

**SMITHVILLE BOARD OF ALDERMEN  
REGULAR SESSION**

October 19, 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 7:00 p.m. A quorum of the Board was present via Zoom meeting: John Chevalier, Marv Atkins, Steve Sarver, Dan Hartman, Dan Ulledahl and Kelly Kobylski.

Staff present via Zoom: Cynthia Wagner, Anna Mitchell, Chief Jason Lockridge, Jack Hendrix, Matt Denton, Linda Drummond, Gina Pate, Bob Lemley and Allan Jensen.

**2. Pledge of Allegiance led by Fire Chief Dave Cline**

**3. Mayor Boley called the public hearing for Sewer Rates to order at 7:02 p.m.**

No Public Comment.

**Adjourn Public Hearing for Sewer Rates**

Mayor Boley declared the public hearing adjourned at 7:02 p.m.

**4. Consent Agenda**

- **Minutes**

- October 5, 2021, Board of Alderman Work Session Minutes
- October 5, 2021, Board of Alderman Regular Session Minutes

- **Finance Report**

- Financial Report for August 2021

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

Mayor Boley asked the Board if they approved of moving certain Resolutions to the consent agenda, such as: Acknowledgement of Emergency Purchases, Special Events, Liquor Licenses, Surplus Property, Leak Adjustments and Fireworks Events for approval?

All of the Board members agreed.

Ayes – 6, 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 October 12, 2021, Planning and Zoning Commission meeting. It was reported that we have 41 residential building permits to date for 2021. Burger King is completing their landscaping and Domino's construction is almost complete.

Mayor Boley noted that Smith's Fork Campground will be closing soon, and projects will begin on the electrical upgrade and on the valve box, raw water pump, copper ion combined project and campground lift station. Mayor Boley explained that the work will also help with the control of zebra mussels.

Cynthia stated the work will take approximately 18 months to complete.

### 6. City Administrator's Report

Cynthia noted that the overlay on East Main Street is complete and the final striping the road, cleanup and final seeding is nearing to completion.

Cynthia introduced the newly appointed executive director for the Main Street District, Alyssa Sanders and noted that their fiscal year 2022 budget was attached to the City Administrators report in the packet.

Alyssa Sanders explained that she is excited to get started with the new position. She grew up in Liberty and loves small towns and lives in downtown Smithville. She is very excited to see the downtown area grow and is looking forward to being able to support the community as well as the businesses.

Mayor Boley thanked Alyssa for joining the meeting tonight.

## ORDINANCES & RESOLUTIONS

### 7. Bill No. 2918-21, Creation of American Rescue Plan Act Fund – 2<sup>nd</sup> Reading

Alderman Hartman moved to approve Bill No. 2918-21, approving the creation of the ARPA Fund to account for the receipt of and expenditures from that allocation separate from any other monies. 2<sup>nd</sup> reading by title only. Alderman Kobylski seconded the motion.

No discussion.

Upon roll call vote:

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

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Bill No. 2918-21 approved.

### 8. Bill No. 2919-21, FY21 Budget Amendment No. 9 – 2<sup>nd</sup> Reading

Alderman Hartman moved to approve Bill No. 2919-21, amending the FY21 Budget to add \$1,089,138 in budgeted revenue to the newly created ARPA Fund. 2<sup>nd</sup> reading by title only. Alderman Atkins seconded the motion.

No discussion.

Upon roll call vote:

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

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Bill No. 2919-21 approved.

**9. Bill No. 2920-21, Adopting the Fiscal Year 2021-2022 Proposed Budget – 2<sup>nd</sup> Reading**

Alderman Hartman moved to approve Bill No. 2920-21, adopting the Fiscal Year 2021-2022 proposed budget. 2<sup>nd</sup> reading by title only. Alderman Atkins seconded the motion.

No discussion.

Upon roll call vote:

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

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Bill No. 2920-21 approved.

**10. Bill No. 2921-21, Destruction of Records – 2<sup>nd</sup> Reading**

Alderman Chevalier moved to approve 2921-21, authorizing staff to proceed with the destruction of certain finance records and police records as authorized by the retention and destruction schedule approved by the Secretary of State's Office. 2<sup>nd</sup> reading by title only. Alderman Kobylski seconded the motion.

No discussion.

Upon roll call vote:

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

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Bill No. 2921-21 approved.

**11. Bill No. 2922-21, Amending Section 115.020 Realigning the City Election Wards – 2<sup>nd</sup> Reading**

Alderman Hartman moved to approve Bill No. 2922-21, amending Section 115.020 of the Code of Ordinances realigning the City election wards. 2<sup>nd</sup> reading by title only. Alderman Atkins seconded the motion.

No discussion.

Alderman Ulledahl – Aye, Alderman Chevalier – Aye, Alderman Hartman – Aye,

Alderman Atkins – Aye, Alderman Kobylski – Aye, Alderman Sarver – Aye.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Bill No. 2922-21 approved.

**12. Bill No. 2923-21, Initial Zoning Lot 8, Lakeside Crossing – 1<sup>st</sup> Reading**

Alderman Hartman moved to approve Bill No. 2923-21, setting the initial zoning for Lot 8, Lakeside Crossing. 1<sup>st</sup> reading by title only. Alderman Kobylski seconded the motion.

No discussion.

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

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Bill No. 2923-21 approved first reading.

**13. Resolution 979, Amending the Schedule of Fees**

Alderman Ulledahl moved to approve Resolution 979, amending the Schedule of Fees for water, sewer and trash rates, parks and recreation fees and police records. Alderman Hartman seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 979 approved.

**14. Resolution 980, Agreement with ETC Institute**

Alderman Hartman moved to approve Resolution 980, authorizing and directing the Mayor to enter into agreement with ETC Institute to conduct a citizen satisfaction survey. Alderman Sarver seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 980 approved.

**15. Resolution 981, Agreement with Main Street District**

Alderman Hartman moved to approve Resolution 981, authorizing and directing the Mayor to enter into an agreement with the Main Street District. Alderman Sarver seconded the motion.

Alderman Atkins is this was to be a separate entity from the City management or does the Board control this group?

Mayor Boley explained that as Mayor he will appoint one non-voting member to their board. This agreement is for four years, and the City is funding the director's position for the first year. After the first year the City's funding will be reduced each year thereafter. The funding from the City is to help them get started.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 981 approved.

**16. Resolution 982, Director Successors for Smithville Commons CID**

Alderman Ulledahl moved to approve Resolution 982, approving the nomination for the Director for the Smithville Commons CID. Alderman Hartman seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 982 approved.

**17. Resolution 983, Support of the SAFPD Smoke Detector Recycling Program**

Alderman Ulledahl moved to approve Resolution 983, offering support of the Smithville Area Fire Protection District's application for the smoke detector recycling program. Alderman Kobylski seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 983 approved.

**18. Resolution 984, Financial Advisor Agreement**

Alderman Sarver moved to approve Resolution 984, authorizing and directing the Mayor to enter into an agreement with Piper Sandler & Co. to provide the City's financial services. Alderman Ulledahl seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 984 approved.

**19. Resolution 985, Employee COVID Policy**

Alderman Hartman moved to approve Resolution 985, approving a policy implementing an employee leave policy related to COVID related illness. Alderman Atkins seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 985 approved.

**20. Resolution 986, Special Event Permit and Sponsor Request**

Alderman Chevalier moved to approve Resolution 986, approving a special event permit and sponsorship request (waving fees) for the Wine Walk event to be held November 13, 2021. Alderman Atkins seconded the motion.

No discussion.

Ayes – 5, Noes – 0, Abstained – 1 (Ulledahl) motion carries. Mayor Boley declared Resolution 986 approved.

**21. Resolution 987, Authorization No. 94, West Force Main Bypass Project**

Alderman Ulledahl moved to approve Resolution 987, authorizing HDR to design the 144th Street West Force Main Bypass Sewer Project in an amount not to exceed \$346,050. Alderman Kobylski seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 987 approved.

## **22. Resolution 988, Fireworks Event White Iron Ridge**

Alderman Hartman moved to approve Resolution 988, approving a fireworks event at White Iron Ridge on November 6, 9:45–10:00 p.m. to last approximately seven to ten minutes. Alderman Atkins seconded the motion.

Mayor Boley noted that staff received notice earlier today that the time of the fireworks would be moved up to 8:15-8:25.

Alderman Sarver moved to amend Resolution 988 to change the time of the fireworks display from 9:45-10:00 p.m. to 8:15-8:25 p.m. Alderman Ulledahl seconded the motion.

Alderman Ulledahl asked Becky Hofmeister, White Iron Ridge owner and Amanda Ready, White Iron Ridge manager, if there was a possibility of having the fireworks displays scheduled for a little bit earlier in the evenings maybe just shortly after dark to help from getting citizen complaints?

Amanda Ready said absolutely. She explained that they could honestly at this point do whatever they need to do to keep everyone happy. Amanda said there are some couples that really want to have the fireworks displays so they are willing to move the time earlier in the evening. She said that this will just be the rule moving forward.

Alderman Ulledahl suggested that they schedule the fireworks within an hour and a half of sunset. He explained that it would probably make a lot of people quite a bit happier.

Becky Hofmeister noted that the last couple of events they had the fireworks were done right at dusk and said she think they have definitely been moving that direction. She said that she believes it was maybe just the first couple events when the fireworks were at the very end of the event.

Amanda noted that they have been moving them to an earlier time.

Becky said that she did not think 8:15 on a Saturday evening is unreasonable and asked if the Board agreed?

The Board agreed that was more than reasonable.

Alderman Ulledahl said he thought as long as the fireworks are done before 10:30 or earlier if possible.

Amanda explained that when she communicated with her couples last, she explained to them what kind of information the Board had requested for the event and said that the fireworks needed to be before 10:00 p.m. They are changing the fireworks to kind of a start to the party instead of the couple's send-off.

Alderman Ulledahl said that having them completed by 10:00 p.m. should help.

Becky stated that they want to be a good neighbor.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 988 approved.

**23. Resolution 989, HHW Contract with MARC for 2022**

Alderman Ulledahl moved to approve Resolution 989, authorizing and directing the Mayor to enter into an agreement with Mid America Regional Council for disposal of Household Hazardous Waste for 2022. Alderman Atkins seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 989 approved.

**24. Resolution 990, Purchase of Winter Materials**

Alderman Hartman moved to approve Resolution 990, authorizing the purchase of winter materials from Central Salt, LLC in the amount of \$71.02 per ton. Alderman Atkins seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 990 approved.

**25. Resolution 991, Bid Award 21-19, Residential Snow Removal**

Alderman Hartman moved to approve Resolution 991, awarding Bid No. 21-19, and authorize the Mayor to sign an agreement with R & S Lawn Service for residential snow and ice control services. Alderman Atkins seconded the motion.

Alderman Kobylski asked if we could send out another RFP to contract with another company for snow removal for additional subdivisions?

Cynthia explained that we had difficulty getting bids for this RFP.

Gina Pate, Management Analyst, explained that she reached out to approximately ten different local snow removal companies and had difficulty getting any to even respond.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 991 approved.

**26. Resolution 992, Leak Adjustment**

Alderman Hartman moved to approve Resolution 992, approving a leak adjustment for of \$399.17 for residential utility billing customer, Daniel Hoerz for his August and September 2021 utility bills. Alderman Ulledahl seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 992 approved.

## **OTHER MATTERS BEFORE THE BOARD**

### **27. Public Comment**

None.

### **28. Appointment**

The Mayor made the nomination of Jason Hoyt for the Economic Development Committee.

Upon roll call vote:

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

Ayes – 6, Noes – 0, nomination approved. Mayor Boley declared Jason Hoyt a member of the Economic Development Committee.

### **29. Appointment**

The Mayor made the nomination of Kyle Squires for the Parks and Recreation Committee.

Upon roll call vote:

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

Ayes – 6, Noes – 0, nomination approved. Mayor Boley declared Kyle Squires a member of the Parks and Recreation Committee.

### **30. New Business from the Floor**

None.

### **31. Adjournment to Executive Session Pursuant to Section 610.021(3)RSMo.**

Alderman Ulledahl moved to adjourn. Alderman Atkins seconded the motion.

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

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared the regular session adjourned at 7:38 p.m.

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Linda Drummond, City Clerk

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Damien Boley, Mayor