

City of Arnold, Missouri

Public Hearing
Council Chamber

October 20, 2016
7:00 p.m.

- A. 2016-16, Zoning Code, Amendment Regarding Massage Establishments.

Council Meeting

Immediately Following the Public Hearing

Agenda

1. Pledge of Allegiance:
2. Opening Prayer: First Baptist Church - TBD
3. Roll Call
4. Business from the Floor:
5. Consent Agenda
 - A. Minutes from **October 06, 2016**.
 - B. Payroll Warrant **#1249 in the Amount of \$252,786.86**
 - C. General Warrant **#5676 in the Amount of \$354,993.00**
6. Ordinances:
 - A. **Bill No. 2650:** An Ordinance Amending Chapter 405, the Zoning Ordinance, Section 405.320 and 405.330.
7. Resolutions:
 - A. **Resolution No. 16-62:** A Resolution Authorizing an Intergovernmental Agreement Between the County of Jefferson, Mo. and Incorporated Municipalities for the One-Half of One-Percent Sales Tax for Capital, Improvements to Publicly Maintained Roads.
 - B. **Resolution No. 16-63:** A Resolution Waiving Bid Procedures and Authorizing the Mayor to Enter into a Contract with Sawyer Mailing Systems for the Five-Year Lease of a Neopost Potage Machine and Folding/Inserter Machine.
 - C. **Resolution No. 16-64:** A Resolution Approving a Scope of Service

Agreement with the Arnold Chamber of Commerce.

- D. **Resolution No. 16-65:** A Resolution Approving a Contract with Jeffco Express.
- E. **Resolution No. 16-66:** A Resolution Appointing Christopher Keller Ford to the Tourism Commission to Serve the Remainder of a Three-Year Term.
- F. **Resolution No. 16-56:** A Resolution Encouraging the Jefferson County Council to Establish a Prescription Drug Monitoring Program.

- 8. Motion
- 9. Reports from Mayor, Council, and Committees:
- 10. Administrative Reports
- 11. Adjournment

Next Regular City Council Meeting November 3, 2016 p.m.
Next Work Session November 10, 2016 at 7:00 p.m.

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

The Pledge of Allegiance was recited.

Reverend Carleton Norton offered the opening prayer.

Mayor Counts asked for a moment of silence in honor of St. Louis County Police Officer Blake Snyder who was killed in the line of duty.

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

Mayor Counts recognized Boy Scout Xander Reppert of Troop 450 who was in the audience working on his Citizenship in the Community Badge.

Mayor Counts informed everyone that Parks & Recreation Director Susie Boone has announced her retirement. Ms. Boone stated that after ten years with the City, her last date of employment will be March 31, 2017.

BUSINESS FROM THE FLOOR

NONE

CONSENT AGENDA

- A. MINUTES FROM THE SEPTEMBER 15, 2016 MEETING**
- B. PAYROLL WARRANT NO. 1247 IN THE AMOUNT OF \$285,582.88**
- C. PAYROLL WARRANT NO. 1248 IN THE AMOUNT OF \$270,659.11**
- D. GENERAL WARRANT NO. 5675 IN THE AMOUNT OF \$504,799.71**

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

Seconded by Gary Plunk. Roll call vote: Fulbright, yes; McArthur, yes; Fleischmann, yes; Plunk, yes; Owens, yes; Sullivan, yes; Cooley, yes; Amato, yes;

8 Yeas: **Consent agenda approved.**

ORDINANCES

NONE

RESOLUTIONS

RESOLUTION NO. 16-57 – A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH J.M. MARSCHUETZ CONSTRUCTION COMPANY TO PROVIDE CONSTRUCTION SERVICES FOR THE POMME ROAD STORM SEWER AND CURBS INLET REPLACEMENT PROJECT FOR THE CITY OF ARNOLD

Butch Cooley made a motion and so moved to approve Resolution No. 16-57.
Seconded by Gary Plunk. Roll call vote: Fulbright, yes; McArthur, yes; Fleischmann, yes; Plunk, yes; Owens, yes; Sullivan, yes; Cooley, yes; Amato, yes;
8 Yeas: **Resolution passed.**

RESOLUTION NO. 16-58 – A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH WORLD WIDE TECHNOLOGY, INC.

EJ Fleischmann made a motion and so moved to approve Resolution No. 16-58.
Seconded by Vern Sullivan. Roll call vote: Fulbright, yes; McArthur, yes; Fleischmann, yes; Plunk, yes; Owens, yes; Sullivan, yes; Cooley, yes; Amato, yes; 8 Yeas:
Resolution passed.

RESOLUTION NO. 16-59 – A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO AN AGREEMENT WITH NATIONAL JOINT POWERS ALLIANCE (HJPA), A SERVICE CORPORATION

Jason Fulbright made a motion and so moved to approve Resolution No. 16-59.
Seconded by Butch Cooley. Roll call vote: Fulbright, yes; McArthur, yes; Fleischmann, yes; Plunk, yes; Owens, yes; Sullivan, yes; Cooley, yes; Amato, yes;
8 Yeas: **Resolution passed.**

RESOLUTION NO. 16-60 – A RESOLUTION APPOINTING RICHARD MATHENY TO THE VETERAN COMMISSION TO COMPLETE THE REMAINDER OF A THREE-YEAR TERM

Vern Sullivan made a motion and so moved to approve Resolution No. 16-60.
Seconded by Gary Plunk. Roll call vote: Fulbright, yes; McArthur, yes; Fleischmann, yes; Plunk, yes; Owens, yes; Sullivan, yes; Cooley, yes; Amato, yes;
8 Yeas: **Resolution passed.**

RESOLUTION NO. 16-61 – A RESOLUTION WAIVING BID PROCEDURES AND AUTHORIZING THE PURCHASE OF A NEW PICK-UP TRUCK FOR THE CITY OF ARNOLD COMMUNITY DEVELOPMENT/BUILDING DEPARTMENT THROUGH THE STATE OF MISSOURI PROCUREMENT CONTRACT

EJ Fleischmann made a motion and so moved to approve Resolution No. 16-61. Seconded by Gary Plunk. Roll call vote: Fulbright, yes; McArthur, yes; Fleischmann, yes; Plunk, yes; Owens, yes; Sullivan, yes; Cooley, yes; Amato, yes; 8 Yeas: **Resolution passed.**

MOTIONS

A. A MOTION TO HOLD A CLOSED SESSION IMMEDIATELY FOLLOWING THE CITY COUNCIL MEETING FOR THE PURPOSE OF DISCUSSING LITIGATION PURSUANT TO RSMo SECTION 610-021 (1)

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

REPORTS FROM MAYOR, COUNCIL AND COMMITTEES

Mayor Counts – Stated that the mobile 9/11 exhibit was wonderful to see. He thanked the Tourism Committee and Jefferson College for bringing the event to Arnold. Mayor Counts congratulated Susie Boone on her retirement and said she has done a great job for the City.

EJ Fleischmann – Ward 1 – Congratulated Susie Boone on her retirement and wished her well.

Vern Sullivan – Ward 3 – Congratulated Susie Boone.

Butch Cooley – Ward 4 – Stated that he has enjoyed every day that he and Susie Boone worked together and wished her well. Informed council that the Liquor Committee met earlier tonight and asked City Clerk Tammi Casey to provide a report. Mrs. Casey stated that Ruby Tuesday's Restaurant has applied for a change in their managing officer. The committee is recommending approval of the application by a unanimous vote.

Butch Cooley made a motion and so moved to approve the change in managing officer application for Ruby Tuesday's Restaurant. Seconded by Vern Sullivan. Roll call vote: Fulbright, yes; McArthur, yes; Fleischmann, yes; Plunk, yes; Owens, yes; Sullivan, yes; Cooley, yes; Amato, yes; 8 Yeas: **Motion carried.**

Dan Kroupa – Thanked Susie Boone for all her hard work and wished her well.

David Owens – Ward 2 – Congratulated Susie Boone on her retirement. Mr. Owens also thanked Mayor Counts, on behalf of police officers, for the moment of silence that was offered this evening.

Phil Amato – Ward 3 – Informed everyone that the Tourism Committee met this week. St. John's Lutheran Church is hosting a classical concert on Saturday. Admission to the concert is free and donation proceeds will go to Arnold Food Pantry. Mr. Amato congratulated Susie Boone on her retirement and stated she has done an excellent job for the City and will be missed. Mr. Amato also asked Ed Blattner to check into a drainage issue he is having in his ward.

Jason Fulbright – Ward 1 – Congratulated Susie Boone on her retirement. Mr. Fulbright stated his heart goes out to the hurricane victims in Florida and after the recent shooting, asked the first responders to be careful out there.

Brian McArthur – Ward 2 – Thanked Susie Boone for her years of service to the City and congratulated her on her retirement.

ADMINISTRATIVE REPORTS

Chief Shockey – Congratulated Susie Boone on her retirement.

Bryan Richison – Thanked Susie Boone for all her hard work. Mr. Richison also stated that Betty Boyer with Jefferson College, the Tourism Committee and city staff had a great partnership in bringing the 9/11 mobile exhibit to Arnold. It was very well attended and he looks forward to partnering with more agencies in the future.

Tammi Casey – Congratulated Susie Boone on her retirement. Also, applications for Utility Tax Rebates are available through the month of October.

Mary Holden – Thanked council for the passing of Resolution No. 16-61 and congratulated Susie Boone.

Ed Blattner – Congratulated Susie Boone and reminded everyone that brush chipping will take place at City Hall on November 5th and 12th.

Susie Boone – Thanked everyone for their well wishes. Ms. Boone informed everyone that the retired firefighters who worked the 9/11 mobile exhibit stated that Arnold had the highest attendance record they had seen to date. Ms. Boone also informed council that she had a great meeting with the Conservation Department regarding the Archery Park. The equipment will be out there in the next couple of weeks and she hopes to have it completed before her retirement.

Mayor Counts recognized former councilman Paul Freese who was in the audience tonight.

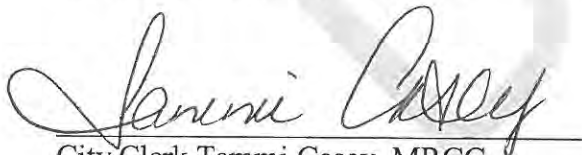
Mayor Counts announced a ten minute recess before going into closed session.

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Closed session ended at 8:10 p.m.

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

Meeting adjourned at 8:10 p.m.


City Clerk Tammi Casey, MRCC

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 10/6/2016

PAGE: 1

BILL NO - RESOLUTION - MOTION

		ROLL CALL	CONSENT AGENDA	RESOLUTION NO. 16-57	RESOLUTION NO. 16-58	RESOLUTION NO. 16-59	RESOLUTION NO. 16-60
COUNCIL MEMBERS:							
MAYOR	RON COUNTS	PRESENT					
COUNCIL:	JASON FULBRIGHT	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	BRIAN MCARTHUR	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	EJ FLEISCHMANN	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	GARY PLUNK	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	DAVID OWENS	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	VERN SULLIVAN	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	BUTCH COOLEY	PRESENT	YES	YES	YES	YES	YES
COUNCIL:	PHIL AMATO	PRESENT	YES	YES	YES	YES	YES
CITY ADMINISTRATOR	BRYAN RICHISON	PRESENT	PARKS DIR:	SUSIE BOONE			PRESENT
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.	CHIEF SHOCKEY			PRESENT

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR
 DATE: 10/6/2016
 PAGE: 2

BILL NO - RESOLUTION - MOTION

		RESOLUTION NO. 16-61	MOTION TO HOLD CLOSED SESSION	APPROVE CHANGE IN MANAGING OFFICER FOR RUBY TUESDAYS			
COUNCIL MEMBERS:							
MAYOR	RON COUNTS						
COUNCIL:	JASON FULBRIGHT	YES	YES	YES			
COUNCIL:	BRIAN MCARTHUR	YES	YES	YES			
COUNCIL:	EJ FLEISCHMANN	YES	YES	YES			
COUNCIL:	GARY PLUNK	YES	YES	YES			
COUNCIL:	DAVID OWENS	YES	YES	YES			
COUNCIL:	VERN SULLIVAN	YES	YES	YES			
COUNCIL:	BUTCH COOLEY	YES	YES	YES			
COUNCIL:	PHIL AMATO	YES	YES	YES			
CITY ADMINISTRATOR	BRYAN RICHISON						
CITY CLERK	TAMMI CASEY						
COM DEV	MARY HOLDEN						
CITY ATTORNEY	BOB SWEENEY						

**CITY OF ARNOLD PLANNING COMMISSION, OCTOBER 11, 2016
MEETING**

TO: PLANNING COMMISSION
FROM: MARY P. HOLDEN, COMMUNITY DEVELOPMENT DIRECTOR
SUBJECT: 2016-16, ZONING CODE AMENDMENT REGARDING MASSAGE ESTABLISHMENTS
DATE: OCTOBER 6, 2016
CC:

Request

Recent events have led to an examination of our Zoning Code and what uses are allowed and which ones are conditional uses. As a result, the City is initiating a change to our C-2 and C-3 district regulations to designate massage establishments as a conditional use permit and adding a definition of such.

Analysis

Currently our Zoning Code does not adequately address massage establishments. Codes addressing business licensing limitedly mention massage therapist and is below:

SECTION 605.320 MASSAGE THERAPIST.
[R.O. 2013 §14-45; Ord. No. 4.50 (Bill No. 1713) §1, 10-1-1998]

No person shall be issued a license to do business in the City of Arnold, Missouri as a massage therapist until such person has provided proof of a current, valid license issued by the State of Missouri and proof of appropriate insurance coverage.

Below are the code amendments being offered:

New Definitions

Massage: Any method of pressure on or friction against or stroking, kneading, rubbing, tapping, pounding, vibrating, or stimulating of the structure of the human body or external parts of the human body with the human hand or with the aid of any instrument or mechanical or electrical apparatus whether or not applied with such substances or supplementary aids as rubbing alcohol, liniment, antiseptics, oils, powders, creams, lotions, ointments or other similar preparations or substances.

Massage Establishment: Any establishment having a fixed place of business where the sole offering are massages and are administered or where any person engages in or carries on, or permits to be engaged in or carried on, any or all of the activities mentioned in the definition of “massage”; provided, however, that nothing herein contained shall be construed to include a duly licensed hospital, nursing home, medical clinic, or duly licensed physician, surgeon, physical therapist, chiropractor, osteopath, naturopath, podiatrist, or persons holding a drugless practitioner’s certificate under the laws of this state. Furthermore, this definition shall exclude from its operation barbershops or beauty salons (i.e., duly licensed barbers or cosmetologist) in which massages are administered by a licensed massage therapist.

New regulation:

The C-2 and C-3 Zone District regulations will be amended to include a Massage establishment as a conditional use.

Below is the criteria used to review a change to zoning or our code:

1. The extension of an existing boundary where said change will not be detrimental and where it is shown that such change is necessary for public convenience or necessity;
2. There has been significant change in the area to warrant a change in zoning classification;
3. It is shown that a mistake was made in the original Zoning Map;
4. A change that would make the zoning classification reflect the proposed use in the land use plan of the City of Arnold; or
5. Other changes where it is shown to be in the best interests for the health, safety, and welfare of the citizens of the City of Arnold.

RECOMMENDATION

Staff recommends approval of the proposed changes and forward the approval to the City Council with the below findings:

1. The amendment to the Zoning Code will not be detrimental and is necessary for public convenience.
2. There has been change in the area to warrant a change in the zone district regulations.
3. The amendment will make the zone district reflect the proposed Land Use Plan on our Comprehensive Plan.

BILL NO. 2650

ORDINANCE NO. _____

AN ORDINANCE AMENDING CHAPTER 405, THE ZONING ORDINANCE,
SECTIONS 405.060 405.320 AND 405.330

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

WHEREAS, the Planning Commission has submitted its report and recommendation to the City Council on the proposed Zoning Code Amendments; and

WHEREAS, the Council finds that these Zoning Code amendments will not be detrimental and is necessary for public convenience; there has been a change in the area to warrant a change in the zone district regulations; and the amendment will make the zone district reflect the proposed Land Use Plan in our Comprehensive Plan.

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

Section 1. Chapter 405, Section .060 Definitions is hereby amended by the addition of the following definitions:

Massage: Any method of pressure on or friction against or stroking, kneading, rubbing, tapping, pounding, vibrating, or stimulating of the structure of the human body or external parts of the human body with the human hand or with the aid of any instrument or mechanical or electrical apparatus whether or not applied with such substances or supplementary aids as rubbing alcohol, liniment, antiseptics, oils, powders, creams, lotions, ointments or other similar preparations or substances.

Massage Establishment: Any establishment having a fixed place of business where the sole offering are massages and are administered or where any person engages in or carries on, or permits to be engaged in or carried on, any or all of the activities mentioned in the definition of "massage"; provided, however, that nothing herein contained shall be construed to include a duly licensed hospital, nursing home, medical clinic, or duly licensed physician, surgeon, physical therapist, chiropractor, osteopath, naturopath, podiatrist, or persons holding a drugless practitioner's certificate under the laws of this state. Furthermore, this definition shall exclude from its operation barbershops or beauty salons (i.e., duly licensed barbers or cosmetologist) in which massages are administered

Section 2. Chapter 405, Section 405.320. District Regulations, C-2 Commercial, A.2. Conditional Land Uses and Development Permits Issued by the Commission which may be permitted under conditions and requirements specified in Conditional Use Permits, 405.870 of this Chapter hereby amended by the addition of the following:

"w. Massage Establishment."

Section 3. Chapter 405, Section 405.330. District Regulations, C-3 Commercial, A.2. Conditional Land Uses and Development Permits Issued by the Commission which may be permitted under conditions and requirements specified in Conditional Use Permits, 405.870 of this Chapter hereby amended by the addition of the following:

“aa. Massage Establishment.”

Section 4. Appendix B, Zoning Code Section 6. District Regulations, C-3 Commercial, 2.

Section 5. 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 OCTOBER 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

October 12, 2016
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**CITY OF ARNOLD
AGENDA ITEM SUMMARY**

AGENDA ITEM

7 A

NAME OF TOPIC/PROJECT: A Resolution authorizing an Intergovernmental Agreement between the County of Jefferson, MO and incorporated municipalities for the one-half of one-percent (.5%) sales tax for capital improvements to publicly maintained roads.

SUMMARY EXPLANATION: This resolution provides the City of Arnold the ability to spend the revenue generated by the imposition of a countywide sales tax for capital improvements to publicly maintained roads.

RECOMMENDED ACTION: APPROVAL

Why is this action necessary? Council action is required to enter into Intergovernmental Agreements.

What does this action accomplish? Improvement of existing roads and provides for the construction of new roads and other capital improvements. These funds cannot be used for maintenance.

Positive impacts and to whom? N/A

Negative impacts and to whom? N/A

ADDITIONAL COMMENTS: This agreement provides approximately \$1,000,000 annually for roadwork throughout Arnold.

October 20, 2016

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RESOLUTION NO 16-62

**A RESOLUTION AUTHORIZING AN INTERGOVERNMENTAL AGREEMENT
BETWEEN THE COUNTY OF JEFFERSON, MISSOURI AND
INCORPORATED MUNICIPALITIES FOR THE ONE-HALF OF ONE-
PERCENT SALES TAX FOR CAPITAL IMPROVEMENTS TO PUBLICLY
MAINTAINED ROADS**

WHEREAS, Jefferson County has a one-half of one-percent ($\frac{1}{2}$ of 1%) sales tax for road improvements;
and

WHEREAS, Jefferson County desires and agrees to share a portion of the sales tax proceeds with the
incorporated municipalities within the county;

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

Section 1. The calendar 2017 tax revenue sharing agreement between Jefferson County and the City of
Arnold is hereby approved.

Presiding Officer of the City Council

Mayor Ron Counts

ATTEST:

City Clerk: Tammi Casey

Date: _____

TAX REVENUE SHARING AGREEMENT

BY AND BETWEEN JEFFERSON COUNTY, MISSOURI

AND

INCORPORATED MUNICIPALITIES FOR THE ONE-HALF OF ONE-PERCENT
SALES TAX FOR CAPITAL IMPROVEMENTS TO
PUBLICLY MAINTAINED ROADS

This Tax Revenue Sharing Agreement of the one-half of one-percent sales tax for capital improvements to publicly maintained roads, dated as of **January 1, 2017**, is entered into by and between Jefferson County, Missouri (hereafter, the “County”), a county of the first classification, and the City of Arnold, Missouri, an incorporated municipality of Jefferson County, Missouri (hereafter, the “City”).

RECITALS

The County desires and agrees to share and the City desires and agrees to receive and spend the revenue generated by the imposition of a county-wide sales tax at the rate of one-half of one-percent (1/2 of 1%) for capital improvements to publicly maintained roads, as adopted by the voters of Jefferson County on April 1, 1986 and authorized by the County Commission on April 10, 1986; said original tax to expire fifteen (15) years from the date of its original authorization of September 30, 1986 and subsequently extended twice for two additional fifteen (15) year renewals subsequent to its original date of expiration.

WHEREFORE, for valuable consideration and the mutual promises contained herein, County and City agree as follows:

SECTION 1: CAPITAL IMPROVEMENTS

- 1.1 Capital improvements to publicly maintained roads must occur within the right-of-way (prescriptive or dedicated), and/or grading, drainage easements.
- 1.2 Capital improvements do not include normal road maintenance.
- 1.3 The following items, but not limited to, are eligible for funding with capital improvement tax monies.
 - 1.3.1 Purchase of equipment used exclusively for road improvements.
 - 1.3.2 Construction of new roads and appurtenances.
 - 1.3.3 Road rebuilding and pavement overlays.
 - 1.3.4 Drainage structures.
 - 1.3.5 Bridges.

1.3.6 Salaries of personnel employed to make and administer road improvements.

1.3.7 Engineering and planning fees for the preparation of plans and specifications.

1.4 The City shall submit to the County Council, by November 30th each year, a list of all capital improvements and estimated costs anticipated for the calendar year beginning January 1st and ending December 31st of the following year.

1.4.1 A brief description of each anticipated road improvement project shall be submitted for eligibility approval prior to commencement of capital improvement roadwork.

1.4.1.1 Additional proposed projects and capital improvements can be submitted to the County at any time.

1.4.2 The County Engineer shall ascertain if the proposed capital improvement and/or project are eligible for reimbursement or direct payment.

1.4.3 Processing of payment requests will be withheld from cities failing to submit a list of all capital improvements with estimated costs until such time that all requested information is submitted.

SECTION 2: PUBLICLY MAINTAINED ROADS AND FACILITIES

2.1 For use in the tax revenue sharing formula, a publicly maintained road is defined as a throughway maintained by the City or County for at least three (3) years, utilized by vehicular traffic, fronting on residences, businesses, industries and farms; subject to the following limitations:

2.1.1 Alleys, dead-end streets, roads within industrial or municipal parks, drives and parking areas serving government buildings, sidewalks and bike trails shall not be classified as publicly maintained roads.

2.1.2 The existing road surface must consist of one of the following: concrete, asphalt, macadam, crushed stone, or gravel.

2.1.3 Public rights-of-way that have not been improved and surfaced shall not be classified as a publicly maintained road.

2.2 For the purpose of capital improvement funding eligibility, a publicly maintained facility is defined as a transportation improvement maintained by the City or County, utilized by pedestrian or vehicular traffic, not classified as a roadway that is to be included in the tax revenue sharing formula; subject to the following limitations:

2.2.1 Alleys and dead-end streets shall be classified as publicly maintained facilities.

2.2.2 Named streets within industrial or municipal parks shall be classified as publicly maintained facilities.

2.2.3 Named drives, parking areas serving government buildings and public parking lots shall be classified as publicly maintained facilities.

2.2.4 Sidewalks, street lighting and bike trails that are immediately adjacent to any of the capital improvements stated in Sections 2.1 and 2.2 shall be classified as publicly maintained facilities.

SECTION 3: TAX REVENUE SHARING FORMULA

3.1 The tax revenue sharing formula is established to determine the equitable share that unincorporated Jefferson County and the incorporated Cities within Jefferson County shall receive from the one-half cent sales tax for capital improvements to publicly maintained roads and facilities.

3.2 The formula is based on the following:

3.2.1 Fifty percent of the City/County share on percentage of total road mileage.

3.2.2 Fifty percent of the City/County share on percentage of total population.

3.3 The tax revenue sharing formula is described in the equations printed below:

$$50\% \text{ of Share} = \frac{\text{total tax revenue}}{2} \times \frac{\text{individual City or unincorporated County total road mileage}}{\text{total road mileage of Jefferson County}}$$

$$50\% \text{ of Share} = \frac{\text{total tax revenue}}{2} \times \frac{\text{individual City or unincorporated County total population}}{\text{population of Jefferson County}}$$

3.4 The sum of the two equations is the total tax received by the City or County.

3.5 Revenue shall be allocated to the City and the County on a monthly basis.

3.6 Total road mileage of Jefferson County is equal to the summation of publicly maintained road mileage in all incorporated and unincorporated areas.

3.7 Total population of Jefferson County is equal to the summation of all population in incorporated and unincorporated areas.

3.8 An incentive bonus program exists for any City that generates a certain share on percentage of the total gross sales within the County for the previous calendar year ending December 31st. The bonus shall be received by the City over the course of the following year in monthly increments and funded out of the County portion of the tax sharing allocation. For the avoidance of doubt, any one (1) City may qualify for no more than one (1) of the incentive levels described in Section 3.8 or its sub-sections in any given year. This program is to be effective as of and after January 1, 2016. The following is the gross sales ranges with the associated incentive bonus:

3.8.1 An additional sum total of 1.5% of the total estimated sales tax to be collected shall be allotted to the City when total gross sales rate for the City exceeds 20% of the total gross sales for the entire County.

3.8.2 An additional sum total of 3.0% of the total estimated sales tax to be collected shall be allotted to the City when total gross sales rate for the City exceeds 25% of total gross sales for the entire County.

3.8.3 An additional sum total of 4.5% of the total estimated sales tax to be collected shall be allotted to the City when total gross sales rate for the City exceeds 30% of total gross sales for the entire County.

SECTION 4: ROAD MILEAGE

4.1 A newly incorporated City shall submit to the County, the following:

4.1.1 A road map showing the publicly maintained roads within its corporate boundaries. The publicly maintained roads shall be highlighted and named.

4.1.1.1 Roads maintained by the State of Missouri shall not be counted.

4.1.2 A list of all publicly maintained roads and associated road mileage.

4.2 A newly incorporated City shall submit a road map and a list of all publicly maintained roads with associated road mileage in accordance with Section 4.1.1 and 4.1.2 to the County by October 31st following the date of incorporation.

4.2.1 Only publicly maintained roads previously inventoried by the County may be inventoried by the City.

4.2.2 The newly incorporated city's share of tax revenue shall become effective October 1st following the date of incorporation.

4.2.3 New incorporated cities shall be subject to the same regulations as those cities incorporated before October 31, 1986.

4.3 The summation of all of the road mileage for each City will be utilized in the "Tax Revenue Sharing Formula".

4.4 The City's total mileage of publicly maintained roads may only be updated every 5 years, or the next United States Decennial Census with the following exception:

4.4.1 Publicly maintained road mileage may be increased by annexation of additional area into the incorporated limits of the City. Only publicly maintained roads previously inventoried by the County may be added to the city inventory.

4.4.1.1 A revised road map of publicly maintained roads and a list of all publicly maintained roads with associated road mileage (clearly identifying the publicly maintained roads being added through annexation only) may be submitted yearly, no later than October 31st.

4.5 Private Roads accepted for maintenance by the City may not be added to the city's list of Publicly Maintained Roads until the next United States decennial census or five (5) years.

4.6 Redistribution of publicly maintained total road mileage between the City and the County due to annexation of additional areas by the City shall be effective January 1st each sales tax year.

SECTION 5: POPULATION

5.1 The City shall submit to the County Council the total number of its population within its incorporated limits.

5.2 The population shall be established by the most recent United States Decennial Census for the City.

5.3 The population number will be utilized in the "Tax Revenue Sharing Formula".

5.4 The total population of the City may only be updated by the next United States Decennial Census with the following exceptions:

5.4.1 The City may increase its population by annexing additional area into its corporate limits. The population within the annexed area shall be established by one of the two following methods:

5.4.1.1 Annexation report, if available.

5.4.1.2 Applying the following formula:

Population = persons per dwelling unit x number of dwelling units.

5.5 If the City was incorporated after the most recent Census report then its population shall be established by one of the two following methods:

5.5.1 Incorporation report, if available.

5.5.2 Applying the following formula:

Population = persons per dwelling unit x number of dwelling units.

5.6 The following terms have the following meanings as apply to Sections 5.4.1.2 and 5.5.2:

5.6.1 "Person per dwelling unit" shall be established by the most current Decennial Census of the United States Census Bureau according to the "Persons Per Dwelling Unit" established for each municipality.

5.6.2 "Number of Dwelling Units" shall be submitted by the municipality.

5.6.3 "Persons per Dwelling Unit" shall be established by the most current Decennial Census of the United States Census Bureau according to the "Person Per Dwelling Unit" established by appropriate census tract.

5.6.4 "Number of Dwelling Units" shall be submitted by the municipality per census tract.

5.7 The City's population number will be revised (for utilization in the tax revenue sharing formula) if the United States Decennial Census is officially revised by the Census Bureau.

5.7.1 The revised population number will become effective January 1st following the official publication of the population revision.

5.7.2 The City will not be eligible to claim from the County Capital Improvement Tax Fund, a retroactive increase in shares of tax revenue due to an increase in population.

5.7.3 The City will not be liable to reimburse the County Capital Improvement Tax Fund for a retroactive decrease in shares of tax revenue due to a decrease in population.

5.7.4 The City shall submit, yearly, no later than October 31st, a revised population number if the official Decennial Census was revised.

5.8 The City may submit a revised population number reflecting an increase in population (gained only through annexation), no later than October 31st yearly.

5.9 Redistribution of the population numbers between the City and the County due to annexation of additional area shall be effective January 1st of each year.

SECTION 6: COST ACCOUNTING

6.1 The cost of implementing capital improvements shall be accounted for in accordance with the following procedures:

6.2 Interest income earned by the investment of capital improvement money shall be expended only for approved defined road improvements.

6.3 The cost of third party construction and professional contracts plus the cost of administering these contracts by City personnel shall be reimbursable or directly payable.

6.3.1 The cost of administration of construction or professional contracts by City personnel shall be accounted for by the following formula:

6.3.1.1 Total Cost of Administration = Hours actually incurred x direct personnel expenses (DPE) for persons performing administrative tasks.

6.4 The cost of road improvements implemented by the City personnel shall be reimbursable.

6.5 The cost of materials is reimbursable or directly payable.

6.6 The costs of labor, supervision and administration are reimbursable and shall be calculated based on the following formulas:

6.6.1 Total cost of labor supervision and administration is equal to the product of hours actually worked by persons multiplied by direct personnel expenses (DPE).

6.6.1.1 Direct personnel expenses (DPE) is equal to direct salary cost multiplied by 1 plus the fringe benefit burden factor (FBBF)

6.7 The cost of equipment rental from private sources and fuel for rental equipment is reimbursable or directly payable.

6.8 The cost of extraordinary expenses such as the cost of high wear-out ground engaging components, such as hammers, drill bits, teeth, etc., are reimbursable or direct payable.

6.9 The cost of equipment owned and operated by the City (not purchased with capital improvement funds) which is utilized for approved road improvements is reimbursable.

6.10 The cost of equipment and operating expenses shall be calculated based on the following formulas:

6.10.1 In accordance with procedures established by the Missouri Highway and Transportation Commission. The most current "Rental Rate Blue Book", or designated equivalent, shall be utilized to calculate cost recovery (rental rates) and operating cost/hour, (estimated operating cost/hour) for equipment.

6.10.2 Cost recovery (rental rates) is dictated by the "Rental Rate Blue Book" by equipment manufacturer and model. Rates are calculated based on the year each model was discounted and are adjusted for climate and regional costs.

6.11 Fringe Benefit Burden Factor (FBBF) is defined as: total cost of municipal fringe benefits as defined for the municipality's last fiscal year divided by total Gross Payroll of the municipality for the last fiscal year.

6.11.1 Fringe benefits include: FICA, FUTA, vacation, sick pay, holidays, workman's compensation insurance, health insurance, pension benefits, etc.

6.12 Operating cost/hour shall be calculated based on the actual number of hours a particular piece of equipment is operated.

6.13 Equipment purchased by the City with capital improvement funds shall not be eligible for cost recovery.

6.14 Equipment purchased by the City with capital improvement funds shall be eligible to account for operating cost/hour.

SECTION 7: TAX REVENUE SHARE ALLOCATION AND DISBURSEMENT PROCEDURE

7.1 The County shall, upon receiving tax revenue from the State of Missouri, deposit the revenue into the County Capital Improvement Fund Account.

7.2 Shares of the fund shall be allocated to each program participating city and the County in accordance with the Tax Revenue Sharing Formula.

7.2.1 Interest accrued on the tax fund shall be credited to each City's account and the County's account

7.2.2 Each program participating City and the County shall receive a monthly tax revenue share statement.

7.3 The City shall submit to the Department of Public Works, payment requests for capital improvements made the previous period.

7.3.1 The City shall submit online payment requests using the following link: <https://jeffcomo.seamlessdocs.com/f/PWCityReimburse>.

7.3.1.1 An instructional guide to completing the web-based Reimbursement Request Form shall be provided by the Department of Public Works.

7.3.1.2 Each project or other capital improvement payment request shall provide proof to the County that a competitive bidding process was followed by one of the following methods:

- (1) For equipment purchases, the City shall provide a copy of an approved form of legislation (i.e. City Ordinance, etc.) supporting the award, or written quotes from two (2) or more vendors/suppliers and a written explanation for award to the chosen company.
- (2) For State or Federally funded infrastructure projects, the City shall provide a copy of an approved form of legislation (i.e. City Ordinance, approved funding agency agreement, etc.) supporting the award. This is only a requirement for the first invoicing of each project milestone (ex. consultant services, right of way acquisition and construction).
- (3) For locally funded infrastructure projects, the City shall provide a copy of an approved form of legislation (i.e. City Ordinance, etc.) supporting the award or written quotes from two (2) or more consultants/contractors/etc. and a written explanation for award to the chosen company. This is only a requirement for the first invoicing of each project milestone (ex. consultant services, right of way acquisition and construction).

7.3.2 The County Engineer shall ascertain if the request is eligible for reimbursement.

7.3.3 The County Engineer shall then submit an Ordinance to the County Council for a recommendation of approval or denial of any reimbursement requests received by noon on the Monday prior to the next regular meeting of the County Council.

7.3.4 The City shall submit payment requests only for capital improvements and projects previously submitted to the County and approved for eligibility.

7.3.5 Requests for payment received by noon on the Monday prior to the next County Council regular meeting agenda deadline, as established by the Director of Administration, will be processed for payment upon final execution of the approved Ordinance.

7.3.5.1 Payments shall be made directly to the issuer of the invoice.

This Agreement, containing seven (7) sections, represents the complete understanding of the parties to the Agreement. No changes shall be made to this Agreement except in writing and approved by the parties. This Agreement shall be subject to renewal at the end of the sales tax year.

This Agreement shall be in full force and effect after its passage by the Jefferson County, Missouri, Council and the City through **December 31, 2017** and is subject to renewal thereafter upon mutual agreement of the parties.

Both County and the City have adopted an appropriate resolution, order or ordinance authorizing the execution of this Agreement.

JEFFERSON COUNTY, MISSOURI:

By: _____
Kenneth B. Waller, Jefferson County, Missouri, Executive

Attest:

Wes Wagner, County Clerk

By: _____
Deputy County Clerk

Approved as to form:

Carl W. Yates III, County Counselor

CITY OF _____, MISSOURI:

By: _____
Chief elected official

Title

Attest:

Clerk

**CITY OF ARNOLD
AGENDA ITEM SUMMARY**

AGENDA ITEM

7-B

NAME OF TOPIC/PROJECT: A resolution requesting bidding procedures be waived and authorizing the Mayor to execute a contract with Sawyer Mailing Systems for the five-year lease of an IH700 postage machine and M5500 folder/insertor.

SUMMARY EXPLANATION: This resolution authorizes the Mayor to execute a contract with Sawyer Mailing Systems.

RECOMMENDED ACTION: **APPROVAL.**

Why is this action necessary? The Council must approve contracts.

What does this action accomplish? This lease provides the City with new equipment & new features at a rate comparable to the current lease.

Positive impacts and to whom? N/A

Negative impacts and to whom? N/A

ADDITIONAL COMMENTS:

SUMMARY OF VENDOR/CONSULTANT/CONTRACTOR

Name: Sawyer Mailing Systems **Previous city contracts:** Yes

Transaction amount: \$ 4,854.72 for 1st 12-months; \$5,574.72 for each of the remaining 4 years

Transaction type: 5-year Lease contract

Comments:

RESOLUTION NO. 16-63

A RESOLUTION WAIVING BID PROCEDURES AND AUTHORIZING THE
MAYOR TO ENTER INTO A CONTRACT WITH SAWYER MAILING SYSTEMS
FOR THE FIVE-YEAR LEASE OF A NEOPOST POSTAGE MACHINE AND
FOLDING/INSERTER MACHINE.

WHEREAS, Neopost is a NJPA Cooperative participating vendor which offering competitively bid products; and

WHEREAS, Neopost has been awarded the State of Missouri statewide bid (Contract #C112169002) and the usage of a lease agreement has been included in the contracts for Political subdivisions participating in the Missouri Cooperative Procurement Program; and

WHEREAS, Sawyer Mailing Systems, the local Neopost representative, has provided excellent service during the previous contract period;

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

That normal bidding procedures are waived and that the Mayor be, and is hereby authorized to enter into a contract with Sawyer Mailing Systems for the five-year lease of an IH700 mailing system and M5500 folder/insertor.

A copy of said contract is attached hereto and made a part hereof reference.

Presiding Officer of the City Council

Mayor Ron Counts

ATTEST:

City Clerk, Tammi Casey

Date: _____

Section (A) Office Information

Office Number: 6147	Office Name: Sawyer Mailing Systems	Office Phone #: 636 227 1090	Date Submitted:
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Section (B) Billing Information

Company Name (Full legal name): City of Arnold		
DBA:		
Billing Address: 2101 Jeffco Blvd		
Billing City: Arnold	State: MO	ZIP Code + 4: 63010
Billing Contact Name: Jeanett Yount	Contact Phone Number: 636-282-6663	
Billing Contact Title:	Contact Fax Number:	
Billing Contact email Address:	Purchase Order Number:	

Section (C) Installation Information (if different than Billing Information)

Company Name (Full legal name): same		
Installation Address (No PO Boxes or General Delivery):		
Installation City:	State:	ZIP Code + 4:
Installation Contact Name:	Phone Number:	
Installation Contact Title:	Fax Number:	
Installation Contact email Address:		
Main Post Office Name / Mail Drop off:	Post office 5-Digit ZIP Code:	

Section (D) Products

	Quantity	Model / Part Number	Description (Include Serial Number, if applicable) <input type="checkbox"/> See additional listed products on attached continuation schedule.
1	1	IH700SYSM	Fully-Automatic Mailing System
2	1	IHWP10	Ten Pound Weighing Platform
3	1	IHCATCH TRAY	Adjustable Catch Tray
4	1	M5500 Three Station Folding Inserting Sys	NASPO/WSCA # ADSP011-000004114-4

Section (E) Lease Payment Information & Lease Payment Schedule

Tax Status: Taxable <input checked="" type="checkbox"/> Tax-Exempt (Certificate attached) Billing Frequency: <input type="checkbox"/> Monthly <input checked="" type="checkbox"/> Quarterly Billing Method: <input type="checkbox"/> Standard	Period	# of Months	Monthly Payment (plus applicable taxes)
	First	12	\$404.56
	Next	48	\$464.56
	Next		
	Next		
Current Lease Number: H12031752 Forgiven		<input type="checkbox"/> ACH (Customer to submit authorization form)	

Section (F) Postage Meter & Postage Funding Information

Meter Model: IH700	Machine Model: IH700
Postage Funding Method: <input type="checkbox"/> Bill Me <input type="checkbox"/> Prepay By Check <input type="checkbox"/> ACH Debit (Customer to submit authorization form)	Postage Funding Account: <input type="checkbox"/> New <input checked="" type="checkbox"/> Existing Account TMS Account # <u>115447</u> POC Account # _____
Service Products (Check all that apply) <input checked="" type="checkbox"/> Online Postal Rates iMeter™ App (SP10) <input type="checkbox"/> Online Postal Expense Manager iMeter™ App (SP20/NeoStats) <input type="checkbox"/> Online E-Services iMeter™ App (SP30) <input type="checkbox"/> Online E-Services with Electronic Return Receipt iMeter™ App (SP35) <input type="checkbox"/> NeoShip BASIC – Requires NeoFunds/TotalFunds (EP70) <input type="checkbox"/> NeoShip PLUS – Requires NeoFunds/TotalFunds (EP70PLUS) <input type="checkbox"/> NeoShip ADVANCED - Requires NeoFunds/TotalFunds (NEOSHIPADV) <input type="checkbox"/> NeoShip Install & User Guide (EP70GUIDES) <input type="checkbox"/> RunMyMail <input checked="" type="checkbox"/> Maintenance (provided by your authorized office) <input checked="" type="checkbox"/> Installation & Training (provided by your authorized office) <input type="checkbox"/> Annual Software Support (Maintenance) Covered Product:	

Section (G) Approval

Existing customers who currently fund the Postage account by ACH Debit will not be converted to NeoFunds/TotalFunds unless initialed here _____.

This document consists of a Product Lease ("Lease") with MailFinance Inc.; and a Postage Meter Rental Agreement ("Rental Agreement"), and an Online Services and Software Agreement with Neopost USA Inc.; and a NeoFunds/TotalFunds Account Agreement with Mailroom Finance, Inc. Your signature constitutes an offer to enter into the Lease and, if applicable, the other agreements, and acknowledges that you have received, read, and agree to all applicable terms and conditions (version DealerLease-V04-16.pdf, and that you are authorized to sign the agreements on behalf of the customer identified above. The applicable agreements will become binding on the companies identified above only after an authorized individual accepts your offer by signing below, or when the equipment is shipped to you.

Authorized Signature _____	Print Name and Title _____	Date Accepted _____
Accepted by Neopost USA and its Affiliates _____		Date Accepted _____

RESOLUTION NO. 16-64

A RESOLUTION APPROVING A SCOPE OF SERVICES AGREEMENT WITH THE ARNOLD
CHAMBER OF COMMERCE

WHEREAS, the City of Arnold from time to time enters into agreements with contractors, consultants, and service providers to perform various services for the City, and

WHEREAS, the Arnold Chamber of Commerce has the skills, expertise and experience to assist the City in the execution of the goals contemplated in this Agreement;

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

Section1. The attached Scope of Services agreement between the City of Arnold and the Arnold Chamber of Commerce is hereby approved.

Presiding Officer of the City Council

Mayor Ron Counts

ATTEST:

City Clerk Tammi Casey

Date _____

SCOPE OF SERVICES AGREEMENT

between

CITY OF ARNOLD, MO

and

ARNOLD CHAMBER OF COMMERCE

This agreement is by and between the City of Arnold, Missouri (“the City”) a city of the third class located in Jefferson County, Missouri and with principal offices at 2101 Jeffco Boulevard, Arnold, Missouri 63010, and the Arnold Chamber of Commerce (“the Consultant”), a Missouri not-for-profit corporation, with offices at 110 Richardson Crossing, Arnold, Missouri 63010.

I. Scope of Services

The Arnold Chamber of Commerce will assist the City of Arnold in local marketing, tourism and advertising efforts on behalf of the City. Such efforts may include, but are not limited to, the following:

1. The production of coupons pages, promotional items, e-mail blasts and other business specific marketing pieces drawn from Chamber membership and Arnold business.
2. Assist in the promotion of the Rickman Concert Series, Annual Arnold Golf Tournament and other city festival events and attractions as able.
3. Advertisement of Arnold Recreation Center, Pomme Creek and City sponsored events on the Chamber website or through email communications
4. Partner in the production and distribution of relocation/new resident and visitor informational Packet.
5. Assist in the propagation of a new resident and new business listing provided monthly/quarterly by the City to interested Chamber Members.
6. Update and produce up to 1,000 city brochures for economic development, relocation and travel.
7. Develop and implement a Look Local campaign with half page color ads promoting Arnold businesses on a quarterly basis beginning with the execution of the contract agreement.

II. General Provisions

1. Nothing in this Agreement shall act to create an employment relationship with

any employee, independent contractor or service provider to the Chamber.

2. These services shall be provided at the discretion and direction of the Chamber, and the City is neither entitled to nor shall provide for the supervision of any service performed.
3. The City staff shall not perform services for the Chamber except in cooperation in fulfilling services as outlined in Section I "Scope of Services" herein.
4. The cumulative direct and indirect costs to the Chamber of providing these services to the City shall not exceed the amount paid by the City. The Chamber shall provide an accounting of any direct or indirect costs at the request of the City.

III. Duration

This Agreement shall be in full force and effect from the date of the execution of the Resolution authorizing the Mayor to execute this Agreement and receipt of payment by the Chamber and shall expire one year after the effective date.

IV. Fees

In consideration of the services to be rendered under this Agreement, it is agreed that the Chamber will be compensated for services rendered as follows: Designated Economic Development Funds of (\$10,000.00) to be distributed in an annual payment for fiscal year 2016/2017 to be paid upon acceptance of contract and upon receipt of invoice.

In witness whereof, each party hereto, by their respective and duly authorized officers or representatives, has each executed this Agreement, effective as identified above.

ARNOLD CHAMBER OF COMMERCE

President

CITY OF ARNOLD

Ron Counts, Mayor

ATTEST:

Tammi Casey, City Clerk

RESOLUTION NO: 16-65

A RESOLUTION APPROVING A CONTRACT WITH JEFFCO EXPRESS.

WHEREAS, Jeffco Express provides bus service in Arnold; and

WHEREAS, this service is the only means of transportation for some Arnold residents; and

WHEREAS, Jeffco Express is starting a second bus route in Arnold on January 1, 2017;

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

Section 1. The attached contract with Jeffco Express is hereby approved and the Mayor is authorized to sign it on behalf of the City.

Presiding Officer of the City Council

Mayor Ron Counts

ATTEST:

City Clerk Tammi Casey

Date: _____



Jefferson County Community Partnership

The **Mission** of JCCP is to achieve positive results in Jefferson County by identifying concerns, locating resources and facilitating change through community collaboration.

Contract for Reimbursement of Cash Match for JeffCo Express Services

City of Arnold

The City of Arnold is pleased to support the Jefferson County Community Partnership (JCCP) and the JeffCo Express. We are interested in partnering together to expand transportation options and increase access to affordable, flexible transportation for persons with developmental disabilities as well as the entire population in Jefferson County.

SCOPE OF SERVICE: JCCP, doing business as the JeffCo Express, in exchange for the City of Arnold's commitment to provide the cash match funds to enable JCCP to draw down on a Federal Transportation Administration transportation grant, JCCP shall provide a second dedicated deviated fixed route bus service to the City of Arnold, for a 36 month period commencing January 1, 2017 to December 31, 2019. Service will be in operation Monday through Friday 7:00 am to 6:00 pm with operation times subject to minor variations based upon route and or deviation needs.

REIMBURSEMENT:

(A) NET OPERATING COST: The City of Arnold shall reimburse Jefferson County Community Partnership for 50% of the net operating costs to be used as cash match to draw down on a Federal Transportation Administration transportation grant awarded to the JCCP by East-West Gateway Council of Governments and administered by Metro Transit. In no event shall the total amount reimbursed by the City of Arnold for net operating costs exceed \$63,860.00 for 2017, \$65,775.00 for 2018 and \$67,749 for 2019.

JCCP will seek grant funding to fully or partially offset the City of Arnold's 50% match. If JCCP is successful then the City's reimbursement shall be reduced accordingly.

(B) REIMBURSEMENT CONDITIONS:

- (1) Funds made available to JCCP are subject to appropriations made by the City of Arnold. The maximum payment by the City of Arnold on any monthly or quarterly requests and in the aggregate, when added to federal operating and or capital assistance funds available and applied to the same operating and or capital period, shall not cause the total of local and federal operating and or capital assistance to exceed the amount of federal operating and or capital assistance for which the JCCP has qualified.
- (2) Financial summaries provided to the City of Arnold must include a certification that costs have been incurred in the performance of the contract and a record of actual costs. In this case it will mean a copy of the invoice JCCP receives from OATS Inc., and has paid said invoice.

- (3) Reimbursement will be made by the City of Arnold each month upon submission of the appropriate verification to include detailed costs, revenues, and operating loss.
- (4) Requisitions requesting reimbursement for operating expenses shall be in accordance with the approved operating budget.
- (5) Requisitions requesting reimbursement for capital expenses shall be in accordance with the approved estimated capital project budget.
- (6) JCCP shall not be reimbursed for any expenses incurred prior to or after the project period.

AMENDMENTS: Any change in this agreement, whether by modification or supplementation, must be accomplished by a formal contract amendment signed and approved by the duly authorized representative for Jefferson County Community Partnership and the City of Arnold.

TERMINATION: This agreement may be terminated upon any of the following conditions:

(A) If, for any cause, the JCCP, doing business as the JeffCo Express shall fail to fulfill in a timely manner its obligations under this agreement the City of Arnold shall have the right to terminate this agreement if such default or violation is not corrected within twenty (20) days after written notice is sent to the JCCP describing such violation or default.

(B) The City of Arnold may terminate this agreement without recourse in the event that, for any reason, federal funds are not appropriated, allotted, or available to the JCCP for the purpose of meeting the JCCP's obligation hereunder. The City of Arnold will provide written notice of such termination to the JCCP at least five (5) days prior to the effective date of termination.

(C) Either party may terminate this agreement at any time by giving written notice to the other party of such termination and specifying the effective date of termination. Such written notice must be mailed at least sixty (60) days in advance of such termination date.

LAWS OF MISSOURI TO GOVERN: This agreement shall be construed according to the laws of the State of Missouri. JCCP shall comply with all local, state and federal laws and regulations relating to the performance of this agreement.

VENUE: It is agreed by both parties that any action at law, suit in equity, or other judicial proceeding to enforce or construe this agreement, or regarding its alleged breach, shall be instituted only in the Circuit Court of Jefferson County, Missouri.

CONFIDENTIALITY: The JCCP shall not disclose to third parties confidential factual matter provided by the City of Arnold except as may be required by statute, ordinance, or order of court, or as authorized by the City of Arnold. JCCP shall notify the City of Arnold immediately of any request for such information.

IN WITNESS WHEREOF, the parties have entered into this agreement on the last date written below.

Executed by JCCP, doing business as JeffCo Express this _____ day of _____, 2016.

Executed by the City of Arnold this _____ day of _____, 2016.

City of Arnold

Jefferson County Community Partnership

By _____

By _____

Title _____

Title _____

Attest:

Attest:

By _____

By _____

Title _____

Title _____

Approved as to Form:

City of Arnold Attorney

RESOLUTION NO: 16-66

A RESOLUTION APPOINTING CHRISTOPHER KELLER FORD TO THE
TOURISM COMMISSION TO SERVE THE REMAINDER OF A THREE
YEAR TERM

BE IT RESOLVED by the Council of the City of Arnold, Missouri, that Christopher Keller Ford is hereby appointed to serve the remainder of a three-year term, terminating on December 31, 2018 or until a successor has been appointed and qualified.

Presiding Officer of the City Council

Mayor Ron Counts

City Clerk Tammi Casey

Date: _____

October 20, 2016

Z:\CITYDOCS\RESOLUTN\16-66 Tourism Commission 2016.doc

EXPERIENCE

Fortune Bank

Assistant Vice President-Commercial Loan Officer

January 2015-Present

- Originate commercial real estate mortgages for properties throughout St. Louis and the surrounding areas. Property types include multi-family, retail, industrial, office, medical office, etc. Lending products include fixed rate, floating rate, lines of credit, and construction loans.

Fortune Bank

Credit Analyst

February 2014-Jan.2015

- Analyzes and monitors risk in the commercial loan portfolio and underwrites and structures commercial loan transactions for commercial real estate, lines of credit, letters of credit, acquisition, equipment, and many other loan needs

EDUCATION

Arkansas Tech University, Russellville, AR
Bachelor Degree Professional Studies
Graduated Magna cum Laude May of 2011

University of Central Arkansas, Conway, AR
Business: Finance

Crowley's Ridge Academy High School, Paragould, AR

Additional Information:

Arnold Rotary Member June 2014-Present

Jefferson County Foundation Board March 2016-Present

Midwest Easter Seals Volunteer

**A RESOLUTION ENCOURAGING THE JEFFERSON COUNTY COUNCIL TO
ESTABLISH A PRESCRIPTION DRUG MONITORING PROGRAM.**

WHEREAS, more than 10 million people in the United States over age 12 reported nonmedical use of prescription opiates (constituting abuse of such opiates) in 2014; and

WHEREAS, 86% of heroin users became addicted to prescription opiates before beginning to use heroin; and

WHEREAS, Jefferson County has the second-highest rate per capita of heroin-involved accidental deaths in the State of Missouri; and

WHEREAS, more people die from heroin than from violent crime in the St. Louis, MO region; and twice as many people die in the United States from prescription opioids versus deaths from heroin; and

WHEREAS, Prescription Drug Monitoring Programs (PDMPs) have been found to be effective at reducing abuse of prescription opioids, “doctor shopping”, “pharmacy shopping” and other related behaviors in the 49 U.S. states where they have been implemented, resulting in decreased overdose and death rates from both opioid and heroin abuse; and

WHEREAS, efforts to pass a Prescription Drug Monitoring Law in the Missouri Legislature have failed for the last three years due to the objections of a single Senator;

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

Section 1. This Council finds that abuse of opioid prescription drugs and heroin constitutes a threat to public health and safety that requires prompt attention.

Section 2. Participation in the PDMP system is currently the best means by which to combat this threat.

Section 3. This Council strongly encourages the Jefferson County Council to pass, without delay, an ordinance to establish a PDMP in Jefferson County, either by joining St. Louis County’s system or any other system that is beneficial to all residents, so that our City and other Jefferson County municipalities can opt in to such system, and consistent and effective rules will prevail throughout the region.

Presiding Officer of the City Council

Mayor Ron Counts

ATTEST:

City Clerk Tammi Casey

Date: _____