

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

The Pledge of Allegiance was recited.

Paul Rodenroth offered the opening prayer.

Mayor asked for a moment of silence for the family of Police Officer Beutenmiller, for the loss of their son.

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

Bill Moritz offered a **motion to amend agenda to move Resolution No. 11-56 to this part of the meeting.** Seconded by Sandra Kownacki. Roll call vote: Moritz, yes; Amato, no; Freese, yes; Kownacki, yes; Moss, yes; Borgelt (excused); Lang, yes; 5 yeas, 1 nay. **motion carried.**

Resolution No. 11-56 – A RESOLUTION AUTHORIZING THE MAYOR TO APPOINT JEFF FITTER TO THE CITY COUNCIL TO COMPLETE THE UNEXPIRED TERM OF JIM EDWARDS. Bill Moritz offered a motion and so moved. Seconded by Cricky Lang. Roll call vote: Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt (excused); Lang, yes; 6 yeas. **Motion carried.**

City Clerk Diane Waller then swore Mr. Fitter in and he took his place on the dais.

ACCEPTANCE OF MINUTES:

Paul Freese moved **to accept the minutes of the September 15, 2011 meeting** if there were no deletions, errors or corrections. Bill Moritz then seconded the motion. Roll call vote: Moritz, yes; Amato, yes; Freese yes; Kownacki, yes; Moss, yes; Borgelt (excused); Lang, yes; 6 yeas. **Motion carried.**

Diane failed to include Mr. Fitter in the roll call and Attorney advised roll call should be amended so Mr. Fitter could vote. He chose to abstain for these minutes.

ACCEPTANCE OF WARRANTS:

City Clerk Diane Waller read **Payroll Warrant #1117.** Cricky Lang moved **to pay Payroll Warrant #1117 in the amount of \$254,428.55** if the monies are available. Seconded by Bill Moritz. Roll call vote: Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt (excused) Lang, yes; Fitter, yes; 7 yeas. **Motion carried.**

There was an outburst from someone in the audience who was told the procedure for speaking and she was out of order. She was instructed she would be removed from the chamber if she continued to speak out.

City Clerk Diane Waller read **General Warrant #5556**. Cricky Lang moved **to pay General Warrant #5556 in the amount of \$593,631.12** if the monies are available. Seconded by Paul Freese. Roll call vote: Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt (excused); Lang, yes; Fitter, yes; 7 yeas. **Motion carried.**

BUSINESS FROM THE FLOOR:

Cindy Nuspl, 2486 Cedar Lane in Ozark Park Mobile Home Court, questioned the ineligibility of the residents to get the trash rebate and expressed her disappointment. She asked council to review as she feels the residents need this money and should still get it.

Lisa Schall, 2483 Cedar Lane in Ozark Park Mobile Home Court, stated she was a displaced worker and she hoped the Rec Center could adjust the fees to make others regardless of age, eligible for a discount.

Mr. Amato, Mr. Moritz, Ms. Boone and Mr. Unrein stated city was looking at some new rate structures and there may also be membership scholarships available.

Penny Anne Schoonover, 2315 Grant, asked if the council could consider a ban on smoking in taxicabs. She also asked what was going to be done to widen Old Lemay Ferry from 141 to Richardson Road as the increased traffic has made it more dangerous.

Paul Freese asked if the agenda could be amended again to move the Conditional Use Permit forward as applicants were in the audience. Paul Freese offered **a motion to amend agenda to bring CUP 2011-25 to this part of the meeting** and so moved. Seconded by Bill Moritz. Roll call vote: Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt (excused), Lang, yes; Fitter, yes; 7 yeas. **Motion carried.**

Mary Holden spoke briefly about the Conditional Use Permit to allow an educational facility at 140 Richardson Crossing. P & Z recommends approval. If there are no objections, it stands approved.

A few comments were made by Mr. Freese welcoming them and Mr. Moritz asked questions about their mechanical licensing. No objections were voiced so permit stands approved.

ORDINANCES:**BILL NO. 2482 AN ORDINANCE AUTHORIZING THE EXECUTION OF A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF ARNOLD AND DUNCAN AVENUE PROPERTIES .**

Mr. Unrein stated the agreement was in draft form and not attached so it would be forthcoming. David Glarner, representing the developer, located at 1701 Mackland in St. Louis Mo., spoke and provided background on the proposed CVS store to be located in Arnold. He also shared the impact this would have for Arnold. However, there were three things needed to make it happen – public funds to fund road improvements, establish a TDD, and the ability to use eminent domain, if necessary. He did not feel it would come to that as current adjoining property owners are agreeable, but needed the assurance, in case.

Council members discussed their concerns and attorney addressed them. Bill Moritz explained how no one will be displaced if eminent domain is needed. There are challenging road conditions and this will improve that area. Mr. Unrein explained how this is the first leg in the connector road and the bill would only be read once tonight. After the agreement is presented and council has reviewed, then the second reading and vote would take place October 20th. Mr. Moss had concerns since city has an ordinance regarding eminent domain and attorney assured him that ordinance is inapplicable as this is for public use, not private use.

City Clerk Diane Waller read Bill No. 2482 one time.

The proposed design was shown to those present in the audience.

BILL NO. 2483 – had previously been removed from agenda.

BILL NO. 2484 AN ORDINANCE AMMENDING SECTION 23-23.3 OF THE CODE OF ORDINANCES KNOWN AS “SCHEDULE C OF THE TRAFFIC CODE” RELATING TO PARKING PROHIBITED AT ALL TIMES ON CERTAIN STREETS was read twice by City Clerk Diane Waller.

Roll call vote: Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt (excused); Lang, yes; Fitter, yes; 7 yeas. **Ordinance passed.**

BILL NO. 2485 AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE CITY OF ARNOLD AND THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION was read twice by City Clerk Diane Waller. Roll call vote: Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt (excused); Lang, yes; Fitter, yes; 7 yeas, **Ordinance passed.**

RESOLUTIONS:

RESOLUTION NO. 11-55 A RESOLUTION AUTHORIZING THE MAYOR TO APPROVE CHANGE ORDER #1 TO THE SANITARY SEWER CIPP CONTRACTS WITH WALDEN ASSOCIATED TECHNOLOGIES INC. TO PERFORM ADDITIONAL CIPP REPAIRS was discussed. Bill Moritz offered a motion to accept and so moved. Seconded by Paul Freese. Roll call vote: Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt (excused); Lang, yes; Fitter, yes; 7 yeas. **Motion carried.**

MOTIONS

Paul Freese offered a **motion to hold a closed session immediately following the city council meeting for the purpose of discussing real estate pursuant to Section 610.021 (2), RSMo.** and he so moved. Seconded by Sandra Kownacki. Roll call vote Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt (excused); Lang, yes; Fitter, yes; 7 yeas. **Motion carried.**

NEW BUSINESS:

Sandra Kownacki reported she had calls about Ward 4 streets not being fixed and also complaints regarding a business being run in the subdivision, causing problems for the residents – noise, dust, disturbing activities etc. Mary Holden acknowledged there is a business there, legally, but offered to respond to this complaint and talk with them - Outdoor Solutions.

Ken Moss referred to an e-mail regarding losing a Hud grant dating back to 2004. He would like more information detailing how this had happened.

Mr. Unrein responded with some details and reported he is working on a more detailed explanation and that will be forthcoming. Noted grants come with strings attached and in the future, city could hire a grant administrator.

Paul Freese advised he is working with Cricky Lang on a program for disposal of prescription drugs. He also thanked Susie Boone and staff for the review and proposed fee changes for the Rec Center. Indicated he had contacted someone in McCaskill's office who will review the grant issue. This may or may not make a difference.

OLD BUSINESS

Treasurer Dan Kroupa commented about grants are always being looked at but there are strings attached and hoops to jump. They are not always easy to attain. Also, shared that he felt there is still the possibility of a hospital coming to Arnold.

Bill Moritz referred to the no brush pickup this fall and questioned if city could provide a drop-off point. He understood the need to crack seal streets rather than have a fall pickup but hoped there could be a drop-off set up for those needing this service. Mr. Unrein acknowledged he would look into this and get back with some figures.

Mr. Moritz also referred to Pomme Creek Golf Course and feels it is losing tournament ability and we can't afford to continue to not be considered for tournaments. He feels the issue has to do with our beer sales policies. We need to look at another way to do beer sales when a tournament is involved. He would like this addressed and reviewed before next golf season.

Mr. Unrein reiterated, the action taken regarding beer sales was for control that was critical. Mayor suggested a work session would be in order. Mr. Unrein asked to please allow attorney, Parks Director and City Administrator to compile facts first.

Mr. Moritz also displayed the city of Arnold solicitors badge and advised all door-to-door sales people should have this per our ordinances. He would like to make our solicitor's license a bit easier to obtain so folks would adhere to the requirements. He would like our outdated ordinances (from 1977 and 1988) reviewed and updated to make it not so prohibitive. This too can be a work session topic.

Cricky Lang reported she had received some calls regarding no brush pickup for the fall.

COMMITTEE REPORTS

Ken Moss reminded everyone there is an Economic Development meeting tomorrow at 9 a.m.

Phil Amato mentioned the benefit concert this weekend with proceeds going to Multiple Sclerosis and the Arnold Food Pantry. He encouraged everyone to attend or purchase tickets to support these two. He also provided stats and background on these two organizations.

Paul Freese stated he did not attend the last Parks board meeting so he would defer his report to Susie Boone.

Dan Kroupa reported the next Finance committee meeting will be held on Thursday, the 20th. Time was confirmed as 6 pm. He thanked those responsible for reviewing fees.

Bill Moritz stated he had no committee report but questioned if there was a conflict since Jeff Fitter had been on the P & Z board and the Police Board. Mayor acknowledged he would have to resign and a replacement would need to be appointed for those positions. Mayor indicated he hoped to have those appointments very soon.

REPORTS FROM MAYOR & COUNCIL

Mayor Counts – Stated city has received concerns about the outdoor tornado warning sirens and these have been addressed. All sirens are now working properly and will be tested Saturday.

Chief Shockey acknowledged the repairs have been made and announced there will be a test Saturday morning at 11 and if there are issues, please let him know.

He also touched briefly on the Code Red Program, encouraging folks to sign up for this notification service.

Ward 4 – Sandra Kownacki – No Report

Ward 4 – Ken Moss – Thanked Bryson Baker for the repairs to the potholes on Richardson and expressed his disgust with the work done. Mayor explained the process and Mr. Moss felt these were safety issues since the slab replacement. Mr. Baker reported he would be meeting with those involved in that project.

Ward 3 – Phil Amato – Welcomed Mr. Fitter and reminded all how the City of Arnold family has been effected with personal losses this year. He reminded all to pray for the families who have lost loved ones this year.

Ward 3 – Paul Freese – Welcomed Mr. Fitter

Ward 2 – Bill Moritz – Welcomed Mr. Fitter and reported on a couple of recent subdivision meetings with Wicks and Linderhoff. One was appreciative of our road crews work and the other had concerns which were passed on to Mr. Baker.

Ward 2 – Jeff Fitter – Thanked everyone for the warm welcome and committed to do his best to get up to speed.

Ward 1 – Cricky Lang – welcomed Mr. Fitter

Ward 1 – Doris Borgelt – Excused

Ken Moss added very jokingly but warmly that most people have big shoes to fill but in the case of Mr. Fitter, he has a big mouth to fill.

ADMINISTRATIVE REPORTS

City Administrator Matt Unrein – Reported on a suit filed in small claims court is being handled by our insurance carrier. This is in regards to a sewerage backup.

Diane Waller - Reported it is October and this month the city accepts and processes Utility Rebates for our seniors and disabled. She also indicated municipal services bills were being processed and should be going out next week.

Chief Shockey – He thanked all for the well wishes shown to his officer during his recent loss and appreciated the support.

Susie Boone – Reported on the success of Arnold Days and thanked those involved with a special thanks to the Chief and police department. Indicated next year will be Arnold’s 40th birthday and all of Arnold’s Mayors will be the Grand Marshals. Shared other upcoming events involving Parks Department activities.

Mary Holden – Invited all to next week’s P & Z meeting as the draft Comprehensive Plan will be discussed. There will be a Public Hearing and Open house on October 25th. She strongly encouraged city council to be involved. Also indicated on 11-17, the plan will presented to council for their votes.

Bryson Baker – Advised if there are street issues, please call Sarah in Public Works so they can be looked into. Reported the salt dome is complete and the INI study results will be presented at the November work session. Reported the insurance carrier for 54th street Grille is handling the Harry’s Lane sewer back-up incident but the homeowner declined the offer.

Bob Sweeney – No Report

Deborah Lewis – Reported city auditors will be making a presentation at the Finance Meeting on the 20th. She also provided an article in everyone’s mailbox that she felt was of interest and complimented council for their action regarding their fund balance policy.

Greg Hall – Reported Tourism met and the proceeds from Arnold Days were budgeted for \$6000 when they actually were \$14,000. Tourism agreed to donate \$4000 of the additional \$8000 proceeds to the skate park.

Mr. Sweeney added that the Code Red Emergency contact is a free service and encouraged everyone to sign up.


At 8:27 Mayor announced there would be a short recess and then council will go into closed session.

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Regular Meeting
October 6, 2011

After closed session, a motion to close the regular meeting was offered by Bill Moritz at 9:40 pm and seconded by Paul Freese.

Voice Vote: all yeas

Meeting adjourned 9:40 pm



City Clerk Diane Waller

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 10/6/2011

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BILL NO - RESOLUTION - MOTION

	ROLL CALL	AMEND AGENDA TO MOVE RESOLUTION NO. 11-56	APPROVE RESOLUTION NO. 11-56	APPROVE 9/15/2011 MINUTES	APPROVE PAYROLL WARRANT NO. 1117	APPROVE GENERAL WARRANT NO. 5556
COUNCIL MEMBERS:						
MAYOR <u>RON COUNTS</u>	PRESENT					
COUNCIL: <u>BILL MORITZ</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>PHIL AMATO</u>	PRESENT	NO	YES	YES	YES	YES
COUNCIL: <u>PAUL FREESE</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>SANDRA KOWNACKI</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>KEN MOSS</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>DORIS BORGELT</u>	EXCUSED	EXCUSED	EXCUSED	EXCUSED	EXCUSED	EXCUSED
COUNCIL: <u>CRICKY LANG</u>	PRESENT	YES	YES	YES	YES	YES
COUNCIL: <u>JEFF FITTER</u>				ABSTAIN	YES	YES
ADMINISTRATOR: MATT UNREIN	PRESENT	PARKS DIR:		SUSIE BOONE		PRESENT
CITY CLERK: DIANE WALLER	PRESENT	POLICE CHIEF:		CHIEF SHOCKEY		PRESENT
COM DEV DIR: MARY HOLDEN	PRESENT	PUBLIC WORKS:		BRYSON BAKER		PRESENT
FINANCE DIR: DEBORAH LEWIS	PRESENT	TREASURER:		DAN KROUPA		PRESENT
CITY COUNSELOR BOB SWEENEY	PRESENT	DIR. OF ADMIN.		GREG HALL		PRESENT

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 10/6/2011

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BILL NO - RESOLUTION - MOTION

COUNCIL MEMBERS:

MAYOR RON COUNTS

COUNCIL: BILL MORITZ

COUNCIL: PHIL AMATO

COUNCIL: PAUL FREESE

COUNCIL: SANDRA KOWNACKI

COUNCIL: KEN MOSS

COUNCIL: DORIS BORGELT

COUNCIL: CRICKY LANG

COUNCIL: JEFF FITTER

ADMINISTRATOR: MATT UNREIN

CITY CLERK: DIANE WALLER

COM DEV DIR: MARY HOLDEN

FINANCE DIR: DEBORAH LEWIS

CITY COUNSELOR BOB SWEENEY

PARKS DIR: SUSIE BOONE

POLICE CHIEF: CHIEF SHOCKEY

PUBLIC WORKS: BRYSON BAKER

TREASURER: DAN KROUPA

DIR. OF ADMIN. GREG HALL

	AMEND AGENDA TO MOVE CUP 2011-25	APPROVE BILL NO. 2484	APPROVE BILL NO. 2485	APPROVE RESOLUTION NO. 11-55	MOTION TO HOLD CLOSED SESSION	
	YES	YES	YES	YES	YES	
	YES	YES	YES	YES	YES	
	YES	YES	YES	YES	YES	
	YES	YES	YES	YES	YES	
	YES	YES	YES	YES	YES	
	EXCUSED	EXCUSED	EXCUSED	EXCUSED	EXCUSED	
	YES	YES	YES	YES	YES	
	YES	YES	YES	YES	YES	