

**SMITHVILLE BOARD OF ALDERMEN  
REGULAR SESSION**

September 21, 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: Marv Atkins, Steve Sarver, Dan Hartman, Dan Ulledahl, Kelly Kobylski and John Chevalier.

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

**2. Pledge of Allegiance led by Chief Jason Lockridge**

**3. Mayor Boley called for a moment of silence for fallen officer Blaize Madrid-Evans.**

**4. Proclamation**

Mayor Boley proclaimed September 27 through October 3 National Diaper Awareness Week.

**5. Mayor Boley called the public hearing for the Property Tax Levy to order 7:03 p.m.**

No Public Comment.

**6. Adjourn Public Hearing for Property Tax Levy**

Mayor Boley declared the public hearing adjourned at 7:03 p.m.

**7. Consent Agenda**

- **Minutes**

- September 7, 2021, Board of Alderman Work Session Minutes
- September 7, 2021, Board of Alderman Regular Session Minutes

- **Financial Report**

- Finance Report for August 2021

No discussion.

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

Ayes – 6, Noes – 0, motion carries. The Mayor declared the consent agenda approved.

## **REPORTS FROM OFFICERS AND STANDING COMMITTEES**

### **8. Committee Reports**

Alderman Chevalier reported on the September 14 Planning and Zoning Commission meeting. They discussed and approved the second plat for Liberty Acres that is on the agenda tonight for Board approval. There have been 41 residential and seven commercial permits to date this year. Burger King and Dominos are waiting on power due to Evergy helping with the hurricane outages.

Mayor Boley asked Jack Hendrix, Development Director if the issue with power got resolved at the strip center?

Jack explained that it has been approved and they are waiting for the delivery of their meters.

Mayor Boley acknowledged outgoing Planning and Zoning Commission member Rand Smith for his eight years and eight months service.

### **9. City Administrator's Report**

Cynthia stated that the report is in the packet and noted that progress continues on Streetscape. They are working in the alley across from City Hall, it started yesterday, and they are making good progress.

Cynthia noted that last week after the packet was sent out, she sent communication to the Board with regard to the Hillside sewer project. Staff had identified a significant change and the Change Order is above Cynthia's expenditure authority. She explained that she has approved that Change Order as a Change Order emergency authorization in order to keep that project going. Acknowledgement of that purchase will be on the next agenda.

Staff received word today that the Department of Agriculture inspected Megan's Paws and Claws and we passed with flying colors. Cynthia noted that there was never any doubt about the inspection passing as Melissa Green does an excellent job out there and we are thrilled with that report.

Cynthia explained that she received an email from Fire Chief David Cline of the Smithville Area Fire Protection District. He has been approached by a local citizen who asked that they explore or that they lead an effort to encourage recycling of old smoke detectors/alarms. Mid-America Regional Council (MARC) offers a grant for this purpose and Chief Cline has asked if the City would like to partner on this. The Smithville Area Fire Protection District would be the grant applicant and administer. As a partner the City would be expected to provide communication and information to the public. Cynthia asked if this would be something the Board would be interested in, if so, staff

would bring this back for Board approval to be a sponsoring partner working with the Fire District.

The Board all agreed move forward with the partnership for the grant.

Alderman Chevalier asked if we could also add the prescription drug collection to it?

Cynthia explained that we do collect prescription drugs at City Hall.

Alderman Chevalier clarified that when doing the outreach information for the smoke alarms adding the information about the prescription drug collection.

Cynthia explained that for the Household Hazardous Waste event held on September 11, we had good participation by residents. About 200 vehicles came through. In speaking with the organizers this was down slightly from previous years which is probably due to the numbers being up at the permanent facility at 4707 Deramus Avenue, in Kansas City. We had a significant number of volunteers and those who were there volunteering had a great time! Cynthia thanked the volunteers and thanked Gina Pate, Management Analyst for coordinating the event.

## **ORDINANCES & RESOLUTIONS**

### **10. Bill No. 2915-21, Annexation of Lot 8, Lakeside Crossing - 2<sup>nd</sup> Reading**

Alderman Sarver moved to approve Bill No. 2915-21, approving the annexation of Lot 8, Lakeside Crossing, 2413 Northeast 157<sup>th</sup> Street. 2<sup>nd</sup> reading by title only. Alderman Atkins 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. 2915-21 approved.

### **11. Bill No. 2916-21, Amending Certain Sections 600 Alcohol – 2<sup>nd</sup> Reading**

Alderman Sarver moved to approve Bill No. 2916-21, repealing and replacing Section 600.005 through 600.030 and adding Section 600.031 of the City Alcohol Codes pertaining to Sunday sales and Liquor By the Drink To Go. 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. 2916-21 approved.

**12. Bill No. 2917-21, 2021 Property Tax Rate – Emergency Ordinance Sponsored by Mayor Boley – 1<sup>st</sup> and 2<sup>nd</sup> Reading**

Alderman Sarver moved to approve Bill No. 2917-21, setting the property tax levy on all taxable property within the City of Smithville, Missouri for 2021. 1<sup>st</sup> reading by title only. Alderman Hartman 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. 2917-21 approved first reading.

Alderman Hartman moved to approve Bill No. 2917-21, setting the property tax levy on all taxable property within the City of Smithville, Missouri for 2021. 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. 2917-21 approved

**13. Resolution 969, Notice of Existence of the Use Tax**

Alderman Sarver moved to approve Resolution 969, acknowledging the City published the Existence of the City Use Tax in the Courier Tribune and on the City's website as required by the Act of Missouri Statute(s). Alderman Atkins seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 969 approved.

**14. Resolution 970, City Surplus Property**

Alderman Hartman moved to approve Resolution 970, directing the City purchasing agent to dispose of certain equipment in its possession as surplus and no longer of value. Alderman Atkins seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 970 approved

**15. Resolution 971, Second Plat – Liberty Acres**

Alderman Chevalier moved to approve Resolution 971, approving the second plat for Liberty Acres to create two lots on 18.79 acres at 525 South Commercial Street with 6.51 acres to have frontage on Liberty Street. Alderman Hartman seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 971 approved.

## **OTHER MATTERS BEFORE THE BOARD**

### **16. Public Comment**

Steven R. Wilson, 302 NE 192<sup>nd</sup> Street, requested the Board refund his \$50 reconnect fee. He explained that he was out of town for the illness and death of his father and came home to his water being disconnected. He noted he did not believe the design of the Ordinance was meant for residents in his type of situation.

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

None

### **18. Appointment**

The Mayor made the nomination of Melissa Wilson for the Planning and Zoning Commission.

Upon roll call vote:

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

Ayes – 6, Noes – 0, nomination approved. Mayor Boley declared Melissa Wilson a member of the Planning and Zoning Commission.

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

Mayor Boley asked if the City still did the robo calling or send out text messages for residents before disconnecting?

Stephen Larson, Finance Director explained that we send out text messages for those who sign up for the notice.

Alderman Atkins asked if we should consider mailing a notice?

Stephen said that could be an option we look in to.

Mayor Boley noted he did not think that mailing a notice would be a good idea considering the issues we have with the mail service. He said it probably would not arrive in a timely fashion. He suggested an email or a text.

Mayor Boley said the Board could look into this at the Board retreat or a work session.

**20. Adjourn**

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

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared the regular session adjourned at 7:22 p.m.

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Linda Drummond, City Clerk

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Damien Boley, Mayor