

## **SMITHVILLE BOARD OF ALDERMEN REGULAR SESSION**

October 3, 2023 7:00 p.m.  
City Hall Council Chambers and Via Videoconference

### **1. Call to Order**

Mayor Boley, present, called the meeting to order at 7:00 p.m. following the work session. A quorum of the Board was present: Melissa Wilson, Leeah Shipley, Marv Atkins, Ronald Russell, Dan Ulledahl and Dan Hartman.

Staff present: Cynthia Wagner, Chief Lockridge, Jack Hendrix, Matt Denton and Linda Drummond. Chuck Soules was present via Zoom.

### **2. Pledge of Allegiance lead by Mayor Boley**

### **3. Consent Agenda**

- **Minutes**

- September 19, 2023, Board of Aldermen Work Session Minutes
- September 19, 2023, Board of Aldermen Regular Session Minutes

- **Resolution 1272, Leak Adjustment**

A Resolution approving wastewater adjustment in the amount of \$3,312.61 to commercial utility billing customer Hillside Development Corporation.

- **Resolution 1273, Leak Adjustment**

A Resolution approving water and wastewater adjustment in the amount of \$166.59 to utility billing customer Thomas Bloom.

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

No discussion.

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

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

### **4. Committee Reports**

Alderman Hartman reported on the September 26, Economic Development Committee meeting. They had reports from the committee member entity representatives. They discussed the next steps for the Community of Art and partnering with Missouri University Extension and hope to bring information forward for Board of Aldermen discussion in a work session. They had a demonstration of the Comprehensive Plan Dashboard that is now live on the City website. They also discussed updates from various industries and reaching out to them to see if they have any interest in the City.

Mayor Boley reported on the September 27, Parks and Recreation Committee meeting. Their main discussion was on the Emerald Ridge Park design. The Parks and Recreation Department received two proposals and were reaching out for a third. Mayor Boley noted

that Emerald Ridge Park is located behind Victory Chevrolet. The project is in the FY2024 budget for new equipment that focuses on inclusivity and a wheelchair swing.

**5. City Administrator's Report**

Cynthia Wagner noted that included in her report was a lengthy description of the eight-inch waterline break last Wednesday. She thanked the utility staff for their work on the repairs and getting those repairs done as quickly as possible. The break significantly affected our water pressure, our water tower and water availability. The break affected most of the northern part of the City.

Cynthia's report includes other updates on [Public Works](#). She also noted that Mayra Toothman, Assistant to the Public Works Director has been accepted in the American Public Works Association Emerging Leaders Academy. Cynthia explained that there are only a limited number of available spots nationwide and we are excited Mayra will be able to participate in it and network with other public works leaders and create a connection for herself. Mayra will also be able to bring back information on best practices that she will be able to share.

Cynthia reminded the Board that the November 7, Board of Aldermen work session and regular session meetings are being moved to Monday, November 6, due to the election on November 7.

**ORDINANCES & RESOLUTIONS**

**6. Bill No. 3005-23, Stormwater Plan – Illicit Discharge – 2<sup>nd</sup> Reading**

Alderman Ulledahl moved to approved Bill No. 3005-23, amending Section 520.110 Dumping or Depositing Dirt, Rock or other Material and enacting in its place a new Section 520.110 Dumping or Depositing Dirt, Rock or other Material. 2<sup>nd</sup> reading by title only. Alderman Atkins seconded the motion.

No discussion.

Upon roll call vote:

Alderman Atkins - Aye, Alderman Russell - Aye, Alderman Ulledahl – Aye,  
Alderman Shipley - Aye, Alderman Wilson – Aye, Alderman Hartman - Aye.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Bill No. 3005-23 approved.

**7. Bill No. 3006-23, Amendment to the Subdivision Ordinance Stormwater Regulations – 2<sup>nd</sup> Reading**

Alderman Ulledahl moved to approved Bill No. 3006-23, repealing Section 425.180 Subdivision Maintenance Provisions of the subdivision regulations of the Smithville Municipal Code and re-enacting a new section 425.180. 2<sup>nd</sup> reading by title only. Alderman Russell seconded the motion.

No discussion.

Upon roll call vote:

Alderman Ulledahl - Aye, Alderman Wilson- Aye, Alderman Russell – Aye,  
Alderman Atkins - Aye, Alderman Hartman – Aye, Alderman Shipley - Aye.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Bill No. 3006-23 approved.

**8. Bill No. 3007-23. City Administrator's Spending Authority – 2<sup>nd</sup> Reading**

Alderman Ulledahl moved to approve Bill No. 3007-23, awarding Bid No. 23-10, repealing Sections 150.030 and 150.040 of the Code of Ordinance and enacting in its place a new Section 150.030 and 150.040 for approval and competitive bidding. 2<sup>nd</sup> reading by title only. Alderman Hartman seconded the motion.

No discussion.

Upon roll call vote:

Alderman Shipley - Aye, Alderman Atkins - Aye, Alderman Wilson – No,  
Alderman Ulledahl - Aye, Alderman Hartman – Aye, Alderman Russell - Aye.

Ayes – 5, Noes – 1, motion carries. Mayor Boley declared Bill No. 3007-23 approved.

**9. Bill No. 3008-23, Adopt the FY2024 Operating Budget – 1<sup>st</sup> Reading**

Alderman Ulledahl moved to approve Bill No. 3008-23, adopting the FY2023 Annual Operating Budget. 1<sup>st</sup> reading by title only. Alderman Wilson seconded the motion.

No discussion.

Upon roll call vote:

Alderman Hartman- Aye, Alderman Ulledahl - Aye, Alderman Atkins – Aye,  
Alderman Wilson - Aye, Alderman Russell – Aye, Alderman Shipley - Aye.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Bill No. 3008-23 approved first reading.

**10. Bill No. 3009-23, Creation of a 110 Smithville Tax Increment Fund – 1<sup>st</sup> Reading**

Alderman Ulledahl moved to approve Bill No. 3009-23, approving the creation of the 110 Smithville Tax Increment Financing Fund to account for the receipt of and expenditures from that allocation separate from any other monies. 1<sup>st</sup> reading by title only. Alderman Wilson seconded the motion.

No discussion.

Upon roll call vote:

Alderman Russell - No, Alderman Shipley - Aye, Alderman Wilson – Aye,  
Alderman Atkins - Aye, Alderman Ulledahl – Aye, Alderman Hartman - Aye.

Ayes – 5, Noes – 1, motion carries. Mayor Boley declared Bill No. 3009-23 approved first reading.

**11. Bill No. 3010-23, Amending Utility Rates for Non-Residents – 1<sup>st</sup> Reading**

Alderman Ulledahl moved to approve Bill No. 3010-23, amending the utility rates for non-residents. 1<sup>st</sup> reading by title only. Alderman Wilson seconded the motion.

Alderman Russell asked Cynthia to explain the reason for this amendment of the utility rate for non-residents.

Cynthia explained that in the process of reviewing and auditing utility records, Stephen Larson, Finance Director, found earlier this year that the rate that is outlined and had been previously adopted for residents outside of the City limits who only have sewer service, were not being charged the amount outlined in the Code of Ordinances. That rate is one and a half times that of a City limits resident. This amendment allows us to put into effect that increase. When staff was doing the research on this they found that this mistake goes back as far as 2013. Cynthia noted that for 10 years those living outside the City limits have been under charged for City sewer. She explained that we will not go back to recover any of those revenues. This is just adjusting the rate so they will be paying the correct rate.

Upon roll call vote:

Alderman Shipley - Aye, Alderman Atkins - Aye, Alderman Ulledahl - Aye,  
Alderman Hartman - Aye, Alderman Russell - Aye, Alderman Wilson - Aye.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Bill No. 3010-23 approved first reading.

**12. Bill No. 3011-23, Amendment to Chapter 520, Sidewalks, Streets and Miscellaneous Public Places – 1<sup>st</sup> Reading**

Alderman Ulledahl moved to approved Bill No. 3011-23, amending Chapter 520, Sidewalks, Streets and Miscellaneous Public Places. 1<sup>st</sup> reading by title only. Alderman Wilson seconded the motion.

No discussion.

Upon roll call vote:

Alderman Wilson- Aye, Alderman Hartman - Aye, Alderman Russell – Aye,  
Alderman Shipley - Aye, Alderman Ulledahl – Aye, Alderman Atkins - Aye.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Bill No. 3011-23 approved first reading.

**13. Resolution 1274, Agreement Renewal for Snow Removal**

Alderman Ulledahl moved to approve Resolution 1274, renewing the agreement for Bid No. 21-19 to R&S Lawn Service for residential snow and ice control services in the amount of \$184 per hour. Alderman Atkins seconded the motion.

Alderman Russell noted that he had a lot of complements with the job that R&S did last winter, and he concurred.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 1274 approved.

**OTHER MATTERS BEFORE THE BOARD**

**14. Public Comment**

None

**15. New Business from the Floor**

Alderman Russell proposed that we add a short prayer after the pledge to be lead by a city religious leader.

**16. Adjourn**

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

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared the regular session adjourned at 7: 12 p.m.

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Linda Drummond, City Clerk

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Damien Boley, Mayor