



**CITY OF WELDON SPRING
BOARD OF ALDERMEN REGULAR MEETING
ON TUESDAY, MAY 11, 2021, AT 7:30 P.M.
WELDON SPRING CITY HALL
5401 INDEPENDENCE ROAD
WELDON SPRING, MISSOURI 63304**

******TENTATIVE AGENDA******

As a precautionary measure to help prevent the exposure and the spread of the Coronavirus (COVID-19) pandemic, A NOTICE IS HEREBY GIVEN that the Regular Board of Aldermen Meeting will be in person at 5401 Independence Road Weldon Spring, Missouri, 63304. The public is encouraged to attend virtually by video-conference and/or audio-conference call, you may attend the meeting on a desktop, laptop, mobile device, or telephone by following the highlighted instructions below.

Link to join Zoom Video-Conference Meeting:

<https://us02web.zoom.us/j/84508449452?pwd=dkpjOVBISEp2QzFwWkVsSXFcIjMzUT09>

Meeting ID: 845 0844 9452

Password: BOA210511

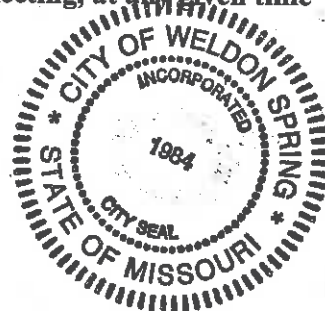
Or by telephone dial: 1-312-626-6799

Meeting ID: 845 0844 9452

Password: 524172365

Anyone that attends the meeting must understand the follow rules with be strictly enforced:

- Any person attending the Meeting at the City Hall or Parks building must wear a mask. If you do not have a mask; one will be provided.
- You will be required to provide contact information for tracing purposes in the event of exposure to the virus.
- Maintain six feet between you and the next person in the meeting, at any given time



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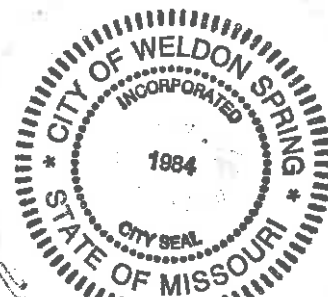
This notice was posted at 5401 Independence Road on 5/7/21 at 2:00pm by Wm C. Zumbly

****AGENDA****

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL and DETERMINATION OF A QUORUM**
4. **CITIZENS COMMENTS**
5. **APPROVAL OF MINUTES**
 - A. April 22, 2021 – Regular Board Meeting Minutes
6. **CITY TREASURER**
 - A. Paid Bills (4-15-21 – 4-30-21)
7. **UNFINISHED BUSINESS**
 - A. Bill #1164 - An Ordinance Amending Chapter 210 of the Municipal Code of the City of Weldon Spring, Missouri, to Enact Regulations Regarding Depositing Snow or Ice in Street, Alley, or Walking Trail – **Alderman Martisus**
 - B. Bill #1165 - An Ordinance Adopting & Enacting a New Code of Ordinances of the City of Weldon Spring, County of St. Charles, State of Missouri; Establishing the Same; Providing for the Repeal of Certain Ordinances Not Included Therein, Except as Herein Expressly Provided; Providing for the Manner of Amending Such Code of Ordinances Providing Penalty for the Violation Thereof; & Providing When the Ordinance Shall Become Effective – **Alderman Kolb**
8. **NEW BUSINESS**
 - A. An Ordinance Repealing Sections, Known as Business License & Person Not to Be Charge for Business License, in its Entirely and Enacting in its Place A New Section in the City of Weldon Spring, Missouri, Municipal Code Beginning with Section 605.005 Through Section 605.025 and Matters Relating Thereto – **Alderman Baker**
 - B. Lot C – Pocket Park Discussion – **City Administrator**
 - C. Economic Development Council 2021 Common Agreement & Services – **City Administrator**
 - D. 4910 & 4935 Sammelman Road Escrow Release (**Motion Needed**)
 - E. St. Charles County Municipal League 2021 Membership Dues – **City Clerk**
9. **REPORTS & COMMITTEES**
 - A. Parks & Recreation Advisory Committee
 - B. City Administrator
 - C. City Attorney
 - D. Legislative Report – City Clerk
10. **RECEIPTS & COMMUNICATIONS**
11. **ADJOURNMENT**

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This notice was posted at 5401 Independence Road on 5/7/21 at 2:00pm by [Signature] c. [Signature]



CITY OF WELDON SPRING
REGULAR MEETING OF THE BOARD OF ALDERMEN
April 22, 2021

CALL TO ORDER: The regular meeting of the Board of Aldermen of the City of Weldon Spring was held on Thursday, April 22, 2021 at approximately 7:30 PM. The meeting was held at the Weldon Spring City Hall, which is located at 5401 Independence Road. Mayor Donald Licklider called the meeting to order.

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was recited.

ROLL CALL AND DETERMINATION OF QUORUM: On a roll call, the following members were present:

Ward 1:		Alderman Yeager
Ward 2:	Alderman Schwaab	Alderman Kolb
Ward 3:	Alderman Martiszus	Alderman Baker

Alderman Clutter was absent from the meeting. A quorum was declared.

PRESENTATIONS:

St. Charles County Economic Development Council Presentation: Scott Drachnik, President of the St. Charles County Economic Development Council, gave a brief presentation about the St. Charles County Economic Development Council and listed the advantages of being a member of the organization.

PUBLIC COMMENTS: There were no public comments at this time.

MINUTES: April 13, 2021, Board Minutes - Alderman Baker moved to approve the minutes from the April 13, 2021, regular meeting with one correction, seconded by Alderman Schwaab. **Motion carried** with 5 ayes.

Note: Alderman Baker wanted the minutes to include the sentence, "Alderman Baker requested action on a derelict vehicle located on Independence Road and Mayor Licklider told Alderman Baker that it will be taken care of," under the Receipts & Communications section.

TREASURER'S REPORT: Alderman Schwaab made a motion to accept the Treasurer's packet of paid bills from April 7, 2021 to April 15, 2021, seconded by Alderman Martiszus. **Motion carried** with 5 ayes.

OLD BUSINESS:

Bill #1163 - An Ordinance Authorizing the Mayor of the City of Weldon Spring to Enter into an Agreement Guaranteeing Maintenance of Certain Improvements with Covington Developer. LLC, Manager of Covington Vanguard Weldon Spring, Owner, LLC, and Matters Relating Thereto: Alderman Schwaab made a motion to

approve Bill #1163 for its second and final reading by title only. Alderman Baker seconded the motion. On a roll call vote, the Bill #1163 was placed as Ordinance 21-03 as followed:

AYES: 5 – Baker, Kolb, Martiszus, Schwaab, and Yeager
NOES: 0
ABSENT: 1 – Clutter

Bill #1164 - An Ordinance Amending Chapter 210 of the Municipal Code of the City of Weldon Spring, Missouri, to Enact Regulations Regarding Depositing Snow or Ice in Street or Public Right-of-Way: No action was taken on Bill #1164 and remains on the table.

NEW BUSINESS:

Certification of Election Results: The election results from the April 6, 2021, Municipal Election are as follow:

Mayor

Kate W. Bauer	425
Donald D. Licklider	480

Ward I

Tom Yeager	252
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Ward II

Janet Kolb	261
Kevin Martin	121
Vic Conlin	3

Ward III

Gerry Baker	170
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Alderman Baker made a motion to accept the certifications from the St. Charles County Election Board as submitted. Alderman Schwaab seconded the motion. **Motion carried** with 5 ayes.

Oath of Office: Mr. Bill Hanks (City Clerk) swore Don Licklider in for a two-year term as Mayor, Tom Yeager for a two-year term as Alderman in Ward I, Janet Kolb for a two-year term as Alderman for Ward II, and Gerry Baker for a two-year term as Alderman in Ward III.

Board President Appointment: Alderman Baker made a motion to nominate Alderman Schwaab as Board President, seconded by Alderman Martiszus. **Motion carried** with 5 ayes.

22 Lissadell Lane Escrow Release: Alderman Baker made a motion to release \$5,000.00 from escrow for the house construction at 22 Lissadell Lane, seconded by Alderman Martiszus. **Motion carried** with 5 ayes.

An Ordinance Adopting & Enacting a New Code of Ordinances of the City of Weldon Spring, County of St. Charles, State of Missouri; Establishing the Same; Providing for the Repeal of Certain Ordinances Not Included Therein, Except as Herein Expressly Provided; Providing for the Manner of Amending Such Code of Ordinances Providing Penalty for the Violation Thereof; & Providing When the Ordinance Shall Become Effective: Alderman Kolb moved to introduce Bill #1165 for its first reading by title only. Alderman Baker seconded the motion and the **motion carried**.

Bill # 1165 was tabled in accordance with City Code.

Resolution 4-22-21 – A Resolution Expressing the City of Weldon Spring, Missouri, Board of Aldermen’s Opposition to House Bill No. 920 of the 101st General Assembly: Alderman Yeager made a motion to approved Resolution 4-22-21, seconded by Alderman Schwaab. **Motion carried** with 5 ayes.

Six (6) Month Receipts and Disbursements Publication Approval – City Administrator: Alderman Baker made a motion to approve the 6-Month Financial Statement for receipts and disbursement as submitted for publication, seconded by Alderman Yeager. **Motion carried** with 5 ayes.

Lot C – Engineering Design & Utility Coordination Project – Contract

Recommendation: Mr. Padella (City Administrator) informed the Board that the Search Committee recommended that the City should start negotiating with Cochran Engineering and the City already received a proposal from Cochran Engineering for consideration. After a brief discussion, Alderman Baker made a motion to amend the proposal to include all the City Attorney’s recommendations and to include a deadline date. The motion was seconded by Alderman Yeager. **Motion carried** with 5 ayes.

Alderman Baker made a motion to approve the proposal with the amended changes from Cochran Engineering, seconded by Alderman Yeager. **Motion carried** with 5 ayes.

Firework Stand Approval: Alderman Kolb moved to approve the following firework stands for David Shaiper Fireworks LLC at the Wolfrum Crossing Shopping Center, Hale Fireworks LLC at Independence Road, (adjacent to the Dairy Queen), Meramec Specialty Co. at Highway 94 and Siedentop Road, Meramec Specialty Co. at Technology Drive, south of Meadows Parkway, and Powder Monkey at 5130 Westwood at Cornerstone Crossing. Alderman Baker seconded the motion. **Motion carried** with 5 ayes.

REPORTS AND COMMITTEES:

PRAC Committee: Alderman Baker stated that there is a pending Work Session schedule to discuss Lot C, which is land dedicated for a new park located next to the Trace Upscale Apartments on Siedentop Road. A brief discussion on this topic took place.

Planning & Zoning Commission: Alderman Martiszus gave a summary from the Planning & Zoning Commission Work Session from April 19, 2021. During the Work Session, City Staff gave some suggestions for consideration on possible municipal zoning code changes.

City Administrator Report: The City Administrator Report was submitted to the Board prior to the meeting. A brief discussion about the Communitywide Survey took place.

City Attorney Report: No report given.

Legislative Report: The Legislative Report was included in the meeting packet.

RECEIPTS & COMMUNICATIONS:

Alderman Kolb stated that she and Alderman Schwaab had a meeting with a couple people from the Highlands Subdivision regarding sidewalks.

Alderman Baker stated that the derelict vehicle located on Independence Road has been removed. Also, he stated he gave the City's Staff some information on residential property maintenance for staff to review.

Mayor Licklider stated that he is planning to meet with St Charles County next week to discuss increasing police services for the City.

ADJOURNMENT:

Alderman Kolb moved to adjourn the meeting at 8:55 PM and Alderman Martiszus seconded the motion. **Motion carried** with 5 ayes.

Respectfully submitted,

William C. Hanks
City Clerk

**PAID BILLS TO BE APPROVED
APRIL 15, 2021 -- APRIL 30, 2021**

EXCEPT FOR THE ITEMS NOTED, THE ATTACHED LIST IS APPROVED BY THE BOARD OF ALDERMAN FOR PAYMENT. APPROVED THIS
11th DAY OF MAY, 2021 _____, MAYOR

CLAIMS REPORT

4/15/2021 THRU 4/30/2021

VENDORREFERENCE

<u>VENDOR</u>	<u>REFERENCE</u>	<u>GL ACCT NO</u>	<u>AMOUNT</u>	<u>CHECK #</u>	<u>CHECK DATE</u>
BANKCARD SVCS - CENTRAL BANK	CITY CLERK CONFERENCE LODGING/MEALS	10-10-5201	\$ 599.25	11290885	4/21/2021
BANKCARD SVCS - CENTRAL BANK	MAILED BUSINESS LICENSE	10-10-5213	\$ 2.20	11290885	4/21/2021
BANKCARD SVCS - CENTRAL BANK	WHITE BD CALENDARS/TABLECLOTH	10-10-5243	\$ 66.63	11290885	4/21/2021
BANKCARD SVCS - CENTRAL BANK	ADOBE SOFTWARE/MONTHLY FEE	10-10-5324	\$ 52.99	11290885	4/21/2021
BANKCARD SVCS - CENTRAL BANK	SPEAKERS/AUDIO VIDEO BD ROOM	10-10-5560	\$ 76.23	11290885	4/21/2021
BANKCARD SVCS - CENTRAL BANK	REFUND - FINANCE CHARGES ON CC	10-10-5952	\$ (20.77)	11290885	4/21/2021
BANKCARD SVCS - CENTRAL BANK	12 HAND SANITIZER REFILLS	10-18-5560	\$ 546.39	11290885	4/21/2021
BANKCARD SVCS - CENTRAL BANK	BLINDS/NEW LOCK/DOOR MAINT	20-20-5233	\$ 211.94	11290885	4/21/2021
BANKCARD SVCS - CENTRAL BANK	SEED/ROUNDUP/MOLE KILLER	20-20-5236	\$ 320.36	11290885	4/21/2021
BANKCARD SVCS - CENTRAL BANK	HYDRAULIC HOSE	20-20-5237	\$ 75.25	11290885	4/21/2021
BANKCARD SVCS - CENTRAL BANK	CITY HALL FRONT DOOR LOCK	20-20-5241	\$ 109.00	11290885	4/21/2021
BANKCARD SVCS - CENTRAL BANK	REPL COMPONENTS/PLAYGROUND	20-20-5464	\$ 3,898.80	11290885	4/21/2021
BANKCARD SVCS - CENTRAL BANK	BROADCAST SPREADER	20-20-5563	\$ 249.99	11290885	4/21/2021
BUILDPRO STL CONSTRUCTION inc	M19-775 WALKING TRAIL	20-20-5470	\$ 7,862.11	11290881	4/27/2021
CENTRAL BANK OF ST LOUIS	BANK SERVICE FEES	10-10-5216	\$ 457.19	11290893	4/9/2021
DELTA DENTAL OF MISSOURI	EMPLOYEES DENTAL INSURANCE	10-02-2110	\$ 48.89	9213	4/20/2021
DELTA DENTAL OF MISSOURI	EMPLOYERS DENTAL INSURANCE	10-10-5130	\$ 249.23	9213	4/20/2021
DIMENSIONAL SECURITY SYSTEMS	QUARTERLY ALARM MONITORING	20-20-5256	\$ 48.00	9214	4/20/2021
GENERAL CODE LLC	CODIFICATION UPDATE	10-10-5326	\$ 844.90	9218	4/27/2021
GRAPHIC ENTERPRISES, INC	TONER CARTRIDGES TN760 & TN660	10-10-5243	\$ 105.98	9221	4/27/2021
GRAPHIC ENTERPRISES, INC	TONER CARTRIDGES TN760 (COURT)	10-16-5243	\$ 55.99	9221	4/27/2021
INSURANCE STORE INC	PUB OFFICIAL BOND - TREASURER	10-10-5208	\$ 463.00	9217	4/27/2021
LASHLY & BAER, P.C.	MUNI PA-CERTIFYING CASES	10-10-5304	\$ 465.00	9216	4/22/2021
METROPARK COMMUNICATIONS	TELEPHONE/INTERNET	20-20-5251	\$ 408.10	11290886	4/30/2021
MISSOURI DEPT OF REVENUE	CRIME VICTIM COURT FEES	10-02-2511	\$ 149.73	16402	4/15/2021
MO DEPT OF NATURAL RESOURCES	PERMIT:MO CLEAN WATER LAW	10-10-5204	\$ 250.00	9219	4/27/2021
MO DEPT OF PUBLIC SAFETY	P.O.S.T. COURT FEES	10-02-2521	\$ 21.00	16403	4/15/2021
MUNIWEB	WEBSITE REDESIGN	10-10-5210	\$ 240.00	11290879	4/25/2021
REINHOLD ELECTRIC INC	PARKS BLDG RECONNECT ELECPANEL	20-20-5233	\$ 162.00	9222	4/27/2021
REPUBLIC SERVICES	TRASH SERVICE	20-20-5254	\$ 103.15	9215	4/22/2021
SHERIFF'S RETIREMENT SYSTEM	SHERIFF'S RETIREMENT-COURT FEES	10-02-2531	\$ 63.00	16404	4/15/2021
TRUGREEN LIMITED PARTNERSHIP	LANDSCAPING/FERTALIZATION	22-22-5264	\$ 960.00	9220	4/27/2021

UNITED HEALTHCARE	HEALTH INS	EMPLOYEE PORTION	10/2/2110	\$619.94	9212	4/19/2021
UNITED HEALTHCARE	HEALTH INS	EMPLOYER PORTION	10/10/5132	\$2,722.01	9212	4/19/2021
VERIZON WIRELESS	CELL PHONE	PARKS DEPT	20-20-5257	\$7.57	11290880	4/27/2021
WILLIAM C HANKS	MILEAGE REIMB		10/10/5202	\$113.85	16405	4/15/2021
Accounts Payable Total				\$22,608.90		

BUDGET REPORT
CALENDAR 4/2021, FISCAL 7/2021

PCT OF FISCAL YTD 58.3%

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	MTD BALANCE	YTD BALANCE	PERCENT DIFFERENCE	DIFFERENCE
GENERAL FUND						
GENERAL DEPARTMENT DEPARTMENT						
10-10-4801	FRANCHISE FEES - CHARTER	57,000.00		30,528.92	53.56	26,471.08
10-10-4802	FRANCHISE FEES - CUIVRE RIVER	255,000.00	18,724.18	138,205.94	54.20	116,794.06
10-10-4803	FRANCHISE FEES - SPIRE GAS	80,000.00	9,105.43	53,194.30	66.49	26,805.70
10-10-4804	FRANCHISE FEES - AMERENUE	51,000.00	4,765.91	34,763.65	68.16	16,236.35
10-10-4805	FRANCHISE FEES - CNP ENERGY SV	840.00		523.02	62.26	316.98
10-10-4806	FRANCHISE FEES - AT&T	24,000.00		10,905.78	45.44	13,094.22
10-10-4814	PERMITS - GRADING	2,500.00		150.00	6.00	2,350.00
10-10-4815	PERMITS - LAND USE	9,500.00	1,850.00	7,591.00	79.91	1,909.00
10-10-4816	PERMITS - FIREWORKS	20,000.00	8,050.00	16,050.00	80.25	3,950.00
10-10-4817	PERMITS - PLANNING & ZONING	5,000.00				5,000.00
10-10-4818	PERMITS - SIGNS	500.00	89.80	366.20	73.24	133.80
10-10-4819	PERMITS - SOLICITORS	500.00		50.00	10.00	450.00
10-10-4831	LICENSES - BUSINESS	6,500.00	100.00	3,370.00	51.85	3,130.00
10-10-4832	LICENSES - LIQUOR	5,800.00	75.00	75.00	1.29	5,725.00
10-10-4901	INTEREST - GENERAL	4,000.00	89.30	766.96	19.17	3,233.04
10-10-4920	COVID-19 - REIMB INCOME			66,693.41		66,693.41
10-10-4925	Eng/Project Invoice Payments	6,500.00		12,675.00	195.00	6,175.00
10-10-4950	TRANSFER IN		682.00	682.00		682.00
10-10-4951	RECORDS/PLAN REQUEST	450.00				450.00
10-10-4952	MISC -GENERAL-REVENUE	500.00		16.98	3.40	483.02
	GENERAL DEPARTMENT TOTAL	529,590.00	43,531.62	376,608.16	71.11	152,981.84
CODE ENFORCEMENT/COURT DEPARTMENT						
10-16-4952	MISCELLANEOUS	300.00				300.00
10-16-4991	COURT COSTS	6,500.00	442.00	1,897.00	29.18	4,603.00
10-16-4992	COURT FINES	62,000.00	4,269.50	20,147.70	32.50	41,852.30
	CODE ENFORCEMENT/COURT TOTAL	68,800.00	4,711.50	22,044.70	32.04	46,755.30
	TOTAL REVENUE	598,390.00	48,243.12	398,652.86	66.62	199,737.14
GENERAL DEPARTMENT DEPARTMENT						
10-10-5101	GOVERNMENT SALARIES	7,800.00		3,900.00	50.00	3,900.00
10-10-5103	ADMIN. STAFF SALARIES	276,441.00	30,257.36	150,688.55	54.51	125,752.45
10-10-5104	COURT ADMIN STAFF SALARIES	36,868.00	4,217.80	23,076.85	62.59	13,791.15
10-10-5123	FICA	21,609.00	2,314.69	11,845.32	54.82	9,763.68
10-10-5124	COURT FICA	2,820.00	322.68	1,765.39	62.60	1,054.61
10-10-5126	UNEMPLOYMENT TAXES	275.00	170.83	180.08	65.48	94.92
10-10-5127	LAGERS BENEFIT	13,672.00	1,578.68	10,022.62	73.31	3,649.38
10-10-5130	DENTAL INSURANCE BENFITS	3,036.00	249.23	1,744.61	57.46	1,291.39
10-10-5131	LIFE INSURANCE EMP BENEFIT	3,936.00	174.46	1,057.28	26.86	2,878.72
10-10-5132	HEALTH INS BENEFIT(GROUP PLAN)	29,737.00	5,444.02	16,712.55	56.20	13,024.45
10-10-5134	MEDICARE STIPEND	3,000.00		250.00	8.33	2,750.00

BUDGET REPORT
CALENDAR 4/2021, FISCAL 7/2021

PCT OF FISCAL YTD 58.3%

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	MTD BALANCE	YTD BALANCE	PERCENT DIFFERENCE	DIFFERENCE
10-10-5135	CITY OFFICIAL APPRECIATION	1,500.00				1,500.00
10-10-5201	MEALS & TRAVEL	3,000.00	615.25	692.83	23.09	2,307.17
10-10-5202	CAR ALLOWANCE (MILEAGE)	3,200.00	122.81	465.11	14.53	2,734.89
10-10-5203	TRAINING & EDUCATION	8,000.00		1,108.00	13.85	6,892.00
10-10-5204	DUES & SUBSCRIPTIONS	3,200.00	250.00	1,769.30	55.29	1,430.70
10-10-5205	MAYOR'S DISCRETIONARY	1,000.00				1,000.00
10-10-5206	INSURANCE - PROPERTY	5,500.00		4,472.00	81.31	1,028.00
10-10-5207	INSURANCE - LIABILITY	11,000.00		5,253.00	47.75	5,747.00
10-10-5208	INSURANCE - BONDING	575.00	463.00	463.00	80.52	112.00
10-10-5209	ECONOMIC DEVELOPMENT	5,000.00				5,000.00
10-10-5210	WEBSITE	2,200.00	240.00	5,721.00	260.05	3,521.00-
10-10-5211	NEWSLETTER	9,200.00		1,457.78	15.85	7,742.22
10-10-5212	PRINTING	1,500.00		677.50	45.17	822.50
10-10-5213	POSTAGE	1,500.00	2.20	1,910.92	127.39	410.92-
10-10-5214	PUBLIC NOTICES	2,200.00	119.00	661.20	30.05	1,538.80
10-10-5215	ELECTIONS	6,500.00		4,174.06	64.22	2,325.94
10-10-5216	Bank Service Fees	5,000.00	457.19	3,233.96	64.68	1,766.04
10-10-5220	COPIER/POSTAGE MACHINE EXPENSE	1,100.00	293.94	440.91	40.08	659.09
10-10-5223	ADVERTISEMENTS/MARKETING	20,000.00				20,000.00
10-10-5243	CITY HALL - OFFICE SUPPLIES	4,000.00	172.61	1,655.36	41.38	2,344.64
10-10-5275	ANIMAL CONTROL CONTRACT	7,346.00		7,345.76	100.00	.24
10-10-5280	MOSQUITO CONTROL	2,300.00		314.26	13.66	1,985.74
10-10-5282	ORTHO IMAGERY CONTRACT		1,032.84	1,032.84		1,032.84-
10-10-5301	CITY ATTORNEY	10,000.00	1,275.00	4,580.00	45.80	5,420.00
10-10-5303	JUDGE	3,600.00	300.00	1,800.00	50.00	1,800.00
10-10-5304	PROSECUTING ATTORNEY -COURT	12,000.00	1,265.00	5,355.00	44.63	6,645.00
10-10-5311	CITY ENGINEER		146.25	1,316.25		1,316.25-
10-10-5312	BACKUP CITY ENGINEER	8,500.00		300.00	3.53	8,200.00
10-10-5321	AUDITOR	17,000.00		11,415.00	67.15	5,585.00
10-10-5324	CONSULTANT - SOFTWARE	6,500.00	52.99	5,024.39	77.30	1,475.61
10-10-5325	CONSULTANT - NETWORK	11,500.00	735.34	5,957.38	51.80	5,542.62
10-10-5326	CONSULTANT - RECODIFICATION	3,800.00	844.90	844.90	22.23	2,955.10
10-10-5327	CONSULTANT - MISC	14,000.00	5,000.55	5,000.55	35.72	8,999.45
10-10-5460	CAPITAL EQUIP - CITY HALL	3,000.00				3,000.00
10-10-5560	NON-CAPITAL EQUIP -CITY HALL	8,750.00	76.23	2,832.01	32.37	5,917.99
10-10-5952	MISC - GENERAL FUND	500.00	20.77-	108.98	21.80	391.02
	GENERAL DEPARTMENT TOTAL	603,165.00	58,174.08	308,626.50	51.17	294,538.50
CODE ENFORCEMENT/COURT DEPARTMENT						
10-16-5243	OFFICE SUPPLIES - COURT	250.00	55.99	262.06	104.82	12.06-
10-16-5305	COURT REPORTING SERVICES	600.00				600.00
10-16-5952	COURT/CODE ENFORCEMENT - MISC	5,750.00				5,750.00
	CODE ENFORCEMENT/COURT TOTAL	6,600.00	55.99	262.06	3.97	6,337.94
EMERGENCY MANAGEMENT DEPARTMENT						
10-18-5560	COVID-19 NON-CAPITAL EQUIPMENT		546.39	894.43		894.43-

BUDGET REPORT

CALENDAR 4/2021, FISCAL 7/2021

PCT OF FISCAL YTD 58.3%

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	MTD BALANCE	YTD BALANCE	PERCENT DIFFERENCE	DIFFERENCE
	EMERGENCY MANAGEMENT TOTAL	.00	546.39	894.43	.00	894.43-
	TOTAL EXPENSES	609,765.00	58,776.46	309,782.99	50.80	299,982.01
	GENERAL TOTAL	11,375.00-	10,533.34-	88,869.87	781.27-	100,244.87-

COURT BOND FUND

COURT BOND DEPARTMENT

12-12-5950	TRANSFER OUT		682.00	682.00		682.00-
	COURT BOND TOTAL	.00	682.00	682.00	.00	682.00-
	TOTAL EXPENSES	.00	682.00	682.00	.00	682.00-
	COURT BOND TOTAL	.00	682.00-	682.00-	.00	682.00

MUNICIPAL BUILDING & PARK FUND

MUNICIPAL BUILDING & PARK DEPARTMENT

20-20-4701	LOCAL SALES TAX	325,000.00	23,218.19	222,245.82	68.38	102,754.18
20-20-4702	METRO PARK DISTRICT TAX	18,500.00		11,348.79	61.34	7,151.21
20-20-4901	INTEREST -MUNIC BLDG & PARK	2,500.00	58.80	492.07	19.68	2,007.93
20-20-4952	MISCELLANEOUS-PARKS	500.00				500.00
20-20-4970	SPONSORSHIPS/PARK DONATIONS	6,500.00				6,500.00
20-20-4971	PARK FACILITY RENTALS	3,500.00	834.00	2,802.00	80.06	698.00
	MUNICIPAL BUILDING & PARK TOTA	356,500.00	24,110.99	236,888.68	66.45	119,611.32
	TOTAL REVENUE	356,500.00	24,110.99	236,888.68	66.45	119,611.32

EMERGENCY MANAGEMENT DEPARTMENT

20-18-5460	COVID-19 CAP EQUIP - CITY HALL			19,275.14		19,275.14-
	EMERGENCY MANAGEMENT TOTAL	.00	.00	19,275.14	.00	19,275.14-

MUNICIPAL BUILDING & PARK DEPARTMENT

20-20-5103	PARK ADMIN STAFF SPLIT PAY	70,920.00	7,703.50	37,361.13	52.68	33,558.87
20-20-5104	PARK STAFF SALARIES	67,827.00	7,610.63	39,605.60	58.39	28,221.40
20-20-5123	FICA EMPLOYER COST	10,614.00	1,171.49	5,887.95	55.47	4,726.05

BUDGET REPORT
CALENDAR 4/2021, FISCAL 7/2021

PCT OF FISCAL YTD 58.3%

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	MTD BALANCE	YTD BALANCE	PERCENT DIFFERENCE	DIFFERENCE
20-20-5126	UNEMPLOYMENT TAXES	75.00	42.71	45.02	60.03	29.98
20-20-5127	LAGERS BENEFIT	7,043.00	819.04	2,291.46	32.54	4,751.54
20-20-5203	TRAINING & EDUCATION	1,000.00				1,000.00
20-20-5216	EVENTS IN THE PARK	5,200.00				5,200.00
20-20-5217	FOURTH OF JULY	10,000.00				10,000.00
20-20-5218	SENIOR CITIZENS DAY	3,750.00				3,750.00
20-20-5219	SANTA CLAUS	500.00				500.00
20-20-5220	FISHING DERBY	750.00				750.00
20-20-5231	SIGNS	16,500.00				16,500.00
20-20-5232	PARK - UNIFORMS	400.00		170.28	42.57	229.72
20-20-5233	BLDG - REPAIRS & MAINT	10,000.00	373.94	373.94	3.74	9,626.06
20-20-5236	PARK - REPAIRS	58,000.00	320.36	3,613.52	6.23	54,386.48
20-20-5237	PARK EQUIPMENT-REPAIRS/MAINT	5,000.00	164.69	3,603.42	72.07	1,396.58
20-20-5241	CITY HALL - REPAIRS/MAINT	2,000.00	109.00	194.00	9.70	1,806.00
20-20-5244	CITY HALL - HOUSEKEEPING	2,900.00	240.00	1,727.61	59.57	1,172.39
20-20-5250	UTILITIES - SEWER	275.00		130.50	47.45	144.50
20-20-5251	TELEPHONE-INTERNET-EMAIL HOST	5,700.00	816.20	3,212.88	56.37	2,487.12
20-20-5253	ELECTRIC	6,000.00		3,786.64	63.11	2,213.36
20-20-5254	TRASH	1,200.00	103.15	689.02	57.42	510.98
20-20-5255	BOTTLED WATER	300.00	26.44	186.44	62.15	113.56
20-20-5256	UTILITIES-OTHER-ALARM	192.00	48.00	144.00	75.00	48.00
20-20-5257	CELL PHONE - PARKS	1,860.00	7.57	937.35	50.40	922.65
20-20-5460	CAP EQUIPMENT - CITY HALL	5,000.00		1,284.97	25.70	3,715.03
20-20-5464	CAP EQUIPMENT - PLAYGROUND		3,898.80	7,022.38		7,022.38
20-20-5470	CAPITAL IMPROVEMENT - TRAILS	275,000.00	20,280.11	83,835.36	30.49	191,164.64
20-20-5490	CAP-REAL PROPERTY IMPROVEMENTS	7,500.00		6,170.00	82.27	1,330.00
20-20-5550	LANDSCAPING	5,000.00				5,000.00
20-20-5560	EQUIPMENT-CITY HALL:NON-CAPITA	3,500.00		153.97	4.40	3,346.03
20-20-5563	EQUIPMENT-PARK: NON-CAPITAL	5,000.00	249.99	249.99	5.00	4,750.01
20-20-5570	TRAIL MAINT / REPAIRS	15,000.00				15,000.00
20-20-5575	PARKS PLANNING/ENGINEERING	40,000.00				40,000.00
20-20-5952	MISC -MUNI BLDG & PARK	500.00				500.00
MUNICIPAL BUILDING & PARK TOTA		644,506.00	43,985.62	202,677.43	31.45	441,828.57
TOTAL EXPENSES		644,506.00	43,985.62	221,952.57	34.44	422,553.43
MUNICIPAL BUILDING & PARK TOTA		288,006.00-	19,874.63-	14,936.11	5.19-	302,942.11-

STATE REVENUE SHARING FUND

STATE REVENUE SHARING DEPARTMENT

22-22-4711	MOTOR FUEL TAX	130,000.00	9,873.50	80,422.97	61.86	49,577.03
22-22-4712	MOTOR VEHICLE SALES TAX	42,000.00	5,272.10	31,449.74	74.88	10,550.26
22-22-4713	MOTOR VEHICLE FEE INCREASE	22,000.00	2,305.11	15,089.46	68.59	6,910.54
22-22-4994	CRIME VICTIM CITY - COURTS	175.00	13.69	58.09	33.19	116.91
22-22-4995	TRAINING FUND CITY - COURT	750.00	68.52	314.00	41.87	436.00

BUDGET REPORT
CALENDAR 4/2021, FISCAL 7/2021

PCT OF FISCAL YTD 58.3%

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	MTD BALANCE	YTD BALANCE	PERCENT DIFFERENCE	DIFFERENCE
	STATE REVENUE SHARING TOTAL	194,925.00	17,532.92	127,334.26	65.32	67,590.74
	TOTAL REVENUE	194,925.00	17,532.92	127,334.26	65.32	67,590.74
22-22-5264	RIGHT OF WAY LANDSCAPING/MAINT	6,250.00	960.00	960.00	15.36	5,290.00
22-22-5265	RIGHT-OF-WAY MOWING	13,500.00		1,890.00	14.00	11,610.00
22-22-5301	CITY ATTORNEY	1,500.00				1,500.00
22-22-5302	OUTSIDE ATTORNEY	10,000.00		1,077.88	10.78	8,922.12
22-22-5304	LAW ENFORCEMENT	245,000.00		210,546.00	85.94	34,454.00
22-22-5311	CITY ENGINEER			208.75		208.75
22-22-5312	BACKUP CITY ENGINEER	2,500.00				2,500.00
22-22-5314	PROFESSIONAL SVCS-CONSULTANT	5,000.00				5,000.00
22-22-5440	CITY STREETS	97,500.00				97,500.00
22-22-5448	CITY STREETS - PHASE 3 INDEP	6,000.00				6,000.00
22-22-5452	CITY STREETS - PHASE 4 INDEP	6,300.00		1,818.94	28.87	4,481.06
22-22-5453	CITY ENG-SAMMELMAN CURVE	124,000.00		3,500.00	2.82	120,500.00
	STATE REVENUE SHARING TOTAL	517,550.00	960.00	220,001.57	42.51	297,548.43
	TOTAL EXPENSES	517,550.00	960.00	220,001.57	42.51	297,548.43
	STATE REVENUE SHARING TOTAL	322,625.00	16,572.92	92,667.31	28.72	229,957.69

ROAD & BRIDGE FUND FUND

ROADS & BRIDGES DEPARTMENT

23-23-4714	ROAD & BRIDGE PROPERTY TAXES	210,630.00				210,630.00
	ROADS & BRIDGES TOTAL	210,630.00	.00	.00	.00	210,630.00
	TOTAL REVENUE	210,630.00	.00	.00	.00	210,630.00
23-23-5445	CITY STREETS REPAIRS & MAINT	375,000.00	28,075.13	56,150.26	14.97	318,849.74
	ROADS & BRIDGES TOTAL	375,000.00	28,075.13	56,150.26	14.97	318,849.74
	TOTAL EXPENSES	375,000.00	28,075.13	56,150.26	14.97	318,849.74
	ROAD & BRIDGE FUND TOTAL	164,370.00	28,075.13	56,150.26	34.16	108,219.74

SEWER - ESCROW FUND

SEWER DEPARTMENT

30-30-4851	ANNUAL SEWER ASSESSMENT FEE	28,107.00		5,333.13	18.97	22,773.87
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BUDGET REPORT
CALENDAR 4/2021, FISCAL 7/2021

PCT OF FISCAL YTD 58.3%

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	MTD BALANCE	YTD BALANCE	PERCENT DIFFERENCE	DIFFERENCE
	SEWER TOTAL	28,107.00	.00	5,333.13	18.97	22,773.87
	TOTAL REVENUE	28,107.00	.00	5,333.13	18.97	22,773.87
30-30-5272	BOND ADMINISTRATIVE FEES			19.00		19.00-
	SEWER TOTAL	.00	.00	19.00	.00	19.00-
	TOTAL EXPENSES	.00	.00	19.00	.00	19.00-
	SEWER - ESCROW TOTAL	28,107.00	.00	5,314.13	18.91	22,792.87
SEWER - REPLACEMENT FUND						
SEWER REPLACEMENT DEPARTMENT						
31-31-4853	SEWER REPLACEMENT FEE	500.00		261.59	52.32	238.41
	SEWER REPLACEMENT TOTAL	500.00	.00	261.59	52.32	238.41
	TOTAL REVENUE	500.00	.00	261.59	52.32	238.41
31-31-5566	EQUIPMENT - SEWER	3,500.00	201.40	201.40	5.75	3,298.60
31-31-5952	MISCELLANEOUS			78.02		78.02-
	SEWER REPLACEMENT TOTAL	3,500.00	201.40	279.42	7.98	3,220.58
	TOTAL EXPENSES	3,500.00	201.40	279.42	7.98	3,220.58
	SEWER - REPLACEMENT TOTAL	3,000.00-	201.40-	17.83-	.59	2,982.17-
SEWER - OPERTNS & MAINT FUND						
SEWER OPS/MAINT DEPARTMENT						
33-33-4852	OPERATION & MAINTENANCE FEE	500.00		222.85	44.57	277.15
	SEWER OPS/MAINT TOTAL	500.00	.00	222.85	44.57	277.15
	TOTAL REVENUE	500.00	.00	222.85	44.57	277.15

BUDGET REPORT
CALENDAR 4/2021, FISCAL 7/2021

PCT OF FISCAL YTD 58.3%

ACCOUNT NUMBER	ACCOUNT TITLE	TOTAL BUDGET	MTD BALANCE	YTD BALANCE	PERCENT DIFFERENCE	DIFFERENCE
33-33-5952	MISCELLANEOUS	3,500.00		78.01	2.23	3,421.99
	SEWER OPS/MAINT TOTAL	3,500.00	.00	78.01	2.23	3,421.99
	TOTAL EXPENSES	3,500.00	.00	78.01	2.23	3,421.99
	SEWER - OPERTNS & MAINT TOTAL	3,000.00-	.00	144.84	4.83-	3,144.84-

INDEPENDENCE ROAD PHASE 4 FUND

INDEPENDENCE ROAD DEPARTMENT

36-36-4875	ST CHAR CNTY RD GRNT IND 4	56,631.00		56,631.63	100.00	.63-
36-36-4876	FEDERAL ROAD GRANT IND 4	102,381.00	102,381.21	102,381.21	100.00	.21-
	INDEPENDENCE ROAD TOTAL	159,012.00	102,381.21	159,012.84	100.00	.84-
	TOTAL REVENUE	159,012.00	102,381.21	159,012.84	100.00	.84-
36-36-5440	CITY STREETS-IND 4	62,960.00		25,188.31	40.01	37,771.69
	INDEPENDENCE ROAD TOTAL	62,960.00	.00	25,188.31	40.01	37,771.69
	TOTAL EXPENSES	62,960.00	.00	25,188.31	40.01	37,771.69
	INDEPENDENCE ROAD PHASE 4 TOTA	96,052.00	102,381.21	133,824.53	139.33	37,772.53-
	Report Total	668,217.00-	59,587.63	93,572.08	14.00-	761,789.08-

BILL NO. 1164

ORDINANCE NO. _____

**AN ORDINANCE AMENDING CHAPTER 210 OF THE MUNICIPAL CODE OF THE
CITY OF WELDON SPRING, MISSOURI, TO ENACT REGULATIONS
REGARDING DEPOSITING SNOW OR ICE IN STREET, ALLEY, OR WALKING TRAIL**

**BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF WELDON SPRING,
MISSOURI, AS FOLLOWS:**

SECTION 1: Article XV of Chapter 210 of the Municipal Code of the City of Weldon Spring, Missouri is hereby amended by the enactment of a new section, to be designated as Section 210.2470, to read as follows:

Section 210.2470 - Deposit of Snow or Ice in Street or Public Right-of-Way

- A. All commercial businesses, commercial property owners, or persons employed or under contract with said owners, within the City limits who are engaged in the removal of snow, ice, or other frozen precipitation shall not allow such snow, ice or other frozen precipitation to be deposited on the sidewalk, walking path, street, right-of-way, or anything for public use. Nor shall any person or persons engaged in the removal of snow or ice allow such snow, ice or other frozen precipitation to be deposited on or against any fire hydrant.
- B. Any commercial business or commercial property owner who fails to comply with, or commits any violation of, any provision of this Ordinance, whether said act is done by the owner or by persons employed or under contract with the property owner, shall be charged with an ordinance violation, which shall be punishable, upon conviction thereof, pursuant to Section 100.220, General Penalty, in the Weldon Spring Municipal Code. This fine shall be in addition to any other remedies prescribed in this Code or ordinances of the City or the laws of the State; and each day such failure to comply or such violation continues shall be deemed a separate offense.

SECTION 2: That this ordinance shall be in full force and effect immediately upon its enactment and approval.

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF WELDON SPRING, MISSOURI, THIS ____ DAY OF _____ 2021.

Donald D. Licklider, Mayor

Attest:

William C. Hanks, City Clerk

To approve Bill #

Motioned: _____

Seconded: _____

	<u>Aye</u>	<u>Nay</u>	<u>Abstention</u>
Baker	_____	_____	_____
Clutter	_____	_____	_____
Kolb	_____	_____	_____
Martiszus	_____	_____	_____
Schwaab	_____	_____	_____
Yeager	_____	_____	_____
Licklider	_____	_____	_____

Absent: _____



CITY OF WELDON SPRING

5401 Independence Road
Weldon Spring, MO 63304
phone: (636) 441-2110
fax: (636) 441-8495
www.weldonspring.org

MEMORANDUM

To: Board of Aldermen

From: William C. Hanks (City Clerk)

Subject: 2020 Statutory Update Bill

Date: 4/20/21

The Statutory Update Bill is an annual Bill passed by the City of Weldon Spring to allow the municipal codes to come back in alignment with State Statutes that were recently changed. The passage of Ordinance 20-24 authorized the 2019 Statutory Updates. The proposed Bill has already been reviewed by our City Attorney. Upon passage, this will allow our municipal codes would be align with the 2020 State Statues.

For further information on any of the changes to the municipal codes by the 2020 statutory updates, please review the Schedule A document.

City of Weldon Spring
2020 Statutory Updates Incorporated During Supplement # 3

The following Sections of the Code have been updated with the 2020 statutory material. All revised Sections will be in effect following the City's adoption of the Code.

Section/Subsection of the Code	Description of the Revision Based on State Law Change	Pursuant to RSMo. Section
100.220	Changed the General Penalty Section to match the City's prior Adopting Ordinance language combined with the Statutory Authority/Penalty Provisions in the City's Code derived from Section 79.470, RSMo., there was no change in the Statute, this is just a cleanup of inconsistent material.	
210.010	The following offenses have been added to the definition of DANGEROUS FELONY: armed criminal action, conspiracy to commit an offense when the offense is a dangerous felony, and vehicle hijacking when punished as a Class A felony.	556.061
210.030	This Section, which previously pertained to conspiracy to commit an offense, has been removed from the Model Code. This statutory offense was revised to apply only to felony offenses and has been reclassified as a Class C felony. A footnote has been added to this Section noting the change.	562.014
210.1960	NO CHANGE MADE TO THIS SECTION: The City should review the definition of MINOR in this Section. This material is not directly Statutory, however the changes in Section 211.021, RSMo., specifically the age set out in the definition of MINOR, may need to be changed to be in compliance with the Statutes.	211.021
300.010	The definition of ALL-TERRAIN VEHICLE has been revised so that the definition is consistent throughout the Statutes. The maximum vehicle width and maximum unladen dry weight have been increased in the definitions of RECREATIONAL OFF-HIGHWAY VEHICLE and UTILITY VEHICLE.	300.010, 301.010
370.190	This Section, which previously pertained to the use of headgear while operating or riding as a passenger on a motorcycle or motortricycle, has been removed from the Model Code. The statutory provisions were revised to preempt political subdivisions from imposing regulations of this nature. A footnote has been added to this Section noting the change.	302.020
380.100	The following wording has been added to this Section: "shall be presumed fraudulent and void <u>unless the parties have executed a written agreement for delayed delivery of certificate of ownership as provided in Subsection 5 of Section 301.210, RSMo.</u> "	301.210
380.110	Additional wording has been added to this Section to allow for an extended period of validity of transferred plates when a dealer is selling the motor vehicle under the provisions of Subsection 5 of Section 301.210, RSMo.	301.140

Section/Subsection of the Code	Description of the Revision Based on State Law Change	Pursuant to RSMo. Section
380.120	Additional wording has been added to this Section in two places to allow for an extended period of validity of temporary permits authorizing the operation of a motor vehicle when issued by a dealer selling the motor vehicle under the provisions of Subsection 5 of Section 301.210, RSMo.	301.140

BILL NO. 1165

ORD. NO. _____

AN ORDINANCE ADOPTING AND ENACTING A NEW CODE OF ORDINANCES OF THE CITY OF WELDON SPRING, COUNTY OF ST. CHARLES, STATE OF MISSOURI; ESTABLISHING THE SAME; PROVIDING FOR THE REPEAL OF CERTAIN ORDINANCES NOT INCLUDED THEREIN, EXCEPT AS HEREIN EXPRESSLY PROVIDED; PROVIDING FOR THE MANNER OF AMENDING SUCH CODE OF ORDINANCES; PROVIDING PENALTY FOR THE VIOLATION THEREOF; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE

Be it ordained by the Board of Aldermen of the City of Weldon Spring, County of St. Charles, State of Missouri, as follows:

Section 1. Approval, Adoption and Enactment of Code.

Pursuant to Section 71.943 of the Revised Statutes of Missouri, the codification of ordinances, as set out in Titles I through VII, each inclusive, of the "Code of Ordinances of the City of Weldon Spring, County of St. Charles, State of Missouri," is hereby adopted and enacted as the "Code of Ordinances of the City of Weldon Spring"; which shall supersede all other general and permanent ordinances of the City passed on or before June 25, 2020, to the extent provided in Section 3 hereof.

Section 2. When Code Provisions Effective.

All provisions of such Code shall be in full force and effect from and after the effective date of this ordinance as set forth herein.

Section 3. Repeal of Legislation Not Contained in Code; Legislation Saved From Repeal; Matters Not Affected By Repeal.

- A. All ordinances of a general and permanent nature of the City adopted on final passage on or before June 25, 2020,, and not included in such Code or recognized and continued in force by reference therein, are hereby repealed from and after the effective date of this ordinance, except those which may be specifically excepted by separate ordinance, and except the following which are hereby continued in full force and effect, unless specifically repealed by separate ordinance:
1. Ordinances promising or guaranteeing the payment of money for the City, or authorizing the issuance of any bonds or notes of the City or any other evidence of the City 's indebtedness, or authorizing any contract or obligation assumed by the City.
 2. Ordinances levying taxes or making special assessments.
 3. Ordinances appropriating funds or establishing salaries and compensation, and providing for expenses.

4. Ordinances granting franchises or rights to any person, firm or corporation.
 5. Ordinances relating to the dedication, opening, closing, naming, establishment of grades, improvement, altering, paving, widening or vacating of streets, alleys, sidewalks or public places.
 6. Ordinances authorizing or relating to particular public improvements.
 7. Ordinances respecting the conveyances or acceptance of real property or easements in real property.
 8. Ordinances dedicating, accepting or vacating any plat or subdivision in the City or any part thereof, or providing regulations for the same.
 9. Ordinances annexing property to the City.
 10. All zoning and subdivision ordinances not specifically repealed and not included herein.
 11. Ordinances establishing TIF districts or redevelopment districts.
 12. Ordinances relating to traffic schedules (e.g., stop signs, parking limits, etc.).
 13. All ordinances relating to personnel regulations (e.g., pensions, retirement, job descriptions and insurance, etc.).
 14. Ordinances authorizing the establishment of industrial development corporations.
 15. Ordinances establishing tax rates for the City.
- B. The repeal provided for in this Section shall not be construed to revive any ordinance or part thereof that has been repealed by a subsequent ordinance which is repealed by this ordinance.
- C. The repeal provided for in this Section shall not affect any offense or act committed or done or any penalty or forfeiture incurred or any contract or right established or accruing before the effective date of this ordinance, nor shall it affect any prosecution, suit or proceeding pending or any judgment rendered prior to such date.

Section 4. Amendments To Code.

Any and all additions and amendments to such Code when passed in such form as to indicate the intention of the Board of Aldermen to make the same a part thereof shall be deemed to be incorporated in such Code so that reference to the "Code of Ordinances of the City of Weldon Spring" shall be understood and intended to include such additions and amendments.

Section 5. Violations and Penalties.

- A. Whenever in this Code or any other ordinance of the City, or in any rule, regulation, notice or order promulgated by any officer or agency of the City under authority duly vested in him/her or it, any act is prohibited or is declared to be unlawful or an offense, misdemeanor

or ordinance violation or the doing of any act is required or the failure to do any act is declared to be unlawful or an offense, misdemeanor or ordinance violation, and no specific penalty is provided for the violation thereof, upon conviction of a violation of any such provision of this Code or of any such ordinance, rule, regulation, notice or order, the violator shall be punished by a fine not exceeding five hundred dollars (\$500.00) or by imprisonment in the City or County Jail not exceeding ninety (90) days, or by both such fine and imprisonment; provided, that in any case wherein the penalty for an offense is fixed by a Statute of the State, the statutory penalty, and no other, shall be imposed for such offense, except that imprisonments may be in the City prison or workhouse instead of the County Jail.

- B. Whenever any provision of the Revised Statutes of Missouri or other Statute of the State limits the authority of the City to punish the violation of any particular provision of these ordinances or rules, regulations or orders promulgated pursuant thereto to a fine of less amount than that provided in this Section or imprisonment for a shorter term than that provided in this Section, the violation of such particular provision of these ordinances or rules, regulations or orders shall be punished by the imposition of not more than the maximum fine or imprisonment so authorized, or by both such fine and imprisonment.
- C. Whenever any provision of the Revised Statutes of Missouri or other Statute of the State establishes a penalty differing from that provided by this Section for an offense similar to any offense established by these ordinances, rules, regulations or other orders of the City, the violation of such City law, ordinance, rule, regulation or order shall be punished by the fine or imprisonment established for such similar offense by such State law.
- D. Every day any violation of this Code or any other ordinance or any such rule, regulation, notice or order shall continue, shall constitute a separate offense.
- E. Whenever any act is prohibited by this Code, by an amendment thereof, or by any rule or regulation adopted thereunder, such prohibition shall extend to and include the causing, securing, aiding or abetting of another person to do said act. Whenever any act is prohibited by this Code, an attempt to do the act is likewise prohibited.

Section 6. Applicability of General Penalty.

In case of the amendment by the Board of Aldermen of any Section of such Code for which a penalty is not provided, the general penalty as provided in Section 5 of this ordinance shall apply to the Section as amended; or in case such amendment contains provisions for which a penalty other than the aforementioned general penalty is provided in another Section in the same Chapter, the penalty so provided in such other Section shall be held to relate to the Section so amended, unless such penalty is specifically repealed therein.

Section 7. Filing of Copy of Code; Codes To Be Kept Up-To-Date.

A copy of such Code shall be kept on file in the office of the City Clerk, preserved in loose-leaf form or in such other form as the City Clerk may consider most expedient. It shall be the express duty of the City Clerk, or someone authorized by said officer, to insert in their designated places all amendments and all ordinances or resolutions which indicate the intention of the Board of Aldermen to make the same part of such Code when the same have been printed or reprinted in page form and to extract from such Code all provisions which from time to time may be repealed by the Board of Aldermen. This copy of such Code shall be available for all persons desiring to examine the same.

Section 8. Altering or Tampering With Code; Violations and Penalties.

It shall be unlawful for any person to change or alter by additions or deletions any part or portion of such Code, or to insert or delete pages or portions thereof, or to alter or tamper with such Code in any manner whatsoever which will cause the law of the City of Weldon Spring to be misrepresented thereby. Any person violating this Section shall be punished as provided in Section 5 of this ordinance.

Section 9. Severability.

It is hereby declared to be the intention of the Board of Aldermen that the Sections, paragraphs, sentences, clauses and phrases of this ordinance and the Code hereby adopted are severable, and if any phrase, clause, sentence, paragraph or Section of this ordinance or the Code hereby adopted shall be declared unconstitutional or otherwise invalid by the valid judgment or decree of a court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and Sections of this ordinance or the Code hereby adopted.

Section 10. Effective Date.

This ordinance and the Code adopted hereby shall become effective _____, 20__.

PASSED by the Board of Aldermen of the City of Weldon Spring this _____ day of _____, 20__.

APPROVED by the Mayor of the City of Weldon Spring this _____ day of _____, 20__.

Donald D. Licklider, Mayor

Attest:

William C. Hanks, City Clerk

To approve Bill #

Motioned: _____

Seconded: _____

	<u>Aye</u>	<u>Nay</u>	<u>Abstention</u>
Baker	_____	_____	_____
Clutter	_____	_____	_____
Kolb	_____	_____	_____
Martiszus	_____	_____	_____
Schwaab	_____	_____	_____
Yeager	_____	_____	_____
Licklider	_____	_____	_____

Absent: _____



CITY OF WELDON SPRING

5401 Independence Road
Weldon Spring, MO 63304
phone: (636) 441-2110
fax: (636) 441-8495
www.weldonspring.org

MEMORANDUM

To: Board of Aldermen

From: William C. Hanks (City Clerk)

Subject: Business License Ordinance Update

Date: 5/7/21

Please find the proposed Business License Bill for consideration. In summary, there are only two major changes in this Bill:

1. While there will be no changes in fees for new licenses and renewals, an increase for late penalty fee for delinquent renewals will be changed from five dollars (\$5.00) to twenty-five dollars (\$25.00). This increase in the late fee will cover the administrative cost incurred by staff to ensure compliance with our municipal codes.
2. The proposed bill language will add a revocation procedure for business licenses; however, this process will be used as the last resort for the most severe violations. Other municipalities (New Melle, Dardenne Prairie, and Cottleville) have this type of enforcement already embedded in their municipal code. To ensure that this type of enforcement is only used on very rare occasions for the most egregious violations, the language in this Bill has a series of steps before the City could act. For example, there must be 3 written formal complaints in a 12-month period to begin a staff investigation to determine the severity of the violations before beginning the process.

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE REPEALING SECTIONS 605.010 & 605.020 (ORDINANCE #02-26 & #11-11), KNOWN AS BUSINESS LICENSES & PERSONS NOT TO BE CHARGED FOR BUSINESS LICENSE, IN ITS ENTIRELY AND ENACTING IN ITS PLACE A NEW SECTION IN THE CITY OF WELDON SPRING, MISSOURI, MUNICIPAL CODE BEGINNING WITH SECTION 605.005 THROUGH SECTION 605.025 AND MATTERS RELATING THERETO *****

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF WELDON SPRING, MISSOURI AS FOLLOWS:

SECTION 1: That Section 605.005 of City Code shall be as follows:

SECTION 605.005 – Business License

A. License Required

1. No person shall engage in, prosecute or carry on any business, trade, profession, vocation or occupation, either in whole or in part, by maintaining an office or business location within the City of Weldon Spring, Missouri, or by soliciting orders through such office or business location, or by any other manner whatsoever, unless he/she shall have first obtained a business license from the City of Weldon Spring, Missouri, in the form on file in the City offices.
2. Each such business license shall be in effect for one (1) calendar year commencing on October 1 of each year.
3. It shall be unlawful to engage in, prosecute or carry on any business, trade, profession, vocation or occupation, either in whole or in part, selling products or providing services for compensation by maintaining an office or business location within the City of Weldon Spring, Missouri, or by soliciting orders through such office, or by any other manner whatsoever, for compensation as described herein without a business license.
4. Any home-based businesses within the City of Weldon Spring, Missouri, must conform with the zoning restrictions set out Section 405.215(B)(C).

B. Persons Not to be Charged for Business License

1. No person following for a livelihood the profession or calling of minister of the gospel, duly accredited Christian Science practitioner, teacher, professor in a college, priest, lawyer, certified public accountant, dentist, chiropractor, optometrist, chiropodist, or physician or surgeon in this City shall be taxed or made liable to pay any municipal or other corporation tax or license fee of any description whatever for the privilege of following or carrying on such profession or calling, any law, ordinance or Charter to the contrary notwithstanding.
2. No person following for a livelihood the profession of insurance agent or broker, veterinarian, architect, professional engineer, land surveyor, auctioneer, or real estate broker or salesman in this City shall be taxed or made liable to pay any municipal or other corporation tax or license fee for the privilege of following or carrying on his/her profession unless that person maintains a business office within the City of Weldon Spring

SECTION 2: That Section 605.010 of City Code, which was approved with the passage of Ordinances #02-27 & #11-11 shall be replaced as follows:

SECTION 605.010 – Applications

A. Applications:

1. Applications for all licenses and permits required by ordinance shall be made in writing on forms provided by the City and submitted to the City Clerk. Each application shall state the name of the applicant, the permit or license desired, the location to be used, if any, the time covered and the fee to be paid; and each application shall contain such additional information as may be needed for the proper guidance of the City officials in the issuing of the permit or license applied for. The completed application shall be submitted to the City Clerk's office along with the appropriate fees. It shall be unlawful for any person to supply false or fraudulent information on the application filed with the City. An application shall be completed for each type of business whether at the same or different locations, provided that the provisions of the peddler, solicitors and canvassers business license shall prevail for that type of license.

2. Each applicant for a business license under this Chapter shall submit a statement from the Missouri Department of Revenue pursuant to Chapter 144.083.4, RSMo., stating no tax is due, which statement is a prerequisite to the issuance or renewal of a City of Weldon Spring business license. The statement required by this Section shall be dated within ninety (90) days of submission of the business license application or renewal application. (RSMo. §144.083.4)
3. All holders of licenses or permits shall be responsible for reporting changes in initial application data immediately as the same occur. The form of licenses shall be prescribed and furnished by the City Clerk or his or her designee.

B. Issuance:

1. All licenses shall be granted and signed by the City Clerk upon proof of compliance with the provisions of this Chapter and upon proof of a certificate of insurance for workers' compensation coverage if said applicant for license is required to cover his or her liability under Chapter 287.061, RSMo.

C. Denial:

1. Failure to have or to provide proof of Workers' Compensation coverage as required under Chapter 287.061, RSMo., as amended;
2. Providing fraudulent information regarding Workers' Compensation coverage on an application for business license;
3. The business or activity sought to be licensed would be conducted in violation of any law of the United States or of the State or ordinance of the City; or
4. Any other basis for denial or revocation as set out in this Title VI.

SECTION 3: That Section 605.015 of City Code shall be as follows:

SECTION 605.015 – Purpose and Scope of Fees

- A. Missouri Cities of the Fourth Class, Weldon Spring being such, have the authority under Chapter 94.270, RSMo., as amended, to license, tax and regulate businesses and occupations; and the purpose of this

Section is intended to regulate rather than to impose a separate tax, and the license fees are imposed to cover the costs of administration.

B. The annual business license period begins on October 1st of each year and expires on September 30th of each year. Any license fee during such one-year period will not be prorated.

C. Types of Fees.

1. New business license fees shall be at a cost of fifty dollars (\$50.00), which is a non-refundable administrative fee intended to cover review and processing.
2. Annual renewals of business licenses shall be at a cost of thirty-five (\$35.00). The renewal fee is due no later than October 1st of each year. All annual renewal application will additionally be assessed a twenty-five dollar (\$25.00) late fee if not received and completed in full by October 1st of each year.
3. A replacement fee of fifteen dollars (\$15.00) will be assessed for lost, stolen, or destroyed business licenses.

D. Business licenses are not transferable to another business owner. A new application must be completed, approved, and purchased if a business moves to a new address or comes under new management.

E. A person, firm, or proprietorship, or other entity engaged in two (2) or more businesses at that same location shall be required to obtain a separate license for conducting each of such businesses.

SECTION 4: That Section 605.020 of City Code, which was approved with the passage of Missouri Revised Statutes 2004 shall be replaced as follows:

SECTION 605.020 – Revocation

A. Automatic Revocation.

1. Any license issued by the City of Weldon Spring to a business under the provisions of this Chapter shall automatically be revoked, as required by Chapter 144.083, RSMo., by the revocation of the Missouri Sales Tax License issued to the person/entity holding such license. Upon receipt of a notice of the revocation of such Missouri Sales Tax license of a person/entity holding a license under this Chapter, the City Clerk shall immediately cause a written notice of the

revocation of that person/entity's City license to be delivered to the license holder. Such notice shall state that the business of such person/entity shall be suspended forthwith until such time as the Missouri Sales Tax license has been reinstated. This notice shall be enforceable as provided in Section 605.025 of this Chapter.

B. *Grounds in General:* Any license issued by the City under the provisions of this Chapter may be revoked for any of the following reasons, in addition to any other reason specified in this Chapter:

1. Any failure to comply with, or any violation of any provisions of this Chapter, or the laws of the State of Missouri, by any licensee.
2. Violation of the terms and conditions upon which the license was issued.
3. Violation of the terms and conditions of any permit granted by the City related to the business for which the license was issued.
4. Violation of any ordinance of the City regulating business activities, operations or other related matters.
5. Failure of the licensee to pay any tax, user fee or other obligation due to the City.
6. Illegal or improper issuance of the license.
7. Illegal or illicit activities at the business
8. Any misrepresentation or false statement in the application for such license.
9. Causing, maintaining or assisting in the cause or maintenance of a nuisance, whether public or private. For the purpose of this Chapter, a nuisance is defined as anything done to the annoyance or hurt of the lands, tenements or hereditaments of another. By hurt or annoyance, there is meant not a physical injury necessarily, but an injury to the health, comfort or welfare of the owner or possessor of the property as respects his/her possession or enjoyment of his/her property.

C. *Procedures:* In any case in which the City receives 3 formal written complaints in a twelve-month calendar year, the City Clerk/Code

Enforcement Officer/City Planner will open an investigation to determine if the violations are egregious enough to warrant more severe consequences from the City. If the violations are egregious enough, a case exists for the revocation of a license issued under the provisions of Subsection (B) of this Section, the following procedure shall govern:

1. The Board of Aldermen shall set a hearing to consider the question of revocation.
2. At least ten (10) days prior to such hearing, written notice shall be mailed to the licensee at his/her last known address as shown in the records of the City Clerk advising the licensee of the time and place of the hearing and of the reason for considering revocation of his/her license.
3. During the pendency of this hearing before the Board of Aldermen the licensee shall be permitted to continue the operation of his/her business.
4. At the hearing set by the Board of Aldermen, the Board shall hear all relevant evidence justifying the revocation of the license and all relevant evidence justifying the retention of the license.
5. The licensee may be present in person or by his/her attorney and may present evidence and call and cross examine witnesses.
6. A super majority vote is necessary to revoke a license.

D. Appeals: Any person aggrieved by the decision of the Board of Aldermen shall have the right to appeal to the Circuit Court pursuant to Chapter 536, RSMo.

1. Costs shall not be allowed against the Board of Aldermen unless it shall appear to the Court that it acted with gross negligence or in bad faith or with malice in making the decision appealed from.
2. Reasonable attorney fees of the City shall be reimbursed to the City by the person or persons, jointly or severally, taking an appeal from the decision of the Board of Aldermen where the decision of the Board of Aldermen is affirmed by a final order of the Court.

SECTION 5: That Section 605.025 of City Code shall be as follows:

SECTION 605.025 – Penalties – Delinquency

- A. Any person, including any employer of any person, who fails to comply with, or commits any violation of, any provision of this Chapter shall be guilty of an ordinance violation, and shall be punishable, upon conviction thereof, pursuant to Section 100.220, the General Penalty, in the Weldon Spring Municipal Code. This fine shall be in addition to any other penalties prescribed in this Code or ordinances of the City or the laws of the State; and each day such failure to comply or such violation continues shall be deemed a separate offense.
- B. In addition to the enforcement provisions contained elsewhere in the City Code, any person carrying on or pursuing any business, trade, profession, vocation or occupation which requires either a general business license or a special business license without first having obtained the appropriate license therefor shall be liable for the following penalty:
 - 1. *Initial licensing.* If any person shall commence business in the City without first having been licensed, and if the license fee (where applicable) is not paid within thirty (30) days after opening, a penalty of twenty-five dollars (\$25.00) will be added to the initial license fee.
 - 2. *Renewal licensing.* If any person shall continue to operate a business, profession or occupation within the City without first renewing the appropriate license as described in the City Code, a penalty of twenty-five dollars (\$25.00) will be added to the renewal fee. However, businesses will be treated as new businesses if they are delinquent more than 90 days (after January 1st of each year).
 - 3. Notwithstanding any other provision of this Section to the contrary, if any person shall be delinquent in the payment of any license tax, such person shall pay to the City such penalties and interest payments as set forth in §71.625.2, RSMo., as amended.

4. Nothing in this Section shall in any way bar or prevent the City from pursuing available legal remedies listed at Section **605.020**, including, but not limited to, injunctive relief and/or civil damages.

SECTION 6: That this ordinance shall be in full force and effect upon its enactment and approval

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF WELDON SPRING, MISSOURI, THIS ____ DAY OF _____ 2021.

Donald D. Licklider, Mayor

Attest:

William C. Hanks, City Clerk

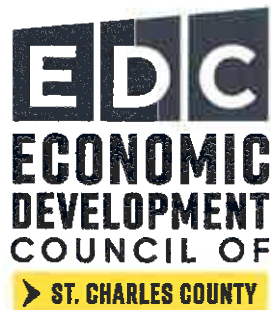
To approve Bill #

Motioned: _____

Seconded: _____

	<u>Aye</u>	<u>Nay</u>	<u>Abstention</u>
Baker	_____	_____	_____
Clutter	_____	_____	_____
Kolb	_____	_____	_____
Martiszus	_____	_____	_____
Schwaab	_____	_____	_____
Yeager	_____	_____	_____
Licklider	_____	_____	_____

Absent: _____



Economic Development Council (EDC) of St. Charles County
5988 Mid Rivers Mall Drive
St. Charles, MO 63304
Ph: 636.441.6880 * www.edcsc.com

March 11, 2021

Michael Padella, City Administrator
City of Weldon Spring
5401 Independence Road
Weldon Spring, MO 63304
RE: 2021 Common Agreement & Services Invoice

Dear Michael:

Thank you for the continued and long-standing partnership between the City of Weldon Spring and the EDC of St. Charles County for business and job attraction, retention, expansion, and promotion of business investment opportunities in our community.

I am enclosing a copy of the 2021 contract between the City of Weldon Spring and EDC for the agreed upon annual support of \$5,000.00 (five thousand dollars).

In addition, I am sending you a copy of the EDC's 2020 Annual Report which outlines the successes of the past year despite the challenges of COVID-19.

Please let me know if there are any questions about the 2021 contract and invoice. And beyond our normal services, please let me know if there is anything special you need us to help with.

Thank you again for your partnership and support.

Sincerely,

A handwritten signature in black ink, appearing to read 'Scott J. Drachnik'.

Scott J. Drachnik
EDC President & CEO

St. Charles County EDC5988 Mid Rivers Mall Drive
St. Charles, MO 63304**INVOICE**

Invoice Number: 3698

Invoice Date: Mar 11, 2021

Page: 1

Duplicate

Voice: 636-441-6880

Fax: 636-441-6881

Bill To:CITY OF WELDON SPRING
C/O CITY ADMINISTRATOR
5401 INDEPENDENCE RD
WELDON SPRING, MO 63304**Ship To:**CITY OF WELDON SPRING
C/O CITY ADMINISTRATOR
5401 INDEPENDENCE RD
WELDON SPRING, MO 63304

Customer ID	Customer PO	Payment Terms	
WELDON		Net 30 Days	
Sales Rep ID	Shipping Method	Ship Date	Due Date
	Courier		4/10/21

Quantity	Item	Description	Unit Price	Amount
		2021 ANNUAL SUPPORT FOR ECONOMIC DEVELOPMENT SERVICES		5,000.00
Subtotal				5,000.00
Sales Tax				
Total Invoice Amount				5,000.00
Payment/Credit Applied				
TOTAL				5,000.00

Check/Credit Memo No:

**Common Agreement Between Governmental Partners and
The St. Charles County Economic Development Council**

THIS COMMON AGREEMENT BETWEEN GOVERNMENTAL PARTNERS AND THE ST. CHARLES COUNTY ECONOMIC DEVELOPMENT COUNCIL ("Agreement") is entered into and is effective as of the date of the last signature hereto (the "Effective Date") by and between the City of Weldon Spring, Missouri (hereinafter, "Local Government") and the St. Charles County Economic Development Council, a Missouri nonprofit corporation (hereinafter, "EDC").

Whereas, the EDC serves as a one-stop shop for business development, small and mid-sized business financing, incubation facilities and services, entrepreneurial training and education, counseling and other technical assistance to businesses, and county-wide economic development marketing; and

Whereas, the EDC serves as the countywide economic development organization for business attraction, retention, and expansion in St. Charles County, working in cooperation with the city and county economic development departments, the Missouri Job Center of St. Charles County, chambers of commerce and other regional and statewide partners on significant development and redevelopment projects; and

Whereas, the EDC serves as the clearinghouse and implementer of business financing such as the SBA 504 Loan and Industrial Revenue Bond (IRB) programs on behalf of the Industrial Development Authority of St. Charles County, and provides counseling and other technical assistance to small and mid-sized businesses which result in the creation and retention of private sector jobs in St. Charles County; and

Whereas, the EDC works with all local governments in St. Charles County to provide county-wide marketing to promote St. Charles County as the premier location for business growth;

NOW, THEREFORE, Local Government and the EDC agree as follows:

Section 1. Services

1. The EDC shall provide the services listed below including, but not limited to:
 - a. Actively working to promote business attraction and expansion, including generating new business leads and providing professional project management;
 - i. Developing relationships with business leadership in targeted industry sectors with potential for relocation to, or expansion in, St. Charles County whether through industry trade shows or business visits;
 - ii. Providing timely and professional request for information (RFI) responses to regional or state partners or business representatives, in accordance with protocols agreed to between the EDC and all participating local governments;
 - iii. Actively engaging in and representing the EDC and its members in regional and state economic development organizations and committees;

- b. Providing for programming to support small and mid-sized business financing, incubation facilities and services, entrepreneurial training and education, counseling and other technical assistance to businesses;
 - c. Promoting and marketing the benefits of St. Charles County as a premier location for quality businesses; and
 - d. Convening regular meetings of all economic development professionals in St. Charles County.
2. In all efforts set forth in Paragraph 1 above, the EDC shall work in cooperation with city and county economic development staff and other regional and statewide partners, to achieve new business investment and the creation, expansion and retention of private sector jobs in the community.

Section 2. Reporting

1. At minimum, the EDC shall regularly review and update the Business Attraction and Strategic Plan. The EDC shall annually establish, and provide to the Local Government (in accordance with the notice provisions of Section 3.2 below), an action plan setting forth steps the EDC will take in the coming year to support the outcomes identified in the strategic plan and which shall set forth metrics the EDC will utilize to measure its success. Such metrics shall include but not be limited to, leads generated and businesses serviced by jurisdiction.
2. The EDC shall provide no less than quarterly documentation and an annual presentation to the Local Government indicating the extent and results of the services provided and performance against the annual metrics identified in an annual action plan.

Section 3. Compensation

1. The Local Government shall pay the EDC \$5,000.00 (five thousand dollars) per year, at the times hereinafter provided, as compensation for the services provided by this Agreement.
2. The EDC shall invoice the Local Government for services rendered pursuant to this Agreement and the Local Government shall pay the EDC the amount of compensation, as set forth in Section 3.1 herein, within thirty (30) days of receipt of said invoice, for each calendar year period during the term of this Agreement, as set forth in Section 4.1 of this Agreement. The amount of compensation to be paid by the Local Government to the EDC shall not be pro-rated for any calendar year during the Initial Term or any Renewal Term.

Section 4. Term, Renewals

1. The term of this Agreement shall be for a period of one (1) year commencing on the 1st day of January, 2021, and extending through and including the 31st day of December 2021 (the "Initial Term"), and shall thereafter be automatically renewed for two (2) successive one (1) year periods (each a "Renewal Term") upon the terms and conditions set forth herein, unless prior written notice that this Agreement shall not be renewed shall have been given by either party hereto to the other

not less than ninety days (90) days prior to the expiration of the Initial Term or the first Renewal Term, as the case may be, or unless sooner terminated as herein provided.

2. Anything to the contrary contained in this Agreement notwithstanding, the obligation of the Local Government for the payment of money shall be subject to and dependent upon annual appropriation being made by it for such purpose. If the governing body of the Local Government should not appropriate or otherwise make available funds sufficient to fulfill the Local Government's obligations under this Agreement, the Local Government may unilaterally terminate this Agreement, without financial penalty, provided the Local Government gives written notice of termination of this Agreement to the EDC not less than ninety (90) days prior to the expiration of the Initial Term or the first Renewal, as the case may be.

Section 5. Miscellaneous Provisions

1. Governing Law, Jurisdiction and Venue. Interpretation of this Agreement shall be governed by the laws of the State of Missouri. The parties agree that in any action to enforce the terms of this Agreement, the courts of the State of Missouri will have exclusive jurisdiction and venue is to be limited to the Eleventh Judicial Circuit Court in St. Charles County, Missouri. The parties waive any claim that such forum or jurisdiction is inconvenient or otherwise inappropriate for resolution of any dispute
2. Notices. Any notice provided for or permitted pursuant to the terms of this Agreement shall be served by hand delivery or email to:
 - a. EDC:

EDC of St. Charles County
Scott J. Drachnik, Registered Agent
5988 Mid Rivers Mall Dr
St. Charles, MO 63304
Email: sdrachnik@edcscscc.com
 - b. Local Government
City of Weldon Spring
Michael Padella, City Administrator
5401 Independence Road
Weldon Spring, MO 63304
Email: mpadella@weldonspring.org
3. Amendment. This Agreement may be amended only by a written document that expressly refers to this Agreement, is approved by the governing body of the Local Government by ordinance pursuant to § 70.230 RSMo, and is signed by the parties.
4. Assignability. Neither party shall assign, transfer or delegate any interest in this Agreement without the prior written consent of the other.
5. Severability. Should any provision of this Agreement be declared illegal by any court of competent jurisdiction, such provisions shall immediately become null and void, leaving the remainder of the

Agreement in full force and effect, and the parties shall, thereupon, seek to negotiate substitute provisions which are in conformity with the applicable laws.

6. This Agreement shall be effective as of the date signed by all parties.

[Remainder of page left blank. Signature page follows.]

IN WITNESS WHEREOF, the parties have executed this Agreement as of the date last written below.

Executed by the Local Government this ____ day of _____, 20____.

Executed by EDC this 11 day of MARCH, 2021.

Jurisdiction, MISSOURI

ST. CHARLES COUNTY ECONOMIC
DEVELOPMENT COUNCIL

By: _____

By: _____
Scott J. Drachovik, President & CEO

Print Name:

Title:

ATTEST:

City Clerk

Release of Escrow

To: Sue Steiger – City Treasurer

CC: Steve Lauer – Zoning Commissioner

CC: Michael Padella – City Administrator

CC: Bill Hanks – City Clerk

Re: Land Use Permits A-20-039

Please release \$5,000 of the funds being held in escrow for the house construction at 4910 Sammelman Rd.(receipt #3024), control numbers 20-0046. Construction has been completed and all City codes have been observed and re-inspected 04/27/2021.

The \$5,000 total escrow for the house should be released to: Fischer and Frichtel contracting.

Mark Rockamann
Code Enforcement Officer
Weldon Spring, MO

Release of Escrow

To: Sue Steiger – City Treasurer

CC: Steve Lauer – Zoning Commissioner

CC: Michael Padella – City Administrator

CC: Bill Hanks – City Clerk

Re: Land Use Permits A-19-078

Please release \$5,000 of the funds being held in escrow for the house construction at 4935 Sammelman Rd.(receipt #2623), control numbers 19-0091. Construction has been completed and all City codes have been observed and re-inspected 04/27/2021.

The \$5,000 total escrow for the house should be released to: Fischer and Frichtel contracting.

Mark Rockamann
Code Enforcement Officer
Weldon Spring, MO



**SAINT CHARLES COUNTY MUNICIPAL LEAGUE
2021 MEMBERSHIP DUES
INVOICE**

DATE: April 1, 2021

TO: Mayor Donald Licklider
Weldon Spring
5401 Independence Road
Weldon Spring, Missouri 63304

FROM: Bob Ronkoski, President

SUBJECT: Membership Dues – Payment due by June 1, 2021
Based on population count of 2010 Census: 5,443

TOTAL AMOUNT DUE: \$750.00

Please, send a check payable to Saint Charles County Municipal League to:

*Saint Charles County Municipal League
P. O. Box 159
5323 Highway N
Cottleville, Missouri 63338*

Membership dues are 50% of the dues structure in accordance with the
Saint Charles County Municipal League ByLaws – Amended August 30, 2016

SAINT CHARLES COUNTY MUNICIPAL LEAGUE DUES STRUCTURE

<u>Population of Governmental Unit</u>	<u>Fee</u>
<u>Based on 2010 Census</u>	
<1,000	\$ 150.00
1,000 – 5,000	\$ 500.00
5,001 – 15,000	\$ 1500.00
15,001 – 30,000	\$ 3000.00
>30,001	\$ 6000.00

CITY OF WELDON SPRING
5/12/21– BOA Meeting (Changes in Red)
CITY CLERK'S LEGISLATIVE REPORT

The last day of the 101st Missouri General Assembly legislation session is May 14, 2021. The deadline for the Governor to sign or veto Bills is July 14, 2021. Veto Session begins on September 15, 2021.

Video Franchising

- **HB 386 (Sponsor: Fitzwater)** – This Bill was removed from the House's agenda.
- **SB 163 (Sponsor: Cierpiot)** – The Bill has the very similar language to HB 386 in creating a task force and reducing video franchise fees from 5% to 2.5% over the next 5 years. This Bill is still on the Senate informal calendar of Bills for perfection.
 - **Major Potential Impact to WS** - City's video franchise fees from Spectrum and At&t would be reduced over time down by \$28,964 and \$11,962 respectively. This would be an estimated reduction to our General Fund revenue by 7% annually ultimately.

Federal Stimulus Money Oversight

- **HB 1356 (Sponsor: Smith)** – The bill would create the Committee on Local Recovery Accountability and Transparency. Its primary responsibility would be to prevent fraud, waste, and abuse of federal stimulus funds sent directly to local governments by the federal government. The Committee will provide guidelines and other information to local governments regarding how the federal government intends for the money to be spent. On May 6, 2021, the Bill was voted do pass by the House Budget Committee.
 - **Negative Impact** – This is clearly an overreach by the state because these funds will be direct from the federal government. While local governments will already be following the federal guidelines and subject to federal oversight, this will add another layer of scrutiny and require extra work to work through the bureaucracy.

Wayfair Legislation

- **HB 644 (Sponsor: Faulkner)** – Currently, this Bill is stuck in committee and is not on a House Calendar.
- **SB 153 (Sponsor: Koenig)** – The Bill allows the state, cities, and counties to capture use tax revenue from out-of-state retailers that do not have a physical presence in the state of Missouri (Wayfair Legislation). On May 7, 2021, this Bill is placed on the informal calendar for third reading in the House.
 - The Missouri Municipal League strongly supports SB 153.

- **HB 554 (Sponsor: Eggleston)** – This bill implements Wayfair sales and use tax law. However, the Bills includes several harmful provisions for municipalities, such as requiring voters to re-approve use taxes previously approved, prohibiting municipalities from imposing any tax/fee/license on satellite or streaming services, and not including language pushing the implementation of the definition of cable gross revenue to 2023. On March 11, 2021, the House passed the bill by a 96-59 vote. **On May 4, 2021, the Bill was voted to do pass by the Senate Ways & Means Committee and was referred to the Senate Committee of Governmental Accountability & Fiscal Oversight on May 5, 2021.**

➤ The Missouri Municipal League strongly opposes HB 554.

Taxation

- **SB 24 (Sponsor: Eigel)** – The current law requires that personal property be assessed at 33.3% of its true value in money, but this act would start reducing personal property tax to 25% for the 2022 calendar year, 19% for the 2023 calendar year, 13% for the 2024 calendar year, 7% for the 2025 calendar year, and 0.001% for all subsequent years. **This Bill is still on the Senate informal calendar of Bills for perfection.**
 - **Medium Potential Impact to WS** – County Road & Bridge property tax would be negatively impacted, and the portion allocated to Weldon Spring would be reduced by \$11K - \$15K annually by 2026. This would be roughly a 5% - 7% annual reduction to our Road & Bridge Maintenance Fund ultimately.
- **HJR 57 (Sponsor: Wiemann)** – This Bill is the House version on the elimination of personal property tax, which would begin on January 1, 2027. This version would let the voters decide. The Bill was heard before the House Ways & Means Committee on April 7, 2021.
 - **Medium Potential Impact to WS** – County Road & Bridge property tax would be negatively impacted, and the portion allocated to Weldon Spring would be reduced by \$11K - \$15K annually by 2026. This would be roughly a 5% - 7% annual reduction to our Road & Bridge Maintenance Fund ultimately.

Election

- **HB 920 (Sponsor: Baker)** – The Bill changes municipal election day to November. Also, the Bill modifies the procedures to follow in the event there is a vacancy. **On May 6, 2021, this Bill is placed on the House formal calendar for perfection.**
 - **Negative Impact** – This Bill could encourage local election turnout; however, this could create a more expensive election for political subdivisions because more ballot styles might be needed. By moving the municipal elections to November, the ballot will be longer, which would possibly create ballot fatigue for the voters and bury local issues on the ballot.

- **SB 27 (Sponsor: Crawford)** – The Bill will shorten the municipal election filing period from 4 weeks to 2 weeks. This Bill passed the Senate. In the last two weeks, this Bill was voted to do pass by the House Committee of Downsizing State Government and the House Rules Committee of Administrative Oversight. On May 6, 2021, this Bill was referred to the House Committee for Fiscal Review.

➤ **Support this Initiative**

Sunshine Law & Records

- **HB 27 (Sponsor: Walsh)** - Requires posting meeting notices and Minutes on the City's website and social media pages. Plus, all approved legislation must be posted on the City's website and social media pages within 24 hours after the meeting. This Bill was referred to the House Special Committee on Government Accountability Committee on January 14, 2021. On April 15, 2021, the House passed the bill by a 150-0 vote. On April 29, 2021, the Senate Committee of Governmental Accountability and Fiscal Oversight held a public hearing for this Bill.
 - **Negative Impact** – Unfunded Mandate - Increases the demands on staff and entity resources to comply with Sunshine Laws as it relates to social media. Would likely require more sophisticated software to track and record social media posts and auto archive.
- **HB 177 (Sponsor: Ellebracht)** - The City would be allowed to close records on discussions and descriptions about security procedures, which includes evacuation and lock down procedures. The bill was previously amended to include several noncontroversial modifications, which includes restricting municipal utility customer information, protecting names and emails submitted to public bodies, allowing discovery procedures to apply in municipal court hearings, and requiring the Children's Division to create a safety reporting system. On May 3, 2021, the Senate Committee of Governmental Accountability and Fiscal Oversight voted to do pass this Bill.
 - **Support this Initiative** – Provides a level of security to the public entity as it relates to security and safety operations/response and procedures.
- **HB 362 (Sponsor: DeGroot)** – Allows the City to close records related to email addresses and telephone numbers submitted to a public governmental body by individuals or entities with the sole purpose of receiving electronic or other communications. On February 18, 2021, the House passed the bill by a 149-1 vote. On May 5, 2021, this Bill was truly agreed to and passed in the House by a vote of 154-1.
 - **Support this Initiative** – Allows the public to register and request to receive automatic notices/correspondence and not be subjected to a Records/Sunshine Request to obtain their personal contact information.

Miscellaneous

- **SB 126 (Sponsor: Brown)** – This Bill extends the hours for sale of intoxicating liquor. On May 4, 2021, this Bill was voted to do pass by the House Committee of General Laws and referred to the House Rules Committee of Legislative Oversight.
 - **Impact to WS** – This will allow some local businesses more flexibility and opportunity to increase their sales.
- **SB 283 (Sponsor: Hoskins)** – This Bill allows bars and restaurants to permanently sell alcoholic drinks to go. On May 4, 2021, this Bill was voted to do pass by the House Committee of General Laws. On May 6, 2021, the House Rules Committee of Legislative Oversight voted to do pass this Bill.
 - **Impact to WS** – The State temporarily allowed this provision during the pandemic. This will continue the flexibility and opportunity to increase their sales on a permanent basis.
- **HB 271 (Sponsor: Wiemann)** – The Bill establishes the "Missouri Local Government Expenditure Database", to be maintained by the Office of Administration. The City may voluntarily participate in the database or may be required to participate if a petition process used by its residents is used to require participation as specified in the bill. A link to the database on the City's website is required. On February 18, 2021, the House passed the bill by a 149-2 vote. During the floor debate in the Senate, 28 amendments were added to the Bill. Some of these provisions include:
 - A substitute to eliminates a local government's ability to charge a linear foot fee for use of the public right of way.
 - Prohibits municipalities from charging satellite companies or streaming services for using the right of way.
 - Allows a resident of a county that resides outside of city limits to serve on city boards and commissions (excluding councils and boards of aldermen)
 - Allows two or more municipalities to join to form a broadband taxing district.
 - Provides that no real residential property shall be assessed at a value that exceeds the previous assessed value for such property.
 - Shorten the filing period for local elections from 4 to 2 weeks.
 - Regulation of personal delivery devices (robots).

On April 28, 2021, the Senate passed the bill by a vote of 25-6 with the 28 amendment. On May 5, 2021, this Bill went to Conference to settle the difference between both chambers.

- **HB 491 (Sponsor: Grier)** - This bill prohibits municipalities from restricting the operation of a "no-impact home-based business" or otherwise requiring a person to apply for or obtain a permit, license, variance, or other prior approval to operate a no-impact home-

based business. The bill establishes a list of factors that qualify a home-based business as a no-impact home-based business. This Bill was placed on the House informal calendar.

- **Negative Impact** – This Bill would prohibit local governments from issuing home-based business licenses. Currently, the City of Weldon Spring has 35 home-based businesses that have licenses and some of those businesses remit sales tax to the state. Without the ability to issue business licenses or renewals, it will be difficult to have a check and balance to ensure that these businesses are remitting the right sales tax because I require a no-tax due letter before issuing any license from the City of Weldon Spring. Without a check for compliance, our sale tax revenue could be affected. Furthermore, approximately in \$1,225.00 in license fees would be lost annually. Also, Bill 491 will create more difficulty in maintaining the residential character of local neighborhoods.
- **HB 555 (Sponsor: Eggleston)** – This bill is an omnibus bill. While it implements Wayfair legislation, it lowers income tax, requires municipal voter approval of CIDs and TDDs, gradually eliminates video service provider fees, creates penalties for political subdivisions failing to file annual financial reports, including a public vote for disincorporation, and changes definition of blight for economic development. This Bill was placed on the House informal calendar.
 - **Negative Impact** – This could decrease the overall revenue stream for the City and make economic development more challenging for the City

For further information on any proposed legislation, please check out the following links:

- ✓ Municipal League of Metro St. Louis Legislative Report:
<https://www.stlmuni.org/wp-content/uploads/2021/02/LEGISLATIVE-UPDATE-2-19-21.pdf>
- ✓ Missouri Municipal League Bills of Interest for Municipal Officials:
<https://www.govwatch.net/report/12676>
- ✓ Missouri General Assembly – House of Representative Home Page
<https://house.mo.gov/LegislationSP.aspx>
- ✓ Missouri General Assembly – Senate Home Page
<https://www.senate.mo.gov/legislation>