

**SMITHVILLE BOARD OF ALDERMEN  
REGULAR SESSION**

July 16, 2024 7:00 p.m.  
City Hall Council Chambers and Via Videoconference

**1. Call to Order**

Mayor Boley, present, called the meeting to order at 7:16 p.m. following the Work Session. A quorum of the Board was present: Marv Atkins, Melissa Wilson, Kelly Kobylski, Leeah Shipley, Ronald Russell and Dan Hartman.

Staff present: Cynthia Wagner, Gina Pate, Chief Lockridge, Rick Welch, 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**

- June 13 & 14, 2024, Board of Aldermen Retreat Minutes
- June 18, 2024, Board of Aldermen Work Session Minutes
- June 18, 2024, Board of Aldermen Regular Session Minutes

- **Financial Report**

- Finance Report for June 2024

- **Resolution 1374, Smithville Warriors Youth Football Contract**

A Resolution authorizing and directing the Mayor to enter into an agreement with Smithville Warriors Youth Football Club for the use of City park land.

- **Resolution 1375, Acknowledgement of Senior Service Grant Application**

A Resolution acknowledging the Board of Aldermen's support of an application for the Senior Center grant through Clay County Senior Services.

- **Resolution 1376, Purchase of Winter Materials**

A Resolution authorizing the purchase of winter materials from Hutchinson Salt, LLC for the 2024-2025 winter season.

- **Resolution 1377, Adopting the Goals of the Governing Body**

A Resolution adopting the goals of the Governing Body.

- **Resolution 1378, Awarding Bid No. 23-12, Streetscape Phase III**

A Resolution awarding Bid No. 23-12 to Mega KC Corporation for Downtown Streetscape Phase III in an amount not to exceed \$1,696,100 and authorize a force account of \$50,000.

- **Resolution 1379, Financing Terms of Lease Agreement for Tractor/Boom Mower**

A Resolution authorizing the Mayor to sign a lease agreement utilizing the Sourcewell cooperative purchasing agreement for a John Deere 6130M cab tractor and boom mower attachment.

- **Resolution 1380, Skid Steer Lease Agreement**

A Resolution authorizing the Mayor to sign a lease agreement utilizing the Sourcewell cooperative purchasing agreement for a 2024 John Deere 331G Compact Track Loader.

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

No discussion.

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

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

### **4. Committee Reports**

Alderman Wilson reported on the July 9, Planning and Zoning Commission meeting. They discussed the commercial construction is moving along. They also discussed and approved item numbers eight and nine on the agenda tonight.

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

Cynthia Wagner noted that we applied for funding at the federal level for our wastewater and stormwater projects. We have received word that we will be included in the appropriation for this year's budget to complete work on our sewer system. We are anticipating the funding to be about \$1.5 million but do not know the specific amount yet. Cynthia explained that the funds will come from the Federal Government and the Army Corps of Engineers will be administering the funds. Cynthia and Chuck Soules, Public Works Director, have begun discussions with representative from the Corps on the process for submitting pay apps and things for that earmark. She noted that we applied for this funding for the 144<sup>th</sup> Street Pump Station project. Cynthia noted that in prior discussions for this project we have discussed funding for those improvements by issuing debt (Certificates of Participation). Cynthia noted that in August, we will have additional discussion of the Combined Water And Wastewater Systems Funds but feel more confident that we can fund the project without issuing debt.

Cynthia noted that there are a number of Human Resources updates included in the City Administrator's Report. We have a number of employees who have obtained certifications, bringing higher levels of skill to the organization and we have also been able to adjust compensation in a number of instances in those areas. We have two conditional offers for positions right now for the park's maintenance position as well as the water treatment manager position. They are in the process of background checks and drug screening.

This afternoon Cynthia, Jack and Gina met with representatives of Synder and Associates that will be doing the South Employment Overlay District and discussed the process for that project and the community and public participation in it, then the review by the Economic Development Committee and the Planning Commission. Jack and Gina will be providing more information on that in the coming weeks. The first meetings will most likely be in August.

Cynthia explained that in the City Administrator's Report she noted that within the next couple of weeks we will see the work on the Winner Avenue milling and overlay project. We received word from Mid-America Regional Council (MARC) late last week that they will be starting this week and have posted it to social media. Public Works is in ensuring to work with the neighborhood and providing information on timing of that project.

Cynthia noted that Matt Denton, Parks Director, along with a representative from Clay County Parks and Recreation and the Smithville School District football coaches worked together to develop an opportunity for community service day for the football team. Yesterday they cleaned up trash in the downtown area, city parks and Clay County parks as part of their

community service day. There were 130 football players out in the heat helping clean up our community. Cynthia gave a shout out to the groups that worked to make that happen and to the football players who did the cleanup.

Cynthia reminded those watching that applications for the Citizens Academy, which will be held this fall, are due July 31.

## **ORDINANCES & RESOLUTIONS**

### **6. Bill No. 3034-24, Amendment to Schedule VII – Stop Signs – 1<sup>st</sup> Reading**

Alderman Atkins moved to approve Bill No. 3034-24, amending Schedule VII - Stops Signs of the Municipal Code Ordinances. 1<sup>st</sup> reading by title only. Alderman Hartman seconded the motion.

No discussion.

Upon roll call vote:

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

Ayes –6, Noes – 0, motion carries. Mayor Boley declared Bill No. 3034-24 approved first reading.

### **7. Resolution 1381 , Renewing Contract for City Tow Services**

Alderman Atkins moved to approve Resolution 1381, renewing the contract in response to Bid No. 20-13 to GT Tow Services for towing services. Alderman Hartman seconded the motion.

Public comment.

Kenny Purdue, 7215 Little Platte Road, General Manager for Brad's Towing and Recovery. He requested the City of Smithville send the incumbent tow service a notification no later than July 30, 2024, that the City of Smithville would like to review moving to a tow rotation. He noted that he provided a [letter and information](#) to the City Administrator late this afternoon .

Bradly Trigg, 19201 Switchgrass Drive, the principal owner, founder and CEO of Brad's Towing and Recovery, asked that the City of Smithville, the Smithville Aldermen and the Smithville Police Department send our current tow contract holder a notification no later than July 30, 2024 that the City of Smithville will be moving to a tow rotation. July 30 is technically the absolute final day for this 90 day notice to be sent to the current tow provider for changes or notification to tow provider contract.

Joey Bybee, 5916 North Liston Court, Kansas City, MO, Brads Towing and Recovery Director of Law Enforcement and Government Tow Programs. He noted that Platte County already dispatches to Brad's Towing and your incumbent tow provider so the transition would be seamless for both of our cities and first responders and citizens. He said a fair and unbiased toe rotation for the City of Smithville would help, not hurt, our local city departments. He asked the City to do the due diligence and market research validate that the local tow providers meet the City's requirements and both companies are on a true and fair rotation.

Alderman Atkins asked if last year that we went with GTO for another one-year contract extension due to timing.

Cynthia said yes that last year we were not able to get them the notification in time. In a work session earlier this year, the Board directed staff to extend this contract one more year and in the future look into how we would go forward with this.

Alderman Atkins asked when the current contract actually ends.

Cynthia explained that the current contract ends October 31, 2024. This renewal will end October 31, 2025.

Mayor Boley noted that this will be the final renewal of this contract.

Alderman Wilson requested that maybe in six months we start that process of going forward and maybe look at a possible rotation between the two local tow companies. She noted that she was not sure how the rotation could be worked out, possibly on a monthly basis or on the fees. Alderman Wilson added that there should be a discussion on this.

Mayor Boley said that we could get this on a work session after the budget.

Cynthia said that it is on staff radar based on direction from the Board at the work session.

Mayor Boley noted that we would need to solidify some of the requirements like billing and reporting.

Cynthia noted that would allow staff time to develop an RFP for the next round of process and what that looks like. Cynthia reminded everyone that all our all of our processes have to be awarded that way.

Alderman Kobylski asked if we went to a rotation would it still have to go out for RFP.

Cynthia said yes because we still need the costs from all of the firms that want to be considered.

Mayor Boley explained that we could borrow the rotation process from other cities already using the towing rotation.

Alderman Russell asked if other towing companies were invited to attend this evening or just the two that are represented today.

Mayor Boley explained that no one is invited this is a public meeting and the public is invited.

Cynthia noted that the meeting was posted.

Alderman Russell asked if the two companies in town were notified that we would be discussing this and that this was on the agenda.

Cynthia said that the two companies were notified that this item was on the agenda.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 1381 approved.

**8. Resolution 1382, Site Plan – 14790 North Fairview**

Alderman Atkins moved to approve Resolution 1382, authorizing site plan approval for construction of a 4,273 ft<sup>2</sup> Bank at 14790 North Fairview Drive. Alderman Hartman seconded motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 1382 approved.

**9. Resolution 1383 – 1387, Changing Various Street Names**

**Resolution 1383** - A Resolution changing the name of 5<sup>th</sup> Street Circle to Old Rock Road.

**Resolution 1384** – A Resolution changing the name of Fourth Street Terrace and 4<sup>th</sup> Street Terrace to Fourth Terrace.

**Resolution 1385** – A Resolution changing the name of Third Street Terrace and 3<sup>rd</sup> Street Terrace to Third Terrace.

**Resolution 1386** – A Resolution changing the name of Commercial Street from Shamrock Way to Church Street to Commercial Avenue.

**Resolution 1387** – A Resolution changing the name of Commercial Street from Shamrock Way, west to its end point to 148<sup>th</sup> Street.

Alderman Atkins moved to approve Resolutions 1383-1387, changing various street names. Alderman Hartman seconded motion.

Mayor Boley asked Jack Hendrix, Development Director, to give a background on the reason for the street name changes.

Jack explained that this came out of some conflicts on Commercial where it turns and becomes an east-west and the north-south. When we brought it to the Planning Commission, Alderman Wilson suggested we should see if there are other street name issues. Staff identified the streets listed above and made the recommendations to the Planning Commission. Our goal is based upon MSAG changes, which is the Metro Service Area Guide, that sets up all the addresses for all the utilities, etc. and it also is informed by the 911 database at the Mid-America Regional Council (MARC). They we have to work with them regularly on what the ranges are so that.

Jack noted that the next step in the process, if approved by the Board, is to send out letters to all the people notifying them that sixty days after today's meeting or in this case it will be 30 days after that after we send them a letter so people can start preparing for the change. That letter also goes to 911, to the Sheriff's Office for dispatching in Platte County and in Clay County, the Assessor's office, all the utilities, the post office and then we internally work with Google to get the street names changed. Jack explained that 60 days from tonight, if approved, all these changes would go into effect officially.

Alderman Hartman noted that anytime you make changes in people's lives you will hear about it because nobody likes change. He said that he appreciated Jack explaining it in depth.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolutions 1383-1387 approved.

Alderman Kobylski recused herself from Resolution 1388.

**10. Resolution 1388, Liquor License**

Alderman Atkins moved to approve Resolution 1388, issuing a liquor license to Kobylski Enterprises, LLC, Kelly Kobylski, Managing Officer, doing business as Snack Daddy's at 200 East Main Street. Alderman Hartman seconded motion.

No discussion.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Resolution 1388 approved.

Alderman Kobylski rejoined the meeting.

**11. Resolution 1389, Appointment of Special Counsel**

Alderman Atkins moved to approve Resolution 1389, authorizing the appointment of Special Counsel Lauber Municipal Law. Alderman Hartman seconded motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 1389 approved.

**OTHER MATTERS BEFORE THE BOARD**

**12. Public Comment**

None

**13. Appointment**

The Mayor nominated Terry Hall for the Planning and Zoning Commission, and the Board will vote:

Upon roll call vote:

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

Ayes – 6, Noes – 0, motion carries. The Mayor declared Terry Hall a member of the Planning and Zoning Commission.

**14. New Business from the Floor**

None.

**15. Adjourn.**

Alderman Hartman moved to adjourn. Alderman Wilson seconded the motion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared the regular session adjourned at 7:49 p.m.

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Linda Drummond, City Clerk

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Damien Boley, Mayor