

**SMITHVILLE BOARD OF ALDERMEN
REGULAR SESSION**

August 18, 2020 7:00 p.m.
City Hall Council Chambers

Due to the COVID-19 pandemic this meeting was held via teleconference.

The meeting was streamed live on the city's FaceBook page.

1. Call to Order

Mayor Boley, present, called the meeting to order at 7:27 p.m. due to the Work Session running long. A quorum of the Board was present. Mayor Boley, Aldermen Bloemker and Alderman Chevalier were in attendance in the City Hall Council Chambers. Other Board members present via Zoom meeting: Alderman Sarver, Alderman Atkins, Alderman Ulledahl and Alderwoman Wilson.

Cynthia Wagner was present in the City Hall Council Chambers. Other staff present via Zoom: Nickie Lee, Chuck Soules, Chief Jason Lockridge, Jack Hendrix, Dan Toleikis, Matt Denton and Linda Drummond.

2. Pledge of Allegiance lead by Dan Toleikis

3. Consent Agenda

- **Minutes**

- August 4, 2020 Board of Alderman Work Session Minutes
- August 4, 2020 Board of Alderman Regular Session Minutes

- **Finance Report**

- Financial Report for July 2020
- Sales Tax Report

No discussion.

Alderman Sarver moved to approve the consent agenda. Alderman Atkins seconded the motion.

Upon roll call vote via teleconference:

Alderwoman Wilson – Abstained, Alderman Sarver – Aye, Alderman Atkins – Aye, Alderman Bloemker – Aye, Alderman Chevalier – Aye, Alderman Ulledahl – Aye.

Ayes – 5, Noes – 0, Abstains – 1, motion carries. The Mayor declared the consent agenda approved.

REPORTS FROM OFFICERS AND STANDING COMMITTEES

4. Committee Reports

Alderwoman Wilson reported on the August 11 Planning and Zoning Commission meeting. To date there are 26 single family residential building permits. They discussed the Comprehensive Plan and the importance of the Planning and Zoning Commission getting involved in it. There is a lot of commercial building activity going on in our community. Porter's Lumber is scheduled to open the first part of September and the new Price Chopper is scheduled to open in October.

The Finance Committee met on August 11 discussed the FY21 budget.

5. City Administrator's Report

Cynthia reported the majority of the items were included in the packet. She recognized the Mayor for his appointment to the Mid-America Regional Council board.

Cynthia provided an update of CARES funding. She explained that there are two items on the agenda for later this evening that are based on Board direction from the August 4 meeting: the Utility Assistance Grant and the Small Business Grants. She did reach out to NRAD as well as the Fire Protection District with regard to foggers. With the Board approval she has indicated to both parties that as long as they can find the foggers within her expenditure authority of \$7,500, the City would provide the funding to be used for cleaning of their facilities and vehicles.

Improvements at Heritage Park for live streaming are currently underway.

Two televisions have already been delivered for the meeting room. The remainder of the equipment for the audio-visual upgrades is anticipated over the next few weeks. Installation is scheduled for the week of September 14, provided all of the materials arrive on time.

The materials for the touchless amenities, water fountains and faucets are on order and staff will keep the Board advised on the project.

One of the items that is included in the staff report outlines some additional review and discussion related to a potential exposure of COVID. After a review by city attorneys, city-expended funds or the Families First Coronavirus Relief Fund time is identified as an eligible CARES expenditure. The City could be reimbursed for each employee that is entitled to use up to two weeks leave. A two-week payroll for the City is about \$80,000, so staff recommends that we hold that amount back in case we have any need.

To date the City has spent, committed or identified about \$625,000 for the CARES Act funds, approximately \$320,000 remains of the funding. The unknown at this point continues to be HVAC, as indicated in the staff report and based on Alderman Bloemker's recommendation at our last meeting, staff will have a bid ready for distribution should the Board would want to proceed with it at some point.

Included in the packet was information from the school district on assistance that they may require. At this point in time we do not know what may happen as we continue through COVID and potential response to it.

Fall Recreation programs numbers are down. We do have good participation levels and Brittanie Propes, Recreation and Marketing Manager, has done a tremendous job identifying new programs and working to make those happen. The summer programming has caused staff to shift some of our thought processes, but Brittanie has done a great job with that as well.

Comprehensive Plan updated information is on the portal. It does include some homework and discussion from past meetings. The City's FaceBook page and other social media directs people to the portal in each of the focus group areas. Staff highly encourages people to engage in this process. Cynthia indicated that she had sent an email to the Board, Economic Development Committee and the Planning and Zoning Commission that requested input on industrial development. The next scheduled meetings for the Comprehensive Plan Task Forces are August 31 through September 3 from 4:00 p.m. to 6:00 p.m. All will be conducted via Zoom and people can register for them through the portal. Cynthia explained that the hybrid meetings did not work as well, and it was difficult to incorporate the participants that were onsite in the discussion, so the second round of meetings will be via Zoom only.

Staff has received word that a letter should be forthcoming within the next week or so from the Corps of Engineers with their approval of the Dog Park. Cynthia has been in contact with staff at Clay County indicating that the City stands ready to assist with the utility line installation once the approvals are in place. Cynthia said that she will let the Board know the status as soon as staff has the information.

Cynthia reminded the Board that per discussion at the July 7 meeting and approved Resolution on July 17, the shut offs for the water and sewer utilities were suspended through the month of July. The current billing due date is August 16 and shut offs are scheduled for August 27. At this point in time we have 827 past due accounts compared to 712 last month. As Cynthia indicated earlier in the meeting staff has brought forward a Resolution for Utility Assistance Grant through the CARES Act funding for approval later in the agenda.

Alderman Chevalier asked how the number of delinquent accounts compare to this time last year?

Dan Toleikis said he did not have that information but would get it and email it to the Board.

Alderman Bloemker related his thoughts on the CARES Act funding. He said that we were clearly not on the other side of this and he would like to ensure that the City maintain a proper reserve to address the unknowns. He also acknowledged that every public board is struggling right now with governing in the age of COVID. He thanked

the School Board for the hard work they are doing and undertaking and thanked them for their service. He noted that a number of items in their request do not quite fall into the category that he would expect to see from them with their request for funding. He would be supportive of funding to the band request under the City Administrator expenditure authority. He would like to see a bit more detail on the PPE request. He said that knowing the importance of the one-on-one in the elementary that's been so public and so clear, he would love to see this Board consider funding sneeze guard plexiglass arrangements for the elementary teachers, to allow them to have that barrier for that critical one-on-one education at their desk or their small group tables as they kind of proceed in person to start this year.

Cynthia said she would follow-up with the district and provide information received to the Board of Alderman.

ORDINANCES & RESOLUTIONS

6. Bill No. 2866-20, Re-Adopt the Code of Ethics – 2nd Reading

Alderman Sarver moved to approve Bill No. 2866-20, to re-adopt the Code of Ethics to comply with Missouri Ethics Commission standards. 1st reading by title only. Alderwoman Wilson seconded the motion.

No discussion.

Upon roll call vote via teleconference:

Alderman Chevalier – Aye, Alderman Ulledahl – Aye, Alderman Bloemker – Aye.
Alderwoman Wilson – Aye, Alderman Atkins – Aye, Alderman Sarver – Aye,

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Bill No. 2866-20 approved.

7. Bill No. 2867-20, Repeal Section 385-030 Helmet Law

Alderwoman Wilson moved to approve Bill No. 2867-20, to repeal Section 385.030 Operation Of Motor Vehicle Without Proper License Prohibited — Motorcycle – Special License and enacting in its place a new Section 385.030 Operation Of Motor Vehicle Without Proper License Prohibited — Motorcycle — Special License. 1st reading by title only. Alderman Sarver seconded the motion.

No discussion.

Upon roll call vote via teleconference:

Alderman Ulledahl – Aye, Alderman Chevalier – No, Alderman Bloemker – Aye.
Alderman Sarver – Aye, Alderwoman Wilson – Aye, Alderman Atkins – Aye,

Ayes – 5, Noes – 1, motion carries. Mayor Boley declared Bill No. 2867-20 approved first reading.

8. Bill No. 2868-20, Rezoning Harbor Lake Replat Lot 2

Alderman Sarver moved to approve Bill No. 2868-20, for the rezoning 24.5 acres of land identified as the Harbor Lakes Replat, Lot 2, which is the remaining undeveloped portion of the Harbor Lakes subdivision, to be rezoned from the R-1B single family district to A-1 in order to allow standard farming uses. 1st reading by title only. Alderman Chevalier seconded the motion.

No discussion.

Upon roll call vote via teleconference:

Alderman Bloemker – Aye, Alderman Ulledahl – Aye, Alderman Chevalier– Aye.
Alderwoman Wilson – Aye, Alderman Atkins – Aye, Alderman Sarver – Aye,

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Bill No. 2868-20 approved first reading.

9. Bill No. 2869-20, Condemnation of Certain Lands

Alderman Bloemker moved to approve Bill No. 2869-20, authorizing condemnation of certain lands for the purpose of constructing and maintaining a sewer line. 1st reading by title only. Alderman Chevalier seconded the motion.

Alderman Bloemker noted that this was not a direction that any board wish to take but believes this is a step forward to for the City.

Upon roll call vote via teleconference:

Alderman Sarver – Aye, Alderwoman Wilson – Aye, Alderman Ulledahl– Aye.
Alderman Chevalier – Aye, Alderman Atkins – Aye, Alderman Bloemker – Aye,

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Bill No. 2869-20 approved first reading.

10. Resolution 813, Award Bid No. 20-13 for City Tow Services

Alderman Chevalier moved to approve Resolution 813, to award Bid No. 20-13, for City Tow Services, to G.T. Tow Service to provide police-ordered tows at a cost to the vehicle's owner of \$100.00 per tow. Alderman Atkins seconded the motion.

No discussion.

Ayes –6, Noes – 0, motion carries. Mayor Boley declared Resolution 813 approved.

11. Resolution 814, Award Bid No. 20-14 to Rebuild the Transfer and High Service Pumps at the Wastewater Plant

Alderman Sarver moved to approve Resolution 814, to award Bid No. 20-14, to Mid-America Pump to rebuild the Transfer and High Service Pump for an amount not to exceed \$51,408.12. Alderwoman Wilson seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 814 approved.

12. Resolution 815, Part-Time Employment Agreement

Alderman Bloemker moved to approve Resolution 815, approving the Part-Time Employment Agreement to use the services of Dan Toleikis on a part-time basis to continue the work previously done by him and to aid the City in the transition. Alderman Chevalier seconded the motion.

Mayor Boley and the Board thanked Dan for agreeing to continue working for the City during his transition.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 815 approved.

13. Resolution 816, Amendment to the FY19-20 Compensation Plan

Alderman Chevalier moved to approve Resolution 816, amending the FY19-20 Compensation Plan to change the job description of the Finance Director. Alderwoman Wilson seconded the motion.

Cynthia stated that the job for Finance Director will be posted in the morning.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 816 approved.

14. Resolution 817, Site Plan Shamrock Convenience Store

Alderman Sarver moved to approve Resolution 817, approving the site plan to authorize the demolition and new construction of Shamrock Convenience Store at 124 North 169 Highway. Alderman Atkins seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 817 approved.

15. Resolution 818-819, CARES Act Funding

Approve Resolutions related to CARES Act Funding.

A. Resolution 818, MOU with Clay County Economic Development

Alderman Chevalier moved to approve Resolution 818, to authorizing the city to enter into a Memorandum of Understanding with the Clay County Economic

Development Council for creation of CARES Small Business Grant Program Round Two. Alderman Bloemker seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 818 approved.

B. Resolution 819, MOU with Northland Assistance Center

Alderman Chevalier moved to approve Resolution 819, to authorize a Memorandum of Understanding with The Northland Assistance Center to administer a Utility and Housing Assistance Program funded through the CARES Act Stimulus Funds. Alderman Atkins seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 819 approved.

16. Resolution 820, Authorize Purchase of Road Salt

Alderman Sarver moved to approve Resolution 820, authorizing the purchase of road salt from Pavlich in an amount of \$78 a ton. Alderman Ulledahl seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 820 approved.

OTHER MATTERS BEFORE THE BOARD

17. Public Comment

None

18. New Business from the Floor

None

19. Adjourn

Alderman Bloemker moved to adjourn. Alderman Chevalier seconded the motion.

Ayes – 6, Noes – 0, motion carries via teleconference. Mayor Boley declared the regular session adjourned at 7:51 p.m.


Linda Drummond, City Clerk


Damien Boley, Mayor