

City of Arnold, Missouri

**Public Hearing
Council Chambers**

**September 20, 2012
7:00 p.m.**

- A. Approval for 2012-23, Richardson Ridge Villas, Planned Residential Development, 3905 St. John's Church Road and 3505 Jeffco Blvd.
 - B. Fix the Annual rate of Levy for Taxes.
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Council Meeting

Immediately Following the Public Hearing

Amended Agenda

- 1. Pledge of Allegiance:
- 2. Opening Prayer: Oasis Church – Mike Costello
- 3. Roll Call:
- 4. Acceptance of Minutes: **September 6, 2012**
- 5. Acceptance of Warrants: **Payroll Warrant #1142 - General Warrant #5579**
- 6. Business From the Floor:
- 7. Ordinances:
 - A. **Bill No. 2519:** An Ordinance Zoning Two Tracts of Land in the City of Arnold, MO, Identified in Attachments A From R-4 Residential to Planned Residential Development (PRD), Known as Richardson Ridge Villas.
 - B. **Bill No. 2520:** An Ordinance Fixing the Annual Rate of Levy for Taxes.
 - C. **Bill No. 2521:** An Ordinance Providing for an Adjustment to the Fiscal Year 2013 General Budget Allocating Funds from Undesignated Fund Balance for the Trash Rebate Program for Mobile Home Park Residents.
 - D. **Bill No. 2522:** An Ordinance Establishing a Program to Refund Trash Fees to Arnold Residents Living in Mobile Home Parks.
- 8. Resolutions:
 - A. **Resolution 12-49:** A Resolution of the City of Arnold, MO Supporting the Application to the Missouri Housing and Development Commission by Arapaho Development LLC.
 - B. **Resolution 12-50:** A Resolution Authorizing the Mayor to Enter into a Contract with Parking Lot Maintenance, LLC for the City of Arnold Crack Seal Program.

- C. **Resolution 12-51:** A Resolution Authorizing the Mayor to Enter into a Contract With Midwest Systems Truck Equipment to Supply Dump Truck Components to The City of Arnold.
- D. **Resolution 12-52:** A Resolution Amending the Filing of an Application With the Environmental Protection Agency, USA for a Loan Under the Federal Water Pollution Control Act as Amended and the MO Department of Natural Resources.

9. Motions:

- A. A Motion to Hold a Closed Session Immediately Following the City Council Meeting for the Purpose of Discussing Litigation and Personnel Pursuant to RSMo Section 610.02 (1),(3).

10. New Business:

11. Old Business:

12. Committee Reports:

13. Reports from Mayor and Council:

14. Administrative Reports:

15. Adjournment

Next Regular Council Meeting October 4, 2012 at 7:00 p.m.
Next Work Session Meeting October 11, 2012 at 7:00 p.m.

Mayor Ron Counts called the meeting to order at 7:04 pm.

The Pledge of Allegiance was recited.

Mayor Counts gave the opening prayer.

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

ACCEPTANCE OF MINUTES:

Ken Moss made a motion and moved to accept the minutes of the September 6, 2012 meeting if there are no errors, deletions, or corrections. Seconded by Sandra Kownacki. Roll call vote: Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang (excused); 7 yeas, **Motion carried.**

ACCEPTANCE OF WARRANTS:

City Clerk Diane Waller read Payroll Warrant #1142. **Doris Borgelt made a motion and moved to pay Payroll Warrant #1142 in the amount of \$243,981.64** if the monies are available. Seconded by Bill Moritz. Roll call vote: Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang (excused); 7 yeas, **Motion carried.**

City Clerk Diane Waller read General Warrant #5579. **Doris Borgelt made a motion and moved to pay General Warrant #5579 in the amount of \$2,071,447.06.** Seconded by Ken Moss. Roll call vote: Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang (excused); 7 yeas, **Motion carried.**

BUSINESS FROM THE FLOOR

Mayor explained the procedure to speak that is set by ordinance and the need to provide speaker cards.

Mr. Lloyd Rodgers, 861 Morningside, expressed concerns about vacant commercial buildings and how they are an eyesore. He questioned if something could be done and make owners responsible and enforce their co-operation.

Leona Whistler, 22 Starling Community, hoped the city helps out and provides the trash rebates to the residents in Starling Community and Ozark Mobile Home Parks this year.

Venetta Monosky, 2495 Cedar Lane, shared that she had lived there almost 8 years and the sewer and trash rates keep going up in her trailer park and she can't afford it.

Cindy Nuspl, 2486 Cedar Lane, stated the residents did not get their rebate last year because the owner Mr. Steinback was delinquent. She felt if the city could buy water for the fish at City Park, they could offer the rebates. She also directed comments at Doris Borgelt over the mix-up of her support of trash related issues.

Joyce Thomas, 2466 Birch, stated she did not understand why the city denied their rebates last year when they have paid their bills. She is hoping this year the city will approve the rebates.

BILL NO. 2519 – AN ORDINANCE ZONING TWO TRACTS OF LAND IN THE CITY OF ARNOLD, MO IDENTIFIED IN ATTACHMENT A FROM R-4 RESIDENTIAL TO PLANNED RESIDENTIAL DEVELOPMENT (PRD), KNOWN AS RICHARDSON RIDGE VILLAS was read twice by City Clerk Diane Waller. Roll call vote: Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang (excused) 7 yeas, **Ordinance passed.**

BILL NO. 2520 – AN ORDINANCE FIXING THE ANNUAL RATE OF LEVY FOR TAXES was read twice by City Clerk Diane Waller. Roll call vote: Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang (excused) 7 yeas, **Ordinance passed.**

BILL NO. 2521 – AN ORDINANCE PROVIDING FOR AN ADJUSTMENT TO THE FISCAL YEAR 2013 GENERAL BUDGET ALLOCATING FUNDS FROM UNDESIGNATED FUND BALANCE FOR THE TRASH REBATE PROGRAM FOR MOBILE HOME PARK RESIDENTS was read by City Clerk Diane Waller. Roll call vote: Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang (excused), 7 yeas, **Ordinance passed.**

BILL NO. 2522 – AN ORDINANCE ESTABLISHING AN ANNUAL PROGRAM TO REFUND TRASH COLLECTION FEES TO ARNOLD RESIDENTS LIVING IN MOBILE HOME PARKS WHENEVER TRASH COLLECTION FEES ARE WAIVED was read twice by City Clerk Diane Waller. Roll call vote: Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang (excused) 7 yeas, **Ordinance passed.**

RESOLUTIONS

RESOLUTION NO. 12-49 – A RESOLUTION OF THE CITY OF ARNOLD MO SUPPORTING THE APPLICATION TO THE MISSOURI HOUSING AND DEVELOPMENT COMMISSION BY ARAPAHO DEVELOPMENT LLC. was discussed. Bill Moritz offered a motion to approve and so moved. Seconded by Michelle Hohmeier. Roll call vote: Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang (excused) 7 yeas, **Resolution passed.**

RESOLUTION NO. 12-50 – A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH PARKING LOT MAINTENANCE, LLC FOR THE CITY OF ARNOLD CRACK SEAL PROGRAM was discussed.

Ms. Borgelt stated she had provided photos of this company's work previously with the city and didn't feel they did a good job.

Bill Moritz suggested we follow the recommendation of the Public Works staff, as they have the expertise in this area, and go with Parking Lot Maintenance.

Michelle Hohmeier felt there had been issues with them and indicated there was a 2 page punch list and we should get problems fixed first, before awarding another contract.

Mr. Baker explained a punch list like that is normal, issues will be taken care of, they are doing a good job and have high ratings.

Michelle Hohmeier suggested we look at the lowest bidder.

Doris Borgelt again questioned the work done by PLM.

More discussion followed and Paul Freese called the question and asked for the vote.

A motion was offered by Paul Freese and he so moved on Resolution No. 12-50. Seconded by Bill Moritz. Roll call vote: Hohmeier, yes; Moritz, yes; Amato, no; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, no; Lang (excused) 5 yeas, 2 nays, **Resolution passed.**

RESOLUTION NO. 12-51 - A RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO A CONTRACT WITH MIDWEST SYSTEMS TRUCK EQUIPMENT TO SUPPLY DUMP TRUCK COMPONENTS TO THE CITY OF ARNOLD was discussed. A motion was made by Phil Amato and he so moved. Roll call vote: Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang (excused) 7 yeas, **Resolution passed.**

RESOLUTION NO. 12-52 - A RESOLUTION AMENDING THE FILING OF AN APPLICATION WITH THE ENVIRONMENTAL PROTECTION AGENCY, USA FOR A LOAN UNDER THE FEDERAL WATER POLLUTION CONTROL ACT AS AMENDED AND THE MO DEPARTMENT OF NATURAL RESOURCES was discussed. A motion was made by Bill Moritz and he so moved. Seconded by Paul Freese. Roll call vote: Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang (excused) 7 yeas, **Resolution passed.**

MOTIONS

A motion to hold a closed session immediately following the City Council meeting for the purpose of discussing litigation and personnel pursuant to RSMO. Section 610.02 (1), (3). was offered by Bill Moritz. Seconded by Paul Freese. Roll call vote: Hohmeier, yes; Moritz, yes; Amato, yes; Freese, yes; Kownacki, yes; Moss, yes; Borgelt, yes; Lang (excused). **Motion carried.**

NEW BUSINESS

Bill Moritz indicated there was some confusion with the Chamber of Commerce. Mayor stated this issue will be taken care of at our next meeting.

OLD BUSINESS

Michelle Hohmeier questioned if some areas were missed when crack sealing last time due to parked cars and wondered if advance notification would help.

Mr. Bryson explained any notification could help but it would be hard to determine just when the process would take place as once it is started, it goes rather quickly.

Bill Moritz questioned if residents could be allowed to park in the yard during the sealing project but Chief would not support this idea. He indicated we have ordinances against parking in the yard and this could lead to other problems.

COMMITTEE REPORTS

Paul Freese stated the most recent Arnold Days was the best and congratulated Susie and her staff.

Bill Moritz added the fireworks were great.

REPORTS FROM MAYOR & COUNCIL

Mayor Ron Counts – Mayor Counts dittoed the remarks and felt this was the best Arnold Days. The whole weekend was fantastic. He shared how he enjoyed the experience of talking with former Mayors and how impressed he was with the float. He thanked Susie and her staff and a round of applause was given.

Ward 4 – Sandra Kownacki – Reported she had attended the MML conference and found it very interesting and attended some good sessions.

Ward 4 - Ken Moss – Reported on the Arnold Days and the presence of all the police officers. He thought it was good that scheduling only had minimal overtime. He felt there were only minimal problems for the entire weekend.

Ward 3 – Phil Amato – Said Arnold Days was great and reminisced on how far Arnold has come the last 40 years.

Ward 3 – Paul Freese – Shared that the fireworks impacted those in surrounding communities as they could be seen and heard from miles away.

Ward 2 – Bill Moritz – Had something from MML about engaging citizens and would like to bring that forward to a future work session.

Ward 2 - Michelle Hohmeier – No Report

Ward 1 - Cricky Lang - Excused

Ward 1 – Doris Borgelt - Reported she also felt Arnold Days was good but suggested we figure out a way to light up the intersection at the entrance to the park.

Chief acknowledged he will try and work something out with Parks Department.

ADMINISTRATIVE REPORTS

Treasurer Kroupa – He added some thoughts on rerouting traffic from the Park by using another exit.

Interim City Administrator/Chief Shockey – Reported Councilwoman Cricky is doing well after her surgery. Acknowledged Susie Boone, the committee, staff and police officers, all did a great job on Arnold Days. He also reported there were big crowds and the officers did a great job. Offered kudos to everyone involved in the Arnold Days.

City Clerk Diane Waller – Reported she too had attended the Arnold Days and expressed her appreciation to all involved.

Susie Boone – Reported on the 9-11 ceremony and how well it went, adding she anticipates doing this out of respect and reverence every year. She recognized all the volunteers, along with staff, that helped to make the Arnold Days a success.

Bryson Baker – Provided an update on the Astra Way project and how he hopes it is done by the end of October.

Attorney Bob Sweeney – No report.

Deb Lewis – No report.

Greg Hall – Reported on the Aging and Disability Meeting today and announced October is Disability Awareness Month.

Mayor announced a recess at 8:03 pm. and then council will go into closed session.

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Closed session ended at 10:55 pm.

A motion was offered by Bill Moritz to adjourn the meeting. Seconded by Paul Freese.

Voice Vote: all yeas.

Meeting adjourned at 10:55 pm.


City Clerk Diane Waller

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: RETULAR

DATE: 9/20/2012

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BILL NO - RESOLUTION - MOTION

| | | ROLL CALL | APPROVE 9/6/2012 MINUTES | APPROVE PAYROLL WARRANT NO. 1142 | APPROVE GENERAL WARRANT NO. 5579 | APPROVE BILL NO. 2519 | APPROVE BILL NO. 2520 |
|----------------------------------------------------------------|------------------------------|-----------|--------------------------------|-------------------------------------------|-------------------------------------------|--------------------------|--------------------------|
| COUNCIL MEMBERS: | | | | | | | |
| MAYOR | RON COUNTS | PRESENT | | | | | |
| COUNCIL: | MICHELLE HOHMEIER | PRESENT | YES | YES | YES | YES | YES |
| COUNCIL: | BILL MORITZ | PRESENT | YES | YES | YES | YES | YES |
| COUNCIL: | PHIL AMATO | PRESENT | YES | YES | YES | YES | YES |
| COUNCIL: | PAUL FREESE | PRESENT | YES | YES | YES | YES | YES |
| COUNCIL: | SANDRA KOWNACKI | PRESENT | YES | YES | YES | YES | YES |
| COUNCIL: | KEN MOSS | PRESENT | YES | YES | YES | YES | YES |
| COUNCIL: | DORIS BORGELT | PRESENT | YES | YES | YES | YES | YES |
| COUNCIL: | CRICKY LANG | EXCUSED | EXCUSED | EXCUSED | EXCUSED | EXCUSED | EXCUSED |
| INTERIM ADMINIS TRATOR/ CHIEF OF POLICE | BOB SHOCKEY | PRESENT | PARKS DIR: | SUSIE BOONE | | PRESENT | |
| CITY CLERK: | DIANE WALLER | PRESENT | PUBLIC WORKS: | BRYSON BAKER | | PRESENT | |
| COM DEV DEPT | CHRISTIE HULL- BETTALE | PRESENT | TREASURER: | DAN KROUPA | | PRESENT | |
| FINANCE DIR: | DEBORAH LEWIS | PRESENT | DIR. OF ADMIN. | GREG HALL | | PRESENT | |
| CITY COUNSELOR | BOB SWEENEY | PRESENT | | | | | |

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 9/20/2012

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BILL NO - RESOLUTION - MOTION

| | APPROVE BILL NO. 2521 | APPROVE BILL NO. 2522 | APPROVE RESOLUTION NO. 12-49 | APPROVE RESOLUTION NO. 12-50 | APPROVE RESOLUTION NO. 12-51 | APPROVE RESOLUTION NO. 12-52 |
|----------------------------------------------------------------------------|--------------------------|--------------------------|------------------------------------|------------------------------------|------------------------------------|------------------------------------|
| COUNCIL MEMBERS: | | | | | | |
| MAYOR <u>RON COUNTS</u> | | | | | | |
| COUNCIL: <u>MICHELLE HOHMEIER</u> | YES | YES | YES | YES | YES | YES |
| COUNCIL: <u>BILL MORITZ</u> | YES | YES | YES | YES | YES | YES |
| COUNCIL: <u>PHIL AMATO</u> | YES | YES | YES | NO | YES | YES |
| COUNCIL: <u>PAUL FREESE</u> | YES | YES | YES | YES | YES | YES |
| COUNCIL: <u>SANDRA KOWNACKI</u> | YES | YES | YES | YES | YES | YES |
| COUNCIL: <u>KEN MOSS</u> | YES | YES | YES | YES | YES | YES |
| COUNCIL: <u>DORIS BORGELT</u> | YES | YES | YES | NO | YES | YES |
| COUNCIL: <u>CRICKY LANG</u> | EXCUSED | EXCUSED | EXCUSED | EXCUSED | EXCUSED | EXCUSED |
| INTERIM ADMINIS TRATOR/ CHIEF OF POLICE BOB SHOCKEY | | | | | | |
| CITY CLERK: DIANE WALLER | | | | | | |
| COM DEV DEPT CHRISTIE HULL- BETTALE | | | | | | |
| FINANCE DIR: DEBORAH LEWIS | | | | | | |
| CITY COUNSELOR BOB SWEENEY | | | | | | |
| | | | PARKS DIR: | SUSIE BOONE | | |
| | | | PUBLIC WORKS: | BRYSON BAKER | | |
| | | | TREASURER: | DAN KROUPA | | |
| | | | DIR. OF ADMIN. | GREG HALL | | |

CITY OF ARNOLD, MISSOURI

ROLL CALL

MEETING: REGULAR

DATE: 9/20/2012

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BILL NO - RESOLUTION - MOTION

| | | MOTION TO HOLD CLOSED SESSION | | | | | |
|----------------------------------------------------------------|------------------------------|-------------------------------------|-----------------------|--------------|--|--|--|
| COUNCIL MEMBERS: | | | | | | | |
| MAYOR <u>RON COUNTS</u> | | | | | | | |
| COUNCIL: <u>MICHELLE HOHMEIER</u> | | YES | | | | | |
| COUNCIL: <u>BILL MORITZ</u> | | YES | | | | | |
| COUNCIL: <u>PHIL AMATO</u> | | YES | | | | | |
| COUNCIL: <u>PAUL FREESE</u> | | YES | | | | | |
| COUNCIL: <u>SANDRA KOWNACKI</u> | | YES | | | | | |
| COUNCIL: <u>KEN MOSS</u> | | YES | | | | | |
| COUNCIL: <u>DORIS BORGELT</u> | | YES | | | | | |
| COUNCIL: <u>CRICKY LANG</u> | | EXCUSED | | | | | |
| INTERIM ADMINIS TRATOR/ CHIEF OF POLICE | BOB SHOCKEY | | PARKS DIR: | SUSIE BOONE | | | |
| CITY CLERK: | DIANE WALLER | | PUBLIC WORKS: | BRYSON BAKER | | | |
| COM DEV DEPT | CHRISTIE HULL- BETTALE | | TREASURER: | DAN KROUPA | | | |
| FINANCE DIR: | DEBORAH LEWIS | | DIR. OF ADMIN. | GREG HALL | | | |
| CITY COUNSELOR | BOB SWEENEY | | | | | | |

