaction with various issues - the media coverage of the Tea Party's last visit to Council meeting, Arnold's high taxation rate, conversations heard at the polls, questions about the Food Pantry's relationship with the city and donations from last year's Gobble Run. He reminded council they are being watched.

Councilman Freese arrived at 7:06 p.m.

Mr. Ed Kohne, 2516 Tanglewood and President of Woodridge Estates, talked about the numerous vehicular accidents and expressed homeowners concerns. He was requesting city's assistance with a guardrail for their protection, as this is a safety concern.

Mr. Bob Boyer, 2387 Starling Airport, and also the Jefferson County Council Rep-Elect for District 3, thanked his supporters.

Ms. Stacy Widmann, 3429 Cascade, had comments about the dog park and in her opinion needed volunteers, supplies and enforcement of the signs designating the rules and regulations of the park. She also felt the decorative fire hydrant was a hazard for the dogs and should be removed.

Mayor added the new Ambassador program for volunteers might assist us here.

Mr. Unrein questioned what time Ms. Whitman visited the park so they would have a better idea in order to correct problems she has encountered.

Dixie Vanburen, 2518 Tanglewood, shared her experiences with cars leaving the roadway and coming at her home and the potential danger this has presented.

Ms. Lucille Fuist, 2512 Tanglewood, expressed her fear and felt if it had not been for the utility pole stopping the last vehicle, the accident would have been much worse.

Ms. Bonnie Poffenbarger, 2510 Tanglewood, shared there had been 7 terrible accidents and please provide a guardrail.

Mayor acknowledged their concerns and recognized this is a safety issue and announced this needs to be addressed. He indicated this would be discussed at the next work session on the 18th.

Bob Lindsley distributed a document to council listing these accidents that had been provided by our Police Department. He asked Bryson Baker to get some cost estimates for guardrails in those areas along Tenbrook Road.

Paul Freese shared he thought there had even been a death in this area but Chief stated that was not the case and had nothing to do with guardrail issue.

Bob Hohmeier, 3569 Swan Circle South, referred to a motion to purchase a leaf blower for the golf course and questioned this. As a taxpayer, he felt he should not be paying for this and golf course should be paying for itself.

Ms. Boone explained how this expenditure would come from CIP money.

Mayor addressed rumors mentioned earlier by Mr. Farmer and acknowledged they will be looked into and not swept under the rug.

ORDINANCES

BILL NO. 2435 AN ORDINANCE PROVIDING FOR AN ADJUSTMENT TO THE FISCAL YEAR 2011 BUDGET FOR THE PURCHASE OF A REPLACEMENT PICKUP TRUCK FOR THE STREET DEPARTMENT was read twice by City Clerk Diane Waller. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, yes; Moss, yes; Lindsley, yes; Connell, yes; 8 yeas, **Ordinance passed.**

Bill No. 2436 AN ORDINANCE PROVIDING FOR AN ADJUSTMENT TO THE FISCAL YEAR 2011 BUDGET TO PROGRAM FUNDS RAISED AT THE 2010 POOCHES AND PEOPLE FUN RUN WALK FOR THE SUPPORT OF CITY PAW PARK was read twice by City Clerk Diane Waller. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, yes; Moss, yes; Lindsley, yes; Connell, yes; 8 yeas, **Ordinance passed.**

Bill No. 2437 AN ORDINANCE PROVIDING FOR AN ADJUSTMENT TO THE FISCAL YEAR 2011 BUDGET FOR THE UTILITY TAX REBATE PROGRAM was read twice by City Clerk Diane Waller. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, yes; Moss, yes; Lindsley, yes; Connell, no; 7 yeas, 1 nay **Ordinance passed.**

Note: After hearing remarks regarding the program and how this comes up every year, Mayor announced the actual utility tax rebate program would be put on the December work session for further discussion.

Bill No. 2438 AN ORDINANCE PROVIDING FOR AN ADJUSTMENT TO THE FISCAL YEAR 2011 BUDGET FOR PURCHASE OF A TURBINE BLOWER was read twice by City Clerk Diane Waller. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, yes; Moss, yes; Lindsley, yes, Connell, yes; 8 yeas, **Ordinance passed.**

RESOLUTIONS

Resolution No. 10-32 -A Resolution authorizing the Mayor to Execute a contract with Missouri Highways and Transportation Commission for the STP-Urban program 2nd Supplemental Agreement for Astra Way and Route 141 Signal Upgrades was discussed. Bill Moritz offered a motion and so moved. Seconded by Jim Edwards. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, yes; Moss, yes; Lindsley, yes; Connell, yes; 8 yeas, **Resolution passed.**

MOTIONS

A motion awarding a purchase for Pomme Creek Golf Course was discussed. Paul Freese offered a **motion to award the purchase of a Buffalo Turbine KB3 blower to Birkey in the amount of \$5,799.00** and so moved. Seconded by Bob Lindsley. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, yes; Moss, yes; Lindsley, yes; Connell, yes; 8 yeas, **motion carried.**

NEW BUSINESS

Ken Moss referred to the moving of the date of the work session and how this could delay and could effect needed council action. He would have liked to have council input prior to a meeting date being changed. Mayor indicated he would get this in the future.

Discussion followed as other council members voiced their opinion on not meeting on Veteran's Day. Mr. Moritz indicated he would still be available and others offered other dates instead of waiting till November 18th, prior to the regular meeting that evening.

City Administrator assured everyone that whatever is needed to be done, after discussion at the work session, could still be ready to be voted on at the meeting that night.

OLD BUSINESS

Jason Connell announced he had met with the Mayor and has now paid back \$185 he owed the city for his parent's rec center membership. He indicated this was a misunderstanding and added this was not done with malice.

Bob Lindsley reported some Ward 3 residents are upset over no brush pickup. They are unable to bring their brush to a drop off point. Paul Freese and Bill Moritz echoed these sentiments. Mr. Connell offered to personally pickup those in his ward that do not have available means to transport the brush to the drop off location.

Much discussion followed on whether or not brush could still be picked up later this winter, weather permitting. Bryson explained how the crew is working on streets but will do whatever is advised by council.

Randy Crisler added the council has already made a decision; let's not go back on it now.

A poll was made to change from the previously agreed upon, drop-off at City Hall to a pick-up in the wards – 2 yeas, 6 nays.

As there will be no brush pickup this winter, only drop off, Jason Connell offered to use his personal pickup to get brush down to City Hall for residents in his ward.

Bill Moritz, being on the prevailing side in the vote last meeting on Bill No. 2432, offered **a motion to reconsider Bill No. 2432** Jim Edwards seconded the motion.

Attorney clarified this action is to reconsider Bill No. 2432 only.

Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, no; Moss, yes; Lindsley, no; Connell, no, 5 yeas, 3 nays, **motion carried.**

City Clerk Diane Waller read Bill No. 2432 once. Much discussion followed regarding square footage. Bill Moritz offered **a motion to amend the square footage referred to in Bill No. 2432 from 1250 to 1080** and so moved. Seconded by Jim Edwards. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, no; Moss, yes, Lindsley, no; Connell, yes; 6 yeas, 2 nays, **Motion carried.**

Twice City Clerk Diane Waller read Bill No. 2432 as amended. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, no; Moss, yes; Lindsley, no; Connell, yes; 6 yeas, 2 nays, **Ordinance passed.**

COMMITTEE REPORTS

Ken Moss reported on the Ambassador Volunteer Program and how Heather Wegge will be very involved in this. There will be more details presented at the work session.

Bob Lindsley reported that Tourism met yesterday, Gobble run is Thanksgiving morning and Economic Development meets tomorrow at 9 am.

Paul Freese asked Susie Boone if there are any meetings scheduled to prepare for next year's Family Festival and parade.

Mayor added he would be setting the date soon.

Dan Kroupa reported the next Finance Committee Meeting would be at 5:30 pm. on November 18th.

Cricky Lang reported Berkshire is managing Coach and improvements are beginning.

REPORTS FROM MAYOR & COUNCIL

Mayor Counts – Stated he is excited about the upcoming Turkey Day Gobble Run and that he would be there. He announced the city has gone out for RFQ's for the red light cameras and would like this discussed at a work session. He will have staff provide information regarding money and safety issues to insure transparency in these decisions. He thanked Rotary for their help with the Tribute wall. Also shared he had visited Coach Mobile Home Park and it is a mess.

Ward 4 – Jason Connell – No report

Ward 4 – Ken Moss – Reported he had received a response from the Attorney General's Office referring to the accusations made by Matt Hay and Jason Connell of possible sunshine violation involving council members. The AG office indicated there would be no further action and a copy of this email was provided to Mr. Unrein.

Ward 3 – Bob Lindsley - No report

Ward 3 – Paul Freese - Congratulated Bob Boyer and thanked him, adding he looks forward to working with him.

Ward 2 – Bill Moritz – Also congratulated Bob Boyer and Rene Reuter for winning the recent elections.

Ward 2 – Jim Edwards – Also congratulated the winners and talked about Hammers of Hope taking place this Saturday.

Ward 1 – Cricky Lang – Reported she had been questioned by folks at the polls as to how or where they can get information confirmed on what was distributed to the public.

Ward 1 – Randy Crisler – Advised caution with the Coach improvements. Let them prove their actions will continue.

ADMINISTRATIVE REPORTS

City Administrator Matt Unrein – Acknowledged Mr. Hobbs, from Wal-Mart, is here and the Conditional Use Permit stands approved unless action is taken by Council tonight to deny.

Bob Lindsley asked for some background as to how this request came about. Mary Holden provided that, adding our code requires this action for temporary structures, adding a plus that the bins will be in an outdoor enclosed patio area. Mayor thanked Wal-Mart for all they have contributed to our city.

Mr. Unrein referred to a memo he had distributed and asked for council authorization to enter into an agreement with United Health Care for both dental and vision insurance. This is a voluntary program where city employees desiring this option pay the fees. Bill Moritz offered a **motion to authorize Mr. Unrein to enter into this agreement** and so moved. Seconded by Jason Connell. Roll call vote: Edwards, yes; Crisler, yes; Moritz, yes; Freese, yes; Lang, yes; Moss, yes; Lindsley, yes; Connell, yes. 8 yeas, **motion carried.**

City Clerk Diane Waller – No Report

Chief Shockey - No Report

Parks Director Susie Boone – Reported new Rec Manager Dee Berry will start Monday, and invited everyone to introduce themselves. Indicated the Paw Park will be opening tomorrow at Ferd B. Lang.

Mary Holden – No Report

Bryson Baker – Provided update on street striping, roofing, I & I study, brush pickup.

Robert Sweeney – No Report

Deborah Lewis – Reported the fieldwork with the auditors is now completed. Informed everyone that Joan Boyles is to be congratulated, as she has received certification as a Court Administrator.

Greg Hall - Reported on the Gobble Run, stating participants are signing up.

A motion to close regular meeting was offered by Bill Moritz. Seconded by Cricky Lang. Voice Vote: all yeas.

Meeting ended 8:34 pm.

Respectfully submitted,

Diane Waller

