

City of Arnold, Missouri

**Public Hearing
Council Chambers**

**September 20, 2007
7:30 p.m.**

A. An Ordinance Approving a Record Plat Titled “Coleman’s 1st” (see Agenda Item 7a)

Council Meeting

Following the Public Hearing

Amended Agenda

1. Pledge of Allegiance
2. Opening Prayer
3. Roll Call
4. Acceptance Of Minutes: **September 6, 2007 & September 13, 2007**
5. Acceptance Of Warrants: **Payroll Warrant # 1012; General Warrant #5459**
6. Business From the Floor
7. Ordinances
 - A. Bill No. 2268:** An Ordinance Approving a Record Plat Titled “Coleman’s 1st”
 - B. Bill No. 2269:** An Ordinance Restating and Reaffirming Chapter 2, Article IX, of the Code of Ordinances Relating to Disclosure of Conflicts of Interests and Substantial Interests.
 - C. Bill No. 2270:** An Ordinance Amending Chapter 4 of the Code of Ordinances Regarding Fees Charged by Animal Control.
8. Resolutions
 - A. Resolution No. 07-45:** A Resolution Authorizing the Vacation of Right-of-Way for “Old Highway No. 9.”
 - B. Resolution No. 07-46:** A Resolution Re-Appointing Walter Looney to the Commission on Aging and Disabilities for a 3-Year Term.
 - C. Resolution No. 07-47:** A Resolution Re-Appointing Vicki Hanson to the Commission on Aging and Disabilities for a 3-Year Term.
 - D. Resolution No. 07-48:** A Resolution Authorizing Construction of Roadway Improvements for the Grace Drive Neighborhood Improvement District (NID).

Resolutions (continued)

E. Resolution No. 07-49: A Resolution Relating to the Establishment of a Transportation Development District.

F. Resolution No. 07-50: A Resolution Amending the Fee Schedule for Chapter 4, Animals.

9. Motions

None

10. New Business

11. Old Business

12. Committee Reports

13. Reports from Mayor and Council

14. Administrative Reports

A. 2007-51, Conditional Use Permit for ATM at 1722 Old Missouri State Road

15. Adjournment

Next Regular Council Meeting: October 4th at 7:30 p.m.

Next Work Session Meeting: October 11th at 7:00 p.m.

September 17, 2007

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REGULAR MEETING

SEPTEMBER 20, 2007

COUNCIL CHAMBERS

2101 JEFFCO BLVD

7:38 PM

Mayor Mark Powell called the meeting to order at 7:38 p.m. Opening prayer was a silent prayer. Those present per roll call taken by City Clerk Diane Waller: Powell, Brazeal, Amato, Deckman, Cooley, Ems, Vinson, Crisler, Moritz, Waller, Holden, Boone, Sweeney, Shockey, and Blue.

Mayor asked Mr. Allen Flamm, President of the Arnold Historical Society and Mrs. Wilde, also of the Society, to introduce the special guests in the audience tonight. Present tonight were the descendants of Louis Arnold for which the city of Arnold was named.

Introduced were: grandchildren Eldred Arnold, Louis Arnold and Dorothy Arnold Naes and great-grandchildren Ross Ford and Teri Lonagro. Mr. Eldred Arnold then shared some history. Mayor was presented a portrait of Mr. and Mrs. Arnold to be placed at City Hall. He stated this was quite an honor to have these guests present and city would proudly hang this portrait. He also expressed thanks to all those involved.

ACCEPTANCE OF THE MINUTES:

Al Ems moved to accept the minutes of the September 6, 2007 meeting if there are no deletions, errors, or corrections. Seconded by Butch Cooley.

Paul Vinson stated there was a correction to be made. He had abstained from voting on a liquor license and voted yes on liquor committee appointment. Minutes will be amended to reflect this. Both Ems and Cooley amended their motion. Roll call vote: Brazeal, yes; Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes, Crisler, yes; Moritz, yes; 8 yeas, motion carried.

Randy Crisler moved to accept the minutes of the special meeting of September 13, 2007 if there are no deletions, errors, or corrections. Seconded by Joyce Deckman. Roll call vote: Brazeal, yes; Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; 8 yeas, motion carried.

ACCEPTANCE OF THE WARRANTS:

City Clerk Diane Waller read payroll warrant #1012. Bill Moritz moved to pay payroll warrant #1012 pay period ending September 7, 2007 in the amount of \$234,113.09 if the monies are available. Seconded by Joyce Deckman. Roll call vote: Brazeal, yes; Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; 8 yeas, motion carried.

City Clerk Diane Waller read general warrant #5459. Joyce Deckman moved to pay general warrant #5459 in the amount of \$1,032,324.55 if the monies are available. Seconded by Al Ems. Roll call vote: Brazeal, yes; Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes, 8 yeas, motion carried.

BUSINESS FROM THE FLOOR:

Lloyd Rodgers, 861 Morningside, expressed fears and concerns regarding a situation with a neighbor. Chief Shockey will followup on this matter.

Tim O'Dell, 1640 Kirkham, brought up issues with the inefficiencies of the smoke- eaters at the new VFW. Mayor said he had visited with the commander and the developer has been contacted and this issue will be addressed.

Gerald Poor, 3593 Swan Circle South, reported the Arnold Days Parade was very good and for the record wanted to be assured he was not included in the TDD referred to in Resolution 07-49.

Bob Lindsley, 1182 Jere Lane, referred to the TDD resolution previously mentioned and expressed his questions and concerns.

Mayor requested the application from First Community Credit Union for a conditional use permit for an ATM at 1722 Old Missouri State Road be discussed at this time, if there were no objections from council. None voiced so discussion began.

Ems voiced his objection as this is already a congested area and expressed concern for traffic problems. Cooley requested clarification on exact location. Amato questioned Sweeney if council had to act on this as he felt there was a better location on the other side of the road by the library, rec center and college. Sweeney advised P & Z has approved this location at 1722 Old Missouri State Road.

Many more comments from council. Rich Strutman, of 1st Community Credit Union spoke, providing stats on usage etc., trying to address concerns presented. Mayor reiterated he didn't feel cars would be "stacking up" causing traffic problems.

Mayor asked if council would like to do a poll to deny and send back to P & Z to review and provide more guidance. Poll taken, 4 yeas, 4 nays, Mayor broke tie with a nay vote. Permit stands approved.

ORDINANCES

Bill #2268 AN ORDINANCE APPROVING A RECORD PLAT TITLE “COLEMAN’S 1ST” was read twice by City Clerk Diane Waller. Roll call vote: Brazeal, yes; Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes, 8 yes, ordinance passed.

Bill # 2269 AN ORDINANCE RESTATING AND REAFFIRMING CHAPTER 2, ARTICLE IX, OF THE CODE OF ORDINANCES RELATING TO DISCLOSURE OF CONFLICTS OF INTERESTS AND SUBSTANTIAL INTEREST was read twice by City Clerk Diane Waller. Roll call vote: Brazeal, yes; Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; 8 yeas, ordinance passed.

Bill #2270 AN ORDINANCE AMENDING CHAPTER 4 OF THE CODE OF ORDINANCES REGARDING FEES CHARGED BY ANIMAL CONTROL was read twice by City Clerk Diane Waller. Roll call vote: Brazeal, yes; Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; 8 yeas, ordinance passed.

Resolution No. 07- 45 A RESOLUTION AUTHORIZING THE VACATION OF RIGHT-OF-WAY FOR ‘OLD HIGHWAY NO. 9’

For the record, Mr. Moritz wants Mr. Keller’s rights protected. Mr. Keller was allowed to speak and discussion followed regarding his property.

A motion was offered by Joyce Deckman and she so moved. Seconded by Bill Moritz. Roll call vote: Brazeal, yes; Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes, 8 yeas, motion carried.

Resolution No. 07-46 RESOLUTION REAPPOINTING WALTER LOONEY TO THE COMMISSION ON AGING AND DISABILITIES FOR A THREE-YEAR TERM was offered by Phil Amato, He then so moved. Seconded by El Ems. Roll call vote: Brazeal, yes; Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes, 8 yeas, motion carried.

Mayor **pulled Resolution No. 07-47** A RESOLUTION RE-APPOINTING VICKI HANSON TO THE COMMISSION ON AGING AND DISABILITIES FOR A THREE-YEAR TERM.

Resolution No. 07-48 AUTHORIZING CONSTRUCTION OF IMPROVMENTS FOR THE GRACE DRIVE NEIGHBORHOOD IMPROVEMENT DISTRICT; AND

PROVIDING FOR THE ASSESSMENT OF A SPECIAL TAX AND THE ISSUANCE AND COLLECTION OF A SPECIAL TAX BILL AGAINST THE LOT AND PARCEL OWNERS IN SAID NEIGHBORHOOD IMPROVMEENT DISTRICT TO PAY THE COST OF IMPROVEMENTS was offered by Bill Moritz. He then so moved. Seconded by John Brazeal. Roll call vote: Brazeal, yes; Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes, 8 yeas, Resolution passed.

Resolution No. 07-49 A RESOLUTION RELATING TO THE ESTABLISHMENT OF A TRANSPORTATION DEVELOPMENT DISTRICT IN CONJUNCTION WITH THE ARNOLD TRIANGLE TRANSPORTATION DEVELOPMENT DISTRICT was discussed. Shannon Creighton was allowed to speak and provided the updated version. Questions were answered and discussion followed.

Al Ems requested a change in some terminology relating to street names and this will be amended to reflect same.

Vinson voiced objections to the delivering of this document tonight rather than earlier so he would have time to process.

Sweeney stressed the importance of taking action tonight to move forward.

Joyce Deckman moved on **Resolution #07-49 as amended**, Seconded by John Brazeal. Brazeal, yes; Moritz, yes; Amato, yes; Deckman, yes; Ems, yes; Cooley, yes, Vinson, no, Crisler, yes, 7 yays, 1 nay, resolution passed.

Resolution No. 07-50 A RESOLUTION AMENDING THE FEE SCHEDULE FOR CHAPTER 4, ANIMALS. Mr. Vinson noted the \$10 fee should have also included those animals that have been microchipped. Discussion followed. Randy Crisler moved on Res 50, as amended to include this verbiage. Seconded by Paul Vinson. Roll call vote: Brazeal, yes, Amato, yes, Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes, Moritz, yes, 8 yeas; resolution passed.

NEW OR OLD BUSINESS

Randy Crisler offered a proposal that the city allow the Parks Department Building at Ferd B Lang Park, now occupied by the Arnold Historical Society, to be shared with the Arnold Chamber of Commerce. Discussion followed. Mayor elaborated more on the subject and asked if there were no objections, city could proceed with this. Discussion.

Phil Amato left chamber at 9:12 pm. Moritz left chamber at 9:13 pm
Both returned at 9:14 pm. Phil had a birthday cake for Al Ems.

Crisler offered a motion to direct staff to prepare the necessary documents to proceed to the next step to allow the Arnold Chamber of Commerce to share space in the Parks Department

Building at Ferd B. Lang Park and then so moved. Seconded by Butch Cooley. Roll call vote: Brazeal, yes; Amato, yes, Deckman, no; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes, Moritz, yes, 7 yeas, 1 nay, motion carried.

COMMITTEE REPORTS

There were no committee reports.

REPORTS FROM MAYOR AND COUNCIL

Ward 4 – Butch Cooley – Asked Mr. Blue to check on the visibility at Mel and Lonedell and see if a mirror could be placed there to assist residents when they pull out. Mr. Blue will look into this and advise.

Ward 1 – Paul Vinson – Reported the Aging and Disability Commission has made great progress, however, there are now 3 openings on that board. Stated what a great event the Arnold Days was this year.

Ward 4 – Al Ems – Reported he had attended the MML and there were some great events during that week.

Ward 1 – Randy Crisler – Thanked all departments responsible for making Arnold Days such a success. Offered a special thanks to Ray Dornseif.

Ward 2 – Brazeal – No report

Ward 3 – Joyce Deckman – Echoed that Arnold Days was a great event. Also had recently attended MML and a conference at Tan-tar-a for Missouri Area Agency on Aging.

Ward 2 – Bill Moritz – Also attended the MML and said it was a learning experience.

Ward 3 - Phil Amato – Complimented Susie Boone for her efforts in making Arnold Days such a success. Also praised Matt for his hiring of McKenzie, Blue and Boone. Unfortunately, Ms. McKenzie has already left the city to accept other employment.

Mayor Powell – Agreed Arnold Days was a huge success.

Bob Sweeney – no report

Matt Unrein – no report

Diane Waller – no report

Greg Hall – excused

Gowan – No report

Holden - Indicated she had provided council a request for **extension** of approval for an additional 60 days for #2007-36, **1817 Pomme Road, Minor/Record Plat**. Also attached was the letter from Mr. Hessler, dated September 11, 2007 where he was asking for an **additional 60 days** to resolve this. A motion was offered by Paul Vinson to allow this extension and he so moved. Seconded by Bill Moritz. Roll call vote: Brazeal, yes; Amato, yes; Deckman, yes; Ems, yes; Cooley, yes; Vinson, yes; Crisler, yes; Moritz, yes; 8 yeas, motion carried.

Jeff Blue – Provided the dates of the Fall Brush Pickup and provided info relating to the Sewer the City Program which had been brought up in a previous meeting.

Susie Boone – Thanked Tourism for their help with Arnold Days. She also stated the Rec Center will be a host site for the upcoming American College of Sports Medicine Certified Personal Trainer Workshop and Fitness Instructor Workshop .

Chief Shockey – Referred to a memo he had provided to council with yearly stats reporting the crime rate in city of Arnold is down.

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

Meeting adjourned at 9:30 pm.

Respectfully submitted,

City Clerk