

City of Arnold, Missouri

**Council Meeting
Council Chambers**

**October 4, 2007
7:30 p.m.**

Agenda

1. Pledge of Allegiance
2. Opening Prayer
3. Roll Call
4. Acceptance Of Minutes: **September 20, 2007**
5. Acceptance Of Warrants: **Payroll Warrant # 1013; General Warrant #5460**
6. Business From the Floor
7. Ordinances
 - A. Bill No. 2271:** An Ordinance Accepting the Terms and Conditions of the Commercial Mobile Radio Services Class Action Litigation.
8. Resolutions
 - A. Resolution No. 07-51:** A Resolution Re-Appointing Carol Schwalbert to the Board of Personnel Review for a 3-Year Term.
 - B. Resolution No. 07-52:** A Resolution Re-Appointing Tom Whitehead to the Board of Personnel Review for a 3-Year Term.
 - C. Resolution No. 07-53:** A Resolution Awarding a Contract for the Construction of Grace Drive Neighborhood Improvement District.
9. Motions
 - None**
10. New Business
11. Old Business
12. Committee Reports
13. Reports from Mayor and Council

14. Administrative Reports

A. 2007-53, Wal-Mart Seasonal Storage Containers, Conditional Use Permit.

15. Adjournment

Next Work Session Meeting: October 11th at 7:00 p.m.
Next Regular Council Meeting: October 18th at 7:30 p.m.

September 21, 2007
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REGULAR MEETING

OCTOBER 4, 2007

COUNCIL CHAMBERS

2101 JEFFCO BLVD

7:33 PM

Mayor Mark Powell called the meeting to order at 7:33 p.m. Opening prayer was a silent prayer. Those present per roll call taken by City Clerk Diane Waller: Powell, Amato, Deckman, Ems, Cooley, Vinson, Crisler, Moritz, Brazeal, Unrein, Waller, Holden, Hall, Boone, Sweeney, Shockey, and Blue.

ACCEPTANCE OF THE MINUTES:

Al Ems moved to accept the minutes of the September 20, 2007 meeting as amended if there are no other deletions, errors, or corrections. Seconded by Butch Cooley. Roll call vote: Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; Brazeal, yes; 8 yeas, motion carried.

ACCEPTANCE OF THE WARRANTS:

City Clerk Diane Waller read payroll warrant #1013. Joyce Deckman moved to pay payroll warrant #1013 pay period ending September 21, 2007 in the amount of \$235,390.27 if the monies are available. Seconded by Randy Crisler. Roll call vote: Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; Brazeal, yes; 8 yeas, motion carried.

City Clerk Diane Waller read general warrant #5460. Butch Cooley moved to pay general warrant #5460 in the amount of \$1,561,422.73 if the monies are available. Seconded by Al Ems. Roll call vote: Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes, Brazeal, yes; 8 yeas, motion carried.

BUSINESS FROM THE FLOOR:

Lloyd Rodgers, 861 Morningside, praised the Arnold Police Department for their assistance in his subdivision. Said he was grateful and appreciative of the Chief and officers.

Jan Siener, 2676 Denacre, representing the Act Now Rescue organization working with families doing fostering for dogs read a prepared statement asking the city to reconsider the limits when restricting the number of dogs per household.

Also talked about an upcoming Canine Carnival October 21, 2007 where there will be a dog costume competition. She requested the Mayor be a judge. Mayor advised her to contact City Hall with the details.

Sue Rhoades, 1467 Wayne, asked city to consider changing our limit laws on number of animals. Read a prepared statement to that effect.

ORDINANCES

Bill #2271 AN ORDINANCE ACCEPTING THE TERMS AND CONDITIONS OF THE COMMERCIAL MOBILE RADIO SERVICES CLASS ACTION LITIGATION” was read twice by City Clerk Diane Waller. Roll call vote: Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes, Brazeal, yes; 8 yeas, ordinance passed.

RESOLUTIONS

Resolution No. 07-51 RESOLUTION RE-APPOINTING CAROL SCHWALBERT TO THE BOARD OF PERSONNEL REVIEW FOR A THREE YEAR TERM was offered by John Brazeal. He then so moved. Seconded by Phil Amato. Roll call vote: Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes, Brazeal, yes; 8 yeas, motion carried.

Resolution No. 07-52 A RESOLUTION RE-APPOINTING TOM WHITEHEAD TO THE BOARD OF PERSONNEL REVIEW FOR A THREE YEAR TERM was offered by Phil Amato. He then so moved. Seconded by Joyce Deckman. Roll call vote: Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes, Brazeal, yes; 8 yeas, resolution passed.

Resolution No. 07-53 A RESOLUTION AWARDING A CONSTRUCTION CONTRACT TO DURASEAL PAVING CONSTRUCTION, INC. FOR THE GRACE DRIVE NEIGHBORHOOD IMPROVEMENT DISTRICT was offered by John Brazeal. He then so moved. Seconded by Bill Moritz. Roll call vote: Moritz, yes; Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, no; Crisler, yes; Brazeal, yes; 8 yeas, resolution passed.

NEW OR OLD BUSINESS

Al Ems questioned the status of the commemorative plaques that were to be made honoring those originally appointed by the county as city officials when the city first began. These are in the process of being made, as council had directed – one to be placed in City Hall and one at the Library.

Al Ems also stated the city's fireworks ordinance had been violated as Fox High School used fireworks repeatedly during last Friday night's football game.

Bill Moritz referred to articles in the September edition of the Missouri Municipal Review Magazine and encouraged all to read the article about the city of Independence neighborhood cleanup program and another on reckless owners/dangerous dogs.

Al Ems shared that about 4 years ago, with the help of our trash haulers, Ward 4 residents participated and cleaned up their neighborhoods.

Phil Amato questioned the storm water grant for Woodridge and the upcoming deadline closing in. Asked council for permission to seek RFPs and maybe form an NID for this stormwater project. Discussion.

Amato then offered a **motion to authorize staff to solicit proposals and do a Request For Proposals for the final engineering for the Woodridge project**. Seconded by Joyce Deckman. Roll call vote: Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; Brazeal, yes; 8 yeas, motion carried.

Paul Vinson brought up the subject of dog fostering and promoting volunteerism. He would like to see a way to allow fostering in the city. Suggested a possible permit application. He indicated if someone would make a motion to direct staff to be creative and provide potential information, he would second the motion. Discussion followed.

Randy Crisler offered a **motion to direct staff to be creative in finding a way to provide dog fostering, prepare potential information and bring back to council** for more discussion. Seconded by Paul Vinson. Roll call vote: Amato, no; Deckman, no; Ems, no; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; Brazeal, no; 4 yes, 4 nays. Mayor broke tie with a yes vote. This will allow staff to take a look at this.

Randy Crisler stated this Tuesday the Chamber of Commerce will meet regarding the sharing of the Parks Department Building which is now occupied by the Arnold Historical Society.

COMMITTEE REPORTS

There were no reports.

REPORTS FROM MAYOR AND COUNCIL

Ward 4 – Butch Cooley – Asked Linda Poor to provide a brief report on the recent Arnold Days Car Show. She then stated it was well attended and raised about \$3000 for the Dare Program. Butch thanked John Brazeal for his assistance this year and all others involved.

Ward 1 – Paul Vinson – Complained about the short traffic light at 141 and Jeffco and asked if MoDot could be contacted. He was told MoDot has been contacted previously and the timing meets their requirements. He also referred to the light at Starling and Jeffco and would like that addressed. Mayor will ask MoDot to study these issues to see if anything can be done.

Ward 4 – Al Ems – Reported the Rickman Series appears to be off to a good start. Also thanked all departments that have helped him.

Ward 1 – Randy Crisler – Added the recent George Jones concert was enjoyed by the 1500 fans in attendance. Also stated the Starling Road traffic is horrible as a result of the short light at Jeffco and something needs to be done. Thanked Patrick Martin of the Leader for defending Jefferson County in his cartoon and editorial in today's Leader.

Ward 2 – John Brazeal – No Report

Ward 3 – Joyce Deckman – Stated she had attended the MEAAA conference and provided a handout to all council in their mailboxes regarding a slide show they presented.

Ward 2 – Bill Moritz – Reported he has received phone calls and e-mails regarding the Strawberry Ridge improvements.

Ward 3 - Phil Amato – Requested the Mayor include some traffic count numbers in his letter to MoDot regarding the timing of the light at Starling and Jeffco. Also shared he had met Gary Markenson, Executive Director of the MML, at the recent MML Conference and relayed that the state is watching Arnold's activity and leading the way for other municipalities in many of our activities.

Mayor Powell – Stated he had been in Branson and was bragging about our concerts and how affordable they are when compared to Branson pricing.

Mayor apologized for not addressing the Conditional Use Permit (2007-53 Wal-Mart Seasonal Storage Containers) earlier in the meeting as the applicant was in the audience. No objections were voiced by Council so it stands approved.

Bob Sweeney – No Report

Matt Unrein – No Report

Diane Waller – No Report

Scott Gowan – No report

Greg Hall – Reported the concert series is so successful as a result of Gina Sokolich's hard work. The community is also becoming active with sponsorships and assisting with food, vehicles etc.

Mary Holden - No report

Jeff Blue – Gave an update on the tunnel project and anticipates completion soon.

Susie Boone – Gave an update on many Parks Department activities. Stated the rec center is very busy and could use more work out equipment, specifically 4 more treadmills and 1 elliptical. This could be done with a \$450 a month lease for 36 months. Phil Amato offered a motion to allow budget adjustment and award a no bid contract for this equipment at the Rec Center. Seconded by Joyce Deckman. Roll call vote: Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; Brazeal, yes; 8 yeas, motion carried.

Chief Shockey – Announced Sonya Adams has left the department and her dog Colby will be retired with her. City will need to find a way to fund and replace this dog. Joyce questioned the cost involved. Chief replied it will cost between \$6000 and \$10,000 to buy and train a new dog. Because of the age of Colby it would not be feasible to retrain with another officer.

A motion to adjourn was offered by Al Ems.
Seconded by Randy Crisler. Voice vote: 8 yeas, motion carried.

Meeting adjourned at 8:39 pm.

Respectfully submitted,

City Clerk