



City of Pevely

401 Main Street Pevely, Missouri 63070

A PUBLIC NOTICE IS HERBY GIVEN THAT THE BOARD OF ALDERMEN OF THE CITY OF PEVELY, MISSOURI, WILL CONDUCT A SPECIAL MEETING AT 6:30 P.M. ON AUGUST 19, 2019 AT PEVELY CITY HALL, 401 MAIN STREET, TO CONSIDER AND ACT UPON THE MATTERS ON THE FOLLOWING TENTATIVE AGENDA AND SUCH OTHER MATTERS AS MAY BE PRESENTED AT THE MEETING AND DETERMINED TO BE APPROPRIATE FOR DISCUSSION AT THAT TIME.

Board of Aldermen Closed Meeting

Special Note: This meeting will be recorded.

The meeting will take place on August 19, 2019 at 6:30 P.M.

Agenda

PLEDGE OF ALLEGIANCE
ROLL CALL
CLOSED SESSION

THE TENTATIVE AGENDA OF THIS MEETING ALSO INCLUDED A VOTE TO CLOSE PART OF THIS MEETING PURSUANT TO SECTION 610:021; PARAGRAPH (1) LEGAL ACTIONS, CAUSES OF ACTION OR LITIGATION AND PARAGRAPH (2) LEASING, PURCHASE OR SALE OF REAL ESTATE AND PARAGRAPH (3) HIRING, FIRING, DISCIPLINING OR PROMOTING OF PARTICULAR EMPLOYEES AND PARAGRAPH (13) INDIVIDUALLY IDENTIFIABLE PERSONNEL RECORDS, PERFORMANCE RATINGS OR RECORDS PERTAINING TO EMPLOYEES OR APPLICANTS FOR EMPLOYMENT.

OPEN SESSION
ADJOURN

All copies of all ordinances proposed to be introduced for consideration by the Board of Aldermen meeting are available for public inspection at the Office of the City Clerk.

All ordinances and resolutions are read by caption only pursuant to RSMo. 79.130.

Posted On: 8/16/2019 7:58:22 AM By: Ashton Lowery, Administrative Assistant



City of Pevely

401 Main Street Pevely, Missouri 63070

A PUBLIC NOTICE IS HEREBY GIVEN THAT THE BOARD OF ALDERMEN OF THE CITY OF PEVELY, MISSOURI, WILL CONDUCT ITS REGULARLY SCHEDULED BOARD OF ALDERMEN MEETING AT 7:00 P.M. ON AUGUST 19, 2019 AT PEVELY CITY HALL, 401 MAIN STREET, TO CONSIDER AND ACT UPON THE MATTERS ON THE FOLLOWING TENTATIVE AGENDA AND SUCH OTHER MATTERS AS MAY BE PRESENTED AT THE MEETING AND DETERMINE TO BE APPROPRIATE FOR DISCUSSION AT THAT TIME.

Board of Aldermen Regular Meeting

Special Note: This meeting will be recorded.

The meeting will take place on August 19, 2019 at 7:00 P.M.

Agenda

1. Pledge of Allegiance

2. Roll Call

3. Citizen's Comments

"Citizen's Comments shall be limited to three (3) minutes to address the Council. Please fill out a "Request to Speak" form and give it to the City Clerk prior to the meeting. Visitors are not allowed to speak during the business portion of the meeting and no responses from the Mayor or Board of Alderman during Citizen's Comments will be given."

4. Consent Agenda

- a. Approval of Agenda
- b. July AP Report
- c. Court Report

5. Ordinances

6. Resolutions

7. Appointments

- a. Rick Yount – Ward 3 Alderman
- b. Police Personnel Board Members

8. Bids

9. Motions

10. Committee Reports

- a. Planning and Zoning
- b. Tourism Board



City of Pevely

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- c. Police Personnel Board
 - a. Revisions to City Code Chapter 200
- d. Park Board

11. Administrative Reports

- a. Attorney Westhoff
 - a. Medical Marijuana Discussion
- b. Chief Eickhoff
- c. City Administrator

12. Council Member Reports

- a. Alderman Markus
- b. Alderman Coulson
- c. Alderman Hahn
- d. Alderman Tucker
- e. Alderman Menkhus
- f. Alderman Watkins
- g. Alderman Brooks
- h. Mayor Haas

13. Adjournment

All copies of all ordinance proposed to be introduced for consideration by the Board of Aldermen meeting are available for public inspection at the Office of the City Clerk.

All ordinances and resolutions are read by caption only, pursuant to RSMo. 79.130.

Posted On: 8/16/2019 7:57:49 AM By: Ashton Lowery, Administrative Assistant

City of Pevely
 Vendor Activity
 From 7/1/2019 Through 7/31/2019

Vendor Name	Check/Vouc her Number	Transaction Description	Invoice/Credit Number	Check/Vouc her Date	Payments
	017058	Payroll Taxes		7/1/2019	(34.17)
	017063	MO DOR Taxation Bureau - Crime Victim Fund		7/8/2019	(555.36)
	017064	Pevely Court JEF		7/8/2019	0.00
	017065	Treasurer State of MO - PTF		7/8/2019	(80.00)
	017066	Sheriff Retirement Fund		7/8/2019	(180.00)
	017067	Inmate Security Fund		7/8/2019	0.00
	017068	Pevely Court PTF		7/8/2019	0.00
	017069	Restitution 18-0252		7/8/2019	(150.00)
	017070	Payroll Taxes		7/8/2019	(1.09)
	017115	July 2019 City Attorney Fees		7/15/2019	(3,400.00)
	017056	Voya Payment		7/1/2019	(172.00)
	017061	Voya Payment		7/8/2019	(172.00)
	017113	Voya		7/15/2019	(172.00)
	017116	Voya Payment		7/22/2019	(172.00)
	017173	Voya Payment		7/29/2019	(172.00)
		Total Voya Institutional Trust Company			(860.00)
	017010	Aflac Insurance Payment	114712	7/1/2019	(139.50)
	017120	Aflac payment	509636	7/24/2019	(139.50)
		Total AFLAC of Columbus			(279.00)
	017012	Ameren Payment	06252019	7/1/2019	(523.79)
		Total Ameren MO			(523.79)
	017014	ATT Long Distance	06032019	7/1/2019	(71.78)
	017124	ATT Longdistance	07032019	7/24/2019	(50.86)
		Total AT & T Long Distance			(122.64)
	017016	pins and teeth for mini bucket	p09828	7/1/2019	(114.60)
	017076	window for bobcat	w49045	7/10/2019	(431.38)
	017126	bobcat replace door glass	w40945	7/24/2019	(431.38)
		Total Bobcat of St. Louis			(977.36)
	017078	Credit Card Payment	072019	7/10/2019	(1,547.11)
		Total Century Credit Union -Visa			(1,547.11)

City of Pevely
Vendor Activity
From 7/1/2019 Through 7/31/2019

Charter Communications	017079	PD charter	0012270062619	7/10/2019	(255.37)
Charter Communications	017079	city hall charter	0057465070219	7/10/2019	(184.96)
Total Charter Communications					(440.33)
Colonial Life	017019	colonial life insurance payment	9331901-0701481	7/1/2019	(575.15)
Colonial Life	017129	colonial life payment	9331901-0801153	7/24/2019	(575.15)
Total Colonial Life					(1,150.30)
Dobbs Tire & Auto Center	017022	tires for 2014 chevy tahoe	12-316653	7/1/2019	(518.00)
Dobbs Tire & Auto Center	017022	tires for 2014 chevy tahoe	12-316676	7/1/2019	(518.00)
Dobbs Tire & Auto Center	017135	new tire for PD car	12-316936	7/24/2019	(135.50)
Total Dobbs Tire & Auto Center					(1,171.50)
MO Police Chief Assoc	017196	chief membership	5078	7/31/2019	(200.00)
Total MO Police Chief Assoc					(200.00)
Ellis Battery Specialties	017138	new battery for vehicle 789	508216	7/24/2019	(198.95)
Ellis Battery Specialties	017138	new battery for vehicle 775	508217	7/24/2019	(220.95)
Total Ellis Battery Specialties					(419.90)
JoAnn Bates	017059	Prosecuting Attorney's Assistant June 2019	062019	7/3/2019	(1,570.00)
JoAnn Bates	017191	Prosecuting Attorney's Assistant payment for July 2019	072019	7/31/2019	(1,600.00)
Total JoAnn Bates					(3,170.00)
CDW Government Inc	017017	brother poper rdmoi15 36 pack	spn2364	7/1/2019	(74.85)
CDW Government Inc	017179	car printers for code enforcement	tdb1752	7/31/2019	(378.49)
Total CDW Government Inc					(453.34)
Core & Main	017130	meters	k753710	7/24/2019	(1,024.00)
Core & Main	017130	mxu's	k833200	7/24/2019	(1,356.80)
Core & Main	017180	reagent sets	k826011	7/31/2019	(1,342.08)
Total Core & Main					(3,722.88)
Home Depot Credit Services	017086	home depot credit card payment	0719	7/10/2019	(52.95)
Home Depot Credit Services	017188	home depot credit card payment	07302019	7/31/2019	(42.22)
Total Home Depot Credit Services					(95.17)

City of Pevely
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From 7/1/2019 Through 7/31/2019

Leader Publication									
Leader Publication	017091	00184024	building official job posting		7/10/2019			(300.00)	
Leader Publication	017091	00184382	bid notices and p&z notices		7/10/2019			<u>(188.00)</u>	
Total Leader Publication								(488.00)	
Leon Uniform	017030	472274-01	armor skin, tactec plate carrier		7/1/2019			(247.49)	
Leon Uniform	017030	475168	misc uniform supplies		7/1/2019			(166.95)	
Leon Uniform	017092	471299	pd uniforms		7/10/2019			(35.00)	
Leon Uniform	017092	476547	pd uniforms		7/10/2019			(1,429.78)	
Leon Uniform	017092	476773	pd uniforms		7/10/2019			(116.02)	
Leon Uniform	017092	476777	pd uniforms		7/10/2019			(160.95)	
Leon Uniform	017147	475168-01	pd unifomirs		7/24/2019			(53.98)	
Leon Uniform	017147	4756547-91	pd uniforms		7/24/2019			(42.99)	
Leon Uniform	017147	476547-01	pd uniforms		7/24/2019			(53.98)	
Leon Uniform	017147	476547-90	pd uniforms		7/24/2019			(18.99)	
Leon Uniform	017147	476755	pd unifomrs		7/24/2019			(14.00)	
Leon Uniform	017147	477235	pd uniforms		7/24/2019			(107.96)	
Leon Uniform	017147	477370	pd uniforms		7/24/2019			(60.99)	
Leon Uniform	017147	477688	pd uniforms		7/24/2019			(179.47)	
Leon Uniform	017147	477689	pd uniforms		7/24/2019			(233.57)	
Leon Uniform	017147	477689-01	PD uniforms		7/24/2019			(49.49)	
Leon Uniform	017147	477793	pd uniforms		7/24/2019			(47.99)	
Leon Uniform	017147	477794	pd uniforms		7/24/2019			(47.99)	
Leon Uniform	017192	477689-02	pd uniforms		7/31/2019			(63.99)	
Total Leon Uniform								(3,131.58)	
Lowes Business Acct/Syncb	017031	62519	lowes cc payment		7/1/2019			(207.24)	
Total Lowes Business Acct/Syncb								(207.24)	
McClain Radar Service	017194	4082	adjusted menu setting son radar unit car 775, repl. ant. 802		7/31/2019			(210.00)	
Total McClain Radar Service								(210.00)	
Missouri One Call	017096	9060257	missouri one call		7/10/2019			(92.30)	
Total Missouri One Call								(92.30)	
Nuway Concrete Forms, INC	017034	1531000	dp blue diam blade, cured concrete med- hard		7/1/2019			(496.82)	

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From 7/1/2019 Through 7/31/2019

Nuway Concrete Forms, INC	017099	scissor rental for power washing city hall	1533324	7/10/2019	(79.00)
Nuway Concrete Forms, INC	017099	boots, gloves, concrete placer	1533745	7/10/2019	(126.70)
Nuway Concrete Forms, INC	017099	diam blade, cured concrete med-hard	1537084	7/10/2019	(496.82)
Nuway Concrete Forms, INC	017099	rental diam blade and concrete saw	1537090	7/10/2019	(210.00)
Nuway Concrete Forms, INC	017150	light rentals for movie night	1543116	7/24/2019	(800.00)
Nuway Concrete Forms, INC	017150	equipment repair, blade got stuck in concrete	1544852	7/24/2019	(914.22)
Total Nuway Concrete Forms, INC					(3,123.56)
Pevely Plaza Auto Parts	017038	charge kit, srt lamp, clr/mkr	5-843402	7/1/2019	(47.20)
Pevely Plaza Auto Parts	017153	brake cleaner	5-846702	7/24/2019	(64.56)
Pevely Plaza Auto Parts	017200	red grease for sweeper	5-847868	7/31/2019	(11.07)
Total Pevely Plaza Auto Parts					(122.83)
Plaza Tire Service	017039	new tire for equipment trailer	15931865	7/1/2019	(95.98)
Plaza Tire Service	017154	new tire for mini float	15933033	7/24/2019	(103.88)
Total Plaza Tire Service					(199.86)
Praxair Distribution, Inc	017103	cylinder rental	90377681	7/10/2019	(145.11)
Praxair Distribution, Inc	017103	cylinder rental	90377682	7/10/2019	(46.48)
Total Praxair Distribution, Inc					(191.59)
Public Water District #7	017104	public water payment	06272019	7/10/2019	(17.33)
Public Water District #7	017157	reconnect/disconnects for may 2019	052019	7/24/2019	(150.00)
Total Public Water District #7					(167.33)
Quill Corporation	017105	water department stamp	8382362	7/10/2019	(44.98)
Total Quill Corporation					(44.98)
Southeast Services Inc	017108	generator	8313	7/10/2019	(3,281.00)
Total Southeast Services Inc					(3,281.00)
Trautman Quarry	017165	hunters glen treatment plant	301486	7/24/2019	(121.58)
Total Trautman Quarry					(121.58)
Jefferson College	017190	congract for 15 commissioned personnel	07242019	7/31/2019	(1,650.00)
Total Jefferson College					(1,650.00)

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From 7/1/2019 Through 7/31/2019

USA Bluebook									
USA Bluebook	017049	padlock and special order key	928045	7/1/2019				(104.36)	
USA Bluebook	017166	lab supplies	945170	7/24/2019				(247.07)	
USA Bluebook	017166	lab supplies	945885	7/24/2019				(408.26)	
Total USA Bluebook								(759.69)	
Vandevanter Engineering	017050	plc programming and hmi development	5452908	7/1/2019				(2,090.00)	
Vandevanter Engineering	017167	trouble shooting pumps	5456425	7/24/2019				(2,430.49)	
Total Vandevanter Engineering								(4,520.49)	
STOREY KENWORTH MATT PARROTT									
Total STOREY KENWORTH MATT PARROTT			PINV697522	7/1/2019				(559.44)	
Traffic Control	017047	one direction arrow	000568-IN	7/1/2019				0.00	
Total Traffic Control								0.00	
Hutson Glass Company	017027	replace front windshield vehicle 783	17448	7/1/2019				(235.00)	
Total Hutson Glass Company								(235.00)	
Alpha Media Farmington	017073	Advertising on Radio Station	MCC-1190618875	7/10/2019				(183.62)	
Total Alpha Media Farmington								(183.62)	
Butler Supply	017127	fuses	13397816	7/24/2019				(25.32)	
Butler Supply	017127	splicers for lift station	13399100	7/24/2019				(132.42)	
Total Butler Supply								(157.74)	
Outdoor Warning Consulting	017100	outdoor warning system maintenance	06242019	7/10/2019				(340.00)	
Total Outdoor Warning Consulting								(340.00)	
Greg Long	017142	training mileage reimbursement	07152019	7/24/2019				(229.10)	
Total Greg Long								(229.10)	
Family Support Payment Center	017057	Family Support Payment Center		7/1/2019				(226.85)	
Family Support Payment Center	017062	Family Support Payment Center		7/8/2019				(165.70)	
Family Support Payment Center	017114	Family Support Payment Center		7/15/2019				(165.70)	
Family Support Payment Center	017117	Family Support Payment Center		7/22/2019				(165.70)	
Family Support Payment Center	017174	Family Support Payment Center		7/29/2019				(165.70)	
Total Family Support Payment Center								(889.65)	

City of Pevely
Vendor Activity

From 7/1/2019 Through 7/31/2019

Pevely Police Association Total Pevely Police Association	017175	Pevely Police Association	8996	7/29/2019	(173.50) (173.50)
Missouri Dep. Of Revenue Total Missouri Dep. Of Revenue	017176	MO Dept of Revenue		7/29/2019	(6,981.00) (6,981.00)
Police Legal Sciences, Inc Total Police Legal Sciences, Inc	017041	renew dispatch pro, 12-lesson yearly subscription	8996	7/1/2019	(600.00) (600.00)
Applied Concept Total Applied Concept	017122	stalker II Radar	350766	7/24/2019	(1,463.00) (1,463.00)
Bauman Oil	017015	public works gas	159043	7/1/2019	(1,392.04)
Bauman Oil	017015	city hall gas	159647	7/1/2019	(277.23)
Bauman Oil	017015	city hall fuel	159687	7/1/2019	(691.71)
Bauman Oil	017075	Public works fuel	159751	7/10/2019	(1,771.97)
Bauman Oil	017125	city hall gas	162891	7/24/2019	(444.98)
Bauman Oil	017125	public works fuel	170010	7/24/2019	(1,291.71)
Bauman Oil	017125	gilled generators at lift stations	170349	7/24/2019	(341.20)
Bauman Oil	017125	city hall gas	170399	7/24/2019	(1,091.28)
Bauman Oil Total Bauman Oil	017177	public works gas	170654	7/31/2019	(1,465.82) (8,767.94)
Cross Printing Total Cross Printing	017181	temporary occupancy tags	10432	7/31/2019	(59.00) (59.00)
Pitney Bowes Supplies Total Pitney Bowes Supplies	017102	postage machine lease	3309229811	7/10/2019	(357.00) (357.00)
Steve Davis	017045	June 2019 Payment	062019	7/1/2019	(1,500.00)
Steve Davis Total Steve Davis	017163	july 2019 judge payment	072019	7/24/2019	(1,500.00) (3,000.00)
A-All Lock and Key Co. INC Total A-All Lock and Key Co. INC	017009	Keys for filing cabinet	105137	7/1/2019	(52.85) (52.85)
Hunt Corporation Total Hunt Corporation	017087	top soil	cp190605	7/10/2019	(192.00) (192.00)

City of Pevely
Vendor Activity
From 7/1/2019 Through 7/31/2019

Neopost USA. Inc.	017097	pd postage	62619	7/10/2019	(60.00)
Neopost USA. Inc.	017197	pd postage	56873474	7/31/2019	(90.53)
Neopost USA. Inc.	12283	POSTAGE	54083509	8/10/2016	0.00
Total Neopost USA. Inc.					(150.53)
Datamax	017080	pd copier	2078432	7/10/2019	(194.00)
Datamax	017080	deispatch harddrive	2208678	7/10/2019	(153.28)
Datamax	017080	water copier overage	2210138	7/10/2019	(19.58)
Datamax	017080	admin copier overage	2210139	7/10/2019	(172.33)
Datamax	017080	pd copier	2212286	7/10/2019	(194.00)
Datamax	017080	court copier lease	130702008	7/10/2019	(195.81)
Datamax	017080	admin copier lease	1307091008	7/10/2019	(181.01)
Datamax	017080	water copier lease	1307093008	7/10/2019	(181.01)
Datamax	017134	admin copier toner	2220924	7/24/2019	(276.95)
Total Datamax					(1,567.97)
Nick's Pest Control	017098	pest control	3226	7/10/2019	(85.00)
Total Nick's Pest Control					(85.00)
John Deere Financial	017089	buchheits credit card payment	712019	7/10/2019	(1,202.30)
Total John Deere Financial					(1,202.30)
Idexx Distribution, Inc	017189	lab equipment	3050822690	7/31/2019	(261.26)
Total Idexx Distribution, Inc					(261.26)
Cash	017077	start up cash for movie night	07082019	7/10/2019	(800.00)
Total Cash					(800.00)
Scott's Power Equipment	017160	fix switch on zero turn	183156	7/24/2019	(143.68)
Scott's Power Equipment	017160	replacement spindle for main belt	183884	7/24/2019	(196.90)
Scott's Power Equipment	017160	blade set	184510	7/24/2019	(77.20)
Total Scott's Power Equipment					(417.78)
Holt Electric Supplies	017026	light bulbs for city hall	51290358.001	7/1/2019	(71.68)
Holt Electric Supplies	017123	service call for city hall doors	37178	7/24/2019	(477.24)
Total Holt Electric Supplies					(71.68)
Associated Engerged System					(477.24)
Total Associated Engerged System					(477.24)

City of Pevely
Vendor Activity
From 7/1/2019 Through 7/31/2019

Cochran	017018	river view drive design and inspection testing	sc5366	7/1/2019	(6,969.90)
Cochran	017128	riverview drive improvements	sc5445	7/24/2019	(16,263.10)
Total Cochran					(23,233.00)
Sprint	017044	sprint bills	115250939-072	7/1/2019	(729.06)
Sprint	017044	sprint bill payment	316778592-021	7/1/2019	(607.84)
Sprint	017162	city hall sprint bill	115250839-073	7/24/2019	(728.08)
Sprint	017162	pd sprint bills	316778592-022	7/24/2019	(607.84)
Total Sprint					(2,672.82)
Duggan Law	017184	presecuting attorney August 2019	695	7/31/2019	(2,000.00)
Total Duggan Law					(2,000.00)
Inspired Print Media	017143	crime prevention check	.210004	7/24/2019	(127.92)
Total Inspired Print Media					(127.92)
Dorlac Sign Co	017183	logos for city street sweeper	10826	7/31/2019	(410.00)
Total Dorlac Sign Co					(410.00)
Thurman Shinn & CO	017164	accounting services	46204	7/24/2019	(5,900.00)
Total Thurman Shinn & CO					(5,900.00)
Windstream Communications	017054	windstream payment	71429934	7/1/2019	(1,629.92)
Windstream Communications	017171	windstream payment	71536463	7/24/2019	(1,591.31)
Total Windstream Communications					(3,221.23)
Walmart Community/RFCSLLC	017051	bug spray, birthday candles, dish drain, sumer decor for win	6162019	7/1/2019	(27.27)
Walmart Community/RFCSLLC	017168	walmart credit card	07162019	7/24/2019	(279.41)
Total Walmart Community/RFCSLLC					(306.68)
Waterwork Specialties, Inc. - Bonne Terre	017202	concrete and steel manhole risers	19-34075	7/31/2019	(8,429.50)
Waterwork Specialties, Inc. - Bonne Terre	017202	manhole riser	19-34076	7/31/2019	(1,388.40)
Total Waterwork Specialties, Inc. - Bonne Terre					(9,817.90)
Erb Equipment Company	017024	check and repair transmission	396141	7/1/2019	(1,898.17)
Total Erb Equipment Company					(1,898.17)
Environmental Analysis South, Inc.	017082	lab testing	151530	7/10/2019	(470.00)

City of Pevely
Vendor Activity
From 7/1/2019 Through 7/31/2019

Total Environmental Analysis South, Inc.

017040	PLIC-SBD GRAND ISLAND	Principal Insurance Payment for July 2019	72019	7/1/2019	(470.00)
017155	PLIC-SBD GRAND ISLAND	Principal insurance payment	082019	7/24/2019	(3,294.35)
017110	Total PLIC-SBD GRAND ISLAND	waste management	6716715-1840-3	7/10/2019	(3,404.24)
					(6,698.59)
					(29,030.30)
	Total Waste Management				(29,030.30)

017053	Wil-Mix Concrete	concrete for street repair	63860	7/1/2019	(896.75)
017053	Wil-Mix Concrete	concrete for street repair	63869	7/1/2019	(791.25)
017111	Wil-Mix Concrete	concrete	63912	7/10/2019	(738.50)
017111	Wil-Mix Concrete	concrete	63922	7/10/2019	(738.50)
017111	Wil-Mix Concrete	concrete	64001	7/10/2019	(949.50)
017170	Wil-Mix Concrete	fox hollow and eagle crest	64101	7/24/2019	(1,266.00)
017204	Wil-Mix Concrete	concrete for street repair	64130	7/31/2019	(369.25)
	Total Wil-Mix Concrete				(5,749.75)
017159	Sapaugh GM Country	replacement door lock for gmc pu	83526	7/24/2019	(54.59)
	Total Sapaugh GM Country				(54.59)

MISSOURI DEPT OF REVENUE-TAXATION DIVISION
Total MISSOURI DEPT OF REVENUE-TAXATION DIVISION

017095	MISSOURI DEPT OF REVENUE-TAXATION DIVISION	sales tax	719-1	7/10/2019	(3,137.18)
	Total MISSOURI DEPT OF REVENUE-TAXATION DIVISION				(3,137.18)

Wholesale Plumbing
Total Wholesale Plumbing

017169	Wholesale Plumbing	urinal solution	s2859987.001	7/24/2019	(15.10)
	Total Wholesale Plumbing				(15.10)
017055	ZOBRIO	sewer department computer	INV18248	7/1/2019	(822.93)
017055	ZOBRIO	memory for court computers	INV18298	7/1/2019	(130.00)
017055	ZOBRIO	block of 30 hours for PD	INV18306	7/1/2019	(3,000.00)
017112	ZOBRIO	MIP service	INV18353	7/10/2019	(2,224.00)
017172	ZOBRIO	labor hours	inv18308	7/24/2019	(3,000.00)
017172	ZOBRIO	MIP montly subscription	INV18340	7/24/2019	(2,348.00)
017172	ZOBRIO	MIP hosted	inv18341	7/24/2019	(99.00)
017205	ZOBRIO	port switch for water department CC machine	INV18433	7/31/2019	(50.98)
017205	ZOBRIO	MIP monthly subscription fee for August 2019	INV18440	7/31/2019	(2,348.00)

City of Pevely
Vendor Activity
From 7/1/2019 Through 7/31/2019

ZOBRIO									
Total ZOBRIO	017205	Abilia MIP Hosted direct deposit	INV18441	7/31/2019		(99.00)			(14,121.91)
KB INDUSTRIAL SUPPLY LLC	017090	towels and trash bags and toilet paper for street department	5365	7/10/2019		(293.49)			
KB INDUSTRIAL SUPPLY LLC	017090	washer, snap ring, etc	5367	7/10/2019		(8.55)			
KB INDUSTRIAL SUPPLY LLC	017090	o ring, hose assembly, etc	5369	7/10/2019		(98.32)			
KB INDUSTRIAL SUPPLY LLC	017146	backhoe replacement	5416	7/24/2019		(131.69)			
Total KB INDUSTRIAL SUPPLY LLC						(532.05)			
ALAN ENVIRONMENTAL PRODUCTS, INC	017011	Snow Plow Grease	05282019	7/1/2019		(471.18)			(471.18)
Total ALAN ENVIRONMENTAL PRODUCTS, INC									
OROS & BUSCH APPLICATION TECHNOLOGIES, INC	017036	sludge removal from pevely wwtp sludge lagoon, land applied	128-6	7/1/2019		(44,333.65)			(44,333.65)
Total OROS & BUSCH APPLICATION TECHNOLOGIES, INC									
McCain's I-55 Auto Center	017032	oil change	5139	7/1/2019		(48.70)			
McCain's I-55 Auto Center	017032	mount, balance, and alignment	5149	7/1/2019		(161.95)			
McCain's I-55 Auto Center	017032	tires for 798 mounted, balanced, and alignment	5155	7/1/2019		(161.95)			
McCain's I-55 Auto Center	017032	oil cooler hose, filter housing gasket, engine oil filter	5158	7/1/2019		(302.89)			
McCain's I-55 Auto Center	017032	oil change, rear brake rotors, buel system treatment, remote	5159	7/1/2019		(325.21)			
McCain's I-55 Auto Center	017148	oil change, new wiper blades, new rear brake pads and rotors	5169	7/24/2019		(470.13)			
McCain's I-55 Auto Center	017148	new tire installed, oilchange, windshield washer pump	5187	7/24/2019		(223.19)			
McCain's I-55 Auto Center	017148	oil change, replaced air filter and wiper blades	5199	7/24/2019		(210.74)			
McCain's I-55 Auto Center	017193	Park board trailer	07252019	7/31/2019		(4,800.00)			
McCain's I-55 Auto Center	017193	oil change and new starter	5209	7/31/2019		(452.31)			
McCain's I-55 Auto Center	017193	oil change, new engine thermostat and engine coolant	5214	7/31/2019		(290.13)			
Total McCain's I-55 Auto Center						(7,447.20)			
WEHNER'S AWARDS, INC	017203	name plates for new chief of police	a614	7/31/2019		(33.62)			(33.62)
Total WEHNER'S AWARDS, INC									

City of Pevely
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Precision Graphics & Signs	017156	light bar	1213440	7/24/2019	(711.50)
Precision Graphics & Signs	017201	window tint removal	107	7/31/2019	(450.00)
Total Precision Graphics & Signs					(1,161.50)
FRED WEBER, INC	017025	hot asphalt for pot hole repairs	12272118	7/1/2019	(273.43)
FRED WEBER, INC	017025	rock for street replacement	12272876	7/1/2019	(150.75)
FRED WEBER, INC	017025	rock for pot hole repair	12274852	7/1/2019	(340.20)
FRED WEBER, INC	017085	repair water meter	12276888	7/10/2019	(153.90)
FRED WEBER, INC	017085	asphalt for street repair	12277582	7/10/2019	(498.15)
FRED WEBER, INC	017141	patch pevely park road	12280517	7/24/2019	(159.98)
FRED WEBER, INC	017186	rock for street repair	12284523	7/31/2019	(206.55)
FRED WEBER, INC	017186	rock for street repair	12284524	7/31/2019	(155.93)
Total FRED WEBER, INC					(1,938.89)
TWIN CITY CAR WASH	017048	car wash bill for PD	053119	7/1/2019	(20.00)
Total TWIN CITY CAR WASH					(20.00)
PAT LEONARD EQUIPMENT SERVICE. LLC	017101	bobcate replaced hydraulic hose	1447	7/10/2019	(335.00)
PAT LEONARD EQUIPMENT SERVICE. LLC	017152	backhoe hydraulic hose and dash	1453	7/24/2019	(400.00)
Total PAT LEONARD EQUIPMENT SERVICE. LLC					(735.00)
SHRED-IT USA	017042	shred it payment	8127403584	7/1/2019	(128.85)
SHRED-IT USA	017107	shredding	8127620954	7/10/2019	(63.03)
SHRED-IT USA	017161	shredding for PD	8127620941	7/24/2019	(87.27)
Total SHRED-IT USA					(279.15)
MAJOR CASE SQUAD OF GREATER ST. LOUIS	017094	annual patricicipating agency fee	6262019	7/10/2019	(250.00)
Total MAJOR CASE SQUAD OF GREATER ST. LOUIS					(250.00)
EQUIPMENT PRO	017083	repair meyers grinder pump	54165	7/10/2019	(832.14)
EQUIPMENT PRO	017140	circut breaker for lift station	54261	7/24/2019	(134.60)
Total EQUIPMENT PRO					(966.74)
ST. LOUIS AUTOMATIC SPRINKLER CO, INC	017109	sprinkler inspection	16557	7/10/2019	(254.00)
Total ST. LOUIS AUTOMATIC SPRINKLER CO, INC					(254.00)
Crystal City Cleaners	017132	PD uniform cleaning	03994	7/24/2019	(49.00)

City of Pevely
Vendor Activity
From 7/1/2019 Through 7/31/2019

Total Crystal City Cleaners

ADAPCO	017119	permanone and uliv oil	121706	7/24/2019	(49.00)
Total ADAPCO					<u>(5,097.00)</u> (5,097.00)

REEVES CO, INC
Total REEVES CO, INC

017158	391254	namepin for new chief	7/24/2019	(27.95)
Total REEVES CO, INC				<u>(27.95)</u> (27.95)

Pavement Maintenance Products
Pavement Maintenance Products
Total Pavement Maintenance Products

017037	1906-004023	tac oil for asphalt repair	7/1/2019	(136.92)
017199	1907-007188	tack coat 5 gal pail	7/31/2019	(99.96)
Total Pavement Maintenance Products				<u>(236.88)</u> (236.88)

EMC INSURANCE COMPANIES
EMC INSURANCE COMPANIES
Total EMC INSURANCE COMPANIES

017023	k-96620651	EMC Insurance payment	7/1/2019	(17,149.94)
017139	k-96910647	EMC insurance payment	7/24/2019	(17,161.17)
Total EMC INSURANCE COMPANIES				<u>(34,311.11)</u> (34,311.11)

Duggan Law Firm LLC
Total Duggan Law Firm LLC

017136	690	July 2019 Prosecuting Attorney payment	7/24/2019	(2,000.00)
Total Duggan Law Firm LLC				<u>(2,000.00)</u> (2,000.00)

Bone Heating and Cooling
Total Bone Heating and Cooling

017178	35843	service call for noise	7/31/2019	(75.00)
Total Bone Heating and Cooling				<u>(75.00)</u> (75.00)

Missouri State Highway Patrol Info & Comm Tech Division
Missouri State Highway Patrol Info & Comm Tech Division
Total Missouri State Highway Patrol Info & Comm Tech Division

017149	812hp031019401	mules for PD	7/24/2019	(240.00)
017195	072519	crime scene investigation school	7/31/2019	(265.00)
Total Missouri State Highway Patrol Info & Comm Tech Division				<u>(505.00)</u> (505.00)

Southern Heights, LLC
Total Southern Heights, LLC

017043	062519	deposit reimbursement for 2047 and 2051 Magnolia Way	7/1/2019	(1,000.00)
Total Southern Heights, LLC				<u>(1,000.00)</u> (1,000.00)

Joe Whaley
Total Joe Whaley

017144	7192019	training mileage reimbursement	7/24/2019	(229.10)
Total Joe Whaley				<u>(229.10)</u> (229.10)

Nicholas Sargent
Total Nicholas Sargent

017198	72519	reimbursement for uniforms	7/31/2019	(87.33)
Total Nicholas Sargent				<u>(87.33)</u> (87.33)

Dan Smith's Plumbing, Inc.
Dan Smith's Plumbing, Inc.

017133	1668	water leak	7/24/2019	(3,501.57)
017133	1669	repaired water service, found leaks in 2 separate places	7/24/2019	(1,336.00)

City of Pevely
Vendor Activity
From 7/1/2019 Through 7/31/2019

Dan Smith's Plumbing, Inc.	017133	1670	7/24/2019	(2,290.60)
Dan Smith's Plumbing, Inc.	017133	1673	7/24/2019	(1,912.00)
Total Dan Smith's Plumbing, Inc.				(9,040.17)
Creative Product Source, INC	017020	cp1079739	7/1/2019	(189.61)
Creative Product Source, INC	017020	cp1079802	7/1/2019	(144.16)
Total Creative Product Source, INC				(333.77)
Water Environment Federation	017052	62019	7/1/2019	(172.00)
Total Water Environment Federation				(172.00)
Jolly Jumps of St. Louis LLC	017145	07102019	7/24/2019	(455.00)
Total Jolly Jumps of St. Louis LLC				(455.00)
Adam Mitchell	017118	07192019	7/24/2019	(10.44)
Total Adam Mitchell				(10.44)
H.W. Herrell Dist. Co	017187	431123	7/31/2019	(591.00)
Total H.W. Herrell Dist. Co				(591.00)
Jefferson County Assessors Office	017028	06202019	7/1/2019	(70.00)
Total Jefferson County Assessors Office				(70.00)
Cypress Benefit Administrators	017021	069948	7/1/2019	(31,839.06)
Cypress Benefit Administrators	017182	070670	7/31/2019	(31,122.81)
Total Cypress Benefit Administrators				(62,961.87)
Kevin Peyton	017029	06172019	7/1/2019	(76.88)
Total Kevin Peyton				(76.88)
Merry Maids	017033	05062019	7/1/2019	(225.00)
Merry Maids	017033	05132019	7/1/2019	(225.00)
Merry Maids	017033	05202019	7/1/2019	(225.00)
Merry Maids	017033	52819	7/1/2019	(225.00)
Merry Maids	017033	6102019	7/1/2019	(225.00)
Merry Maids	017033	6172019	7/1/2019	(225.00)
Merry Maids	017033	6242019	7/1/2019	(225.00)
Merry Maids	017033	632019	7/1/2019	(225.00)

City of Pevely
Vendor Activity
From 7/1/2019 Through 7/31/2019

Total Merry Maids

American Bands Entertainment LLC

017013 final payment for pevely days band Dance 6252019 7/1/2019 (1,800.00)
Floor Riot (1,750.00)

Total American Bands Entertainment LLC

First State Community Bank

Total First State Community Bank

Erick Lee

Total Erick Lee

017185 payment on street sweeper 07192019 7/31/2019 (24,846.79)
017084 uniform reimbursement 07032019 7/10/2019 (24,846.79)
(17.98)
(17.98)

Magtech Ammunition

Total Magtech Ammunition

017093 ammunition mt50361 7/10/2019 (621.00)
(621.00)

OnSite

OnSite

OnSite

OnSite

OnSite

OnSite

OnSite

OnSite

Total OnSite

Jefferson County Treasurer

Total Jefferson County Treasurer

Mike Stegall

Total Mike Stegall

Anytime Plumbing & Septic LLC

017088 liquor license for movie night 782019 7/10/2019 (28.00)
(28.00)

Total Anytime Plumbing & Septic LLC

Electrical Central Componets Supply

Total Electrical Central Componets Supply

Save - A - Lot

Total Save - A - Lot

017060 Repairing Damages to 529 Bon Jovi Lane 07022019 7/3/2019 (465.00)
(465.00)

017074 tv sewer mains 10 deer point and 113049 7/10/2019 (1,200.00)
burlington (1,200.00)

017081 equipment repair ecssinv0000820 7/10/2019 (710.21)
(710.21)

017106 prisoner meals 001651 7/10/2019 (116.44)
(116.44)

(116.44)
(116.44)

City of Pevely
 Vendor Activity
 From 7/1/2019 Through 7/31/2019

Alan Eickhoff Total Alan Eickhoff	017121	Training mileage and meal reimbursement	7222019	7/24/2019	(305.72) (305.72)
Crowns and Curbs, INC Total Crowns and Curbs, INC	017131	street sweeming	20308	7/24/2019	(1,050.00) (1,050.00)
Dustin James Clark Total Dustin James Clark	017137	Park Board Car Show Artist	07232019	7/24/2019	(400.00) (400.00)

(386,390.49)

Monthly Board Court Income Report

Description	07/10/2019	Year to Date
FINE	\$197.00	\$93,195.09
COURT COST	\$11.00	\$7,341.00
CRIME VICTIM COMPENSTATION	\$7.50	\$4,962.00
LAW ENFORCEMENT TRAINING - CITY	\$2.00	\$1,327.50
LAW ENFORCEMENT TRAININGS - STATE	\$1.00	\$662.00
CLERK JUDGE TRAINING	\$1.00	\$662.50
INMATE SECURITY FUND	\$2.00	\$1,329.50
SHERIFF RETIREMENT FUND	\$3.00	\$165.00
Total Paid	\$224.50	\$111,534.86
Warrant Total	\$31,473.46	
BalanceDue	\$26,284.18	

Description	07/11/2019	Year to Date
FINE	\$10,066.00	\$103,261.09
COURT COST	\$797.50	\$8,138.50
CRIME VICTIM COMPENSTATION	\$529.50	\$5,491.50
LAW ENFORCEMENT TRAINING - CITY	\$146.00	\$1,473.50
LAW ENFORCEMENT TRAININGS - STATE	\$73.00	\$735.00
CLERK JUDGE TRAINING	\$70.00	\$732.50
INMATE SECURITY FUND	\$145.50	\$1,475.00
ADMIN FEE FOR CREDIT CARDS	\$76.00	\$773.00
RESITIUTION	\$95.00	\$1,157.29
SHERIFF RETIREMENT FUND	\$159.00	\$324.00
Total Paid	\$12,157.50	\$123,692.36
Warrant Total	\$31,722.46	
BalanceDue	\$26,999.18	

Description	07/24/2019	Year to Date
FINE	\$87.00	\$103,348.09
COURT COST	\$11.00	\$8,149.50
CRIME VICTIM COMPENSTATION	\$7.50	\$5,499.00
LAW ENFORCEMENT TRAINING - CITY	\$2.00	\$1,475.50
LAW ENFORCEMENT TRAININGS - STATE	\$1.00	\$736.00
CLERK JUDGE TRAINING	\$1.00	\$733.50
INMATE SECURITY FUND	\$2.00	\$1,477.00
ADMIN FEE FOR CREDIT CARDS	\$4.00	\$777.00
SHERIFF RETIREMENT FUND	\$3.00	\$327.00
Total Paid	\$118.50	\$123,810.86
Warrant Total	\$31,722.46	
BalanceDue	\$26,999.18	

Description	07/25/2019	Year to Date
FINE	\$2,913.50	\$106,261.59
COURT COST	\$352.00	\$8,501.50
CRIME VICTIM COMPENSTATION	\$232.50	\$5,731.50
LAW ENFORCEMENT TRAINING - CITY	\$64.00	\$1,539.50
LAW ENFORCEMENT TRAININGS - STATE	\$32.00	\$768.00

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 Court 7/2019
 cont next PAGE 2

Monthly Board Court Income Report

CLERK JUDGE TRAINING	\$31.00	\$764.50
INMATE SECURITY FUND	\$60.00	\$1,537.00
ADMIN FEE FOR CREDIT CARDS	\$24.00	\$801.00
RESITIUTION	\$60.00	\$1,217.29
SHERIFF RETIREMENT FUND	\$87.00	\$414.00
Total Paid	\$3,856.00	\$127,666.86
Warrant Total	\$31,896.96	
BalanceDue	\$26,999.18	



City of Pevely

401 Main Street Pevely, Missouri 63070

AGENDA REQUEST FORM

Name: LARRY Coulson

Phone Number: 314 852-4052 Date: _____

Meeting Date Requested: 8/19/19

Topic for Agenda: Composition of Police Board

Synopsis of Topic:

Composition of Police Board

w. Brooks Chairman T. Hagerly 3/years
L. Miller Police Rep.

D. Kaltenbrod 2/ys Josh Cook 15 AIT
William Hutchings 2/ys Larry Coulson 20 AIT

Proposed Motion:

Composition of Police Board to take effect 09/01/19. see Attached

Signature: Larry Coulson

A copy of this form will be attached to the requested meeting's packet.

PEVELY POLICE BOARD CONTACT LIST

Name	telephone	e-mail	E.T.S
William Brooks Board Chairman	[REDACTED] 1 year appointment		09-01- 2020
Larry Miller Police Rep.	[REDACTED] 1 year appointment		09-01-2020
Dave Kaltenbronn	[REDACTED] 2 year appointment		09-01-2021
William Hutchings	[REDACTED] 2 year appointment		09-01-2021
Jason Sapienza	[REDACTED] 3 year appointment		09-01-2022
Tim Hagerty	[REDACTED] 3 year appointment		09-01-2022
Josh Cook 1st alternate	[REDACTED]		
Larry Coulson 2nd alternate	[REDACTED]		



City of Pevely

401 Main Street Pevely, Missouri 63070

AGENDA REQUEST FORM

Name: LARRY Coulson

Phone Number: 314 852-4052 Date: _____

Meeting Date Requested: 8/19/19

Topic for Agenda: CC: 200: 030 CC 200. 035

Synopsis of Topic:

Ammend language in CC 200.030
CC 200 035

Proposed Motion:

Remove the word traffic for CC 200.030
CC 200.035
change title of Special orders to General orders.
Signature: Larry Coulson Ammend language

A copy of this form will be attached to the requested meeting's packet.

Article I In General

Section 200.010 Chief of Police — Appointment — Qualifications.

The Mayor with the approval of a majority of the members of the Board of Aldermen shall appoint a Chief of Police who shall perform all duties required of the Marshal by law and any other Police Officers found by the Board of Aldermen to be necessary for the good government of the City. The Chief of Police shall be twenty-one (21) years of age or older.

Section 200.015 Chief of Police.

- A. The duties of the Chief of Police shall be to oversee the Police Department and its activities, to provide scheduling of officers in such a way as to provide adequate protection to the City of Pevely and its residents and businesses, to enforce all rules and regulations of the Police Department which have been or which may subsequently be approved by the Board of Aldermen, to submit facts to the Board of Aldermen in the event of violation of the above-mentioned rules and regulations when such facts represent reason for reprimand, suspension or dismissal of a fellow officer, and to report to the Board of Aldermen on the activities and progress of the Police Department.
- B. The Chief of Police shall be an officer of the City of Pevely, appointed by the Mayor, with the consent and approval by the Board of Aldermen, and shall be directly responsible to the Mayor of the City of Pevely.
- C. The Chief of Police shall have the power to enact such rules and regulations for the operation of the Police Department as she/he deems necessary and convenient for the orderly operation of the Police Department; provided, however, that such rules and regulations shall be consistent with the rules and regulations of the City of Pevely and shall not conflict with any existing rules or regulations established by the Board of Aldermen, the Ordinances of the City of Pevely, or the Revised Statutes of the State of Missouri.
- D. The salary of the Police Chief of the City of Pevely shall be set by the Board of Aldermen.

Section 200.020 Size of Police Force — Powers.

The Police of the City may be appointed in such numbers, for such times and in such manner as may be prescribed by ordinance. They shall have power to serve and execute all warrants, subpoenas, writs or other process and to make arrests in the same manner as the Chief of Police. They may exercise such powers in areas leased or owned by the municipality outside of the boundaries of such municipality. The Chief of Police and Policemen shall be conservators of the peace and shall be active and vigilant in the preservation of good order within the City.

Section 200.030 Police Department Procedures Manual.

- A. A manual establishing and adopting a Policemen's Manual in Law Enforcement Code of Ethics, General Procedures of Operations, Legal Power and Duties and Traffic, Providing Disciplinary Action is incorporated by reference as if fully set forth herein.
- B. Each and every Police Officer will be given a copy of said manual to be returned upon his/her termination.

Section 200.035 Chief Of Police Special Orders Manual.

- A. The Chief of Police for the City shall create, maintain and keep safe a separate Special Orders Manual for the express purpose of communicating and memorializing the policies and practices of which she/he has instructed the Police Officers of the City of Pevely.
- B. The Special Orders Manual shall be separate from the Employment Policies and Practices Manual, which the Mayor of the City of Pevely in her/his role as top Law Enforcement Office for the City shall have discretionary authority to categorize Security Sensitive Policies and Procedures.
- C. The Mayor at his/her sole discretion may consult with the City Attorney or any other City Officer as may be necessary to make a well-informed decision as to the content of said manual.
- D. Each Police Officer of the City of Pevely shall be furnished said manual in either paper or electronic form and shall be bound to conduct himself/herself in accordance with said manual.
- E. Upon termination of employment of each Police Officer, of the City of Pevely, said Officer shall return said manual or be removed from the electronic list of persons able to access the manual.

Section 200.040 Responding to Emergency Outside of City Limits.

- A. Any Police Officer of the City of Pevely who completed the basic Police training program as established by Chapter 590, RSMo., shall have the authority to respond to an emergency situation outside the boundaries of the City.
- B. No Police Officer shall be required by reasons of this Section to leave the jurisdiction to respond to an emergency situation, but said Police Officer shall use his/her said discretion and judgment as to leaving the City to respond to any emergency situation. It shall be the policy of the City that said Police Officers shall not leave the City inhabitants with inadequate Police protection or be absent for extending periods of time, but that the response shall be in aid of and to assist the authorities of the County or the municipality in which the emergency situation is located. No Police Officer of the City shall be authorized to make an arrest by reason of his/her authorization to respond nor shall he/she be authorized to use his/her weapon except to protect himself/herself or to effectuate an arrest for a serious felony endangering the lives or threatening serious property damage to one (1) or more persons in the area.
- C. The authority contained herein shall permit the response by one (1) or more City Police Officers in an area surrounding this City or an area of fifteen (15) miles or if the Officers are in fresh pursuit of a suspected violator under the conditions referred to in Section 544.157, RSMo., as amended, when anywhere within the State of Missouri.
- D. Every response to an emergency situation outside of the City shall be reported by the Chief of Police to the Mayor with an explanation for the reason for the response.
- E. As used in this Section, "emergency situation" means any situation in which the Law Enforcement Officer has a reasonable belief that a crime is about to be committed, is being committed, or has been committed involving injury or threat of injury to any person, property, or governmental interest and such officer's response is reasonably necessary to prevent or end such emergency situation or mitigate the likelihood of injury involved in such emergency situation. The determination of the existence of any emergency situation shall be in the discretion of the officer making the response or in the discretion of an officer or governmental officer of the political subdivision in which the emergency situation is alleged to be occurring.

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE TO ADD CHAPTER 628 MEDICAL MARIJUANA RELATING TO MEDICAL MARIJUANA BUSINESSES, REGULATION, DEFINITIONS, AND LICENSING TO THE CODE OF ORDINANCES OF THE CITY OF HERCULANEUM, MISSOURI AND ENTERING AN EFFECTIVE DATE THEREFORE

WHEREAS, the State of Missouri has enacted Article XIV to the Missouri Constitution concerning and dealing with the right to access medical marijuana to patients with serious illnesses and medical conditions, effective December 6, 2018; and

WHEREAS, the State of Missouri pursuant to Article XIV of the Missouri Constitution authorized the passage, by local ordinance, of provisions relating to medical marijuana not inconsistent with the State Constitution concerning medical marijuana businesses and personal consumption; and,

WHEREAS, the Board of Aldermen of the City of Herculaneum, Missouri, deems it to be in the best interest of the City of Herculaneum, Missouri to add new ordinances and modify its existing ordinances in a fashion not inconsistent with the recently enacted Constitutional amendment by the State of Missouri, referenced above.

NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED BY THE BOARD OF ALDERMEN OF THE CITY OF HERCULANEUM, MISSOURI, AS FOLLOWS:

SECTION 1. Chapter 628 entitled "Medical Marijuana" is hereby added to read as follows:

CHAPTER 628 MEDICAL MARIJUANA

Section 628.010 Definitions.

COPY

For the purpose of this Chapter, the following words and phrases shall have the meanings respectively ascribed to them by this Chapter:

ADMINISTER: the direct application of marijuana to a qualifying patient by way of any of the following methods:

- a. Ingestion of capsules, teas, oils, and other marijuana-infused products;
- b. Vaporization or smoking of dried flowers, buds, plant material, extracts, or oils;
- c. Application of ointments or balms;
- d. Transdermal patches and suppositories;
- e. Consuming marijuana-infused food products; or
- f. Any other method recommended by a qualifying patient's physician.

ENTITY: a natural person, corporation, professional corporation, nonprofit corporation, cooperative corporation, unincorporated association, business trust, limited liability company, general or limited partnership, limited liability partnership, joint venture, or any other legal entity.

MARIJUANA or MARIHUANA: *Cannabis indica*, *Cannabis sativa*, and *Cannabis ruderalis*, hybrids of such species, and any other strains commonly understood within the scientific community to constitute marijuana, as well as resin extracted from the plant and marijuana-infused products. "Marijuana" or "marihuana" do not include industrial hemp containing a cropwide average tetrahydrocannabinol concentration that does not exceed three-tenths of one percent on a dry weight basis, or commodities or products manufactured from industrial hemp.

MARIJUANA-INFUSED PRODUCTS: products that are infused with marijuana or an extract thereof and are intended for use or consumption other than by smoking, including, but not limited to, edible products, ointments, tinctures and concentrates.

MEDICAL MARIJUANA CULTIVATION FACILITY: a facility licensed by the department to acquire, cultivate, process, store, transport, and sell marijuana to a medical marijuana dispensary facility, medical marijuana testing facility, or to a medical marijuana-infused products manufacturing facility.

MEDICAL MARIJUANA DISPENSARY FACILITY: a facility licensed by the department to acquire, store, sell, transport, and deliver marijuana, marijuana-infused products, and drug paraphernalia used to administer marijuana as provided for in this section to a qualifying patient, a primary caregiver, another medical marijuana dispensary facility, a medical marijuana testing facility, or a medical marijuana-infused products manufacturing facility.

MEDICAL MARIJUANA FACILITY: one or more of the following:

- a. Medical marijuana cultivation facility;
- b. Medical marijuana testing facility;
- c. Medical marijuana-infused manufacturing facility;
- d. Medical marijuana post-extraction facility; or
- e. Medical marijuana dispensary facility.

COPY

MEDICAL MARIJUANA-INFUSED PRODUCTS MANUFACTURING FACILITY: a facility licensed by the department to acquire, store, manufacture, transport, and sell marijuana-infused products to a medical marijuana dispensary facility, a medical marijuana testing facility, or to another medical marijuana-infused products manufacturing facility.

QUALIFYING PATIENT: a Missouri resident diagnosed with at least one qualifying medical condition.

Section 628.020 License Required.

It shall be unlawful for any entity to cultivate, manufacture, dispense or sell marijuana for medical use as provided by law without first applying for and receiving a business license from the Mayor or his/her designee in the manner provided in Chapter 610.

Section 628.030 Regulations as to Operation.

A. *Compliance.* Any entity owning, controlling or leasing, acting as agent for, conducting, managing or operating any medical marijuana facility to cultivate, manufacture, dispense or sell marijuana for medical use shall comply with Article XIV of the Missouri Constitution, Chapter 95 of Title 19, Division 30 of the Missouri Code of State Regulations, and as provided for in this Chapter.

B. *General Regulations.*

1. A Medical Marijuana Facility may be open to the public or make sales 24 hours per day.

2. No Medical Marijuana, of any type, may be Administered on the premises of a Medical Marijuana Facility, nor shall an entity permit such Administration.

3. Any Medical Marijuana Facility shall require a customer to display the customer's permit card from the Missouri Department of Health and Senior Services or other proof of eligibility at the time of each purchase.

4. No person under the age of eighteen (18) years old shall be allowed into a Medical Marijuana Facility, except that a Qualifying Patient who is under the age of eighteen (18) years but who has been emancipated by a court order and a Qualifying Patient's parent or guardian may be allowed into a Medical Marijuana Facility.

5. It shall be unlawful to display in any street window or show window any Marijuana or Marijuana-Infused products.

6. All edible Marijuana-Infused Products shall be sold in individual, child-resistant containers that are labeled with dosage amounts, instructions for use, and estimated length of effectiveness. All Marijuana and Marijuana-Infused Products shall be sold in containers clearly and conspicuously labeled, in a font size at least as large as the largest other font size used on the package, as containing "Marijuana", or a "Marijuana-Infused Product".

7. Security requirements for any Medical Marijuana Facility, include, at a minimum, lighting, physical security, video, alarm requirements, and other minimum procedures for internal control as deemed necessary by Article XIV of the Missouri Constitution, Chapter 95 of Title 19, Division 30 of the Missouri Code of State Regulations, and as provided for in this Chapter. A Medical Marijuana Facility shall notify the City of changes, alterations, or modifications of security.

C. *Location.* No Medical Marijuana Facility may be located within one thousand (1,000) feet of any existing elementary or secondary school, child daycare center, or church.

Section 628.060 Disposal Of Medical Marijuana.

No entity shall dispose of Marijuana or Marijuana-Infused Products in an unsecured waste receptacle not in possession and control of the entity and designed to prohibit unauthorized access.

Section 628.070 Violation and Penalty.

Any person who shall violate any of the provisions of this Chapter or fail to comply with any order or regulation made thereunder shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than one hundred dollars (\$100.00) nor more than five hundred dollars (\$500.00).

SECTION 2. If any of the provisions of this ordinance or the application thereof to anyone or any circumstances is held in valid, the remainder of this ordinance and the application of such provisions to others or other circumstances shall not be affected thereby.

SECTION 3. This ordinances shall be codified.

SECTION 4. This ordinance shall be in full force and effect from and after the date of its passage.

READ (IN FULL TWO TIMES) (BY TITLE TWO TIMES, COPIES OF THE PROPOSED ORDINANCE HAVING BEEN MADE AVAILABLE FOR PUBLIC INSPECTION AT THE PLACE OF THE MEETING PRIOR TO THE TIME THE BILL WAS UNDER CONSIDERATION BY THE BOARD OF ALDERMAN) AND PASSED BY THE BOARD OF ALDERMAN OF THE CITY OF HERCULANEUM, MISSOURI, THIS ____ DAY OF _____, 2019.

WILLIAM C. HAGGARD, Mayor
City of Herculaneum

ATTEST:

STEPHANIE NOCE, City Clerk

COPY

BILL NO. _____

ORDINANCE NO. _____

**AN ORDINANCE TO AMEND CHAPTER 205 REGULATIONS OF CONDUCT
TO ADD SECTION 205.430 MEDICAL MARIJUANA TO THE
CODE OF ORDINANCES OF THE CITY OF HERCULANEUM, MISSOURI
AND ENTERING AN EFFECTIVE DATE THEREFORE**

WHEREAS, the State of Missouri has enacted Article XIV to the Missouri Constitution concerning and dealing with the right to access medical marijuana to patients with serious illnesses and medical conditions, effective December 6, 2018; and

WHEREAS, the State of Missouri pursuant to Article XIV of the Missouri Constitution authorized the passage, by local ordinance, of provisions relating to medical marijuana not inconsistent with the State Constitution concerning medical marijuana businesses and personal consumption; and,

WHEREAS, the Board of Aldermen of the City of Herculaneum, Missouri, deems it to be in the best interest of the City of Herculaneum, Missouri to add new ordinances and modify its existing ordinances in a fashion not inconsistent with the recently enacted Constitutional amendment by the State of Missouri, referenced above.

NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED BY THE BOARD OF ALDERMEN OF THE CITY OF HERCULANEUM, MISSOURI, AS FOLLOWS:

SECTION 1. Chapter 205 entitled "Regulations of Conduct" is hereby amended to add Sections 205.430 "Medical Marijuana" to read as follows:

Section 205.430 Medical Marijuana

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A. Definitions: For the purpose of this Chapter, the following words and phrases shall have the meanings respectively ascribed to them by this Section:

ADMINISTER: the direct application of marijuana to a qualifying patient by way of any of the following methods:

- a. Ingestion of capsules, teas, oils, and other marijuana-infused products;
- b. Vaporization or smoking of dried flowers, buds, plant material, extracts, or oils;
- c. Application of ointments or balms;
- d. Transdermal patches and suppositories;
- e. Consuming marijuana-infused food products; or
- f. Any other method recommended by a qualifying patient's physician.

ENTITY: a natural person, corporation, professional corporation, nonprofit corporation, cooperative corporation, unincorporated association, business trust, limited liability company, general or limited partnership, limited liability partnership, joint venture, or any other legal entity.

FLOWERING PLANT: a marijuana plant from the time it exhibits the first signs of sexual maturity through harvest.

MARIJUANA or MARIHUANA: *Cannabis indica*, *Cannabis sativa*, and *Cannabis ruderalis*, hybrids of such species, and any other strains commonly understood within the scientific community to constitute marijuana, as well as resin extracted from the plant and marijuana-infused products. "Marijuana" or "marihuana" do not include industrial hemp containing a cropwide average tetrahydrocannabinol concentration that does not exceed three-tenths of one percent on a dry weight basis, or commodities or products manufactured from industrial hemp.

MARIJUANA-INFUSED PRODUCTS: products that are infused with marijuana or an extract thereof and are intended for use or consumption other than by smoking, including, but not limited to, edible products, ointments, tinctures and concentrates.

MEDICAL MARIJUANA FACILITY: one or more of the following, as defined in Chapter 628:

- a. Medical marijuana cultivation facility;
- b. Medical marijuana testing facility;
- c. Medical marijuana-infused manufacturing facility;
- d. Medical marijuana post-extraction facility; or
- e. Medical marijuana dispensary facility.

COPY

PRIMARY CAREGIVER: an individual twenty-one (21) years of age or older who has significant responsibility for managing the well-being of a qualifying patient and who is designated as such on the primary caregiver's application for an identification card under this section or in other written notification to the Missouri Department of Health and Senior Services.

QUALIFYING PATIENT: a Missouri resident diagnosed with at least one qualifying medical condition.

B. Transportation And Possession.

1. No person shall Administer, or be Administered, a Marijuana or Marijuana-Infused Product in public, which shall include a Medical Marijuana Facility, unless provided by law.

2. No person shall possess Marijuana or Marijuana-Infused Products within the City, except:

a. A Qualified Patient for the patient's own personal use, in an amount less than the limits of Article XIV of the Missouri Constitution, Chapter 95 of Title 19, Division 30 of the Missouri Code of State Regulations, and as provided for in this Section, provided that the Qualified Patient produces on demand a valid qualifying patient identification card or a valid physician certification while making application for an identification card.

Production of the respective equivalent identification card or authorization issued by another state or political subdivision of another state shall also meet the requirements of this subdivision; or

b. A Primary Caregiver of a Qualified Patient(s), but only when:

- (1) transporting the Medical Marijuana or Marijuana-Infused Products to a Qualified Patient or when accompanying a Qualified Patient(s);
- (2) in an amount less than the limits of Article XIV of the Missouri Constitution, Chapter 95 of Title 19, Division 30 of the Missouri Code of State Regulations, and as provided for in this Chapter; and
- (3) provided that the Primary Caregiver and/or Qualified Patient produces on demand a valid identification card; or

c. An owner or employee of a Medical Marijuana Facility within the enclosed building licensed as a Medical Marijuana Facility, or when delivering directly to a Qualified Patient's or Qualified Caretaker's residence or another Medical Marijuana Facility.

3. No person shall extract resins from marijuana using dangerous materials or combustible gases without a medical marijuana-infused products manufacturing facility license.

COPY

C. Purchase or Possession by Non-Emancipated Minors.

1. It shall be unlawful for any Qualifying Patient under the age of eighteen (18) years that is not emancipated to purchase or attempt to purchase or possess or attempt to possess Medical Marijuana without a parent or guardian present to supervise the Administration of Medical Marijuana to the non-emancipated Qualifying Patient under the age of eighteen (18).

D. Cultivation Not By Medical Marijuana Facility.

1. Except as otherwise set out by law, no Qualifying Patient or his/her Primary Caregiver may cultivate more than six (6) flowering marijuana plants, which may only be for the exclusive use of that Qualifying Patient. The Qualified Patient or his/her Primary Caregiver shall provide on demand a valid identification card for cultivation.

2. All Qualifying Patient cultivation shall take place in an enclosed, locked facility that is equipped with security devices that permit access only by the Qualifying Patient or by such patient's Primary Caregiver. Two Qualifying Patients, who both hold valid qualifying patient cultivation identification cards, may share one enclosed, locked facility. No more than twelve (12) Qualifying Patient or Primary Caregiver cultivated flowering marijuana plants may be cultivated in a single, enclosed locked facility, except when a

Primary Caregiver also holds a Qualifying Patient cultivation identification card, in which case no more than eighteen (18) flowering marijuana plants may be cultivated in a single, enclosed, locked facility. All cultivated flowering marijuana plants in the possession of a Qualifying Patient or Primary Caregiver shall be clearly labeled with the Qualifying Patient's name.

E. Disposal Of Medical Marijuana.

No Qualifying Patient or his/her Primary Caregiver shall dispose of Marijuana or Marijuana-Infused Products in an unsecured waste receptacle not in possession and control of the Qualifying Patient or his/her Primary Caregiver and designed to prohibit unauthorized access.

SECTION 2. If any of the provisions of this ordinance or the application thereof to anyone or any circumstances is held in valid, the remainder of this ordinance and the application of such provisions to others or other circumstances shall not be affected thereby.

SECTION 3. This ordinances shall be codified.

SECTION 4. This ordinance shall be in full force and effect from and after the date of its passage.

READ (IN FULL TWO TIMES) (BY TITLE TWO TIMES, COPIES OF THE PROPOSED ORDINANCE HAVING BEEN MADE AVAILABLE FOR PUBLIC INSPECTION AT THE PLACE OF THE MEETING PRIOR TO THE TIME THE BILL WAS UNDER CONSIDERATION BY THE BOARD OF ALDERMAN) AND PASSED BY THE BOARD OF ALDERMAN OF THE CITY OF HERCULANEUM, MISSOURI, THIS ____ DAY OF _____, 2019.

WILLIAM C. HAGGARD, Mayor
City of Herculaneum

ATTEST:

STEPHANIE NOCE, City Clerk

COPY

BILL NO. _____

ORDINANCE NO. _____

**AN ORDINANCE TO AMEND SECTION 340.190 DRIVING WHILE IN AN
INTOXICATED CONDITION AND SECTION 340.193 CONSUMPTION OF ALCOHOLIC
BEVERAGE WHILE OPERATING MOTOR VEHICLE PROHIBITED TO INCLUDE
MEDICAL MARIJUANA TO THE CODE OF ORDINANCES
OF THE CITY OF HERCULANEUM, MISSOURI
AND ENTERING AN EFFECTIVE DATE THEREFORE**

WHEREAS, the State of Missouri has enacted Article XIV to the Missouri Constitution concerning and dealing with the right to access medical marijuana to patients with serious illnesses and medical conditions, effective December 6, 2018; and

WHEREAS, the State of Missouri pursuant to Article XIV of the Missouri Constitution authorized the passage, by local ordinance, of provisions relating to medical marijuana not inconsistent with the State Constitution concerning medical marijuana businesses and personal consumption; and,

WHEREAS, the Board of Aldermen of the City of Herculanum, Missouri, deems it to be in the best interest of the City of Herculanum, Missouri to add new ordinances and modify its existing ordinances in a fashion not inconsistent with the recently enacted Constitutional amendment by the State of Missouri, referenced above.

NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED BY THE BOARD OF ALDERMEN OF THE CITY OF HERCULANEUM, MISSOURI, AS FOLLOWS:

SECTION 1. Section 340.190 entitled "Driving While In An Intoxicated Condition" is hereby amended to include medical marijuana to read as follows:

Section 340.190 Driving While In An Intoxicated Condition

A. A person commits the offense of driving while intoxicated if he or she operates a vehicle while in an intoxicated condition.

B. The term "operate" means physically driving or operating a motor vehicle.

C. Medical Marijuana means *Cannabis indica*, *Cannabis sativa*, and *Cannabis ruderalis*, hybrids of such species, and any other strains commonly understood within the scientific community to constitute marijuana, as well as resin extracted from the plant and marijuana-infused products. Medical Marijuana also includes Marijuana Infused-Products, which are products that are infused with marijuana or an extract thereof and are intended for use or consumption other than by smoking, including, but not limited to, edible products, ointments, tinctures and concentrates. "Marijuana" or "marihuana" do not include industrial hemp containing a cropwide average tetrahydrocannabinol concentration that does not exceed three-tenths of one percent on a dry weight basis, or commodities or products manufactured from industrial hemp.

COPY

D. A person is "intoxicated" or in an "intoxicated condition" when a person is under the influence of alcohol, a controlled substance, or drug, or any combination thereof, including medical marijuana.

E. Any case involving a person that has been convicted, found guilty, or pled guilty to two (2) or more previous intoxication-related traffic offenses as defined in Section 577.023, RSMo., or has had two (2) or more previous alcohol-related enforcement contacts as defined in Section 302.525, RSMo., shall be referred to the Circuit Court of Jefferson County in accordance with Section 479.170, RSMo.

F. Upon conviction, any person violating the terms of this Section shall be punished by a fine not more than five hundred dollars (\$500.00) or by imprisonment for a term not to exceed ninety (90) days or by both such fine and imprisonment. A person found guilty of the offense of driving while intoxicated as a first offense shall not be granted a suspended imposition of sentence unless such person shall be placed on probation for a minimum of two (2) years.

SECTION 2. Section 340.193 entitled "Consumption of Alcoholic Beverage While Operating Motor Vehicle Prohibited" is hereby amended to include medical marijuana to read as follows:

**Section 340.193 Consumption of Alcoholic Beverage or Medical Marijuana
While Operating Motor Vehicle Prohibited**

No person shall consume any alcoholic beverage or Medical Marijuana, as defined in this Chapter, while operating a motor vehicle within the City of Herculaneum.

SECTION 3. If any of the provisions of this ordinance or the application thereof to anyone or any circumstances is held in valid, the remainder of this ordinance and the application of such provisions to others or other circumstances shall not be affected thereby.

SECTION 4. This ordinances shall be codified.

SECTION 5. This ordinance shall be in full force and effect from and after the date of its passage.

READ (IN FULL TWO TIMES) (BY TITLE TWO TIMES, COPIES OF THE PROPOSED ORDINANCE HAVING BEEN MADE AVAILABLE FOR PUBLIC INSPECTION AT THE PLACE OF THE MEETING PRIOR TO THE TIME THE BILL WAS UNDER CONSIDERATION BY THE BOARD OF ALDERMAN) AND PASSED BY THE BOARD OF ALDERMAN OF THE CITY OF HERCULANEUM, MISSOURI, THIS ____ DAY OF _____, 2019.

WILLIAM C. HAGGARD, Mayor
City of Herculaneum

ATTEST:

STEPHANIE NOCE, City Clerk

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE TO AMEND SECTION 410.110.A.1. "C-1" COMMUNITY COMMERCIAL DISTRICT PERMITTED PRIMARY USES AND SECTION 410.115.A.1. "C-2" GENERAL COMMERCIAL DISTRICT PERMITTED PRIMARY USES TO ALLOW FOR MEDICAL MARIJUANA FACILITIES AND ENTERING AN EFFECTIVE DATE THEREFORE

WHEREAS, the State of Missouri has enacted Article XIV to the Missouri Constitution concerning and dealing with the right to access medical marijuana to patients with serious illnesses and medical conditions, effective December 6, 2018; and

WHEREAS, the State of Missouri pursuant to Article XIV of the Missouri Constitution authorized the passage, by local ordinance, of provisions relating to medical marijuana not inconsistent with the State Constitution concerning medical marijuana businesses and personal consumption; and,

WHEREAS, the Board of Aldermen of the City of Herculaneum, Missouri, deems it to be in the best interest of the City of Herculaneum, Missouri to add new ordinances and modify its existing ordinances in a fashion not inconsistent with the recently enacted Constitutional amendment by the State of Missouri, referenced above.

NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED BY THE BOARD OF ALDERMEN OF THE CITY OF HERCULANEUM, MISSOURI, AS FOLLOWS:

SECTION 1. Section 410.110 entitled "'C-1' Community Commercial District" is hereby amended to read as follows:

Section 410.110 "C-1" Community Commercial District

A. Permitted Primary Uses.

1. Retail business establishments limited to the following:

a. Hardware, paint, glass and wallpaper stores.

...

u. Medical Marijuana Dispensary, as defined in Chapter 628.

...

Section 410.115 "C-2" General Commercial District

A. Permitted Primary Uses.

1. All uses permitted within the "C-1" Community Commercial District.

2. Retail business establishments limited to the following:

a. Lumber and building supply centers.

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b. Motels-hotels.

c. Medical Marijuana Facilities, as defined in Chapter 628.

...

SECTION 2. If any of the provisions of this ordinance or the application thereof to anyone or any circumstances is held in valid, the remainder of this ordinance and the application of such provisions to others or other circumstances shall not be affected thereby.

SECTION 3. This ordinances shall be codified.

SECTION 4. This ordinance shall be in full force and effect from and after the date of its passage.

READ (IN FULL TWO TIMES) (BY TITLE TWO TIMES, COPIES OF THE PROPOSED ORDINANCE HAVING BEEN MADE AVAILABLE FOR PUBLIC INSPECTION AT THE PLACE OF THE MEETING PRIOR TO THE TIME THE BILL WAS UNDER CONSIDERATION BY THE BOARD OF ALDERMAN) AND PASSED BY THE BOARD OF ALDERMAN OF THE CITY OF HERCULANEUM, MISSOURI, THIS _____ DAY OF _____, 2019.

WILLIAM C. HAGGARD, Mayor
City of Herculaneum

ATTEST:

STEPHANIE NOCE, City Clerk

COPY

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ARNOLD, MISSOURI,
AMENDING CHAPTER 405 OF THE ARNOLD CODE OF ORDINANCES
(MARIJUANA RELATED USES AND TOBACCO, NICOTINE, AND OTHER
LEGAL SUBSTANCE ESTABLISHMENTS)**

WHEREAS, an amendment to Missouri's constitution was approved by voters on November 6, 2018 allowing access to Medical Marijuana in Missouri; and

WHEREAS, the Federal Controlled Substance Act, 21 U.S.C. 801 et seq., the use, possession and cultivation of marijuana are unlawful and subject to federal prosecution without regard to a claimed medical need; and

WHEREAS, the United States Department of Justice issued a Memorandum entitled "Guidance for Marijuana Enforcement" on August 29, 2013. The memorandum established eight guidelines for states regarding the federal priorities in determining whether federal enforcement should commence against those engaged in specific activities related to marijuana cultivation and distribution. This ordinance places the highest priority on meeting these guidelines, particularly those related to public safety and health, restrictions on availability to minors, and prevention of illegal trafficking and profiteering; and

WHEREAS, Marijuana plants, as they begin to flower and for a period of two months or more during the growing season, produce an extremely strong odor that is detectable far beyond property boundaries and that can adversely impact the peace and enjoyment of nearby properties; and

WHEREAS, the City Council of the City of Arnold desires to amend Chapter 405 of the Arnold Code of Ordinances; and

WHEREAS, the proper public hearings have been held, pursuant to City Ordinance and the laws of the state of Missouri; and

WHEREAS, the Planning Commission has submitted its report and recommendation to the City Council on the proposed amendments to Chapter 405 of the Arnold Code of Ordinances; and

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ARNOLD, MISSOURI, AS FOLLOWS:

SECTION 1. Section 405.060 of the Arnold Code of Ordinances is hereby amended to add the following definitions:

"MARIJUANA OR MARIHUANA

Means Cannabis indica, Cannabis sativa, and Cannabis ruderalis, hybrids of such species, and any other strains commonly understood within the scientific community to constitute marijuana, as well as seed thereof and resin extracted from the plant and marijuana-infused products. Marijuana does not include industrial hemp containing a crop-wide average tetrahydrocannabinol concentration that does not exceed three-tenths of one percent on a dry weight basis, or commodities or products manufactured from industrial hemp.

MARIJUANA-INFUSED PRODUCTS

Any product that is infused with marijuana or an extract thereof and is intended for use or consumption other than by smoking, including, but not limited to, edible products, ointments, tinctures and concentrates.

MEDICAL MARIJUANA CULTIVATION FACILITY

Any facility licensed by the State of Missouri to acquire, cultivate, process, store, transport, and sell marijuana to a Medical Dispensary Facility, Medical Marijuana Testing Facility, or to a Medical Marijuana-Infused Products Manufacturing Facility.

MEDICAL MARIJUANA CULTIVATION FACILITY, INDOOR

Any medical marijuana cultivation facility, as defined herein, where the cultivation of marijuana occurs within an enclosed structure.

MEDICAL MARIJUANA CULTIVATION FACILITY, OUTDOOR

Any medical marijuana cultivation facility, as defined herein, where the cultivation of marijuana occurs outside of an enclosed structure.

MEDICAL MARIJUANA DISPENSARY FACILITY

Means a facility licensed by the State of Missouri to acquire, store, sell, transport, and deliver marijuana, marijuana-infused products and drug paraphernalia used to administer marijuana as provided for in this section to a qualifying patient, a primary caregiver, another Medical Marijuana Dispensary Facility, a Medical Marijuana Testing Facility, or a Medical Marijuana-Infused Projects Manufacturing Facility.

MEDICAL MARIJUANA-INFUSED PRODUCTS MANUFACTURING FACILITY

Means a facility licensed by the State of Missouri, to acquire, store, manufacture, transport, and sell marijuana-infused products to a Medical Marijuana Dispensary Facility, a Medical Marijuana Test Facility, or to another Medical Marijuana-Infused Projects Manufacturing Facility.

MEDICAL MARIJUANA TESTING FACILITY

Means a facility certified by the State of Missouri, to acquire, test, certify, and transport marijuana.

MEDICAL MARIJUANA-RELATED ENTITIES

Any establishment operating or transacting business as a medical marijuana dispensary facility, medical marijuana cultivation facility, medical marijuana-infused product manufacturing facility, medical marijuana testing facility, or other medical marijuana-related entity.

TOBACCO, NICOTINE, AND OTHER LEGAL SUBSTANCE ESTABLISHMENT

A specialty retail establishment that has, as a substantial or significant portion of its stock in trade, smoking- and/or vapor inhalation-related accessories, such as pipes, pipe cleaners, lighters, butane, flints, cigar nippers, electronic/vapor substance inhalation products, commonly known as "electronic cigarettes," "e-cigarettes," "e-cigars," "e-cigarillos," "e-pipes," "e-hookahs," "electronic nicotine delivery systems," and other similar devices, as well as such cartridges, substances and additives used to experience the sensation of smoking vapors, tobacco and non-tobacco substances, exclusive of items identified as controlled substances or drug paraphernalia in Chapter 215, Article XI of the Municipal Code. Lounges or public rooms where customers or members of the public may inhale vapor, smoke, or otherwise consume such products as identified herein, may only be as allowed when specifically authorized in an approved Conditional Use Permit."

SECTION 2. Section 405.310.A.2. of the Arnold Code of Ordinances is hereby amended to add the following:

"j. Tobacco, Nicotine, and Other Legal Substance Establishment (*See Section 405.380*)."

SECTION 3. Section 405.320.A.2. of the Arnold Code of Ordinances is hereby amended to add the following:

"aa. Tobacco, Nicotine, and Other Legal Substance Establishment (*See Section 405.380*)."

SECTION 4. Section 405.330.A.2. of the Arnold Code of Ordinances is hereby amended to add the following:

"w. Tobacco, Nicotine, and Other Legal Substance Establishment (*See Section 405.380*)."

SECTION 5. Section 405.330.A.2. of the Arnold Code of Ordinances is hereby amended to add the following:

"aa. Medical Marijuana Dispensary Facilities (*See Section 405.380*)."

SECTION 6. Section 405.340.B. of the Arnold Code of Ordinances is hereby deleted in its entirety and substituting in lieu the following:

"B. *Permitted Land Uses and Developments.*

1. In a planned commercial district, the uses permitted shall only be:
 - a. Those designated as a permitted use in any of the "C" Commercial Districts; and
 - b. Those designated as conditional use in any of the "C" Commercial Districts subject to procedures contained in Section 405.870,

Conditional Use Permits, of the Zoning Ordinance.

2. The specific ordinance authorizing the establishment of a particular planned commercial district related to a specific tract of land may further limit the uses permitted on the tract.”

SECTION 7. Section 405.350.A.1. of the Arnold Code of Ordinances is hereby amended to add the following:

“o. Medical Marijuana Entities, except dispensaries (*See Section 405.380*)”

SECTION 8. Section 405.360.B. of the Arnold Code of Ordinances is hereby amended to add the following:

“13. Medical Marijuana Entities, except dispensaries (*See Section 405.380*)”

SECTION 9. Section 405.370.B. of the Arnold Code of Ordinances is hereby deleted in its entirety and substituting in lieu the following:

“B. *Permitted Land Uses and Developments.*

1. In a planned industrial district, the uses permitted shall only be:
 - a. Those designated as a permitted use in any of the "M" Industrial Districts or "C" Commercial Districts as may be specifically related to a particular industrial activity or complex; and
 - b. Those designated as conditional use in any of the "M" Industrial Districts or "C" Commercial Districts as may be specifically related to a particular industrial activity or complex subject to procedures contained in Section 405.870, Conditional Use Permits, of the Zoning Ordinance.
2. The specific ordinance authorizing the establishment of a particular planned industrial district related to a specific tract of land may further limit the uses permitted on the tract.”

SECTION 10. Section 405.380, *Use Standards*, is hereby amended to add the following:

“B. Tobacco, Nicotine, and Other Legal Substance Establishment. Tobacco, nicotine, and other legal substance establishments, as defined in section 405.060, shall meet the following standards in addition to all other zoning requirements in order to operate within the City of Arnold:

1. No tobacco, nicotine, and other legal substance establishment shall be located on a parcel, which is within one thousand (1,000) feet of another tobacco, nicotine, and other legal substance establishment is located, including such establishments located outside of the City limits.

Such distances referred to above shall be measured by the methodology established by the Missouri Department of Health and Senior Services Division of Regulation and Licensure for medical marijuana-related entities and protected uses. For the purposes of this measurement, tobacco, nicotine, and other legal substance establishments shall be subject to the proximity criteria for medical marijuana-related entities.

2. No tobacco, nicotine, and other legal substance establishment shall be operated or maintained within two hundred fifty (250) feet of primary or secondary schools, residentially zoned districts or any public park.

Such distances referred to above shall be measured by the methodology established by the Missouri Department of Health and Senior Services Division of Regulation and Licensure for medical marijuana-related entities and protected uses. For the purposes of this measurement, tobacco, nicotine, and other legal substance establishments shall be subject to the proximity criteria for medical marijuana-related entities.

- C. Medical Marijuana-Related Entities. Medical marijuana-related entities, as defined in section 405.060, shall meet the following standards in addition to all other zoning requirements in order to operate within the City of Arnold:

1. No medical marijuana dispensary facility may be located within one thousand (1,000) feet of another medical marijuana dispensary facility except when such other facility is a federally licensed pharmacy. The distance between any two (2) medical marijuana dispensary facilities shall be measured by the methodology established by the methodology established by the Missouri Department of Health and Senior Services Division of Regulation and Licensure.
2. No person shall cause or permit the establishment of a medical marijuana dispensary facility where such facility is within one thousand (1,000) feet of a parcel of land which is used primarily for any of the following protected uses:
 - a. Churches, synagogues, mosques, temples, and other houses of worship, and related activities;
 - b. Primary or secondary schools; and
 - c. Day care facilities.

Such distances referred to above shall be measured by the methodology established by the Missouri Department of Health and Senior Services Division of Regulation and Licensure.

3. No person shall cause or permit the establishment of a medical marijuana dispensary facility where such facility is within one thousand (1,000) feet of an alcohol or drug abuse facility as defined by the State of Missouri Chapter 631, RSMo.

Such distances referred to above shall be measured by the methodology established by the Missouri Department of Health and Senior Services Division of Regulation and Licensure for medical marijuana-related entities and protected uses. For the purposes of this measurement, alcohol or drug abuse facilities shall be subject to the proximity criteria for churches, primary or secondary schools; and day care facilities.

4. No person shall cause or permit the establishment of an outdoor medical marijuana cultivation facility where such facility is within two hundred fifty (250) feet of a parcel of land which is used primarily for any of the following protected uses:
 - a. Churches, synagogues, mosques, temples, and other houses of worship, and related activities;
 - b. Primary or secondary schools; and
 - c. Day care facilities.

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Such distances referred to above shall be measured by the methodology established by the Missouri Department of Health and Senior Services Division of Regulation and Licensure.

5. Medical Marijuana Dispensary Facilities shall provide parking spaces in an amount not below 15 per 1,000 square feet gross floor area plus one additional space for each employee on the maximum shift and one space for each vehicle utilized in the day-to-day operation of the business.
6. Nuisances. No medical marijuana-related entities, as defined in Section 405.060, shall emit an odor or in any way cause a public nuisance per Chapter 220 of this Code. Appropriate ventilation systems to prevent any odor of marijuana or fumes from leaving the premises or other changes to the facilities can be required if a public nuisance violation occurs."

SECTION 11.

If any part of this Ordinance is found to be unconstitutional, invalid or unenforceable by a court of competent jurisdiction, such invalidity shall not affect the validity or effectiveness of the remaining provisions of this Ordinance or any part thereof and said Ordinance shall be read as if said invalid provision was struck therefrom and the context thereof changed accordingly with the remainder of the Ordinance to be and remain in full force and effect.

SECTION 12. All ordinances, resolutions or orders, or parts thereof, which conflict with the provisions of this Ordinance, are, to the extent of such conflict, hereby repealed.

SECTION 13. This ordinance shall be in full force and effect from and after its passage and approval.

[Signatures on following page]

READ TWO TIMES, PASSED AND APPROVED ON THIS 18th DAY OF ~~JUNE~~ ^{JULY} 2019.

Open Counts
Presiding Officer of the Council

Open Counts
Mayor Ron Counts

ATTEST:

Tammi Casey
City Clerk Tammi Casey

First Reading: 7/18/19
Second Reading: 7/18/19

APPROVED AS TO FORM:

[Signature]
City Attorney Robert Sweeney



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