



**CITY OF WELDON SPRING
BOARD OF ALDERMEN REGULAR MEETING
ON THURSDAY, FEBRUARY 25, 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/81509487358?pwd=dWJ6Q0FZY0RMUUZjQkZzNmRraGh4Zz09>

Meeting ID: 815 0948 7358

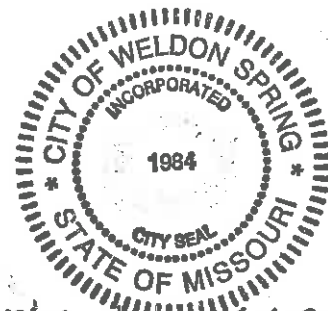
Password: BOA210225

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

Meeting ID: 815 0948 7358

Password: 562770995

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 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.



******AGENDA******

- 1. CALL TO ORDER**
- 2. ROLL CALL and DETERMINATION OF A QUORUM**
- 3. CITIZENS COMMENTS**
- 4. APPROVAL OF MINUTES**
 - A. February 9, 2021 – Regular Board Meeting Minutes
 - B. February 18, 2021 – Board Work Session Minutes
- 5. CITY TREASURER**
 - A. Paid Bills (2-2-21 – 2-16-21)
- 6. UNFINISHED BUSINESS**
 - A. Vanguard Project Utility Easement Escrow (Discussion) – **Alderman Martiszus**
 - B. Section 410.630 Public Uses – Establish a “Neighborhood Park and Recreation Improvement Fund” (Update) – **City Administrator**
- 7. NEW BUSINESS**
 - A. Spring Newsletter Draft – **City Administrator**
- 8. REPORTS & COMMITTEES**
 - A. Parks & Recreation Advisory Committee
 - B. City Administrator
 - C. City Attorney
 - D. Legislative Report – City Clerk
- 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 or 636-441-2110.



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This notice was posted at 5401 Independence Road on 2/23/21 at 12:40pm by Marc Banks.

CITY OF WELDON SPRING
REGULAR MEETING OF THE BOARD OF ALDERMEN
FEBRUARY 9, 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, February 9, 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 Clutter	Alderman Yeager
Ward 2:	Alderman Schwaab	Alderman Kolb
Ward 3:	Alderman Martiszus	Alderman Baker

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

MINUTES: January 28, 2021, Board Minutes - Alderman Yeager moved to approve the minutes from the January 28, 2021, regular meeting as written, seconded by Alderman Baker. **Motion carried** with 6 ayes.

TREASURER'S REPORT: Alderman Schwaab made a motion to accept the Treasurer's packet of paid bills January 20, 2021 to February 1, 2021, seconded by Alderman Martiszus. The **motion carried** with 6 ayes.

OLD BUSINESS:

None

NEW BUSINESS:

Provisional Judge Appointment (Jeffery Sandcork): Alderman Baker made a motion to approve Mayor Licklider's appointment of Jeffery Sandcork as the Provisional Judge for the Weldon Spring Municipal Court, seconded by Alderman Schwaab. **Motion carried** with 6 ayes.

Alternate ARC Member Appointment (Thomas McCarty): Alderman Baker made a motion to approve Mayor Licklider's appointment of Thomas McCarty as an alternate member to the Architectural Review Commission, seconded by Alderman Schwaab. **Motion carried** with 6 ayes.

Sammelmann Road Project Bid Results: Alderman Baker moved to accept the low bid from Build Pro STL in the amount of \$132,833.98 for the Sammelmann Road Improvement Project, seconded by Alderman Yeager. **Motion carried** with 6 ayes.

Vanguard Project Utility Easement Escrow (Discussion): A lengthy discussion about the \$75,000 utility escrow to extend the utilities to Lot C (located on Siedentop Road) for future public use and the estimate provided by the utility companies took place. It was noted that the utility companies would not extend any utilities to Lot C without a design plan for improvements.

Alderman Baker made a motion to table this topic to the next Board meeting to allow the City Engineer to review the estimate given by the utility company, seconded by Alderman Yeager. **Motion carried** with 6 ayes.

Section 410.630 Public Uses – Establish a “Neighborhood Park and Recreation Improvement Fund” (Discussion): Mr. Padella (City Administrator) stated that there is already a separated revenue line item to distinguish the funds for accounting purpose. However, he indicated that he is waiting on a response from the Auditor if a separate Park account is needed for those funds.

Review Current City Fees (Discussion): Alderman Baker asked the City staff to conduct a comprehensive analysis on what fees can be increased and which fees are limited by State Statutes. The main objective is to determine if the current fees cover the administrative costs incurred by the City. It was decided that more research is needed before acting on this topic.

REPORTS AND COMMITTEES:

PRAC Committee: Nick Baldecchi, the Chairman for the Parks & Recreation Advisory Committee, stated that the Committee has concluded that they would need to review the findings from the Needs Assessment Study to City Hall and the Communitywide Survey before making any recommendations for future uses to Lot C (located off Siedentop Road). Also, Mr. Baldecchi updated the Board on the grant application process to help fund an additional pavilion and amphitheater at Weldon Spring City Park.

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

City Attorney Report: No report given.

Legislative Report & Legislative Conference Update: Mr. Hanks (City Clerk) briefly updated the Board on legislative activity on the state level that might affect the City of Weldon Spring. Mr. Hanks’s Report was in the packet for this Board meeting.

RECEIPTS & COMMUNICATIONS:

Alderman Kolb stated that she received a concern from a resident about a possible corrugated metal culvert failure under Cedar Junction Lane, which is located off Wolfrum Road.

WORK SESSION:

A Work Session has been scheduled for 6:00 PM on Thursday, February 18th, 2021. The Work Session is to discuss the topic of the Communitywide Survey (Draft Question Review) and current City Fees.

ADJOURNMENT:

Alderman Kolb moved to adjourn the meeting at 8:48 PM, seconded by Alderman Martiszus. **Motion carried** with 6 ayes.

Respectfully submitted,

William C. Hanks, City Clerk

CITY OF WELDON SPRING
BOARD OF ALDERMEN WORK SESSION
FEBRUARY 18, 2021

CALL TO ORDER: A Work Session of the Board of Aldermen of the City of Weldon Spring was held on Thursday, February 18, 2021 at approximately 6:00 PM, at the Weldon Spring City Hall, which is located at 5401 Independence Road. The Work Session was called to order at 6:05 PM by Mayor Licklider.

Alderman Kolb, Alderman Martiszus, Alderman Schwaab, and Alderman Yeager were present in person. Alderman Baker joined the meeting virtually via Zoom. Also, present at the meeting were Michael Padella (City Administrator) and Bill Hanks (City Clerk).

Alderman Clutter was absent.

BUSINESS FOR DISCUSSION:

Communitywide Survey (Draft Question Review): The Aldermen reviewed the initial draft of the Community Survey, which was provided by Mr. Padella (City Administrator), question by question. The main goal of the discussion was to figure out what the appropriate questions are to ask the community to gain their feedback on future needs and wants for the community, as well as help prioritize resources for the elected officials.

Fee & Tax Review Discussion: Mr. Hanks (City Clerk) provided the Aldermen with a summary that outlined the history of all the fees for Weldon Spring. The discussion was just informational for the Aldermen. The consensus was to have staff conduct a comparison with other municipalities on certain fees and language (Business License, Fireworks Permit, and Community Development) to make recommendations in the future.

The Work Session was adjourned at 7:36 PM.

Respectfully submitted,

William C. Hanks, City Clerk

**PAID BILLS TO BE APPROVED
FEBRUARY 2, 2021 -- FEBRUARY 16, 2021**

EXCEPT FOR THE ITEMS NOTED, THE ATTACHED LIST IS APPROVED BY THE BOARD OF ALDERMAN FOR PAYMENT. APPROVED THIS
25th DAY OF FEBRUARY, 2021 _____, MAYOR

2/1/2021 -- 2/16/2021	CLAIMS REPORT								
VENDOR	REFERENCE	GL ACCT NO	AMOUNT	CHECK #	CHECK DATE				
BUILDINGSTARS OPERATIONS INC	MONTHLY HOUSEKEEPING	20-20-5244	\$ 240.00	11290832	2/12/2021				
BUILDPRO STL CONSTRUCTION inc	M19-775 WALKING TRAIL	20-20-5470	\$ 40,219.00	11290831	2/12/2021				
CENTRAL BANK OF ST LOUIS	BANK SVC FEE - JAN 2021	10-10-5216	\$ 445.94	11290821	2/4/2021				
COLONIAL LIFE	EMPLOYEE PREMIUMS JAN 2021	10-02-2118	\$ 410.58	16362	2/5/2021				
CUIVRE RIVER ELECTRIC	MONTHLY ELECTRIC	20-20-5253	\$ 400.98	11290822	2/5/2021				
CUIVRE RIVER ELECTRIC	MONTHLY ELECTRIC	20-20-5253	\$ 272.82	11290823	2/5/2021				
CUIVRE RIVER ELECTRIC	MONTHLY ELECTRIC	20-20-5253	\$ 25.00	11290824	2/5/2021				
DIMENSIONAL SECURITY SYSTEMS	SVC CALL/BATTERY REPLACEMENT	20-20-5241	\$ 85.00	16363	2/5/2021				
DIMENSIONAL SECURITY SYSTEMS	1ST QTR ALARM MONITORING	20-20-5256	\$ 48.00	16358	2/2/2021				
DON LICKLIDER	LUNCH WORK SESSION	10-10-5201	\$ 21.58	16365	2/12/2021				
DON LICKLIDER	MILEAGE REIMB	10-10-5202	\$ 25.76	16365	2/12/2021				
DUCKETT CREEK SANITARY DISTRICT	QTR SEWER FEE	20-20-5250	\$ 65.25	11290833	2/12/2021				
KANSAS CITY LIFE INS CO	GROUP LIFE INS	10-02-2110	\$ (8.16)	11290825	2/3/2021				
KANSAS CITY LIFE INS CO	GROUP LIFE INS	10-10-5131	\$ 172.66	11290825	2/3/2021				
METROPARK COMMUNICATIONS	TELEPHONE/INTERNET	20-20-5251	\$ 408.10	11290830	2/1/2021				
MIDLAND STATES BANK	SETUP NEW 1 YR CD/RESERVE FUND	10-01-1002	\$ 49,445.42	16366	2/12/2021				
MIDLAND STATES BANK	SETUP NEW 1 YR CD/RESERVE FUND	20-01-1002	\$ 31,612.64	16366	2/12/2021				
MO PARKS & RECREATION ASSN	INDIVIDUAL PROF DUES	10-10-5204	\$ 160.00	16359	2/2/2021				
PREPSECURITY	CAMERA/CABLING UPGRADES	20-20-5237	\$ 2,767.88	16364	2/5/2021				
PURITAN SPRING WATER	BOTTLE WATER	20-20-5255	\$ 21.34	11290834	2/12/2021				
REINHOLD ELECTRIC INC	PARK ELECTRICAL IMPROVEMENTS	20-20-5490	\$ 6,170.00	16367	2/12/2021				
REPUBLIC SERVICES	TRASH SERVICE	20-20-5254	\$ 96.40	9174	2/1/2021				
ROBERT WOHLER	LEGAL FEES	10-10-5301	\$ 265.00	9175	2/5/2021				
SCC GOVT - FINANCE DEPT	ANIMAL CAPTURE CONTRACT	10-10-5275	\$ 7,345.76	16361	2/2/2021				
SLACMA	ANNUAL DUES	10-10-5204	\$ 50.00	16360	2/2/2021				
ST CHARLES ENGINEERING	SAMMELMAN RD PRE-BID MEETING	10-10-5311	\$ 195.00	9179	2/12/2021				
UNITED HEALTHCARE	EMPLOYEE HEALTH INS	10-02-2110	\$ 548.96	9178	2/12/2021				
UNITED HEALTHCARE	EMPLOYEE HEALTH INS	10-10-5132	\$ 2,388.51	9178	2/12/2021				
VERIZON WIRELESS	MONTHLY CELL	10-02-2113	\$ 49.29	11290818	2/1/2021				
VERIZON WIRELESS	MONTHLY CELL	20-20-5257	\$ 147.87	11290818	2/1/2021				
VERIZON WIRELESS	CELL PHONE PARKS DEPT	20-20-5257	\$ 6.91	11290819	2/1/2021				
WEX BANK	FLEET GAS CARD	20-20-5237	\$ 42.24	9177	2/5/2021				
WHEELHOUSE SOLUTIONS	MANAGED IT	10-10-5325	\$ 735.34	9176	2/5/2021				
Accounts Payable Total			\$ 144,881.07						



CITY OF WELDON SPRING

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

MEMORANDUM

To: Mayor and Board of Aldermen

Date: 02/18/21

From: Bill Schnell, City Engineer

Subject: Extension of Electric & Water Utilities to Lot C – Siedentop Rd.

Cc: Michael Padella, City Administrator

At the last BOA Meeting on 02/09/21 there was discussion and comments regarding the extension of certain utilities to Lot C of the Vogt Subdivision in relation to the Vanguard/Trace Apartment Development. The issue that has presented itself is the fact that both Ameren UE and Missouri American Water Company have indicated that they will not allow extension and connection of their respective utility lines without a known use and development plan/specifications, therefore the Developer, Covington Realty Partners is unable to install utility stub connections to Lot C per the Utility Escrow Agreement. Here is a summary of the facts and information received from the respective utility providers in the area.

1. On February 21, 2019, the City of Weldon Spring executed the Utility Escrow Agreement calling for Covington to install certain utility extensions to Lot C.
2. Per the procedures for establishing escrows the Developer submitted a cost estimate for the extension of said utilities to Lot C and the City Engineer, Mike Meiners, reviewed and approved the amount submitted of \$75,185 which was estimated to be 110% of the estimated costs to extend said utilities.
3. James Smith, Supervisor Distribution Services P.E. for Ameren UE has stated the following:
 - a. 'Ameren will not run cable for power until there is something in place that needs electricity. A new business or new development installs conduit per Ameren's design or approval. After Ameren receives a set of plans and a load sheet from a developer, then Ameren can design what is needed for that property. Ameren can typically get to our work in less than a month after the developer installs the conduit per Ameren designs.'
 - b. The electric extension would come from the existing lines along Weldon Spring Rd. south of the Technology Dr./Siedentop Rd. Roundabout. The linear distance

to the Lot C property line is approximately 410'. The line would be underground in a 4' conduit.

- c. Mr. Smith with Ameren indicated a rough cost estimate of \$20,000 for single phase or \$30,000 for three phase electric.
- 4. Thomas Masters, Senior Operations Supervisor in St. Charles Co., with Missouri American Water Co. has stated the following:
 - a. 'MO American Water will not agree to install a main that will sit without usage for any length of time because the water not turning over would become stagnant and would cause water quality issues. What we see typically is when a contractor or entity comes to us to install a new water main as soon as it is done the customer wants taps for the building(s) as soon as possible. With Lot C I believe we concluded about 200' of new main to serve your property. That is way too much dead water to let sit in advance, for any amount of time.'
 - b. The water extension would connect to an existing 8" water main which goes around the east side of the Technology Dr./Siedentop Rd. Roundabout.
 - c. Mr. Masters provided a rough cost estimate based upon current construction trends with a range of \$35,000 to \$50,000.

Unfortunately, because the City has not defined what the specific use/activities will be for Lot C and no site plans have been prepared which would calculate utility load needs. It is extremely difficult to verify or counter the costs estimates already established in the original Utility Escrow Agreement as well as the information provided directly from the utility companies themselves. I do believe that because the utility companies' cost estimates are in line with the total Utility Escrow Agreement amount of \$75,185 that these costs estimates appear to be reasonable.

City Administrator

To: City Clerk; City Administrator
Subject: RE: Lot C Development Escrow Discussion Summary
Importance: High

From: Alderman Baker Ward 3 <gbaker@weldonspring.org>
Sent: Tuesday, February 23, 2021 8:18 AM
To: City Administrator <mpadella@weldonspring.org>; City Clerk <bhanks@weldonspring.org>
Subject: Lot C Development Escrow Discussion Summary

Michael and Bill - Please place this summary and proposed motion in the next BOA Meeting packet.

A summary of our BOA discussions and correspondence is provided:

1. Vanguard Developer has provided a \$204,750 payment in lieu of land donation to the City for development of parks/recreational improvements that would benefit the neighborhood where Vanguard/Trace Apartments is located.
2. A separate utility escrow of \$75,185 was established by the Vanguard Developer with the purpose of extending water and electric utilities to Lot C.
3. The Water and Electric Utility companies will not allow connection to their utility systems from Lot C until the City provides a design and approval for a Lot C development plan.
4. The utility extension/installation costs have been estimated by the utility companies to range from \$55,000 to \$80,000 depending upon load/service needs of the future improvement.
5. The PRAC has had some discussion regarding the types of development for Lot C but due to the limited lot size there are certain limitations that this presents on how Lot C would be developed. Therefore, PRAC is awaiting further community engagement and planning scheduled to occur in 2021. Further PRAC review and discussion of development ideas/plans including additional land acquisition is planned in 2021 and 2022.
6. The PRAC has recommended acceptance of a \$75,185 cash payment from the developer to the City for Lot C utility extensions to be made once the City has formalized and approved an improvement plan.
7. The Vanguard Developer has verbally agreed to submit a cash payment to the City of \$75,185 which is equal to the utility escrow agreement amount since the utility companies will not allow extension/connection presently, in exchange for the City to release them from the utility escrow agreement.
8. The City Engineer is in the final review/inspection stage of the site improvements to the Vanguard/Trace Apartment development, which is a separate site improvement escrow agreement.

With consideration of the above items, I would like to submit a Motion for consideration at the next BOA Meeting to, 'Approve the release of the \$75,185 utility escrow agreement to the Vanguard Developer in exchange for a cash payment in the amount of \$75,185 to the City for future extension of utilities and improvements to Lot C.'

Thanks
Gerry Baker
Alderman, Ward 3

CITY OF WELDON SPRING
Parks & Recreation Advisory Committee (PRAC) Minutes
February 8, 2021

ON MONDAY FEBRUARY 8th, AT SIX O'CLOCK IN THE EVENING (6:00 P.M.) THE PARKS & RECREATION ADVISORY COMMITTEE WILL HOLD MEETING AT CITY HALL FOR ITS MEMBERS VIA ZOOM. WITH THE FOLLOWING TENTATIVE AGENDA, READ BELOW INSTRUCTIONS TO JOIN VIA THE INTERNET OR VIA PHONE:

1. CALL TO ORDER A. PRAC Roster:

- i. Nicholas Baldecchi, Chairman
- ii. Ronnie Griesenauer, Vice-Chair
- iii. Vic Conlin, Member
- iv. Robert Ahern, Member
- v. John Stefanyak, Member
- vi. Dan Scheetz, Member
- vii. Andrew Wolf, Member
- viii. Ald. Gerry Baker, Board of Aldermen Liaison A
- ix. Mitchell Jordan, Community Relations Coordinator

2. REVIEW OF PREVIOUS MINUTES

- A. 01/11/2021 Regular Meeting
- B. 01/27/2021 Work Session
- C. 02/04/2021 Work Session

Instruction was given to correct the titles to reflect they are Minutes

*** A motion to approve the minutes after corrected was made by Wolf;; seconded by Conlin. The motion passed.**

3. UNFINISHED (OLD) BUSINESS:

- A. Discuss short- and long-term Parks & Recreation Priorities – 1-year Budget Cycle and 5-year Park Planning
 - i. Locations of future parks.
 - ii. Recreation: Identify key objectives for future recreation in the City of Weldon Spring

The PRAC discussed Lot C in depth. The PRAC sees it necessary & important to gain additional information for the area. The PRAC knows the Community Wide Survey, Facility Needs Assessment, and possible City-Wide Parks Master Plans are to be completed soon. It would be preferred the PRAC's legitimate planning for Lot C be made after those documents are received.

***A motion to recommend accepting Vanguard's offer and gain more information was made by Conlin; seconded by Ahern. The motion passed.**

***A motion to accept Change Order #2 from STL Build Pro for repairs to Nancy Ln. was made by Griesenauer; seconded by Stefanyak. The motion passed.**

*** A motion to acknowledge the group does not want a second monument sign in Weldon Spring City Park by removing it from the Capital Projects List was made by Griesenauer; seconded by Conlin. The motion passed**

- B. Discuss New City Park Facilities & LWCF Grant

*** A motion to accept the Community Relations Coordinator's Memo *New Recreation Facilities in City Park* as a project scope for the new pavilion, ADA restrooms, and amphitheater was made by Wolf; seconded by Griesenauer. The motion passed.**

4. NEW BUSINESS:

- A. Update from Board of Aldermen Liaison
- B. Set a date and time for the next meeting – Tentative: March 8th, 2021 at 6:00 PM.

***A motion to adjourn at 7:30pm was made by Scheetz; seconded by Griesenauer. The motion passed.**

ADJOURNMENT

ZOOM MEETING INSTRUCTIONS:

Weldon Spring is inviting you to a scheduled Zoom meeting.

Topic: PRAC Meeting 02-08-2021

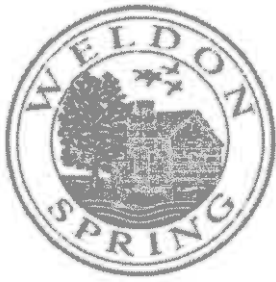
Time: Feb 8, 2021 06:00 PM Central Time (US and Canada)

Join Zoom Meeting

<https://us02web.zoom.us/j/85074537121?pwd=ZzJlb3NrUS8yZ0dVSWlVRjViM1pmdz09>

Meeting ID: 850 7453 7121
Passcode: PRAC

Dial by your location
+1 312 626 6799 US (Chicago)
Meeting ID: 850 7453 7121
Passcode: 772023



CITY OF WELDON SPRING

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

MEMORANDUM

To: Mayor and Board of Aldermen

Date: 02/23/21

From: Michael Padella, City Administrator

Subject: Public Uses – Section 410.630 – Establishment of Special Fund

Cc: Cindy Bates, CPA/Auditor; Sue Steiger, City Treasurer

At the last BOA Meeting on 02/09/21 there was discussion regarding Section 410.630 – Public Uses and the establishment of a “Neighborhood Park and Recreation Improvement Fund”. On 02/22/21 the City Treasurer and City Administrator spoke to the City Auditor, Cindy Bates, about this topic. She expressed the following opinion.

‘The City established a unique revenue line item within the Parks/Facilities Fund 20 with the purpose of accepting monetary payments in lieu of public use land donations per Section 410.630 of City Code. I believe this satisfies the section of city code to ensure funds are separately accounted for from general purpose funds. To monitor specific use of these donations and the amount of unused funds, I would recommend utilizing the current financial accounting software system to set up a new unique internal Fund number for any such donations made in accordance with Section 410.630. Note, any funds deposited in this new Fund would still be considered a part of the Parks/Facilities Fund 20 and would be so reflected on the City’s financial statements. The primary purpose of establishing a new separate internal Fund would be to increase the level of tracking and controls for such donations.’

The City Staff requests the Board of Aldermen’s direction regarding the above topic.

CITY OF WELDON SPRING
2/25/21– BOA Meeting (Changes in Red)
CITY CLERK'S LEGISLATIVE REPORT

The 101st Missouri General Assembly legislation session began on January 6, 2021. 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. This Bill was referred to the House Utilities Committee on February 4, 2021.
 - **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. **The hearing was conducted on February 10, 2021, before the Senate Commerce, Consumer Protection, Energy, and the Environment Committee.**
 - **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.
- **HB 644 (Sponsor: Faulkner)** – The Bill implements Wayfair Sale and Use Tax Agreement. **This Bill was passed out of the House Ways and Means Committee on February 17, 2021.**
 - **Support this Initiative**
- **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 was passed out of the Senate Ways & Means Committee by a 4-0 vote (3 absent) on February 4, 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.
- **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 on January 21, 2021.
 - **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. **This Bill was referred to the Senate Transportation, Infrastructure, and Public Safety Committee on January 28, 2021**
 - **Unknown Impact...**

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. This Bill was passed out of the House Downsizing State Government by a 9-3 vote on February 10, 2021,
 - **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 150 (Sponsor: Onder)** – The Bill changes municipal election day to November. This Bill was referred to the Local Government & Elections Senate Committee on January 21, 2021.
 - **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. This Bill was referred to the Local Government & Elections Senate Committee on January 28, 2021.

➤ **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.
 - **Negative Impact** – This will create a bigger hurdle for proposing tax/fee ballot initiatives with longer ballots and difficulty to educate the voter on a local issue as more campaign literature distributed.
- **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 Special Committee on Government Accountability Committee on January 14, 2021.
 - **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. **The hearing was conducted on February 10, 2021, before the House Special Committee on Homeland Security.**
 - **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 perfected with 3 amendments on February 10, 2021. On February 18, 2021, the House passed the bill by a 149-1 vote. The bill now will be sent to the Senate where it awaits referral to Committee.
 - **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. The hearing was conducted on February 17, 2021, before the House Judiciary Committee
 - **Impact to WS** – This will allow some local businesses more flexibility and opportunity to increase their sales.
- **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. The bill now will be sent to the Senate where it awaits referral to Committee.
 - **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. This Bill was passed out of the House Committee of Downsizing Local Government by a 9-3 vote on February 10, 2021, and the House Rules Administrative Oversight Committee by a 10-0 vote on February 18, 2021
 - **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. The hearing was conducted on February 17, 2021, before the House Ways and Means Committee.

- **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>

Missouri Municipal League: HB 920 Informational Update

[HB 920](#), sponsored by Representative Ben Baker (R-Neosho) **eliminates the April municipal election date, requiring municipal elections to occur in November of each year**. The bill has been voted out of the House Administrative Rules Committee and will now move to the House floor. [HB 920](#) will likely come up for debate this week.

There may be a move to amend the bill to require that only local tax proposals be placed on the November ballot. This would still present a problem for municipalities, and MML will oppose that effort and continue to work to kill the bill.

Potential Impact

- There are already limited options throughout the year to hold elections, and decreasing these options negatively impacts the ability for voters to be engaged on local issues.
- Moving the municipal election to November will make it more costly to educate voters about local ballot measures, as media placement is prohibitively expensive and often unavailable.
- The April ballot includes important local races for city council/alderman and school board representatives. Voters have come to expect that.
- Including local ballot measures in an already voluminous number of county, state and federal candidates and questions will create ballot fatigue to the voter and may disrupt the focus on municipal ballot questions.
- Local questions are generally non-partisan and focus on community. Including local officials and questions on a partisan ballot may cause them to be overshadowed by passionate and often negative partisanship, potentially skewing outcomes on community issues.
- Local ballot measures will be located at the bottom of the November ballot and receive little attention.
- April elections are intentionally tailored to community-specific issues such as electing local officials, local tax measures and other local community initiatives.
- A specific ballot question or candidate is more of a stimulant to voter turnout than the date of an election.
- There is no evidence to suggest that changing election dates for cities and school districts to November will result in enhanced voter knowledge of local ballot measures.
- A ballot that has too many candidates and questions will likely result in a less-prepared voter.
- Mixing partisan and non-partisan candidates and questions may complicate election ballot logistics for county election authorities.
- Much longer ballots means much longer lines at voting precincts, particularly when including constitutional amendment questions.