

**SMITHVILLE BOARD OF ALDERMEN
REGULAR SESSION**

June 15, 2021, 7:00 p.m.
City Hall Council Chambers

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

Mayor, Aldermen, and staff attended via Zoom meeting. The meeting was streamed live on the city's FaceBook page. Attendance in person by members of the public was not permitted.

1. Call to Order

Mayor Boley present via Zoom, called the meeting to order at 7:01 p.m. A quorum of the Board was present via Zoom meeting: Steve Sarver, Marv Atkins, Dan Hartman, Dan Ulledahl and John Chevalier. Kelly Kobylski was absent.

Staff present via Zoom: Cynthia Wagner, Anna Mitchell, Chief Jason Lockridge, Matt Denton, Stephen Larson, and Linda Drummond.

2. Pledge of Allegiance lead by Mayor Boley

3. Mayor's Proclamation – Elder Abuse Awareness

4. Consent Agenda

- **Minutes**

- May 27, 2021, Board of Alderman Retreat Minutes
- June 1, 2021, Board of Alderman Work Session Minutes
- June 1, 2021, Board of Alderman Regular Session Minutes

- **Finance Report**

- Financial Report for April 2021

No discussion.

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

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

REPORTS FROM OFFICERS AND STANDING COMMITTEES

5. Committee Reports

Alderman Chevalier reported on the June 8 Planning and Zoning Commission meeting. They discussed and approved several items which are on the agenda this evening. He noted that there have been 28 residential building permits to date.

6. City Administrator's Report

Cynthia reported that the City Hall renovation project is nearing the final stages. We have opened the front door of City Hall to the public and resumed business as usual. The contractor will be finishing up small items over the next few weeks to finish the project. She explained that we would like to have been able to hold an in person meeting tonight but have not been able to move the remaining office furniture. We are still waiting on the delivery of some of the new office furniture that should be delivered in the next couple of weeks. Once the touch up painting is complete and the new furniture delivered, staff will remove everything from the Council Chamber and have it ready for the July Board of Alderman meeting.

Cynthia reminded the Board there is only one meeting in mid-July, and City Hall will be closed July 2 and July 6 in observance of the Fourth of July holiday.

ORDINANCES & RESOLUTIONS

7. Bill No. 2908-21, Budget Amendment No. 6 – 1st Reading

Alderman Sarver moved to approve Bill No. 2908-21, amending the FY21 operating budget to add \$190,000 to the expenditure budget and \$240,000 to the revenue budget. 1st reading by title only. Alderman Hartman seconded the motion.

No discussion.

Upon roll call vote via teleconference:

Alderman Hartman – Aye, Alderman Ulledahl – Aye, Alderman Kobylski – Absent, Alderman Chevalier – Aye, Alderman Atkins – Aye, Alderman Sarver – Aye.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Bill No. 2908-21 approved first reading.

8. Resolution 926, Bid Award No. 21-15, Raw Water Station Project

Alderman Hartman moved to approve Resolution 926, awarding Bid No. 21-15, Raw Water Pump Station, Valve Vault, Zebra Mussel Control and Smith's Fork Pump Station to Irvinbuilt Constructors Inc., in an amount not to exceed \$2,994,545. Alderman Atkins seconded the motion.

No discussion.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Resolution 926 approved.

9. Resolution 927, Special Event Permit – Chamber Backyard BBQ

Alderman Sarver moved to approve Resolution 927, issuing a Special Event Permit to allow alcohol at the Smithville Chamber of Commerce for the Backyard BBQ Bash, a BBQ competition, to be held at Courtyard Park on September 25, 2021. Alderman Atkins seconded the motion.

No discussion.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Resolution 927 approved.

10. Resolution 928, Temporary Liquor License – Chops BBQ & Catering

Alderman Atkins moved to approve Resolution 928, issuing a Temporary Liquor License to Chops BBQ and Catering for the Backyard BBQ Bash on September 25, 2021, at Courtyard Park. Alderman Sarver seconded the motion.

No discussion.

Ayes – 4, Noes – 0, Abstained – 1, motion carries. Mayor Boley declared Resolution 928 approved.

11. Resolution 929, Agreement with Grace Community Church

Alderman Hartman moved to approve Resolution 929, authorizing and directing the Mayor to execute an agreement with Grace Community Church for use of Smith's Fork Park September 16, 17, and 18, 2021 for the purpose of hosting Nehemiah Festival. Alderman Ulledahl seconded the motion.

No discussion.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Resolution 929 approved.

12. Resolution 930, Fireworks Event Display Approval

Alderman Chevalier moved to approve Resolution 930, approving a Fireworks Display at White Iron Ridge Event Center at 815 East 92 Highway on July 11, 2021. Alderman Atkins seconded the motion.

No discussion.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Resolution 930 approved.

13. Resolution 931, Special Event Permit – Whiskey Walk

Alderman Chevalier moved to approve Resolution 931, issuing a Special Event Permit to the Smithville Main Street District for the Whiskey Walk on July 17, 2021, at Courtyard Park. Alderman Hartman seconded the motion.

No discussion.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Resolution 931 approved.

14. Resolution 932, Temporary Liquor Licenses – Main Street District

Alderman Chevalier moved to approve Resolution 932, issuing a Temporary Liquor Licenses to Main Street District, for all vendors participating in the Whiskey Walk on July 17, 2021, at Courtyard Park. Alderman Atkins seconded the motion.

No discussion.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Resolution 932 approved.

15. Resolution 933, Special Request of Smithville American Legion Post 58

Alderman Chevalier moved to table Resolution 933 to later in the meeting until Dwayne Knott, American Legion Post 58 representative, could join the meeting. Alderman Sarver seconded the motion.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Resolution 933 tabled.

16. Resolution 934, Mitchell's Greenhouse and Nursery Final Plat

Alderman Sarver moved to approve Resolution 934, approving the final plat for Mitchell's Greenhouse and Nursery dividing Lot 1 of its' subdivision at 13500 North 169 Highway to create two additional lots with interior access. Alderman Hartman seconded the motion.

No discussion.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Resolution 934 approved.

17. Resolution 935, Medical Marijuana Cultivation and Manufacturing Site Plan

Alderman Chevalier moved to approve Resolution 935, approving the site plan for the Medical Marijuana Cultivation and Manufacturing facility in the First Park Industrial Park. Alderman Sarver seconded the motion.

No discussion.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Resolution 935 approved.

18. Resolution 936, KCI RV Storage Site Plan

Alderman Chevalier moved to approve Resolution 936, approving the amended site plan for the KCI RV storage facility at 14600 North 169 Highway. Alderman Sarver seconded the motion.

No discussion.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Resolution 936 approved.

19. Resolution 933, Special Request of Smithville American Legion Post 58

Alderman Chevalier moved to approve Resolution 933, agreeing to sponsor the free band concerts that will take place at the Courtyard each Wednesday in June starting at 7:30 PM. City sponsorship of this event would allow waiver of event rental fees and deposits. Alderman Atkins seconded the motion.

Dwayne Knott, 15019 Green Briar Drive, spoke to the Board on behalf of the American Legion Post 58. He asked that the Board consider their request due to the many things the Post does for the community so that they may continue to provide concerts free of charge at the Courtyard.

Matt Denton, Parks Director, noted that this agenda item was not staff recommended. Staff only brought this item forward for Board consideration based on the Legion's request.

Alderman Hartman said that he was not in favor of waiving the fees because it would be setting a precedence to encourage other organizations to request fees be waived. Cynthia noted that this is more of a sponsorship.

Alderman Atkins stated that he had great respect for the Legion and all they do and is in favor of waiving the fees.

Alderman Chevalier agreed he was also in favor of waiving the fees.

Mayor Boley requested a roll call vote:

Alderman Ulledahl – Aye, Alderman Sarver – Aye, Alderman Atkins – Aye,
Alderman Kobylski – Absent, Alderman Hartman – Aye, Alderman Chevalier – Aye.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Resolution 933 approved.

OTHER MATTERS BEFORE THE BOARD

20. Public Comment

None

21. New Business from the Floor

Alderman Chevalier asked to discuss in a future Work Session the Neighborhood Beautification Grant, what the options are and what other communities are doing with the grants.

Mayor Boley noted that he would not be able to be at the July 20 meeting and requested the Board change the date to either July 19 or July 21.

The Board all agreed to change the July meeting date to Monday, July 19.

22. Adjourn

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

Ayes – 5, Noes – 0, motion carries via teleconference. Mayor Boley declared the regular session adjourned at 7:37 p.m.



Linda Drummond, City Clerk



Damien Boley, Mayor