



**CITY OF WELDON SPRING  
BOARD OF ALDERMEN REGULAR MEETING  
ON THURSDAY, JANUARY 28, 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 only be conducted virtual meeting 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/88533624537?pwd=czk5OTZ3TUROclV0aUZFSXRWVzhEZz09>**

**Meeting ID: 885 3362 4537**

**Password: BOA210128**

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

**Meeting ID: 885 3362 4537**

**Password: 075470748**

Instructions for providing public comments: Persons interested in making their views known on any matter should send an email with their comments to the City Clerk at [bhanks@weldonspring.org](mailto:bhanks@weldonspring.org) no later than 7 p.m. on the day of the meeting. All comments received will be entered into the meeting minutes for public record and must include the person name and address. All comments will also be distributed to the entire Board at or before the meeting. Thank you for your understanding and patience as we all try to get through these unprecedented times.

**PAGE 1 OF 2**

This notice was posted at 5401 Independence Road on 1/25/21 at 3:00pm by [Signature]



\*\*\*\*AGENDA\*\*\*\*

1. **CALL TO ORDER**
2. **ROLL CALL and DETERMINATION OF A QUORUM**
3. **CITIZENS COMMENTS**
4. **APPROVAL OF MINUTES**
  - A. January 28, 2021 – Regular Board Meeting Minutes
5. **CITY TREASURER**
  - A. Paid Bills (1-1-21 – 1-19-21)
6. **UNFINISHED BUSINESS**
  - A. Bill #1161 - An Ordinance Authorizing the Execution of an Agreement Between the City of St, Peters, Missouri, and the City of Weldon Spring, Missouri, for the Improvements associated with the Sammelman Road Improvement Project – **Alderman Yeager**
7. **NEW BUSINESS**
  - A. Elected Official MS4 Update – **City Engineer**
  - B. FY 2020 Reserve Fund Balance – **City Administer**
  - C. A Resolution of the City of Weldon Spring, Missouri, for a Sidewalk Study in Front of the Wrenwyck Place Subdivision – **Alderman Yeager**
8. **REPORTS & COMMITTEES**
  - A. City Administrator
  - B. City Attorney
  - C. Legislative Report – City Clerk
  - D. Parks & Recreation Advisory Committee
9. **RECEIPTS & COMMUNICATIONS**
10. **ADJOURNMENT**

Copies of all ordinances proposed to be introduced for consideration by the Board of Alderpersons meeting and any other items included in the Board of Aldermen's Board Packet are available for public inspection on the City of Weldon Spring's website or at the Office of the City Clerk. The City Clerk can be contacted at [bhanks@weldonspring.org](mailto:bhanks@weldonspring.org) or 636-441-2110.

PAGE 2 OF 2

This notice was posted at 5401 Independence Road on 1/29/21 at 3:00 p.m.



CITY OF WELDON SPRING  
REGULAR MEETING OF THE BOARD OF ALDERMEN  
JANUARY 12, 2021

**NOTE:** Due to the health crisis of the COVID-19 pandemic, this Board Meeting was a videoconference meeting through a Zoom session.

**CALL TO ORDER:** The regular meeting of the Board of Aldermen of the City of Weldon Spring was held on Tuesday, January 12, 2021 at approximately 7:30 PM. The meeting was held virtually via zoom. Mayor Licklider called the meeting to order.

**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 (*See Note)

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

**Note:** Alderman Baker joined the meeting at 7:37 PM.

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

**MINUTES:** December 8, 2020, Board Minutes - Alderman Schwaab moved to approve the minutes from the December 8, 2020, regular meeting as written, seconded by Alderman Martiszus. **Motion carried** with 4 ayes.

**TREASURER'S REPORT:** Alderman Schwaab made a motion to accept the Treasurer's packet of paid bills December 3, 2020, to December 30, 2020. The motion was seconded by Alderman Kolb. The **motion carried** with 4 ayes.

**OLD BUSINESS:**

**Bill #1158 - An Ordinance Authorizing an Agreement with the Missouri Office of State Court Administrator (OSCA) for Implementation of the Show-Me Courts (SMC) Automation Surcharge of Seven Dollars (\$7.00) on Municipal Cases in Order to Assist Payment Thereof and Amending the Municipal Code Relating Thereto:** Alderman Schwaab made a motion to approve Bill #1158 for its second and final reading by title only. Alderman Yeager seconded the motion. On a roll call vote, the Bill #1158 was placed as Ordinance 21-01 as followed:

AYES: 4 – Kolb, Martiszus, Schwaab, and Yeager  
NOES: 0  
ABSENT: 2 – Baker & Clutter

## **NEW BUSINESS:**

**An Ordinance Authorizing the Execution of an Agreement Between the City of St. Peters, Missouri, and the City of Weldon Spring, Missouri, for the Improvements associated with the Sammelman Road Improvement Project:** Alderman Yeager moved to introduce Bill #1161 for its first reading by title only. Alderman Schwaab seconded the motion and the **motion carried**.

Alderman Yeager made a motion to make an amendment to Bill #1161:

- In the second Whereas, the words “*associated with*” should be omitted in the second line of the Whereas.

Alderman Martiszus seconded the motion. On a roll call vote, the **motion passed** as followed:

AYES: 4 – Kolb, Martiszus, Schwaab, and Yeager  
NOES: 0  
ABSENT: 2 – Baker & Clutter

Bill # 1161 was tabled in accordance with City Code.

## **REPORTS AND COMMITTEES:**

Alderman Baker joined the meeting.

**City Administrator Report:** Mr. Padella (City Administrator) briefly summarize his report.

**City Attorney Report:** Mr. Bob Wohler (City Attorney) updated the Board on a pending litigation, which is set for trial later this year in August.

**PRAC Committee:** Nick Baldecchi, the Chairman for the Parks & Recreation Advisory Committee, stated the Maple Trees are planted next to playground in Weldon Spring City Park. Also, he said the Committee has tentatively scheduled a Work Session for later in the month.

## **ADJOURNMENT:**

Alderman Kolb moved to adjourn the meeting at 7:42 PM, seconded by Alderman Martiszus. **Motion carried** with 5 ayes.

Respectfully submitted,

---

William C. Hanks, City Clerk

**PAID BILLS TO BE APPROVED  
JANUARY 1, 2021 -- JANUARY 19, 2021**

EXCEPT FOR THE ITEMS NOTED, THE ATTACHED LIST IS APPROVED BY THE BOARD OF ALDERMAN FOR PAYMENT. APPROVED THIS  
28th DAY OF JANUARY, 2021 \_\_\_\_\_ MAYOR

1/1/2021 TO 1/19/2021

## CLAIMS REPORT

VENDOR	REFERENCE	GL ACCT NO	AMOUNT	CHECK #	CHECK DATE
BUILDINGSTARS OPERATIONS INC	MONTHLY HOUSEKEEPING	20-20-5244	\$ 240.00	11290813	1/11/2021
CENTRAL BANK OF ST LOUIS	BANK SVC FEE DEC 2020	10-10-5216	\$ 448.75	11290812	1/4/2021
CLAUDE C KNIGHT	MUNI COURT JUDGE JAN 2021	10-10-5303	\$ 300.00	16346	1/8/2021
COLONIAL LIFE	EMPLOYEE PREMIUMS DEC 2020	10-02-2118	\$ 273.72	16347	1/8/2021
CUIVRE RIVER ELECTRIC	MONTHLY ELECTRIC	20-20-5253	\$ 270.60	11290804	1/4/2021
CUIVRE RIVER ELECTRIC	MONTHLY ELECTRIC	20-20-5253	\$ 218.90	11290805	1/4/2021
CUIVRE RIVER ELECTRIC	MONTHLY ELECTRIC	20-20-5253	\$ 20.00	11290806	1/4/2021
DELTA DENTAL OF MISSOURI	EMPLOYEE DENTAL INS	10-02-2110	\$ 48.89	9171	1/19/2021
DELTA DENTAL OF MISSOURI	EMPLOYEE DENTAL INS	10-10-5130	\$ 249.23	9171	1/19/2021
GRAPHIC ENTERPRISES, INC	TONER CARTRIDGES	10-10-5243	\$ 211.96	9162	1/4/2021
LASHLY & BAER, P.C.	MUNI PROSECUTING ATTY	10-10-5304	\$ 800.00	9167	1/11/2021
LOUIS J BASSO, P.C.	PSL vs CITY OF WELDON SPRING	22-22-5302	\$ 1,077.88	9169	1/11/2021
MICHAEL PADELLA	MILEAGE REIMBURSEMENT	10-10-5202	\$ 7.84	11290810	1/7/2021
MICHAEL PADELLA	TP-COPY PAPER-OFFICE SUPPLIES	10-10-5243	\$ 108.72	11290810	1/7/2021
MICHAEL PADELLA	75" SMART TV & WALL MOUNT	20-20-5460	\$ 1,284.97	11290810	1/7/2021
MICHAEL PADELLA	4 FT. FOLDING TABLE	20-20-5560	\$ 39.99	11290810	1/7/2021
MISSOURI DEPT OF REVENUE	CRIME VICTIM	10-02-2511	\$ 121.21	16349	1/19/2021
MO DEPT OF PUBLIC SAFETY	P.O.S.T.	10-02-2521	\$ 17.00	16350	1/19/2021
QUADIENT LEASING USA, INC	POSTAGE MACHINE LEASE	10-10-5220	\$ 146.97	16345	1/6/2021
R&D COMPUTER SYSTEMS, LLC	LASERFICHE ANNUAL MAINT	10-10-5324	\$ 420.00	16348	1/8/2021
REPUBLIC SERVICES	TRASH SERVICE	20-20-5254	\$ 96.40	9163	1/7/2021
ROBERT WOHLER	LEGAL FEES INDEP RD 3	10-10-5301	\$ 50.00	9164	1/4/2021
ROBERT WOHLER	LEGAL FEES	10-10-5301	\$ 465.00	9165	1/4/2021
SHERIFF'S RETIREMENT SYSTEM	COURT FEES	10-02-2531	\$ 51.00	16351	1/19/2021
ST CHARLES ENGINEERING	90 DEGREE CURVE IMPROVEMENT	22-22-5453	\$ 600.00	9170	1/19/2021
SUE STEIGER	MILEAGE REIMB	10-10-5202	\$ 6.27	11290809	1/7/2021
SUE STEIGER	BRIGHT LIGHTS FOR BASEMENT	20-20-5560	\$ 63.98	11290809	1/7/2021
UNITED HEALTHCARE	EMPLOYEE HEALTH INS -EMPLOYEE PORTION	10-02-2110	\$ 548.97	9172	1/19/2021
UNITED HEALTHCARE	EMPLOYEE HEALTH INS - EMPLOYER PORTION	10-10-5132	\$ 2,388.50	9172	1/19/2021
VERIZON WIRELESS	MONTHLY CELL - JANET LICKLIDER	10-02-2113	\$ 49.24	11290807	1/4/2021
VERIZON WIRELESS	MONTHLY CELL	20-20-5257	\$ 147.72	11290807	1/4/2021
VERIZON WIRELESS	CELL PHONE PARKS DEPT	20-20-5257	\$ 7.45	11290808	1/4/2021
WEX BANK	FLEET GAS CARD	20-20-5237	\$ 47.11	9166	1/11/2021
WHEELHOUSE SOLUTIONS	MANAGED IT MONTHLY FEE	10-10-5325	\$ 735.34	9168	1/11/2021
WHEELHOUSE SOLUTIONS	MANAGED IT - INSTALLATION DOOR LOCK	10-10-5325	\$ 810.00	19173	1/19/2021
Accounts Payable Total			\$ 12,373.61		

BILL NO. 1161

ORDINANCE NO. \_\_\_\_\_

\*\*\*\*\*

**AN ORDINANCE AUTHORIZING THE EXECUTION OF AN AGREEMENT  
BETWEEN THE CITY OF ST. PETERS, MISSOURI, AND THE CITY OF  
WELDON SPRING, MISSOURI, FOR THE IMPROVEMENTS ASSOCIATED  
WITH THE SAMMELMAN ROAD IMPROVEMENT PROJECT**

\*\*\*\*\*

**WHEREAS**, Sammelman Road is public roadway that serves both Weldon Spring's and St. Peters' residents, and that portions are located within the corporate limits of each city; and

**WHEREAS**, Weldon Spring has prepared plans and specification for, and intends to construct certain improvements to, Sammelman Road referred to as the Sammelman Road Improvement Project (hereinafter "Project"), which is located entirely within the city limits of Weldon Spring; and

**WHEREAS**, construction of the Project requires professional staff to provide construction engineering services to ensure that the Project is constructed pursuant to the approved plans and specifications, and to assist with administering the construction contract for the Project; and

**WHEREAS**, St. Peters employs a professional staff qualified to provide said construction engineering services, and supports the Project, as it will benefit the safety and travel for St. Peters' residents; and

**WHEREAS**, Missouri Revised Statutes Section 70.220 through 70.325 authorize political subdivisions to contract and cooperate with other municipalities or political subdivisions for the planning, development, construction, acquisition, or operation of any public improvement or facility, or for a common service; and

**WHEREAS**, Weldon Spring and the St. Peters are desirous of entering into an Intergovernmental Cooperation Agreement whereby St. Peters will provide the necessary construction engineering services for the Project.

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

**SECTION 1:** That Section 70.220 through 70.320 of the Revised Missouri Statutes authorizes intergovernmental agreements.

**SECTION 2:** That the Board of Aldermen hereby authorize the execution by the Mayor of the Intergovernmental Cooperation and Agreement (Sammelman Road

Improvement Project), which is attached hereto as Exhibit "A" and is incorporated by reference herein.

**SECTION 3:** That this ordinance shall be in full force and effect from and after its enactment and approval.

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

***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: \_\_\_\_\_

## EXHIBIT A

### INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN THE CITY OF WELDON SPRING, MISSOURI, AND THE CITY OF ST. PETERS, MISSOURI, FOR IMPROVEMENTS ASSOCIATED WITH THE SAMMELMAN ROAD IMPROVEMENT PROJECT

This Intergovernmental Cooperation Agreement is made and entered into as of the \_\_\_\_\_ day of \_\_\_\_\_, 2021, by and between the CITY OF WELDON SPRING, MISSOURI, a city of the fourth class (hereinafter "Weldon Spring"), and the CITY OF ST. PETERS, MISSOURI, a city of the fourth class (hereinafter "St. Peters").

#### WITNESSETH:

WHEREAS, Sammelman Road is public roadway that serves both Weldon Spring's and St. Peters' residents, and that portions are located within the corporate limits of each city; and

WHEREAS, Weldon Spring has prepared plans and specification for, and intends to construct certain improvements to, Sammelman Road referred to as the Sammelman Road Improvement Project (hereinafter "Project"), which is located entirely within the city limits jurisdiction of Weldon Spring; and

WHEREAS, construction of the Project requires professional staff to provide construction engineering services to ensure the Project is constructed pursuant to the approved plans and specifications, and to assist with administering the construction contract for the Project; and

WHEREAS, St. Peters employs a professional staff qualified to provide said construction engineering services, and supports the Project, as it will benefit the safety and travel for St. Peters' residents; and

WHEREAS, Missouri Revised Statutes Section 70.220 through 70.325 authorize political subdivisions to contract and cooperate with other municipalities or political subdivisions for the planning, development, construction, acquisition, or operation of any public improvement or facility, or for a common service; and

WHEREAS, Weldon Spring and the St. Peters are desirous of entering into an Intergovernmental Cooperation Agreement whereby St. Peters will provide the necessary construction engineering services for the Project.

NOW THEREFORE, for and in consideration of the mutual covenants herein contained and other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the parties hereto hereby agree as follows:

Section 1. Term of Agreement. This Agreement shall become effective upon its execution by all parties hereto, and continue to Project completion and final acceptance of improvements

Section 2. Project Design. Weldon Spring previously executed an engineering services agreement with a qualified, registered professional engineer in the State of Missouri, who prepared plans and specifications for the Project. Weldon Spring hereby acknowledges that Weldon Spring is solely responsible for the completeness and accuracy of the improvements shown and specified by the Project plans and specifications. Weldon Spring hereby acknowledges that Weldon Spring is solely responsible for all costs associated with said completed plans and specifications, and for any future costs associated with any additional engineering design services that may be needed for the Project.

Section 3. Property Acquisition. Weldon Spring hereby agrees to perform all tasks required to obtain the necessary right-of-way and easement rights for the Project at its sole expense. Weldon Spring further agrees to provide St. Peters copies of all recorded deed and easement agreements, as well as all executed, written negotiated agreements related to property acquisition for the Project.

Section 4. Costs of Litigation Associated with Property Acquisition. All court costs of litigation associated with the acquisition of the easements and right-of-way, including attorney fees, shall be paid by Weldon Spring. The parties agree that St. Peters shall not share in any court costs of litigation associated with acquisition of the easements and right-of-way. For purposes of this Agreement, the term "court costs" shall mean all: brokerage commissions; costs of title commitments, reports; surveys; soil and hazardous waste and other property related reports; appraisals; professional fees of any kind or nature, including engineering, architects and attorneys' fees; filing fees, costs of transferring any of the property from Weldon Spring to St. Peters or vice versa, recording fees, experts' fees, and all litigation costs.

Section 5. Bid Services and Construction Contract Award. Weldon Spring hereby agrees to perform all tasks required to prepare the Project for bid advertisement and competitive bidding per all applicable federal, state and local standards. Weldon Spring hereby agrees to perform all tasks required to evaluate the bids received, award the Project to the lowest, responsive and responsible bidder, and execute a construction agreement with said bidder. Weldon Spring further agrees to provide St. Peters copies of all plans and bid documents prepared for distribution to bidders, and all executed documents associated with award, including the executed construction agreement.

Section 6. Construction Cost. All costs associated with construction of the Project, excluding construction engineering services, shall be the sole responsibility of Weldon Spring.

Section 7. Construction Engineering Services. Utilizing the plans, specifications, property acquisition documents and construction agreement provided by Weldon Spring, St. Peters hereby agrees to perform all construction engineering tasks required to verify proper construction of the Project, and assist with administering the construction agreement, at its sole cost. Said construction engineering services will include, but not be limited to, review and documenting all contractor submittals, preparation and maintenance of all construction records, scheduling and overseeing material testing, perform daily contractor oversight, reviewing and recommending action regarding contractor questions, change order requests and pay requests, perform all inspections,

provide and place appropriate digital message or static signs to alert drivers of pending construction, road closure or Project related information, and assist with preparing all documents required for closing the contract. St. Peters will provide Weldon Spring access to all documents and records related to the Project upon request and upon completion of all work associated with the Project and submittal of final payment to the contractor.

Section 8. Indemnification. The parties agree to indemnify and hold each other harmless from and against any loss, cost, claims, demands, and/or expense arising out of any demand, claim, suite or judgment for injury to or death of persons including the officers, agents and employees of either party herein, resulting from each other's conduct with regard to the Project.

Section 9. Construction Standards and Permits. The Project has been designed and will be constructed in accordance with all applicable federal, state and local standards adopted by Weldon Spring, and the plans, specifications, property acquisition documents and construction agreement executed by Weldon Spring and provided to St. Peters.

Section 10. Maintenance of Completed Improvements. It shall be the responsibility of Weldon Spring to operate and maintain the completed improvements associated with the Project.

Section 11. Termination. In the event that either city violates any provision of federal, state or local law or regulations with regard to the any task associated with the Project, the other city may terminate this Agreement upon thirty (30) days' written notice.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement as of the day and year first above written.

**WELDON SPRING, MISSOURI**

**CITY OF ST. PETERS, MISSOURI**

By: \_\_\_\_\_  
Donald D. Licklider, Mayor

By: \_\_\_\_\_  
Len Pagano, Mayor

ATTEST:

ATTEST:

\_\_\_\_\_  
William C. Hanks, City Clerk

\_\_\_\_\_  
Patricia E. Smith, City Clerk

## WHAT IS MS4?

Municipal Separate Storm Sewer System

**MS4** is a general permit that authorizes the discharge of stormwater from small Municipal Separate Storm Sewer Systems provided that the permittee complies with all the requirements set forth in the permit.

### **Purpose of the MS4 permit:**

The conditions in the permit are established pursuant to the Clean Water Act to ensure the pollutant discharges through stormwater from the MS4s are reduced to the maximum extent practicable (MEP) through six control measures, protect water quality, and satisfy the appropriate water quality requirements.

Requirements:

### **The six control measures**

1. Public Education and Outreach.
2. Public Involvement and Participation.
3. Illicit Discharge Detection and Elimination (IDDE).
4. Construction Activity Stormwater Runoff Control.
5. Post-construction Stormwater Management in New Development and Re-development.
6. Pollution Prevention and Good Housekeeping for Municipal Operations.

Besides implementing these control measures, The City of Weldon Spring is also required to keep its **Stormwater Management Plan (SWMP)** updated, monitor stormwater discharges and sending periodic reports to MoDNR.

## **Elected Official**

### **MS4 Update**

**January 2021**



## **CURRENT PERMIT**

The current MS4 general permit number MOR0400076, was issued to the City of Weldon Spring by MoDNR on December 30, 2016 and is valid for five years. **This permit expires in 2021.** This general permit is both the federal discharge permit and state operating permit.

All MS4 Permits are expiring in the State of Missouri in 2021 and will need to be renewed.

MoDNR has been meeting virtually with all permit holders during Fall 2020 discussing the new requirements.

## **What's New / Changing?**

- Reports to MoDNR will be Annual after 2021
- Applicants can choose **2-Step Plan** / Permit or **Comprehensive Plan** / Permit.
- **Comprehensive Plan** recommended by MoDNR for smaller Cities. The **Comprehensive Plan** lays out specific requirements.
- **2-Step Plan** / Permit allows Cities to propose it's own requirements, must be approved by MoDNR in 2-Steps. More involved and recommended for larger more complex permit holders.

## **WHAT'S REQUIRED in 2021?**

The following items need to be completed as the City's current Storm Water Management Plan and Permit expire:

- Bi-Annual Report Due for 2019-2020
- 30 Day Public Notice for Permit Renewal / New SWMP
- Public Hearing on SWMP / Permit renewal with 30 Day Public Notice (can be combined)
- New MS4 Permit Application (\$650)
- Storm Water Management Plan for 2021-2026
  - 2-Step Plan Due April 3, 2021
  - Comprehensive Due December 2021

The City shall hold a **public notice** period for a minimum of thirty (30) days on the draft SWMP. The permittee shall respond to public comments received during the public notice period. The permittee shall retain copies of any public comments and responses, for a minimum of three years.

The City shall hold a **public hearing** regarding the proposed Stormwater Management Program and Plan within the MS4 service area. Public notice of the public hearing shall be given at least thirty (30) days before the hearing. Public notice of the hearing may be given at the same time as public notice of the draft SWMP and the two notices may be combined. The two thirty (30) day periods can be combined.

The City shall have a publicly available method to accept public inquiries or concerns, and to take information provided by the public about stormwater and stormwater related topics.

## **Questions?**

Bill Schnell, P.E.  
City Engineer  
cityengineer@weldonspring.org  
636-441-2110 ext. 110



# CITY OF WELDON SPRING

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

## MEMORANDUM

To: Mayor and Board of Aldermen

Date: 01/25/2021

From: Michael Padella, City Administrator

Subject: Target Reserve Fund Level – Updated 3-year Rolling Avg.

Cc: Sue Steiger, City Treasurer

With the adoption of Ordinance # 20-01 which establishes the policy for the creation and updating of target reserve funds for the city of Weldon Spring, attached is the FY 2021 revised reserve fund level, prepared by the City Treasurer.

The policy calls for a rolling 3-year average of operating expenditures from the major three funds, General, Parks/Facilities, and the State Revenue Sharing funds exclusive of capital expenditures to be calculated and used to establish the target reserve fund level. The worksheet has summarized the operating expenditures from these major funds and recalculated the target. The new target is an increase of \$81,058.07 or total reserve fund level of \$916,050.31.

You may recall that the total 2020 reserve fund target level was \$834,992.25, of which this was divided evenly by five and invested into five Certificates of Deposit with staggered maturity dates. These funds were deposited with Midland Bank who offered the best interest rate(s) at the time of eligible banking institutions within the city limits.

Staff recommends investing the entire reserve fund increase or approximately \$81K into a 12-month maturing CD with Midland Bank if approved and authorized by the Board of Aldermen.

City of Weldon Spring Reserve Policy Calculation Report:				
	Operating Expenditures:			
Major Fund:	FY 2018 Actual:	FY 2019 Actual:	FY 2020 Actual:	Avg. by Fund:
General Fund	436,795.47	452,318.61	567,808.15	485,640.74
Parks & Facilities Fund	124,958.95	128,356.45	164,499.10	139,271.50
State Rev. Sharing Fund	255,210.29	311,039.06	307,164.86	291,138.07
<b>3 Funds Annual Total:</b>	<b>816,964.71</b>	<b>891,714.12</b>	<b>1,039,472.11</b>	<b>916,050.31</b>

The target Reserve Fund level for 2020:	\$ 834,992.25	\$ 916,050.31
Revised target Reserve Fund level for 2021:	<u>\$ 916,050.31</u>	<u>\$ (834,992.25)</u>
		\$ 81,058.06
Reserve Fund Adjustment Amount:	<u>\$ 81,058.07</u>	

RESOLUTION NO. \_\_\_\_\_

**A RESOLUTION OF THE CITY OF WELDON SPRING, MISSOURI,  
FOR A SIDEWALK STUDY IN FRONT OF THE WRENWYCK PLACE SUBDIVISION**

**WHEREAS**, Wrenwyck Pl desires a walking path to allow safe pedestrian traffic along Westwood Drive; and

**WHEREAS**, Saint Charles County recently added a sidewalk along Westwood Drive that extends to the edge of Wrenwyck Pl; and,

**WHEREAS**, Weldon Spring would like to develop a list of projects such as this that can be put together in a bid to reach the necessary economies of scale.

**NOW THEREFORE**, the Mayor and Board of Alderman of the City of Weldon Spring, Missouri, wants to work with the Wrenwyck residents and MODOT to explore the feasibility of this project.

Read and adopted this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Donald D. Licklider, Mayor

Attest:

\_\_\_\_\_  
William C. Hanks, City Clerk

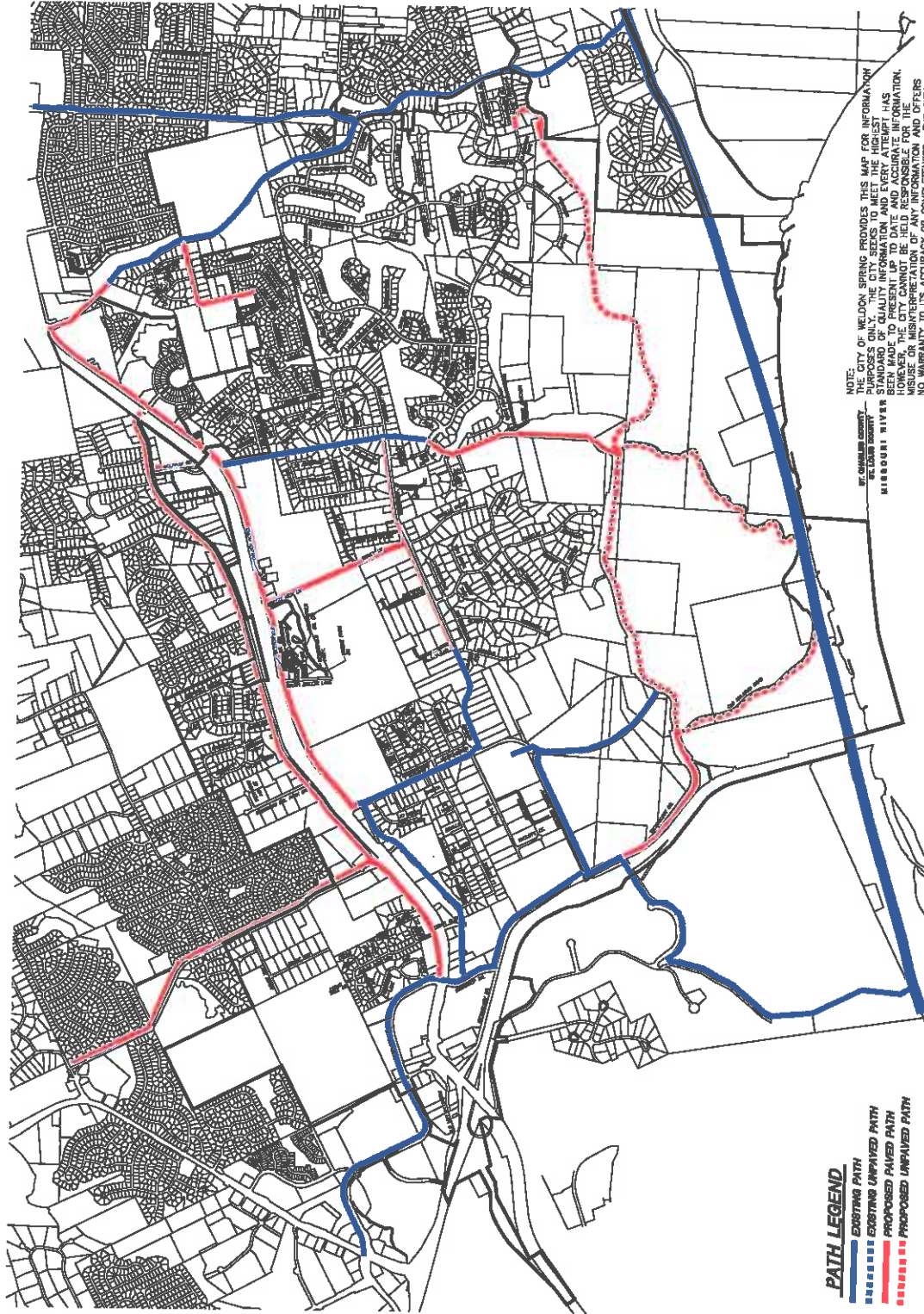


# Wrenwyck Place



**CITY OF WELDON SPRING**  
2017

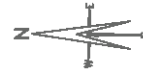
**FIGURE 9**  
**TRAIL MAP**



NOTE: THE CITY OF WELDON SPRING PROVIDES THIS MAP FOR INFORMATION PURPOSES ONLY. THE CITY SEeks TO MEET THE HIGHEST PURPOSES OF THE MAP. THE CITY DOES NOT WARRANT THE ACCURACY OF THE INFORMATION AND EVERY ATTEMPT HAS BEEN MADE TO PRESENT THE MOST ACCURATE INFORMATION. HOWEVER, THE CITY CANNOT BE HELD RESPONSIBLE FOR THE MISUSE OR MISINTERPRETATION OF ANY INFORMATION AND OFFERS NO WARRANTY TO ITS ACCURACY OR COMPLETENESS. THE CITY ACCEPTS NO LIABILITY FOR ANY INJURY OR CONVENIENCE CAUSED AS A RESULT OF RELIANCE ON THIS INFORMATION.

ST. CHARLES COUNTY  
ST. LOUIS COUNTY  
MISSOURI RIVER

**PATH LEGEND**  
— EXISTING PAVED PATH  
- - - EXISTING UNPAVED PATH  
— PROPOSED PAVED PATH  
- - - PROPOSED UNPAVED PATH



**S/C**  
**S/C**  
ST. CHARLES ENGINEERING & SURVEYING, INC.  
801 S. 17TH STREET, SUITE 202  
ST. CHARLES, MISSOURI 63304  
TEL: 636.947.0007 FAX: 636.947.0444

**CITY OF WELDON SPRING**  
**ST. CHARLES COUNTY, MISSOURI**  
**TRAIL MAP**

DATE  
PAGE

**CITY OF WELDON SPRING**  
**1/28/21- BOA Meeting (Changes in Red)**  
**CITY CLERK'S LEGISLATIVE REPORT**

The 101st Missouri General Assembly begun their legislation session on January 6, 2021, but the Pre-filing of legislation began on December 1, 2020. Here are some of the legislative issues that the City of Weldon Spring may be interested in monitoring this session:

**Video Franchising**

- **HB 386 (Sponsor: Fitzwater)** – The Bill establishes a Task Force on the Future of Right-Of-Way Management and Taxation. Also, lowers video franchise fees from 5% to 2.5 % over 5 years.
  - **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.
- **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.
  - **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.

**Taxation**

- **HB 210 (Sponsor: Gray)** – This Bill exempts food, as defined in the bill, from local sales tax.
  - **Low Potential Impact to WS** – This may impact food sales at retailers such as Walgreens, QT and Circle K.
- **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 scheduled for a Ways & Means Committee Hearing on 1/25/21.**
  - **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.



- **SB 99 (Sponsor: Koenig)** – The Bill changes the requirement for community improvement districts (CIDs) and transportation development districts (TDDs) for sales tax on purchases made within such districts from the approval of majority of voters living within the district, to the approval of majority of the voters in the municipality, in which the district is located. **This Bill was referred to the Ways & Means Senate Committee.**

- **Potential Future Impact on all CIDs & TDDs** – Would increase the lead time adding election and legal fees to the process.

- **SB 252 (Onder)** – The Bill requires that 0.5% of the 3% state sales tax shall be deposited into the State Road Fund. The remaining 2.5% shall continue to be deposited into the General Revenue Fund. The act phases in the amount deposited into the State Road Fund over a period of five years, with an increase of 0.1% each year.

- **Unknown Impact...**

### Elections

- **SB 150 (Sponsor: Onder)** – The Bill changes municipal election day to November. **This Bill was referred to the Local Government & Elections Senate Committee.**

- **Unknown Impact...**

- **SB 161 (Sponsor: Crawford)** – The Bill modifies ballot language required for the submission of a local use tax to voters by including language stating that the approval of the local use tax will eliminate the disparity in tax rates collected by local and out-of-state sellers by imposing the same rate on all sellers.

- **Support this Initiative**

- **SJR 5 (Sponsor: Eigel)** - This constitutional amendment, if approved by the voters, requires all proposals for new local taxes or fees or for an increase in an existing tax or fee to be submitted to the voters on a general election day (November of even years).

- **Negative Impact** – Causes timing delays and reduces the flexibility to local governments in planning and proposing tax/fee ballot initiatives.

- **SJR 9 (Sponsor: Cierpiot)** - This constitutional amendment, if approved by the voters, provides that any proposal for a new tax or fee, an increase in an existing tax or fee, or a reauthorization of an existing tax or fee that is submitted to the voters for approval shall not become effective unless it receives a qualified majority in favor and at least 22% of qualified voters cast a ballot in the election.

- **Negative Impact** – This would greatly increase the difficulty in obtaining positive tax/fee initiative outcomes.

## 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 Committee on Special Committee on Government Accountability.**
  - **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 174 (Sponsor: Ellebracht)** - Amends the definition of "public record" to include the social media pages of a public governmental body, including the personal social media pages of members of the governmental body in specified circumstances.
  - **Negative/Unknown Impact** – Unfunded Mandate to monitor and record social media posts including those personal accounts of members of the government body.
- **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.
  - **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. **This Bill was referred to the House Committee on Emerging Issues.**
  - **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

- **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. **This Bill was referred to the House Committee on Emerging Issues.**
- **Neutral/Impact Unknown**
- **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.
  - **Negative Impact** – This eliminates or reduces the City's ability to review and monitor land use and business activities occurring within its corporate limits.
- **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
  - **Negative Impact** – This could decrease overall revenue for the City and make economic development more challenging for the City

## Wayfair vs Franchise Fee Compromise from the MML

Many of you may have heard that the Missouri Municipal League and the Municipal League of Metro St. Louis have negotiated a compromise on the Wayfair and video franchise fee bills. This is based, in part, off language on video franchise fees proposed by Senators Walsh, Schupp, Williams, and Emery at the end of the 2020 regular session. Since that time, MML and Metro League staff participated in a meeting with the cable lobbyists, the MML President and Vice President, and Senators Dave Schatz and Caleb Rowden. During that meeting, we were told that Senate leadership sees the two issues tied together and there likely would not be a path forward for either issue without a compromise.

To that end, for cities to get Wayfair, we would need to give up some form of current revenue as an offset. Legislative leaders are still trying to come to an agreement at this time on the state offset. In any event, some of the more conservative members are holding up the Wayfair bill until state and local offsets are part of the bill. Working through these issues has been very difficult. This was not an easy decision, nor one that we took lightly.

The risk was high if we chose not to compromise:

- Be excluded from the negotiation table and allow a much more damaging video franchise fee reduction bill to progress;
- Have the internet use tax (Wayfair) legislation stall in the Senate; and
- Hurt our opportunities to pass or defeat other important legislation.

### **SB 163 and HB 386 Summary:**

- These bills only apply to state video franchise fees as established by 67.2675 = 67.2714 RSMo and do not affect other municipal gross receipts taxes.
- Starting in August 2023, video franchise fees will be rolled back .5% each year for the next 5 years.
- The video franchise will cap at 2.5% in 2027.
- The two-year delay is intended to allow cities the opportunity to pass a use tax if they have not already.
- The legislation establishes the "Task Force on the Future of Right-Of-Way Management and Taxation". The task force will be charged with improving the current antiquated right-of-way (ROW) fee structures, considering new technologies

so that all users of the ROW pay a fair and equitable fee. The task force will consist of 14 members of which four will be municipal offices as well as one member from both the Missouri Municipal League and Municipal League of Metro St. Louis.

### **Legislative History**

Most municipalities have a 5% video franchise fee, some have 3%. For several years, the cable industry has been attempting to eliminate the franchise fee entirely which we were successful in stopping. Last year, the leadership in the House and Senate said we need to come to some type of agreement, or they would pass legislation that we most likely would not like. The cable industry, with the help of then Senator Emery, introduced SB 526 (2020) which would have reduced video franchise fees from 5% of a cable bill to 5% of the first twenty dollars of the bill. This would have reduced municipal video franchise fees by 80%. The cable industry has persuaded legislators that the video franchise fee put them at a competitive disadvantage and that if the legislature passed Wayfair, it would make up for any losses in video franchise fees.

### **How will SB 163 and HB 386 Benefit Municipalities?**

Municipal video franchise fees have been declining for several years. Consumers are moving away from traditional cable service to new streaming services such as HULU, Netflix, Disney, etc....that do not pay for the use of the ROW. In 2010, there were 105 million cable customers in the United States, while today there are 82 million. This is forecasted to drop below 72 million by 2023. Analysts estimate this exponential decline in cable service will mean streaming services will surpass cable within the next 8 to 10 years. The legislation being proposed this year will allow us to modernize the ROW fee structure, taking into account new technologies. Without this legislation and the ROW task force, municipal revenues will continue to decline.