

Our Vision - The City of Weldon Spring fosters a premier Community that is a safe place to live and enjoy life.



**CITY OF WELDON SPRING
BOARD OF ALDERMEN WORK SESSION
ON THURSDAY, OCTOBER 12, 2023, AT 6:45 P.M.
WELDON SPRING CITY HALL
5401 INDEPENDENCE ROAD
WELDON SPRING, MISSOURI 63304**

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

A NOTICE IS HEREBY GIVEN that the Board of Aldermen Work Session will be in person at 5401 Independence Road Weldon Spring, Missouri, 63304. Also, the public can attend virtually by video-conference and/or audio-conference call, you may attend the meeting on a desktop, laptop, mobile device, or telephone by following the highlighted instructions below.

Link to join Zoom Video-Conference Meeting:

<https://us02web.zoom.us/j/8163394872?pwd=aUdVRUtdRUdBTVFXUJUMEtHbm5DZz09>

Meeting ID: 816 339 4872

Password: WS.BOA

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

Meeting ID: 816 339 4872

Password: 886581

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Our Mission - The City of Weldon Spring will provide premier public services to the Community with integrity, transparency, and fiscal responsibility.

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******WORK SESSION AGENDA 10/12/23 at 6:30 PM******

1. CALL TO ORDER

2. NEW DISCUSSION

A. "Back" Wolfrum Road Engineer Services (Safety Analysis)

3. OTHER DISCUSSION

4. ADJOURN WORK SESSION

***** No votes are to be taken at a Work Session.**



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**CITY OF WELDON SPRING
BOARD OF ALDERMEN REGULAR MEETING
ON THURSDAY, OCTOBER 12, 2023, AT 7:30 P.M.
WELDON SPRING CITY HALL
5401 INDEPENDENCE ROAD
WELDON SPRING, MISSOURI 63304**

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

A NOTICE IS HEREBY GIVEN that the Regular Board of Aldermen Meeting will be in person at 5401 Independence Road Weldon Spring, Missouri, 63304. Also, the public can attend virtually by video-conference and/or audio-conference call, you may attend the meeting on a desktop, laptop, mobile device, or telephone by following the highlighted instructions below.

Link to join Zoom Video-Conference Meeting:

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*****BOARD OF ALDERMEN REGULAR AGENDA – 10/12/23 at 7:30 PM*****

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL and DETERMINATION OF A QUORUM**
- 4. CITIZENS COMMENTS`**
- 5. APPROVAL OF MINUTES**
 - A. September 28, 2023 – Regular Board Meeting Minutes
- 6. CITY TREASURER’S PACKET**
 - A. Paid Bills (September 22, 2023 – October 5, 2023)
 - B. Credit Card Bill (August 2023)
- 7. UNFINISHED BUSINESS**
- 8. NEW BUSINESS**
 - A. Review updates to the Employee Policy Manual: Appendixes A, B, & C – **City Administrator**
 - B. “Back” Wolfrum Road Traffic Engineer Services Proposal – **City Administrator**
 - C. An Ordinance Enacting a New Section (210.435) of the Municipal Code for the City of Weldon Spring, Missouri to Address Interference with the Performance of Duties of City Officials and City Employees – **Alderman Yeager**
 - D. A Resolution of the City of Weldon Spring, Missouri, Calling on the Missouri Legislature to Consider Classifying Video Service Provides as Utility Service Entities Within the Confines of the Missouri Public Service Commission’s Jurisdiction – **Alderman Conley**
- 9. REPORTS & COMMITTEES**
 - A. Public Safety Report – **SCCPD Representative**
 - B. Parks & Recreation Advisory Committee (PRAC) Report – **Alderman Martiszus**
 - C. Finance Committee Report – **Alderman Clutter**
 - D. City Administrator Report – **City Administrator**

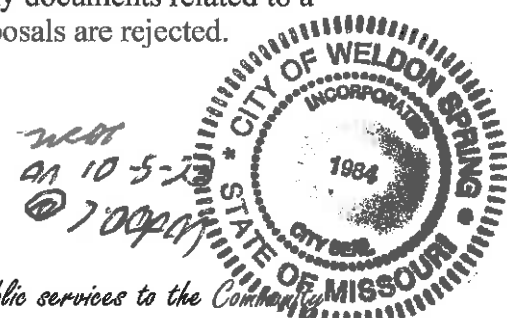
10. RECEIPTS & COMMUNICATIONS

11. CLOSED SESSION

In Accordance with **RSMo Section 610.021**, the Board of Aldermen will go into Closed Session during this meeting for the purpose of discussing Paragraph (1) - legal actions, cause of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body and its representatives and its attorneys and Paragraph (12) – sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected.

12. ADJOURNMENT

Our Mission - The City of Weldon Spring will provide premier public services to the Community with integrity, transparency, and fiscal responsibility.



CITY OF WELDON SPRING
REGULAR MEETING OF THE BOARD OF ALDERMEN
SEPTEMBER 28, 2023

CALL TO ORDER: The Weldon Spring Board of Aldermen met for their regular meeting at Weldon Spring City Hall, 5401 Independence Road on Thursday, September 28, 2023, at 7:30 PM with Mayor Donald Licklider presiding.

PLEDGE OF ALLEGIANCE: Mayor Licklider asked everyone in attendance to stand and join in reciting the Pledge of Allegiance.

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

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

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

Also, present were Mayor Licklider, City Administrator Michael Padella, and City Clerk Bill Hanks

PUBLIC COMMENTS: There were no public comments at this time

MINUTES

September 14, 2023 – Regular Board Meeting Minutes: Alderman Baker moved to approve the minutes from the September 14, 2023, regular meeting, as written. The motion was seconded by Alderman Kolb. **Motion carried** with 4 ayes. Alderman Martiszus abstained from voting.

TREASURER’S REPORT

Alderman Baker made a motion to accept the Treasurer’s packet of paid bills from September 8, 2023, to September 21, 2023, and the July 2023 Credit Card Bill. The motion was seconded by Alderman Kolb. **Motion carried** with 5 ayes.

UNFINISHED BUSINESS:

There was no unfinished business at this time.

NEW BUSINESS:

Bill #1207 - An Ordinance Establishing the Procedure, Requirements, and Time Period for the Office of Alderman for the City of Weldon Spring, Missouri in the

April 2nd, 2024, Municipal Election: Alderman Conley moved to introduce Bill #1207 for its first reading by title only. Alderman Kolb seconded the motion and the **motion carried**.

Alderman Conley made a motion to approve Bill #1207 for its second and final reading by title only. Alderman Kolb seconded the motion.

On a roll call vote, the Bill #1207 was placed as Ordinance 23-16 as followed:

AYES: 5 – Baker, Conley, Kolb, Martiszus, and Yeager

NOES: 0

ABSENT: 1 – Clutter

Naming of the Pocket Park at 375 Siedentop Road (PRAC Committee

Recommendation: Alderman Baker made a motion to accept Parks & Recreation Advisory Committee’s (PRAC) recommendation and formally name the pocket park, at 375 Siedentop Road, as Crooked Creek Park. The motion was seconded by Alderman Martiszus. **Motion carried** with 5 ayes.

REPORTS AND COMMITTEES:

City Administrator Report: The City Administrator Report was submitted to the Board prior to the meeting.

There was a brief discussion about the data storage from the newly installed safety camera, safety improvements study on “back” Wolfrum Road, and the Facility Conditions & Needs Assessment (FCNA) study.

CLOSED SESSION:

Alderman Yeager made a motion to go into closed session according to Missouri State Statute 610.021 paragraph (1) – legal actions, cause of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body and its representatives and its attorneys; and Paragraph (12) – sealed bids and related documents, until the bids are opened; and sealed proposals and related documents or any documents related to a negotiated contract until a contract is executed, or all proposals are rejected at 7:53 PM. The motion was seconded by Alderman Martiszus and the **motion carried** on a roll call vote:

AYES: 5 – Baker, Conley, Kolb, Martiszus, and Yeager

NOES: 0

ABSENT: 1 – Clutter

Alderman Martiszus made a motion to go into open session at 8:13 PM. The motion was seconded by Alderman Yeager and the **motion carried** on a roll call vote:

AYES: 5 – Baker, Conley, Kolb, Martiszus, and Yeager

NOES: 0

ABSENT: 1 – Clutter

ADJOURNMENT:

Alderman Kolb moved to adjourn the meeting at 8:14 PM, seconded by Alderman Martiszus. **Motion carried** with 5 ayes.

Respectfully submitted,

William C. Hanks, City Clerk

**PAID BILLS TO BE APPROVED
SEPTEMBER 22, 2023 -- OCTOBER 5, 2023**

CHECKS ARE DATED 9/21/2023 THRU 9/29/2023

EXCEPT FOR THE ITEMS NOTED, THE ATTACHED LIST IS APPROVED BY THE BOARD OF ALDERMAN FOR PAYMENT. APPROVED THIS
12TH DAY OF OCTOBER 2023 _____ MAYOR

9/19/2023 THRU 10/5/2023

ACCOUNTS PAYABLE - CLAIMS REPORT

VENDOR	REFERENCE	GL ACCT NO	AMOUNT	CHECK #	CHECK DATE
AMERICAN SOLUTION FOR BUSINESS	MO UNIFORM CITATIONS - 750 CT	10-16-5243	\$ 262.50	10230272	9/29/2023
AZAR PRINTING INC	PRINTING - NEWSLETTER	10-10-5211	\$ 1,112.36	10230277	9/29/2023
BOMBHELL CONSTRUCTION	WS CITY PARK	20-13-5314	\$ 105,868.30	10230285	9/29/2023
BOMBHELL CONSTRUCTION	SIEDENTOP PARK	20-21-5150	\$ 102,554.58	10230285	9/29/2023
COCHRAN	WOLFRUM TRAIL EXTENSION	20-20-5314	\$ 603.75	9742	9/29/2023
COCHRAN	WOLFRUM TRAIL EXTENSION	20-20-5314	\$ 157.50	9742	9/29/2023
CUIVRE RIVER ELECTRIC	MONTHLY ELECTRIC	20-20-5253	\$ 232.50	10230279	9/29/2023
CUIVRE RIVER ELECTRIC	MONTHLY ELECTRIC	20-20-5253	\$ 191.08	10230280	9/29/2023
CUIVRE RIVER ELECTRIC	MONTHLY ELECTRIC	20-20-5253	\$ 35.70	10230281	9/29/2023
CUIVRE RIVER ELECTRIC	MONTHLY ELECTRIC	20-20-5253	\$ 50.00	10230282	9/29/2023
DIMENSIONAL SECURITY SYSTEMS	Q2 & Q3 ALARM MONITORING	20-20-5256	\$ 96.00	16779	9/29/2023
DON LICKLIDER	MILEAGE REIMB	10-10-5202	\$ 27.51	16778	9/29/2023
DOUGLAS R SMITH	MUNI COURT PA	10-10-5304	\$ 650.00	9747	9/29/2023
FASTSIGNS	SIGNAGE CITY LIMIT SIGNS	20-20-5231	\$ 1,519.93	10230269	9/28/2023
FASTSIGNS	GOLF CART RULES	20-20-5231	\$ 619.14	10230269	9/28/2023
GENERAL CODE LLC	IMPRINTED BINDERS (5)	10-10-5212	\$ 910.00	9746	9/29/2023
MCCONNELL & ASSOCIATES	SEALCOAT PARKING LOT	20-20-5570	\$ 26,594.59	10230271	9/21/2023
METROPARK COMMUNICATIONS	TELEPHONE/INTERNET	20-20-5251	\$ 471.13	10230270	9/29/2023
MICHAEL PADELLA	MILEAGE REIMB	10-10-5202	\$ 22.27	10230284	9/29/2023
MICHAEL PADELLA	TP,BTL WATER,TRASH BAGS,	10-10-5243	\$ 130.87	10230284	9/29/2023
MICHAEL PADELLA	LIGHT FIXTURES	20-20-5241	\$ 89.97	10230284	9/29/2023
MUNIWEB	WEBSITE HOSTING	10-10-5210	\$ 180.00	10230268	9/28/2023
O'FALLON MUNICIPAL COURT	Q3 MUNI CT BANK FEES	10-10-5216	\$ 142.36	16781	9/29/2023
O'FALLON MUNICIPAL COURT	Q3 375.13 CS MUNI CT COSTS	10-16-5306	\$ 5,255.53	16781	9/29/2023
O'FALLON MUNICIPAL COURT	Q3 MUNI COURT EXPENSES	10-16-5606	\$ 9,000.00	16781	9/29/2023
REPUBLIC SERVICES	TRASH SERVICE	20-20-5254	\$ 141.27	9744	9/29/2023
ROBERT WOHLER	LEGAL FEES	10-10-5301	\$ 500.00	9745	9/29/2023
ROMTEC, INC	RESTROOM/PAVILION/AMPHITHEATER	20-13-5490	\$ 64,519.61	10230278	9/29/2023
ST CHARLES COUNTY HEALTH	MOSQUITO SPRAY - SEPT 2023	10-10-5280	\$ 40.00	9749	9/29/2023
ST CHARLES IT	IT SERVICES	10-10-5325	\$ 618.37	9748	9/29/2023
SUE STEIGER	MILEAGE REIMB AUG-SEPT 13	10-10-5202	\$ 27.51	10230274	9/29/2023
SUE STEIGER	MILEAGE REIMB SEPT 14-30	10-10-5202	\$ 15.72	10230274	9/29/2023

SUE STEIGER - PETTY CASH REIMB	SLACMA LUNCHEON JUN 23	10-10-5201	\$ 15.00	16780	9/29/2023
SUE STEIGER - PETTY CASH REIMB	ARTIFICIAL PLANTS FOR BOARD ROOM	10-10-5560	\$ 30.23	16780	9/29/2023
SUGARFIRE CATERING ST CHARLES	MAYOR & CITY ADMIN LUNCHEON	10-10-5201	\$ 640.00	16776	9/21/2023
TRUGREEN LIMITED PARTNERSHIP	LAEN SERVICE/CITY PARK	20-20-5450	\$ 1,023.46	9743	9/29/2023
VERIZON WIRELESS	MONTHLY CELL	10-02-2113	\$ 49.16	10230273	9/29/2023
VERIZON WIRELESS	MONTHLY CELL	20-20-5257	\$ 196.64	10230273	9/29/2023
WILLIAM C HANKS	MILEAGE REIMB	10-10-5202	\$ 87.12	10230275	9/29/2023
WILLIAM C HANKS	POSTAGE REIMB	10-10-5213	\$ 3.75	10230275	9/29/2023
Z. MITCHELL JORDAN	MILEAGE REIMB	10-10-5202	\$ 69.69	10230276	9/29/2023
Z. MITCHELL JORDAN	STAFF SWEATERS	10-10-5223	\$ 181.78	10230276	9/29/2023
Z. MITCHELL JORDAN	WATER/COPY PAPER/PAPER TOWELS	10-10-5243	\$ 220.60	10230276	9/29/2023
Z. MITCHELL JORDAN	EQUIPMENT STRAPS	20-20-5243	\$ 75.83	10230276	9/29/2023
Z. MITCHELL JORDAN	TREES	20-20-5550	\$ 79.96	10230276	9/29/2023
Accounts Payable Total			\$ 325,313.27		

PAID CREDIT CARD BILLS TO BE APPROVED
9/23 (August charges)

EXCEPT FOR THE ITEMS NOTED, THE ATTACHED LIST IS APPROVED BY THE BOARD OF ALDERMAN FOR PAYMENT. APPROVED THIS
12TH DAY OF OCTOBER 2023 _____, MAYOR

9/22/2023

CREDIT CARDS - CLAIMS REPORT

BANKCARD SVCS - CENTRAL BANK	VARIOUS MEMBERSHIP MTG/MEALS	10-10-5201	\$	246.64	10230283	9/22/2023
BANKCARD SVCS - CENTRAL BANK	B HANKS/MML WEBINAR	10-10-5203	\$	10.00	10230283	9/22/2023
BANKCARD SVCS - CENTRAL BANK	BUSINESS CARDS/STAFF SEND-OFF	10-10-5243	\$	208.20	10230283	9/22/2023
BANKCARD SVCS - CENTRAL BANK	OFFICE 365 ANNUAL RENEWAL	10-10-5324	\$	3,527.96	10230283	9/22/2023
BANKCARD SVCS - CENTRAL BANK	STANDING DESK MAT-ANTI-FATIGUE	10-10-5560	\$	61.47	10230283	9/22/2023
BANKCARD SVCS - CENTRAL BANK	CODE ENFORCEMENT LITERATURE	10-16-5952	\$	252.28	10230283	9/22/2023
BANKCARD SVCS - CENTRAL BANK	4 CAR WASHES/EQUIP REPAIRS	20-20-5237	\$	122.85	10230283	9/22/2023
BANKCARD SVCS - CENTRAL BANK	MISC SUPPLIES/WEED KILLER	20-20-5243	\$	497.25	10230283	9/22/2023
BANKCARD SVCS - CENTRAL BANK	BACKSTOP MATERIALS/REPAIRS	20-20-5563	\$	565.51	10230283	9/22/2023
			\$	5,492.16		



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 Licklider & Board of Aldermen

Date: 10/04/23

From: Michael Padella, City Administrator

Re: Updates to Employee Policy Manual Appendixes: A, B, and C.

CC: Bill Hanks, City Clerk

According to the City's Employee Policy Manual, there are several supplemental Appendixes which the City Administrator may update from time to time and require the review of the Mayor and Board of Aldermen. With the planned addition and creation of the new full-time position, "Parks/Public Works Specialist", now is an excellent opportunity to review and update the various Appendixes. Below is an itemized summary of each Appendix followed by a copy of the revised documents.

1. Appendix A: Supervisory Chart

- a. This document is referenced in the Employee Policy Manual under Section 100.088 "Supervisory Chart" on page 11.
- b. The purpose of this document is to provide a clear flowchart of the organizational structure including supervisory responsibilities and position backup/coverage overview details.

2. Appendix B: Wage Schedule

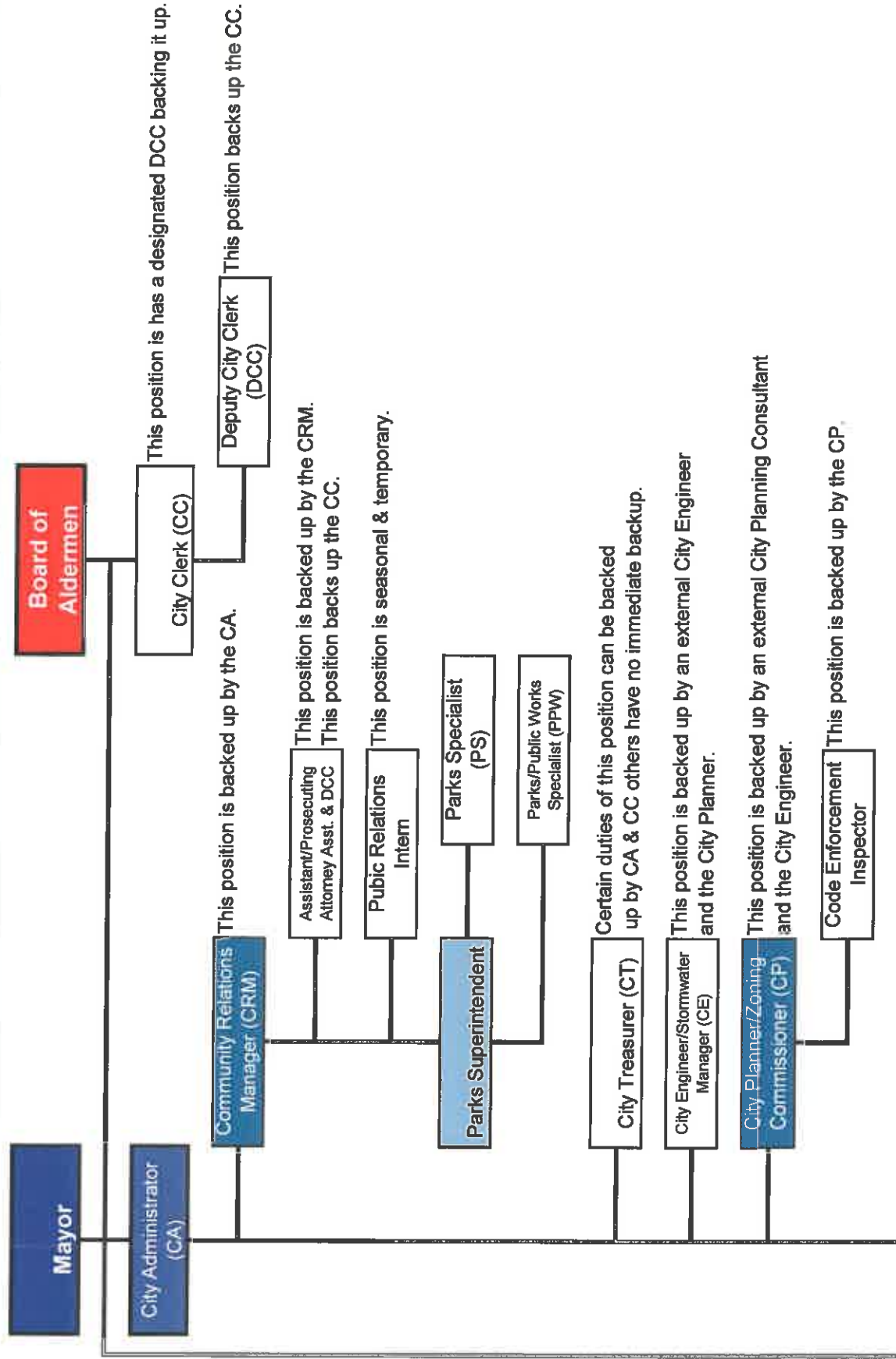
- a. This document is referenced in the Employee Policy Manual under Sections 100.105 "Budgeting for Performance Based Wage Increases" and Section 100.130 "Performance Evaluations" on pages 12-14 respectively.
- b. The purpose of this document is to list the paid employee positions, minimum and maximum rates of pay, and grade level for each position. Furthermore, it serves as a guide for supervisors when conducting annual performance evaluations and determining the amount of increased pay eligibility.

3. Appendix C: Fringe Benefit Schedule

- a. This document is referenced in the Employee Policy Manual under Section 100.500 "Health Insurance" and Section 100.510 "Dental Insurance" on pages 44-45 respectively.
- b. The purpose of this document is to establish the portion/percentage for each defined fringe benefit that the City pays versus the portion that the individual employee pays. It also details other related fringe benefits.

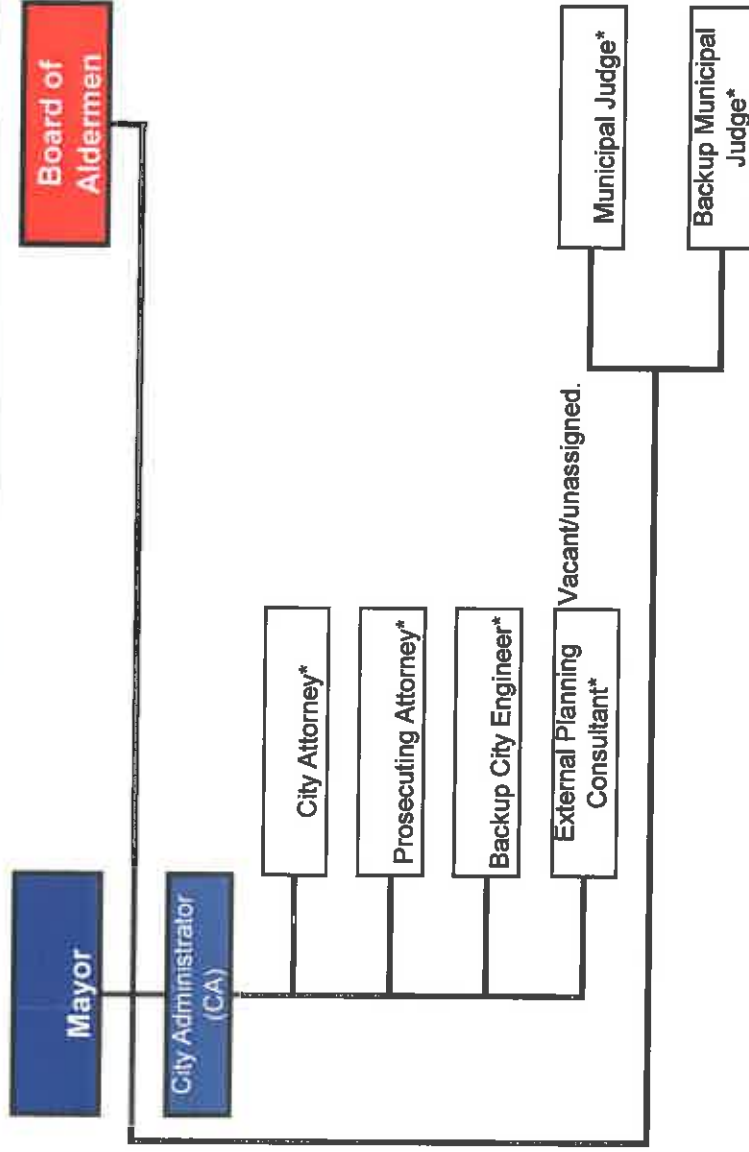
Appendix A:

City of Weldon Spring, Missouri
Supervisory Chart & Position Backup Detail



Appendix A:

City of Weldon Spring, Missouri
Supervisory Chart & Position Backup Detail



Note: * Indicates Professional Services which are contracted and sourced externally.

Appendix B.		Revised 2023 Wage Schedule - 10/04/23										Cost of Living Adjustments (COLA):		Budgeted Merit Increase:
		<i>Revision based upon the 2022-2023 Performance Reviews</i>										Year:	Adjustment:	
Position:	Grade Level:	Minimum:	Mid-Point:	Maximum:	New Maximum (based on '22 COLA)	Position Status:								
Public Relations Intern	2	\$11.15	\$13.80	\$15.13	\$16.45	PT - Vacant						2010	0.00%	2.00%
Parks Specialist (One)	4	\$11.15	\$15.68	\$18.60	\$20.22	PT - Not being filled						2011	3.60%	3.00%
Parks Specialist (Two)	4	\$11.15	\$15.68	\$18.60	\$20.22	PT - Filled						2012	1.70%	2.30%
(New) Parks/Public Works Specialist	9	\$15.25	\$20.88	\$26.50	\$26.50	New FT Position						2013	1.50%	2.80%
Parks Superintendent	10	\$16.00	\$22.95	\$27.51	\$29.90	FT - Filled						2014	1.70%	3.00%
Parks & Facilities Manager	12	\$17.95	\$26.51	\$32.26	\$35.07	FT - Not being filled						2015	0.00%	4.00%
Code Enforcement Inspector	8	\$14.15	\$20.90	\$25.43	\$27.64	PT - Filled						2016	0.30%	3.50%
Admin Asst/ Prosecuting Asst.	8	\$14.15	\$20.90	\$25.43	\$27.64	FT - Filled						2017	2.00%	4.00%
Community Relations Coordinator	10	\$16.00	\$23.83	\$29.13	\$31.66	FT - Not being filled						2018	2.80%	4.00%
City Treasurer	11	\$17.00	\$25.10	\$30.54	\$33.20	FT - Filled						2019	1.60%	4.00%
Community Relations Manager	12	\$17.95	\$26.51	\$32.26	\$35.07	FT - Filled						2020	1.30%	4.00%
Storm Water Manager (SWM)	12	\$17.95	\$26.51	\$32.26	\$35.07	PT - Not being filled						2021	5.90%	3.00%
Zoning Commissioner (ZC)	13	\$18.90	\$28.21	\$34.51	\$37.51	PT - Not being filled						2022	8.70%	4.00%
City Clerk	15	\$20.80	\$30.71	\$37.36	\$40.61	FT - Filled						2023**	3.00%	3.75%
City Planner/ZC	17	\$22.70	\$32.85	\$39.55	\$42.99	PT - Filled						2024**	3.00%	5.00%
City Engineer/SWM	19	\$24.60	\$35.58	\$42.83	\$46.56	PT - Filled						Note: ** indicates an estimate		
City Administrator	20	\$25.55	\$37.73	\$45.91	\$49.90	FT - Filled						of COLA for future years per Social Security Administration (SSA).		

Appendix C:			
Fringe Benefit Schedule:			
Category:	Health Insurance Cost-share (City/Employee):	Dental Insurance Cost-share (City/Employee):	Life/AD&D Insurance:
Full-time Employee	90%/10%	90%/10%	100%
FT- Family/ Dependents	65%/35%	65%/35%	N/A
FT - Medicare Eligible Employee	\$175/month flat stipend	90%/10%	100%

Note: FT = Full-time Employee

AN ORDINANCE ENACTING A NEW SECTION (210.435) OF THE MUNICIPAL CODE FOR THE CITY OF WELDON SPRING, MISSOURI, TO ADDRESS INTERFERENCE WITH THE PERFORMANCE OF DUTIES OF CITY OFFICIALS AND CITY EMPLOYEES

WHEREAS, the employees for the City of Weldon Spring have received an increased amount of resistance in enforcing the municipal codes; and

WHEREAS the Board of Aldermen of the City of Weldon Spring, Missouri wants to support their employees by promoting a more positive and safer working environment.

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

SECTION 1: Article III of Chapter 210 of the Municipal Code of the City of Weldon Spring, Missouri is hereby amended by the enactment of a new section, to be designated as Section 210.435, to read as follows:

Section 210.435 – Interference With the Performance of Duties of City Officials and City Employees

No person shall in any manner obstruct, hinder, resist, harass, or otherwise interfere with any City Official or City Employee in the discharge of the duties of such City Official or City Employee.

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

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF WELDON SPRING, MISSOURI, THIS _____ DAY OF _____ 2023.

Donald D. Licklider, Mayor

Attest:

William C. Hanks, City Clerk

BILL NO. _____

ORDINANCE NO. _____

To approve Bill #

Motioned: _____

Seconded: _____

	<u>Aye</u>	<u>Nay</u>	<u>Abstention</u>
Baker	___	___	___
Clutter	___	___	___
Conley	___	___	___
Kolb	___	___	___
Martiszus	___	___	___
Yeager	___	___	___
Lickliger	___	___	___

Absent: _____

A RESOLUTION OF THE CITY OF WELDON SPRING, MISSOURI, CALLING ON THE MISSOURI LEGISLATURE TO CONSIDER CLASSIFYING VIDEO SERVICE PROVIDERS AS UTILITY SERVICE ENTITIES WITHIN THE CONFINES OF THE MISSOURI PUBLIC SERVICE COMMISSION'S JURISDICTION

WHEREAS, on August 28, 2023, pursuant to Subsection (2) of Section 67.2689 of the 2007 Video Services Providers Act, Sections 67.2675 to 67.2714 of the Revised Statutes of Missouri, franchise entities are prohibited from collecting a video service provider fee (the "Franchise Fee") in excess of 4.5% percent of the provider's gross revenues; and

WHEREAS, pursuant to Subsection (2) of Section 67.2689 of the 2007 Video Services Providers Act, Sections 67.2675 to 67.2714 of the Revised Statutes of Missouri, this percentage cap on Franchise Fees will be reduced annually until 2027, where the percentage franchise entities will be prohibited from exceeding will be set to 2.5%; and

WHEREAS, pursuant to Subsection (2) of Section 67.2689 of the 2007 Video Services Providers Act, Sections 67.2675 to 67.2714 of the Revised Statutes of Missouri, with the Franchise Fee continuously reducing, the costs associated with maintaining the public right-of-way will be transferred to the community and, subsequently, the taxpayer; and

WHEREAS, video service providers have raised the cost of watching television to the point that enjoying this type of telecommunication service is no longer economically feasible for many residents of the City of Weldon Spring; and

WHEREAS, City officials and City employees has receives numerous concerns regarding telecommunication services, namely, the poor customer service, lack of person-to-person contact, and cable performance; and

WHEREAS, pursuant to Chapter 386 (the "Public Service Commission Law"), Section 386.250 of the Revised Statutes of Missouri, the Missouri Public Service Commission maintains jurisdiction over utility services; and

WHEREAS, video service providers routinely access the same routes and lines as utility service providers, which implies that video service providers maintain many of the same business operations as other utility services; and

WHEREAS, in accessing these same routes and lines, video service providers are able to operate within the same boundaries as a utility service while bypassing all regulatory compliance set forth under the Public Service Commission Law; and

WHEREAS, at this time, the Missouri Public Service Commission has limited jurisdiction over video service providers operating in the state and telecommunications is regulated by the Federal Communications Commission (FCC); and

WHEREAS, the City of Weldon Spring advocates for video service providers to be placed under the same category as other public utility services such as electric, natural gas, steam, water,

RESOLUTION NO. _____

and sewer, allowing the Missouri Public Service Commission jurisdiction over video service providers; and

WHEREAS, the mission statement of the Missouri Public Service Commission is to: ensure that Missourians receive safe and reliable utility services at just, reasonable, and affordable rates; support economic development through either traditional rate of return regulation or competition, as required by law; establish standards so that competition will maintain or improve the quality of services provided to Missourians; provide the public the information they need to make educated utility choices; provide an efficient regulatory process that is responsive to all parties, and perform their duties ethically and professionally.

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

SECTION 1: That the City of Weldon Spring hereby finds and determines that video service providers provide comparable services, and are granted similar privileges, to those companies which are regulated by the Missouri Public Service Commission under the Public Service Commission Law.

SECTION 2: That the City of Weldon Spring hereby calls on the Missouri Legislature to expand the Public Service Commission Law to include video service providers as utility services, and thus be regulated by the Missouri Public Service Commission.

SECTION 3: That a copy of this Resolution be forwarded to the Missouri Municipal League and Missouri State Representatives Richard West, Adam Schnelting, and Dave Hinman.

SECTION 4: This Resolution shall be in full force and take effect from and after the date of its approval.

Read and adopted this _____ day of _____, 2023.

Donald D. Lickliger, Mayor

Attest:

William C. Hanks, City Clerk