



City of Smithville, Missouri
Board of Aldermen – Regular Session Agenda
September 21, 2021

7:00 pm – City Hall Council Chambers *Via Videoconference*****

NOTICE: *Due to the Health Officer's orders for safety, public meetings and public comment during public meetings will require modification. The City of Smithville is committed to transparent public meetings and will continue this commitment during the COVID-19 crisis. Anyone who wishes to view the meeting may do so in real time as it will be streamed live on the city's FaceBook page through FaceBook Live.

For Public Comment, please email your request to the City Clerk at ldrummond@smithvillemo.org prior to the meeting to be invited via Zoom.

1. Call to Order
2. Pledge of Allegiance
3. Proclamation – National Diaper Week September 27 – October 3
4. Public Hearing
Property Tax Levy
5. Consent Agenda
 - Minutes
 - o September 7, 2021, Board of Alderman Work Session Minutes
 - o September 7, 2021, Board of Alderman Regular Session Minutes
 - Financial Report
 - o Finance Report for July 2021

REPORTS FROM OFFICERS AND STANDING COMMITTEES

6. Committee Reports
7. City Administrator's Report

ORDINANCES & RESOLUTIONS

8. **Bill No. 2915-21, Annexation of Lot 8, Lakeside Crossing – 2nd Reading**
An Ordinance approving the annexation of Lot 8, Lakeside Crossing, 2413 Northeast 157th Street. 2nd reading by title only.
9. **Bill No. 2916-21, Amending Certain Sections 600 Alcohol – 2nd Reading**
An Ordinance 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. 2nd reading by title only.

10. Bill No. 2917-21, 2021 Property Tax Rate – Emergency Ordinance Sponsored by Mayor Boley - 1st and 2nd Reading

An Ordinance setting the property tax levy on all taxable property within the City of Smithville, Missouri for 2021. 1st and 2nd reading by title only

11. Resolution 969, Notice of Existence of the Use Tax

A Resolution 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).

12. Resolution 970, City Surplus Property

A Resolution directing the City purchasing agent to dispose of certain equipment in its possession as surplus and no longer of value.

13. Resolution 971, Second Plat – Liberty Acres

A Resolution 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.

OTHER MATTERS BEFORE THE BOARD

14. Public Comment

Pursuant to the public comment policy, a **request must be submitted to the City Clerk prior to the meeting**. When recognized, please state your name, address and topic before speaking. Each speaker is **limited to three (3) minutes**.

15. Appointment

The Mayor will make a nomination for the Planning and Zoning Commission.
Melissa Wilson

16. New Business From The Floor

Pursuant to the order of business policy, members of the Board of Aldermen may request a new business item appear on a future meeting agenda.

17. Adjourn

Join Zoom Meeting

<https://us02web.zoom.us/j/87283620779>

Meeting ID: 872 8362 0779

Passcode: 797830





MAYOR'S PROCLAMATION

Whereas, diaper need, the condition of not having a sufficient supply of clean diapers to keep babies and toddlers clean, dry, and healthy, can adversely affect the health and well-being of babies, toddlers, and their families; and

Whereas, national surveys and research studies report that one in three families struggles with diaper need, and 48 percent of families delay changing a diaper to extend the available supply; and

Whereas, infants and toddlers go through six to 12 diapers each day during the two to three years they wear diapers; and

Whereas, purchasing enough diapers to keep a baby or toddler clean, dry, and healthy can consume 14 percent of a low-wage family's post-tax income, making it difficult to provide the necessary supply; and

Whereas, during the COVID-19 pandemic, diaper banks across the country saw enormous increases in demand for diapers and expanded their distribution of diapers by an average of 86 percent; and

Whereas, a daily or weekly supply of diapers is generally an eligibility requirement for babies and toddlers to participate in child care programs and quality early-education programs that enable children to thrive and parents to work; and

Whereas, without enough diapers, babies and toddlers risk infections and health problems that may require medical attention resulting in medical costs, and parents may be prevented from accessing child care needed to go to work or school, thereby destabilizing the family's economic prospects and well-being; and

Whereas, the people of Smithville recognize that diaper need is a public health issue, and addressing diaper need can lead to economic opportunity for the state's families and communities and improved health for children, thus ensuring all children and families have access to the basic necessities required to thrive and reach their full potential; and

Whereas, Smithville is proud to be home to trusted community-based organizations including [list state diaper banks] that recognize the importance of diapers in ensuring health and providing economic stability for families and thus distribute diapers to families through various channels; and

Whereas, these diaper banks and their staff and volunteers continue to serve on the front lines Smithville COVID-19 pandemic response helping families in our communities weather the crisis; and

Whereas, while experiencing double, triple, or greater increase in demand for diapers due to the pandemic and economic shutdown, these diaper banks continue to do everything in their ability to increase diaper distributions and support children and families in need of immediate assistance; and

Whereas, now that our state is recovering from the pandemic, diaper banks are playing a critical role in supporting families and advancing our collective economic growth; now

Therefore, I, Damien Boley Mayor of City of Smithville, Missouri, do hereby proclaim the week of September 27 through October 3rd, 2021 as

NATIONAL DIAPER NEED AWARENESS WEEK

in the City of Smithville, thank the aforementioned diaper banks, their staff, volunteers and donors, for their courageous service during the crisis, and encourage the citizens of Smithville to donate generously to diaper banks, diaper drives, and support those organizations that collect and distribute diapers to families struggling with diaper need, so that all of City of Smithville children and families can thrive and reach their full potential.

Damien Boley, Mayor



Board of Alderman Request for Action

MEETING DATE: 9/21/2021

DEPARTMENT: Finance

AGENDA ITEM: Public Hearing to Set the Property Tax Levy

REQUESTED BOARD ACTION: Set the Property Tax Levy.

SUMMARY: A public hearing is required before the property tax levy for 2021 can be set. The public hearing allows for public comment on setting the property tax levy, as required by Section 67.110, RSMo.

Final assessed valuations were received by the City from Platte County on August 5, 2021 and Clay County on September 10, 2021.

The City's assessed valuation rose 10.2113%. Assessed valuation totals are provided to the State Auditor's Office, which prepares the tax rate computations for the City's 2021 tax rate ceiling. The computations determined a general tax rate ceiling of 0.4126 and a debt service tax rate ceiling of 0.2011.

Staff recommends adopting the maximum general tax rate of 0.4126, but to take a voluntary reduction in the debt service tax rate and set it at 0.0000. The Debt Service Fund is supported through the Capital Improvement Sales Tax, and therefore no property tax revenue is necessary.

Staff posted a notice of public hearing in 3 separate locations around the City of Smithville: Porter's Ace Hardware, Casey's General Store, and the U.S. Post Office. These postings occurred on the afternoon of September 13, 2021. Section 67.110, RSMo states, "the governing body shall hold at least one public hearing on the proposed rates of taxes at which citizens shall be heard prior to their approval. The governing body shall determine the time and place for such a hearing. A notice stating the hour, date and place of hearing shall be published in at least one newspaper qualified under the laws of the state of Missouri of general circulation in the county within which all or the largest portion of the political subdivision is situated, **or such notice shall be posted in at least three public places within the political subdivision.**

PREVIOUS ACTION:

The property tax levy is set on an annual basis by the Board of Alderman.

POLICY ISSUE:

[Click or tap here to enter text.](#)

FINANCIAL CONSIDERATIONS:

Setting the property tax rate allows for collection of property tax which constitutes about 19% of General Fund revenues.

ATTACHMENTS:

- | | |
|--|-----------------------------------|
| <input type="checkbox"/> Ordinance | <input type="checkbox"/> Contract |
| <input type="checkbox"/> Resolution | <input type="checkbox"/> Plans |
| <input type="checkbox"/> Staff Report | <input type="checkbox"/> Minutes |
| <input checked="" type="checkbox"/> Other: Pro Forma, Notice of Property Tax Hearing | |

NOTICE OF PROPERTY TAX LEVY HEARING

A hearing will be held at 7:00 p.m., Tuesday, September 21, 2021, at Smithville City Hall, 107 West Main Street, at which citizens may be heard on the property tax rates proposed to be set by the City of Smithville, Missouri, a political subdivision.

NOTICE: *Due to concerns for safety, public meetings and public comment during public meetings require modification. The City of Smithville is committed to transparent public meetings and will continue this commitment. Anyone who wishes to view the meeting may do so in real time as it will be streamed live on the city's YouTube page.

Assessed Valuation	Current Tax Year 2021	Previous Tax Year 2020
Real Estate	181,695,180	158,744,987
Personal Property	36,422,210	31,308,674
Total	\$218,117,390	\$190,053,661

Fund	Property Tax Revenues Billed	Proposed 2021 Tax Levy*	2020 Tax Levy*
General Fund	\$ 899,952	0.4126	0.4484
Debt Service^	\$0	0.0000	0.0000

* Per \$100 Assessed Valuation

^ Calculated Debt Service tax levy is 0.2011; City takes voluntary reduction to 0.0000.

The above tax rate calculations are subject to change based on final aggregate assessed valuation data submitted by the Board of Equalization from Clay and Platte Counties.



NICOLE GALLOWAY, CPA
Missouri State Auditor

MEMORANDUM

September 13, 2021

TO: 09-024-0022 City of Smithville
RE: Setting of 2021 Property Tax Rates

The following are the tax rate computational forms that have been reviewed. Please follow the steps below to complete the process of setting your 2021 Property Tax Rate(s).

1. **Lines G - BB on the Summary Page should be completed** to show the actual tax rate(s) to levy.
2. Please **sign and date the Summary Page**.
3. Please **submit the finalized tax rate forms ready for certification to the County Clerk of each county** that your political subdivision resides in. The County Clerk must also sign the Summary Page and indicate the proposed tax rate to be entered on the tax books before submitting rate(s) to the State Auditor's Office for final review and certification.

If the attached pro forma calculation differs from the questionnaire submitted for review, please review the following line items for the reason(s) for the difference.

- **Form A, Line 2b - New Construction & Improvements - Personal Property**

Section 137.073.4, RSMo, states that the aggregate increase in valuation of personal property for the current year over that of the previous year is the equivalent of the new construction and improvements factor for personal property.

- **Form A, Line 5 - Prior Year Assessed Valuation**

If the 2021 questionnaire has a different amount on Form A, Line 5 than was previously submitted, we had to revise the 2020 calculation for this change. The revised 2020 tax rate ceiling is listed on the 2021 Summary Page, Line A. A copy of the revised 2020 calculation is available on your menu screen; please keep this form for your files.

- **(SCHOOL DISTRICTS ONLY) Form A, Line 14**

We revised the information the school district submitted on Line 14 to the amount computed by the Department of Elementary and Secondary Education (DESE).

If you have any questions about the enclosed forms, please contact the local government section at (573-751-4213.)



PRO FORMA - STATE AUDITOR'S REVIEW OF DATA SUBMITTED

9/13/2021

Summary Page

(2021)

For Political Subdivisions Other Than School Districts Levying a Single Rate on All Property

City of Smithville

09-024-0022

General Revenue

Name of Political Subdivision

Political Subdivision Code

Purpose of Levy

The final version of this form MUST be sent to the county clerk.

The information to complete the Summary Page is available from prior year forms, computed on the attached forms, or computed on this page. Information on this page takes into consideration any voluntary reduction(s) taken in previous even numbered year(s). If in an even numbered year, the political subdivision wishes to no longer use the lowered tax rate ceiling to calculate its tax rate, it can hold a public hearing and pass a resolution, a policy statement, or an ordinance justifying its action prior to setting and certifying its tax rate. The information in the Informational Data, at the end of these forms, provides the rate that would be allowed had there been no previous voluntary reduction(s) taken in an even numbered year(s).

For Political
Subdivision Use
in Calculating
its Tax Rate

A. **Prior year tax rate ceiling** as defined in Chapter 137, RSMo, revised if the prior year data changed or a voluntary reduction was taken in a non-reassessment year (Prior year Summary Page, Line F minus Line H in odd numbered year or prior year Summary Page, Line F in even numbered year)

0.4484

3. **Current year rate computed** pursuant to Article X, Section 22, of the Missouri Constitution and Section 137.073, RSMo, if no voter approved increase (Form A, Line 18)

0.4126

D. **Amount of rate increase authorized by voters for current year** if same purpose. (Form B, Line 7)

D. **Rate to compare to maximum authorized levy to determine tax rate ceiling** (Line B if no election, otherwise Line C)

0.4126

E. **Maximum authorized levy** the most recent voter approved rate

1.0000

F. **Current year tax rate ceiling** maximum legal rate to comply with Missouri laws Political subdivisions tax rate (Lower of Line D or E)

0.4126

G1. **Less required sales tax reduction** taken from tax rate ceiling (Line F), if applicable

0.0000

G2. **Less 20% required reduction 1st class charter county political subdivision NOT submitting an estimated non-binding tax rate to the county(ies)** taken from tax rate ceiling (Line F)

0.0000

H. **Less voluntary reduction by political subdivision** taken from the tax rate ceiling (Line F)

WARNING: A voluntary reduction taken in an even numbered year will lower the tax rate ceiling for the following year.

0.0000

I. **Plus allowable recoupment rate** added to tax rate ceiling (Line F) If applicable, attach Form G or H.

0.0000

J. **Tax rate to be levied** (Line F - Line G1 - Line G2 - Line H + Line I)

0.4126

AA. **Rate to be levied for debt service**, if applicable (Form C, Line 10)

0.0000

BB. **Additional special purpose rate authorized by voters** after the prior year tax rates were set. (Form B, Line 7 if a different purpose)

0.0000

Certification

I, the undersigned, Mayor (Office) of City of Smithville (Political Subdivision) levying a rate in Clay & Platte (County(ies)) do hereby certify that the data set forth above and on the accompanying forms is true and accurate to the best of my knowledge and belief.

Please complete Line G through BB, sign this form, and return to the county clerk(s) for final certification.

9/21/2021	Damien Boley	(816)-532-3897
(Date)	(Signature)	(Telephone)

Proposed rate to be entered on tax books by county clerk

based on certification from the political subdivision: Lines

J 0.4126 AA 0.0000 BB 0.0000

Section 137.073.7 RSMo, states that no tax rate shall be extended on the tax rolls by the county clerk unless the political subdivision has complied with the foregoing provisions of this section.

(Date)	(County Clerk's Signature)	(County)	(Telephone)



Form A

(2021)

For Political Subdivisions Other Than School Districts Levying a Single Rate on All Property

City of Smithville

09-024-0022

General Revenue

Name of Political Subdivision

Political Subdivision Code

Purpose of Levy

The final version of this form MUST be sent to the county clerk.

Computation of reassessment growth and rate for compliance with Article X, Section 22, and Section 137.073, RSMo.

1. (2021) Current year assessed valuation

Include the current state and locally assessed valuation obtained from the county clerk, county assessor, or comparable office finalized by the local board of equalization.

(a)	181,695,180	+	(b)	36,422,210	=	218,117,390
	(Real Estate)			(Personal Property)		(Total)

2. Assessed valuation of new construction & improvements

2(a) - Obtained from the county clerk or county assessor

2(b) - increase in personal property, use the formula listed under Line 2(b)

(a)	3,543,310	+	(b)	5,113,536	=	8,656,846
	(Real Estate)			Line 1(b) - 3(b) - 5(b) + 6(b) + 7(b)		(Total)
				If Line 2b is negative, enter zero		

3. Assessed value of newly added territory

obtained from the county clerk or county assessor

(a)	0	+	(b)	0	=	0
	(Real Estate)			(Personal Property)		(Total)

4. Adjusted current year assessed valuation

(Line 1 total - Line 2 total - Line 3 total)

209,460,544

5. (2020) Prior year assessed valuation

Include prior year state and locally assessed valuation obtained from the county clerk, county assessor, or comparable office finalized by the local board of equalization.

NOTE: If this is different than the amount on the prior year Form A, Line 1, then revise the prior year tax rate form to recalculate the prior year tax rate ceiling. Enter the revised prior year tax rate ceiling on this year's Summary Page, Line A.

(a)	158,744,987	+	(b)	31,308,674	=	190,053,661
	(Real Estate)			(Personal Property)		(Total)

6. Assessed value of newly separated territory

obtained from the county clerk or county assessor

(a)	0	+	(b)	0	=	0
	(Real Estate)			(Personal Property)		(Total)

7. Assessed value of property locally assessed in prior year, but state assessed in current year

obtained from the county clerk or county assessor

(a)	0	+	(b)	0	=	0
	(Real Estate)			(Personal Property)		(Total)

8. Adjusted prior year assessed valuation

(Line 5 total - Line 6 total - Line 7 total)

190,053,661



Form A

(2021)

For Political Subdivisions Other Than School Districts Levying a Single Rate on All Property

City of Smithville

09-024-0022

General Revenue

Name of Political Subdivision

Political Subdivision Code

Purpose of Levy

The final version of this form MUST be sent to the county clerk.

Computation of reassessment growth and rate for compliance with Article X, Section 22, and Section 137.073, RSMo.

Information on this page takes into consideration any voluntary reduction(s) taken in previous even numbered year(s). If in an even numbered year, the political subdivision wishes to no longer use the lowered tax rate ceiling to calculate its tax rate, it can hold a public hearing and pass a resolution, a policy statement, or an ordinance justifying its action prior to setting and certifying its tax rate. The information in the Informational Data, at the end of these forms, provides the rate that would be allowed had there been no previous voluntary reduction(s) taken in an even numbered year(s).

For Political
Subdivision Use in
Calculating its Tax
Rate

9. **Percentage increase in adjusted valuation** of existing property in the current year over the prior year's assessed valuation

(Line 4 - Line 8 / Line 8 x 100)

10.2113%

10. **Increase in Consumer Price Index (CPI)**
certified by the State Tax Commission

1.4000%

11. **Adjusted prior year assessed valuation**
(Line 8)

190,053,661

12. **(2020) Tax rate ceiling from prior year**

(Summary Page, Line A)

0.4484

13. **Maximum prior year adjusted revenue**
from property that existed in both years (Line 11 x Line 12 / 100)

852,201

14. **Permitted reassessment revenue growth**

The percentage entered on Line 14 should be the lower of the actual growth (Line 9), the CPI (Line 10) or 5%.

A negative figure on Line 9 is treated as a 0 for Line 14 purposes. Do not enter less than 0 or more than 5%.

1.4000%

15. **Additional revenue permitted**
(Line 13 x Line 14)

11,931

16. **Total revenue permitted in current year ***
from property that existed in both years (Line 13 + Line 15)

864,132

17. **Adjusted current year assessed valuation** (Line 4)

209,460,544

18. **Maximum tax rate permitted by Article X, Section 22, and Section 137.073, RSMo**
(Line 16 / Line 17 x 100)

Round a fraction to the nearest one/one hundredth of a cent.

Enter this rate on the Summary Page, Line B

0.4126

* To compute the total property tax revenues billed for the current year (including revenues from all new construction and improvements and annexed property), multiply Line 1 by the rate on Line 18 and divide by 100. The property tax revenues billed would be used in estimating budgeted revenues.



Form C

(2021)

For Political Subdivisions Other Than School Districts Levying a Single Rate on All Property

City of Smithville

09-024-0022

Debt Service

Name of Political Subdivision

Political Subdivision Code

Purpose of Levy

The final version of this form MUST be sent to the county clerk.

Debt Service Calculation for General Obligation Bonds Paid for with Property Taxes

The tax rate for debt service will be considered valid if, after making the payment(s) for which the tax was levied, the bonds remain outstanding, and the debt fund reserves do not exceed the following year's payments.

Since the property taxes are levied and collected on a calendar year basis (January - December), it is recommended that this levy be computed using calendar year data.

1. **Total current year assessed valuation** obtained from the county clerk or county assessor (Form A, Line 1 total) 218,117,390
2. **Amount required to pay debt service requirements during the next calendar year** (i.e. Assuming the current year is year 1, use January - December year 2 payments to complete the year 1 Form C) Include the principal and interest payments due on outstanding general obligation bond issues plus anticipated fees of any transfer agent or paying agent due during the next calendar year. 339,213
3. **Estimated costs of collection and anticipated delinquencies (i.e. collector fees & commissions & assessment fund withholdings)**
Experience in prior years is the best guide for estimating uncollectible taxes.
It is usually 2% to 10% of Line 2 above. 0
4. **Reasonable reserve up to one year's payment**
(i.e. Assuming the current year is year 1, use January - December year 3 payments to complete the year 1 Form C) It is important that the debt service fund have sufficient reserves to prevent any default on the bonds.
Include payments for the year following the next calendar year, accounted for on Line 2. 343,040
5. **Total required for debt service** (Line 2 + Line 3 + Line 4) 682,253
6. **Anticipated balance at end of current calendar year**
Show the anticipated bank or fund balance at December 31st of this year (this will equal the current balance minus the amount of any principal or interest due before December 31st plus any estimated investment earning due before December 31st). Do not add the anticipated collections of this tax into this amount. 243,597
7. **Property tax revenue required for debt service** (Line 5 - Line 6)
Line 6 is subtracted from Line 5 because the debt service fund is only allowed to have the payments required for the next calendar year (Line 2) and the reasonable reserve of the following year's payment (Line 4). Any current balance in the fund is already available to meet these requirements so it is deducted from the total revenues required for debt service purposes. 438,656
8. **Computation of debt service tax rate** (Line 7 / Line 1 x 100)
Round a fraction to the nearest one/one hundredth of a cent. 0.2011
9. **Less voluntary reduction by political subdivision** 0.2011
10. **Actual rate to be levied for debt service purposes *** (Line 8 - Line 9)
Enter this rate on Line AA of the Summary Page. 0.0000

* The tax rate levied may be lower than the rate computed as long as adequate funds are available to service the debt requirements.



PRO FORMA - STATE AUDITOR'S REVIEW OF DATA SUBMITTED

9/13/2021

Informational Data

(2021)

For Political Subdivisions Other Than School Districts Levying a Single Rate on All Property

City of Smithville

09-024-0022

General Revenue

Name of Political Subdivision

Political Subdivision Code

Purpose of Levy

This page shows the information that would have been on the line items for the Summary Page, Form A, and/or Form B had no voluntary reduction(s) been taken in prior even numbered year(s). The information on this page should not be used in the current year unless the taxing authority wishes to reverse any voluntary reduction(s) taken in prior even numbered year(s) and follows the following steps in an even numbered year.

- Step 1 The governing body should hold a public hearing and adopt a resolution, a policy statement, or an ordinance justifying its action prior to setting and certifying its tax rate.
- Step 2 Submit a copy of the resolution, policy statement, or ordinance to the State Auditor's Office for review.

Based on Prior
Year Tax Rate
Ceiling as if No
Voluntary
Reductions
were Taken

Informational Summary Page

A. Prior year tax rate ceiling (Prior year Informational Summary Page, Line F)	0.4484
B. Current year rate computed (Informational Form A, Line 18 below)	0.4126
C. Amount of increase authorized by voters for current year (Informational Form B, Line 7 below)	
D. Rate to compare to maximum authorized levy (Line B if no election, otherwise Line C)	0.4126
E. Maximum authorized levy most recent voter approved rate	1.0000
F. Tax rate ceiling if no voluntary reductions were taken in a prior even numbered year (Lower of Line D or E)	0.4126

Informational Form A

9. Percentage increase in adjusted valuation (Form A, Line 4 - Line 8 / Line 8 x 100)	10.2113%
10. Increase in Consumer Price Index (CPI) certified by the State Tax Commission	1.4000%
11. Adjusted prior year assessed valuation (Form A, Line 8)	190,053,661
12. (2020) Tax rate ceiling from prior year (Informational Summary Page, Line A from above)	0.4484
13. Maximum prior year adjusted revenue from property that existed in both years (Line 11 x Line 12 / 100)	852,201
14. Permitted reassessment revenue growth The percentage entered on Line 14 should be the lower of the actual growth (Line 9), the CPI (Line 10), or 5%. A negative figure on Line 9 is treated as a 0 for Line 14 purposes. Do not enter less than 0, nor more than 5%.	1.4000%
15. Additional reassessment revenue permitted (Line 13 x Line 14)	11,931
16. Total revenue permitted in current year from property that existed in both years (Line 13 + Line 15)	864,132
17. Adjusted current year assessed valuation (Form A, Line 4)	209,460,544
18. Maximum tax rate permitted by Article X, Section 22, and Section 137.073, RSMo, if no voluntary reduction was taken (Line 16 / Line 17 x 100)	0.4126

Informational Form B

6. Prior year tax rate ceiling to apply voter approved increase to (Informational Summary Page, Line A if increase to an existing rate, otherwise 0)	
7. Voter approved increased tax rate to adjust (If an "increase of/by" ballot, Form B, Line 5a + Line 6, if an "increase to" ballot, Form B, Line 5b)	



Board of Alderman Request for Action

MEETING DATE: 9/21/2021

DEPARTMENT: Administration

AGENDA ITEM: Consent Agenda

REQUESTED BOARD ACTION:

The Board of Aldermen can review and approve by a single motion. Any item can be removed from the consent agenda by a motion. The following items are included for approval:

- **Minutes**
 - September 7, 2021 Board of Alderman Work Session Minutes
 - September 7, 2021 Board of Alderman Regular Session Minutes
- **Financial Report**
 - Finance Report for July 2021

SUMMARY:

Voting to approve would approve the Board of Alderman minutes and finance report.

PREVIOUS ACTION:

N/A

POLICY ISSUE:

N/A

FINANCIAL CONSIDERATIONS:

N/A

ATTACHMENTS:

- | | |
|---|---|
| <input type="checkbox"/> Ordinance | <input type="checkbox"/> Contract |
| <input type="checkbox"/> Resolution | <input type="checkbox"/> Plans |
| <input type="checkbox"/> Staff Report | <input checked="" type="checkbox"/> Minutes |
| <input checked="" type="checkbox"/> Other: Finance Report | |

SMITHVILLE BOARD OF ALDERMAN

WORK SESSION

September 7, 2021, 5:30 p.m.
City Hall Council Chambers

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

The meeting was streamed live on the city's FaceBook page.

1. Call to Order

Mayor Boley, present via Zoom, called the meeting to order at 5:33 p.m. A quorum of the Board was present via Zoom meeting: Steve Sarver, Marv Atkins, Kelly Kobylski, Dan Ulledahl, John Chevalier and Dan Hartman.

Staff present via Zoom: Cynthia Wagner, Anna Mitchell, Chuck Soules, Chief Lockridge, Matt Denton, Stephen Larson, Jack Hendrix, Linda Drummond.

Bruce Cramer called the Economic Development Committee meeting to order at 5:34 p.m. Committee members present via Zoom: Carol Noecker, Bruce Cramer, Cali Maxfield, Steve Langley, Robert Hedgecorth (representing Todd Schutz) and Tara Young. Alicia Neth joined at 5:35 p.m.

Others present via Zoom: Megan Miller and Sid Douglas, Gilmore and Bell, PC

2. Joint Work Session with Economic Development Committee

Megan Miller presented a PowerPoint called Economic Development 101 that gave a good overview of the different types of Economic Development incentives that a city can offer.

What is tax increment financing tax? Tax increment financing is a method of diverting taxes to pay for cost associated with building project. These consist of PILOTS (payment in lieu of taxes), generally 100% of PILOTS are captured into the TIF and consistent EATS (economic activity taxes). Under state statute, 50 percent of EATS are captured, these consists of sales taxes generated within the project. These monies are deposited into a special allocation fund, which is a fund that is set up under the TIF contract and is required statutorily. There is also the opportunity for surplus PILOTS or EATS, which is what a percentage of the captured PILOTS and EATS are returned back to the taxing jurisdictions. There are also capital contributions which is similar to what we do with the school district in the Marketplace, where a percentage of those revenues are returned back to a single taxing jurisdiction. Additionally, the ambulance and fire protection are entitled to reimbursement of at least 50%. Since 2014, no voter-approved tax increases that are not captured within a pre-existing redevelopment agreement can happen without taxing jurisdictions approval. So, the renewal of taxes is not subject to this. For sales taxes the entire increase returns to a taxing jurisdiction. Property taxes are a

little bit different it is the difference between the new levy rate and the maximum voter-approved levy rate at the time of the adoption.

Megan outlined the steps for the TIF plan.

How is a TIF plan approved?

- Plan prepared by City or filed by Developer with the City Clerk.
- Request for bid and proposals which happens at the same time.
- Mailed notice to taxing jurisdictions.
- Publication notice -twice in a local newspaper and a mailed notice to property owners.
- TIF Commission public hearing.
- TIF Commission makes a recommendation to the Governing Body whether the plan meets the statutory or whether they think it is appropriate for the city to offer a TIF
- The Governing Body pass an ordinance approving plan.
- Governing Body approves Redevelopment Project(s) by Ordinance to start TIF "clock".

The city has ten years from the approval of the TIF plan to start the TIF clock for each individual project. Once the clock is started it runs for 23 years. Sometimes a TIF can include multiple redevelopment projects and all of those can have different clocks started depending on when the ordinance was passed. The County is asked to certify base property taxes or the base sales taxes.

Designation of a Redevelopment Area

- Redevelopment Area must contain property that is classified as a "blighted area" or a "conservation area".

A blighted area is an area by reason of predominant unsanitary or unsafe conditions deterioration of sight improvements, the existence of conditions which endanger life or property by fire or other causes or any combination of those factors and constitutes economic or social liability or amendments to the public health, safety, or welfare and its present condition and use.

Just this year, the legislature approved, and it went into effect on August 28, language which removed defective or inadequate street layouts or improper subdivision or obsolete planning and constitutes a menace to public morals and a binding factor.

A conservation area is a little bit different. It is improved area within the boundaries of a redevelopment area located the territorial limits of the municipality in which 50% or more of the structures in that area have an age of 35 years or more. It is not yet a blighted area, but it is detrimental to the public health, safety or welfare and may become a blighted area because of either one or more of the following factors either dilapidated, dilapidated obsolescence, deterioration, legal use of individual structures, presence of structures below minimum code requirements,

excessive overcrowding or a lack of ventilation. Megan explained that it is a little bit easier of a standard to meet.

- TIF prohibited in all greenfield areas

Legislature this year also changed that TIF is now prohibited to all greenfield areas. A greenfield area is in a vacant unimproved or agricultural property that is located wholly outside the incorporated limits of the city and is substantially surrounded by properties zoned Ag.

What happens after a TIF plan is approved?

PILOTS and EATS are generated within the redevelopment area. Those monies flow into a special allocation fund, then it can either be a pay as you go, or the developer can have bonds and the money in the special allocation fund would pay off the debt service on the bonds.

- The city and the developer will execute a TIF contract.
- The special allocation fund will be created.
- The city will authorize TIF debt if it is applicable for that particular project.
- The developer will build the project.

At the same the City impose a TIF by ordinance for each redevelopment project area.

- The city will collect the PILOTS and EATS.
- The City (through trustee) disburses the funds from a Special Allocation Fund (SAF) to repay the TIF bonds or if there are not TIF bonds will repay the developer their reimbursement project cost.

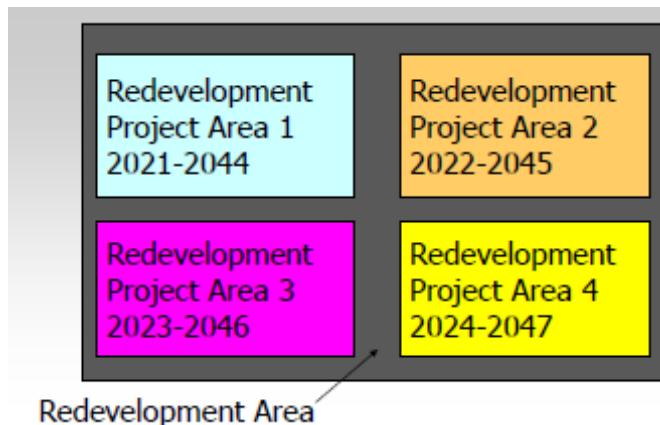
In the case with the Marketplace TIF the PILOTS need to distribute the special location fund and then the city distributes that money back out either it stays in the special allocation fund or goes back out to the taxing jurisdictions.

What Can TIF Revenues Pay For? Redevelopment Project Costs

This is what is allowed by statute, some cities will limit these categories that can be reimbursed, some cities will only limit to use for public improvements other say they will not pay for land acquisition cost for any vertical construction.

- Land acquisition costs
- Demolition, clearing and grading land
- Costs to rehabilitate existing buildings
- Cost to construct public improvements
- Costs to construct private improvements; tenant construction allowance
- Costs of studies, surveys, plans and specifications
- Professional service costs
- Financing costs
- Relocation cost for displaced persons/businesses

What is the Redevelopment Area? What are Redevelopment Project Areas?



With the TIF there is Ongoing Compliance.

- Annual Report

Annual Report that is sent to the Missouri Department of Economic Development. It includes an update on the redevelopment areas and the redevelopment project areas and the amounts of the PILOTS that were generated.

- Five-year Hearing

Every five years a hearing is held on each redevelopment project area to determine if satisfactory progress is being made. It is generally done by a PowerPoint and given to the city.

Steve Langley noted that he was new to EDC, and asked if Smithville had utilized any TIFs recently that people would be familiar with?

Megan explained that Smithville has one, the Marketplace which was approved in 2017. She also noted that it has done well in terms of generating PILOTS and EATS based on what has been built so far.

What are Community Improvement Districts (CID)?

- A CID is a political subdivision with power to impose a sales tax, a special assessment or real property tax to fund public improvements and services.
- Created by a city or county following the submission of a petition.

As of August 28, of this year the legislature ruled that a CID will not exceed 27 years from the adoption of the ordinance. A CID originally could go on forever.

How is a CID Formed?

- A petition is filed with the municipality clerk.
- A public hearing is held within 45 days of receipt of a verified petition.

- After the public hearing, the municipality may adopt an ordinance approving the petition and creating the CID.

The petition is signed by property owners collectively owning at least 50 percent of the assessed valuation of real property within the CID and more than 50 percent per capita of all owners of real property within the CID. The petition will include a five-year plan, the service improvements to be provided, the estimate of the costs anticipating the sources of funds to pay for those costs, and the anticipated terms of those sources. Also, the maximum rate of taxes and special assessments among a few other things. A notice of the public hearing is published in the local newspaper and is also mailed.

How is a CID Governed?

- Governed by 5-30 directors, elected or appointed as approved by the district.
- Qualifications:
 1. At least 18 years old; and
 - 2a. An owner of real estate or a business operating in the CID; or
 - 2b. A registered voter residing in the CID; and
 3. Compliant with any other qualifications set out in the petition.

Beginning this year, the legislature approved a change to this, a CID with no registered voters within the boundaries of the district, at least one director must reside within the city, be a registered to vote and have no financial interest in any real property or business operating within the CID or is not a relative within the second degree of consanguinity to a real property or a business. They must be completely removed from the property or business located within the CID.

- Removal for cause by 2/3 vote of the Board of Director, with notice of removal given to all directors prior to action.

CID Funding Sources

- Special Assessment
- Real Property Taxes
- Sales Tax
- Fees, rents and charges for CID property or services
- Grants, gifts and donations
- Bonds

A sales tax is limited to one percent, there is no limit on the amount of property taxes and any bonds that are issued can be for no more than 20 years.

Financeable Public Services

- Prohibiting or restricting traffic and vendors on streets.
- Operating or contacting for the provision of music, news, child-care or parking facilities, and buses, mini-buses or modes of transportation.
- Leasing space for sidewalk café tables and chairs.

- Providing or contracting for the provision of security personnel, equipment or facilities for the protection of property and persons.
- Providing or contracting for cleaning, maintenance and other services to public and private property.
- Promoting tourism, recreational or cultural activities or special events.
- Promoting business activity, development and retention.
- Providing refuse collection and disposal services.
- Contracting for or conducting economic, planning, marketing or other studies.

Financeable Infrastructure Projects

- Pedestrian or shopping malls and plazas.
- Parks, lawn, trees and any other landscape.
- Convention centers, arenas, aquariums, aviaries and meeting facilities.
- Sidewalks, streets, alleys, bridges, ramps, tunnels, overpasses and underpasses, traffic signs and signals, utilities, drainage, water, storm and sewer systems and other site improvements. All of these must be public they cannot be private.
- Parking lots, garages or other facilities.
- Streetscape, lighting, benches or other seating furniture, trash receptacles.
- Marquees, awnings, canopies, walls barriers.
- Any other useful, necessary or desired improvement that is public.
- **Within a blighted area, CID can pay cost of demolishing, renovating and rehabilitating structures.**

Recently the legislature did change the definition of blighted area to match the definition in the TIF Act.

Adding or Removing Property

The Ability to add or remove property from a CID once it has been formed.

- Property may be added to a CID by ordinance after the following:
 - Board of Directors consents
 - Petition is filed and a public hearing is held.

The same petition requirement to start a CID are required for the addition of property but only as it relates to new area being added. It does not have to be for the entire CID itself.

- Property may be removed from a CID by ordinance after the following:
 - Written request of any real property owner.
 - Board of Directors consents.
 - Public hearing is held.
 - CID is able to meet their obligations without the revenues generated by the removed property.

Ongoing Compliance for a CID

- Annual Budget

- Must submit a proposed budget to the governing body of the municipality.
- CID must adopt the budget prior to the first day of the fiscal year.
- Annual Report
 - Within 120 days after the end of the fiscal year, the CID must submit an annual report to the municipality clerk and Missouri Department of Economic Development.

The report must include any services that were provided, any revenues that were collected and any expenditures that the CID made within that year and must include any copies of resolutions that were passed pertaining to the CID.

- Annual Audit
 - Within six months after the end of a fiscal year, the CID must submit an audit of their financials to the State Auditor.

Megan noted that Smithville does have one CID within the TIF at the Marketplace. She explained that it is common to see these economic development centers be layered with a CID on top of a TIF and occasionally a TDD as well.

Steve Langley asked if Smithville had a blighted area?

Megan said that the Marketplace was determined to be blighted as part of approval of the TIF plan. She also explained that it would be up to the Board of Alderman if another TIF was presented if the area in question would be designated as a blighted area or a Chapter 353 if it meets the statutory definition of a blight. A designed blighted area will only come in the equation after someone requests an incentive where that designation is required.

Mayor Boley noted that the Marketplace is the only blighted area we have now, but we do currently have developers discussing possibilities for incentives, which would require blight finding.

What are Transportation Development Districts (TDD)?

- A TDD is a political subdivision created to fund, promote, plan, design, construct, improve, maintain and operate one or more transportation related projects.

Megan noted that the project boundaries do not have to be within the boundaries of a TDD it only has to benefit the TDD.

TDD Projects

Bridges, Streets, Roads, Highways, Access Roads, Interchanges, Intersections, Signings, Rest Areas, Docks, Signalizations, Parking Lots, Bus Stops, Stations, Garages, Terminals, Shelters, Airport, Public Mass Transportation.

Megan noted that she has done a couple of TDD's for streets and interchanges. She explained that she has not seen TDD's for the others on the list, primarily they are used for interchanges, streets and bridges.

Sid Douglas added that they have seen TDD's used for parking garages also.

Creation of a TDD

- A TDD may be created by:
 - At least fifty registered voters within the proposed TDD; or
 - If there are no registered voters, the owners of all of the real property located within the proposed TDD; or
 - Governing body of any local transportation authority; or
 - Two or more local transportation authorities may adopt resolutions calling for the joint establishment and file a petition; or
 - At least fifty registered voters of two or more counties.

A local transportation authority is a municipality, county, highway commission, special road district, any local public authority or political subdivision that has jurisdiction over a bridge, street, highway, railroad, etc.

Once you have the petition, it is filed in the circuit court of the county in which a majority of the TDD is located.

Court holds a hearing and determine if it is not legally defective TDD and the proposed TDD method is not illegal or unconstitutional.

If the petition was filed by registered voters or a governing body the court will certify the question regarding TDD creation project development and proposed funding for voter approval.

If the petition was filed by owner of record of all the real property, court would declare the TDD organized and certifies the funding methods stated in the petition.

If the petition is filed pursuant to the resolutions of two or more local transportation authorities, the court verifies a single question regarding the TDD creation project development and proposed method of funding for voter approval.

If voter approval requested, election held, and a majority vote is required to approve the formation.

How is a TDD Governed?

- Governed by a Board of Directors
 - If formed by two or more LTA's (local transportation authorities) the Board consists of (1) the presiding officer and one person chosen by the governing body of the LTA or (2) the presiding officer of each LTA.

- If not formed by two or more LTA's, directors are chosen by the qualified voters within the TDD (registered voters or property owners).

Funding Sources for the TDD

Sales tax, special assessments, real property taxes, tolls or bonds.

The sales tax is limited to one percent it must be approved by qualified voters which are either the registered voters within the TDD or the property owners. If it is the property owners, they receive one vote per acre of ownership.

Real property taxes need a four-seventh majority of the voters and can not to exceed the annual rate of ten cents per \$100 of assessed valuation.

The bonds for the TDD are not to exceed 40 years.

Ongoing Compliance for the TDD

- The state auditor is required to audit each TDD at least once every three years.
- Annual report.

Megan noted that there are no current TDD in the City of Smithville.

Chapter 353 Tax Abatement

- Real property tax abatement is available within "blighted areas". The legislature has made the definition of blighted area in Chapter 353 to match the definition in the TIF Act.
- Must create an Urban Redevelopment Corporation.
- Once created, it has the power to operate a redevelopment project pursuant to a city approval plan.
- A tax abatement can be provided for up to 25 years.
 - The first ten years: up to 100% of the incremental increase in real property taxes on the land and up to 100% of the real property taxes on all improvements.
 - The next 15 years: Between 50% and 100% of the property taxes on all land and improvements.
 -

The owner will continue to pay base taxes on the land that it was the year before it was redeveloped corporation took title. Then the owner pays a PILOT for the base property taxes for the first 10 years then can also pay a PILOT for the next 15 years as well.

Chapter 353 is similar to the TIF, where an ambulance and fire protection district is able to be reimbursed from between 50 and 100 percent of their tax.

Megan noted that Chapter 353 does not have to be 100% for the first ten years. They have seen it in any manner of percentage of tax abatement.

- Form an Urban Redevelopment Corporation.
- Draft a Development Plan
- Hold a Public Hearing
- City must enact an Ordinance
 - Approving the Development Plan, provide for tax abatement and make blight finding.
- Company transfers title to Redevelopment Corporation to start abatement.
- Immediate title transfers back to the company.

Chapter 353 also gives the city the statutory authority to acquire the property through eminent domain and then the city can sell the property. If the city wants to use eminent domain, the proceedings begin first with the city starting that process and then it will enact the master plan via ordinance that the area is a redevelopment area.

Megan noted that there are no Chapter 353 in the City of Smithville.

Alicia Neth asked Megan to give examples of TDD and Chapter 353 in the Kansas City area so they could relate to them mentally?

Megan noted that in Harrisonville there is an interchange right by the Ford dealership where there is a new bridge, and it is a whole new interchange that is funded by a TDD that is still ongoing. They approved a sales tax to build the interchange.

Sid noted that there is a TDD in Platte County at Zona Rosa.

Megan said that another good example of a Chapter 353 is in the City of Blue Springs. They have a Master 353 over their downtown area, where the Redevelopment Corporation provides tax abatement to businesses that come in. They provide the tax abatement level based on how much money you are going to put into your business.

Sid noted that Belton is doing the same thing with the Chapter 353 as Blue Springs did in the downtown area to encourage and incentivize redevelopment to the building both residential and commercial.

Megan noted that she just did a Chapter 353 for the City of Lebanon for a residential subdivision, where they took a blighted property, and the property owners of the houses get the tax abatement.

Mayor Boley said that he believed the City of Belton had close to seventeen tax incentive districts there.

Megan added that in Belton they have what is called "Why Belton" where the Academy Sports Store is, that is an actual example of a TIF that has multiple redevelopment project areas that they did in phases.

Megan also noted that in Blue Spring, the Adams Dairy Parkway was a combination of a TIF, CDD and three TDD's, that was done with multiple economic development incentives that is doing really well.

Chapter 100 Tax Abatement

- City issues revenue bonds to finance the cost of:
 - Warehouses, distribution facilities, research and development facilities, office industries, agricultural processing industries, service facilities which provide interstate commerce, industrial plants and commercial facilities, which can also include apartment complexes.
- With the Chapter 100 there is a real property tax abatement component from 0% to 100%,
- Personal property tax abatement component from 0% to 100%
- Sales tax exemption on construction materials the city can provide
- Sales tax exemption on equipment/machinery (if DED approves)

Megan explained that Chapter 100 are very common in the Kansas City area, particularly in industrial areas where Chapter 100 is just done during the construction period for two to three years for the sales tax exemption on construction material, then once it is built Chapter 100 get terminated.

- A Chapter 100 Plan and a cost benefit analysis is created and sent to all taxing jurisdictions.
- Negotiate Bond Documents and Development/Performance Agreement.
- The city holds a public hearing and passes an ordinance approving the Chapter 100 Plan and authorizing the issuance of bonds.

Megan explained the city is not obligated to pay those in any way. What is triggering the abatement is that the city is holding title to those properties during the length of the transaction so that the company can take advantage of the tax-exempt status of the city. The city will issue a tax-exempt certificate for the company to use for the purchase of construction materials.

- How the Chapter 100 Tax Abatement Works
 - Land is owned by a company and is transferred to the city removing it from its tax rolls.
 - Revenue Bonds are issued in an amount equal to the total value of the project.
 - The city leases the land and the project back to the company.
 - The city and the company agree to a schedule of payments in lieu of taxes (PILOTs) to set abatement level.
- Industrial Development Bonds:
 - May be issued for any "commercial" project
 - Payable from the lease revenues

- City's full faith and credit is not backing the bonds

Smithville does not currently have any Chapter 100.

What are Neighborhood Improvement Districts (NID)?

- A NID is an area benefited by public improvements and assessed to pay for that improvement.
- A NID is created either by an election or a petition of property owners.

Creation of a NID

- Election
 - A municipality may by resolution submit a question of NID creation to qualified voters residing within the NID at a general or special election.
- Petition
 - Signed by owners of record of at least two-thirds of all real property located within the NID
 - Submitted to the governing body of the municipality.

Remaining Formation Steps of a NID

- Preparation of plans and specifications.
- Preparation of preliminary assessments roll which is an order that assessments to be made against each parcel that is benefited.
- Hold a public hearing.
- Governing body orders improvements to be made.
- Construction of the project.
- Computation of final costs and assessments are computed.
- Assessment of final costs and notice of such to the property owners.

Megan noted that the property owners can either pay in full upfront for their entire portion of the project or it could be made in annual installments over the course of the bonds.

NID Bonds

- Municipalities may issue bonds to pay for all or part of the project costs.
- Principal and interest on the bonds are paid for through the special assessments collected.
- Limited to 20 years

Bonds are general obligation bonds and count against the issuer's debt limit
NID bonds are limited to twenty years.

Megan noted that Smithville does not currently have a NID, but she has done them in rural areas where there is a gravel road and small subdivision of house, about 15-20 come together sign a petition to pave the stretch of house on that road. The assessment then goes against their property. She said that most people do not pay upfront, but they make the annual payments over twenty years.

Reimbursement Agreements

- The municipality enters into an agreement with the property owner.
- The property owner funds cost of public improvements.
- The municipality reimburses the owner for the costs of those improvements from incremental sales or property taxes generated from the project.
- The obligation is from year to year and subject to annual appropriation. Other municipal funds are not used nor are revenues from other taxing jurisdictions. It is solely the incremental sales or property taxes that are generated.

Megan completed the presentation and asked for questions.

Alderman Hartman stated that he appreciated Megan going through all of this because as Smithville looks to future growth, it is important to understand these programs are incentives for developers. He said he realizes that there are pluses and minuses to all of them but at the end of the day, we need to make sure it is the best for the project. He asked that Megan give proven examples of some success stories for other communities using these incentives.

Megan noted that an example of Chapter 100 is in Riverside's industrial area, there is a huge industrial levy within the levy district that is done with a lot of Chapter 100 bonds. She explained that with each building that is built they have issued Chapter 100 bonds generally just for the construction materials using the sales tax exemption.

Megan explained that Adam's Dairy Parkway was a very good example of the use of multiple tax incentives that has done really well. She went on to say that in Lee's Summit, Summit Fair and Summit Woods were both CID's and TIF's that have done exceptionally well. In Blue Springs, the Chapter 353 in their downtown area continues to have businesses come in and utilize that incentive.

Sid added that another area of development that has done well is in Liberty on 152 Highway at the intersection of I-35. He explained that development was done with TIF's and CID's.

Megan explained that in going forward, the city needs to start thinking about what projects make sense for these types of incentives, what level of abatement, what internal rate of return for companies is the city comfortable with. She noted that the city's Economic Development Guide is really more of a toolbox guide. Does the city want to have a Comprehensive Economic Development Policy that would explain these incentives? Such as, this is what the city is looking for, what kind of abatement we are comfortable with for a project, what type of public improvement the city would offer. Megan noted that this would of course be up to the city's discretion and change can be made based on what is being offered. Restriction and agreements, job creation, maximum reimbursement cap, limits on the type of business used, such as they have to be tax generating businesses, can also be added to the policy.

Steven Langley said that one of the items in the EDC Strategic Plan was a hotel conference complex. He asked if we were to bring that type of complex into the city would we use one of more of these incentives?

Mayor Boley said it was a great question but in having talk to a lot of hotel developers, right now a hotel developer is not going to build without some kind of incentive especially with Smithville being so close to hotels by the airport. He noted that without the incentives what would keep them from building right over the border in Kansas City. Mayor Boley said that with that being part of the EDC Strategic Plan then the discussion of what level of incentives are we open to for a hotel. He also explained that currently we do not have enough hotel rooms to have a hotel/motel sales tax, which is also a benefit to a hotel because they would not have to charge the 13% tax on the overall room rate like the ones closer to the airport.

Steven Langley asked if the city had to give any incentives for the Herzog Foundation's building or for Eagle Heights Subdivision on Commercial Street?

Mayor Boley explained that the Herzog Foundation is a non-profit organization, so they do not pay property taxes. He also explained that it has been practice that the city does not do incentives on residential development.

Steven Langley noted that he had heard that Kozak's Laketown Grill was looking to relocate to a new location and asked if the city would work with a current business that is wanting to expand to a new location?

Mayor Boley explained that Kozak's site plan is approved by the Planning and Zoning Commission and by the Board of Alderman. He said Kozak's has not approached the city formally with any kind of development agreement. Mayor Boley explained that this is what this work session is for, so with future development, staff would have the guidelines to bring forward for review.

Alderman Hartman noted that it is important to understand that any of these incentives will help impact the overall economic development for the city.

Mayor Boley asked for thoughts on these incentives.

Bruce Cramer said he likes them.

Mayor Boley asked if there were any incentives he would be against?

Bruce Cramer said no.

Cali Maxfield said she thought everything sounded good and did not have anything to add.

Alicia Neth said she would not be against any of it, she said she would be willing to entertain anything that is brought to the city.

Carol Noecker said we need to make sure the lines of communication are open, and conversation are open before the city entertains anything going forward. She noted that she felt that there are some areas that could benefit but wondered if there are conversations being had with the city that has prompted this conversation. She noted that she thinks it is great that we are thinking forward about development. She continued that she would want to make sure that conversations are being held with everyone involved and how they will affect everyone involved.

Mayor Boley noted that he had brought this up in the past at School Board meetings, because it is a part of the Comprehensive Plan. He explained that it is part of EDC action plan to say where we stand on incentives. He said that we do have developers looking but we always have developers looking. Mayor Boley stated that we need to get a policy put in place.

Tara Young said that she was trying to absorb everything since it is all new to her. She asked what the next steps were for the Marketplace?

Mayor Boley explained that the clock for the Marketplace started in October of 2017, so their five-year will be coming up.

Megan said that the end of 2022 will start the fifth year.

Mayor Boley explained that the performance of the built businesses is on track. He said that we can not drill into those numbers because there are not enough built businesses.

Megan also added that in the beginning of the TIF it was contemplated that Heritage Tractor would be built within the boundaries of the TIF, which obviously it is not, so the projections that were originally written into the TIF plan including projections from Heritage Tractor. She explained that the Marketplace is built out with what was originally planned with the exception of Heritage Tractor. The lumber store is bigger than they originally expected when they contemplated the plan. There are other things coming down the pipe that will generate additional PILOTS and EATS and the developer has approached Gilmore and Bell to issue bonds on the Marketplace. As she presented PILOTS and EATS are generated within the redevelopment area. Those monies flow into a special allocation fund, then it can either be a pay as you go, or the developer can have bonds and the money in the special allocation fund would pay off the debt service on the bonds. She explained that it is common for projects to start out as pay as you go until the project is built out to support the sale of bonds. Now that the Marketplace is near completion the developer is asking for reimbursement. Megan noted that she just received their application for reimbursement project costs that we attached to the TIF plan. Whenever a developer wants to get paid from either the CID funds or the special allocation fund, they must make a reimbursement request. If they issue bonds instead of paying that over the course of time, they get the money back quicker, so they can move on to their next project. Megan explained that underneath the TIF contract, the city in

the developer entered into a TIF contract. In that TIF contract for the Marketplace TIF, the city in their sole discretion will act in good faith if the issuer wants to issue bonds but it is within the city's sole discretion if bonds are being issued. If the city does decide to issue bonds, they are not general obligations of the city. They are revenue bonds tied to the revenues generated within the TIF, those that special allocation fund, the PILOTS and the EATS that are generated. The city does issue the bonds but there are ways that the city of can negotiate to make sure that the debt service is covered if the TIF did not generate the amount of money that they needed. There are reserve funds and then additional backup as a business interruption fund. You can negotiate but the city's general fund obviously is not on the line to pay any bond debt service. Megan explained that currently under the TIF contract the city is obligated to reimburse the developer for allowable project cost, plus the interest accrued on those approved project costs. The interest rates that were agreed upon in the TIF contract is equal to prime rate as reported by The Wall Street Journal plus 1% up to a maximum of 6%. Currently prime rate plus 1% would be about 4.25% interest. Megan said that they obviously would not recommend bond issuance if the cost of doing the bond issue was not lower than what is contractually obligated under the TIF contract. There would be no deal unless there is cost savings to the city. She explained that the underwriter has verbally told them that right now interest rates are somewhere in the low threes and so this could translate obviously to cost savings for the city in a shorter life for the TIF. If issued the agreements made to pay the capital contributions School District, Fire District, Ambulance District, the administrative cost that are incurred would still be honored and paid. The bond issuance would still be subject to the maximum and cap that was agreed upon in the TIF contract.

Robert Hedgecorth explained that he did not want to speak on behalf of the Board of Education. He noted that what Megan gave was an overview of different triggers that can be used to fund different projects. He said that for the Marketplace there is a 60% tax abatement and that could have been negotiated at different levels. He stated that each project would be its own. Robert noted that Megan talked about the term blighted and that the Marketplace area was blighted, and he said it was just a bunch of trees and land, so how could that land be blighted? He went on to explain that there were a ton of rock on the land and to get utilities back there it was going to be a major investment for a developer which is why the TIF Commission deemed the area blighted. He said that the School District is not against all TIFs, and that Dr. Schutz has been honest and said that the downtown old hospital is probably the poster child for needing a TIF, it is just at what level. Is 23 years or 15 years, is it 20% abatement or is it 80% abatement, it all depends on the project and what the pro forma looks like and how those come out.

Mayor Boley noted that the city is 16 square miles, and the school district is about 100 square miles , so there are incentives outside of the City of Smithville that the school district has to deal with also.

Alderman Ulledahl noted it would be interesting to see what new would come in be it a CID or something like it. He said he can not see necessarily some of the others

such as the Neighborhood Improvement District but thinks it would be interesting to see what comes forth in the next five to ten years in regard to those types of programs being used for new projects and upgrading our current areas.

Mayor Boley noted that there might be the possibility of a NID in an area that does not have sewer and the residents want it. He asked Alderman Ulledahl if there would be anything he would be against with the incentives?

Alderman Ulledahl said that he would be against the higher percentages and taking too long to pay it back. He noted that he hoped we would be able to negotiate strongly to make sure that these would work out in our favor.

Alderman Sarver said he was not against any of the proposals that Megan presented. He noted that each one would have to be looked at on their own merit. He said that anything brought forward should be considered as long as it is a good situation for the city.

Alderman Kobylski said that she was all for looking at anything brought before the Board. She noted that they would have to negotiate it and put the city first to make sure that our citizens are taken care of. She said that this was a lot of information, and she was very impressed with the presentation tonight.

Alderman Chevalier said he would like to see any opportunity, whatever anyone wants to develop and presents to the Board.

Alderman Atkins said he was actually amazed that there were that many incentive programs available. He personally would like to see that they are all available for anyone that wants to grow in Smithville. Like the other Board members stated each incentive has its own merit and needs to be adjusted at that time.

Alderman Hartman said he believe the Board is open to looking at these incentives. He noted that the reason he is on the Board is because he loves the city and wants to see development and growth. He stated that he thinks all of these programs could be perfect for any developer that approaches the city. He just thinks that we have to be open to it.

Mayor Boley noted that he believes staff has the direction the Board would like to proceed with the policy. He said that maybe staff could pull something together from something that Megan and Sid have worked on in other cities, it would be a draft policy the Board can then redline as needed. He asked staff, Megan and Sid if that would work for them?

Cynthia said that staff could absolutely work on the policy from this direction from the Board. She also asked the Board if they had questions to please email Anna Mitchell, Assistant City Administrator, or herself and they could incorporate them in the information provided. Cynthia noted that her thought on the next steps would be working with Sid and Megan on other city policies to draft something to bring

forward to the Board but to take it to the Economic Development Committee first for their discussion and input.

Mayor Boley said he would like to take it to the Economic Development Committee first and then discuss it at the joint Board of Alderman/School Board meeting for the opportunity to redline if needed. He noted that once everyone has agreed to the policy we need to stick to our policy.

Cynthia asked that the Board provide direction on how to proceed with the request to issue bonds for the Marketplace.

Mayor Boley said it could be a topic for the Board retreat.

Cynthia clarified that staff needs the Board to provide direction on how to proceed with the issuance of the bonds for the Marketplace so Sid and Megan can provide response to the developer.

Mayor Boley said that if it makes financial sense then the Board needs to take a look at it.

Alderman Hartman agreed and added it needs to make sense and they need to do what is best for the city.

Alderman Sarver, Alderman Atkins, Alderman Ulledahl, Alderman Kobylski and Alderman Chevalier all agreed.

Mayor Boley asked what timeline they were looking at for the issuance of bonds for the Marketplace?

Sid said that they would like to get something done this calendar year if at all possible. He explained that it would take anywhere from 60-120 days to get something like that done. He explained that during that time you take the bonds to market and get closed. He stated that based on what he was hearing they would make sure they can document the savings over what is in the redevelopment agreement versus what they expect in the capital markets, how much shorter that puts the TIF before it is collapsed by accomplishing all of the reimbursements. Sid asked if the Board was comfortable that that is an appropriate decision?

Mayor Boley asked if they would go out for bond rating?

Sid explained that for a TIF deal it is unlikely that you would get a bond rating unless you had significant history. He said that there is some history that allows the underwriters, being they are proposing the alternative to market the bonds to investors that are looking for higher yields on investments besides general obligation bonds where the interest is low. This would not be a bond rating or looking at or evaluating the credit of the city.

Alicia Neth moved to adjourn the Economic Development Committee meeting. Bruce Cramer seconded the motion.

Ayes – 7, Noes – 0, motion carries. Economic Development Committee meeting adjourned at 6:48 p.m.

3. Adjourn

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

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared the Work Session adjourned at 6:49 p.m.

Linda Drummond, City Clerk

Damien Boley, Mayor

**SMITHVILLE BOARD OF ALDERMEN
REGULAR SESSION**

September 7, 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: Marv Atkins, Steve Sarver, Dan Hartman, Dan Ulledahl, Kelly Kobylski and John Chevalier.

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

2. Pledge of Allegiance led by Mayor Boley

3. Proclamation – Constitution Week, September 17-23

4. Mayor Boley called the public hearing for the annexation Lot 8, Lakeside Crossing to order 7:02 p.m.

No Public Comment.

5. Adjourn Public Hearing for annexation Lot 8, Lakeside Crossing

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

6. Consent Agenda

- **Minutes**

- August 17, 2021, Board of Alderman Work Session Minutes
- August 17, 2021, Board of Alderman Regular Session Minutes

No discussion.

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

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

REPORTS FROM OFFICERS AND STANDING COMMITTEES

7. Committee Reports

Alderman Atkins reported on the August 26 Parks and Recreation Committee meeting. They discussed that the Parks and Recreation Master Plan was completed and approved. Staff is currently working on the budget and a plan for the future of Parks and Recreation based on the recommendations of the projects suggested in the Parks and Recreation Master Plan.

The splash pad at Diamond Crest is open to the public, the Parks Department will be purchasing playground equipment and concrete for the sidewalk to the splash pad.

The parks and recreation program had a busy summer. They reported partnering with multiple businesses and organizations to host a variety of successful and free programs and events, including soccer games.

The Smith's Fork Haunted Campground reservations sold out in 30-minutes. The vendor registration is still open. It should be a great event.

The next steps for the Parks and Recreation Master Plan are to find some funding for the Smith's Fork and Heritage Park projects estimated at three to four million dollars each to get these great projects moving forward.

Mayor Boley noted that the Parks and Recreation Committee will now be only meeting quarterly now that the Park and Recreation Master Plan process is complete.

Matt Denton, Parks Director noted that they also voted on the splash pad playground amenities and the structure design recommendations. Matt said that he will pass these on so we can start moving forward on that project.

Mayor Boley asked when the splash pad would be closing?

Matt said that weather permitting it would be open until the end of September.

8. City Administrator's Report

Cynthia noted she had a few things to highlight from the report in the packet. In the report is the outline for the process to approve utility rate increases. She explained that during the budget discussion, we talked about an increase to both the water and wastewater rates. The wastewater rates require a public hearing and in working backward on the calendar, staff realized that the notification needed to be placed in the next two editions of the Courier Tribune. The timing outlined by State Statute requires a 30-day notice for the public hearing to occur. This does not allow the public hearing to be held until October 19. So long as there are no concerns from the Board, staff is requesting an emergency Ordinance for the rate increase with first and second readings both on October 19, in conjunction with the second reading of other FY22 budget items.

Staff anticipates receiving the information from Clay County next week to certify the property tax rates to be able to set the tax rate. Staff still hopes to be able to bring that forward to the Board for approval at the September 21 Board of Alderman

meeting. If we do not receive the information in time, we may need to call a special meeting to set the tax rate.

We have two recruits graduating from the police academy this week, Colby Mathis and Landon Summerville. They will graduate Thursday evening and be sworn in as Smithville Police Officers on Friday. As previously noted, the City has two more recruits that started the academy within the last couple of weeks and we have one more that will be starting soon.

Cynthia noted that attached to the City Administrator's report is a significant document from Chuck Soules, Public Works Director, outlining the number of projects on the public works side.

Cynthia also noted that the City has some vacancies in our Utilities and Street Department. We have advertised for those positions and have had difficulty in hiring and filling those positions, in part people are not showing up for the interviews. She fears that we are victims of the same thing a lot of people around the nation are in trying to hire new staff. She explained that we are trying to find creative ways to recruit and advertise to hire people.

Those staff shortages do have an impact, this morning we had a waterline break and staff was able to address and make the repairs. We then had another situation with a waterline break in a different part of town. Staff was able to isolate the problem but rather than make the repairs ourselves we worked with a contractor to come in and do the repairs. Cynthia noted that we may see more of staff not making the repairs but contracting some of them out using salary savings, just to be able to do the repairs safely and in a timely manner.

Today the City received the first half installment of the American Rescue Plan Act (ARPA) funds. We now have slightly more than one million dollars more in our bank account. Cynthia reminded the Board that these funds will go towards the water treatment projects out by the lake approved earlier this year.

Cynthia noted there is a change to item number 16 on the agenda, Resolution 960, relating to Hero Fest. This afternoon, Linda Drummond, City Clerk sent out email to the Board regarding the events organizer's new request to change the boundaries of the area for open alcohol to extend beyond the Courtyard and the surrounding streets and up Bridge Street to the north. This change has been reviewed and approved by staff, so we would make that change as part of that item.

ORDINANCES & RESOLUTIONS

9. Bill No. 2913-21, Repealing and Replacing Section Site Plan –2nd Reading

Alderman Sarver moved to approve Bill No. 2913-21, repealing and replacing Section Site Plan with requirements for improvements to adjacent public infrastructure or off-site infrastructure impacted by the proposed site plan project in any commercial district. 2nd 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. 2913-21 approved.

10. Bill No. 2914-21, Amending Provisions of the International Building Code – 2nd Reading

Alderman Hartman moved to approve Bill No. 2914-21, amending certain provision of the building code to reinstate the ice dam protection to the codes and would reinstate a pool barrier height amendment made for the previous code. 2nd reading by title only. Alderman Atkins seconded the motion.

No discussion.

Upon roll call vote:

Alderman Ulledahl – Aye, Alderman Chevalier – Aye, Alderman Kobylski – Aye,

Alderman Sarver – Aye, Alderman Hartman – Aye, Alderman Atkins – Aye.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Bill No. 2914-21 approved.

11. Bill No. 2915-21, Annexation of Lot 8, Lakeside Crossing - 1st Reading

Alderman Sarver moved to approve Bill No. 2915-21, approving the annexation of Lot 8, Lakeside Crossing, 2413 Northeast 157th Street. 1st reading by title only. Alderman Hartman 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 first reading.

12. Bill No. 2916-21, Amending Certain Sections 600 Alcohol – 1st 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. 1st reading by title only. Alderman Hartman 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 first reading.

13. Resolution 956, Change Order for Street Maintenance Program

Alderman Sarver moved to approve Resolution 956, approving a change order to the 2022 Street Maintenance Program and authorizing a contract extension to Superior Bowen in the amount of \$5,961.74. Alderman Atkins seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 956 approved.

14. Resolution 957, Award Bid No. 21-17, Police Department Facility Study

Alderman Sarver moved to approve Resolution 957, awarding Bid No. 21-17, Police Department Facility Study, to TreanorHL in the amount of \$45,250. Alderman Atkins seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 957 approved

15. Resolution 958, Fireworks Event White Iron Ridge

Alderman Sarver moved to approve Resolution 958, approving a fireworks event at White Iron Ridge on September 16 at 10:00 p.m. to last for approximately five minutes. Alderman Ulledahl seconded the motion.

Alderman Atkins asked if White Iron Ridge will be letting the neighborhood know that they will be about the event?

Cynthia said that staff will reach out to White Iron Ridge and remind them to send out a notice.

Alderman Kobylski requested that with it getting dark earlier they might set off the fireworks earlier maybe somewhere around 9:30 p.m.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 958 approved.

16. Resolution 959, Senior Discount Policy for Residential Trash and Recycling

Alderman Sarver moved to approve Resolution 959, approving the Senior Discount Policy discounting monthly residential trash and recycling rates for senior citizens. Alderman Atkins seconded the motion.

No discussion.

Cynthia thanked Gina Pate, Public Works Management Analyst for her work on this project.

Ayes – 6, Noes – 0. Mayor Boley declared Resolution 959 approved.

17. Resolution 960, Special Event Permit, Hero-Fest

Alderman Sarver moved to approve Resolution 960, issuing a Special Event Permit for the September 11, 2021, Hero-Fest Event at Courtyard Park. Alderman Atkins seconded the motion.

Mayor reminded the Board that this is the event Cynthia mentioned in her report that requested a change in the street closure.

Alderman Atkins move to amend Resolution 960 to include the new mapped area to include Bridge Street as part of the street closure. Alderman Hartman seconded the motion.

No discussion.

Ayes – 5, Noes – 0, Abstained – 1, motion carries. Mayor Boley declared Resolution 960 approved

18. Resolution 961, Stewardship Agreement for Trail Maintenance

Alderman Sarver moved to approve Resolution 961, authorizing and directing the Mayor to enter into a 25-year Stewardship Agreement with Missouri Department of Natural Resources for maintenance of the Main Street Trail. Alderman Ulledahl seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 961 approved.

19. Resolution 962, Main Street District Special Request

Alderman Hartman moved to approve Resolution 962, approving a special request to waive the fees for Main Street District's Pet's Day Out event on September 26, 2021. Alderman Atkins seconded the motion.

No discussion.

Ayes – 5, Noes – 0, Abstained – 1, motion carries. Mayor Boley declared Resolution 962 approved.

20. Resolution 963, Purchase of Police Radar and Laser Equipment

Alderman Sarver moved to approve Resolution 963, approving the purchase and installation of six dash mounted radar units and one laser speed measuring device in an amount not to exceed \$17,447. Alderman Ulledahl seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 963 approved

21. Resolution 964, Hazardous Moving Violation Grant Agreement

Alderman Hartman moved to approve Resolution 964, authorizing and directing the Mayor to sign an agreement with MoDOT Highway Safety Division for the Hazardous Moving Violation Grant. Alderman Ulledahl seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 964 approved

22. Resolution 965, DWI Enforcement Grant Agreement

Alderman Ulledahl moved to approve Resolution 965, authorizing and directing the Mayor to sign an agreement with MoDOT Highway Safety Division for the DWI Enforcement Grant. Alderman Hartman seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 965 approved.

23. Resolution 966, Purchase of Snow Removal Equipment

Alderman Sarver moved to approve Resolution 966, approving the purchase of snow removal equipment from American Equipment in the amount of \$13,546. Alderman Hartman seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 966 approved.

24. Resolution 967, Repair Motive Pump

Alderman Ulledahl moved to approve Resolution 967, authorizing the expenditure of funds from the Combined Water and Wastewater System Fund for the repair of a motive pump in the amount of \$20,187.60 from Mid-America Pump. Alderman Sarver seconded the motion.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 967 approved.

25. Resolution 968, Authorizing Payment for Police Academy

Alderman Ulledahl moved to approve Resolution 968, authorizing payment to the Metropolitan Community College for Police Academy training in the amount of \$8,120.15. Alderman Atkins seconded the motion.

Cynthia noted that this payment was for recruits three and four of the five the City is sending through the academy.

No discussion.

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared Resolution 968 approved.

OTHER MATTERS BEFORE THE BOARD

26. Public Comment

None.

27. New Business from the Floor

Alderman Sarver asked for discussion on mandatory COVID-19 vaccines for City employees.

Mayor Boley asked the Board if this was something they wanted to discuss?

Alderman Chevalier noted that he would support having a discussion on COVID-19 in general.

Alderman Kobylski, Alderman Hartman and Alderman Ulledahl all agreed with Board discussion on COVID-19.

Cynthia asked the Board in addition to the vaccine, what information they would like to have to aid discussion?

Alderman Chevalier asked to see what other cities are requiring.

Alderman Atkins asked staff to find out the liability and what that would do to staff retention if the City mandated the vaccine.

28. Adjourn

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

Ayes – 6, Noes – 0, motion carries. Mayor Boley declared the regular session adjourned at 7:31 p.m.

Linda Drummond, City Clerk

Damien Boley, Mayor

FY21 BUDGET - FINANCIAL UPDATE

7/31/21

REVENUES, BY FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
GENERAL FUND	4,763,608.86	4,874,040.00	4,145,891.88	4,918,540.00	85.06%
CAPITAL PROJECTS FUND	-	273,000.00	214,478.15	272,250.00	78.56%
CAPITAL IMPROVEMENT SALES TAX FUND	579,720.69	530,750.00	469,397.58	615,250.00	88.44%
DEBT SERVICE FUND	556,280.00	342,190.00	342,190.00	342,190.00	100.00%
TRANSPORTATION SALES TAX FUND	582,358.98	530,750.00	418,688.74	604,335.00	78.89%
COMBINED WATER/WASTEWATER SYSTEMS FUND	4,466,228.64	4,808,890.00	3,580,625.70	5,164,591.00	74.46%
SANITATION FUND	831,293.48	890,550.00	652,137.49	877,615.00	73.23%
SPECIAL ALLOCATION FUND	8,260.08	520,000.00	490,179.95	520,000.00	94.27%
PARK & STORMWATER SALES TAX FUND	-	442,290.00	424,470.35	475,924.00	95.97%
VEHICLE AND EQUIPMENT REPLACEMENT FUND	-	165,000.00	91,972.00	165,000.00	55.74%
CARES FUND	945,399.87	-	-	-	
	11,787,750.73	13,377,460.00	10,830,031.84	13,955,695.00	80.96%

EXPENDITURES, BY FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
GENERAL FUND	4,934,030.90	5,965,540.00	3,842,413.49	5,420,793.81	64.41%
CAPITAL PROJECTS FUND	699,506.47	1,737,440.00	1,257,908.97	1,882,370.00	72.40%
CAPITAL IMPROVEMENT SALES TAX FUND	556,280.00	952,250.00	542,373.00	798,910.00	56.96%
DEBT SERVICE FUND	325,017.50	329,860.00	231,262.50	325,020.00	70.11%
TRANSPORTATION SALES TAX FUND	175,690.18	1,105,820.00	215,964.38	1,034,225.00	19.53%
COMBINED WATER/WASTEWATER SYSTEMS FUND	3,360,050.12	7,525,260.00	2,513,050.28	7,228,101.00	33.39%
SANITATION FUND	813,356.26	885,710.00	649,358.75	868,409.00	73.32%
SPECIAL ALLOCATION FUND	-	520,000.00	-	517,000.00	0.00%
PARK & STORMWATER SALES TAX FUND	-	225,000.00	46,953.45	225,000.00	20.87%
VEHICLE AND EQUIPMENT REPLACEMENT FUND	-	125,000.00	42,091.98	65,838.00	33.67%
CARES FUND	357,892.29	550,000.00	348,970.23	945,400.00	63.45%
	11,221,823.72	19,921,880.00	9,341,376.80	18,365,666.81	46.89%

FY21 GENERAL FUND

7/31/21

REVENUES, BY SOURCE	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
PROPERTY TAXES	895,583.11	886,950.00	924,902.59	925,841.00	104.28%
SALES AND USE TAXES	1,772,266.24	1,696,150.00	1,380,826.47	1,911,313.00	81.41%
FRANCHISE TAXES	710,418.37	681,430.00	455,274.64	668,090.00	66.81%
OTHER TAXES	310,538.02	322,040.00	259,911.76	302,732.00	80.71%
LICENSES, FEES, AND PERMITS	362,052.14	325,080.00	319,340.09	442,027.00	98.23%
INTERGOVERNMENTAL REVENUES	25,868.33	49,280.00	39,906.02	41,237.00	80.98%
CHARGES FOR SERVICES	222,151.56	244,810.00	254,427.89	229,835.00	103.93%
FINES AND FORFEITS	144,336.13	168,980.00	101,081.00	110,390.00	59.82%
INTEREST	116,770.48	45,000.00	39,330.61	45,000.00	87.40%
DONATIONS	-	4,750.00	-	4,750.00	0.00%
OTHER REVENUE	29,104.48	400.00	32,049.87	28,155.00	8012.47%
DEBT ISSUED	-	240,000.00	239,288.35	-	
TRANSFERS IN	174,520.00	209,170.00	99,552.59	209,170.00	47.59%
	4,763,608.86	4,874,040.00	4,145,891.88	4,918,540.00	85.06%

EXPENDITURES, BY DEPARTMENT	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
ADMINISTRATION	733,241.95	1,091,070.00	755,309.17	947,711.00	69.23%
STREET	1,025,631.76	1,224,010.00	604,377.79	1,212,140.81	49.38%
POLICE	1,823,161.21	2,185,440.00	1,431,530.70	1,863,175.00	65.50%
DEVELOPMENT	442,794.55	431,650.00	315,219.34	401,930.00	73.03%
FINANCE	302,904.09	315,860.00	232,146.22	279,844.00	73.50%
COURT	-	-	-	-	
PARKS & REC	547,965.75	646,880.00	460,643.43	643,927.00	71.21%
SENIOR CENTER	16,295.32	21,620.00	12,899.48	23,056.00	59.66%
ELECTED OFFICIALS	32,723.20	40,010.00	26,407.07	40,010.00	66.00%
ANIMAL SHELTER	9,313.07	9,000.00	3,880.29	9,000.00	43.11%
EMERGENCY	-	-	-	-	
	4,934,030.90	5,965,540.00	3,842,413.49	5,420,793.81	64.41%

ADMINISTRATION

7/31/2021

GENERAL FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
SALARIES & WAGES	335,771.57	332,760.00	226,244.09	305,930.00	67.99%
PART-TIME WAGES	36,145.64	28,500.00	27,042.61	38,182.00	94.89%
OVERTIME WAGES	-	-	17.70	35.00	1770.00%
FICA EXPENSE	26,558.32	27,640.00	18,737.16	25,313.00	67.79%
EMPLOYEE BENEFITS	25,910.48	51,110.00	20,337.59	28,038.00	39.79%
WORKER'S COMPENSATION	(2,659.81)	640.00	535.82	640.00	83.72%
RETIREMENT EXPENSE	30,555.12	33,240.00	20,202.68	27,320.00	60.78%
UNEMPLOYMENT BENEFITS	-	-	-	-	
Personnel	452,281.32	473,890.00	313,117.65	425,458.00	66.07%
REPAIRS & MAINTENANCE - BLDG	2,697.99	3,280.00	5,511.03	3,280.00	168.02%
REPAIRS & MAINTENANCE - EQUIP	5,885.23	6,620.00	6,007.92	6,620.00	90.75%
REPAIRS & MAINTENANCE - VHCLES	52.34	-	-	-	
REPAIRS & MAINTENANCE - SFTWRE	14,841.43	12,710.00	16,384.39	12,710.00	128.91%
ELECTRICITY	2,546.11	1,210.00	1,036.09	1,210.00	85.63%
TELEPHONE/INTERNET	2,377.69	2,300.00	4,149.59	2,300.00	180.42%
MOBILE COMMUNICATIONS	1,742.82	2,000.00	1,461.43	2,000.00	73.07%
CAPITAL EXPENDITURES - EQUIP	-	-	15,488.95	-	1548895.00%
capital expenditures - hrdware	-	-	-	-	
TOOLS & SUPPLIES	1,628.58	270.00	916.24	270.00	339.35%
FUEL	1,085.58	-	-	-	
city events	-	-	-	-	
Operation and Maintenance	32,857.77	28,390.00	50,955.64	28,390.00	179.48%
PROFESSIONAL SERVICES	118,549.77	117,990.00	48,839.46	42,990.00	41.39%
Contractual Services	118,549.77	117,990.00	48,839.46	42,990.00	41.39%
INSURANCE EXPENSE	5,692.09	5,750.00	4,593.80	5,750.00	79.89%
Insurance	5,692.09	5,750.00	4,593.80	5,750.00	79.89%
TRAINING & TRAVEL EXPENSE	6,167.92	8,540.00	7,209.74	8,540.00	84.42%
OFFICE SUPPLIES	5,280.72	4,800.00	7,605.58	4,800.00	158.45%
POSTAGE	2,250.00	3,000.00	750.00	3,000.00	25.00%
ADVERTISING	-	500.00	558.60	500.00	111.72%
MEMBERSHIPS & SUBSCRIPTIONS	7,132.13	7,210.00	7,420.41	7,210.00	102.92%
Office and Administrative	20,830.77	24,050.00	23,544.33	24,050.00	97.90%
CAPITAL IMPROVEMENT PROJECTS	100,915.00	441,000.00	312,413.32	420,000.00	70.84%
Capital Improvement Projects	100,915.00	441,000.00	312,413.32	420,000.00	70.84%
MISCELLANEOUS EXPENSE	2,115.23	-	1,844.97	1,073.00	184497.00%
Other Expenses	2,115.23	-	1,844.97	1,073.00	184497.00%
Debt - Principal	-	-	-	-	
Debt - Interest	-	-	-	-	
Transfers Out	-	-	-	-	
TOTAL GENERAL FUND	733,241.95	1,091,070.00	755,309.17	947,711.00	69.23%

PUBLIC WORKS (STREET)

7/31/2021

GENERAL FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
SALARIES & WAGES	332,126.97	403,320.00	303,224.34	406,500.00	75.18%
PART-TIME WAGES	20,552.00	20,400.00	15,254.40	20,093.00	74.78%
OVERTIME WAGES	8,608.58	8,000.00	3,395.52	5,584.00	42.44%
FICA EXPENSE	25,818.79	31,470.00	22,352.55	30,037.00	71.03%
EMPLOYEE BENEFITS	36,385.09	55,080.00	38,199.40	46,589.00	69.35%
WORKER'S COMPENSATION	20,339.58	28,900.00	24,195.46	28,900.00	83.72%
RETIREMENT EXPENSE	26,352.12	37,850.00	27,492.70	36,435.00	72.64%
UNIFORM EXPENSE	2,886.21	4,200.00	1,322.82	3,000.00	31.50%
Personnel	473,069.34	589,220.00	435,437.19	577,138.00	73.90%
REPAIRS & MAINTENANCE - BLDG	1,689.33	980.00	617.48	1,000.00	63.01%
REPAIRS & MAINTENANCE - EQUIP	448.29	440.00	360.20	1,050.00	81.86%
REPAIRS & MAINTENANCE - VEHICL	1,826.91	1,500.00	770.41	1,500.00	51.36%
REPAIRS & MAINTENANCE - SFWRE	746.21	108,600.00	3,164.82	108,600.00	2.91%
ELECTRICITY	90,501.55	92,780.00	62,652.83	92,780.00	67.53%
PROPANE	3,763.63	6,250.00	3,200.00	6,250.00	51.20%
TELEPHONE/INTERNET	6,605.59	6,450.00	4,945.01	6,450.00	76.67%
MOBILE COMMUNICATIONS	2,730.50	4,420.00	2,644.45	4,420.00	59.83%
CAPITAL EXPENDITURES - EQUIP	-	-	-	-	
CAPITAL EXPENDITURES - VEHICLE	-	-	-	-	
TOOLS & SUPPLIES	-	100.00	429.78	334.00	429.78%
FUEL	-	-	-	-	
Operation and Maintenance	108,312.01	221,520.00	78,784.98	222,384.00	35.57%
PROFESSIONAL SERVICES	2,564.24	351,930.00	28,318.59	351,930.00	8.05%
DEDUCTIBLES	1,000.00	-	-	-	
Contractual Services	3,564.24	351,930.00	28,318.59	351,930.00	8.05%
INSURANCE EXPENSE	15,839.92	16,180.00	18,789.11	16,180.00	116.13%
Insurance	15,839.92	16,180.00	18,789.11	16,180.00	116.13%
TRAINING & TRAVEL EXPENSE	774.37	3,000.00	637.00	3,000.00	21.23%
OFFICE SUPPLIES	2,494.39	1,500.00	1,489.67	1,500.00	99.31%
MEMBERSHIPS & SUBSCRIPTIONS	338.99	660.00	921.25	8.81	139.58%
Office and Administrative	3,607.75	5,160.00	3,047.92	4,508.81	59.07%
CAPITAL IMPROVEMENT PROJECTS	421,238.50	-	-	-	
Capital Improvement Projects	421,238.50	-	-	-	
MISCELLANEOUS	-	-	-	-	
Other Expenses	-	-	-	-	
Debt - Principal	-	-	-	-	
Debt - Interest	-	-	-	-	
TRANSFERS OUT	-	40,000.00	40,000.00	40,000.00	100.00%
Transfers Out	-	40,000.00	40,000.00	40,000.00	100.00%
TOTAL GENERAL FUND	1,025,631.76	1,224,010.00	604,377.79	1,212,140.81	49.38%

POLICE

7/31/2021

GENERAL FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
SALARIES & WAGES	1,010,456.09	1,070,310.00	720,539.60	966,767.00	67.32%
PART-TIME WAGES	15,832.29	17,090.00	11,146.54	15,253.00	65.22%
OVERTIME WAGES	53,578.38	42,000.00	41,130.23	50,602.00	97.93%
FICA EXPENSE	76,800.78	83,190.00	54,962.90	73,372.00	66.07%
EMPLOYEE BENEFITS	156,204.23	192,510.00	110,915.30	137,842.00	57.62%
WORKER'S COMPENSATION	43,521.03	46,280.00	38,746.23	46,280.00	83.72%
RETIREMENT EXPENSE	114,221.53	101,230.00	68,524.20	91,765.00	67.69%
UNIFORM EXPENSE	10,467.00	16,370.00	10,377.37	16,370.00	63.39%
Personnel	1,481,081.33	1,568,980.00	1,056,342.37	1,398,251.00	67.33%
REPAIRS & MAINT - BLDG	5,961.93	7,670.00	10,105.51	7,670.00	131.75%
REPAIRS & MAINTENANCE - EQUIP	30,427.81	14,320.00	3,955.52	14,320.00	27.62%
REPAIRS & MAINT - VEHICLES	16,763.67	18,970.00	25,306.43	18,970.00	133.40%
REPAIRS & MAINT - SOFTWARE	26,739.90	30,820.00	14,408.37	30,820.00	46.75%
ELECTRICITY	3,627.51	6,120.00	3,924.21	6,120.00	64.12%
TELEPHONE/INTERNET	8,440.14	8,380.00	5,864.09	8,380.00	69.98%
MOBILE COMMUNICATIONS	7,716.90	9,030.00	6,526.18	9,030.00	72.27%
CAPITAL EXPENDITURES - EQUIP	47,482.52	105,500.00	30,540.46	28,914.00	28.95%
CAPITAL EXPENDITURES - VEHICLE	-	-	-	-	
CAPITAL EXPENDITURES - SFTWARE	-	100,000.00	73,263.48	100,000.00	73.26%
TOOLS & SUPPLIES	12,142.75	16,970.00	7,518.03	16,970.00	44.30%
FUEL	24,891.59	32,500.00	20,402.29	32,500.00	62.78%
ANIMAL CONTROL	258.93	500.00	-	500.00	0.00%
animal shelter	-	-	-	-	
Operation and Maintenance	184,453.65	350,780.00	201,814.57	274,194.00	57.53%
PROFESSIONAL SERVICES	28,628.57	111,460.00	32,742.38	36,460.00	29.38%
DISPATCHING	53,280.31	68,430.00	62,027.37	68,430.00	90.64%
CONFINEMENT	3,042.00	6,000.00	312.00	6,000.00	5.20%
INSURANCE DEDUCTIBLES	3,300.00	1,000.00	-	1,000.00	0.00%
Contractual Services	88,250.88	186,890.00	95,081.75	111,890.00	50.88%
INSURANCE EXPENSE	51,333.63	54,710.00	49,269.40	54,710.00	90.06%
Insurance	51,333.63	54,710.00	49,269.40	54,710.00	90.06%
TRAINING & TRAVEL EXPENSE	10,770.84	12,500.00	19,776.00	12,500.00	158.21%
OFFICE SUPPLIES EXPENSE	2,302.77	2,000.00	2,145.63	2,000.00	107.28%
POSTAGE	864.14	1,000.00	364.55	1,050.00	36.46%
ADVERTISING	-	250.00	96.51	250.00	38.60%
MEMBERSHIPS & SUBSCRIPTIONS	4,103.97	8,330.00	6,639.92	8,330.00	79.71%
Office and Administrative	18,041.72	24,080.00	29,022.61	24,130.00	120.53%
CAPITAL IMPROVEMENT PROJECTS	-	-	-	-	
Capital Improvement Projects	-	-	-	-	
MISCELLANEOUS EXPENSE	-	-	-	-	
Other Expenses	-	-	-	-	
Debt - Principal	-	-	-	-	
Debt - Interest	-	-	-	-	
Transfers Out	-	-	-	-	
TOTAL GENERAL FUND	1,823,161.21	2,185,440.00	1,431,530.70	1,863,175.00	65.50%

DEVELOPMENT

7/31/2021

GENERAL FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
SALARIES & WAGES	258,647.42	268,000.00	191,835.50	254,707.00	71.58%
OVERTIME WAGES	1,156.15	500.00	559.90	923.00	111.98%
FICA EXPENSE	18,584.36	20,550.00	13,862.69	18,415.00	67.46%
EMPLOYEE BENEFITS	31,585.92	30,260.00	19,849.86	24,431.00	65.60%
WORKER'S COMPENSATION	11,335.91	9,240.00	7,735.85	9,240.00	83.72%
RETIREMENT EXPENSE	22,828.28	24,710.00	17,353.28	22,824.00	70.23%
UNIFORM EXPENSE	981.37	1,800.00	544.33	1,800.00	30.24%
Personnel	345,119.41	355,060.00	251,741.41	332,340.00	70.90%
REPAIRS & MAINTENANCE - BLDG	1,773.57	1,310.00	1,018.55	1,310.00	77.75%
REPAIRS & MAINTENANCE - EQUIP	847.28	790.00	989.04	790.00	125.19%
REPAIRS & MAINT - VEHICLES	348.61	1,390.00	781.15	1,390.00	56.20%
REPAIRS & MAINT - SFTWRE/MAPS	17,677.28	17,580.00	11,334.49	10,580.00	64.47%
ELECTRICITY	1,154.29	1,210.00	680.56	1,210.00	56.24%
TELEPHONE/INTERNET	2,688.29	2,030.00	1,761.15	2,030.00	86.76%
MOBILE COMMUNICATIONS	2,902.14	3,520.00	1,763.99	3,520.00	50.11%
CAPITAL EXPENDITURES - EQUIP	953.05	-	1,161.19	-	116119.00%
CAPITAL EXPENDITURES - VEHICLE	-	-	-	-	
CAPITAL EXPENDITURES - HRDWARE	-	-	-	-	
TOOLS & SUPPLIES	896.50	1,020.00	667.32	1,020.00	65.42%
FUEL	4,053.11	5,000.00	2,201.46	5,000.00	44.03%
Operation and Maintenance	33,294.12	33,850.00	22,358.90	26,850.00	66.05%
PROFESSIONAL SERVICES	49,215.19	25,060.00	30,217.64	25,060.00	120.58%
Contractual Services	49,215.19	25,060.00	30,217.64	25,060.00	120.58%
INSURANCE EXPENSE	6,403.47	6,950.00	5,347.79	6,950.00	76.95%
Insurance	6,403.47	6,950.00	5,347.79	6,950.00	76.95%
TRAINING & TRAVEL EXPENSE	1,513.06	2,870.00	825.01	2,870.00	28.75%
OFFICE SUPPLIES EXPENSE	607.35	500.00	861.58	500.00	172.32%
POSTAGE	1,308.05	1,000.00	1,279.50	1,000.00	127.95%
ADVERTISING	5,135.90	5,000.00	2,199.51	5,000.00	43.99%
MEMBERSHIPS & SUBSCRIPTIONS	83.00	1,360.00	388.00	1,360.00	28.53%
Office and Administrative	8,647.36	10,730.00	5,553.60	10,730.00	51.76%
Capital Improvement Projects	-	-	-	-	
MISCELLANEOUS EXPENSE	115.00	-	-	-	
Other Expenses	115.00	-	-	-	
Debt - Principal	-	-	-	-	
Debt - Interest	-	-	-	-	
Transfers Out	-	-	-	-	
TOTAL GENERAL FUND	442,794.55	431,650.00	315,219.34	401,930.00	73.03%

FINANCE

7/31/2021

GENERAL FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
SALARIES & WAGES	170,901.51	171,100.00	119,650.05	153,970.00	69.93%
PART-TIME WAGES	5,000.00	-	212.50	213.00	21250.00%
OVERTIME WAGES	579.17	500.00	849.92	1,552.00	169.98%
FICA EXPENSE	12,720.12	13,130.00	8,995.84	10,763.00	68.51%
EMPLOYEE BENEFITS	19,266.56	22,150.00	11,733.83	13,566.00	52.97%
WORKER'S COMPENSATION	298.55	300.00	251.16	300.00	83.72%
RETIREMENT EXPENSE	14,889.97	15,790.00	5,338.92	4,375.00	33.81%
Personnel	223,655.88	222,970.00	147,032.22	184,739.00	65.94%
REPAIRS & MAINTENANCE - BLDG	808.32	950.00	813.00	950.00	85.58%
REPAIRS & MAINTENANCE - EQUIP	981.41	620.00	514.05	620.00	82.91%
REPAIRS & MAINTENANCE - SFTWRE	12,654.15	13,870.00	12,538.18	13,870.00	90.40%
ELECTRICITY	494.90	880.00	329.52	880.00	37.45%
TELEPHONE/INTERNET	1,493.03	1,480.00	1,047.09	1,480.00	70.75%
MOBILE COMMUNICATIONS	769.27	520.00	365.96	520.00	70.38%
CAPITAL EXPENDITURES - EQUIP	-	-	2,000.00	2,000.00	200000.00%
TOOLS & SUPPLIES	1,018.79	1,160.00	284.68	1,160.00	24.54%
Operation and Maintenance	18,219.87	19,480.00	17,892.48	21,480.00	91.85%
PROFESSIONAL SERVICES	21,748.96	33,740.00	29,779.63	33,740.00	88.26%
Contractual Services	21,748.96	33,740.00	29,779.63	33,740.00	88.26%
INSURANCE EXPENSE	2,490.70	3,130.00	3,093.88	3,130.00	98.85%
Insurance	2,490.70	3,130.00	3,093.88	3,130.00	98.85%
TRAINING & TRAVEL EXPENSE	348.00	1,200.00	689.86	1,200.00	57.49%
OFFICE SUPPLIES	402.77	500.00	279.10	500.00	55.82%
ADVERTISING	108.60	60.00	200.16	200.00	333.60%
BANK CHARGES	35,630.31	34,510.00	32,663.89	34,510.00	94.65%
MEMBERSHIPS & SUBSCRIPTIONS	299.00	270.00	515.00	345.00	190.74%
Office and Administrative	36,788.68	36,540.00	34,348.01	36,755.00	94.00%
Capital Improvement Projects	-	-	-	-	
Other Expenses	-	-	-	-	
Debt - Principal	-	-	-	-	
Debt - Interest	-	-	-	-	
Transfers Out	-	-	-	-	
TOTAL GENERAL FUND	302,904.09	315,860.00	232,146.22	279,844.00	73.50%

MUNICIPAL COURT

GENERAL FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
salaries & wages	-	-	-	-	
part-time wages	-	-	-	-	
overtime wages	-	-	-	-	
fica expense	-	-	-	-	
employee benefits	-	-	-	-	
WORKER'S COMPENSATION	-	-	-	-	
retirement expense	-	-	-	-	
Personnel	-	-	-	-	
repairs & maintenance - bldg	-	-	-	-	
repairs & maintenance - equip	-	-	-	-	
repairs & maintenance - sftwre	-	-	-	-	
ELECTRICITY	-	-	-	-	
TELEPHONE/INTERNET	-	-	-	-	
capital expenditures - hrdwre	-	-	-	-	
tools & supplies	-	-	-	-	
Operation and Maintenance	-	-	-	-	
professional services	-	-	-	-	
Contractual Services	-	-	-	-	
insurance expense	-	-	-	-	
Insurance	-	-	-	-	
training & travel	-	-	-	-	
office supplies expense	-	-	-	-	
postage	-	-	-	-	
bank charges	-	-	-	-	
Office and Administrative	-	-	-	-	
Capital Improvement Projects	-	-	-	-	
Other Expenses	-	-	-	-	
Debt - Principal	-	-	-	-	
Debt - Interest	-	-	-	-	
Transfers Out	-	-	-	-	
TOTAL GENERAL FUND	-	-	-	-	

PARKS & RECREATION					7/31/2021
GENERAL FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
SALARIES & WAGES	238,484.26	253,140.00	193,794.14	250,892.00	76.56%
PART-TIME WAGES	4,950.00	22,170.00	1,826.20	22,170.00	8.24%
PART-TIME RECREATION WAGES	6,824.41	9,580.00	2,822.55	4,710.00	29.46%
OVERTIME WAGES	3,269.32	2,000.00	1,342.33	1,482.00	67.12%
FICA EXPENSE	18,868.35	21,950.00	14,832.54	19,362.00	67.57%
EMPLOYEE BENEFITS	23,459.88	31,780.00	22,463.82	27,648.00	70.69%
WORKER'S COMPENSATION	11,039.98	10,770.00	9,016.79	10,770.00	83.72%
RETIREMENT EXPENSE	18,382.65	23,480.00	17,346.84	23,218.00	73.88%
UNIFORM EXPENSE	2,121.62	3,250.00	617.90	3,250.00	19.01%
Personnel	327,400.47	378,120.00	264,063.11	363,502.00	69.84%
REPAIRS & MAINTENANCE - BLDG	126.09	1,000.00	-	1,000.00	0.00%
REPAIRS & MAINTENANCE - EQUIP	7,300.13	8,500.00	9,691.90	8,500.00	114.02%
REPAIRS & MAINTENACE - VEHICLE	1,356.15	750.00	255.57	750.00	34.08%
REPAIRS & MAINT - INFRASTRUCTR	20,076.71	18,000.00	10,757.71	18,000.00	59.77%
REPAIRS & MAINT - PARKS	10,766.05	-	8,657.60	3,777.00	865760.00%
REPAIRS & MAINT - SOFTWARE	1,848.70	8,810.00	6,675.06	8,810.00	75.77%
REPAIRS & MAINT - SMITH'S FORK	14,776.27	45,000.00	46,843.48	45,000.00	104.10%
ELECTRICITY	24,591.73	19,080.00	16,372.70	19,080.00	85.81%
PROPANE	3,825.26	5,630.00	3,825.00	5,630.00	67.94%
TELEPHONE/INTERNET	7,426.08	7,660.00	3,758.03	7,660.00	49.06%
MOBILE COMMUNICATIONS	3,369.05	3,080.00	2,293.52	3,080.00	74.46%
CAPITAL EXPENDITURES - EQUIP	741.17	-	-	-	
CAPITAL EXPENDITURES - VEHICLE	-	-	-	-	
CAPITAL EXPENDITURES - HRDWARE	-	-	-	-	
CAPITAL EXPENDITURES - BLDG	-	-	-	-	
TOOLS & SUPPLIES	6,823.88	5,000.00	3,740.70	5,000.00	74.81%
FUEL	5,349.33	7,500.00	7,187.50	7,500.00	95.83%
recreation	-	-	-	-	
YOUTH REC LEAGUE UNIFORMS	4,375.55	10,900.00	9,137.11	10,900.00	83.83%
YOUTH REC LEAGUE UMPIRES	6,731.50	9,140.00	2,047.00	9,140.00	22.40%
ADULT REC LEAGUE UNIFORMS	-	-	-	-	
ADULT REC LEAGUE OFFICIALS	255.00	1,000.00	611.00	1,000.00	61.10%
REC LEAGUE BACKGROUND CHECKS	200.21	720.00	472.88	720.00	65.68%
REC LEAGUE SUPPLIES/AWARDS	7,337.86	25,320.00	4,918.51	25,320.00	19.43%
REC LEAGUE ADVERTISING	552.53	1,000.00	260.78	1,000.00	26.08%
Operation and Maintenance	127,829.25	178,090.00	137,506.05	181,867.00	77.21%
BIKE RACE	5,109.27	-	14,075.11	7,888.00	1407511.00%
PROFESSIONAL SERVICES	3,036.99	2,990.00	4,196.17	2,990.00	140.34%
LEASE EXPENSE	35,103.13	36,860.00	-	36,860.00	0.00%
CAMP HOST SERVICES	19,300.00	17,500.00	10,000.00	17,500.00	57.14%
FIREWORKS DISPLAY	12,000.00	12,000.00	12,000.00	12,000.00	100.00%
Contractual Services	74,549.39	69,350.00	40,271.28	77,238.00	58.07%
MOVIE NIGHTS	422.08	2,400.00	1,464.99	2,400.00	61.04%
Insurance	422.08	2,400.00	1,464.99	2,400.00	61.04%
INSURANCE EXPENSE	13,389.17	12,960.00	14,747.12	12,960.00	113.79%
TRAINING & TRAVEL EXPENSE	3,210.00	4,320.00	1,544.78	4,320.00	35.76%
OFFICE SUPPLIES	275.98	500.00	114.32	500.00	22.86%
POSTAGE	-	-	-	-	
ADVERTISING	734.41	500.00	282.68	500.00	56.54%
MEMBERSHIPS	155.00	640.00	645.00	640.00	100.78%
Office and Administrative	17,764.56	18,920.00	17,333.90	18,920.00	91.62%
CAPITAL IMPROVEMENT PROJECTS	-	-	-	-	
Capital Improvement Projects	-	-	-	-	
MISCELLANEOUS EXPENSE	-	-	4.10	-	410.00%
Other Expenses	-	-	4.10	-	410.00%
Debt - Principal	-	-	-	-	
Debt - Interest	-	-	-	-	
Transfers Out	-	-	-	-	
TOTAL GENERAL FUND	547,965.75	646,880.00	460,643.43	643,927.00	71.21%

SENIOR CENTER

7/31/2021

GENERAL FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
Personnel	-	-	-	-	
REPAIRS & MAINTENANCE - BLDG	2,592.48	3,070.00	2,095.70	3,070.00	68.26%
ELECTRICITY	1,146.09	1,500.00	723.47	1,500.00	48.23%
NATURAL GAS	797.32	900.00	596.65	900.00	66.29%
TELEPHONE/INTERNET	2,844.56	-	2,165.62	1,436.00	216562.00%
TOOLS & SUPPLIES	91.16	500.00	-	500.00	0.00%
Operation and Maintenance	7,471.61	5,970.00	5,581.44	7,406.00	93.49%
PROFESSIONAL SERVICES	6,025.50	12,870.00	6,278.21	12,870.00	48.78%
Contractual Services	6,025.50	12,870.00	6,278.21	12,870.00	48.78%
INSURANCE	2,798.21	2,780.00	1,039.83	2,780.00	37.40%
Insurance	2,798.21	2,780.00	1,039.83	2,780.00	37.40%
Office and Administrative	-	-	-	-	
CAPITAL IMPROVEMENT PROJECTS	-	-	-	-	
Capital Improvement Projects	-	-	-	-	
Other Expenses	-	-	-	-	
Debt - Principal	-	-	-	-	
Debt - Interest	-	-	-	-	
Transfers Out	-	-	-	-	
TOTAL GENERAL FUND	16,295.32	21,620.00	12,899.48	23,056.00	59.66%

ELECTED OFFICIALS

7/31/2021

GENERAL FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
PART-TIME WAGES	14,550.00	14,850.00	11,100.00	14,850.00	74.75%
FICA EXPENSE	1,113.43	1,140.00	849.43	1,140.00	74.51%
WORKER'S COMPENSATION	25.50	30.00	25.12	30.00	83.73%
Personnel	15,688.93	16,020.00	11,974.55	16,020.00	74.75%
WORKER'S COMPENSATION	-	-	-	-	
REPAIRS & MAINTENANCE - BLDG	1,887.48	1,080.00	925.90	1,080.00	85.73%
REPAIRS & MAINT - SOFTWARE	941.50	1,130.00	470.75	1,130.00	41.66%
ELECTRICITY	1,154.29	990.00	598.08	990.00	60.41%
TELEPHONE/INTERNET	1,979.10	960.00	1,356.30	960.00	141.28%
MOBILE COMMUNICATIONS	1,469.89	490.00	-	490.00	0.00%
TOOLS & SUPPLIES	227.84	220.00	25.00	220.00	11.36%
Operation and Maintenance	7,660.10	4,870.00	3,376.03	4,870.00	69.32%
COMMUNITY RELATIONS ALLOWANCE	-	-	-	-	
Contractual Services	-	-	-	-	
PROFESSIONAL SERVICES	1,864.54	6,700.00	3,795.39	6,700.00	56.65%
Insurance	1,864.54	6,700.00	3,795.39	6,700.00	56.65%
INSURANCE	1,767.71	2,080.00	1,317.76	2,080.00	63.35%
TRAINING & TRAVEL EXPENSE	970.88	2,630.00	682.04	2,630.00	25.93%
OFFICE SUPPLIES	510.72	1,000.00	516.86	1,000.00	51.69%
ADVERTISING	3,000.32	4,000.00	3,894.44	4,000.00	97.36%
MEMBERSHIPS & SUBSCRIPTIONS	1,260.00	2,710.00	850.00	2,710.00	31.37%
Office and Administrative	7,509.63	12,420.00	7,261.10	12,420.00	58.46%
Capital Improvement Projects	-	-	-	-	
Other Expenses	-	-	-	-	
Debt - Principal	-	-	-	-	
Debt - Interest	-	-	-	-	
Transfers Out	-	-	-	-	
TOTAL GENERAL FUND	32,723.20	40,010.00	26,407.07	40,010.00	66.00%

ANIMAL SHELTER

7/31/2021

GENERAL FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
Personnel	-	-	-	-	
REPAIRS & MAINT - BLDG	13.94	500.00	499.99	500.00	100.00%
TOOLS & SUPPLIES	2,378.50	1,500.00	679.87	1,500.00	45.32%
Operation and Maintenance	2,392.44	2,000.00	1,179.86	2,000.00	58.99%
PROFESSIONAL SERVICES	6,420.63	6,000.00	2,700.43	6,000.00	45.01%
Contractual Services	6,420.63	6,000.00	2,700.43	6,000.00	45.01%
Insurance	-	-	-	-	
ADVERTISING	-	-	-	-	
Office and Administrative	-	-	-	-	
TRAINING & TRAVEL	500.00	1,000.00	-	1,000.00	0.00%
Capital Improvement Projects	500.00	1,000.00	-	1,000.00	0.00%
Other Expenses	-	-	-	-	
Debt - Principal	-	-	-	-	
Debt - Interest	-	-	-	-	
Transfers Out	-	-	-	-	
TOTAL GENERAL FUND	9,313.07	9,000.00	3,880.29	9,000.00	43.11%

FY21 SPECIAL ALLOCATION FUND

7/31/21

REVENUES, BY SOURCE	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
PROPERTY TAXES	-	20,000.00	19,537.38	20,000.00	97.69%
SALES AND USE TAXES	8,260.08	500,000.00	470,642.57	500,000.00	94.13%
	8,260.08	520,000.00	490,179.95	520,000.00	94.27%

EXPENDITURES, BY DEPARTMENT	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
ADMINISTRATION	-	520,000.00	-	517,000.00	0.00%
	-	520,000.00	-	517,000.00	0.00%

SPECIAL ALLOCATION FUND

7/31/21

SPECIAL ALLOCATION FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
Personnel	-	-	-	-	
Operation and Maintenance	-	-	-	-	
TIF PAYMENTS TO DEVELOPER	-	512,000.00	-	512,000.00	0.00%
TIF PAYMENTS TO OTHER ENTITIES	-	5,000.00	-	5,000.00	0.00%
Contractual Services	-	517,000.00	-	517,000.00	0.00%
Insurance	-	-	-	-	
Office and Administrative	-	-	-	-	
Capital Improvement Projects	-	-	-	-	
Other Expenses	-	-	-	-	
Debt - Principal	-	-	-	-	
Debt - Interest	-	-	-	-	
TRANSFERS TO OTHER FUNDS	-	3,000.00	-	-	0.00%
Transfers Out	-	3,000.00	-	-	0.00%
TOTAL SPECIAL ALLOCATION FUND	-	520,000.00	-	517,000.00	0.00%

FY21 CAPITAL PROJECTS FUND

7/31/21

REVENUES, BY SOURCE	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
INTERGOVERNMENTAL REVENUES	-	266,000.00	208,228.15	272,250.00	
DEBT ISSUED	-	-	-	-	
TRANSFERS IN	-	-	-	-	#DIV/0!
PARK IMPROVEMENT REVENUE	-	7,000.00	6,250.00	-	
	-	266,000.00	214,478.15	272,250.00	80.63%

EXPENDITURES, BY DEPARTMENT	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
STREET	699,506.47	1,737,440.00	1,257,908.97	1,882,370.00	72.40%
	699,506.47	1,737,440.00	1,257,908.97	1,882,370.00	72.40%

CAPITAL PROJECTS FUND

7/31/21

CAPITAL PROJECTS FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
Personnel	-	-	-	-	
Operation and Maintenance	-	-	-	-	
PROFESSIONAL SERVICES	-	-	-	-	
Contractual Services	-	-	-	-	
Insurance	-	-	-	-	
Office and Administrative	-	-	-	-	
CAPITAL IMPROVEMENT PROJECTS	-	410,060.00	200,183.00	242,630.00	48.82%
PARK IMPROVEMENT EXPENSE	-	-	-	-	
Capital Improvement Projects	-	410,060.00	200,183.00	242,630.00	48.82%
Other Expenses	-	-	-	-	
Debt - Principal	-	-	-	-	
Debt - Interest	-	-	-	-	
TRANSFERS OUT	556,280.00	542,190.00	342,190.00	556,280.00	63.11%
Transfers Out	556,280.00	542,190.00	342,190.00	556,280.00	63.11%
TOTAL CAPITAL PROJECTS FUND	556,280.00	952,250.00	542,373.00	798,910.00	56.96%

FY21 TRANSPORTATION SALES TAX FUND

7/31/21

REVENUES, BY SOURCE	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
SALES AND USE TAXES	582,358.98	530,750.00	418,688.74	604,335.00	78.89%
PROCEEDS FROM DEBT ISSUED	-	-	-	-	
TRANSFERS IN	-	-	-	-	
	582,358.98	530,750.00	418,688.74	604,335.00	78.89%

EXPENDITURES, BY DEPARTMENT	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
STREET	175,690.18	1,105,820.00	215,964.38	1,034,225.00	19.53%
	175,690.18	1,105,820.00	215,964.38	1,034,225.00	19.53%

TRANSPORTATION SALES TAX FUND

7/31/21

TRANSP. SALES TAX FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
Personnel	-	-	-	-	
REPAIRS & MAINTENANCE - BLDG	-	1,000.00	11.98	1,000.00	1.20%
REPAIRS & MAINTENANCE - EQUIP	13,937.23	10,000.00	14,224.90	10,405.00	142.25%
REPAIRS & MAINTENANCE - STREET	89,860.21	660,000.00	65,555.70	655,000.00	9.93%
CAPITAL EXPENDITURES - EQUIP	10,500.00	45,960.00	-	28,960.00	0.00%
SUPPLIES - STREET SIGNS	-	-	-	-	
FUEL	10,756.27	10,000.00	8,698.67	10,000.00	86.99%
Operation and Maintenance	125,053.71	726,960.00	88,491.25	705,365.00	12.17%
PROFESSIONAL SERVICES	-	268,000.00	84,313.50	268,000.00	31.46%
Contractual Services	-	268,000.00	84,313.50	268,000.00	31.46%
INSURANCE EXPENSE	-	-	-	-	
Insurance	-	-	-	-	
TOOLS & SUPPLIES	5,401.19	22,580.00	4,883.63	22,580.00	21.63%
Office and Administrative	5,401.19	22,580.00	4,883.63	22,580.00	21.63%
Capital Improvement Projects	-	-	-	-	
Other Expenses	-	-	-	-	
LEASE EXPENSE	37,566.25	32,010.00	32,010.00	32,010.00	100.00%
Debt - Principal	37,566.25	32,010.00	32,010.00	32,010.00	100.00%
INTEREST EXPENSE	7,669.03	6,270.00	6,266.00	6,270.00	99.94%
Debt - Interest	7,669.03	6,270.00	6,266.00	6,270.00	99.94%
Transfers Out	-	-	-	-	
TOTAL TRANSP. SALES TAX FUND	175,690.18	1,055,820.00	215,964.38	1,034,225.00	20.45%

FY21 CAPITAL IMPROVEMENT SALES TAX FUND

7/31/21

REVENUES, BY SOURCE	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
SALES AND USE TAXES	579,720.69	530,750.00	469,397.58	615,250.00	88.44%
TRANSFERS IN	-	-	-	-	
	579,720.69	530,750.00	469,397.58	615,250.00	88.44%

EXPENDITURES, BY DEPARTMENT	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
STREET	556,280.00	952,250.00	542,373.00	798,910.00	56.96%
	556,280.00	952,250.00	542,373.00	798,910.00	56.96%

CAPITAL IMPROVEMENT SALES TAX FUND

7/31/21

CAP. IMP. SALES TAX FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
Personnel	-	-	-	-	
Operation and Maintenance	-	-	-	-	
Contractual Services	-	-	-	-	
Insurance	-	-	-	-	
Office and Administrative	-	-	-	-	
#N/A	#N/A	#N/A	#N/A	#N/A	#N/A
Capital Improvement Projects	#N/A	#N/A	#N/A	#N/A	#N/A
Other Expenses	-	-	-	-	
Debt - Principal	-	-	-	-	
Debt - Interest	-	-	-	-	
TRANSFERS OUT	-	50,000.00	-	-	0.00%
Transfers Out	-	50,000.00	-	-	0.00%
TOTAL CAP. IMP. SALES TAX FUND	#N/A	#N/A	#N/A	#N/A	#N/A

FY21 DEBT SERVICE FUND

7/31/21

REVENUES, BY SOURCE	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
PROPERTY TAXES	-	-	-	-	
TRANSFERS IN	556,280.00	342,190.00	342,190.00	342,190.00	100.00%
	556,280.00	342,190.00	342,190.00	342,190.00	100.00%

EXPENDITURES, BY DEPARTMENT	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
STREET	325,017.50	329,860.00	231,262.50	325,020.00	70.11%
	325,017.50	329,860.00	231,262.50	325,020.00	70.11%

DEBT SERVICE FUND

7/31/21

DEBT SERVICE FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
Personnel	-	-	-	-	
Operation and Maintenance	-	-	-	-	
Contractual Services	-	-	-	-	
Insurance	-	-	-	-	
Office and Administrative	-	-	-	-	
Capital Improvement Projects	-	-	-	-	
Other Expenses	-	-	-	-	
LEASE PAYMENTS	120,000.00	130,000.00	130,000.00	120,000.00	100.00%
Debt - Principal	120,000.00	130,000.00	130,000.00	120,000.00	100.00%
INTEREST	205,017.50	199,860.00	101,262.50	205,020.00	50.67%
Debt - Interest	205,017.50	199,860.00	101,262.50	205,020.00	50.67%
Transfers Out	-	-	-	-	
TOTAL DEBT SERVICE FUND	325,017.50	329,860.00	231,262.50	325,020.00	70.11%

FY21 WATER & WASTEWATER SYSTEMS FUND

7/31/21

REVENUES, BY SOURCE	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
LICENSES, FEES, AND PERMITS	-	-	-	-	
CHARGES FOR SERVICES	4,107,090.29	4,385,180.00	3,285,674.66	4,641,339.00	74.93%
IMPACT FEES	304,540.00	379,010.00	242,138.00	450,467.00	63.89%
OTHER REVENUE	(41.66)	-	15,899.15	15,899.00	
DEBT ISSUED	54,640.01	44,700.00	36,913.89	56,886.00	82.58%
TRANSFERS IN	-	-	-	-	
	4,466,228.64	4,808,890.00	3,580,625.70	5,164,591.00	74.46%
EXPENDITURES, BY DEPARTMENT	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
UTILITIES	3,360,050.12	7,525,260.00	2,513,050.28	7,228,101.00	33.39%
	3,360,050.12	7,525,260.00	2,513,050.28	7,228,101.00	33.39%

PUBLIC WORKS (UTILITIES)					7/31/21
CWWS FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
SALARIES & WAGES	736,653.87	740,470.00	567,619.04	751,166.00	76.66%
OVERTIME WAGES	17,236.26	18,000.00	10,427.02	18,000.00	57.93%
FICA EXPENSE	55,906.64	58,030.00	42,658.79	56,115.00	73.51%
EMPLOYEE BENEFITS	71,261.54	86,680.00	55,887.41	68,501.00	64.48%
WORKER'S COMPENSATION	28,622.29	32,490.00	27,201.05	32,490.00	83.72%
RETIREMENT EXPENSE	65,601.54	69,780.00	53,194.92	64,623.00	76.23%
UNIFORM EXPENSE	5,920.52	8,400.00	5,749.32	8,400.00	68.44%
Personnel	981,202.66	1,013,850.00	762,737.55	999,295.00	75.23%
REPAIRS & MAINTENANCE - EQUIP	3,143.42	4,490.00	2,719.30	4,490.00	60.56%
REPAIRS & MAINTENCE- VEHICLES	5,413.95	7,500.00	952.21	7,500.00	12.70%
REPAIRS & MAINT - WATER LINES	53,237.30	44,740.00	49,278.64	44,740.00	110.14%
REPAIRS & MAINT - SEWER LINES	70,869.95	85,000.00	41,759.45	85,000.00	49.13%
REPAIRS & MAINT - WATER PLANT	30,130.79	67,500.00	69,836.09	67,500.00	103.46%
REPAIRS & MAINT - WW PLANT	20,149.45	55,000.00	27,912.17	55,000.00	50.75%
REPAIRS & MAINT - SOFTWARE	11,766.64	17,870.00	15,441.83	17,870.00	86.41%
REPAIRS & MAINT - WATER TOWERS	70,634.81	112,150.00	69,913.67	112,150.00	62.34%
ELECTRICITY	238,703.49	292,910.00	163,570.17	292,910.00	55.84%
PROPANE	5,240.38	12,500.00	3,081.25	12,500.00	24.65%
TELEPHONE/INTERNET	15,537.72	12,680.00	12,191.09	12,680.00	96.14%
MOBILE COMMUNICATIONS	7,002.43	9,880.00	6,515.12	9,880.00	65.94%
CAPITAL EXPENDITURES - EQUIP	-	-	-	-	
CAPITAL EXPENDITURES - VEHICLE	-	-	-	-	
CAPITAL EXPENDITURES - SOFTWARE	-	100,000.00	-	100,000.00	0.00%
CAPITAL EXPENDITURES - HARDWARE	-	-	-	-	
CAPITAL EXPENDITURES - TOWERS	-	-	-	-	
CAPITAL EXPENDITURES - BLDG	(0.44)	-	-	-	
CAPITAL EXPENDITURES - WATER P	-	-	-	-	
CAPITAL EXPENDITURES - WW PLANT	-	-	-	-	
CAPITAL EXPENDITURES - LINES	-	-	-	-	
TOOLS & SUPPLIES	19,014.26	25,000.00	16,726.67	25,000.00	66.91%
SUPPLIES - CONNECTIONS	50,539.30	75,000.00	41,444.81	75,000.00	55.26%
SUPPLIES - LAB	23,499.19	20,000.00	17,806.84	20,000.00	89.03%
SUPPLIES - CHEMICALS	135,805.16	120,000.00	67,784.71	120,000.00	56.49%
SUPPLIES - WW CHEMICALS	13,133.78	13,500.00	7,237.97	13,500.00	53.61%
FUEL	8,417.29	17,500.00	9,265.29	17,500.00	52.94%
Operation and Maintenance	782,238.87	1,093,220.00	623,437.28	1,093,220.00	57.03%
PROFESSIONAL SERVICES	254,384.92	377,740.00	335,592.85	377,740.00	88.84%
LEASE EXPENSE	28,187.51	344,380.00	61,552.74	344,380.00	17.87%
WASTEWATER TREATMENT SERVICE	98,726.67	129,240.00	89,076.20	129,240.00	68.92%
Contractual Services	381,299.10	851,360.00	486,221.79	851,360.00	57.11%
INSURANCE EXPENSE	61,135.37	61,220.00	69,637.80	61,220.00	113.75%
Insurance	61,135.37	61,220.00	69,637.80	61,220.00	113.75%
TRAINING & TRAVEL EXPENSE	2,139.60	3,000.00	3,094.91	3,000.00	103.16%
OFFICE SUPPLIES	3,567.35	4,500.00	2,085.05	4,500.00	46.33%
POSTAGE	1,601.92	1,500.00	958.32	1,500.00	63.89%
ADVERTISING	-	-	146.11	146.00	14611.00%
BANK CHARGES	5,565.00	2,000.00	(524.34)	2,000.00	-26.22%
MEMBERSHIPS & SUBSCRIPTIONS	45.00	380.00	-	380.00	0.00%
Office and Administrative	12,918.87	11,380.00	5,760.05	11,526.00	50.62%
CAPITAL IMPROVEMENT PROJECTS	(10,347.63)	2,986,000.00	135,462.25	2,716,000.00	4.54%
WATER IMPACT PROJECTS	(0.22)	1,000,000.00	124,210.94	1,000,000.00	12.42%
WASTEWATER IMPACT PROJECTS	(1.76)	-	-	-	
Capital Improvement Projects	(10,349.61)	3,986,000.00	259,673.19	3,716,000.00	6.51%
AMORTIZATION EXPENSE	-	-	-	-	
DEPRECIATION EXPENSE	661,097.00	-	-	-	
MISCELLANEOUS EXPENSE	13,320.00	-	-	-	
Other Expenses	674,417.00	-	-	-	
Debt - Principal	-	-	-	-	
INTEREST EXPENSE	302,667.86	299,050.00	206,030.03	299,050.00	68.89%
Debt - Interest	302,667.86	299,050.00	206,030.03	299,050.00	68.89%
TRANSFERS OUT	174,520.00	209,180.00	99,552.59	196,430.00	47.59%
Transfers Out	174,520.00	209,180.00	99,552.59	196,430.00	47.59%
TOTAL CWWS FUND	3,360,050.12	7,525,260.00	2,513,050.28	7,228,101.00	33.39%

FY21 SANITATION FUND

7/31/21

REVENUES, BY SOURCE	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
CHARGES FOR SERVICES	831,293.48	890,550.00	652,137.49	877,615.00	73.23%
TRANSFERS IN	-	-	-	-	
	831,293.48	890,550.00	652,137.49	877,615.00	73.23%

EXPENDITURES, BY DEPARTMENT	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
ADMIN	813,356.26	885,710.00	649,358.75	868,409.00	73.32%
	813,356.26	885,710.00	649,358.75	868,409.00	73.32%

SANITATION FUND

7/31/21

SANITATION FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
Personnel	-	-	-	-	
SOLID WASTE SERVICES	802,389.83	873,580.00	638,392.32	857,443.00	73.08%
recycling services	-	-	-	-	
HOUSEHOLD HAZARDOUS WASTE	10,966.43	12,130.00	10,966.43	10,966.00	90.41%
yard waste	-	-	-	-	
advertising	-	-	-	-	
Operation and Maintenance	813,356.26	885,710.00	649,358.75	868,409.00	73.32%
Contractual Services	-	-	-	-	
Insurance	-	-	-	-	
Office and Administrative	-	-	-	-	
Capital Improvement Projects	-	-	-	-	
Other Expenses	-	-	-	-	
Debt - Principal	-	-	-	-	
Debt - Interest	-	-	-	-	
yard waste	-	-	-	-	
Transfers Out	-	-	-	-	
TOTAL SANITATION FUND	813,356.26	885,710.00	649,358.75	868,409.00	73.32%

FY21 PARK AND STORMWATER SALES TAX FUND

7/31/21

REVENUES, BY SOURCE	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
PARK & STRMWTR SALES TAX	-	442,290.00	424,470.35	475,924.00	95.97%
	-	442,290.00	424,470.35	475,924.00	95.97%
EXPENDITURES, BY DEPARTMENT	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
PARKS & RECREATION	-	125,000.00	46,953.45	125,000.00	
UTILITIES	-	100,000.00	-	100,000.00	0.00%
	-	225,000.00	-	100,000.00	0.00%

FY21 VEHICLE AND EQUIPMENT REPLACE FUND

7/31/21

REVENUES, BY SOURCE	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
SALE OF PERSONAL PROPERTY	-	125,000.00	51,972.00	125,000.00	41.58%
TRANSFERS IN	-	40,000.00	40,000.00	125,000.00	100.00%
	-	165,000.00	91,972.00	250,000.00	

EXPENDITURES, BY DEPARTMENT	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
ADMINISTRATION	-	125,000.00	42,091.98	65,838.00	33.67%
	-	125,000.00	42,091.98	65,838.00	33.67%

FY21 CARES ACT STIMULUS FUND

7/31/21

REVENUES, BY SOURCE	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
INTERGOVERNMENTAL REVENUES	945,399.87	-	-	-	#DIV/0!
INTEREST INCOME	751.00				
	946,150.87	-	-	-	#DIV/0!
EXPENDITURES, BY DEPARTMENT	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	
ADMINISTRATION	357,892.29	550,000.00	348,970.23	587,507.58	63.45%
	357,892.29	550,000.00	348,970.23	587,507.58	63.45%

CARES ACT STIMULUS FUND
7/31/21

CARES ACT STIMULUS FUND	FY20 Actual	FY21 Budget	FY21 YTD	FY21 Projection	Percent Spent
PART-TIME WAGES	8,164.36	500.00	471.89	-	94.38%
FICA EXPENSES	619.90	-	-	-	
REPAIRS & MAINTENANCE - BLDG	1,050.00	-	-	-	
REPAIRS & MAINTENANCE - SOFTWA	1,397.50	-	-	-	
CAPITAL EXPENDITURES - EQUIP	60,958.26	4,000.00	1,168.97	-	29.22%
Operation and Maintenance	72,190.02	4,500.00	1,640.86	-	36.46%
TOOLS & SUPPLIES	16,453.16	60,000.00	52,388.94	-	87.31%
PROFESSIONAL SERVICES	40,200.43	478,500.00	251,351.69	945,400.00	52.53%
Contractual Services	56,653.59	538,500.00	303,740.63	945,400.00	56.40%
Insurance	-	-	-	-	
LOCAL GRANTS	135,000.00	-	-	-	
OFFICE SUPPLIES	6,858.51	7,000.00	4,107.61	-	58.68%
Office and Administrative	141,858.51	7,000.00	4,107.61	-	58.68%
SUBSCRIPTIONS	119.92	-	-	-	
CAPITAL PROJECTS	87,070.25	-	39,481.13	-	3948113%
Capital Improvement Projects	87,190.17	-	39,481.13	-	3948113%
Other Expenses	-	-	-	-	
Debt - Principal	-	-	-	-	
Debt - Interest	-	-	-	-	
TRANSFERS OUT	-	40,000.00	239,288.35	-	
Transfers Out	-	40,000.00	239,288.35	-	598.22%
TOTAL CARES ACT STIMULUS FUND	357,892.29	590,000.00	588,258.58	945,400.00	99.70%



City Administrator's Report

September 16, 2021

Streetscape Update

The streetscape project continues to make progress. The streetlights are set (see photo), however not powered yet, as Evergy is behind schedule on projects due to deployment of several crews to Louisiana to address hurricane response.

Over the next few weeks, there should be more progress towards buttoning the project up with mill and overlay later in October. Work in the alley behind the businesses on North Bridge Street should begin in next couple of weeks.

The original completion date was September 11. The contractor was provided 10 weather days for wet weather earlier this spring, extending the completion date to September 21. As previously discussed with the Board, additional work on the south side of Main Street, storm sewer, sidewalk and drainage have been added to the project. The contractor has requested additional days for this work. Delivery of storm sewer boxes is anticipated to take 6-8 weeks after plans are approved for delivery. Staff and engineers are determining the appropriate revised completion date.



HHW Update

The Household Hazardous Waste event was held on Saturday, September 11. There were 23 volunteers for this event, which included Smithville residents, City of Smithville staff, Heritage Environmental Services staff, Clay County Parks and Recreation staff and MARC staff. Nearly 200 cars came through this event.

The City of Smithville is a participating community member of the MARC Regional HHW Collection Program. Smithville residents who were not able to make this event may dispose of any HHW materials at the Kansas City and Lee's Summit facilities year-round free of charge. There are four remaining collection events. Please visit <https://www.recyclespot.org/HHW/Mobile-Events.aspx> for more information about the remain events.



October Citizen Newsletter

The next citizen newsletter will be released with the upcoming October utility bill. Staff has been working to make sure that all citizens are able to receive a copy of the newsletter whether they use paper billing or ACH. The primary source of the newsletters in the past was through physical bills, now we are able to send out the newsletter electronically through the email list of ACH customers as well. The newsletter is also posted to the City's website.

This quarter's newsletter will feature yard cleaning tips, utility rate changes, and winter sports updates.



Board of Alderman Request for Action

MEETING DATE: 9/07/2021

DEPARTMENT: Development

AGENDA ITEM: Bill No. 2915-21, Annexation of Lot 8 Lakeside Crossing – 2413
Northeast 157th Street – 2nd Reading

REQUESTED BOARD ACTION:

A motion to approve Bill No. 2915-21 for second reading by title only.

SUMMARY:

Approving this ordinance would annex Lot 8 of Lakeside Crossing 1st Plat into the City.

BACKGROUND:

This is one of the remaining lots in Lakeside Crossing that was requested to voluntarily annex in accordance with a Sewer Service Agreement for the subdivision executed in 1996.

PREVIOUS ACTION:

none

POLICY ISSUE:

Annexation

FINANCIAL CONSIDERATIONS:

Would increase general tax revenues and reduce sewer use fees.

ATTACHMENTS:

- ☒ Ordinance
- ☐ Resolution
- ☐ Staff Report
- ☒ Other

- ☐ Contract
- ☐ Plans
- ☐ Minutes

BILL NO. 2915-21

ORDINANCE NO. XXXX-21

AN ORDINANCE ANNEXING CERTAIN ADJACENT TERRITORY INTO THE CITY OF SMITHVILLE, MISSOURI

WHEREAS, on the 4th day of August 2021, a verified petition was signed by all owners of the real estate hereinafter described, requesting annexation of said territory into the City of Smithville, Missouri and filed with the City Clerk; and

WHEREAS, said real estate as hereinafter described is adjacent to and contiguous with to the present corporate limits of the City of Smithville, Missouri; and

WHEREAS, a public hearing concerning said matter was held at City Hall in Smithville, Missouri, at the hour of 7 p.m. on the 7th Day of September 2021; and

WHEREAS, notice of said public hearing was given by publication of notice hereof on the 26th day of August 2021 in the Courier Tribune, a weekly newspaper of general circulation, in the County of Clay, State of Missouri; and

WHEREAS, at said public hearing all interested persons, corporation or political subdivisions were afforded the opportunity to present evidence regarding the proposed annexation, and whereas no written objection to the proposed annexation was filed with the Board of Aldermen of the City of Smithville, Missouri, within fourteen (14) days after the public hearing; and

WHEREAS, the Board of Aldermen of the City of Smithville, Missouri, does find and determine that said annexation is reasonable and necessary to the proper development of the City; and

WHEREAS, the City is able to furnish normal municipal services to said area within a reasonable time after annexation.

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF SMITHVILLE, MISSOURI AS FOLLOWS:

SECTION 1. Pursuant to the provisions of Section 71.012 RSMo 1969, as amended by laws of 1976, the following described real estate is hereby annexed into the City of Smithville, Missouri, to wit:

Lot 8, Lakeside Crossing 1st Plat

SECTION 2. The boundaries of the City of Smithville, Missouri, are hereby altered so as to encompass the above-described tract of land lying adjacent to and contiguous with the present corporate limits.

SECTION 3. The City Clerk of the City of Smithville, Missouri, is hereby ordered to cause three (3) certified copies of this ordinance to be filed with the Clay County Clerk.

SECTION 4. This ordinance shall be in full force and effect from and after its passage by the Board of Aldermen and approval by the Mayor, only if no written objection is received within fourteen (14) days of the public hearing as provided by Section 71.012.

PASSED THIS ____ DAY OF SEPTEMBER 2021.

Damien Boley, Mayor

ATTEST

Linda Drummond
City Clerk

First Reading: 09/07/2021

Second Reading 09/21/2021



STAFF REPORT

September 7, 2021

Annexation of Parcel Id # 05-908-00-03-030.00

Bill No. 2915-21

Application for Voluntary Annexation of Land to the City

Code Sections: State Law Section 71-012 Annexation

Property Information: Address: 2413 NE 157th Ter.

Owner: Angela Hutchings

Notice Date: August 26, 2021

GENERAL DESCRIPTION:

The applicant seeks to annex Lot 8 of Lakeside Crossing into the city.

COMPLIANCE WITH COMPREHENSIVE PLAN

Voluntary annexation is a request by a property owner and is subject to the discretion of the City. The Comprehensive Plan currently identifies certain areas that can be considered for annexation. The subject property is surrounded by the city limits on three sides and a part of the Lakeside Crossing subdivision.

CONTIGUOUS AND COMPACT

Property meets the State law requirement of 15% of the boundary be contiguous.

ABILITY TO PROVIDE SERVICES

All utilities and services are provided in the subdivision at this time.

STAFF RECOMMENDATION:

Staff recommends APPROVAL of the proposed annexation.

Respectfully Submitted,

Zoning Administrator



Board of Alderman Request for Action

MEETING DATE: 9/7/2021

DEPARTMENT: Police

AGENDA ITEM: Bill No. 2916-21, Changes and Additions to Certain Liquor Ordinances

REQUESTED BOARD ACTION:

Motion to approve Bill 2916-21 for second reading by title only.

SUMMARY:

This bill brings current ordinances into alignment with the existing State Statutes of Missouri. The State of Missouri made changes to statute, effective August 28, 2021. Previous statute allowed sales of liquor on Sundays from 9:00 am to midnight, which has been changed to 6:00 am to 1:30 am Monday.

The most notable change is the addition of Section 600.031, sale of drinks for consumption off premises. This makes the temporary changes due to COVID restrictions permanent. To date, we have had no problems with establishments complying with this change.

The City's attorneys have reviewed and recommended these changes and additions.

PREVIOUS ACTION:

The last modifications to these sections were in July, 2019.

POLICY OBJECTIVE:

Click or tap here to enter text.

FINANCIAL CONSIDERATIONS:

None

ATTACHMENTS:

☒ Ordinance

☐ Resolution

☐ Staff Report

☐ Other:

☐ Contract

☐ Plans

☐ Minutes

BILL NO. 2895-21

ORDINANCE NO.

AN ORDINANCE REPEALING SECTIONS 600.005 THROUGH 600.030 OF 600 ALCOHOL OF THE SMITHVILLE MUNICIPAL CODE AND RE-ENACTING NEW SECTIONS 600.005 TO 600.031.

WHEREAS, to keep the City's Ordinances consistent and compliant with Missouri Statutory Authority, the City desires to update its Alcoholic Beverages Code to be current; and

WHEREAS, in revising certain Sections of Chapter 600 of the Ordinances, the City of Smithville desires to make its code current in all ways and to include new concepts such as including Liquor By The Drink To Go; and

WHEREAS, the Smithville Board of Alderman Deems it to be in the best interest of the City of Smithville to adopt said repealing certain sections to the alcohol code; and

WHEREAS, the City proposes adopting the Alcohol Code Sections 600.005, 600.010, 600.015, 600.020, 600.030 and 600.031 as follows:

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF ALDERMAN OF THE CITY OF SMITHVILLE, MISSOURI AS FOLLOWS:

Section 600.005 **Purpose.**

- A. Alcohol is, by law, an age-restricted product that is regulated differently than other products. The provisions of this Chapter establish vital regulation of the sale and distribution of alcoholic beverages in order to promote responsible consumption, combat illegal underage drinking, and achieve other important policy goals such as maintaining an orderly marketplace composed of licensed alcohol producers, importers, distributors, and retailers.
- B. To the extent that any provision of this chapter is inconsistent with Missouri Statutory Law or division of alcohol and tobacco control regulation, this law shall be deemed to be amended to conform to such law and it is the intent of this chapter to allow the City to utilize the Liquor Laws to the maximum extent authorized by law, not inconsistent with the specific provisions thereof.

Section 600.010 **Definitions.**

When used in this Chapter, the following words shall have the following meanings:

CLOSED PLACE

A place where all doors are locked and where no patrons are in the place or about the premises.

INTOXICATING LIQUOR

Alcohol for beverage purposes, including alcoholic, spirituous, vinous, fermented, malt, or other liquors, or combination of liquors, a part of which is spirituous, vinous, or fermented, and all preparations or mixtures for beverage purposes containing in excess of one-half of one percent (0.5%) by volume. All beverages having an alcoholic content of less than one-half of one percent (0.5%) by volume shall be exempt from the provisions of this Chapter.

LIGHT WINES

An intoxicating liquor consisting of wine containing not in excess of fourteen percent (14%) of alcohol by weight made exclusively from grapes, berries and other fruits and vegetables.

MALT LIQUOR

An intoxicating liquor containing alcohol not in excess of five percent (5%) and using the ingredients set out in Section 311.490, RSMo.

MICROBREWERY

A business whose primary activity is the brewing and selling of beer, with an annual production of ten thousand (10,000) barrels or less, as defined by Section 311.195, RSMo.

ORIGINAL PACKAGE

Any package sealed or otherwise closed by the manufacturer so as to consist of a self-contained unit, and consisting of one (1) or more bottles or other containers of intoxicating liquor, where the package and/or container(s) describes the contents thereof as intoxicating liquor. "Original package" shall also be construed and held to refer to any package containing one (1) or more standard bottles, cans or pouches of beer.

PERSON

An individual, association, firm, joint-stock company, syndicate, partnership, corporation, receiver, trustee, conservator, or any other officer appointed by any State or Federal court.

RESORT

Any establishment having at least thirty (30) rooms for the overnight accommodation of transient guests having a restaurant or similar facility on the premises at least sixty percent (60%) of the gross income of which is derived from the sale of prepared meals or food, or means a restaurant provided with special space and accommodations where, in consideration of payment, food, without lodging, is habitually furnished to travelers and customers, and which

restaurant establishment's annual gross receipts immediately preceding its application for a license shall not have been less than seventy-five thousand dollars (\$75,000.00) per year with at least fifty thousand dollars (\$50,000.00) of such gross receipts from non-alcoholic sales; or means a seasonal resort restaurant with food sales as determined in Subsection (2) of Section 311.095, RSMo. Any facility which is owned and operated as a part of the resort may be used to sell intoxicating liquor by the drink for consumption on the premises of such facility and, for the purpose of meeting the annual gross food receipts requirements of this definition, if any facility which is a part of the resort meets such requirement, such requirement shall be deemed met for any other facility which is a part of the resort.

RESTAURANT BAR

Any establishment having a restaurant or similar facility on the premises at least fifty percent (50%) of the gross income of which is derived from the sale of prepared meals or food consumed on such premises or which has an annual gross income of at least two hundred thousand dollars (\$200,000.00) from the sale of prepared meals or food consumed on such premises.

Section 600.015 Sale By The Drink Defined.

The sale of any intoxicating liquor except malt liquor, in the original package, in any quantity less than fifty (50) milliliters shall be deemed "sale by the drink" and may be made only by a holder of a retail liquor dealer's license and, when so made, the container in every case shall be emptied and the contents thereof served as other intoxicating liquors sold by the drink are served.

Section 600.020 License Required — Classes Of Licenses.

A. No person shall sell or offer for sale intoxicating liquor in the City of Smithville without a currently valid liquor license issued by the City. A separate liquor license shall be required for each of the categories and subcategories of liquor sales in which the licensee desires to engage as set forth herein.

B. General Licenses. Any person possessing the qualifications and meeting the requirements of this Chapter may apply for the following licenses to sell intoxicating liquor:

- 1.** Package Liquor — Malt Liquor Only. Sales of malt liquor at retail by grocers and other merchants and dealers for sale in the original package direct to consumers but not for resale and not for consumption on the premises where sold. This license may include sales between **6:00 a.m. on Sundays and 1:30 a.m. on Mondays** .

2. Package Liquor — All Kinds. Sales of all kinds of intoxicating liquors in the original package at retail not for consumption on the premises where sold, including sales as set forth in Subsection **(B)(1)** of this Section.

3. Liquor By The Drink — Malt Liquor/Light Wine Only. Sales of malt liquor and light wines at retail by the drink for consumption on the premises where sold, including sales as set forth in Subsection **(B)(1)** and **(4)** of this Section.

4. Malt Liquor By The Drink. Sales of malt liquor at retail by the drink for consumption on the premises. This license may include sales between **6:00 a.m. on Sundays and 1:30 a.m. on Mondays.**

5. Liquor By The Drink — All Kinds. Sales of intoxicating liquor of all kinds at retail by the drink for consumption on the premises where sold, including package sales as set forth in Subsection **(B)(2)** of this Section.

6. Microbrewery.

a. Manufacture of beer and malt liquor in quantities not to exceed ten thousand (10,000) barrels per annum and may include sales of intoxicating liquor by the drink at retail for consumption on the premises. The holder of this license may also sell beer and malt liquor produced on the premises to duly licensed wholesalers; however, holders of this license shall not, under any circumstances, directly or indirectly, have any financial interest in any wholesaler's business, and such sales to wholesalers shall be subject to the restrictions of Sections 311.181 and 311.182, RSMo.

b. This license may include sales between **6:00 a.m. on Sundays and 1:30 a.m. on Mondays.**

C. Sunday Sales. Except for any establishment that may apply for a license under Section 311.089, RSMo., any person possessing the qualifications and meeting the requirements of this Chapter, who is licensed to sell intoxicating liquor at retail may apply to the City for a special license to sell intoxicating liquor at retail between **6:00 a.m. on Sundays and 1:30 a.m. on Mondays.**

D. Permits.

1. Temporary Permit For Sale By Drink. Any person who possesses the qualifications, meets the requirements and complies with the provisions of Section **600.030(B)** below may apply for a special permit to sell intoxicating liquor for consumption on premises where sold.

2. Tasting Permit — Retailers. Any person who is licensed to sell intoxicating liquor in the original package at retail under Subsections **(B)(2)** and **(C)** of this Section above may apply for a special permit to conduct wine, malt beverage and distilled spirit tastings on the licensed premises; however, nothing in this Section shall be construed to permit the licensee to sell wine, malt beverages or distilled spirits for on-premises consumption.

3. Tasting Permit — Winery, Distiller, Manufacturer, Etc.

a. Any winery, distiller, manufacturer, wholesaler, or brewer or designated employee may provide and pour distilled spirits, wine, or malt beverage samples off a licensed retail premises for tasting purposes, provided no sales transactions take place. For purposes of this Subsection **(D)(3)**, a "sales transaction" shall mean an actual and immediate exchange of monetary consideration for the immediate delivery of goods at the tasting site.

b. Notwithstanding any other provisions of this Chapter to the contrary, any winery, distiller, manufacturer, wholesaler, or brewer or designated employee may provide, furnish, or pour distilled spirits, wine, or malt beverage samples for customer tasting purposes on any temporary licensed retail premises as described in Section 311.218, 311.482, 311.485, 311.486, or 311.487, RSMo., or on any tax-exempt organization's licensed premises as described in Section 311.090, RSMo.

c. Any Winery, Distiller, Etc., May Provide Or Furnish Distilled Spirits, Wine Or Malt Beverage Samples On A Licensed Retail Premises — When.

(1) Notwithstanding any other provisions of this Chapter to the contrary, any winery, distiller, manufacturer, wholesaler, or brewer or designated employee may provide or furnish distilled spirits, wine or malt beverage samples on a licensed retail premises for customer tasting purposes so long as the winery, distiller, manufacturer, wholesaler, or brewer or designated employee has permission from the person holding the retail license. The retail licensed premises where such product tasting is provided shall maintain a special permit in accordance with Section 311.294, RSMo., or hold a by the drink for consumption on the premises where sold retail license. No money or anything of value shall be given to the retailers for the privilege or opportunity of conducting the on-the-premises product tasting.

(2) Distilled spirits, wine, or malt beverage samples may be dispensed by an employee of the retailer, winery, distiller, manufacturer or brewer or by a sampling retained by the retailer, winery, distiller, manufacturer or brewer. All sampling service employees that provide and pour intoxicating liquor samples on a licensed retail premises shall be required to complete a server training program approved by the Division of Alcohol and Tobacco Control.

(3) Any distilled spirits, wine, or malt beverage sample provided by the retailer, winery, distiller, manufacturer, wholesaler, or brewer remaining after the tasting shall be returned to the retailer, winery, distiller, manufacturer, wholesaler, or brewer.

Section 600.030 **License Regulations.**

A. Package Sales, Limitations. No license shall be issued for the sale of intoxicating liquor in the original package, not to be consumed upon the premises where sold, except to a person engaged in, and to be used in connection with, the operation of one (1) or more of the following businesses: a drugstore, a cigar and tobacco store, a grocery store, a general merchandise store, a confectionery or delicatessen store, nor to any such person who does not have and keep in his/her store a stock of goods having a value according to invoices of at least one thousand dollars (\$1,000.00), exclusive of fixtures and intoxicating liquors. Under such license, no intoxicating liquor shall be consumed on the premises where sold nor shall any original package be opened on the premises of the vendor except as otherwise provided in this Chapter or law.

B. Temporary Permit For Sale By Drink — Certain Organizations.

1. Notwithstanding any other provision of this Chapter, a permit for the sale of all kinds of intoxicating liquor, including intoxicating liquor in the original package, at retail by the drink for consumption on the premises of the licensee may be issued to any church, school, civic, service, fraternal, veteran, political or charitable club or organization or a nonprofit entity registered to do business in Missouri, for the sale of such intoxicating liquor at a picnic, bazaar, fair or similar gathering. The permit shall be issued only for the day or days named therein and it shall not authorize the sale of intoxicating liquor for more than seven (7) days by any such club or organization.

2. If the event will be held on a Sunday, the permit shall authorize the sale of intoxicating liquor on that day beginning at 11:00 A.M.

3. At the same time that an applicant applies for a permit under the provisions of this Subsection, the applicant shall notify the Director of Revenue of the holding of the event by certified mail and by such notification shall accept responsibility for the collection and payment of any applicable sales tax.

4. No provision of law or rule or regulation of the City shall be interpreted as preventing any wholesaler or distributor from providing customary storage, cooling or dispensing equipment for use by the permit holder at such picnic, bazaar, fair or similar gathering.

C. Operating Hours, Days.

1. No person having a license issued pursuant to this Chapter nor any employee of such person shall sell, give away, or permit the consumption of any intoxicating liquor in any quantity between the hours of 1:30 A.M. and 6:00 A.M. on weekdays and between the hours of 1:30 A.M. on Sunday and 6:00 A.M. on Monday except as otherwise authorized and licensed for Sunday sales, and if

said person has a license to sell intoxicating liquor by the drink, his/her premises shall be and remain a closed place as defined in Section **600.010** of this Chapter and between the hours of 1:30 A.M. and 6:00 A.M. on weekdays and 1:30 A.M. on Sunday and 6:00 A.M. on Monday. Where such licenses authorizing the sale of intoxicating liquor by the drink are held by clubs, hotels, or bowling alleys, this Section shall apply only to the room or rooms in which intoxicating liquor is dispensed; and where such licenses are held by restaurants or bowling alleys whose business is conducted in one room only, then the licensee shall keep securely locked during the hours and on the days herein specified all refrigerators, cabinets, cases, boxes and taps from which intoxicating liquor is dispensed.

2. When January 1, March 17, July 4 or December 31 falls on Sunday, and on the Sundays prior to Memorial Day and Labor Day and on the Sunday on which the national championship game of the National Football League is played, commonly known as "Super Bowl Sunday," any person having a license to sell intoxicating liquor by the drink may be open for business and sell intoxicating liquor by the drink under the provisions of his/her license on that day from the time and until the time which would be lawful on another day of the week, notwithstanding any provisions of this Chapter to the contrary.

D. Number Of Licenses Limited.

1. No license for the sale of any and all kinds of intoxicating liquor by the drink for consumption on the premises, except for a resort or restaurant's bar license, shall be granted or issued when the granting thereof shall increase the number of such licenses outstanding and in force at that time to more than one (1) for each one thousand (1,000) inhabitants, or fraction thereof, residing within the City as shown by the last decennial census of the United States.

2. Any license for the sale at retail of any and all kinds of intoxicating liquor in the original package shall be granted or issued only by approval of the Board of Aldermen, except as otherwise set forth herein.

3. Determining The Number Of Licenses Allowed. For purposes of determining the number of licenses allowed by this Section, the issuance of licenses shall be counted as follows:

a. The issuance of a license as provided in Section **600.020(B)(2)** of this Chapter (Package liquor — all kinds) shall be counted as being commensurate with the issuance of one (1) license for every subcategory of package liquor provided in Section **600.020(B)(1)**.

b. The issuance of a license as provided in Section **600.020(B)(5)** of this Chapter (Liquor by the drink — all kinds) shall be counted as being

commensurate with the issuance of one (1) license for every subcategory of liquor by the drink provided in Section **600.020(B)(3)** and **(B)(4)**.

E. General License Regulations.

- 1.** Each license issued hereunder shall be conspicuously posted on the premises for which the license has been issued.
- 2.** A separate license shall be required for each place of business. Every license issued under the provisions of this Chapter shall particularly describe the premises at which intoxicating liquor may be sold thereunder, and such license shall not be deemed to authorize or permit the sale of intoxicating liquor at any place other than that described therein.
- 3.** No license issued under this Chapter shall be transferable or assignable except as herein provided. In the event of the death of the licensee, the widow or widower or the next of kin of such deceased licensee, who shall meet the other requirements of this Chapter, may make application and the Clerk may transfer such license to permit the operation of the business of the deceased for the remainder of the period for which a license fee has been paid by the deceased. Whenever one (1) or more members of a partnership withdraws from the partnership, the Clerk, upon being requested, shall permit the remaining partner or partners originally licensed to continue to operate for the remainder of the period for which the license fee has been paid without obtaining a new license.
- 4.** In the event any licensee desires to change the location of his/her place of business in the City, it shall be necessary for him/her to file an application in the same manner as herein provided for an original application, except that no additional fee shall be charged and the amended license, describing the new location, shall be issued immediately upon the approval of the application by the Board of Aldermen. Any change of location of the enterprise prior to issuance of such an amended license shall constitute a violation of this Section.
- 5.** Every licensee shall keep displayed prominently at all times on its licensed premises any City license designating the premises as a place licensed by the City to sell intoxicating liquors. Nonetheless, no application shall be disapproved by the Supervisor of Alcohol and Tobacco Control for failure to possess a City license when making application for a license. Within ten (10) days from the issuance of said City license, the licensee shall file with the Supervisor of Alcohol and Tobacco Control a copy of such City license.

Section 600.031

- 1.** Notwithstanding any provision of this law to the contrary, any person who is licensed to sell intoxicating liquor at retail by the drink for on-premises

consumption may sell retailer-packaged alcoholic beverages to customers in containers, filled on such premises by any employee of the retailer who is twenty-one years of age or older, for off-premises consumption if all the following requirements are met:

- (1) The container of the alcoholic beverage is rigid, durable, leak-proof, sealable, and designed to prevent consumption without removal of the tamperproof cap or seal. A "sealable" container does not include a container with a lid with sipping holes or openings for straws;
- (2) The contents of each container do not exceed one hundred twenty-eight ounces;
- (3) The patron orders and purchases a meal from the licensee simultaneous with the alcoholic beverage purchase. For purposes of this subdivision, a "meal" is defined as food that has been prepared on-premises;
- (4) The number of alcoholic beverages sold under this section by a licensee for off-premises consumption is limited to twice the number of meal servings sold by the licensee for off-premises consumption;
- (5) The licensee provides the patron with a dated receipt or an electronic record for the meal and alcohol beverages; and
- (6) The container is either: (a) Placed in a one-time-use, tamperproof, transparent bag that is securely sealed; or (b) The container opening is sealed with tamperproof tape.

For purposes of this subdivision, "tamperproof" means that a lid, cap, or seal visibly demonstrates when a bag or container has been opened.

2. Containers that are filled under subsection 1 of this section shall be affixed with a label or a tag that contains the name and address of the business that filled the container, in type not smaller than three millimeters in height and not more than twelve characters per inch, and states, "THIS BEVERAGE CONTAINS ALCOHOL."

3. The filling of a container under this section shall be in compliance with Section 3-304.17(c) of the 2009 Food and Drug Administration Food Code.

4. No provision of this law, shall be interpreted to allow any wholesaler, distributor, or manufacturer of intoxicating liquor to furnish containers that are filled under subsection one (1) of this section to any person who is licensed to sell intoxicating liquor at retail.

PASSED AND ADOPTED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Smithville, Missouri, the ____ of September 2021.

Damien Boley, Mayor

ATTEST:

Linda Drummond, City Clerk

First Reading: 9/07/2021

Second Reading: 9/21/2021

Section 600.005**Purpose.**

[Ord. No. 3039-19, 7-16-2019]

- A. Alcohol is, by law, an age-restricted product that is regulated differently than other products. The provisions of this Chapter establish vital regulation of the sale and distribution of alcoholic beverages in order to promote responsible consumption, combat illegal underage drinking, and achieve other important policy goals such as maintaining an orderly marketplace composed of licensed alcohol producers, importers, distributors, and retailers.
- B. To the extent that any provision of this chapter is inconsistent with Missouri Statutory Law or division of alcohol and tobacco control regulation, this law shall be deemed to be amended to conform to such law and it is the intent of this chapter to allow the City to utilize the Liquor Laws to the maximum extent authorized by law, not inconsistent with the specific provisions thereof.

Section 600.010**Definitions.**

[Ord. No. 3039-19, 7-16-2019]

When used in this Chapter, the following words shall have the following meanings:

CLOSED PLACE

A place where all doors are locked and where no patrons are in the place or about the premises.

INTOXICATING LIQUOR

Alcohol for beverage purposes, including alcoholic, spirituous, vinous, fermented, malt, or other liquors, or combination of liquors, a part of which is spirituous, vinous, or fermented, and all preparations or mixtures for beverage purposes containing in excess of one-half of one percent (0.5%) by volume. All beverages having an alcoholic content of less than one-half of one percent (0.5%) by volume shall be exempt from the provisions of this Chapter.

LIGHT WINES

An intoxicating liquor consisting of wine containing not in excess of fourteen percent (14%) of alcohol by weight made exclusively from grapes, berries and other fruits and vegetables.

MALT LIQUOR

An intoxicating liquor containing alcohol not in excess of five percent (5%) and using the ingredients set out in Section 311.490, RSMo.

MICROBREWERY

A business whose primary activity is the brewing and selling of beer, with an annual production of ten thousand (10,000) barrels or less, as defined by Section 311.195, RSMo.

ORIGINAL PACKAGE

Any package sealed or otherwise closed by the manufacturer so as to consist of a self-contained unit, and consisting of one (1) or more bottles or other containers of intoxicating liquor, where the package and/or container(s) describes the contents thereof as intoxicating liquor. "Original package" shall also be construed and held to refer to any package containing one (1) or more standard bottles, cans or pouches of beer.

PERSON

An individual, association, firm, joint-stock company, syndicate, partnership, corporation, receiver, trustee, conservator, or any other officer appointed by any State or Federal court.

RESORT

Any establishment having at least thirty (30) rooms for the overnight accommodation of transient guests having a restaurant or similar facility on the premises at least sixty percent (60%) of the gross income of which is derived from the sale of prepared meals or food, or means a restaurant provided with special space and accommodations where, in consideration of payment, food, without lodging, is habitually furnished to travelers and customers, and which restaurant establishment's annual gross receipts immediately preceding its application for a license shall not have been less than seventy-five thousand dollars (\$75,000.00) per year with at least fifty thousand dollars (\$50,000.00) of such gross receipts from non-alcoholic sales; or means a seasonal resort restaurant with food sales as determined in Subsection (2) of Section 311.095, RSMo. Any facility which is owned and operated as a part of the resort may be used to sell intoxicating liquor by the drink for consumption on the premises of such facility and, for the purpose of meeting the annual gross food receipts requirements of this definition, if any facility which is a part of the resort meets such requirement, such requirement shall be deemed met for any other facility which is a part of the resort.

RESTAURANT BAR

Any establishment having a restaurant or similar facility on the premises at least fifty percent (50%) of the gross income of which is derived from the sale of prepared meals or food consumed on such premises or which has an annual gross income of at least two hundred thousand dollars (\$200,000.00) from the sale of prepared meals or food consumed on such premises.

Section 600.015 Sale By The Drink Defined.

[Ord. No. 3039-19, 7-16-2019]

The sale of any intoxicating liquor except malt liquor, in the original package, in any quantity less than fifty (50) milliliters shall be deemed "sale by the drink" and may be made only by a holder of a retail liquor dealer's license and, when so made, the container in every case shall be emptied and the contents thereof served as other intoxicating liquors sold by the drink are served.

Section 600.020 License Required — Classes Of Licenses.

[Ord. No. 3039-19, 7-16-2019]

A.

No person shall sell or offer for sale intoxicating liquor in the City of Smithville without a currently valid liquor license issued by the City. A separate liquor license shall be required for each of the categories and subcategories of liquor sales in which the licensee desires to engage as set forth herein.

B.

General Licenses. Any person possessing the qualifications and meeting the requirements of this Chapter may apply for the following licenses to sell intoxicating liquor:

1.

Package Liquor — Malt Liquor Only. Sales of malt liquor at retail by grocers and other merchants and dealers for sale in the original package direct to consumers but not for resale and not for consumption on the premises where sold. This license may include sales between 6:00 a.m. on Sundays and 1:30 a.m. on Mondays ~~Sunday sales from 9:00 A.M. to 12:00 Midnight.~~

2.

Package Liquor — All Kinds. Sales of all kinds of intoxicating liquors in the original package at retail not for consumption on the premises where sold, including sales as set forth in Subsection **(B)(1)** of this Section.

3.

Liquor By The Drink — Malt Liquor/Light Wine Only. Sales of malt liquor and light wines at retail by the drink for consumption on the premises where sold, including sales as set forth in Subsection **(B)(1)** and **(4)** of this Section.

4.

Malt Liquor By The Drink. Sales of malt liquor at retail by the drink for consumption on the premises. This license may include sales between 6:00 a.m. on Sundays and 1:30 a.m. on Mondays~~Sunday sales from 9:00 A.M. to 12:00 Midnight.~~

5.

Liquor By The Drink — All Kinds. Sales of intoxicating liquor of all kinds at retail by the drink for consumption on the premises where sold, including package sales as set forth in Subsection **(B)(2)** of this Section.

6.

Microbrewery.

a.

Manufacture of beer and malt liquor in quantities not to exceed ten thousand (10,000) barrels per annum and may include sales of intoxicating liquor by the drink at retail for consumption on the premises. The holder of this license may also sell beer and malt liquor produced on the premises to duly licensed wholesalers; however, holders of this license shall not, under any circumstances, directly or indirectly, have any financial interest in any wholesaler's business, and such sales to wholesalers shall be subject to the restrictions of Sections 311.181 and 311.182, RSMo.

b.

This license may include sales between 6:00 a.m. on Sundays and 1:30 a.m. on Mondays~~Sunday sales from 9:00 A.M. to 12:00 Midnight.~~

C.

Sunday Sales. Except for any establishment that may apply for a license under Section 311.089, RSMo., any person possessing the qualifications and meeting the requirements of this Chapter, who is licensed to sell intoxicating liquor at retail may apply to the City for a special license to sell intoxicating liquor at retail between 6:00 a.m. on Sundays and 1:30 a.m. on Mondays~~between the hours of 9:00 A.M. and 12:00 Midnight on Sundays.~~

D.

Permits.

1.

Temporary Permit For Sale By Drink. Any person who possesses the qualifications, meets the requirements and complies with the provisions of Section **600.030(B)** below may apply for a special permit to sell intoxicating liquor for consumption on premises where sold.

2.

Tasting Permit — Retailers. Any person who is licensed to sell intoxicating liquor in the original package at retail under Subsections **(B)(2)** and **(C)** of this Section above may apply for a special permit to conduct wine, malt beverage and distilled spirit tastings on the licensed premises; however, nothing in this Section shall be construed to permit the licensee to sell wine, malt beverages or distilled spirits for on-premises consumption.

3.

Tasting Permit — Winery, Distiller, Manufacturer, Etc.

a.

Any winery, distiller, manufacturer, wholesaler, or brewer or designated employee may provide and pour distilled spirits, wine, or malt beverage samples off a licensed retail premises for tasting purposes, provided no sales transactions take place. For purposes of this Subsection **(D)(3)**, a "sales transaction" shall mean an actual and immediate exchange of monetary consideration for the immediate delivery of goods at the tasting site.

b.

Notwithstanding any other provisions of this Chapter to the contrary, any winery, distiller, manufacturer, wholesaler, or brewer or designated employee may provide, furnish, or pour distilled spirits, wine, or malt beverage samples for customer tasting purposes on any temporary licensed retail premises as described in Section 311.218, 311.482, 311.485, 311.486, or 311.487, RSMo., or on any tax-exempt organization's licensed premises as described in Section 311.090, RSMo.

c.

Any Winery, Distiller, Etc., May Provide Or Furnish Distilled Spirits, Wine Or Malt Beverage Samples On A Licensed Retail Premises — When.

(1)

Notwithstanding any other provisions of this Chapter to the contrary, any winery, distiller, manufacturer, wholesaler, or brewer or designated employee may provide or furnish distilled spirits, wine or malt beverage samples on a licensed retail premises for customer tasting purposes so long as the winery, distiller, manufacturer, wholesaler, or brewer or designated employee has permission

from the person holding the retail license. The retail licensed premises where such product tasting is provided shall maintain a special permit in accordance with Section 311.294, RSMo., or hold a by the drink for consumption on the premises where sold retail license. No money or anything of value shall be given to the retailers for the privilege or opportunity of conducting the on-the-premises product tasting.

(2)

Distilled spirits, wine, or malt beverage samples may be dispensed by an employee of the retailer, winery, distiller, manufacturer or brewer or by a sampling retained by the retailer, winery, distiller, manufacturer or brewer. All sampling service employees that provide and pour intoxicating liquor samples on a licensed retail premises shall be required to complete a server training program approved by the Division of Alcohol and Tobacco Control.

(3)

Any distilled spirits, wine, or malt beverage sample provided by the retailer, winery, distiller, manufacturer, wholesaler, or brewer remaining after the tasting shall be returned to the retailer, winery, distiller, manufacturer, wholesaler, or brewer.

Section 600.030 License Regulations.

[Ord. No. 3039-19, 7-16-2019]

A.

Package Sales, Limitations. No license shall be issued for the sale of intoxicating liquor in the original package, not to be consumed upon the premises where sold, except to a person engaged in, and to be used in connection with, the operation of one (1) or more of the following businesses: a drugstore, a cigar and tobacco store, a grocery store, a general merchandise store, a confectionery or delicatessen store, nor to any such person who does not have and keep in his/her store a stock of goods having a value according to invoices of at least one thousand dollars (\$1,000.00), exclusive of fixtures and intoxicating liquors. Under such license, no intoxicating liquor shall be consumed on the premises where sold nor shall any original package be opened on the premises of the vendor except as otherwise provided in this Chapter or law.

B.

Temporary Permit For Sale By Drink — Certain Organizations.

1.

Notwithstanding any other provision of this Chapter, a permit for the sale of all kinds of intoxicating liquor, including intoxicating liquor in the original package, at retail by the drink for consumption on the premises of the licensee may be issued to any church, school, civic, service, fraternal, veteran, political or charitable club or organization or a nonprofit entity registered to do business in Missouri, for the sale of such intoxicating liquor at a picnic, bazaar, fair or similar gathering. The permit shall be issued only for the day or days named therein and it shall not authorize the sale of intoxicating liquor for more than seven (7) days by any such club or organization.

2.

If the event will be held on a Sunday, the permit shall authorize the sale of intoxicating liquor on that day beginning at 11:00 A.M.

3.

At the same time that an applicant applies for a permit under the provisions of this Subsection, the applicant shall notify the Director of Revenue of the holding of the event by certified mail and by such notification shall accept responsibility for the collection and payment of any applicable sales tax.

4.

No provision of law or rule or regulation of the City shall be interpreted as preventing any wholesaler or distributor from providing customary storage, cooling or dispensing equipment for use by the permit holder at such picnic, bazaar, fair or similar gathering.

C.

Operating Hours, Days.

1.

No person having a license issued pursuant to this Chapter nor any employee of such person shall sell, give away, or permit the consumption of any intoxicating liquor in any quantity between the hours of 1:30 A.M. and 6:00 A.M. on weekdays and between the hours of 1:30 A.M. on Sunday and 6:00 A.M. on Monday except as otherwise authorized and licensed for Sunday sales, and if said person has a license to sell intoxicating liquor by the drink, his/her premises shall be and remain a closed place as defined in Section **600.010** of this Chapter and between the hours of 1:30 A.M. and 6:00 A.M. on weekdays and 1:30 A.M. on Sunday and 6:00 A.M. on Monday. Where such licenses authorizing the sale of intoxicating liquor by the drink are held by clubs, hotels, or bowling alleys, this Section shall apply only to the room or rooms in which intoxicating liquor is dispensed; and where such licenses are held by

restaurants or bowling alleys whose business is conducted in one room only, then the licensee shall keep securely locked during the hours and on the days herein specified all refrigerators, cabinets, cases, boxes and taps from which intoxicating liquor is dispensed.

2.

When January 1, March 17, July 4 or December 31 falls on Sunday, and on the Sundays prior to Memorial Day and Labor Day and on the Sunday on which the national championship game of the National Football League is played, commonly known as "Super Bowl Sunday," any person having a license to sell intoxicating liquor by the drink may be open for business and sell intoxicating liquor by the drink under the provisions of his/her license on that day from the time and until the time which would be lawful on another day of the week, notwithstanding any provisions of this Chapter to the contrary.

D.

Number Of Licenses Limited.

1.

No license for the sale of any and all kinds of intoxicating liquor by the drink for consumption on the premises, except for a resort or restaurant's bar license, shall be granted or issued when the granting thereof shall increase the number of such licenses outstanding and in force at that time to more than one (1) for each one thousand (1,000) inhabitants, or fraction thereof, residing within the City as shown by the last decennial census of the United States.

2.

Any license for the sale at retail of any and all kinds of intoxicating liquor in the original package shall be granted or issued only by approval of the Board of Aldermen, except as otherwise set forth herein.

3.

Determining The Number Of Licenses Allowed. For purposes of determining the number of licenses allowed by this Section, the issuance of licenses shall be counted as follows:

a.

The issuance of a license as provided in Section **600.020(B)(2)** of this Chapter (Package liquor — all kinds) shall be counted as being commensurate with the issuance of one (1) license for every subcategory of package liquor provided in Section **600.020(B)(1)**.

b.

The issuance of a license as provided in Section **600.020(B)(5)** of this Chapter (Liquor by the drink — all kinds) shall be counted as being commensurate with the issuance of one (1) license for every subcategory of liquor by the drink provided in Section **600.020(B)(3)** and **(B)(4)**.

E.

General License Regulations.

1.

Each license issued hereunder shall be conspicuously posted on the premises for which the license has been issued.

2.

A separate license shall be required for each place of business. Every license issued under the provisions of this Chapter shall particularly describe the premises at which intoxicating liquor may be sold thereunder, and such license shall not be deemed to authorize or permit the sale of intoxicating liquor at any place other than that described therein.

3.

No license issued under this Chapter shall be transferable or assignable except as herein provided. In the event of the death of the licensee, the widow or widower or the next of kin of such deceased licensee, who shall meet the other requirements of this Chapter, may make application and the Clerk may transfer such license to permit the operation of the business of the deceased for the remainder of the period for which a license fee has been paid by the deceased. Whenever one (1) or more members of a partnership withdraws from the partnership, the Clerk, upon being requested, shall permit the remaining partner or partners originally licensed to continue to operate for the remainder of the period for which the license fee has been paid without obtaining a new license.

4.

In the event any licensee desires to change the location of his/her place of business in the City, it shall be necessary for him/her to file an application in the same manner as herein provided for an original application, except that no additional fee shall be charged and the amended license, describing the new location, shall be issued immediately upon the approval of the application by the Board of Aldermen. Any change of location of the enterprise prior to issuance of such an amended license shall constitute a violation of this Section.

5.

Every licensee shall keep displayed prominently at all times on its licensed premises any City license designating the premises as a place licensed by the City to sell intoxicating liquors. Nonetheless, no application shall be disapproved by the Supervisor of Alcohol and Tobacco Control for failure to possess a City license when making application for a license. Within ten (10) days from the issuance of said City license, the licensee shall file with the Supervisor of Alcohol and Tobacco Control a copy of such City license.

Section 600.031

1. Notwithstanding any provision of this law to the contrary, any person who is licensed to sell intoxicating liquor at retail by the drink for on-premises consumption may sell retailer-packaged alcoholic beverages to customers in containers, filled on such premises by any employee of the retailer who is twenty-one years of age or older, for off-premises consumption if all the following requirements are met:

(1) The container of the alcoholic beverage is rigid, durable, leak-proof, sealable, and designed to prevent consumption without removal of the tamperproof cap or seal. A "sealable" container does not include a container with a lid with sipping holes or openings for straws;

(2) The contents of each container do not exceed one hundred twenty-eight ounces;

(3) The patron orders and purchases a meal from the licensee simultaneous with the alcoholic beverage purchase. For purposes of this subdivision, a "meal" is defined as food that has been prepared on-premises;

(4) The number of alcoholic beverages sold under this section by a licensee for off-premises consumption is limited to twice the number of meal servings sold by the licensee for off-premises consumption;

(5) The licensee provides the patron with a dated receipt or an electronic record for the meal and alcohol beverages; and

(6) The container is either: (a) Placed in a one-time-use, tamperproof, transparent bag that is securely sealed; or (b) The container opening is sealed with tamperproof tape.

For purposes of this subdivision, "tamperproof" means that a lid, cap, or seal visibly demonstrates when a bag or container has been opened.

2. Containers that are filled under subsection 1 of this section shall be affixed with a label or a tag that contains the name and address of the business that filled the container, in type not smaller than three millimeters in height and not more than twelve characters per inch, and states, "THIS BEVERAGE CONTAINS ALCOHOL."
3. The filling of a container under this section shall be in compliance with Section 3-304.17(c) of the 2009 Food and Drug Administration Food Code.
4. No provision of this law, shall be interpreted to allow any wholesaler, distributor, or manufacturer of intoxicating liquor to furnish containers that are filled under subsection 1 of this section to any person who is licensed to sell intoxicating liquor at retail.



Board of Alderman Request for Action

MEETING DATE: 9/21/2021

DEPARTMENT: Administration/Finance

AGENDA ITEM: Approve Bill No. 2917-21, Setting the Property Tax Levy. - Emergency Ordinance sponsored by Mayor Boley - 1st and 2nd reading by title only.

REQUESTED BOARD ACTION:

A motion to approve Bill No. 2917-21, Setting the Property Tax Levy. Voting to approve this ordinance will set the annual property tax levy by October 1, 2021 as required by Section 67.110, RSMo. First and second reading by title only.

SUMMARY:

The proposed ordinance sets the general tax levy at 0.4126. This amount is the general property tax rate ceiling set by Smithville voters, adjusted for compliance with the Missouri Constitution. The proposed ordinance also sets the debt service tax levy at 0.0000. The debt service property tax rate ceiling is 0.2011, however, the City takes a voluntary reduction since the Debt Service Fund is support by the half-cent (0.5%) Capital Improvement Sales Tax.

The City must certify these levies to the Clay and Platte County Clerks' Offices by October 1, 2021.

PREVIOUS ACTION:

The Board of Alderman approves tax levies each year in preparation for the budget.

POLICY OBJECTIVE:

Setting the levy as close to the voter approved amount is necessary to fund the FY22 Budget.

FINANCIAL CONSIDERATIONS:

Click or tap here to enter text.

ATTACHMENTS:

- ☒ Ordinance
- ☐ Resolution
- ☐ Staff Report
- ☒ Other: Pro-Forma

- ☐ Contract
- ☐ Plans
- ☐ Minutes

BILL NO. 2917-21

ORDINANCE NO.

AN ORDINANCE FIXING THE ANNUAL RATE OF LEVY ON ALL TAXABLE PROPERTY WITHIN THE CITY OF SMITHVILLE, MISSOURI, FOR THE YEAR 2021 PURSUANT TO 67.110 RSMo.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF SMITHVILLE, MISSOURI, AS FOLLOWS:

Section 1. The City of Smithville will require the following rates to be levied and collected on all taxable property with the City of Smithville, Missouri for the year, 2020:

General Revenue Tax Levy	0.4126	\$899,952
Debt Service Tax Levy	0.0000	\$0

Section 2. This tax shall be levied and collected in the manner and form required by law.

Section 3. This Ordinance shall be in full force and effect from and after its passage.

Passed by the Board of Aldermen of Smithville, Missouri and approved by the Mayor of Smithville, Missouri this 21st day of September 2021.

Damien Boley, Mayor

ATTEST:

Linda Drummond, City Clerk

First Reading: 09/21/2021

Second Reading: 09/21/2021

Administration Building
1 Courthouse Square
Liberty, Missouri 64068

Phone (816) 407-3570
Fax: (816) 407-3571



COUNTY CLERK
CLAY COUNTY, MISSOURI

Smithville

Sandy Baldwin
Clay County Clerk

sbaldwin@claycountymo.gov

September-21

Aggregate Valuation

Real Estate

Real Estate, Residential	\$ 151,376,470
Real Estate, Agricultural	839,600
Real Estate, Commercial	<u>28,965,920</u>
Total Real Estate	\$ 181,181,990

Personal Property

\$ 35,536,613

Railroad & Utility

Local Real Estate	\$ 110,510
Local Personal	288,483
State Real Estate	4,937,082
State Personal	<u>592,420</u>
Total Railroad & Utility	\$ 5,928,495

Total Current Valuation

\$ 222,647,098

TIF as provided by the Clay County Assessor

(4,582,000)

ADJUSTED VALUATION

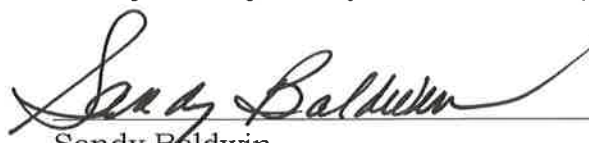
\$ 218,065,098

New Construction

Residential	\$ 2,260,490
Agricultural	
Commercial	1,282,820
Total New Construction	<u>\$ 3,543,310</u>

This information is provided in order to assist you in complying with Section 67.110 of the Revised Statutes of the State of Missouri.

In witness whereof, I have hereunto set my hand and affixed the seal of the County Commission of Clay County, at my office in Liberty, September-21.


Sandy Baldwin
Clay County Clerk





NANCY ARMSTRONG Clerk of the Commission - Platte County, Missouri

NOTICE OF AGGREGATE ASSESSED

POST-BOE

VALUATION

Smithville

AS OF AUGUST 05, 2021

REAL ESTATE

Residential	39,633	
Agricultural	3,747	
Commercial	0	
Real Estate Total		43,380

PERSONAL PROPERTY 4,050

RAILROAD AND UTILITY (Real Property)

Locally Assessed	221
State Assessed	3,997

RAILROAD AND UTILITY (Personal Property)

Locally Assessed	230
State Assessed	414

GRAND TOTAL 52,292

New Construction (Included in Real Estate Above) 0

CWIP (Included in Local RR&U Real Estate Above) 221

CWIP (Included in Local RR&U Personal Above) 230

Tax Increment Financing (TIF) 0

This information is transmitted to assist you in complying with Section 67.110 RSMO, which requires that notice be given and public hearings held before tax rates are set.

IN WITNESS WHEREOF, I have hereto set my hand and affixed the Official Seal of Platte County, Missouri at my office in Platte City, Missouri, on AUGUST 05, 2021.



Board of Alderman Request for Action

MEETING DATE: 9/21/2021

DEPARTMENT: Administration

AGENDA ITEM: Resolution 969, Notice Regarding Use Tax in accordance with Missouri State Law

REQUESTED BOARD ACTION:

Motion to approve Resolution 969, acknowledging the notice published for the existence of the Use Tax in the City of Smithville.

SUMMARY:

the Missouri Legislature adopted CCS for HCS for SS for SCS for SB153 and 97, which Act/State Law was signed by the Governor and took effect as Missouri Law on August 28, 2021. This law requires the City to publish notification between the date of the effectiveness of the Act, and the first week of November, 2021.

The City Clerk as required by State Statute, has published the required notice in the Courier-Tribune in the September 2, 9, and 16 editions and also posted it on the City's website.

PREVIOUS ACTION:

The Board of Alderman approved Ordinance 1696-96 for the Use Tax for the City of Smithville on August 20, 1996, after a special election was held before qualified voters on August 6, 1996.

POLICY OBJECTIVE:

[Click or tap here to enter text.](#)

FINANCIAL CONSIDERATIONS:

To collect Use Tax from out-of-state vendors selling items in the City of Smithville.

ATTACHMENTS:

- | | |
|---|-----------------------------------|
| <input checked="" type="checkbox"/> Ordinance | <input type="checkbox"/> Contract |
| <input type="checkbox"/> Resolution | <input type="checkbox"/> Plans |
| <input type="checkbox"/> Staff Report | <input type="checkbox"/> Minutes |
| <input type="checkbox"/> Other: Public Notice | |

RESOLUTION 969

REGARDING USE TAX NOTICE

WHEREAS, the City of Smithville, Missouri has previously adopted a Use Tax to even the playing field for in-state companies, and

WHEREAS, the Missouri Legislature adopted CCS for HCS for SS for SCS for SB153 and 97, which Act/State Law (hereinafter "Act") was signed by the Governor, and

WHEREAS, the Use Tax will continue to be applicable as set forth in the Act and will include certain purchases from out-of-state vendors, and

WHEREAS, the above-referenced Act takes effect as Missouri Law on August 28, 2021.

WHEREAS, the new Act referenced above requires the City to publish notification between the date of the effectiveness of the Act, and the first week of November, 2021, and

WHEREAS, the City of Smithville should publish such Notice as required by the new Act/State Law and that the Notice should be in the form set forth as follows:

NOTICE FROM THE CITY OF SMITHVILLE, MISSOURI, OF EXISTENCE
OF USE TAX; USE TAX RATE; APPLICABILITY; AND RATE MODIFICATION
REQUIREMENT AS REQUIRED BY CCS for HCS for SS for SCS for SB Nos. 153 & 97 &
MISSOURI STATUTE(S)

The City of Smithville previously adopted and has in force a use tax. The use tax rate for the City of Smithville is currently 2.50 percent which is equal to the total local sales tax rate. The use tax applies to and impacts certain purchases from out-of-state vendors. A use tax is the equivalent of a sales tax on purchases made from out-of-state sellers by in-state buyers and on certain taxable business transactions.

The use tax rate is equal to the total local sales tax rate in effect in the City. If any local sales tax is repealed or the rate thereof is reduced or raised by voter approval, the local use tax rate shall also be deemed to be repealed, reduced, or raised by the same action repealing, reducing, or raising the local sales tax.

I, Linda Drummond, City Clerk for the City of Smithville, Missouri, do hereby certify that the foregoing is, to the best of my knowledge and belief, correct. Dated this 3rd day of September 2021

WHEREAS, the publication should be completed by the City Clerk as required by the statute, with both publications being in September 2021.

II. RESOLUTION

Be it resolved by the City of Smithville, Missouri the City Clerk shall publish in the newspaper the following Notice to provide notice to all of the applicability of the City Use Tax as required by the Act and Missouri Statute(s).

NOTICE FROM THE CITY OF SMITHVILLE, MISSOURI, OF EXISTENCE
OF USE TAX; USE TAX RATE; APPLICABILITY; AND RATE MODIFICATION
REQUIREMENT AS REQUIRED BY CCS for HCS for SS for SCS for SB Nos. 153 & 97 &
MISSOURI STATUTE(S)

The City of Smithville previously adopted and has in force a use tax. The use tax rate for the City of Smithville is currently 2.50 percent which is equal to the total local sales tax rate. The use tax applies to and impacts certain purchases from out-of-state vendors. A use tax is the equivalent of a sales tax on purchases made from out-of- state sellers by in-state buyers and on certain taxable business transactions.

The use tax rate is equal to the total local sales tax rate in effect in the City. If any local sales tax is repealed or the rate thereof is reduced or raised by voter approval, the local use tax rate shall also be deemed to be repealed, reduced, or raised by the same action repealing, reducing, or raising the local sales tax.

I, Linda Drummond, City Clerk for the City of Smithville, Missouri, do hereby certify that the foregoing is, to the best of my knowledge and belief, correct. Dated this 21st day of September 2021

III. EXECUTION/ADOPTION

Damien Boley, Mayor

Attested:

Linda Drummond, City Clerk



Board of Alderman Request for Action

MEETING DATE: 9/21/2021

DEPARTMENT: Parks

AGENDA ITEM: Resolution 970, Surplus of City Property

REQUESTED BOARD ACTION:

Motion to approve Resolution 970, declaring certain items surplus.

SUMMARY:

From time to time, departments have equipment that is broken, has been replaced by new equipment, or is not used any longer. In order to be disposed of, property must be identified by the Board as surplus. The parks department has identified 11 soccer goals for disposal. Seven of the goals are in a condition that they could be sold while four are deemed too damaged to sell. City staff recommends sellable items be listed through GovDeals.com.

PREVIOUS ACTION:

Board approve Ordinance 2916-15, directing the City purchasing agent to dispose of such property.

POLICY OBJECTIVE:

Click or tap here to enter text.

FINANCIAL CONSIDERATIONS:

Click or tap here to enter text.

ATTACHMENTS:

- ☐ Ordinance
- ☒ Resolution
- ☐ Staff Report
- ☐ Other:

- ☐ Contract
- ☐ Plans
- ☐ Minutes

RESOLUTION 970

A RESOLUTION DECLARING CERTAIN PROPERTY AS SURPLUS EQUIPMENT.

WHEREAS, from time to time, departments identify equipment that has been replaced by new equipment, is no longer used or doesn't work as it originally did; and,

WHEREAS, the City of Smithville has identified 11 soccer goals in its possession as surplus and no longer of value.

WHEREAS, the items are being presented to the Board of Aldermen of the City of Smithville as surplus equipment or to be disposed of.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF ALDERMEN OF THE CITY OF SMITHVILLE, MISSOURI:

THAT the identified property is declared as surplus equipment and the City purchasing agent is directed to dispose of such property in accordance with City Ordinance 2916-15.

PASSED AND ADOPTED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Smithville, Missouri, the 21st day of September 2021.

Damien Boley, Mayor

ATTEST:

Linda Drummond, City Clerk



Board of Alderman Request for Action

MEETING DATE: 9/21/2021

DEPARTMENT: Development

AGENDA ITEM: Resolution 971, Final Plat Liberty Acres 2nd Plat

RECOMMENDED ACTION:

A motion to approve Resolution 971 – Final Plat Liberty Acres 2nd Platt.

SUMMARY:

The Final Plat would create 2 lots on 18.68 acres at 525 South Commercial Street.

BACKGROUND:

The land was previously divided into two lots, a 18.68 acre lot and five-acre lot. The smaller lot was sold and a home is now constructed on that lot. The owner of Lot 2 now seeks to divide off another lot with access off Liberty Street. As a subdivision of a previously subdivided lot, the property is subject to one parks fee for the new lot, and the owner has agreed to dedicate both permanent and temporary easements for the proposed new sidewalk on Commercial Street.

PREVIOUS ACTION:

The original plat of this subdivision was approved in 2017.

POLICY ISSUE:

The Comprehensive Plan calls for residential development in the area involved.

FINANCIAL CONSIDERATIONS:

None

ATTACHMENTS:

- | | |
|--|---|
| <input type="checkbox"/> Ordinance | <input type="checkbox"/> Contract |
| <input checked="" type="checkbox"/> Resolution | <input checked="" type="checkbox"/> Plans |
| <input checked="" type="checkbox"/> Staff Report | <input type="checkbox"/> Minutes |
| <input type="checkbox"/> Other: Click or tap here to enter text. | |

RESOLUTION 971

A RESOLUTION APPROVING A FINAL PLAT FOR LIBERTY ACRES SECOND PLAT

WHEREAS, the applicant submitted a request to subdivide his 18+ acre parcel into two lots, one 12.17 acres and one 6.51 acres on land located at 525 South Commercial Street, and;

WHEREAS, the Planning Commission held a public hearing concerning the subdivision on September 14, 2021, and;

WHEREAS, the Planning Commission voted on the subdivision following the public hearing and recommended approval of the subdivision in accordance with the staff report recommendations, and;

WHEREAS, the subdivision of land complies with the Comprehensive Plan.

**NOW THEREFORE BE IT RESOLVED BY THE BOARD OF ALDERMEN OF
THE CITY OF SMITHVILLE, MISSOURI, AS FOLLOWS:**

**THAT THE FINAL PLAT OF LIBERTY ACRES SECOND PLAT IS APPROVED
WITH THE CONDITION THAT THE APPLICANT PAY THE PARK FEE AND
EXECUTES THE TEMPORARY EASEMENT FOR SIDEWALK
CONSTRUCTION ON COMMERCIAL.**

PASSED AND ADOPTED by the Board of Aldermen and **APPROVED** by the Mayor of the City of Smithville, Missouri, the 21st day of September 2021.

Damien Boley, Mayor

ATTEST:

Linda Drummond, City Clerk



September 10, 2021

Single Phase Final Plat Approval of County Parcel Id # 05-905-00-02-011.02

Application for a Plat Approval – Liberty Acres Second Plat – 2 lots

Code Sections:

425.285.A.4 Single Phase Final Plat Approval

Property Information:

Address: 525 S. Commercial
Owner: Robert Blake
Current Zoning: R-1B

Public Notice Dates:

1st Publication in Newspaper: August 26, 2021
Letters to Property Owners w/in 185': August 30, 2021

GENERAL DESCRIPTION:

The property is approximately an 18.79-acre parcel with a single-family home. The proposal is to divide 6.51 acres from the east side of the tract, with 250' of frontage on Liberty Street. The owner lives on the west side and desires to sell off the Liberty Street frontage.

GUIDELINES FOR REVIEW – SINGLE PHASE SUBDIVISION FINAL PLATS *See 425.285.A.4*

The Planning Commission shall consider the following criteria in making a recommendation on the plat:

- a. The plat conforms to these regulations and the applicable provisions of the Zoning Ordinance and other land use regulations. ***Yes, the layout complies with zoning and subdivision requirements.***
- b. The plat represents an overall development pattern that is consistent with the goals and policies of the Comprehensive Plan. ***The Development pattern is similar to the existing zoning on the property.***

c. The development shall be laid out in such a way as to result in:

(1) Good natural surface drainage to a storm sewer or a natural watercourse. ***The property is naturally suited for development on the 6.51 acres.***

(2) A minimum amount of grading on both cut or fill and preservation of good trees and other desirable natural growth. **No significant grading is needed or anticipated.**

(3) A good grade relationship with the abutting streets, preferably somewhat above the street. ***Each lot will have access to a public street.***

(4) Adequate lot width for the type or size of dwellings contemplated, including adequate side yards for light, air, access, and privacy. **Yes.**

(5) Adequate lot depth for outdoor living space. **Yes.**

(6) Generally regular lot shapes, avoiding acute angles. **Yes.**

(7) Adequate building lots that avoid excessive grading, footings or foundation walls. **Yes.**

d. The plat contains lot and land subdivision layout that is consistent with good land planning and site engineering design principles. **Yes.**

e. The location, spacing and design of proposed streets, curb cuts and intersections are consistent with good traffic engineering design principles.

There are no new roadways as the existing lots are on existing paved roads.

f. The plat is served or will be served at the time of development with all necessary public utilities and facilities, including, but not limited to, water, sewer, gas, electric and telephone service, schools, parks, recreation and open space and libraries. ***Yes, the new lot will have all utilities available at the street frontage.***

g. The plat shall comply with the stormwater regulations of the City and all applicable storm drainage and floodplain regulations to ensure the public health and safety of future residents of the subdivision and upstream and downstream properties and residents. The Commission shall expressly find that the amount of off-site stormwater runoff after development will be no greater than the amount of off-site stormwater runoff before development. ***The proposed development meets this standard.***

h. Each lot in the plat of a residential development has adequate and safe access to/from a local street. **Yes.**

i. The plat is located in an area of the city that is appropriate for current development activity; it will not contribute to sprawl nor to the need for inefficient extensions and expansions of public facilities, utilities and services. **Yes.**

j. If located in an area proposed for annexation to the City, the area has been annexed prior to, or will be annexed simultaneously with plat approval. ***Annexed.***

k. The applicant agrees to dedicate land, right-of-way, and easements, as may be determined to be needed, to effectuate the purposes of these regulations and the standards and requirements incorporated herein. ***Yes, the plat includes the dedications for the proposed new sidewalk on Commercial, and prior to recording the Final Plat, Park fees in the amount of \$625.00 must be paid.***

l. All applicable submission requirements have been satisfied in a timely manner. ***Yes.***

m. The applicant agrees to provide additional improvements, which may include any necessary upgrades to adjacent or nearby existing roads and other facilities to current standards and shall include dedication of adequate rights-of-way to meet the needs of the City's transportation plans. **No improvements are necessary for one new lot.**



STAFF RECOMMENDATION:

Staff recommends APPROVAL of the proposed Final Plat based upon adherence to the conditions contained in this report.

Respectfully Submitted,

Director of Development



Board of Alderman Request for Action

MEETING DATE: 9/21/2021

DEPARTMENT: Development

AGENDA ITEM: Appointment of Planning and Zoning Commissioner

REQUESTED BOARD ACTION:

The Mayor will make the nomination of Melissa Wilson to the Planning and Zoning Commission and the Board will vote.

SUMMARY:

In accordance with Section 400.650 of the Code of Ordinances states that the Board of Aldermen must vote on whether to approve the Mayor's recommended appointment.

This appointment would be for the replacement of the expired term of Rand Smith. The portion of this term expires in October of 2024.

PREVIOUS ACTION:

POLICY OBJECTIVE:

Click or tap here to enter text.

FINANCIAL CONSIDERATIONS:

Click or tap here to enter text.

ATTACHMENTS:

- | | |
|--|-----------------------------------|
| <input type="checkbox"/> Ordinance | <input type="checkbox"/> Contract |
| <input type="checkbox"/> Resolution | <input type="checkbox"/> Plans |
| <input type="checkbox"/> Staff Report | <input type="checkbox"/> Minutes |
| <input checked="" type="checkbox"/> Other: Application | |



Boards, Commissions and Committee Volunteer Application

Board, Commission or Committee of Interest:

- ☒ Planning & Zoning Commission
☐ Economic Development Committee
☐ Parks & Recreation Committee
☐ TIF Commission

Applicant Information:

Name: Melissa Wilson Phone: 816 898 8435

Address: 19507 Diamond Ln Smithville MO 64089

e-mail: melkay7982@yahoo.com

Background: 20 year resident of Smithville, former banker (40+ years), served 4 years (2017-2020) as alder woman ward 1

Reason for Volunteering: would like to stay involved in the city process of how our town will evolve in a capacity other than alder woman

Additional Experience or information which a City Board, Commission or Committee

might benefit from: During my 4 years as alder woman I was on planning and zoning 3 years. I was a very active participant in the city's most recent strategic and comp plans. I believe this participation would be of great benefit to the planning & zoning commission.

Submit to: Linda Drummond, City Clerk

107 W. Main Street

Smithville, MO 64089

ldrummond@smithvillemo.org