

City of Wright City
Board of Aldermen Meeting
April 14 2011, 6:30 pm

Signed in Attendance: Barb & Ron Grab, Gary Miller and Julie Myers of Tri-County Agency, Donald Groeglein, Rich Norden, Larry Terbrock, Bernie Terbrock, Bobby Phegley, Dan Hampson, Ken McLaughlin, Jim & Denise Merrell, Shawn Shults, Tim Schmitt, Kellie & Mark Pettig, Nancy Benkowich, Sara Meadows, Gina Allen, Matt Speight, Matt Irvin, David Carjo, Chuck Harrington, Brad Pease, Matt Kaatman, Nathan Essary, Shawn Nitchman, Jeff & Vicky Katke and M. Mora.

City Official attendance: Mayor Heiliger, Alderman Schuchmann, Alderman Black, Alderman Toothman and Alderman Reynolds were present.

Staff and Others: Superintendent Larry Janish, Economic Developer Karen Gironde, City Clerk Christine Martin, Police Chief Doug Saulters, Police Officer Jim Hepperman and Parks Director Curt Kehoe.

Roll Call

City Clerk Christine Martin called roll with Mayor Heiliger, Aldermen Schuchmann, Black, Toothman, and Reynolds present. The City Clerk reported the Mayor and four (4) Board Members present.

Mayor Heiliger called the meeting to order at 6:30 pm.

Meeting Minutes

Minutes from Board Meeting of March 24, 2011 – Alderman Toothman made a motion to approve the minutes from the Board of Alderman Meeting of March 24, 2011. Alderman Reynolds seconded it and the motion unanimously carried.

Approval of Election Results

City Clerk Christine Martin read the Certified Election Results as received and certified on April 6, 2011, from the County Clerk of Warren County, Barbara Daly for the Municipal Election held April 5, 2011, the results were: Ward I Alderman Tom Black had 26 votes and Ward II Alderman James E. Toothman had 23 votes. Alderman Schuchmann made a motion to accept the results of the Election. Alderman Reynolds seconded it and the motion unanimously carried.

Adjourn with outgoing Board

Alderman Schuchmann made a motion to adjourn with the outgoing Board. Alderman Reynolds seconded it and the motion unanimously carried.

Swear in newly Elected Officials

City Clerk Christine Martin swore in Tom Black as Ward 1 Alderman and Jim Toothman as Ward 2 Alderman.

Roll Call

City Clerk Christine Martin called roll with Mayor Heiliger, Alderman Schuchmann, Alderman Black, Alderman Toothman and Alderman Reynolds present. The City Clerk reported the Mayor and four (4) Board Members present.

Mayor Heiliger called the meeting to order with the new Board

Elect President of Board

Alderman Reynolds made a motion to nominate Jim Schuchmann as president of the Board. Alderman Toothman seconded it and the motion unanimously carried.

Responses to previous comments/concerns - None

Open Meeting to public comments/concerns - Donald Groeglein of 114 Chestnut Ridge Drive was present and asked about getting some street lights turned on for safety issues. He said he moved in about 8 months ago and said there are about 20 houses there now. He stated he has had some problems and have had to call the police. The Subdivision is Hickory Trails. Mr. Groeglein said he has called the City, Cuivre River and the builder regarding the street lights that are not working yet. Superintendent Larry Janish said he will check with Cuivre River on Friday to see what the status is.

Chuck Harrington of the Spring Lake Villas was present and asked about the latest status of Indian Head Lodge Road. He said it has potholes and is in poor condition. Superintendent Larry Janish said it is the private road that Hal Barebo used to own, but he is now deceased. Larry Janish said it is the only entrance and exit for the Villas, Spring Lakes Subdivision and Greenfield Estates. Alderman Schuchmann asked about the condition of the road. Mr. Harrington said it has potholes and is just falling apart. Larry agreed to meet Mayor Heiliger to look at the road.

James Marrow of 552 Falcons Flight was present and complained about the weeds at Falcons Crest. He asked who will take care of it this year. Superintend Larry Janish said the banks do own the lots and they will be notified. Mr. Marrow also discussed the fire hydrants with black bags on them and stated the one across from his home has had the bag blow off of it. Superintendent Larry Janish stated he will check on the hydrants with the Fire Department.

Public Hearing - None

Old Business

Request for Refund from Landlord – Account 100194003 – Alderman Schuchmann made a motion to postpone the request. Alderman Reynolds seconded it and the motion unanimously carried.

Request for Utilities Balance Adjustment – Account 500560001 - Alderman Schuchmann said they found out there is a floor drain close to where the water pipe ruptured and most of the water would have gone down the drain and back into the system. Alderman Schuchmann made a motion not to adjust the sewer bill. Alderman Reynolds seconded it and the motion unanimously carried.

Insurance Bids - Alderman Toothman made a motion to accept the bid from Midwest Agency as the Insurance carrier for the City of Wright City. Alderman Reynolds seconded it and the motion unanimously carried.

Stuermann Road – Mayor Heiliger said the City is currently in negotiations with Warren County to accepting title to the road. He said it is progressing, but there are some details to work out yet with it all being positive. James Morrow asked about the cost of improvements and if it will be kicked back to property owners. Mayor Heiliger told everyone they have been super patient and he asked for more time. Mr. Marrow asked how he and everyone else will be notified of future meetings on Stuermann Road. Mayor Heiliger said he will get ahold of Matt or everyone will be contacted. Warren County Commissioner Dan Hampson thanked the Board and explained to everyone that the City and County is very close in their negotiations. Commissioner Hampson told everyone he was very happy and proud of Wright City Mayor and Board as they have stepped up to the plate to get something done for the residents. Mayor Heiliger said the City appreciates the County as they have been completely open. Mayor Heiliger said the City also had a meeting with MODOT to discuss the location of the road. MODOT is proposing to put a flashing sign up on Hwy ‘H’ northbound only coming from Hwy ‘M’. He said MODOT said a speed limit sign is not as affective as a flashing sign. Erecting a ‘School Bus Stop ahead’ sign was discussed. Mayor Heiliger said there is not a definite time frame. A resident asked who maintains the roads in Falcons Crest as the new road has holes in the center of them. Mayor Heiliger said it will be checked out. Larry Terbrock asked if the City is going to open up issuing new home permits again.

Insurance Bids – Continued - Gary Miller with Tri-County Agency asked questions regarding the quote they submitted for the Insurance Bid for the City and discussed that the bid for Midwest Agency was higher than what they quoted. Alderman Schuchmann stated that the City went with what was the best protection and value package for the City. Matt with Scott Agency addressed the Board and asked if there is anything they missed, they would like to know what it is for future purpose. Mayor Heiliger stated after getting with City Staff, the City should be able to provide more information to him.

Big Boys - City Clerk Christine Martin said Christina Lemons of Victory Tire was in yesterday to pick up a letter that she stated she never received regarding the required lease. Another issue that Ms. Lemons brought up was parking on the lot because it is being used as a commuter

parking lot. City Attorney Josh Payton said it should be an agreement based off of the letter. He requested a copy of the letter.

2011 Business Licenses - City Clerk Christine Martin said there are four businesses that have not obtained their license. There are two businesses that are scheduled to come in within the next day or so. She stated on the other two that have not contacted her; she will follow procedures in the code.

New Business

Special Permit – Bradley Pease, 143 Bryan Ride Drive – Wedding Reception - Mr. Brad Pease and explained he lives at the end of a cul-de-sac and is requesting permission to use the cul-de-sac. Mr. Pease said he provided copies of insurance and specs along with the application. The tent will hold up to 75 people. Chief Saulters asked about the parking. He does have a problem with using the street for parking. The Board suggested he get with the High School to use their parking lot. Mr. Pease said he will contact the School. Alderman Schuchmann asked Mr. Pease if he cut the time down to 8:00 pm. Alderman Schuchmann made a motion to postpone the request. Alderman Reynolds seconded it and the motion unanimously carried.

Special Permit – Mickie Mora - Ruiz Castillo - Cinco De Mayo – Michelle Mora from Ruiz Castillo was present and asked for a Special Permit to hold Cinco De Mayo on Thursday, May 5th and on Saturday, May 7th from 5:00 am to 11:00 pm. Alderman Schuchmann asked Ms. Mora if the time could be changed to 5:00 am to 9:00 pm on Thursday and to allow Saturday's event to end at 11:00 pm. Chief Saulters requested that their security wear t-shirts saying security on it. Alderman Schuchmann made a motion to approve the special permit with the event ending at 9:00 am on Thursday May 5th and 11:00 pm on Saturday and to follow recommendations made by Chief on security. Alderman Toothman seconded it and the motion unanimously carried

Bobby Phegley – Cemetery Lot Sales – Mr. Bobby Phegley of 14819 Mac Lane in Warren County was present. He stated he has also owned property at 109 East North First Street in Wright City for the past nine (9) years. He stated he came to buy cemetery lots but since he doesn't own residential property in Wright City, he is required to pay \$600 instead of the in-town rate of \$300. Mr. Phegley said he feels the City should change the ordinance to accommodate if you own property in Wright City to allow the in-town rate. He expressed his concern that the in-town rate should be \$600 and the out-of-town rate should be more than that. Mr. Phegley asked that he be notified of what the Board decides to do.

Appointments to Planning & Zoning Commission - City Clerk Christine Martin stated Valerie Viviano-Laneman's seat is up and she is resigning and the President of the Board is usually on the Planning & Zoning Commission. Mayor Heiliger made a recommendation to appoint Alderman Schuchmann to the Planning & Zoning Commission. Alderman Toothman made a motion to accept the Mayor's recommendation to appoint Alderman Schuchmann to the Planning & Zoning Commission. Alderman Reynolds seconded it and the motion unanimously carried. City Clerk Christine Martin informed the Mayor there needs to be seven members on the

Planning & Zoning Commission. She stated Valerie will be at the April meeting. The Board asked that it be tabled to the next meeting.

Hiring of Seasonal Umpires/Concession Workers – Curt Kehoe asked for permission to hire Stuart Bruning, Dave Lewis, Brittany Abercrombie, Ken Dildine and Todd Hamlet as Umpires and Kirslyn Bandy, Heather Conley, David Evermann, Caleb Fox, Tabitha Jones, Dave Lewis, Julia Meyer, Meghan Rowe, Tina Rowe and Barb Zimmerman as Concession Workers. Some are still on the payroll from the previous year. Alderman Schuchmann asked if wages were set by ordinance. Curt said first year Umpires start at \$15 per game and then go to \$20 and then to \$25 per game and \$7.25 per hour for the seasonal Concession Workers. Alderman Schuchmann made a motion to approve hiring the list of names for Umpires and Concession Workers with the Umpires to be paid a sliding scale of \$15 to \$25 per game and the Concession Workers to be paid \$7.25 per hour. Alderman Reynolds seconded it and the motion unanimously carried.

Appointment of Part-time Police Officer – Police Chief Doug Saulters said they are currently down two (2) part-time officers and asked to hire Craig E. Finnegan, a previous employee. He currently works for St. Louis County in the Civil Process Division. Everyone he's talked to has high remarks of him and the way he conducts himself. Mayor Heiliger made a recommendation on Chief Saulters recommendation to hire Craig E. Finnegan as a part-time officer. Alderman Schuchmann made a motion to accept Mayor Heiliger's recommendation based on Chief Saulters recommendation to hire Craig E. Finnegan as a part-time officer and to pay him at part-time officer's pay scale. Alderman Reynolds seconded it and the motion unanimously carried.

Utility Billing Adjustment Report for March - Schuchmann made a motion to approve the Utility Billing Adjustment Report for March. Alderman Black seconded it and the motion unanimously carried

Code Enforcement Officer – City Clerk Christine Martin stated Bob Barclay could not make the meeting tonight. Alderman Schuchmann said he talked to Bob Barclay about doing the Code Enforcement Officer's duties on an as-needed basis, with dropping back to Larry Janish and his staff to enforce the minor infractions such as tall grass and garage sale signs, etc. If it is a major infraction of building violations, Larry will use his discretion to utilize Bob Barclay's services as a Code Certified Inspector at the rate of \$60 per hour. Schuchmann made a motion to hire Bob Barclay as the Code Enforcement Officer to be on an as-needed basis at the rate of \$60 per hour and to be at Larry Janish's discretion on when he is needed. Alderman Reynolds seconded it and the motion unanimously carried

Newsletter Review – City Clerk Christine Martin said she did not have anything at this time, but asked if anyone had something for the Newsletter to let her know.

Digital Code Update – City Clerk Christine Martin said the Board approved the Code Update at the last meeting and then we received information on the Digital Code Update with the price for that. Alderman Schuchmann asked Christine to look into the Digital Code Update because of the difficulty and time involved to find something in the code. With the Digital Code Update it will only take about five (5) seconds to find everything in the code book on a topic. It will take

the City Staff, the Board and City Attorney must less time to research something. There is enough in the current budget to go with the entire Digital Code Update as proposed. Chief Saulters said he was going to ask for the codes to be put online. City Clerk Christine Martin asked if the ordinance on the current Agenda could also be added to be updated into the Code.

Municipal Judge – City Clerk Christine explained we did RFQ’s for the Prosecuting Attorney last year and this year is time to put RFQ’s out for Municipal Judge as the Auditors recommend it. This is the first time since the Court was created in 2005. Alderman Schuchmann made a motion to advertise for RFQ’s for Municipal Judge. Alderman Reynolds seconded it and the motion unanimously carried.

Notice to Proceed – Southern Wright City Water Line Relocation Project – Phase 4 - It was discussed this needs to be postponed until after approval of the Ordinances. Alderman Schuchmann made a motion to amend the Agenda to postpone 16.l. until after we complete the ordinances. Alderman Reynolds seconded it and the motion unanimously carried.

Ordinance/Resolutions

Bill #04-11 was presented to the Board. Bill 04-10 was read for the first time by title. AN ORDINANCE AMENDING CHAPTER 215, OFFENSES GENERALLY, OF TITLE II OF THE WRIGHT CITY MUNICIPAL CODE BY ADDING A NEW SECTION 215.347 REGULATING THE POSSESSION, DISTRIBUTION AND DISPLAY OF PRODUCTS CONTAINING SYNTHETIC CANNABINOIDS. Alderman Schuchmann made a motion to read Bill 04-11 a second time by title. Alderman Reynolds seconded it and the motion unanimously carried. After the second reading, Alderman Schuchmann moved that amended Bill #04-11 be placed upon final passage. Alderman Reynolds seconded it and the motion unanimously carried. City Attorney Josh Payton recommended adding a list of other scientific names pertinent to the ordinance for which he presented a copy of. Alderman Schuchmann made a motion to amend this proposed ordinance to include the names as presented by the City Attorney. Alderman Reynolds seconded it and the motion unanimously carried. After the second reading, Alderman Schuchmann moved that amended Bill #04-11 be placed upon final passage. Alderman Reynolds seconded it and the motion unanimously carried. Mayor Heiliger then put the question “Shall Bill #04-11 be passed and become an ordinance?” Roll call was taken with the following vote:

Alderman Schuchmann	Yea	Alderman Reynolds	Yea
Alderman Black	Yea	Alderman Toothman	Yea

The Bill having the majority vote of the members present was adopted. Said Bill was thereupon presented to the Mayor and President of the Board for their signatures and approval. It was then duly signed and becomes Ordinance #733 of the City of Wright City, Missouri.

Ms. Gina Allen asked the Board some questions of the difference between K-2 and Bath Salts terminology. City Attorney Josh Payton and Alderman Schuchmann answered her questions. Ms. Allen said she appreciates the City being proactive.

Bill #05-11 was presented to the Board. Bill 05-11 was read for the first time by title. AN ORDINANCE AUTHORIZING EXECUTION OF A CONTRACT WITH C&S COMPANIES, INC. FOR INSTALLING PHASE 4 OF THE SOUTHERN WATER LINE RELOCATION PROJECT FOR THE CITY OF WRIGHT CITY, MISSOURI. Alderman Schuchmann made a motion to read Bill 05-11 a second time by title. Alderman Reynolds seconded it and the motion unanimously carried. After the second reading, Alderman Schuchmann moved that Bill #05-11 be placed upon final passage. Alderman Reynolds seconded it and the motion unanimously carried. Mayor Heiliger then put the question “Shall Bill #05-11 be passed and become an ordinance?” Roll call was taken with the following vote:

Alderman Schuchmann	Yea	Alderman Reynolds	Yea
Alderman Black	Yea	Alderman Toothman	Yea

The Bill having the majority vote of the members present was adopted. Said Bill was thereupon presented to the Mayor and President of the Board for their signatures and approval. It was then duly signed and becomes Ordinance #734 of the City of Wright City, Missouri.

Notice to Proceed – Southern Wright City Water Line Relocation Project – Phase 4 -

Alderman Schuchmann made a motion to issue a Notice to Proceed with the Southern Wright City Water Line Relocation Project Phase 4. Alderman Reynolds seconded it and the motion unanimously carried. Superintendent Larry Janish said the project should start around May 2nd.

Reports

Engineering – None

Park - Curt Kehoe gave a report to the Board. Curt said the Kids Easter Egg Hunt is coming up this Saturday at 1:00 pm. The Adult East Egg Hunt will be that evening and that registration is going very well. There will be live entertainment and Barbeque. With all the problems with the High School field, the High School Baseball Team is playing all of their home games at Ruge Park. Arts in the Park is coming up and there are two (2) well-known sculptors coming. One is coming on Saturday and he is the one who did the Bronze Statues at Bush Stadium. He will have some things on display at the Park Building on Saturday, April 30th. The other Sculptor coming is more of a natural Sculptor and does more natural things with items such as tree limbs. They are going to have a community-built sculpture at the far end of Ruge Park in the Memorial Garden section similar to the eagle at Diekroeger. The Academy kids stepped up and filled almost 6,000 eggs today.

Public Works - Superintendent Larry Janish discussed City Hall rear parking lot. He was asked to get an estimate for parking for the Police Department. If it goes in gravel it will take about two loads at \$200 per load. If it is done in concrete it will take about one load of gravel to bring it up to grade and will pour a four inch slab which will cost about \$800 in concrete. Larry suggests putting in gravel first to keep the water away from the building because it will be sloped towards the alley. Alderman Toothman asked if there is any lighting back there. Chief Saulters said there is a light on the corner that can be redirected. He also would like an outside outlet in that area so the cars can be vacuumed out. Larry said they will start on the Huster Drainage Project as soon as the easements are all signed. Larry said he gave up on the Railroad approval of the sign so he plans to install the sign on Barb Hollaway’s property after he removes the tree.

He said Ms. Hollaway gave permission for the sign and to remove the tree. Larry discussed street sweeping and said there is only one company which is Contractor's Municipal Sweeping. The cost is approximately \$1500. The Board informed Larry to proceed with street sweeping. Larry said he is going out on bids for street striping for Bell Road, Westwoods Road and Roelker Road. He stated Roelker Road has never been striped. Larry said he will get bids and come back to the next meeting with prices and stated crosswalks are included. Alderman Schuchmann asked Larry Janish if he ever got together with the contractor regarding the hole in the pressure line at Spring Lakes. He said we have all of the invoices on it now and will contact them.

Building Official - Larry Janish stated there were two (2) New Home Permits issued for Regeon Homes, at 109 and 133 Trotters Creek. There were three (3) sign permits, two (2) at Westwoods & Spring Hill Ct and one (1) at the Hockey Rink. There was one (1) Repair/Renovation of a front porch at 207 Southwest Avenue, Two (2) fence permits for 113 Lake Tucci Circle and 63 Spring Hill Circle, two (2) deck permits for 1033 Samwise and 106 Chestnut Ridge. There were a total of ten (10) occupancy inspections. Alderman Schuchmann asked what happened with the fence that was falling over off of Stuermann Road. Larry said it was at 209 Peregrine and he is not sure if a summons was written on it.

Police Department – Chief Saulters gave a report to the Board. He said they've had 585 calls in the last two weeks and 61 of those are incident reports on stealing, traffic stops, arrests, etc. They've had two (2) burglaries and have suspects on each case. He asked the Board about getting a portable wire dog cage to provide for a place to lock up a dog while they are waiting for Animal Control to pick it up. He discussed putting it at the northeast corner of the building where they asking for additional parking. He said Robin Polston takes care of most of them if they are good natured. The officers are not equipped to handle a vicious animal. He suggested a five foot high cage and Alderman Schuchmann suggested a 2 x 3 ft. cage with a top on it. Larry said he may know where he can get one and will let the Board know. Chief also asked about a choke pole for catching a dog.

City Hall – City Clerk Christine Martin said some of her report such as Business License has been taken care of. Finke Monument has been called on the Cemetery Stone Damage and the City is waiting for them to repair the stones. She will then call the Stammers' to inspect the damage repair. She attended the Memorial Society Meeting and on April 1st and they submitted a wish list which is a need for a drain pipe as you enter the cemetery on the right side. Larry agreed it was needed and said he does have some pipe he can put in there. The other items are some potholes in the road and the roads need more gravel, and the flag was tattered which Curt Kehoe is taking care of. City Clerk Christine Martin gave payment status on Account 400182001. She discussed Court Clerk Training and the City paying up front this year for Laura to attend the MACA Conference whereas last year Pasadena Hills paid up front. Alderman Schuchmann made a motion to allow Laura Brown to attend the Court Clerk Training, advance the funds with half of it being reimbursed by Pasadena Hills. Alderman Toothman seconded it and the motion unanimously carried.

Treasurer Report – Karen Gironde gave Report and said March financials are on the table and the first quarter is over. She said everything looks on track. The Auditors were here the week of March 28th through April 1st and plan on coming back. She said one of the changes is the new Gatsby Ruling which requires recording fixed assets and she has to record the value of all street rights-of-way and easements. They will not be depreciated, but be booked and amortized. Nothing in the past will have to be done. Karen said she gave the Board a memo on Fireworks Bonds and said she and Christine has been talking about it. The cash bond will be deposited in

the City's checking account and she will set up a liability fund labeled Fireworks Bonds. When they are done the company can be refunded a check, and a surety bond or irrevocable letter of credit will be locked up in the vault. Alderman Schuchmann said the release of the bond should be approved by the Board with it the site being inspected by Superintendent Larry Janish with pictures taken. The release of the bond will be at the next available meeting after inspection of the vacated site and being signed off by the Code Official.

Economic Development – Karen Girondo said she attended an ECMODEV Meeting and is working on a new regional website for Economic Development. She also attended a meeting on a regional broadband study for the three (3) county area and it is a priority from Governor Nixon. There will be about four (4) meetings a year on it. Karen said she is working on the grants administration for the sidewalks enhancement grants. Karen said a letter has gone out to the contractor on the one that needs to be finished up. The contract is almost wrapped up with Cochran with the State so they can proceed with the next phase. She stated she has been talking with several different people on new businesses for Wright City.

Review/Approval of Bills

Alderman Toothman made a motion to approve the Bills. Alderman Schuchmann seconded it and the motion unanimously carried.

Final Questions - Nancy with Midwest Agency was present and said when they put the quote in for the City Insurance, they did not put the quote in based on price. She said they put the quote in based on completion of coverages and quality for the City's Insurance needs. She thanked the Board and Staff for the many questions that made sure all our needs were met.

Commissioner Dan Hampson asked the Board how the ordinance on bath salts is enforced. Chief Saulters said they will just go in and check on the different businesses that are supposed to be selling it.

Gina Allen asked if someone was interested in serving what is the process. Mayor Heiliger advised they should bring it in and present it to Christine or Karen.

It was asked who changes the signs that have the current population on them. Karen answered that MODOT changes them.

Vote to go to call for Emergency Executive Session - Alderman Schuchmann made a motion to come out of regular session and go into an executive session to discuss business relating to Legal, Real Estate and Personnel, as allowed pursuant to the exception of the provisions of Section 610.021(1)(2)(3) RSMo. Alderman Reynolds seconded it and roll call was taken

Alderman Black	Yea	Alderman Schuchmann	Yea
Alderman Reynolds	Yea	Alderman Toothman	Yea

The motion carried.

Alderman Schuchmann made a motion to come out of executive session and go into regular session. Alderman Toothman seconded it and roll call was taken:

Alderman Black	Yea	Alderman Schuchmann	Yea
Alderman Reynolds	Yea	Alderman Toothman	Yea

The motion carried.

Adjournment - Alderman Schuchmann made a motion to adjourn the meeting at 9:00 pm. Alderman Reynolds seconded it and the motion unanimously carried

Approved _____

Attested _____