

City of Arnold, Missouri

**Council Meeting
Council Chambers**

**September 18, 2008
7:30 p.m.**

Agenda

1. Pledge of Allegiance
2. Opening Prayer
3. Roll Call
4. Acceptance Of Minutes: **September 4, 2008**
5. Acceptance Of Warrants: **Payroll Warrant #1038 - General Warrant #5483**
6. Business From the Floor
7. Ordinances

Bill No. 2313: An Ordinance Amending the Zoning Ordinance, Bill No. 285, Ordinance No. 14.2 Relating to Section 6, Schedule of District Regulations, C-3 Commercial District.
8. Resolutions

Resolution No. 08-43: A Resolution Waiving Trash Collection Fees.

Resolution No. 08-44: A Resolution Establishing a Program to Refund Trash Collection Fees to Arnold Residents Living in Mobile Home Parks.
9. Motions

A. A Motion to Approve the Purchase of a Bobcat Drop Hammer.

B. A Motion to Obtain Financing for Harley Motorcycles.

C. A Motion Approving Supplemental Agreement No. 4 to Crawford, Murphy & Tilly
10. New Business
11. Old Business
12. Committee Reports
13. Reports from Mayor and Council
14. Administrative Reports
15. Adjournment

Next Regular Council Meeting: Thursday, October 2nd at 7:30 p.m.
Next Work Session Meeting: Thursday, October 9th at 7:00 p.m.

Mayor Mark Powell called the meeting to order at 7:33 pm.

The Pledge of Allegiance was recited.

Opening Prayer was a moment of silence in memory of those who lost their lives in the recent flooding.

Those present per roll call taken by City Clerk Diane Waller: Hay, Ems (excused), Cooley, Amato, Deckman, Moritz, Poor, Crisler, Unrein, Waller, Holden, Lewis, Sweeney, Boone, Shockey, Blue, and Hall.

ACCEPTANCE OF THE MINUTES:

Jerel Poor moved to accept the minutes of the September 4, 2008 meeting if there are no deletions, errors, or corrections. Seconded by Bill Moritz. Roll call vote: Hay, yes; Ems (excused); Cooley, yes; Amato, yes; Deckman, yes; Moritz, yes; Poor, yes; Crisler, yes; 7 yeas, motion carried.

ACCEPTANCE OF THE WARRANTS:

City Clerk Diane Waller read payroll warrant #1038. Joyce Deckman moved to pay payroll warrant #1038 pay period ending September 5, 2008 in the amount of \$238,626.99 if the monies are available. Seconded by Randy Crisler. Roll call vote: Hay, yes; Ems (excused); Cooley, yes; Amato, yes; Deckman, yes; Moritz, yes; Poor, yes; Crisler; 7 yeas, motion carried.

NOTE: Debra Lewis stated the general warrant about to be reviewed has 2 checks shown that have since been voided. These checks will appear on the next warrant as such. These checks are to vendors that have been cancelled as a result of the flooding and cancellation of Arnold Days activities.

City Clerk Diane Waller read general warrant #5483. Bill Moritz moved to pay general warrant #5483 in the amount of \$908,419.28 if the monies are available. Seconded by Butch Cooley. Roll call vote: Hay, yes; Ems (excused); Cooley, yes; Amato, yes; Deckman, yes; Moritz, yes; Poor, yes; Crisler, yes; 7 yeas motion carried.

BUSINESS FROM THE FLOOR

Mayor explained how our ordinances allow anyone to speak for 3 minutes on any subject provided they identify themselves.

Jim Edwards, 3338 Boca Raton, came to the microphone and lightheartedly commented on Mr. Amato's retirement.

Bernie Wilde, 3533 Swan Circle South displayed the Historical Calendars that were intended to be sold at Arnold Days. With the cancellation of that celebration, she asked how she was supposed to sell 1500 of these and was asking for suggestions from the city. A few suggestions were offered.

Elmer Yung, 852 Edgewood, talked about how the creek alongside his property had filled up and caused a backup in his home.

Mayor advised Jeff Blue to get with him to see if a solution can be worked out. Jeff Blue then offered some possibilities to consider.

Phil Amato suggested some residents in Woodridge had back flow preventers installed and if they are maintained, they should work.

John Brighton, 856 Edgewood, stated this is the 3rd time this year he has had water damage and asked the city to please do something.

Mayor replied this would be looked at.

Paul Bequette, 2413 Riverbluff, said he had floodwater in his backyard but questioned why the parade was cancelled, a disappointment to the many school children who would have participated. He felt it could have been done differently and offered some ideas.

Mayor explained a non-city committee is responsible for the parade and they made the decision to cancel and they do hope to reschedule. There are a lot of factors involved and it's not a simple thing to do.

Doris Borgelt, 653 Louisa, read a prepared statement regarding last week's council meeting and the Leader's newspaper reporting of same.

ORDINANCES

Bill No. 2313 AN ORDINANCE AMENDING THE ZONING ORDINANCE, BILL NO. 285, ORDINANCE NO.14.2 RELATING TO SECTION 6, SCHEDULE OF DISTRICT REGULATIONS, C-3 COMMERCIAL DISTRICT was read twice by City Clerk Diane Waller. Roll call vote: Hay, no; Ems (excused); Cooley, yes; Amato, no; Deckman, yes; Moritz, yes; Poor, no; Crisler, yes; 4 yeas, 3 nays **ordinance failed**.

Note: Bill 2313 has been renumbered and now will be identified as Bill 2321. Bill No. 2313 was previously used in identifying an ordinance fixing the annual rate of levy for taxes and was voted on and passed 8/21/2008.

RESOLUTIONS

RESOLUTION NO. 08-43 - A RESOLUTION WAIVING TRASH COLLECTION FEES FOR TWELVE MONTHS BEGINNING SEPTEMBER 1, 2008 was offered by Randy Crisler and he so moved. Seconded by Jerel Poor. Roll call vote: Hay, yes; Ems, (excused), Cooley, yes; Amato, yes; Deckman, yes; Moritz, yes; Poor, yes; Crisler, yes; 7 yeas, **resolution passed**.

RESOLUTION NO. 08-44 – A RESOLUTION ESTABLISHING A PROGRAM TO REFUND TRASH COLLECTION FEES TO ARNOLD RESIDENTS LIVING IN MOBILE HOME PARKS FOR TWELVE MONTHS BEGINNING SEPTEMBER 1, 2007 AND ENDING AUGUST 31, 2008 was offered by Randy Crisler and he so moved. Seconded by Butch Cooley. Roll call vote: Hay, yes; Ems (excused), Cooley, yes; Amato, yes; Deckman, yes; Moritz, yes; Poor, yes; Crisler, yes; 7 yeas, **resolution passed**.

MOTIONS

A motion to authorize the purchase of a **Bobcat Drop Hammer from Bobcat of St. Louis** in the amount of **\$7,980.00** was offered by Phil Amato and he so moved. Seconded by Joyce Deckman. Roll call vote: Hay, yes; Ems (excused); Cooley, yes; Amato, yes; Deckman, yes; Moritz, yes; Poor, yes; Crisler, yes; 7 yeas, **motion carried**.

A motion to authorize the Mayor to sign a **Lease Purchase Agreement with De Lage Landen Public Finance for the police motorcycles** was offered by Phil Amato and he so moved. Seconded by Randy Crisler. Roll call vote: Hay, yes; Ems (excused); Cooley, yes; Amato, yes; Deckman, yes; Moritz, yes; Poor, yes; Crisler, yes; 7 yeas, **motion carried**.

A motion to authorize the Mayor to sign **Supplemental Agreement No. 4 with Crawford Murphy and Tilly, Inc. in the amount of \$25,060.00** was offered by Randy Crisler and he so moved. Seconded by Jerel Poor. Roll call vote: Hay, yes; Ems (excused); Cooley, yes; Amato, yes; Deckman, yes; Moritz, yes; Poor, yes; Crisler, yes; 7 yeas, motion carried.

NEW BUSINESS

Questions were asked regarding the traffic light at Vogel going into the Defense Mapping Agency and if anything could be done to adjust the timing.

OLD BUSINESS

Randy Crisler stated he had assisted in assembling the recycling totes and hopes the residents use them.

COMMITTEE REPORTS

There were no committee reports tonight.

REPORTS FROM MAYOR AND COUNCIL

Ward 4 – Butch Cooley – Reported the Arnold Days Car Show this Saturday has been relocated to the Wilde Conference Center on Jeffco.

Ward 2– Bill Moritz – Again expressed his frustration from the taping of signs and damages to the new traffic signal light posts at the Arnold Commons.

Ward 1 – Randy Crisler – Thanked all city departments for their assistance in handling the flood situation.

Ward 2 – Jerel Poor - Apologized to Mary Holden for all that she had to do for ordinance amending the zoning ordinance but also thanked her for all the work she had done involving that ordinance tonight. Complimented Jeff Blue for the street striping work and related painting at the stop bars etc.

Ward 3 – Joyce Deckman – No Report

Ward 1– Matt Hay - Thanked staff for the long hours put in due to the flooding events.

Ward 3 – Phil Amato – Also complimented city staff and department heads for their time spent on flood activities. Announced the last county charter meeting was tonight and should be on the ballot in the fall.

ADMINISTRATIVE REPORTS

Attorney Robert Sweeney – No report

Matt Unrein – He expressed appreciation to staff for all the time they spent on flood related events.

Mayor Powell echoed his appreciation again to city staff.

Diane Waller – Announced the Lager Annual Meeting is coming up October 23 and 24 and council needs to delegate someone to go. Diane Waller will attend if no council member wishes to attend. She added the employee election would be held next Thursday.

Greg Hall – Reported state emergency management has notified the city that there may be money available for some residents as a result of this most recent flooding event.

Mary Holden – No Report

Jeff Blue – Expressed his appreciation to Public Work's employees as many had 16 hour days early during the week and put in lots of extra effort due to the flood events. Wanted them recognized for their dedication.

Stated he had talked with MoDOT to determine a solution so the big trucks stop going down Tenbrook Rd. A bigger message board may work but MoDOT has procedures that we must follow to pursue this.

Also talked about dangerous sidewalks and stated once complaints are received and investigated by the city, homeowners are notified and required to repair sidewalks. The City currently is working to develop a sidewalk inspection program as suggested by our insurance company. Property owners are presently responsible for their own repairs.

Matt Hay questioned the approximate cost to repair a sidewalk but Mr. Blue advised that would be hard to answer, as there are many variables to consider.

Deborah Lewis – No Report

Susie Boone – No Report

Chief Shockey – Announced the Vince Gill concert is tomorrow night at 8 and the Fox football game has been moved to 6:30. Big crowds are expected at both events so traffic will be heavy and the area congested.

Phil Amato questioned if the city could possibly come up with a program or a NID, to assist our residents who must repair their sidewalks. Suggested city could do the repairs and then bill the residents, allowing them a few years to pay.

Attorney Sweeney acknowledged we could look at this.

A motion to adjourn was offered by Randy Crisler. Seconded by Bill Moritz.
Voice vote: all yeas, Meeting adjourned at 8:40 pm.

Respectfully submitted,

City Clerk