

City of Arnold, Missouri

**Work Session
Council Chamber**

**September 14, 2017
7:00 p.m.**

Agenda

1. Pay at the Pump
2. Performance Contracting
3. Dixon Property
4. Adjournment

Next Regular City Council Meeting September 21, 2017

Next Work Session October 12th, 2017

Friday, September 08, 2017

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BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE REQUIRING PREPAYMENT FOR FUEL
(GASOLINE AND/OR DIESEL) PRIOR TO DISPENSING INTO A
VEHICLE OR PORTABLE CONTAINER.

WHEREAS, the City of Arnold, Missouri has determined that theft of fuel via drive-off continues to be an ongoing problem; and

WHEREAS, the police department expends a disproportionate amount of time responding to these events; and

WHEREAS, responding to these events prevents the limited police resources from being used to institute proactive policing, investigation and deterrence of other crime; and

WHEREAS, individuals committing gas drive-offs are a danger to the health, welfare and safety of the general public in part because of excessive speeds and reckless driving in their attempt to leave undetected; and

WHEREAS, the theft of fuel by means of drive-offs is a crime that is almost completely preventable through a policy requiring for prepayment;

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

Section 1. Prepayment Required

- (a) All business establishments with retail, self-service, fuel pumps located thereon must require full payment in advance for any quantity of fuel sold at anytime.
- (b) Payment includes purchase by any legal means: cash, credit card, debit card, check, established charge accounts or otherwise.
- (c) Payment may be made at the cashier or at the pump if an automated payment system is available.

Section 2. Exclusions

- (a) Bulk or wholesale delivery of fuel.
- (b) Vehicles such as semi-trucks or commercial vehicles with large capacity fuel tanks.
- (c) Repair or testing of the dispensing device used by the business.

Section 3. Opt Out

- (a) Any business establishment otherwise subject to this ordinance may choose to not require prepayment.
- (b) Any business that chooses not to require prepayment shall not report any drive off theft other than in person at the police department between 9 a.m. and 4 p.m., Monday through Friday.

- (c) Any business that chooses not to require prepayment and reports a drive off theft other than as provided for in subsection (b) above shall be charged a fee of \$25.00 for the first report in any calendar year and \$100.00 for each additional report in that calendar year.

Section 4. Violations – Penalty

Any business organization violating any provisions of this ordinance, and/or any employee, assistant, agent or any other person taking part in, joining or aiding in a violation of any provision of this Chapter may be prosecuted as provided by law for the violation of ordinances of the City and upon conviction shall be punished as provided in Section 100.140 of this Code.

Section 5. Effective Date

To allow business ample time to post signs, install prepay technology, train employees and educate consumers this ordinance will go into effect 90 days from the date of adoption.

READ TWO TIMES, PASSED AND APPROVED THIS ____ DAY OF _____, 2017.

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