



**City of Smithville, Missouri**  
**Board of Aldermen – Regular Session Agenda**  
**August 16, 2022**

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

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 via Zoom, please email your request to the City Clerk at [ldrummond@smithvillemo.org](mailto:ldrummond@smithvillemo.org) prior to the meeting to be sent the meeting Zoom link.

1. Call to Order
2. Pledge of Allegiance

3. **Consent Agenda**

- **Minutes**

- August 2, 2022, Board of Aldermen Work Session Minutes
- August 2, 2022, Board of Aldermen Regular Session Minutes

- **Finance Report**

Finance Report for July 2022

- **Resolution 1097, Agreement with Grace Community Church**

A Resolution authorizing and directing the Mayor to execute an agreement with Grace Community Church for use of Smith's Fork Park September 15, 16, and 17, 2022 for the purpose of hosting Nehemiah Festival.

- **Resolution 1098, Renaming Hawthorne Park**

A Resolution approving the renaming of Hawthorne Park to the "Humphrey and Nancy Smith Park".

- **Resolution 1099, Purchase of Winter Materials**

A Resolution authorizing the purchase of winter materials from Central Salt, LLC in the amount of \$74.77 per ton.

- **Resolution 1100, Destination Safe Grant**

A Resolution authorizing and directing the Mayor to sign the contract with the Missouri Highway and Transportation Commission for the Destination Safe Grant.

Join Zoom Meeting

<https://us02web.zoom.us/j/81558053446>

Meeting ID: 815 5805 3446

Passcode: **181947**

**REPORTS FROM OFFICERS AND STANDING COMMITTEES**

4. **Committee Reports**

Planning and Zoning Commission  
Finance Committee

5. **City Administrator's Report**

## ORDINANCES & RESOLUTIONS

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6. **Bill No. 2952-22, Re-Adopt the Code of Ethics – 2<sup>nd</sup> Reading**  
An Ordinance to re-adopt the Code of Ethics to comply with Missouri Ethics Commission standards. 2<sup>nd</sup> reading by title only.
7. **Bill No. 2953-22, Term of Office of the Mayor and Aldermen – 2<sup>nd</sup> Reading**  
An Ordinance calling for the questions regarding the length of the term of office for the Mayor and the Board An Ordinance amending of Aldermen increasing the term from two years to four years to be placed on the November 8, 2022 election ballot. 2<sup>nd</sup> reading by title only.
8. **Bill No. 2955-22, Amending Section 225.090 – Smoking in City Parks – 1<sup>st</sup> Reading**  
An Ordinance amending Section 225.090 to include a regulation stating that smoking is prohibited at all indoor and outdoor parks and facilities, except at individual camp sites at the campground. 1<sup>st</sup> reading by title only.
9. **Bill No. 2956-22, Budget Amendment No. 5 – 1<sup>st</sup> Reading**  
An Ordinance amending the FY2022 budget to operating budget to add \$200,000 to the expenditure budget and \$15,000 to the revenue budget. 1<sup>st</sup> reading by title only.
10. **Resolution 1101, Final Plat, Hildebrand Estates**  
A Resolution approving the final plat for Hildebrand Estates creating one lot of 11 acres at the corner of Lowman Road and 16<sup>th</sup> Street.

## OTHER MATTERS BEFORE THE BOARD

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11. **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.**
12. **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.
13. **Adjournment to Executive Session Pursuant to Section 610.021(1&2)RSMo.**





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### [Planning Calendar](#)





## Board of Alderman Request for Action

**MEETING DATE:** 8/16/2022

**DEPARTMENT:** Administration

**AGENDA ITEM:** Consent Agenda

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### **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**
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### **SUMMARY:**

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

### **PREVIOUS ACTION:**

N/A

### **POLICY ISSUE:**

N/A

### **FINANCIAL CONSIDERATIONS:**

N/A

### **ATTACHMENTS:**

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

## SMITHVILLE BOARD OF ALDERMAN

### WORK SESSION

August 2, 2022, 5:00 p.m.  
City Hall Council Chambers and Via Videoconference

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

Mayor Boley, present, called the meeting to order at 4:59 p.m. A quorum of the Board was present: Kelly Kobylski, John Chevalier, Ronald Russell, Marv Atkins, Dan Ulledahl and Dan Hartman. John Chevalier was absent.

Staff present: Cynthia Wagner, Anna Mitchell, Chief Jason Lockridge, Stephan Larson, Chuck Soules, Matt Denton, Jack Hendrix, Linda Drummond, Gina Pate and John Reddoch, City Attorney.

#### 2. **Main Street District Update**

Alyssa Sanders, Executive Director for the Smithville Main Street District since October 2021, explained that her position was made possible by the generosity of the City and funds from the CARES Act.

##### ***Board Members***

###### *Executive Board*

*Alicia Neth - President*

*Sarah Ulledahl - Vice President*

*Leeah Shipley - Secretary*

*Melissa Wilson - Treasurer*

###### *Board Members*

*Cara Braithwaite - Promotions Committee Chair*

*Adam Royd - Economic Vitality Committee Chair*

###### *Ex-Officio Board Members*

*Anna Mitchell - City of Smithville*

*Erika Winston - Smithville Area Chamber of Commerce*

Alyssa noted that they are working towards a more full and consistent board structure.

##### ***Mission Statement***

*The Smithville Main Street District is a community-driven nonprofit organization that utilizes the Four-Point Main Street Approach to preserve, promote, revitalize and enrich the historic, cultural, and economic landscapes of downtown Smithville, Missouri.*

##### ***Vision Statement***

*The Smithville Main Street District envisions a thriving, historic, and diverse downtown that is the pulse of the community.*

Alyssa noted that they were founded in 2019 by a local group of business owners for the community empowerment with the Community Empowerment Grant.

##### ***COMMUNITY EMPOWERMENT GRANT***

*The Community Empowerment Grant program was designed to help communities form a Main Street program and begin building a successful downtown with new investment, businesses, residents and events celebrating all that makes a downtown the heart of the community. This*

*grant program provided two years of hands-on training with “over the shoulder” guidance and encouragement to help build a strong foundation and get the organization to a running start for long-lasting economic viability for downtown.*

Alyssa noted that they have just this year graduated to affiliate status.

### ***Affiliate Community***

*Affiliate level services from Missouri Main Street Connection help a community build a volunteer driven economic development organization that has an appropriate organizational structure and sustainable funding to conduct a comprehensive downtown commercial district revitalization program.*

Alyssa explained that the Missouri Main Street operates on a four-point approach. With the help of the City and Missouri Main Street, they look forward to continuing efforts using that four-point approach along with the committee structure from Missouri Main Street. She noted that they have been able to accomplish so much in the last couple of years specifically working towards transformation. The transformation strategies were created by the Missouri Main Street during town hall and community meetings. Those strategies are designed to help us make our downtown more family friendly and to attract more tourist to our downtown which will eventually help the community as a whole.

Alyssa noted that last year with the \$40,000 the Main Street District was able to hire her for the position of executive director, expand their promotional materials and pay for continuing education, travel and lodging that is required by the Missouri Main Street Connection contract. With the \$20,000 installment for this year, they are planning on savings some for salary if they are not able to be self-funded. They are also working to obtain an office space and storage space for their business materials and promotional items.

### ***Four-Point Approach***

*Organization, Design, Promotion and Economic Vitality*

#### ***Organization***

*The Organization Committee builds a governing framework that includes a diverse representation of citizens. The Organization Committee also trains and develops leaders for the community's revitalization effort.*

#### ***Current Projects***

- *Finalizing a committee chair*
- *Financial Compliance*
- *External Communication*
- *Publicity*
- *Website*
- *Online Presence*
- *Google Services*

Alyssa noted that they are working with an accountant in order to be complaint with 501C-3 requirements. They are producing a newsletter each month, one for the local merchants, one for community and also a board newsletter. They worked to receive a grant from GeekPop. That grant will help them create a website that is informative and user friendly. Alyssa explained that with them being a non-profit organization they can get free Google services and \$10,000 in Google Ad grant money.

#### *Upcoming Initiatives*

- *Google Ad Grant Training*
- *Volunteer Recruitment and Training*
- *Printed Materials*
- *Fundraising*

#### ***Design***

*The Design committee's goal is to enhance the visual attractiveness of the downtown. This includes technical assistance and encouragement to building owners toward the restoration and rehabilitation of historic structures, improved streetscape features, street and alley cleanup, colorful banners and landscaping.*

#### *Current Projects*

- *Finalizing a committee chair*
- *Building Inventory*
- *Grant Opportunities*
- *Sidewalk Use and Design guidelines*

Alyssa noted that they along with the City were recently approved for an ARPA Grant to create a brand design guide for wayfinding for our downtown district and hopefully eventually encompass the entire town and be uniform throughout.

#### *Upcoming Initiatives*

- *Photo Inventory*
- *Assisting in public improvement efforts*
- *Design Education and Awareness*
- *Design Assistance*
- *Historic Preservation*
- *Incentives and Funding Opportunities*

#### ***Promotion***

*The goal of the Promotions Committee is to project a positive, unified image that identifies downtown as a public gathering place. Revitalization programs market the district and the community through a series of targeted activities that include development of the downtown image; a variety of communication methods using press releases, newsletters and other media messages; special events and festivals that highlight the local culture, art, music, dance and traditions that give each community its unique identity.*

#### *Current Projects*

- *Committee Chair - Cara Braithwaite*
- *Ongoing Events*
- *Publicity*
- *Promotional Materials*
- *New Events*

Alyssa noted that they are partnering with Parks and Recreation and the Chamber for more community events. They are also working with the Courier-Tribune on a scavenger hunt for the next edition of the Lake Pilot that would specifically include downtown.

#### *Upcoming Initiatives*

- *Asses and Plan*
- *Image Development*
- *New Events*



- *Working with local merchants*
- *Christmas Programming*
- *Tourist information and activities*
- *Metrics to measure success*

### ***ECONOMIC VITALITY***

*The committee analyzes current market forces to develop long-term solutions; develops a business recruitment program while strengthening the competitiveness of existing merchants and service businesses. One goal of recruitment is to fill vacant spaces while diversifying the economic base. The committee works toward creatively converting unused space for new uses, and works closely with the Design Committee to seek appropriate solutions for historic commercial buildings that will ensure their continued occupancy, maintenance and preservation.*

#### *Current Projects*

- *Committee Chair - Adam Royds*
- *Downtown Assessment*
- *Business Retention*

#### *Upcoming Initiatives*

- *Assist in Business Expansion*
- *Business Recruitment*
- *Real Estate Development*

*Our goal for Smithville is to work together to create a vibrant community, with a strong backbone of a historic downtown so we can preserve the culture and heritage of Smithville, Missouri. As the metro expands its reach further north, we believe that we can work together to maintain our sense of place while welcoming visitors and new residents alike.*

Alyssa thanked the Board for their support.

Alderman Hartman thanked the Main Street District for all they do because they are a part of our economic development.

Melissa Wilson, treasurer for the Main Street District, noted that she has learned a lot. When they tried to put this year's budget together, they realized this is been a tough year. She explained that they needed more support from the City. Some of their wants and needs are a printer and a computer. Melissa said that they really need to have City funding for continued training. She said she did not realize how much required training an executive director has to go to keep our status with Missouri Main Street. She said they are asking for an additional \$10,000 in on top of the \$20,000. They would like to have advertising and promotional assistance.

Melissa noted that as a citizen of Smithville she was very disappointed when they distributed the Small-Town Showcase by Missouri Humanities and asked citizens of our community to vote. Smithville had the largest population of all of the towns that participated and Smithville had one the lowest number of votes for our town. Melissa said that they have a lot more to do to promote Smithville Main Street District and wants the City to help them do that. She said they need a lot more exposure, education and support from our citizens and continued financial partnership with the City. Melissa explained that they are hoping to start getting citizens in our community to become financial partners and sponsors.

Alderman Ulledahl said that he has been saying the same thing since 2016. We have a great opportunity right in front of us to support this city, downtown and to support everything that happens in Smithville. Alderman Ulledahl agreed that we do need more involvement however we can get it.

Melissa explained that she and Alyssa are also working on the process of applying for federal grants.

Mayor Boley explained that the way the MOU with Main Street District was designed, the funds are there, we would need to revisit the terms of how the funds are dispersed annually.

Cynthia noted that we could put an additional \$10,000 in the FY2023 budget and then reduce the amount the following year.

Mayor Boley suggested reducing the amount for the last year of the MOU.

Alderman Hartman asked if they had cost estimates for a laptop and printer?

Melissa said that they need not. She added that another want they have is a storefront.

Cynthia noted that the training requirements for Missouri Main Street are pretty significant and was not anticipated when we developed the MOU.

Alyssa added that some programs build additional training funds into the budget so board members can attend the trainings. She explained that the trainings occur once a quarter, then there are two Missouri Main Street conferences, the National Main Street conference and a director's retreat.

Mayor Boley asked if other cities had CIDs to help fund the Main Street District?

Alyssa said a lot of cities do.

Alicia Neth noted that Alyssa has done a phenomenal job with a position that they knew nothing about. She explained also that Main Street District is not trying to take over anything they are here to help, promote and preserve our downtown.

Sarah Ulledahl noted that one thing we hear is to keep our small-town feel. She explained that some of the members went to Jefferson City to meet with elected officials and promote Main Street. They spoke with Josh Hurlbert and he said when you are looking for a small town feel you do not have that without a Main Street, or a Courtyard where people can gather. Sarah said that having the activities and events we have downtown is what helps us keeps that small town feel.

Sarah explained that with not getting many votes for the Small-Town Showcase by Missouri Humanities they missed out on them putting together a commercial, a podcast and an article in the Humanities magazine. She noted that Missouri Main Street has a lot to offer us, but we have to have community support.

### **3. Discussion of Downtown Design Guidelines**

Jack Hendrix, Development Director, noted that in the packet is the staff report and a redlined draft for the potential changes to the current Downtown Design Guidelines for the streets in the downtown area. Jack explained that this started with the construction of the streetscape which started the investment in downtown and focuses on where the building sits on the property. Jack noted that these guidelines were created in 2019 for how to use the sidewalk area for sidewalk cafes and sidewalk sales and how a street-based sign advertising for a business could be used in that location.

Jack explained that staff met with the Main Street District in June and went through the guidelines discussed and made the changes drafted in the redline version of the new guidelines.

Alderman Russell noted that in the draft there is a three-foot section on the sidewalk for ADA and a three-foot section for pedestrian access. He asked where the signage could be placed?

Jack explained that the sign cannot block the sidewalk next to the building and cannot block a car door opening. Business owners can only lease a space for a sign in the merchant area. In the draft they propose to allow that path to move. Business owners would have to obtain a permit and have a layout of how they are going to use that space. Jack explained that as a city we are obligated to maintain the ADA pathway. A business owner is able to choose the merchant area as long as they provide their site plan for the area, and they designate three-foot wide ADA area.

Alderman Hartman noted that in other cities a lot of businesses extend to the curb. He asked Jack if there was a balance in this program that we could maintain and still allow a business to have some outdoor seating?

Jack explained right now we do not have a permit that would authorize a business to put out decorations or put out a bench or even a method that would allow it. We have a system that allows a business to conduct the sidewalk sale in that merchant area as long as they maintain the ADA area and the car door opening path by the curb. Jack noted that the second biggest thing that came out of their meeting with the Main Street District was to have more flexibility to be able to do those things. The recommendation is to require businesses to have a permit for a bench or for decoration they want to put out. The cost for the permit would be, first year \$10 with a site plan of the area and where the ADA path is and as long as nothing changes, they will not have to pay the permit fee every year they just have to provide the City their insurance.

Jack noted that we have had requests to use the City's banner poles for special events. Staff have drafted guidelines for this. The banners can only be changed out by City staff to lessen damage to the poles and limit liability. To have control over the design to ensure the banners will have the appropriate size pockets to be able to slide over posts. Staff suggests allowing only 20 banners and in a basic location and provide the locations the banners are to be installed.

Jack also noted that the current sign design is large, rather heavy, and it is not considered very creative. The business owners requested the ability to use different

signs. Staff has drafted changes that would allow different sign types to be presented to the city for including in the inventory of signs available for lease.

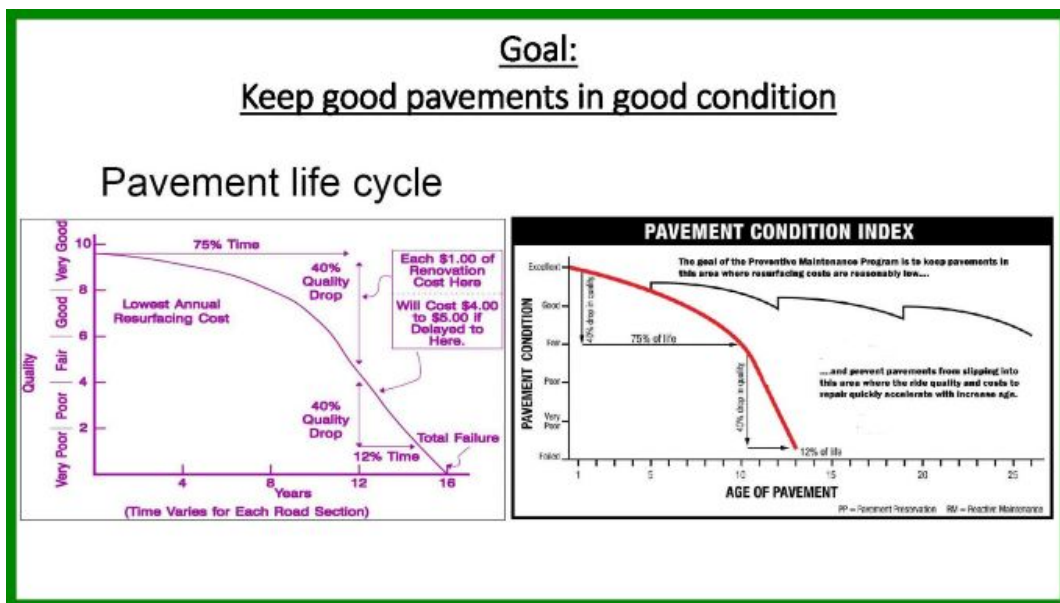
Alderman Russell asked if Jack's staff was in charge of compliance for this and if he has enough staff for it?

Jack noted that code enforcement handles this.

Jack said that staff will put together the new guidelines and bring this forward for Board approval.

#### 4. Discussion of Overlay Program

Chuck Soules, Public Works Director, noted that two years ago he started providing a report to the Board about pavement condition index (PCI) and staff began to inventory City streets. Chuck explained that PCI is a rating, or score given to the segment of pavement that provides comparable condition from segment to segment. Basically, grading street condition is rated from 0 to 100. Zero is lowest and one hundred the highest score. Streets typically have a design life of 20 years but that does not mean they do not need to be maintained. We have to do crack sealing, pothole repair and micro surfacing to keep roads in a serviceable condition.



The goal is to extend the life of the pavement. Doing these repairs on the pavement can save money in the long term. A dollar spent today and save four to five dollars in maintenance. Chuck explained that PCI is only one factor used when determining street maintenance needs. They look at traffic volume, speed, safety, road classification, affordability and location.

FLEXIBLE PAVEMENT DISTRESS SURVEY FORM - CONDITION KEY											
Route ID: _____		Stationing From: _____ To: _____		Segment Length Factor: (5280 ft / _____) = ( _____ ) x No. of occurrences _____							
Street Name: _____		From: _____ To: _____									
Rating: _____		Date: _____		Notes: _____							
DISTRESS	DISTRESS WEIGHTED VALUE	SEVERITY LEVEL OF DISTRESS			EXTENT LEVEL OF DISTRESS - (No. of occurrences within one mile or % of pavement segment surface area or length affected)			Structural Deduct (X)			
		LOW	MEDIUM	HIGH	OCCASIONAL	FREQUENT	EXTENSIVE				
SURFACE DEFECTS	POTHOLES	10	Depth < 1" and Area < 1sq	Depth > 1" and Area < 1sq	Depth > 1" and Area > 1sq	< 5 / mile	5-10 / mile	> 10 / mile	X		
	DEBONDING	5	Depth < 1" and Area < 1sq	Depth > 1" and Area < 1sq	Depth > 1" and Area > 1sq	< 5 / mile	5-10 / mile	> 10 / mile	---		
	RAVELING/ WEATHERING	10	Some loss of fine aggregate	Loss of fines & some coarse	Very rough & pitted	< 20%	20-50%	> 50%	---		
	BLEEDING	5	Not Considered	Shiny, black surface		< 10%	10-30%	> 30%	---		
	PATCHING/ UTILITY CUTS	5	Area < 1sf	Area 1sf - 1sq	Area > 1sq & < 10 sq	< 10 / mile	10-20 / mile	> 20 / mile	---		
	CRACK SEALING DEFICIENCY	5	Not Considered			< 50% not effectively sealed	> 50% not effectively sealed	No Cracks Sealed	---		
SURFACE DEFORMATION	RUTTING	10	Depth > 1/8" & < 3/8"	Depth 3/8"-3/4"	Depth > 3/4"	< 20%	20-50%	> 50%	X		
	CORRUGATIONS/ SHOVING	5	Noticeable effect on ride	Bumpy ride, some discomfort	Very bumpy ride, speed reduction	< 10%	10-30%	> 30%	---		
	SETTLEMENTS/ DEPRESSIONS	5	Noticeable effect on ride	Some discomfort & correction	Poor ride & correction needed	< 2 / mile	2-4 / mile	> 4 / mile	---		
CRACKING	WHEEL TRACK/ FATIGUE/ ALLIGATOR CRACKING	15	Single/multiple cracks < 1/4", no raveling or fracturing blocks	Single/multiple cracks 1/4"-1", slight raveling or fracturing blocks	Multiple cracks > 1", raveling of alligator blocks, small potholes	< 20% of wheel track length within segment	20-50% of wheel track length within segment	> 50% of wheel track length within segment	X		
	EDGE CRACKING	5	Width < 1/4", no raveling	Width 1/4"-1", raveled over 1/2 length of crack	Width > 1", raveled over 1/2 length of crack	< 20%	20-50%	> 50%	X		
	TRANSVERSE CRACKING	10	Width < 1/4", no raveling	Width 1/4"-1", raveled over 1/2 length of crack	Width > 1", raveled over 1/2 length of crack	Avg. Crack Spacing (CS) > 100'	100' >= CS >= 60'	CS < 50'	---		
	LONGITUDINAL CRACKING	5	Width < 1/4", no raveling	Width 1/4"-1", raveled over 1/2 length of crack	Width > 1", raveled over 1/2 length of crack	Crack Length (CL) < 50' per 100' of segment surveyed	50' <= CL <= 150' per 100'	CL > 150' per 100'	---		
	BLOCK CRACKING	5	> 6"x6" & < 10"x10" blocks formed	3"x3" to 6"x6" blocks formed	< 3"x3" blocks formed	< 20%	20-50%	> 50%	---		
WATER	CURB & GUTTER		GOOD - Curb not	FAIR - Minimal	POOR - Multiple	Not Applicable	CURB & GUTTER	GOOD - Curb not	FAIR - Minimal	POOR - Multiple	Not Applicable

Chuck explained that this is the form that staff fills out for every segment of pavement. Staff visually observes the pavement areas and evaluates based on several conditions including potholes, debonding, raveling, bleeding, utility cuts, crack sealing, rutting, shoving, settlements, alligator cracking, edge cracking, transverse cracking, longitudinal cracking and block cracking. They look all of those and look at the extent and the frequency.



Chuck noted that in this picture are some typical examples of some of the values that staff looks at and evaluate based on their distress, low, medium or high and the extent they have occasional, frequent or extensive. There are 16 different distresses that they look at for asphalt and another 12 types of distresses looked at for concrete.

Chuck explained this spreadsheet is one page of about thirty. It shows the street from A to Z, from intersection to intersection. In 2020 staff completed the first City's PCI. Staff evaluated 517 different segments of pavement and the average PCI at that time was 72.9. Staff has just completed the process for 2022. They evaluated same segments of streets and our rating is 72.8. Chuck noted that in the packet he provided the spreadsheet that shows all the PCIs for 2021 and 2022.

In the last couple years staff has made significant progress in street improvement, street design including subgrade and based treatment, excavations and street and material specifications requiring better asphalt and concrete materials. We also have inspectors that inspect these City projects to make sure that the specifications are adhered to.

Chuck noted in the staff memo he outlined that between 2020 and 2022 the City spent to \$1.1 million on road improvements and road infrastructure.

*From 2020 – 2022 the City spent approximately:*

- \$850,000 in mill and overlay including Rock Creek and Coulter Additions, Tillman Road and Hospital Drive.
  - \$252,000 other mill and overlay including Streetscape, Liberty Road, and Highland Circle
- This totals \$1,102,000 for 3.2 center line miles of streets, an average of \$350,000 per center line mile. Of note, the Rock Creek addition needed significant base repair. The goal is to make sure roads are built correctly and maintained so we do not have to make these costly repairs. In comparison Tillman Road cost \$238,000 per center line mile.*

Chuck emphasized the importance of regular and correct maintenance to keep those costs down.



Based on previous years mill and overlay program and PCI, staff is recommending the Board look at investing about \$400,000 in the mill and overlay program. Chuck explained that the goal is to achieve a 75 PCI rating on all City streets.

### STREET REHABILITATION PROGRAM 2023

- Micro – Surface: Spellman / old Jefferson / Eagle Parkway approx. 6 miles ave PCI 65
- Mill and Overlay – MARC Funds
  - Winner - Woods to end – replaced sewer main
  - Woods – Winner to Commercial PCI 34



SPELLMAN



WINNER



WOODS

Chuck explained that the 2023 proposed budget includes \$300,000 for the mill and overlay program. In it staff is recommending that Spellman Drive, Old Jefferson Highway and Eagle Parkway, approximately six miles long and the PCI average is 65 receive a micro-surfacing treatment. He noted that if we repair the road now it would be more cost effective and extend the life of that road.

Chuck noted that we will be receiving funding from MARC (Mid America Regional Council). MARC received an additional \$8 million in ARPA funding which will be divided to member cities. Smithville's share is estimated to be \$60,000 which will be used for mill and overlay for Winner Avenue and Woods Street that have a PCI of 34.

- Additional Street Improvements :
  - Bridge Street
  - Quincy
  - 4<sup>th</sup> St and 4<sup>th</sup> Terrace



BRIDGE



QUINCY



4<sup>th</sup> Street

Chuck noted the additional street improvement include the third phase of Streetscape, from Church Street to First Street, Fourth Terrace and Fourth Street and Quincy Boulevard from Hawthorne to Maple.

In 2023 the total amount that will be spent on street maintenance and improvements is approximately \$810,000.

Cynthia noted that at the governing body retreat we discussed priorities of the board and development of the 2023 budget. Staff will be providing the City Administrator's recommended FY2023 budget to the Board on August 16. That budget will incorporate the information presented here and any Board feedback received. Cynthia explained that is why staff wanted to make sure the Board had this information for them to have an understanding of the pavement management analysis and condition analysis. She explained that the Board directed staff to look at additional funds in the budget and that is where the \$400,000 number is coming from. As Chuck noted we also do spend funds from other funds are doing utility projects to make improvements are redo those roads that we have an impact on.

Cynthia noted that the Board priorities from the retreat related to staffing, mill and overlay and the sidewalk program are all included the City Administrator's recommended FY2023 budget.

Alderman Atkins asked how often the PCI study is done?

Chuck explained that it is done every two years because of the amount of time that it takes to complete.

Alderman Atkins asked if the 75 PCI goal takes into consideration of wear and tear over the next two years.

Chuck said that roads are always deteriorating but with the additional funds being proposed for the next few years the PCI will start gaining.

Mayor Boley noted that six miles of Spelman is 12 lane miles.

Chuck noted we can repair Spelman with \$300,000 now instead of \$1.5 million down the road.

Alderman Hartman thanked Chuck for doing this especially since we have never had it done before. He also noted that now we are holding developers and future developers accountable for building a good road base.

Chuck explained that Gina Pate, Management Analyst, has been working with the GIS system. It is not complete yet, but the goal is by fall to have the PCI loaded and ready for the public to look at.

Alderman Ulledahl asked if Tillman cost \$238,000 per center line mile, so double for the total.

Chuck said that the \$238,000 was the total for Tillman.



Alderman Ulledahl asked what the average cost per mile is?

Chuck said that \$238,000 is average the cost per mile for mill and overlay.

Gina presented a preliminary look at the City's GIS program.

Alderman Russell asked if the underground infrastructure is included when we do Winner Avenue and Woods Street.

Chuck explained that we try to do the underground infrastructure first before we do the road.

Alderman Russell asked what classifies a segment.

Chuck explained that it is typically intersection to intersection but on longer road they will pick up different landmarks. He also said that the segments are not all the same.

Alderman Russell asked how a curve fits into the segment.

Chuck gave the example of Quincy which was broken up into several sections and has several different ratings on it. He explained that if we are fixing a section of a street and the section next to it will need repaired in the next year we would probably go ahead and do it at the same time while the contractor is there and to try to keep the cost down.

## **5. Follow Up Discussion of Sidewalk Program**

Gina Pate, Management Analyst, noted that this was just a follow-up discussion from June 21 work session. Staff received comments on promoting the current Sidewalk Improvement Program. The program has been advertised in a "Did You Know" post and in the August Newsletter.

Gina noted that she is training the Engineering Technicians on the new City GIS platform to start recording the conditions of sidewalks around the City. The sidewalk condition map will be color coded and will allow the Board of Aldermen, staff, and the public to see the greatest need for improvements throughout the City each year.

The Board asked for follow-up on a cut-off date for the program enrollment. Staff is going to identify the area based on that condition map. Staff would then send out letters and try to contact all the property owners. If the property owner does not wish to be in the program and their property is identified with a hazardous sidewalk. Staff would ask them to fix it themselves and give them about 30 days to complete the work. If they do not make the necessary improvements, Codes Enforcement will issue them an abatement letter in the amount of the repair for their sidewalk improvements. The cost for the sidewalk repairs varies by property. The past material costs have been approximately \$200 but vary on the total amount of sidewalks being repaired. Staff expects a similar pricing for the contractor price per property. The goal of the program is to address all repair needs in an entire area, so there should not be any missing improvements. If a need for the program arises in a previously repaired area, staff will review on a case-by-case basis.

Gina noted that staff was is looking for feedback from the Board.

Alderman Russell noted that the average cost for the resident is approximately \$200 and asked if that amount would change with the new proposal.

Gina said that staff is assuming it will be close to the same cost and in some instances could be a little cheaper since we would be doing a larger area. She noted that it also depends on if they are replacing the entire sidewalk in front of the house or a single panel.

Alderman Ulledahl asked if staff had look into options such as mud jacking or foam jacking. He noted that the sidewalks on the east side of Liberty Street are all laying at an angle but are still in good condition.

Chuck noted that staff could look into it, but in his experience, he has not had very luck with mud jacking. He said it usually only lasts a few years. He said he would not recommend foam jacking at all. In Lawrence, KDOT repaired a job with foam and it only lasted about three weeks. Chuck noted that staff can look into different options such as grinding to get rid of a bump. Chuck explained that staff is looking for hazards such as tripping hazards, short gaps and sidewalk settling.

Alderman Ulledahl explained that the section he is talking about on Liberty Street is about four houses long and lifted on one side.

Mayor Boley said it may be more cost effective for instances like that to tear the sidewalks out and replace them.

Chuck explained that staff is looking first for the hazards. He said if the sidewalk is at a 45-degree angle then yes it would need to be replaced but if it is only a 10-degree angle probably not. The sidewalks in the worst shapes will be looked at first. He noted that once we get the GIS map updated, we will be able to see all the red areas which are the worst and that is the areas we will concentrate on first.

## **6. Follow Up Discussion – Mayor and Aldermen Term and Term Limits**

Cynthia provided an update from the last meeting on lengthening the Aldermen and Mayoral terms to four years. The Board also directed staff to work with legal staff in exploring the possibility of term limits. Following research by the city's legal counsel it has been determined that state statute does not give cities of the fourth class the ability to take term limits to the voters for approval.

Cynthia noted that based on direction from the July 19 work session staff prepared materials to consider extending the term of both Mayor and Alderman to four years. An Ordinance with language which would place two questions on the November ballot has been included on the agenda for this evening's regular session.

Mayor Boley clarified that it will not extend the current term, it would begin with the April 2023 election if voters approve it.

## **7. Adjourn**

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

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared the Work Session adjourned at 6:08 p.m.

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Linda Drummond, City Clerk

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Damien Boley, Mayor

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

August 2, 2022, 7:00 p.m.  
City Hall Council Chambers and Via Videoconference

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

Mayor Boley, present, called the meeting to order at 6:58 p.m. following the Work Session. A quorum of the Board was present: Kelly Kobylski, Ronald Russell, Marv Atkins, Dan Hartman and Dan Ulledahl. John Chevalier was absent.

Staff present: Cynthia Wagner, Chief Lockridge, Anna Mitchell, Chuck Soules, Jack Hendrix, Stephen Larson, Matt Denton, Linda Drummond and John Reddoch, City Attorney.

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

### **3. Consent Agenda**

- **Minutes**

- July 19, 2022, Board of Aldermen Work Session Minutes
- July 19, 2022, Board of Aldermen Regular Session Minutes

- **Resolution 1092, Amending the Harborview Neighborhood Beautification Grant Award**

A Resolution approving additional scope and increasing the expenditure of funds for the Harborview Neighborhood Beautification Grant in an amount of \$7,950.

- **Resolution 1093, Adopting the Revised Economic Development Incentive Policy**

A Resolution adopting the revisions recommended by the Economic Development Committee to the Economic Development Incentive Policy pertaining to NID, CID and TIF incentives.

- **Resolution 1094, Authorizing Payment to Platte-Clay Electric Cooperative**

A Resolution authorizing the payment to Platte-Clay Electric in the amount of \$11,500 for new service and transformers at the Raw Water Pump Station.

- **Resolution 1095, Snow Removal**

A Resolution authorizing and directing the Mayor to execute an agreement with R&S Lawn Service for residential snow removal.

- **Resolution 1096, Site Plan Extension for KoZak's Restaurant**

A Resolution authorizing the extension of 60 days for the time to commence construction for KoZak's restaurant on Stonebridge Lane.

Alderman Hartman abstained from Resolution 1096.

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

Ayes – 5, Noes – 0, motion carries. The Mayor declared the consent agenda approved.

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

#### **4. Committee Reports**

Matt Denton, Parks Director reported on the July 21, 2022, Parks and Recreation Committee meeting. They elected a chair and vice chair. They discussion issues that Cynthia will talk about in the City Administrator's report. They also discussed updates to Emerald Ridge Park.

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

Cynthia noted the Parks and Recreation Committee has recommended to amend Section 225.090 smoking in city parks and renaming Hawthorne Park the Humphrey and Nancy Smith Park.

The City applied for a \$10,000 ARPA Funds Marketing Grant administered through Clay County and have received word that the grant has been awarded it. The grant is for signage. Staff and Main Street District will be working on an RFP to be posted on August 15. The RFP will be requesting firms for Way Finding Signage Guidelines for downtown.

Cynthia noted that staff will be conducting a washout on the water tower by Super 8. The tower will be drained and refilled by tomorrow.

The Police Department has hired a new officer, Dawson Simanton. He comes to us from the Linn County Sheriff's Department. Dawson is POST certified and will begin with the department tomorrow. His field training will begin later this month. Cynthia noted that by filling this position the department is down to one vacancy.

### **ORDINANCES & RESOLUTIONS**

#### **6. Bill No. 2950-22, Amending the General Fund Reserve Policy – 2<sup>nd</sup> Reading**

Alderman Atkins moved to approve Bill No. 2950-22, amending the General Fund Reserve Policy, adjusting the General Fund Reserve Policy from 40% of budgeted operating expenditures to 25%. 2<sup>nd</sup> reading by title only. Alderman Hartman seconded the motion.

No discussion.

Upon roll call vote:

Alderman Kobylski – Aye, Alderman Russell – Aye, Alderman Chevalier – Absent,  
Alderman Hartman – Aye, Alderman Ulledahl – Aye, Alderman Atkins- Aye.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Bill No. 2950-22 approved.

#### **7. Bill No. 2951-22, Rezoning Eagle Ridge Commercial Property – 2<sup>nd</sup> Reading**

Alderman Hartman moved to approve Bill No. 2951-22, approving rezoning Eagle Ridge Commercial property at 561 S. Commercial from B-1P to B-3. 2<sup>nd</sup> reading by title only. Alderman Atkins seconded the motion.

No discussion.

Upon roll call vote:

Alderman Atkins – Aye, Alderman Chevalier – Absent, Alderman Ulledahl – Aye,  
Alderman Russell – Aye, Alderman Kobylski – Aye, Alderman Hartman - Aye.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Bill No. 2951-22 approved.

**8. Bill No. 2952-22, Re-Adopt the Code of Ethics – 1<sup>st</sup> Reading**

Alderman Ulledahl moved to approve Bill No. 2952-22, to re-adopt the Code of Ethics to comply with Missouri Ethics Commission standards. 1<sup>st</sup> reading by title only. Alderman Kobylski seconded the motion.

No discussion.

Upon roll call vote:

Alderman Chevalier – Absent, Alderman Hartman– Aye, Alderman Atkins – Aye,  
Alderman Russell – Aye, Alderman Ulledahl – Aye, Alderman Kobylski– Aye.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Bill No. 2952-22 approved first reading.

**9. Bill No. 2953-22, Term of Office of the Mayor and Aldermen – 1<sup>st</sup> Reading**

Alderman Hartman moved to approve Bill No. 2953-22, calling for the questions regarding the length of the term of office for the Mayor and the Board of Aldermen increasing the term from two years to four years to be placed on the November 8, 2022 election ballot. 1<sup>st</sup> reading by title only. Alderman Kobylski seconded the motion.

Alderman Russell asked for confirmation that we could not put a limit on the number of terms an elected official could run.

Cynthia explained that per State Statutes, the City does not have the authority to put a limit on terms.

Upon roll call vote:

Alderman Russell – No, Alderman Atkins – Aye, Alderman Hartman – Aye,  
Alderman Chevalier – Absent, Alderman Kobylski – Aye, Alderman Ulledahl- Aye.

Ayes – 4, Noes – 1, motion carries. Mayor Boley declared Bill No. 2953-22 approved first reading.

**10. Bill No. 2954-22, Conditional Use Permit – 1<sup>st</sup> Reading**

Alderman Hartman moved to approve Bill No. 2954-22, approving a Conditional Use Permit for a telecommunications tower at 904 Northeast 180th Street. 1<sup>st</sup> reading by title only. Alderman Kobylski seconded the motion.

Public Comment:

James Allsbury, 902 NE 180<sup>th</sup> Street, stated that he opposed this issue. He said that the findings and facts had incorrect information in it. He asked if the tower must be made to look like a tree. Mr. Allsbury noted that he shares the driveway, and it is only 12-foot wide and not wide enough for two vehicles especially 70,000 – 90,000 pound trucks. He said that building a tower there will affect the value of their property.

Dawn Cramer, 905 Banbridge Road and owns a business at 100 North Mill Street, noted that she is a Kansas City Police Commissioner and owns property that adjoins this property. She and her husband plan to build a two-million-dollar home there but not if the tower is built. Mrs. Cramer voiced concern about the safety issues with a tower and ice falling from it. She also is concerned about the property values. She asked that they consider putting the tower in more of a rural area.

Ted Lake, 500 NE 180<sup>th</sup> Street, noted that he owns property close to the where the tower would be built. He asked if the City would be generating any money if the tower was built there? Mr. Lake said that if the tower is built there everyone else would lose money. He asked that the equipment be located on a water tower where it would not affect anyone but the City.

Stacey Lindensmith, 500 NE 180<sup>th</sup> Street, told the Board that she opposed the tower.

Robert Marriott, 18212 Marcus Road, noted that he has been a resident since 1996 and opposed the tower. He said that it would be an eye sore. He asked that they consider a more feasible option. He is also concerned about the property values and about health.

Gabe Grider, 808 NE 180<sup>th</sup> Street, explained to the Board that there is an existing 98-foot tower already on the property. He said that he understood that two towers over 90 feet in height could not be located within one quarter mile of each other. He noted that there are more suitable sites for this. He said that the property impact study that was added after the Planning and Zoning Commission meeting has inaccurate information in it and the original study has inaccurate information also, it says the existing tower is the same height as the existing tower, but the proposed tower is 150 feet. Mr. Grider noted that in the City code it encourages locations of towers in non-residential areas. He said that even though this property is zoned ag the properties surrounding are zoned residential. He noted that City code also encourages the joint use of existing tower sites. Mr. Grider explained that there is an existing 300-foot tower less than two miles from this location, another existing tower three miles to the west and other towers close to this location that do not have very many radios on them. He noted that Mr. Erwin testified at the Planning Commission hearing that they would like this tower to be 200 feet tall, not the 150 feet and that they would like it to be located further south. He encouraged the Board to not support this.

Ann Grider, 808 NE 180<sup>th</sup> Street, noted that she has lived in her home for 24 years. This tower is to be located 450 feet due south from her home. She will be able see the 150-foot tower from almost every window in her home. She said that Mr. Beggs will be benefiting monetarily from the tower will only be able to see base of it. Mrs. Grider said that in the petition of protest the property owners have shown that they do not want this tower. She asked that the Board vote no.

Derrick Basye, 18206 Marcus Road, noted that he opposed the tower, that it would be an eye sore. He said that it would be better placed on a water tower. He asked that the Board vote no.

Patrick Erwin, 5607 W 130<sup>th</sup> Street Overland Park, KS, noted that he is the applicant of the proposal. He said that the purpose of this structure is to provide reliable FirstNet service and also AT&T service for the area. He explained that FirstNet is a broadband network for first responders. Mr. Erwin noted that they do meet of the requirements in Chapter 400 of the City's code. He noted that they are asking to construct a 150-foot tower that would be placed 98 foot from the property line. He noted that they had submitted engineer's letters and their letter of intent to allow additional users onto the tower when the need arises. He believes they have met all of the criteria of the second part of the Conditional Use Permit which is to promote the welfare and the general convenience of the public. Meaning this would be a reliable service for the public. Mr. Erwin said that this would not cause injury to the value of the property and have submitted evidence for this.

Larry Thornton, 906 NE 180<sup>th</sup> Street, noted that he shares a driveway with this property, and he is opposed to it.

Gary Beggs, 904 NE 180<sup>th</sup> Street, owner of the property. He believes he has the right to have this. He noted that the Conditional Use Permit is all within the laws of the City.

Rochelle Allsbury, 902 NE 180<sup>th</sup> Street, noted that FirstNet is a service that you have to buy into and asked if the City would be providing that service for our fire and police department. She asked if there was some stipulation that you cannot have two towers on one property. She said that this tower will not benefit them. She asked if anyone has asked Eric Craig Realty if this would hurt their property value. She asked the Board if they would buy a house next to a tower. She asked if the Board they would want a tower built 500 feet from their current home. Mrs. Allsbury said that if they answered no to either of those questions, please vote against it.

Board discussion.

Alderman Russell asked what the Planning and Zoning Commission's recommendation is?

Mayor Boley noted that the finding of facts are in the packet and asked the City Attorney to explain them.

John Reddoch, City Attorney explained that the Planning and Zoning Commission has seven members, one member recused himself, so had six members that voted. The vote was a tie three to three. The applicant for something like this has the burden of carrying the day. With a three-to-three vote is the same as a recommendation of no. The Planning and Zoning Commission then had to go back and make specific findings for each of findings of facts and then vote on each of those things. John noted that this comes to the Board with a three-to-three vote which has to be interpreted as a recommendation of no. He also noted that we have letters of protest and under our Ordinance and State Statutes we have to have four votes in favor this evening to approve the CUP. He also noted that any documentation provided after the Planning and Zoning Commission's public hearing you may or may not take that into consideration.



Alderman Atkins asked about the two-tower rule and if it relates to this.

Jack Hendrix, Development Director, explained that it is in City Code, and he has always understood it to mean that there had to be a Conditional Use Permit for each of them.

Alderman Hartman noted that this is the first he has heard about two towers. He said that he thought this tower would be replacing the other tower.

Patrick Erwin stated that this tower would not be replacing the tower it would be an additional tower. He noted that the existing tower is not structurally sound to put antennas that they would be installing. He said that Missouri State Statutes 67.5904 Subsection 2, disallows the jurisdiction to consider the proximity or the availability of another within the area.

Mayor Boley noted that he had spoke to Eric Craig and he said the tower would not impact the property values. He also explained that this would be put on private property and no money from this would go to the City.

Alderman Hartman asked if we have FirstNet accessibility with other towers in the City?

Mayor Boley clarified that the Fire Department is not a city entity, it is a Fire District.

Chief Lockridge explained that the Police Department does not subscribe to FirstNet, they use a different service. He did note that some of the officers do have their own personal accounts for it.

Alderman Atkins asked if the access road for this is a gravel road and if the contractor needs to keep it as a gravel road?

Mayor Boley explained that one of the stipulations made by the Planning and Zoning Commission was that the approach would need to meet the current code which is a concrete entrance.

Patrick Erwin stated that as part of their agreement they would repair any damage they caused to the road made during construction and during the life of the structure.

Alderman Kobylski asked if they would widen the road so make it possible for two vehicles to pass.

Patrick Erwin explained that there are two other houses that share the access, and that Mr. Beggs owns the property the other two have easements. He noted that the road is very narrow, and they would work around it and coordinate with the landowners their comings and goings. He said that they construction should take approximately four weeks to complete and would not be every day.

Alderman Russell noted that when he was searching for a home, they looked at a beautiful home that had a tower in the yard. They did not choose that home. He said

that he watched the price of the house continually drop so he personally does not see how this tower would not affect property values.

Alderman Atkins asked how many people would benefit from this tower?

Mayor Boley noted that he has had a lot of individuals contact him because the service in that area is not good.

Patrick Erwin noted that the coverage is not circular it could coverage the distance of three miles one direction and up to seven miles another direction. He said that the nearest AT&T antenna is on the water tower across from the library.

Upon roll call vote:

Alderman Ulledahl – Aye, Alderman Hartman – No, Alderman Russell – No,  
Alderman Kobylski – Aye, Alderman Atkins – No, Alderman Chevalier - Absent.

Ayes – 2, Noes – 3, motion carries. Mayor Boley declared Bill No. 2954-22 failed.

## **OTHER MATTERS BEFORE THE BOARD**

### **11. Public Comment**

None

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

Alderman Russell noted that the flyer from the Historical Society mentions a Founder's Day Celebration and as Cynthia noted early the changing of the name of Hawthorne Park to Humphrey and Nancy Smith Park. He said that he would ask that the Board consider a day to close the City down every year for a celebration of Founder's Day.

### **13. Adjourn**

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

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared the regular session adjourned at 7:43 p.m.

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Linda Drummond, City Clerk

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Damien Boley, Mayor



## FY2022 BUDGET - FINANCIAL UPDATE

7/31/22

REVENUES, BY FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
GENERAL FUND	5,448,315.13	4,918,619.60	4,186,921.88	5,143,358.00	85.12%
CAPITAL PROJECTS FUND	296,689.10	237,000.00	289,753.81	287,878.00	122.26%
CAPITAL IMPROVEMENT SALES TAX FUND	659,009.18	627,555.00	486,554.69	655,250.00	77.53%
DEBT SERVICE FUND	342,190.00	351,550.00	351,550.00	351,550.00	100.00%
TRANSPORTATION SALES TAX FUND	587,177.01	569,160.00	430,439.54	572,150.00	75.63%
COMBINED WATER/WASTEWATER SYSTEMS FUND	4,953,530.72	5,925,399.80	4,663,197.38	6,125,315.00	78.70%
SANITATION FUND	872,880.09	849,530.00	611,382.57	816,670.00	71.97%
SPECIAL ALLOCATION FUND	380,820.94	570,000.00	549,892.60	520,000.00	96.47%
PARK & STORMWATER SALES TAX FUND	614,189.73	627,555.00	495,768.84	666,250.00	79.00%
VEHICLE AND EQUIPMENT REPLACEMENT FUND	91,972.00	284,000.00	210,586.06	353,916.00	74.15%
COMMONS CID FUND	297,096.00	315,000.00	245,855.87	330,000.55	78.05%
DONATION FUND	-	-	850.00	-	
CARES FUND	-	-	-	-	
AMERICAN RESCUE PLAN ACT FUND	1,089,549.62	1,089,161.50	10,495.07	1,089,162.00	0.96%
	<b>15,633,419.52</b>	<b>16,364,530.90</b>	<b>12,533,248.31</b>	<b>16,911,499.55</b>	76.59%

EXPENDITURES, BY FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
GENERAL FUND	5,269,205.24	5,905,850.00	4,364,457.24	5,731,489.00	73.90%
CAPITAL PROJECTS FUND	1,536,744.43	127,000.00	127,000.00	127,000.00	100.00%
CAPITAL IMPROVEMENT SALES TAX FUND	752,250.00	660,550.00	501,296.22	645,824.00	75.89%
DEBT SERVICE FUND	329,855.00	339,213.00	339,212.50	339,213.00	100.00%
TRANSPORTATION SALES TAX FUND	887,522.42	782,630.00	553,673.42	687,760.00	70.75%
COMBINED WATER/WASTEWATER SYSTEMS FUND	3,287,508.75	6,958,415.00	3,405,116.61	5,680,773.00	48.94%
SANITATION FUND	865,323.97	836,450.00	615,475.05	815,943.00	73.58%
SPECIAL ALLOCATION FUND	2,294.95	1,166,888.00	838,901.00	1,166,888.00	71.89%
PARK & STORMWATER SALES TAX FUND	176,872.09	485,000.00	281,073.48	358,012.00	57.95%
VEHICLE AND EQUIPMENT REPLACEMENT FUND	66,296.04	175,749.00	128,510.58	175,749.00	73.12%
COMMONS CID FUND	-	470,000.00	486,701.00	530,000.00	
DONATION FUND	-	-	-	-	
CARES FUND	588,258.58	-	-	-	
AMERICAN RESCUE PLAN ACT FUND	-	2,178,300.00	576,113.73	2,178,300.00	26.45%
	<b>13,762,131.47</b>	<b>20,086,045.00</b>	<b>12,217,530.83</b>	<b>18,436,951.00</b>	60.83%

## GENERAL FUND

7/31/22

REVENUES, BY SOURCE	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
PROPERTY TAXES	934,865.26	935,099.00	997,059.21	996,377.00	106.63%
SALES AND USE TAXES	1,933,487.01	1,882,351.00	1,526,539.45	1,938,750.00	81.10%
FRANCHISE TAXES	698,064.78	648,090.00	511,249.58	682,640.00	78.89%
OTHER TAXES	329,257.40	325,752.00	287,950.71	357,060.00	88.40%
LICENSES, FEES, AND PERMITS	446,474.04	414,507.60	322,870.96	426,145.00	77.89%
INTERGOVERNMENTAL REVENUES	42,444.26	49,280.00	40,305.23	41,685.00	81.79%
CHARGES FOR SERVICES	363,337.18	251,390.00	217,658.88	271,069.00	86.58%
FINES AND FORFEITS	138,949.00	111,500.00	81,162.50	111,500.00	72.79%
INTEREST	49,908.66	46,800.00	53,632.86	46,800.00	114.60%
DONATIONS	100.00	4,750.00	-	1,000.00	0.00%
OTHER REVENUE	60,664.24	760.00	31,029.95	18,992.00	4082.89%
DEBT ISSUED	241,583.30	3,000.00	2,970.00	6,000.00	
TRANSFERS IN	209,180.00	245,340.00	114,352.55	245,340.00	46.61%
	<b>5,448,315.13</b>	<b>4,918,619.60</b>	<b>4,186,781.88</b>	<b>5,143,358.00</b>	85.12%

EXPENDITURES, BY DEPARTMENT	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
ADMINISTRATION	968,627.72	621,397.00	504,664.19	623,441.00	81.21%
STREET	857,425.06	1,301,855.00	937,518.62	1,400,863.00	72.01%
POLICE	1,953,680.94	2,270,525.00	1,607,876.55	2,012,573.00	70.82%
DEVELOPMENT	429,726.22	473,704.00	350,939.04	469,177.00	74.08%
FINANCE	320,012.10	409,091.00	333,026.94	405,584.00	81.41%
COURT	-	-	-	-	
PARKS & REC	683,986.48	741,338.00	570,291.86	738,781.00	76.93%
SENIOR CENTER	19,120.98	25,120.00	15,820.89	19,350.00	62.98%
ELECTED OFFICIALS	32,125.28	53,720.00	37,139.45	52,367.00	69.14%
ANIMAL SHELTER	4,500.46	9,100.00	7,179.70	9,353.00	78.90%
EMERGENCY	-	-	-	-	
	<b>5,269,205.24</b>	<b>5,905,850.00</b>	<b>4,364,457.24</b>	<b>5,731,489.00</b>	73.90%

## ADMINISTRATION

7/31/2022

GENERAL FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	Percent Spent
SALARIES & WAGES	299,917.92	283,726.00	210,891.75	286,332.00	74.33%
PART-TIME WAGES	40,157.89	30,000.00	23,392.35	30,000.00	77.97%
OVERTIME WAGES	17.70	-	-	-	
FICA EXPENSE	25,279.34	24,006.00	17,532.53	23,884.00	73.03%
EMPLOYEE BENEFITS	24,691.13	18,780.00	14,412.50	16,132.00	76.74%
WORKER'S COMPENSATION	509.55	558.00	472.73	558.00	84.72%
RETIREMENT EXPENSE	26,903.94	27,617.00	18,558.39	23,544.00	67.20%
UNEMPLOYMENT BENEFITS	-	-	3,728.56	3,729.00	
<b>Personnel</b>	<b>417,477.47</b>	<b>384,687.00</b>	<b>288,988.81</b>	<b>384,179.00</b>	<b>75.12%</b>
REPAIRS & MAINTENANCE - BLDG	7,412.95	3,060.00	4,977.37	3,060.00	162.66%
REPAIRS & MAINTENANCE - EQUIP	7,484.68	7,560.00	4,641.17	7,560.00	61.39%
REPAIRS & MAINTENANCE - VHCLES	-	-	-	-	
REPAIRS & MAINTENANCE - SFTWRE	19,721.74	13,660.00	15,273.13	13,941.00	111.81%
ELECTRICITY	1,319.93	2,040.00	775.61	2,040.00	38.02%
TELEPHONE/INTERNET	4,819.85	2,800.00	2,252.34	2,800.00	80.44%
MOBILE COMMUNICATIONS	2,191.36	2,000.00	1,790.09	2,000.00	89.50%
CAPITAL EXPENDITURES - EQUIP	28,565.95	-	-	-	
CAPITAL EXPENDITURES - SOFTWARE	-	-	-	-	
TOOLS & SUPPLIES	948.79	390.00	602.86	603.00	154.58%
<b>Operation and Maintenance</b>	<b>72,465.25</b>	<b>31,510.00</b>	<b>30,312.57</b>	<b>32,004.00</b>	<b>96.20%</b>
FUEL	-	-	-	-	
<b>Contractual Services</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
INSURANCE EXPENSE	4,593.80	5,840.00	4,535.67	5,840.00	77.67%
<b>Insurance</b>	<b>4,593.80</b>	<b>5,840.00</b>	<b>4,535.67</b>	<b>5,840.00</b>	<b>77.67%</b>
TRAINING & TRAVEL EXPENSE	9,599.92	7,560.00	8,772.45	7,560.00	116.04%
OFFICE SUPPLIES	8,700.14	4,800.00	6,449.09	5,361.00	134.36%
POSTAGE	2,250.00	3,000.00	1,735.85	3,000.00	57.86%
ADVERTISING	558.60	500.00	24.00	500.00	4.80%
<b>Office and Administrative</b>	<b>21,108.66</b>	<b>15,860.00</b>	<b>16,981.39</b>	<b>16,421.00</b>	<b>107.07%</b>
CAPITAL IMPROVEMENT PROJECTS	342,490.72	105,000.00	106,550.77	105,000.00	101.48%
<b>Capital Improvement Projects</b>	<b>342,490.72</b>	<b>105,000.00</b>	<b>106,550.77</b>	<b>105,000.00</b>	<b>101.48%</b>
<b>Transfers Out</b>					
<b>TOTAL GENERAL FUND</b>	<b>858,135.90</b>	<b>542,897.00</b>	<b>447,369.21</b>	<b>543,444.00</b>	<b>#VALUE!</b>

**PUBLIC WORKS (STREET)**

7/31/2022

GENERAL FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	Percent Spent
SALARIES & WAGES	419,882.56	451,320.00	306,086.45	424,400.00	67.82%
PART-TIME WAGES	20,675.20	20,550.00	15,170.69	20,550.00	73.82%
OVERTIME WAGES	4,531.56	8,000.00	7,815.43	12,000.00	97.69%
FICA EXPENSE	30,898.98	36,714.00	22,975.17	31,942.00	62.58%
EMPLOYEE BENEFITS	53,358.64	64,910.00	48,591.47	57,936.00	74.86%
WORKER'S COMPENSATION	23,009.04	31,777.00	26,921.24	31,777.00	84.72%
RETIREMENT EXPENSE	38,380.75	40,424.00	27,373.55	36,064.00	67.72%
UNIFORM EXPENSE	1,607.76	3,000.00	978.81	3,000.00	32.63%
<b>Personnel</b>	<b>592,344.49</b>	<b>656,695.00</b>	<b>455,912.81</b>	<b>617,669.00</b>	<b>69.43%</b>
REPAIRS & MAINTENANCE - BLDG	694.80	780.00	38.66	780.00	4.96%
REPAIRS & MAINTENANCE - EQUIP	464.32	1,240.00	1,417.00	1,333.00	114.27%
REPAIRS & MAINTENANCE - VEHICL	827.44	1,500.00	2,371.03	2,219.00	158.07%
REPAIRS & MAINTENANCE - SFWRE	3,299.32	111,570.00	75,830.83	111,570.00	67.97%
ELECTRICITY	84,682.62	94,290.00	62,821.43	94,290.00	66.63%
PROPANE	4,050.00	7,950.00	4,522.00	7,950.00	56.88%
TELEPHONE/INTERNET	6,064.94	6,450.00	4,153.40	6,450.00	64.39%
MOBILE COMMUNICATIONS	3,484.17	2,930.00	3,568.93	2,930.00	121.81%
CAPITAL EXPENDITURES - EQUIP	-	5,000.00	2,020.86	5,000.00	40.42%
CAPITAL EXPENDITURES - VEHICLE	-	-	-	-	-
TOOLS & SUPPLIES	532.70	1,500.00	535.06	1,500.00	35.67%
FUEL	-	-	-	2,202.00	-
<b>Operation and Maintenance</b>	<b>104,100.31</b>	<b>233,210.00</b>	<b>157,279.20</b>	<b>236,224.00</b>	<b>67.44%</b>
PROFESSIONAL SERVICES	89,607.93	365,480.00	150,779.05	365,480.00	41.26%
DEDUCTIBLES	-	1,000.00	-	1,000.00	0.00%
<b>Contractual Services</b>	<b>89,607.93</b>	<b>366,480.00</b>	<b>150,779.05</b>	<b>366,480.00</b>	<b>41.14%</b>
INSURANCE EXPENSE	18,789.11	19,170.00	13,604.82	19,170.00	70.97%
<b>Insurance</b>	<b>18,789.11</b>	<b>19,170.00</b>	<b>13,604.82</b>	<b>19,170.00</b>	<b>70.97%</b>
TRAINING & TRAVEL EXPENSE	1,036.28	3,000.00	2,596.35	3,000.00	86.55%
OFFICE SUPPLIES	1,810.69	2,500.00	426.45	2,500.00	17.06%
MEMBERSHIPS & SUBSCRIPTIONS	921.25	800.00	908.00	820.00	113.50%
<b>Office and Administrative</b>	<b>3,768.22</b>	<b>6,300.00</b>	<b>3,930.80</b>	<b>6,320.00</b>	<b>62.39%</b>
CAPITAL IMPROVEMENT PROJECTS	8,815.00	-	-	-	-
<b>Capital Improvement Projects</b>	<b>8,815.00</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
MISCELLANEOUS	-	-	-	-	-
<b>Other Expenses</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>
TRANSFERS OUT	40,000.00	20,000.00	155,000.00	155,000.00	775.00%
<b>Transfers Out</b>	<b>40,000.00</b>	<b>20,000.00</b>	<b>155,000.00</b>	<b>155,000.00</b>	<b>775.00%</b>
<b>TOTAL GENERAL FUND</b>	<b>857,425.06</b>	<b>1,301,855.00</b>	<b>936,506.68</b>	<b>1,400,863.00</b>	

# POLICE DEPARTMENT

7/31/2022

GENERAL FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	Percent Spent
SALARIES & WAGES	980,844.45	1,140,988.00	776,177.69	1,039,510.00	68.03%
PART-TIME WAGES	15,253.16	19,300.00	11,146.54	19,300.00	57.75%
OVERTIME WAGES	73,238.31	42,000.00	73,490.28	95,000.00	174.98%
FICA EXPENSE	76,440.37	88,770.00	62,591.11	84,267.00	70.51%
EMPLOYEE BENEFITS	142,562.70	207,570.00	109,487.06	123,325.00	52.75%
WORKER'S COMPENSATION	36,846.31	49,275.00	41,745.41	49,275.00	84.72%
RETIREMENT EXPENSE	93,410.07	107,652.00	68,874.47	88,741.00	63.98%
UNIFORM EXPENSE	18,563.44	23,020.00	17,278.80	23,020.00	75.06%
<b>Personnel</b>	<b>1,437,158.81</b>	<b>1,678,575.00</b>	<b>1,160,791.36</b>	<b>1,522,438.00</b>	<b>69.15%</b>
REPAIRS & MAINT - BLDG	11,515.51	7,350.00	11,708.14	11,167.00	159.29%
REPAIRS & MAINTENANCE - EQUIP	8,862.09	6,620.00	3,614.11	6,620.00	54.59%
REPAIRS & MAINT - VEHICLES	31,805.78	18,970.00	28,070.91	23,137.00	147.98%
REPAIRS & MAINT - SOFTWARE	24,844.62	33,250.00	24,875.18	33,250.00	74.81%
ELECTRICITY	5,865.60	7,130.00	5,118.88	7,130.00	71.79%
TELEPHONE/INTERNET	7,724.70	8,440.00	4,143.19	8,440.00	49.09%
MOBILE COMMUNICATIONS	8,312.34	9,390.00	5,390.60	9,390.00	57.41%
CAPITAL EXPENDITURES - EQUIP	110,287.07	74,600.00	70,923.97	74,600.00	95.07%
CAPITAL EXPENDITURES - VEHICLE	-	-	-	-	
CAPITAL EXPENDITURES - SFTWARE	73,263.48	19,000.00	20,200.87	20,201.00	106.32%
TOOLS & SUPPLIES	13,069.53	16,970.00	12,509.66	16,970.00	73.72%
FUEL	29,199.75	35,750.00	34,711.43	40,000.00	97.09%
ANIMAL CONTROL	-	500.00	-	500.00	0.00%
<b>Operation and Maintenance</b>	<b>324,750.47</b>	<b>237,970.00</b>	<b>221,266.94</b>	<b>251,405.00</b>	<b>92.98%</b>
PROFESSIONAL SERVICES	38,618.30	40,240.00	66,481.93	59,509.00	165.21%
DISPATCHING	67,927.20	72,560.00	64,898.16	72,560.00	89.44%
CONFINEMENT	936.00	6,000.00	2,539.95	6,000.00	42.33%
INSURANCE DEDUCTIBLES	-	1,000.00	-	1,000.00	0.00%
<b>Contractual Services</b>	<b>107,481.50</b>	<b>119,800.00</b>	<b>133,920.04</b>	<b>139,069.00</b>	<b>111.79%</b>
INSURANCE EXPENSE	49,269.40	53,300.00	48,365.79	53,300.00	90.74%
<b>Insurance</b>	<b>49,269.40</b>	<b>53,300.00</b>	<b>48,365.79</b>	<b>53,300.00</b>	<b>90.74%</b>
TRAINING & TRAVEL EXPENSE	21,680.41	27,000.00	29,219.22	27,000.00	108.22%
ACADEMY TRAINING	-	-	-	-	
OFFICE SUPPLIES EXPENSE	3,268.32	2,000.00	2,025.93	2,000.00	101.30%
POSTAGE	864.55	1,000.00	752.18	1,000.00	75.22%
<b>Office and Administrative</b>	<b>25,813.28</b>	<b>30,000.00</b>	<b>31,997.33</b>	<b>30,000.00</b>	<b>106.66%</b>
MEMBERSHIPS & SUBSCRIPTIONS	9,098.97	15,630.00	11,054.47	15,630.00	70.73%
<b>Capital Improvement Projects</b>	<b>9,098.97</b>	<b>15,630.00</b>	<b>11,054.47</b>	<b>15,630.00</b>	<b>70.73%</b>
CAPITAL IMPROVEMENT PROJECTS	-	-	-	-	
MISCELLANEOUS EXPENSE	-	-	480.62	481.00	
<b>Other Expenses</b>	<b>-</b>	<b>-</b>	<b>480.62</b>	<b>481.00</b>	
<b>Transfers Out</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
<b>TOTAL GENERAL FUND</b>	<b>1,953,572.43</b>	<b>2,135,275.00</b>	<b>1,607,876.55</b>	<b>2,012,323.00</b>	

## DEVELOPMENT

7/31/2022

GENERAL FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	Percent Spent
SALARIES & WAGES	267,737.01	291,972.00	212,610.56	289,093.00	72.82%
OVERTIME WAGES	759.71	500.00	294.61	500.00	58.92%
FICA EXPENSE	19,399.23	22,378.00	15,442.86	21,012.00	69.01%
EMPLOYEE BENEFITS	26,344.66	29,200.00	23,556.32	27,375.00	80.67%
WORKER'S COMPENSATION	7,356.52	10,058.00	8,521.06	10,058.00	84.72%
RETIREMENT EXPENSE	24,354.58	25,746.00	18,735.75	23,820.00	72.77%
UNIFORM EXPENSE	914.20	1,800.00	256.90	1,800.00	14.27%
<b>Personnel</b>	<b>346,865.91</b>	<b>381,654.00</b>	<b>279,418.06</b>	<b>373,658.00</b>	<b>73.21%</b>
REPAIRS & MAINTENANCE - BLDG	1,231.17	1,230.00	1,120.35	1,230.00	91.09%
REPAIRS & MAINTENANCE - EQUIP	1,212.57	1,240.00	597.32	1,240.00	48.17%
REPAIRS & MAINT - VEHICLES	1,078.50	1,390.00	878.74	1,390.00	63.22%
REPAIRS & MAINT - SFTWRE/MAPS	14,070.24	21,210.00	24,395.99	24,229.00	115.02%
ELECTRICITY	964.40	1,400.00	775.63	1,400.00	55.40%
TELEPHONE/INTERNET	2,335.50	2,030.00	1,286.95	2,030.00	63.40%
MOBILE COMMUNICATIONS	2,221.35	2,200.00	1,369.88	2,200.00	62.27%
CAPITAL EXPENDITURES - EQUIP	1,683.30	6,000.00	2,776.06	6,000.00	46.27%
CAPITAL EXPENDITURES - VEHICLE	-	-	-	-	
CAPITAL EXPENDITURES - HARDWARE	-	-	-	-	
TOOLS & SUPPLIES	706.70	1,020.00	173.83	1,020.00	17.04%
FUEL	3,415.26	5,500.00	2,956.93	5,500.00	53.76%
<b>Operation and Maintenance</b>	<b>28,918.99</b>	<b>43,220.00</b>	<b>36,331.68</b>	<b>46,239.00</b>	<b>84.06%</b>
PROFESSIONAL SERVICES	41,627.02	30,610.00	24,070.06	30,610.00	78.63%
<b>Contractual Services</b>	<b>41,627.02</b>	<b>30,610.00</b>	<b>24,070.06</b>	<b>30,610.00</b>	<b>78.63%</b>
INSURANCE EXPENSE	5,347.79	6,660.00	5,982.24	6,660.00	89.82%
<b>Insurance</b>	<b>5,347.79</b>	<b>6,660.00</b>	<b>5,982.24</b>	<b>6,660.00</b>	<b>89.82%</b>
TRAINING & TRAVEL EXPENSE	1,113.01	3,000.00	1,783.69	3,000.00	59.46%
OFFICE SUPPLIES EXPENSE	987.60	500.00	950.25	950.00	190.05%
POSTAGE	1,816.28	1,400.00	709.46	1,400.00	50.68%
ADVERTISING	2,661.62	5,300.00	1,653.60	5,300.00	31.20%
MEMBERSHIPS & SUBSCRIPTIONS	388.00	1,360.00	40.00	1,360.00	2.94%
<b>Office and Administrative</b>	<b>6,966.51</b>	<b>11,560.00</b>	<b>5,137.00</b>	<b>12,010.00</b>	<b>44.44%</b>
<b>Capital Improvement Projects</b>	-	-	-	-	
MISCELLANEOUS EXPENSE	-	-	-	-	
<b>Other Expenses</b>	-	-	-	-	
<b>Debt - Principal</b>	-	-	-	-	
<b>Debt - Interest</b>	-	-	-	-	
<b>Transfers Out</b>	-	-	-	-	
<b>TOTAL GENERAL FUND</b>	<b>429,726.22</b>	<b>473,704.00</b>	<b>350,939.04</b>	<b>469,177.00</b>	<b>74.08%</b>



# FINANCE DEPARTMENT

7/31/2022

GENERAL FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	Percent Spent
SALARIES & WAGES	177,083.28	234,480.00	166,101.92	225,029.00	70.84%
PART-TIME WAGES	212.50	-	-	-	
OVERTIME WAGES	888.69	500.00	59.88	500.00	11.98%
FICA EXPENSE	13,247.87	17,983.00	12,190.63	16,508.00	67.79%
EMPLOYEE BENEFITS	17,955.17	30,380.00	30,888.36	36,723.00	101.67%
WORKER'S COMPENSATION	238.84	410.00	347.35	410.00	84.72%
RETIREMENT EXPENSE	9,443.92	20,678.00	13,975.99	17,440.00	67.59%
<b>Personnel</b>	<b>219,070.27</b>	<b>304,431.00</b>	<b>223,564.13</b>	<b>296,610.00</b>	<b>73.44%</b>
REPAIRS & MAINTENANCE - BLDG	967.62	820.00	695.79	820.00	84.85%
REPAIRS & MAINTENANCE - EQUIP	858.88	620.00	1,229.82	1,045.00	198.36%
REPAIRS & MAINTENANCE - SFTWRE	13,277.78	14,780.00	19,093.96	18,384.00	129.19%
ELECTRICITY	535.95	1,020.00	564.10	1,020.00	55.30%
TELEPHONE/INTERNET	1,478.78	1,480.00	886.68	1,480.00	59.91%
MOBILE COMMUNICATIONS	447.23	490.00	364.97	490.00	74.48%
CAPITAL EXPENDITURES - EQUIP	2,000.00	-	-	-	
TOOLS & SUPPLIES	291.60	1,160.00	302.71	1,160.00	26.10%
<b>Operation and Maintenance</b>	<b>19,857.84</b>	<b>20,370.00</b>	<b>23,138.03</b>	<b>24,399.00</b>	<b>113.59%</b>
PROFESSIONAL SERVICES	30,784.10	38,010.00	38,923.87	38,010.00	102.40%
<b>Contractual Services</b>	<b>30,784.10</b>	<b>38,010.00</b>	<b>38,923.87</b>	<b>38,010.00</b>	<b>102.40%</b>
INSURANCE EXPENSE	3,093.88	2,920.00	3,024.00	3,024.00	103.56%
<b>Insurance</b>	<b>3,093.88</b>	<b>2,920.00</b>	<b>3,024.00</b>	<b>3,024.00</b>	<b>103.56%</b>
TRAINING & TRAVEL EXPENSE	1,495.60	1,200.00	745.72	1,200.00	62.14%
OFFICE SUPPLIES	664.20	500.00	680.92	681.00	136.18%
ADVERTISING	359.65	260.00	-	260.00	0.00%
BANK CHARGES	44,096.56	40,880.00	42,605.27	40,880.00	104.22%
MEMBERSHIPS & SUBSCRIPTIONS	590.00	520.00	345.00	520.00	66.35%
<b>Office and Administrative</b>	<b>47,206.01</b>	<b>43,360.00</b>	<b>44,376.91</b>	<b>43,541.00</b>	<b>102.35%</b>
<b>Capital Improvement Projects</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
<b>Other Expenses</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
<b>Debt - Principal</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
<b>Debt - Interest</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
<b>Transfers Out</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
<b>TOTAL GENERAL FUND</b>	<b>320,012.10</b>	<b>409,091.00</b>	<b>333,026.94</b>	<b>405,584.00</b>	<b>81.41%</b>



# MUNICIPAL COURT

GENERAL FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	Percent Spent
salaries & wages	-	-	-	-	
part-time wages	-	-	-	-	
overtime wages	-	-	-	-	
fica expense	-	-	-	-	
employee benefits	-	-	-	-	
WORKER'S COMPENSATION	-	-	-	-	
retirement expense	-	-	-	-	
<b>Personnel</b>	-	-	-	-	
repairs & maintenance - bldg	-	-	-	-	
repairs & maintenance - equip	-	-	-	-	
repairs & maintenance - sftwre	-	-	-	-	
ELECTRICITY	-	-	-	-	
TELEPHONE/INTERNET	-	-	-	-	
capital expenditures - hrdwre	-	-	-	-	
tools & supplies	-	-	-	-	
<b>Operation and Maintenance</b>	-	-	-	-	
professional services	-	-	-	-	
<b>Contractual Services</b>	-	-	-	-	
insurance expense	-	-	-	-	
<b>Insurance</b>	-	-	-	-	
training & travel	-	-	-	-	
office supplies expense	-	-	-	-	
postage	-	-	-	-	
bank charges	-	-	-	-	
<b>Office and Administrative</b>	-	-	-	-	
<b>Capital Improvement Projects</b>	-	-	-	-	
<b>Other Expenses</b>	-	-	-	-	
<b>Debt - Principal</b>	-	-	-	-	
<b>Debt - Interest</b>	-	-	-	-	
<b>Transfers Out</b>	-	-	-	-	
<b>TOTAL GENERAL FUND</b>	-	-	-	-	



PARKS & RECREATION					7/31/2022
GENERAL FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	Percent Spent
SALARIES & WAGES	266,044.07	277,309.00	194,787.36	258,429.00	70.24%
PART-TIME WAGES	6,381.39	21,840.00	7,828.50	21,840.00	35.84%
PART-TIME RECREATION WAGES	4,223.79	9,430.00	3,717.46	9,430.00	39.42%
OVERTIME WAGES	1,644.65	2,000.00	2,502.55	2,000.00	125.13%
FICA EXPENSE	20,623.07	23,759.00	15,449.01	20,071.00	65.02%
EMPLOYEE BENEFITS	29,951.76	32,270.00	24,506.10	30,343.00	75.94%
WORKER'S COMPENSATION	8,574.65	11,607.00	9,833.36	11,607.00	84.72%
RETIREMENT EXPENSE	23,778.23	24,583.00	13,541.95	17,272.00	55.09%
UNIFORM EXPENSE	1,302.75	3,250.00	2,428.34	3,250.00	74.72%
Personnel	362,524.36	406,048.00	274,594.63	374,242.00	67.63%
REPAIRS & MAINTENANCE - BLDG	168.47	1,000.00	559.86	1,000.00	55.99%
REPAIRS & MAINTENANCE - EQUIP	14,340.84	8,500.00	13,410.06	8,500.00	157.77%
REPAIRS & MAINTENACE - VEHICLE	267.57	750.00	283.81	750.00	37.84%
REPAIRS & MAINT - INFRASTRUCTR	20,969.35	18,000.00	2,574.24	18,000.00	14.30%
REPAIRS & MAINT - PARKS	15,480.52	-	8,555.78	6,639.00	855578.00%
REPAIRS & MAINT - SOFTWARE	13,815.42	6,540.00	7,173.57	6,953.00	109.69%
REPAIRS & MAINT - SMITH'S FORK	49,795.93	82,500.00	98,150.12	94,385.00	118.97%
ELECTRICITY	27,472.89	25,500.00	17,889.74	25,500.00	70.16%
PROPANE	4,267.00	7,160.00	5,108.50	7,160.00	71.35%
TELEPHONE/INTERNET	5,427.39	8,050.00	4,744.08	8,050.00	58.93%
MOBILE COMMUNICATIONS	3,082.75	3,120.00	2,291.00	3,120.00	73.43%
CAPITAL EXPENDITURES - EQUIP	-	-	-	-	
CAPITAL EXPENDITURES - VEHICLE	-	-	-	-	
CAPITAL EXPENDITURES - HRDWARE	-	-	-	-	
CAPITAL EXPENDITURES - BLDG	5,201.00	-	-	-	
TOOLS & SUPPLIES	5,878.37	5,000.00	5,900.96	5,590.00	118.02%
FUEL	10,017.08	8,250.00	10,935.44	8,250.00	132.55%
recreation	-	-	-	-	
YOUTH REC LEAGUE UNIFORMS	12,051.32	16,880.00	14,853.32	16,880.00	87.99%
YOUTH REC LEAGUE UMPIRES	7,874.00	11,420.00	14,472.55	14,473.00	126.73%
ADULT REC LEAGUE UNIFORMS	-	-	-	-	
ADULT REC LEAGUE OFFICIALS	611.00	1,000.00	-	1,000.00	0.00%
REC LEAGUE BACKGROUND CHECKS	472.88	720.00	400.42	720.00	55.61%
REC LEAGUE SUPPLIES/AWARDS	18,047.02	27,010.00	11,128.27	27,010.00	41.20%
REC LEAGUE ADVERTISING	279.75	1,000.00	1,018.37	1,000.00	101.84%
Operation and Maintenance	215,520.55	232,400.00	219,450.09	254,980.00	94.43%
BIKE RACE	13,600.16	5,000.00	1,488.67	5,000.00	29.77%
PROFESSIONAL SERVICES	5,442.35	3,730.00	10,884.29	10,051.00	291.80%
LEASE EXPENSE	36,853.29	38,710.00	38,701.20	38,710.00	99.98%
CAMP HOST SERVICES	17,500.00	17,500.00	7,700.00	17,500.00	44.00%
FIREWORKS DISPLAY	12,000.00	12,000.00	-	12,000.00	0.00%
Contractual Services	85,395.80	76,940.00	58,774.16	83,261.00	76.39%
MOVIE NIGHTS	1,925.83	2,400.00	1,092.10	2,400.00	45.50%
Insurance	1,925.83	2,400.00	1,092.10	2,400.00	45.50%
INSURANCE EXPENSE	14,747.12	15,240.00	12,448.77	15,240.00	81.68%
TRAINING & TRAVEL EXPENSE	1,944.78	6,640.00	2,049.56	6,640.00	30.87%
OFFICE SUPPLIES	505.77	500.00	534.52	500.00	106.90%
POSTAGE	-	-	-	-	
ADVERTISING	393.17	500.00	1,023.03	848.00	204.61%
MEMBERSHIPS	1,025.00	670.00	325.00	670.00	48.51%
Office and Administrative	18,615.84	23,550.00	16,380.88	23,898.00	69.56%
CAPITAL IMPROVEMENT PROJECTS	-	-	-	-	
Capital Improvement Projects	-	-	-	-	
Debt - Principal	-	-	-	-	
Debt - Interest	-	-	-	-	
Transfers Out	-	-	-	-	
TOTAL GENERAL FUND	683,982.38	741,338.00	570,291.86	738,781.00	

# SENIOR CENTER

7/31/2022

GENERAL FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	Percent Spent
<b>Personnel</b>	-	-	-	-	
REPAIRS & MAINTENANCE - BLDG	2,562.84	2,890.00	6,055.37	2,890.00	209.53%
ELECTRICITY	1,574.45	1,500.00	1,075.93	1,500.00	71.73%
NATURAL GAS	684.51	1,440.00	875.97	1,440.00	60.83%
TELEPHONE/INTERNET	2,904.89	2,400.00	1,309.67	2,400.00	54.57%
TOOLS & SUPPLIES	-	500.00	99.85	500.00	19.97%
<b>Operation and Maintenance</b>	<b>7,726.69</b>	<b>8,730.00</b>	<b>9,416.79</b>	<b>8,730.00</b>	<b>107.87%</b>
PROFESSIONAL SERVICES	8,062.46	13,270.00	5,291.00	7,500.00	39.87%
<b>Contractual Services</b>	<b>8,062.46</b>	<b>13,270.00</b>	<b>5,291.00</b>	<b>7,500.00</b>	<b>39.87%</b>
INSURANCE	3,331.83	3,120.00	1,113.10	3,120.00	35.68%
<b>Insurance</b>	<b>3,331.83</b>	<b>3,120.00</b>	<b>1,113.10</b>	<b>3,120.00</b>	<b>35.68%</b>
<b>Office and Administrative</b>	-	-	-	-	
CAPITAL IMPROVEMENT PROJECTS	-	-	-	-	
<b>Capital Improvement Projects</b>	-	-	-	-	
<b>Other Expenses</b>	-	-	-	-	
<b>Debt - Principal</b>	-	-	-	-	
<b>Debt - Interest</b>	-	-	-	-	
<b>Transfers Out</b>	-	-	-	-	
<b>TOTAL GENERAL FUND</b>	<b>19,120.98</b>	<b>25,120.00</b>	<b>15,820.89</b>	<b>19,350.00</b>	<b>62.98%</b>

## ELECTED OFFICIALS

7/31/2022

GENERAL FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	Percent Spent
PART-TIME WAGES	14,700.00	15,150.00	10,950.00	13,894.00	72.28%
FICA EXPENSE	1,124.92	1,160.00	837.95	1,063.00	72.24%
WORKER'S COMPENSATION	23.70	30.00	25.42	30.00	84.73%
<b>Personnel</b>	<b>15,848.62</b>	<b>16,340.00</b>	<b>11,813.37</b>	<b>14,987.00</b>	<b>72.30%</b>
WORKER'S COMPENSATION	-	-	-	-	
REPAIRS & MAINTENANCE - BLDG	1,119.18	960.00	870.96	960.00	90.73%
REPAIRS & MAINT - SOFTWARE	659.05	1,130.00	753.20	1,130.00	66.65%
ELECTRICITY	959.33	1,150.00	987.18	1,150.00	85.84%
TELEPHONE/INTERNET	1,808.40	960.00	995.68	960.00	103.72%
MOBILE COMMUNICATIONS	-	-	-	-	
TOOLS & SUPPLIES	25.00	220.00	7.50	220.00	3.41%
<b>Operation and Maintenance</b>	<b>4,570.96</b>	<b>4,420.00</b>	<b>3,614.52</b>	<b>4,420.00</b>	<b>81.78%</b>
COMMUNITY RELATIONS ALLOWANCE	-	-	-	-	
<b>Contractual Services</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
PROFESSIONAL SERVICES	3,862.02	20,710.00	14,202.14	20,710.00	68.58%
<b>Insurance</b>	<b>3,862.02</b>	<b>20,710.00</b>	<b>14,202.14</b>	<b>20,710.00</b>	<b>68.58%</b>
INSURANCE	1,317.76	1,660.00	1,363.42	1,660.00	82.13%
TRAINING & TRAVEL EXPENSE	893.04	2,880.00	905.72	2,880.00	31.45%
OFFICE SUPPLIES	888.44	1,000.00	523.65	1,000.00	52.37%
ADVERTISING	3,894.44	4,000.00	3,931.63	4,000.00	98.29%
MEMBERSHIPS & SUBSCRIPTIONS	850.00	2,710.00	785.00	2,710.00	28.97%
<b>Office and Administrative</b>	<b>7,843.68</b>	<b>12,250.00</b>	<b>7,509.42</b>	<b>12,250.00</b>	<b>61.30%</b>
<b>Capital Improvement Projects</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
<b>Other Expenses</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
<b>Debt - Principal</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
<b>Debt - Interest</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
<b>Transfers Out</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
<b>TOTAL GENERAL FUND</b>	<b>32,125.28</b>	<b>53,720.00</b>	<b>37,139.45</b>	<b>52,367.00</b>	<b>69.14%</b>

## ANIMAL SHELTER

7/31/2022

GENERAL FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	Percent Spent
<b>Personnel</b>	-	-	-	-	
REPAIRS & MAINT - BLDG	599.97	600.00	853.46	853.00	142.24%
TOOLS & SUPPLIES	780.41	1,500.00	774.21	1,500.00	51.61%
<b>Operation and Maintenance</b>	<b>1,380.38</b>	<b>2,100.00</b>	<b>1,627.67</b>	<b>2,353.00</b>	<b>77.51%</b>
PROFESSIONAL SERVICES	3,120.08	6,000.00	5,374.03	6,000.00	89.57%
<b>Contractual Services</b>	<b>3,120.08</b>	<b>6,000.00</b>	<b>5,374.03</b>	<b>6,000.00</b>	<b>89.57%</b>
<b>Insurance</b>	-	-	-	-	
ADVERTISING	-	-	-	-	
<b>Office and Administrative</b>	-	-	-	-	
TRAINING & TRAVEL	-	1,000.00	178.00	1,000.00	17.80%
<b>Capital Improvement Projects</b>	-	<b>1,000.00</b>	<b>178.00</b>	<b>1,000.00</b>	<b>17.80%</b>
<b>Other Expenses</b>	-	-	-	-	
<b>Debt - Principal</b>	-	-	-	-	
<b>Debt - Interest</b>	-	-	-	-	
<b>Transfers Out</b>	-	-	-	-	
<b>TOTAL GENERAL FUND</b>	<b>4,500.46</b>	<b>9,100.00</b>	<b>7,179.70</b>	<b>9,353.00</b>	<b>78.90%</b>

<b>SPECIAL ALLOCATION FUND</b>	<b>7/31/22</b>
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REVENUES, BY SOURCE	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
PROPERTY TAXES	19,537.38	20,000.00	189,504.87	20,000.00	947.52%
SALES AND USE TAXES	361,283.56	550,000.00	360,387.73	500,000.00	65.53%
	<b>380,820.94</b>	<b>570,000.00</b>	<b>549,892.60</b>	<b>520,000.00</b>	96.47%

EXPENDITURES, BY DEPARTMENT	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
ADMINISTRATION	2,294.95	1,166,888.00	838,901.00	1,166,888.00	71.89%
	<b>2,294.95</b>	<b>1,166,888.00</b>	<b>838,901.00</b>	<b>1,166,888.00</b>	71.89%





## SPECIAL ALLOCATION FUND

7/31/22

SPECIAL ALLOCATION FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	Percent Spent
TIF PAYMENTS TO DEVELOPER	-	1,158,888.00	-	1,160,888.00	0.00%
<b>Transfers Out</b>	-	<b>1,158,888.00</b>	-	<b>1,160,888.00</b>	<b>0.00%</b>
<b>TOTAL SPECIAL ALLOCATION FUND</b>	-	<b>1,158,888.00</b>	-	<b>1,160,888.00</b>	-

## CAPITAL PROJECTS FUND

7/31/22

REVENUES, BY SOURCE	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
INTERGOVERNMENTAL REVENUES	290,439.10	-	-	-	
DEBT ISSUED	-	-	-	-	
TRANSFERS IN	-	127,000.00	112,274.47	112,274.00	88.41%
PARK IMPROVEMENT REVENUE	6,250.00	10,000.00	77,479.34	75,604.00	
	<b>290,439.10</b>	<b>127,000.00</b>	<b>189,753.81</b>	<b>112,274.00</b>	149.41%

EXPENDITURES, BY DEPARTMENT	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
STREET	1,536,744.43	127,000.00	127,000.00	127,000.00	100.00%
	<b>1,536,744.43</b>	<b>127,000.00</b>	<b>127,000.00</b>	<b>127,000.00</b>	100.00%

## CAPITAL PROJECTS FUND

7/31/22

CAPITAL PROJECTS FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	Percent Spent
<b>Personnel</b>	-	-	-	-	
<b>Operation and Maintenance</b>	-	-	-	-	
PROFESSIONAL SERVICES	68,567.87	-	-	-	
<b>Contractual Services</b>	<b>68,567.87</b>	-	-	-	
<b>Insurance</b>	-	-	-	-	
<b>Office and Administrative</b>	-	-	-	-	
CAPITAL IMPROVEMENT PROJECTS	1,468,176.56	127,000.00	127,000.00	127,000.00	100.00%
PARK IMPROVEMENT EXPENSE	-	-	-	-	
<b>Capital Improvement Projects</b>	<b>1,468,176.56</b>	<b>127,000.00</b>	<b>127,000.00</b>	<b>127,000.00</b>	<b>100.00%</b>
<b>Other Expenses</b>	-	-	-	-	
<b>Debt - Principal</b>	-	-	-	-	
<b>Debt - Interest</b>	-	-	-	-	
<b>TOTAL CAPITAL PROJECTS FUND</b>	<b>1,536,744.43</b>	<b>127,000.00</b>	<b>127,000.00</b>	<b>127,000.00</b>	

**TRANSPORTATION SALES TAX FUND**
**7/31/22**

REVENUES, BY SOURCE		FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
	SALES AND USE TAXES	587,177.01	569,160.00	426,863.30	572,150.00	75.00%
	PROCEEDS FROM DEBT ISSUED	-	-	-	-	
	TRANSFERS IN	-	-	-	-	
		<b>587,177.01</b>	<b>569,160.00</b>	<b>426,863.30</b>	<b>572,150.00</b>	75.00%

EXPENDITURES, BY DEPARTMENT		FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
	STREET	887,522.42	782,630.00	553,673.42	687,760.00	70.75%
		<b>887,522.42</b>	<b>782,630.00</b>	<b>553,673.42</b>	<b>687,760.00</b>	70.75%

# TRANSPORTATION SALES TAX FUND

7/31/22

TRANSPORTATION SALES TAX FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	Percent Spent
<b>Personnel</b>	-	-	-	-	
REPAIRS & MAINTENANCE - BLDG	11.98	1,000.00	1,753.72	1,000.00	175.37%
REPAIRS & MAINTENANCE - EQUIP	21,313.52	10,000.00	12,019.06	11,423.00	120.19%
REPAIRS & MAINTENANCE - STREET	688,447.60	100,000.00	63,156.57	100,000.00	63.16%
CAPITAL EXPENDITURES - EQUIP	15,194.35	21,960.00	-	21,960.00	0.00%
SUPPLIES - STREET SIGNS	-	-	-	-	
FUEL	16,363.33	12,380.00	11,350.61	12,380.00	91.69%
<b>Operation and Maintenance</b>	<b>741,330.78</b>	<b>145,340.00</b>	<b>88,279.96</b>	<b>146,763.00</b>	<b>60.74%</b>
PROFESSIONAL SERVICES	100,239.50	-	3,721.47	3,721.00	372147.00%
<b>Contractual Services</b>	<b>100,239.50</b>	<b>-</b>	<b>3,721.47</b>	<b>3,721.00</b>	<b>372147.00%</b>
INSURANCE EXPENSE	-	-	-	-	
<b>Insurance</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
TOOLS & SUPPLIES	716.86	30,000.00	2,862.60	30,000.00	9.54%
<b>Office and Administrative</b>	<b>716.86</b>	<b>30,000.00</b>	<b>2,862.60</b>	<b>30,000.00</b>	<b>9.54%</b>
<b>Capital Improvement Projects</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
<b>Other Expenses</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
LEASE EXPENSE	38,969.28	33,480.00	32,010.00	32,010.00	95.61%
<b>Debt - Principal</b>	<b>38,969.28</b>	<b>33,480.00</b>	<b>32,010.00</b>	<b>32,010.00</b>	<b>95.61%</b>
INTEREST EXPENSE	6,266.00	4,810.00	6,266.00	6,266.00	130.27%
<b>Debt - Interest</b>	<b>6,266.00</b>	<b>4,810.00</b>	<b>6,266.00</b>	<b>6,266.00</b>	<b>130.27%</b>
<b>Transfers Out</b>	<b>-</b>	<b>-</b>	<b>-</b>	<b>-</b>	
<b>TRANSPORTATION SALES TAX FUND</b>	<b>887,522.42</b>	<b>213,630.00</b>	<b>133,140.03</b>	<b>218,760.00</b>	<b>62.32%</b>



## CAPITAL IMPROVEMENT SALES TAX FUND

7/31/22

REVENUES, BY SOURCE		FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
SALES AND USE TAXES		659,009.18	627,555.00	486,554.69	655,250.00	77.53%
TRANSFERS IN		-	-	-	-	
		<b>659,009.18</b>	<b>627,555.00</b>	<b>486,554.69</b>	<b>655,250.00</b>	77.53%

EXPENDITURES, BY DEPARTMENT		FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
STREET		752,250.00	660,550.00	501,296.22	645,824.00	75.89%
		<b>752,250.00</b>	<b>660,550.00</b>	<b>501,296.22</b>	<b>645,824.00</b>	75.89%

## CAPITAL IMPROVEMENT SALES TAX FUND

7/31/22

CAPITAL IMPROVE SALES TAX FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	Percent Spent
<b>Office and Administrative</b>	-	-	-	-	
CAPITAL IMPROVEMENT PROJECTS	410,060.00	-	-	-	
<b>Capital Improvement Projects</b>	<b>410,060.00</b>	-	-	-	
<b>Other Expenses</b>	-	-	-	-	
<b>Debt - Principal</b>	-	-	-	-	
<b>Debt - Interest</b>	-	-	-	-	
TRANSFERS OUT	342,190.00	478,550.00	463,824.47	463,824.00	96.92%
<b>Transfers Out</b>	<b>342,190.00</b>	<b>478,550.00</b>	<b>463,824.47</b>	<b>463,824.00</b>	<b>96.92%</b>
<b>TOTAL CAPITAL IMPROVE SALES TAX FUND</b>	<b>752,250.00</b>	<b>478,550.00</b>	<b>463,824.47</b>	<b>463,824.00</b>	

## DEBT SERVICE FUND

7/31/22

REVENUES, BY SOURCE	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
PROPERTY TAXES	-	-	-	-	
TRANSFERS IN	342,190.00	351,550.00	351,550.00	351,550.00	100.00%
	<b>342,190.00</b>	<b>351,550.00</b>	<b>351,550.00</b>	<b>351,550.00</b>	100.00%

EXPENDITURES, BY DEPARTMENT	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
STREET	329,855.00	339,213.00	339,212.50	339,213.00	100.00%
	<b>329,855.00</b>	<b>339,213.00</b>	<b>339,212.50</b>	<b>339,213.00</b>	100.00%



**DEBT SERVICE FUND**
**7/31/22**

DEBT SERVICE FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	Percent Spent
<b>Capital Improvement Projects</b>	-	-	-	-	
<b>Other Expenses</b>	-	-	-	-	
LEASE PAYMENTS	130,000.00	145,000.00	145,000.00	145,000.00	100.00%
<b>Debt - Principal</b>	<b>130,000.00</b>	<b>145,000.00</b>	<b>145,000.00</b>	<b>145,000.00</b>	<b>100.00%</b>
INTEREST	199,855.00	194,213.00	194,212.50	194,213.00	100.00%
<b>Debt - Interest</b>	<b>199,855.00</b>	<b>194,213.00</b>	<b>194,212.50</b>	<b>194,213.00</b>	<b>100.00%</b>
<b>Transfers Out</b>	-	-	-	-	
<b>TOTAL DEBT SERVICE FUND</b>	<b>329,855.00</b>	<b>339,213.00</b>	<b>339,212.50</b>	<b>339,213.00</b>	

## WATER & WASTEWATER SYSTEMS FUND

7/31/22

REVENUES, BY SOURCE	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
LICENSES, FEES, AND PERMITS	-	-	-	-	
CHARGES FOR SERVICES	4,598,338.65	5,519,679.80	4,342,708.38	5,701,091.00	78.68%
IMPACT FEES	292,296.00	375,000.00	265,348.00	375,000.00	70.76%
OTHER REVENUE	16,115.42	-	22,135.03	14,110.00	
DEBT ISSUED	46,780.65	30,720.00	33,005.97	35,114.00	107.44%
TRANSFERS IN	-	-	-	-	
	<b>4,953,530.72</b>	<b>5,925,399.80</b>	<b>4,663,197.38</b>	<b>6,125,315.00</b>	78.70%

EXPENDITURES, BY DEPARTMENT	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
UTILITIES	3,287,508.75	6,958,415.00	3,405,116.61	5,680,773.00	48.94%
	<b>3,287,508.75</b>	<b>6,958,415.00</b>	<b>3,405,116.61</b>	<b>5,680,773.00</b>	48.94%



PUBLIC WORKS (UTILITIES)

7/31/22

CWWS FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	Percent Spent
SALARIES & WAGES	761,552.60	806,730.00	560,571.27	759,554.00	69.49%
OVERTIME WAGES	16,754.95	18,000.00	19,589.67	24,777.00	108.83%
FICA EXPENSE	57,441.43	63,230.00	42,999.63	60,830.00	68.01%
EMPLOYEE BENEFITS	74,230.58	87,720.00	69,462.63	84,145.00	79.19%
WORKER'S COMPENSATION	25,867.25	35,273.00	29,883.03	35,273.00	84.72%
RETIREMENT EXPENSE	71,491.15	72,697.00	49,356.88	60,448.00	67.89%
UNIFORM EXPENSE	7,198.02	8,400.00	3,547.41	8,400.00	42.23%
Personnel	1,014,535.98	1,092,050.00	775,410.52	1,033,427.00	71.01%
REPAIRS & MAINTENANCE - EQUIP	5,811.72	6,990.00	3,668.91	6,990.00	52.49%
REPAIRS & MAINTENANCE- VEHICLES	1,182.87	3,000.00	2,885.28	3,000.00	96.18%
REPAIRS & MAINT - WATER LINES	41,908.66	104,740.00	63,374.31	104,740.00	60.51%
REPAIRS & MAINT - SEWER LINES	45,425.65	150,000.00	39,504.80	150,000.00	26.34%
REPAIRS & MAINT - WATER PLANT	44,886.78	245,000.00	27,405.54	95,000.00	11.19%
REPAIRS & MAINT - WW PLANT	19,535.01	850,000.00	93,864.23	670,000.00	11.04%
REPAIRS & MAINT - SOFTWARE	16,142.43	18,830.00	12,569.73	18,830.00	66.75%
REPAIRS & MAINT - WATER TOWERS	108,691.80	123,350.00	82,721.13	123,350.00	67.06%
ELECTRICITY	225,508.22	299,650.00	171,807.79	230,000.00	57.34%
PROPANE	3,931.25	15,900.00	5,814.00	15,900.00	36.57%
TELEPHONE/INTERNET	15,163.28	15,520.00	11,179.99	15,520.00	72.04%
MOBILE COMMUNICATIONS	8,775.27	9,630.00	7,413.47	9,630.00	76.98%
CAPITAL EXPENDITURES - EQUIP	-	24,000.00	4,041.73	24,000.00	16.84%
CAPITAL EXPENDITURES - VEHICLE	-	-	-	-	
CAPITAL EXPENDITURES - SOFTWARE	-	100,000.00	94,150.00	100,000.00	94.15%
CAPITAL EXPENDITURES - HARDWARE	-	-	-	-	
CAPITAL EXPENDITURES - TOWERS	-	-	-	-	
CAPITAL EXPENDITURES - BLDG	-	20,000.00	9,840.00	9,840.00	49.20%
CAPITAL EXPENDITURES - WATER P	-	-	-	-	
CAPITAL EXPENDITURES - WW PLAN	-	-	-	-	
CAPITAL EXPENDITURES - LINES	-	-	-	-	
TOOLS & SUPPLIES	24,667.70	25,000.00	19,461.50	25,000.00	77.85%
SUPPLIES - CONNECTIONS	41,586.02	75,000.00	47,782.86	75,000.00	63.71%
SUPPLIES - LAB	24,354.74	27,500.00	21,506.24	27,500.00	78.20%
SUPPLIES - WATER CHEMICALS	117,504.57	130,000.00	103,897.83	130,000.00	79.92%
SUPPLIES - WW CHEMICALS	8,280.33	13,500.00	6,286.43	13,500.00	46.57%
FUEL	12,207.02	24,500.00	10,983.44	18,500.00	44.83%
Operation and Maintenance	765,563.32	2,282,110.00	840,159.21	1,866,300.00	36.82%
PROFESSIONAL SERVICES	79,754.81	826,190.00	488,091.06	726,190.00	59.08%
DEBT PRINCIPAL PAYMENTS	14,377.81	363,946.00	61,217.12	363,946.00	16.82%
WASTEWATER TREATMENT SERVICE	119,940.80	128,620.00	94,448.25	128,620.00	73.43%
Contractual Services	214,073.42	1,318,756.00	643,756.43	1,218,756.00	48.82%
INSURANCE EXPENSE	69,637.80	71,720.00	79,220.49	79,220.00	110.46%
Insurance	69,637.80	71,720.00	79,220.49	79,220.00	110.46%
TRAINING & TRAVEL EXPENSE	3,103.26	5,000.00	2,061.45	5,000.00	41.23%
OFFICE SUPPLIES	2,942.24	4,500.00	1,197.04	4,500.00	26.60%
POSTAGE	1,256.83	1,500.00	1,136.10	1,500.00	75.74%
ADVERTISING	146.11	-	-	-	
BANK CHARGES	1,330.66	2,000.00	1,855.00	2,000.00	92.75%
MEMBERSHIPS & SUBSCRIPTIONS	-	380.00	40.00	380.00	10.53%
Office and Administrative	8,779.10	13,380.00	6,289.59	13,380.00	47.01%
CAPITAL IMPROVEMENT PROJECTS	17,486.15	1,440,000.00	783,753.22	940,000.00	54.43%
WATER IMPACT PROJECTS	(0.05)	150,000.00	-	-	0.00%
WASTEWATER IMPACT PROJECTS	-	-	-	-	
Capital Improvement Projects	17,486.10	1,590,000.00	783,753.22	940,000.00	49.29%
AMORTIZATION EXPENSE	-	-	-	-	
DEPRECIATION EXPENSE	695,694.00	-	-	-	
MISCELLANEOUS EXPENSE	-	-	-	-	
Other Expenses	695,694.00	-	-	-	
Debt - Principal	-	-	-	-	
DEBT INTEREST PAYMENTS	292,559.03	345,059.00	142,174.60	284,350.00	41.20%
Debt - Interest	292,559.03	345,059.00	142,174.60	284,350.00	41.20%
TRANSFERS OUT	209,180.00	245,340.00	134,352.55	245,340.00	54.76%
Transfers Out	209,180.00	245,340.00	134,352.55	245,340.00	54.76%
TOTAL CWWS FUND	3,287,508.75	6,958,415.00	3,405,116.61	5,680,773.00	48.94%

## SANITATION FUND

7/31/22

REVENUES, BY SOURCE		FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
	CHARGES FOR SERVICES	872,880.09	849,530.00	611,382.57	816,670.00	71.97%
	TRANSFERS IN	-	-	-	-	
		<b>872,880.09</b>	<b>849,530.00</b>	<b>611,382.57</b>	<b>816,670.00</b>	71.97%

EXPENDITURES, BY DEPARTMENT		FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
	ADMIN	865,323.97	836,450.00	615,475.05	815,943.00	73.58%
		<b>865,323.97</b>	<b>836,450.00</b>	<b>615,475.05</b>	<b>815,943.00</b>	73.58%



## SANITATION FUND

7/31/22

SANITATION FUND	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	Percent Spent
<b>Personnel</b>	-	-	-	-	
SOLID WASTE SERVICES	853,526.27	823,820.00	604,132.51	804,600.00	73.33%
RECYCLING SERVICES	-	-	-	-	
HOUSEHOLD HAZARDOUS WASTE	11,797.70	12,630.00	11,342.54	11,343.00	89.81%
yard waste	-	-	-	-	
<b>Operation and Maintenance</b>	<b>865,323.97</b>	<b>836,450.00</b>	<b>615,475.05</b>	<b>815,943.00</b>	<b>73.58%</b>
<b>Contractual Services</b>	-	-	-	-	
<b>Debt - Principal</b>	-	-	-	-	
<b>Debt - Interest</b>	-	-	-	-	
HOUSEHOLD HAZARDOUS WASTE	11,797.70	12,630.00	11,342.54	11,343.00	89.81%
<b>Transfers Out</b>	<b>11,797.70</b>	<b>12,630.00</b>	<b>11,342.54</b>	<b>11,343.00</b>	<b>89.81%</b>
<b>TOTAL SANITATION FUND</b>	<b>877,121.67</b>	<b>849,080.00</b>	<b>626,817.59</b>	<b>827,286.00</b>	



## PARK AND STORMWATER SALES TAX FUND

7/31/22

REVENUES, BY SOURCE		FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
PARK & STRMWTR SALES TAX		614,189.73	627,555.00	484,768.84	666,250.00	77.25%
MISCELLANEOUS REVENUE		-	-	11,000.00	-	
		<b>614,189.73</b>	<b>627,555.00</b>	<b>495,768.84</b>	<b>666,250.00</b>	79.00%

EXPENDITURES, BY DEPARTMENT		FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
PARKS & RECREATION		74,537.09	275,000.00	281,073.48	282,562.00	
UTILITIES		102,335.00	210,000.00	-	75,450.00	0.00%
		<b>102,335.00</b>	<b>485,000.00</b>	<b>-</b>	<b>75,450.00</b>	0.00%

## VEHICLE AND EQUIPMENT REPLACE FUND

7/31/22

REVENUES, BY SOURCE	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
SALE OF PERSONAL PROPERTY	51,972.00	244,000.00	2,125.00	178,916.00	0.87%
TRANSFERS IN	51,972.00	40,000.00	20,000.00	175,000.00	50.00%
	<b>103,944.00</b>	<b>284,000.00</b>	<b>22,125.00</b>	<b>353,916.00</b>	

EXPENDITURES, BY DEPARTMENT	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
ADMINISTRATION	66,296.04	175,749.00	104,036.17	175,749.00	59.20%
STREETS	-	-	2,808.07	-	
POLICE	-	-	1,819.20	-	
DEVELOPMENT	-	-	3,290.01	-	
PARKS & RECREATION	-	-	10,370.66	-	
UTILITIES	-	-	6,186.47	-	
	<b>66,296.04</b>	<b>175,749.00</b>	<b>128,510.58</b>	<b>175,749.00</b>	73.12%



## COMMONS CID FUND

7/31/22

REVENUES, BY SOURCE	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
SALES TAXES	297,096.00	315,000.00	242,259.81	330,000.00	76.91%
USE TAXES	-	-	3,596.06	0.55	
	<b>297,096.00</b>	<b>315,000.00</b>	<b>245,855.87</b>	<b>330,000.55</b>	78.05%

EXPENDITURES, BY DEPARTMENT	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
CONTRACTED SERVICES	-	470,000.00	486,701.00	530,000.00	103.55%
	-	<b>470,000.00</b>	<b>486,701.00</b>	<b>530,000.00</b>	103.55%





## DONATION FUND

7/31/22

REVENUES, BY SOURCE	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection
OTHER REVENUE - POLICE DONATIONS	-	-	400.00	-
OTHER REVENUE - PARK DONATIONS	-	-	450.00	-
	-	-	850.00	-

EXPENDITURES, BY DEPARTMENT	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection
CAPITAL OUTLAY	-	-	-	-
	-	-	-	-



## AMERICAN RESCUE PLAN ACT FUND

7/31/22

REVENUES, BY SOURCE	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
INTERGOVERNMENTAL REVENUES	1,089,137.62	1,089,161.50	10,495.07	1,089,161.50	0.96%
INTEREST INCOME	412.00	-	-	-	
	<b>1,089,549.62</b>	<b>1,089,161.50</b>	<b>10,495.07</b>	<b>1,089,161.50</b>	0.96%

EXPENDITURES, BY DEPARTMENT	FY21 Actual	FY22 Budget	FY22 YTD	FY22 Projection	
UTILITIES		2,178,300.00	576,113.73	2,178,300.00	26.45%
	-	<b>2,178,300.00</b>	<b>576,113.73</b>	<b>2,178,300.00</b>	26.45%



## Board of Alderman Request for Action

**MEETING DATE:** 8/16/2022

**DEPARTMENT:** Parks and Recreation

**AGENDA ITEM:** Resolution 1097, Nehemiah Festival

---

### **REQUESTED BOARD ACTION:**

A motion to approve Resolution 1097, authorizing use of Smith's Fork Park to host a music festival.

### **SUMMARY:**

David Lin has requested the exclusive use of Smith's Fork Park for the annual Nehemiah Festival hosted by Grace Community Church. The event has been held for the past sixteen years at Smith's Fork, with a similar exclusive agreement. Last year's attendance was estimated at 3,000.

Mr. Lin has requested rental of the entire campground. Past agreements have outlined a rate based on per year average occupancy rate. This payment calculation is included in the recommended agreement. The average occupancy rate in 2021 was 43%. The estimated revenue to the City would be \$4,231.20 (34% of 82 campsites X \$40 per day for 3 days). Fifty percent payable prior to September 15, 2022 and the remainder due on or before September 27, 2022.

In addition to the base amount, Nehemiah Festival will also pay two dollars for each primitive campsite used and \$50 per shelter per day.

### **PREVIOUS ACTION:**

The Board has approved agreements with Grace Community Church for the Nehemiah Festival every year since 2013.

### **POLICY ISSUE:**

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

### **FINANCIAL CONSIDERATIONS:**

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

### **ATTACHMENTS:**

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

## **RESOLUTION 1097**

### **A RESOLUTION AUTHORIZING AND DIRECTING THE MAYOR TO EXECUTE AN AGREEMENT WITH GRACE COMMUNITY CHURCH FOR USE OF SMITH'S FORK PARK TO HOST A MUSIC FESTIVAL**

**WHEREAS**, Grace Community Church has approached the City requesting use of Smith's Fork Park on September 15, 16 and 17, 2022 to host a music festival; and

**WHEREAS**, the Smithville Board of Aldermen have approved the exclusive use of Smith's Fork Park to Grace Community Church for the music festival; and

**WHEREAS**, the City and the Church have negotiated a contract; and

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

**THAT THE MAYOR IS HEREBY AUTHORIZED AND DIRECTED TO EXECUTE AN  
AGREEMENT WITH GRACE COMMUNITY CHURCH FOR THE PURPOSE OF  
HOSTING THE NEHEMIAH FESTIVAL AT SMITH'S FORK PARK ON SEPTEMBER  
15, 16 AND 17, 2022.**

**PASSED AND ADOPTED** by the Mayor and Board of Aldermen this 16<sup>th</sup> day of August 2022.

---

Damien Boley, Mayor

ATTEST:

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Linda Drummond  
City Clerk

**City of Smithville,**

**Missouri**

**AGREEMENT**

THIS AGREEMENT entered into this 16 day of August, 2022, between the **CITY OF SMITHVILLE, MISSOURI** (City) and **GRACE COMMUNITY CHURCH** of Smithville, a non-profit corporation (Church) as follows:

**WHEREAS**, Church desires to use City's Smith's Fork park to sponsor a Christian Music and Camping Festival called the Nehemiah Festival from September 16-18, 2022; and

**WHEREAS**, the use of said park facility as envisioned will sell out the use of the park area for any other purpose;

**NOW THEREFORE** it is agreed as follows:

1. City agrees that Church may have exclusive use of Smith's Fork Park area as hereinafter designated on Exhibit A on September 15, 16, and 17, 2022. Non-exclusive use for setting up is granted on September 15, 2022.
2. Church shall pay City for such exclusive use as follows:
  - A. Four Thousand Two Hundred and Thirty-One Dollars and Twenty Cents \$4,231.20 (43% of 82 campsites X \$40 per day for 3 days) Fifty percent (50%) payable prior to September 15, 2022 and the remainder due on or before September 27, 2022.
  - B. Two Dollars (\$2.00) for each primitive campsite used outside of the campground.
  - C. Fifty Dollars (\$50.00) per shelter per day (2 shelters for 3 days for a total of \$300.00).
  - D. Fees for B and C will be collected at end of Festival but not later than October 1, 2022.
3. Camp hosts have the option to stay in the campground without obligations to the Festival.

4. Supplying and cleaning restrooms will be the responsibility of the Church. City to provide key for locked paper containers. City staff will conduct inspection on Monday, September 19, 2022 and notify Church of deficiencies. Church will be responsible for charges associated with additional clean up to get restroom facilities in operation.
5. Church will supply labor and containers sufficient to maintain the cleanliness of the Festival area.
6. Church will supply security sufficient for actual crowd attending Festival.
7. Church will be allowed to use the driving range for Festival parking. Staff and Volunteers can use the ball field and soccer parking lots for overnight parking.
8. Church will be allowed to use the practice football fields and spillways parking lot for activities and concerts.
9. No primitive camping will be allowed on any of the two ball fields, football field or soccer fields.
10. No parking at the primitive campsites that are not in the campground. All campers must park in the designated parking areas and walk to the campsite.
11. Church will be responsible for the opening and closing of the campground gate starting Thursday, September 15, at 8:00 a.m., ending Sunday evening, September 18, at 5:00 p.m.
12. Church shall provide proof of a Two Million Dollar (\$2,000,000) liability insurance policy covering their use of the park with the City and U.S. Corp of Engineers listed as additional parties insured. Church hereby indemnifies City for any liability or damages incurred as a result of their use of the park.
13. In the event of default in this Agreement by either party, it is agreed that either party shall be entitled to equitable relief to require performance by the other party as well as for any damages incurred by the breach, including reasonable attorney fees.
14. This Agreement shall be governed by the laws of Missouri.
15. This Agreement shall not be effective until approved by an ordinance duly enacted by the Board of Aldermen of Smithville, Missouri.

**IN WITNESS WHEREOF**, the parties hereto have executed this Agreement on the date first above written.

**THE CITY OF SMITHVILLE, MISSOURI**

**BY**

---

Damien Boley, Mayor

**ATTEST:**

---

Linda Drummond, City Clerk

**GRACE COMMUNITY CHURCH**

**BY**

---

**ATTEST:**

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## Board of Alderman Request for Action

**MEETING DATE:** 8/16/2022

**DEPARTMENT:** Parks and Recreation

**AGENDA ITEM:** Resolution 1098, Renaming of Hawthorne Park to "Humphrey and Nancy Smith Park"

---

**REQUESTED BOARD ACTION:**

Motion to approve Resolution 1098, remaining Hawthorne Park to "Humphrey and Nancy Smith Park".

**SUMMARY:**

Hawthorne Park is located at the corner of North Bridge Street and Hilltop Street. The Parks and Recreation Committee was approached by the Smithville Historical Society to consider renaming Hawthorne Park to Humphrey and Nancy Smith Park in recognition for the founding of the community. This park is located next to the Smithville Historical Museum and next to the Old Jefferson Highway route.

The Parks and Recreation Committee recommended renaming Hawthorne Park to "Humphrey and Nancy Smith Park"

Staff will update the website and all references to the park to reflect the new name if approved.

**PREVIOUS ACTION:**

N/A

**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 1098**

### **A RESOLUTION RENAMING HAWTHORNE PARK TO HUMPHREY AND NANCY SMITH PARK**

**WHEREAS**, the Smithville Historical Society has requested recognition of Humphrey and Nancy Smith, and;

**WHEREAS**, Hawthorne Park is located next to the Smithville Historical Museum and to the Old Jefferson Highway route, and;

**WHEREAS**, the Parks and Recreation Committee recommends this change.

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

**THAT** the Board of Alderman approves renaming Hawthorne Park to Humphrey and Nancy Smith Park.

**PASSED AND ADOPTED** by the Board of Aldermen and **APPROVED** by the Mayor of the City of Smithville, Missouri, the 16<sup>th</sup> day of August 2022.

---

Mayor

ATTEST:

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Linda Drummond, City Clerk



## Board of Alderman Request for Action

**MEETING DATE:** 8/16/2022

**DEPARTMENT:** Public Works

**AGENDA ITEM:** Resolution 1099 – Authorization of Purchase of Winter Materials

---

**REQUESTED BOARD ACTION:**

Motion to approve Resolution 1099, authorizing the Public Works Streets Division to purchase winter materials for the 2022-2023 season.

**SUMMARY:**

In an effort to prepare for the upcoming winter season, the streets division is seeking approval to purchase road salt for snow removal and authority from the Board of Aldermen to purchase winter materials as depleted.

Staff recommends using Central Salt LLC. as the salt provider. This provider is part of the Mid-America Regional Council's (MARC) Cooperative Agreement. The City's purchasing policy allows the City to participate in cooperative purchasing agreements. The City of Smithville is listed in the contract. The Board of Aldermen accepted the cooperative purchasing agreement on October 19, 2021. There was a 5% increase in the cost per ton for road salt. The price for the agreement is now \$74.77 per ton. In 2021, the pricing was \$71.02.

The streets division anticipates ordering approximately 450 tons of salt for the season. This amount could vary based on the nature of the winter season. There is leftover salt/sand mix from last year and staff does not plan on ordering more sand/salt mix this season. The reason for only using salt, is that it is better for melting.

**PREVIOUS ACTION:**

Board approved Resolution 990 on October 19, 2021 for the purchase of winter materials.

**POLICY OBJECTIVE:**

N/A

**FINANCIAL CONSIDERATIONS:**

This expense is accounted for in the FY22 Budget funded by the Transportation Sales Tax at an amount of \$36,000.

**ATTACHMENTS:**

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

## **RESOLUTION 1099**

### **A RESOLUTION AUTHORIZING THE PURCHASE OF WINTER MATERIALS FROM CENTRAL SALT, LLC FOR THE 2022-2023 WINTER SEASON.**

**WHEREAS**, the City's Purchasing Policy allows the City to participate in Cooperative Purchasing agreements; and

**WHEREAS**, the City wishes to continue to participate in this contract.

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

**THAT** the purchase of salt is hereby awarded to Central Salt, L.L.C. in an amount of \$74.77 per ton.

**PASSED AND ADOPTED** by the Board of Aldermen and **APPROVED** by the Mayor of the City of Smithville, Missouri, the 16<sup>th</sup> of August 2022.

---

Damien Boley, Mayor

ATTEST:

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Linda Drummond, City Clerk



**NOTICE OF MARC/KCRPC CONTRACT MODIFICATION**

**DATED: June 24, 2022**

Bid Title:	Yearly Contract for Snow & Ice Control Materials
Bid/Contract No.	87 (3R)
Contract Modification No.:	7
Contract Period:	6/1/19 to 5/31/20
Contract Renewal:	6/1/20 to 5/31/21
Contract Renewal:	6/1/21 to 5/31/22
Contract Extension:	6/1/22 to 6/30/22
Contract Renewal:	7/1/22 to 5/31/23
Contract Renewal:	-

**CONTRACTOR:**

Lori Young  
Customer Service Supervisor  
Central Salt, L.L.C.  
1420 State Highway 14  
Lyons, Kan., 67554

P. 620-257-5626 ext. 505  
F. 620-257-5052  
Email: lyoung@centralsalt.com

**MODIFICATION TO ORIGINAL CONTRACT:**

The original contract issued June 1, 2019, is revised as follows:

MARC/KCRPC and Participants do hereby accept your offer to renew the contract with the average 5.66 percent increase for straight salt and Snowslicer.

This is the third renewal option with one one-year renewal option remaining. The updated price list is included with this modification.

- Salt \$74.77 per ton, 25 ton minimum
- Snowslicer \$86.96 per ton, 25 ton minimum

By:

David Warm, Executive Director  
Mid-America Regional Council

By:

Lori Young  
Central Salt, L.L.C.

7/1/2022

Date:

7/5/22

Date:

Copy to: Contractor / Database / Bid file  
Participants – Jackson County, Lee's Summit, North Kansas City, Parkville, Platte City, Riverside, Truman Medical Center (Lakewood and Hospital Hill), Smithville, Edwardsville, Olathe, and Weston.

BID/CONTRACT # 87 SALT & DEICERS  
Effective 7/1/22 to 5/31/23 Modification 7  
With 1one-year renewal options remaining



				CENTRAL SALT LLC
Item #	Description	Unit	Est. Qty.	Unit Price
1	Salt, straight	Ton	13,350	74.77
	Jackson County	4,000		
	Lee's Summit	5,000		
	North Kansas City	500		
	Parkville	400		
	Platte City	150		
	Riverside	2,500		
	Truman Medical Center - Hospital Hill	200		
	Truman Medical Center - Lakewood	250		
	Smithville	350		
	Edwardsville, Kansas			
2	ClearLane® enhanced de-icer / Snowslicer	Ton	1045	86.96
	Lee's Summit	500		
	Liberty Hospital	175		
	Olathe	250		
	Weston	120		
MINIMUM DELIVERY, IF ANY PAYMENT, NET 30, DISCOUNTS? OFF SHELF DISCOUNT? MAXIMUM PERCENTAGE ALLOWED OVER ESTIMATED TONNAGE DELIVERY RATE OUTSIDE 50 MILE RADIUS OF METRO 51-100 miles 101-150 miles 151-200 miles DELIVERY TIME PRE-SEASON (BEFORE NOV 15) DELIVERY TIME PRE-SEASON, NON EMERGENCY (AFTER NOV 15) DELIVERY TIME EMERGENCY PICK UP AT LOCATION AVERAGE TON LOAD OF TRUCKS FACILITY LOCATION OPERATION HOURS FACILITY - SALT PRODUCTION ONLINE ORDERING AVAILABLE PROCUREMENT CARDS ACCEPTED COOPERATIVE PURCHASING ALLOWED?				25 Tons Net 30, no discount No 20% \$ 3.50 Per mile \$ 4.00 Per mile \$ 4.50 Per mile 10 Business Days 10 to 15 Business Days 10 Business Days "N/A" 25 Tons 1420 State Highway 14, Lyons, Kan., 67554 6:00 a.m. to 10 p.m. Mon-Fri 1420 State Highway 14, Lyons, Kan., 67554 No No No



## Board of Alderman Request for Action

**MEETING DATE:** 8/16/2022

**DEPARTMENT:** Police

**AGENDA ITEM:** Resolution 1100, Authorization to Sign Destination Safe Grant

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**REQUESTED BOARD ACTION:**

A motion to approve Resolution 1100, authorizing and directing the Mayor to sign the agreement with the Missouri Highway and Transportation Commission for the Destination Safe Grant.

**SUMMARY:**

Approval of this item will authorize the Mayor to sign the agreement with the Missouri Highway and Transportation Commission to received grant funds in the amount of \$6,734, for the purchase of two speed data collection signs to be placed in the school zone on Commercial Avenue.

Receipt of this grant funding would provide funding for the City's participation in Missouri Highway and Transportation Commission Blueprint for Safer Roadways Program. This grant is administered by the Mid-America Reginal Council, in partnership with the Missouri Department of Transportation. These funds will allow the Smithville Police Department to purchase two speed data-collection signs. These devices will gather data on the date, time and speed of vehicles passing through the school zone and warn drivers when they exceed the speed limit. This data will allow the Police Department to better target problem locations at specific days and times, making operations more efficient. This grant funds 100% of the project.

**PREVIOUS ACTION:**

In 2021 the Board approved a similar purchase of one sign to be purchased and used throughout the City to collect data and help address speed concerns in specific areas.

**FINANCIAL CONSIDERATIONS:**

No financial impacts are projected.

**ATTACHMENTS:**

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

## RESOLUTION 1100

### **A RESOLUTION AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT WITH THE MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION FOR FUNDING OF DATA COLLECTING SPEED WARNING SIGNS**

**WHEREAS**, the City of Smithville recognizes the importance of traffic safety; and

**WHEREAS**, the City of Smithville wishes to participate in the Blueprint for Roadway Safety Program and

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

**THAT** the Mayor and Board of Aldermen hereby authorize the Mayor to sign an agreement with the Missouri Highways and Transportation Commission to fund the purchase of a speed data collecting warning signs.

**PASSED AND ADOPTED** by the Board of Aldermen and **APPROVED** by the Mayor of the City of Smithville, Missouri, the 16<sup>th</sup> day of August, 2022.

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Damien Boley, Mayor

ATTEST:

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Linda Drummond, City Clerk

CCO Form: HS02  
Approved: 01/05 (BDG)  
Revised: 03/17 (AR)

Award name/number: **BPCKC-94Z**  
Award year: **FY2023**

## **MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION STRATEGIC HIGHWAY SAFETY PLAN PROGRAM AGREEMENT**

THIS AGREEMENT is entered into by the Missouri Highways and Transportation Commission (hereinafter, "Commission") and the

City of **Smithville**, a municipal corporation in the State of Missouri (hereinafter, "City").

WITNESSETH:

NOW, THEREFORE, in consideration of the mutual covenants, promises and representations in this Agreement, the parties agree as follows:

(1) **PURPOSE**: The Commission has authorized State Road Funds to be used to support regional Strategic Highway Safety Plan activities. The purpose of this Agreement is to grant the use of such State Road Funds to the **City**.

(2) **ACTIVITY**: The State Road Funds, which are the subject of this Agreement, will support the following activity to further Missouri's Strategic Highway Safety Plan Program: **City of Smithville - Smithville Police Department "School Zone Safety"**.

(3) **INDEMNIFICATION**: To the extent allowed or imposed by law, the **City** shall defend, indemnify, and hold harmless the Commission, including its members and the Missouri Department of Transportation (MoDOT or Department) employees, from any claim or liability whether based on a claim for damages to real or personal property or to a person for any matter relating to or arising out of the **City's** wrongful or negligent performance of its obligations under this Agreement.

(4) **AMENDMENTS**: Any change in this Agreement, whether by modification or supplementation, must be accomplished by a formal contract amendment signed and approved by the duly authorized representatives of the **City** and the Commission.

(5) **COMMISSION REPRESENTATIVE**: This Commission's District Engineer is designated as the Commission's representative for the purpose of administering the provisions of this Agreement. The Commission's representative may designate by written notice other persons having the authority to act on behalf of the Commission in furtherance of the performance of this Agreement.



(6) NONDISCRIMINATION CLAUSE: The **City** shall also comply with all state and federal statutes applicable to the **City** relating to nondiscrimination, including, but not limited to, Chapter 213, RSMo; Title VI and Title VII of the Civil Rights Act of 1964 as amended (42 U.S.C. Sections 2000d and 2000e, *et seq.*); and with any provision of the "Americans with Disabilities Act" (42 U.S.C. Section 12101, *et seq.*).

(7) ASSIGNMENT: The **City** shall not assign, transfer or delegate any interest in this Agreement without the prior written consent of the Commission.

(8) LAW OF MISSOURI TO GOVERN: This Agreement shall be construed according to the laws of the State of Missouri. The **City** shall comply with all local, state and federal laws and regulations relating to the performance of this Agreement.

(9) CANCELLATION: The Commission may cancel this Agreement at any time for a material breach of contractual obligations or for convenience by providing the **City** with written notice of cancellation. Should the Commission exercise its right to cancel the contract for such reasons, cancellation will become effective upon the date specified in the notice of cancellation sent to the **City**.

(10) ACCESS TO RECORDS: The **City** and its Contractors must maintain all records relating to this Agreement, including but not limited to invoices, payrolls, etc. These records must be available at no charge to the Commission and/or their designees or representatives during the period of this Agreement and any extension, and for a period of three (3) years after the date on which the **City** receives reimbursement of their final invoice from the Commission.

(11) REIMBURSEMENT: With regard to work under this Agreement, the **City** agrees that funds to implement Missouri's Strategic Highway Safety Plan activities shall only be available for reimbursement of eligible costs which have been incurred by the **City**. The **City** shall supply to the Commission copies of all bid information; purchase orders; invoices; and name, date, hours worked, and rate of pay (on Program Agreements that include salaries). Any costs incurred by the **City** prior to authorization and notification to proceed from the Commission are **not** reimbursable costs. The Commission shall not be responsible for any costs associated with the activity herein unless specifically identified in this Agreement or subsequent written amendments. The Commission shall not provide more than **six thousand seven hundred and thirty-four** dollars (**\$6,734.00**) for this Strategic Highway Safety Plan safety project.

(12) USE OF FUNDS: Any employee of the **City** whose salary or wages are paid in whole or in part with federal funds is prohibited from participating in certain partisan political activities, including, but not limited to, being a candidate for elective office pursuant to Title 5 United States Code (hereinafter, "U.S.C."), Sections 1501-1508. If an employee of the **City** participates in activities prohibited by the Hatch Act, the **City** shall no longer pay that employee's salary or wages with federal funds unless the requirements of 5 U.S.C. Sections 1501-1508 are not applicable to that employee pursuant to 5 U.S.C. Section 1502(c).

(13) INSPECTION OF IMPROVEMENTS AND RECORDS: The **City** shall assure that representatives of the Commission shall have the privilege of inspecting and reviewing the work being performed per this Agreement. The **City** shall also maintain all financial documents, reports, papers and other evidence pertaining to costs incurred in connection with this Program Agreement, and make such materials readily available for review at reasonable times and at no charge during this Agreement period and for three (3) years from the date of final payment under this Agreement, for inspection by the Commission or any authorized representatives of the State of Missouri; copies shall be furnished, upon request, to authorized representatives of the Commission or State.

(14) VENUE: It is agreed by the parties that any action at law, suit in equity, or other judicial proceeding to enforce or construe this Agreement, or regarding its alleged breach, shall be instituted only in the Circuit Court of Cole County, Missouri.

(15) FINAL AUDIT: The Commission may, in its sole discretion, perform a final audit of project costs. The **City** shall refund any overpayments as determined by the final audit.

(16) SOLE BENEFICIARY: This Agreement is made for the sole benefit of the parties hereto and nothing in this Agreement shall be construed to give any rights or benefits to anyone other than the Commission and the **City**.

(17) AUTHORITY TO EXECUTE: The signers of this Agreement warrant that they are acting officially and properly on behalf of their respective institutions and have been duly authorized, directed and empowered to execute this Agreement.

*[Remainder of Page Intentionally Left Blank]*

IN WITNESS WHEREOF, the parties have entered into this Agreement on the date last written below.

Executed by the **City** this 16 day of August, 2022.

Executed by the Commission this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

MISSOURI HIGHWAYS AND  
TRANSPORTATION COMMISSION

**City of Smithville**  
**Smithville Police Department**

\_\_\_\_\_  
Title: District Engineer

By \_\_\_\_\_

Title Mayor

By \_\_\_\_\_

Title \_\_\_\_\_

By \_\_\_\_\_

Title \_\_\_\_\_

ATTEST:

By \_\_\_\_\_

Title City Clerk

Approved as to Form:

\_\_\_\_\_

Title \_\_\_\_\_

Resolution No 1100

**\*Note: If a city or county has a commission form of government, three (3) signatures are required.**



## **City Administrator's Report**

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August 11, 2022

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### **Planning Commission Review of Outdoor Storage**

This summer, the Planning Commission has reviewed Ordinances regulating outdoor storage for potential update. This review results from an increase in complaints relating to outdoor storage. While reviewing the ordinances, staff has determined inconsistencies exist. Changes would provide consistent treatment in similar situations. Attached is the most recent memo on this issue to the Planning Commission. Final review is anticipated at the September Planning Commission meeting. Any recommended changes to the Ordinances will come to the Board for final approval.

### **Police Rifle Purchase and Training**

As you may recall, the FY22 budget included purchase of patrol rifles along with the peripheral equipment and ammunition necessary to train our officers. Chief Lockridge reports that as of August 1, we have trained all staff on the nomenclature, safety, maintenance, proper handling of and qualification with these weapons. There is one rifle in every patrol car, just like the shotguns we have carried for years. As new staff is hired, they will complete training and qualification as well.

### **Changes to TIF Commission Appointment Process**

Staff was recently notified that 2020 census data showing an increase in the total population of Clay County and the approval of voters to change the County Constitution triggered sections of State Statute regarding TIF Commission appointment. Attached is a memo from Economic Development Counsel Megan Miller outlining this issue. Gilmore and Bell have worked with cities in Clay County to establish an Executive Order relating to the process. Mayor Boley will sign this Executive Order on Wednesday.

<b>Date:</b>	August 3, 2022
<b>Prepared By:</b>	Jack Hendrix
<b>Subject:</b>	Outdoor Storage

Staff completed a much more significant dive into the research of the history of City ordinances on the subject since last meeting. Some of that research is helpful to inform you as to how we got here, which may have impacts upon your thoughts on the matters discussed. Staff left the meeting with the consensus to restore the code provisions to what existed prior to the code overhaul in 2013. We were able to find previously unknown ordinances that address storage over time. The following is a timeline, as best as can be determined (some incomplete/confusing minutes from the early 1990's) of outdoor storage regulations in Smithville.

It appears as though the general provisions in all business districts was as follows:

"All business, servicing, storage and display of goods (except of off-street parking and loading) shall be conducted within completely enclosed structures." This language was apparently in ALL commercial and industrial districts. In 1994, Ordinance 1563 was presented to the Board of Aldermen that would change the outdoor storage rules, for what was then the B-2 district. That ordinance changed the rule for "outdoor storage associated with permitted uses as described in appendix A shall only be permitted as a conditional use". The difficulty with this ordinance is that it assumes that the outdoor storage could be different in the same district depending upon whether or not it was considered under the permitted uses of the old Table of Uses provisions of our code. That is simply a misunderstanding of how the code was organized and how code interpretations work in a court of law. As said, this version was adopted in 1994 at the August Board meeting.

There does not appear to be any specific listing of the discussions that occurred after this original approval by the Board other than it was referred to the P & Z for further discussion. In addition, none of the minutes of the P & Z between the August approval and the Board meeting that occurred on May 5, 2022 reveal any discussions on outdoor storage. In the Board meeting, they approved Ordinance 1615 concerning outdoor storage. While the ordinance lists several findings of the Planning Commission in the Whereas provisions, again, no minutes or agendas show such discussion.

Ordinance 1615 changed the outdoor storage regulations by adding definitions (which have not changed to today) for Display of Merchandise for Sale to the Public, Outdoor Storage and Storage Screening. It also identified changes to the Use Limitations sections in the B-2, B-4, I-1 and I-2 districts. (The B-3 district contained a provision

referencing the standards in the B-2 district). Following that ordinance, the commercial and Industrial districts contained the following provisions related to Outdoor Storage:

B-1: "All business, servicing, storage and display of goods (except of off-street parking and loading) shall be conducted within completely enclosed structures."

B-2, B-3, I-1 and I-2: "No outdoor storage shall be permitted except for the display of merchandise for sale to the public or outdoor storage completely enclosed in proper storage screening.

B-4: "No outdoor storage, except the display of merchandise for sale to the public, shall be permitted."

Following Ordinance 1615 above, there were several additional minor tweaks to the Industrial and B-4 districts, and other changes to the nuisance codes. The nuisance code had a provision barring unlicensed vehicles (except car dealers) from being in the public view. That provision applied to ALL districts and required the vehicles to be *"confined within a structure or fence that shields the vehicle or portion thereof from view from adjacent property or public rights of way"*. This ultimately resulted in much confusion that we are now attempting to resolve.

With the original consensus to restore the pre-2013 provisions, staff wants to show clearly what that might mean and offer a couple of tweaks based upon the actual district. First, there would be three different levels of outdoor storage requirements, as discussed above:

The B-1 district would require ALL storage to be inside a building, and it would prohibit any outside display of merchandise to be sold.

The B-4 district would require storage to be inside a building except the display of merchandise to be sold.

All other districts (commercial and industrial) would be allowed to display merchandise for sale and store outside if behind proper storage screening (6 ft. fence, etc.)

The impact on the B-1 district would be that the types of businesses (e.g. clothing stores, hardware stores, antique stores) allowed would not be able to display any wares outside (except in limited drive-up businesses or gas stations) if such business is approved with a conditional use permit.

The B-4 district would only be allowed to display merchandise for sale to the public with no other outdoor storage ability.

All other districts would be able to have display for sale items as well as outdoor storage behind proper storage screening.

The B-1 and B-4 districts generally have the highest likelihood of impacting a residential use, but the other districts certainly can impact residential. With a complete restoration, here are a couple of probable issues:

The B-4 district allows residential uses, but the old provision would not differentiate between the use. So, one likely unintended consequence would be that a single-family home in the B-4 district would not be able to have outdoor storage at all. Depending upon how strictly the provision would be construed, it arguably could have an impact on the lumberyard to the extent it has outdoor storage (in standard lean-tos) that are nothing more than basically a roof. While the entire perimeter of that facility has sufficient "storage screening" by either a building wall or sight obscuring fencing, the previous version of the B-4 could prohibit it altogether. Staff seeks guidance on whether the B-4 district should address the residential impact by excluding residential uses located in the B-4 district altogether, and whether allowing outdoor storage that is properly screened would be appropriate as well.

Lastly, since B-1 districts are likely located at busy intersections in residential areas, should the total ban stay, or would an allowance for display of merchandise "during normal operating hours" be more appropriate?

## MEMORANDUM

**TO:** City of Smithville, Missouri Board of Aldermen and Staff

**FROM:** Megan Miller, Gilmore & Bell P.C.

**DATE:** August 11, 2022

**RE:** Tax Increment Financing Commission Appointment Process

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Section 99.800 *et seq.* of the Revised Statutes of the State of Missouri (the “TIF Act”) provides that prior to the adoption of an ordinance approving a redevelopment plan or redevelopment project, the City shall create a commission that will hold a public hearing and provide a recommendation to the governing body regarding the proposed redevelopment plan or redevelopment project (the “TIF Commission”).

Previously, the City created a TIF Commission pursuant to Section 99.820.2 of the Revised Statutes of the State of Missouri. The subsection provided that eleven people would be appointed as follows:

- (1) two members appointed by the school boards whose districts are included within the redevelopment plan or redevelopment area;
- (2) one member appointed by all other districts levying ad valorem taxes within the area;
- (3) six members appointed by the City; and
- (4) two members appointed by the County.

Since August 28, 2008, cities within a county with a charter form of government and with more than two hundred fifty thousand inhabitants have been subject to a special process for selecting TIF Commissioners. With the Clay County Constitution becoming effective on January 1, 2021, and the most recent 2020 Census data putting the population of the County at 253,335 inhabitants, cities within Clay County are subject to this provision as of July 1, 2021.

Pursuant to Section 99.820.3 of the Revised Statutes of the State of Missouri, cities within Clay County are now required to create a TIF Commission consisting of twelve persons to be appointed as follows:

- (1) six members appointed by the Presiding Commissioner of the County;
- (2) three members appointed by the cities, towns, or villages which have tax increment financing districts in a manner in which the chief elected officials of such cities, towns, or villages agree;
- (3) two members appointed by the school boards whose districts include the redevelopment area; and
- (4) one member to represent all other districts levying ad valorem taxes in the redevelopment area.

For the appointment of members by the cities within Clay County that currently have tax increment financing districts, the chief election officials of the cities of Smithville, Excelsior Springs,



Independence, Kansas City, Kearney, Liberty and North Kansas City must agree on a manner in which to appoint three individuals to their respective city's TIF Commission. In order to do this in the most time effective manner and with TIF Commission members familiar with the proposed redevelopment area, Gilmore & Bell, P.C. has proposed that each Mayor issue an Executive Order for their respective city, an example of which is attached as Exhibit A.

This Executive Order declares that every city with a TIF district within Clay County will defer to the city bringing forth the redevelopment plan for the members to be appointed to the TIF Commission. It also states that each city shall appoint members in a manner as it determines is appropriate, without the necessity of notice to or the consent of the other cities. Currently, per the TIF Act, this Executive Order only will be issued by cities with active tax increment financing redevelopment plans and projects. If any city wishes to create a TIF Commission in the future, they will need to issue a similar Executive Order.

This is a unique situation where the statute specifically provides that the chief elected officials shall collectively determine the manner most appropriate to appoint members from a respective city. The Mayor expects to sign the Executive Order Wednesday morning.



## Board of Alderman Request for Action

**MEETING DATE:** 8/16/2022

**DEPARTMENT:** Administration

**AGENDA ITEM:** Bill No. 2952-22, Re-adopt the Code of Ethics – 2nd reading

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**REQUESTED BOARD ACTION:**

A motion to approve Bill No. 2952-22, re-adopting the Code of Ethics. 2nd reading by title only.

**SUMMARY:**

Every two years the Board is required by state law to review and re-adopt its Code of Ethics with election of new Board members. The present form of the Code of Ethics is included in the packet and recommended for re-adoption.

**PREVIOUS ACTION:**

The Code of Ethics was last approved August 2020.

**POLICY OBJECTIVE:**

To maintain the integrity of City government and comply with state law.

**FINANCIAL CONSIDERATIONS:**

Click or tap here to enter text.

**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 checked="" type="checkbox"/> Other: RSMo Section 135 |                                   |

**AN ORDINANCE AMENDING CHAPTER 135 OF THE CODE OF ORDINANCES**

**WHEREAS** Section 105.485.4 RSMo allows political subdivisions the option of adopting their own method of disclosing conflicts of interest and personal financial disclosure. State laws require that this ordinance/resolution be adopted biennially by September 15<sup>th</sup>; and

**WHEREAS** the City currently provides by ordinance in Chapter 135 for procedures for compliance with ethics requirements; and

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

Section 1. Chapter 135 of the Code of Ordinances of the City of Smithville, Missouri is hereby deleted in its entirety, and a new Chapter 135 is hereby enacted, to be read and numbered as follows:

**CHAPTER 135: CODE OF ETHICS**

**SECTION 135.010: DECLARATION OF POLICY**

It is the policy of the City of Smithville, Missouri, to uphold, promote and demand ethical conduct from its elected and appointed public officials (hereinafter "public officials"). The citizens and businesses of the City are entitled to have fair, ethical and accountable local government. The City recognizes the importance of codifying and making known to the general public the ethical principles that guide the work of public officials. Public officials of the City are to maintain the highest standards of personal integrity, truthfulness and fairness in carrying out their public duties. In order to fulfill this mission, the City hereby adopts a code of ethics for public officials to assure public confidence in the integrity of local government and its effective and fair operation. Unless specifically defined otherwise, the terms used in Chapter 135 shall be defined as set forth in Section 105.450 R.S.Mo et seq. as now adopted or hereinafter amended.

**SECTION 135.020: RESPONSIBILITY OF PUBLIC OFFICE**

Stewardship of the public interest shall be the public official's primary concern, working for the common good of the citizens of the City and avoiding actions that are inconsistent with the best interests of the City. All persons, claims and transactions coming before the Board of Aldermen or any City board, commission or committee shall be assured of fair and equal treatment.

**SECTION 135.030: COMPLIANCE WITH LAW**

Public officials are agents of public purpose and hold office for the benefit of the public. They are bound to uphold the laws of the nation, State and the City and to carry out impartially these laws in the performance of their public duties to foster respect for all

government. These laws include, but are not limited to, the United States and Missouri Constitutions, the laws of the State of Missouri and City ordinances.

#### **SECTION 135.040: CONDUCT OF OFFICIALS**

The professional and personal conduct of public officials shall be above reproach and shall avoid even the appearance of impropriety. Public officials shall refrain from abusive conduct, personal charges or verbal attacks upon the character or motives of the Mayor, other members of the Board of Aldermen, boards, commissions, committees, City staff and the public.

#### **SECTION 135.050: PERFORMANCE OF DUTIES**

A. Public officials shall perform their duties in accordance with the processes and rules of order as established by the Board of Aldermen, boards, commissions and committees governing the deliberation of public policy issues, meaningful involvement of the public and implementation of policy decisions of the Board of Aldermen by City staff.

#### **SECTION 135.060: PUBLIC MEETINGS**

Public officials shall prepare themselves for the public issues, listening courteously and attentively to all public discussion before the body and focus on the business at hand. Public officials shall refrain from interrupting other speakers, making personal comments not relevant to the business of the body or otherwise interfere with the orderly conduct of meetings.

#### **SECTION 135.070: DECISION BASED ON MERIT**

Public officials shall base their decisions on the merits and the substance at hand.

#### **SECTION 135.080: COMMUNICATION**

Unless otherwise prohibited by law, privilege or the rules of evidence, Public officials shall publicly share with the Board of Aldermen or any boards, commissions and/or committees of the City any substantive information that is relevant to a matter under consideration by said entity of which they have knowledge from any source.

#### **SECTION 135.090: CONFLICT OF INTEREST**

- A. In order to assure independence and impartiality on behalf of the common good, public officials shall not use their official positions to influence government decisions in which they have a Substantial Interest or personal relationship, or which may reasonably give rise to the appearance of a conflict of interest or impropriety.
- B. The Mayor or any member of the Board of Aldermen who has a Substantial Interest, in any bill shall disclose on the records of the Board of Aldermen the nature of his or her interest and shall disqualify himself or herself from participation in deliberation or voting on any matters relating to this interest.
- C. Public officials should avoid action, whether or not specifically prohibited, which might reasonably result in or create the appearance of using their public office for private gain.

### **SECTION 135.100: GIFTS, GRATUITIES AND FAVORS**

Public officials shall comply with the requirements of Chapter 105, RSMo relating to the acceptance and reporting of gifts, gratuities and favors.

### **SECTION 135.110: CONFIDENTIALITY OF INFORMATION**

Unless approved by the Board of Aldermen, no elected or appointed Public Official shall disclose or make public any information which is otherwise closed to the Public pursuant to §610.021 R.S.Mo. or otherwise protected from disclosure by Missouri or Federal law. No Public Official shall use or provide information obtained as a result of his or her position for the benefit of the Public Official or the recipient in an advantageous position over the general public.

### **SECTION 135.120: USE OF PUBLIC RESOURCES**

A. Unless specifically permitted by City policy, the use of City facilities, equipment, vehicles, supplies, on-duty personnel or other goods or services is limited to City business. Public resources may not be used for private gain or personal purposes except on the same basis that they are otherwise normally available to the public. Normal rental or usage fees may not be waived except in accordance with City policy.

B. A public official shall not utilize the City's name, letterhead, logo or seal for the purpose of endorsing any political candidate, business, commercial product or service.

### **SECTION 135.130: ADVOCACY**

As nonpartisan stewards of the public interest, the Mayor and members of the Board of Aldermen shall not appear on behalf of the private interests of third parties before the Board of Aldermen or any other board, commission, committee or proceeding in the City. Public officials of boards, commissions and committees shall not appear before their own bodies or before the Board of Aldermen on behalf of the private interests of third parties on matter related to the areas of service of their bodies. Public officials shall represent the official policies or positions of the City to the best of their abilities when designated as delegates for this purpose. When representing their individual opinions and positions, public officials shall explicitly state that they do not represent their body or the City and they shall not give the inference that they do.

### **SECTION 135.140: POLICY ROLE OF MEMBERS**

Public officials shall respect and adhere to the City Administrator form of government as outlined in the ordinances, policies and procedures with respect to the City Administrator's relationship to the Board of Aldermen. In this structure, the Board of Aldermen determine the policies of the City with the advice, information and analysis provided by the public, boards, commissions, committees and City staff. Individual Board of Aldermen members shall not, except at the direction of the entire Board of Alderman, have any role in the administrative functions of the City or the professional duties of City staff or the implementation of City policy or decisions. This prohibition shall not apply to the Mayor, nor the Mayor Pro Tem acting in the Mayor's absence. Additionally, this prohibition shall not apply to any individual Board of Aldermen's ability to obtain information reasonably necessary to perform his or her duties.

## **SECTION 135.150: INDEPENDENCE OF BOARDS, COMMISSIONS AND COMMITTEES**

The value of independent advice and recommendations of boards, commissions and committees to the public decision-making process is of such significance that members of the Board of Aldermen should refrain from using their positions to influence the deliberations or outcomes of board, commission and committee proceedings. This prohibition is not meant to include the actions of any Board of Aldermen when acting as a member of any such committee.

## **SECTION 135.160: BEHAVIOR**

All City elected and appointed officials shall conduct themselves in a professional business manner and should refrain from the public use of profane or offensive language so as to reflect well on the City.

## **SECTION 135.170: POSITIVE WORKPLACE ENVIRONMENT**

Public officials shall support the maintenance of a positive and constructive workplace environment for the City employees and for citizens and businesses dealing with the City.

## **SECTION 135.180: IMPLEMENTATION**

The code of ethics for public officials of the City is intended to be self-enforcing. Therefore, it becomes most effective when public officials are thoroughly familiar with it and embrace its provisions. For this reason, these ethical standards shall be included in the regular orientation of candidates for Board of Aldermen, newly elected officials and appointed members of all boards, commissions and committees of the City.

The code of ethics shall be reviewed biannually by the Board of Aldermen. Recommendations received from the review shall be considered by the Board of Aldermen.

## **SECTION 135.190: COMPLIANCE AND ENFORCEMENT**

- A. The City's code of ethics expresses standards of ethical conduct expected for the public officials of the Board of Aldermen, boards, commissions and committees. Public officials themselves have the primary responsibility to assure that ethical standards are understood and met and that the public can continue to have full confidence in the integrity of the government.
- B. A person making a complaint against a public official for violation of this policy shall submit the complaint, in writing, to the Mayor who shall conduct or cause to be conducted an investigation as he or she reasonably believes is warranted by the complaint. The Mayor may request the aid of the City Attorney, Police or other City employees with said investigation. The Mayor may choose to disregard any anonymous complaint or complaint not based on personal or credible evidence as determined in the sole discretion of the Mayor. If the Mayor determines that the complaint may warrant disciplinary action by the Board of Alderpersons, the Mayor

shall cause a special session of the Board of Alderpersons to be held for the purpose of conducting a hearing with regard to said allegations/complaint. Said hearing to be conducted pursuant to the Missouri Administrative procedures act §536.010 R.S.Mo et seq. as now adopted or hereinafter amended.

- C. Any complaint concerning the Mayor shall be made to the Mayor Pro Tem who shall have the same authority as the Mayor set forth above when reviewing any such complaint.
- D. The Board of Aldermen shall make a final determination upon a majority vote of all members, except for any member of the Board of Aldermen which is the subject of a complaint. The standard of proof required for a final determination of violation of this policy (unless otherwise required by law) shall be a preponderance of the evidence. At the discretion of the Board of Aldermen, sanctions may include private or public reprimand or censure, removal or exclusion from leadership positions, the governing board, and other official positions or duties that do not conflict with Missouri Statutes.

### **SECTION 135.210: DISCLOSURE REPORTS**

Each elected official, the City Clerk, the City Administrator and the Chief Purchasing Officer (if some other individual) shall disclose the following information by May first (1st) regarding any such transactions which were engaged in during the previous calendar year:

1. For such person, and all persons within the first (1st) degree of consanguinity or affinity of such person, the date and identities of the parties to each transaction with a total value in excess of five hundred dollars (\$500.00), if any, that such person had with the political subdivision, and other than transfers for no consideration to the political subdivision; (if none, state none) and;
2. The date and the identities of the parties to each transaction known to the person with a total value in excess of five hundred dollars (\$500.00), if any, that any business entity in which such person had a substantial interest, had with the political subdivision, other than payment of any tax, fee or penalty due to the political subdivision or transactions involving payment for providing utility service to the political subdivision, and other than transfers for no consideration to the political subdivision; (if none state none);
3. The City Administrator, City Clerk and the Chief Purchasing officer also shall disclose by May first (1st) for the previous calendar year the following information:
  - a. The name and address of each of the employers of such person from whom income of one thousand dollars (\$1,000.00) or more was received during the year covered by the statement;

- b. The name and address of each sole proprietorship that he owned; the name, address and the general nature of the business conducted of each general partnership and joint venture in which he was a partner or participant; the name and address of each partner or co-participant for each partnership or joint venture unless such names and addresses are filed by the partnership or joint venture with the Secretary of State; the name, address and general nature of the business conducted of any closely held corporation or limited partnership in which the person owned ten percent (10%) or more of any class of the outstanding stock or limited partnership units; and the name of any publicly traded corporation or limited partnership that is listed on a regulated stock exchange or automated quotation system in which the person owned two percent (2%) or more of any class of outstanding stock, limited partnership units or other equity interests;
- c. The name and address of each corporation for which such person served in the capacity of a director, officer or receiver.

#### **SECTION 135.220: FILING OF REPORTS**

The reports, in the attached format, shall be filed with the City Clerk and with the Missouri Ethics Commission. The reports shall be available for public inspection and copying during normal business hours.

#### **SECTION 135.230: WHEN FILED**

The financial interest statements shall be filed at the following times, but no person is required to file more than one (1) financial interest statement in any calendar year:

1. Each person appointed to office shall file the statement within thirty (30) days of such appointment.
2. Every other person required to file a financial interest statement shall file the statement annually not later than May first (1st) and December thirty-first (31st); provided that any member of the Board of Aldermen may supplement the financial interest statement to report additional interests acquired after December thirty-first (31st) of the covered year until the date of filing of the financial interest statement.

#### **SECTION 135.240: FILING OF ORDINANCE**

The City Clerk shall send a certified copy of this ordinance to the Missouri Ethics Commission within ten (10) days of its adoption.

PASSED THIS 16<sup>th</sup> DAY OF AUGUST 2022.



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Damien Boley, Mayor

ATTEST:

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Linda Drummond, City Clerk

First Reading: 08/02/2022

Second Reading: 08/16/2022

### **Section 135.010 Declaration of Policy.**

[Ord. No. 2895-14 §1, 7-1-2014<sup>[1]</sup>; Ord. No. 2954-16 §1, 9-6-2016]

It is the policy of the City of Smithville, Missouri, to uphold, promote and demand ethical conduct from its elected and appointed public officials (hereinafter "public officials"). The citizens and businesses of the City are entitled to have fair, ethical and accountable local government. The City recognizes the importance of codifying and making known to the general public the ethical principles that guide the work of public officials. Public officials of the City are to maintain the highest standards of personal integrity, truthfulness and fairness in carrying out their public duties. In order to fulfill this mission, the City hereby adopts a Code of Ethics for public officials to assure public confidence in the integrity of local government and its effective and fair operation. Unless specifically defined otherwise, the terms used in Chapter [135](#) shall be defined as set forth in Section 105.450, RSMo., et seq., as now adopted or hereinafter amended.

<sup>[1]</sup> Editor's Note: Section 1 of this ordinance also repealed former Ch. 135, Code of Ethics, as adopted and amended by Ord. No. 1407 §1, 8-27-1991; Res. of 8-15-1995; Ord. No. 1805-98 §§1 — 2, 8-18-1998; Ord. No. 2022-01 §§1 — 3, 8-21-2001; Ord. No. 2110-02 §§1 — 2, 8-20-2002; Ord. No. 2110-03 §§1 — 2, 8-19-2003; Ord. No. 2303-04 §§1 — 3, 8-17-2004; Ord. No. 2402-05 §§1 — 2, 8-16-2005; Ord. No. 2483-06 §§1 — 2, 8-1-2006; Ord. No. 2568-07 §§1 — 2, 7-17-2007; Ord. No. 2717-09 §§1 — 2, 6-2-2009; Ord. No. 2768-10 §§1 — 2, 9-7-2010; Ord. No. 2844-12 §§1 — 2, 8-7-2012.

### **Section 135.020 Responsibility of Public Office.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

Stewardship of the public interest shall be the public official's primary concern, working for the common good of the citizens of the City and avoiding actions that are inconsistent with the best interests of the City. All persons, claims and transactions coming before the Board of Aldermen or any City board, commission or committee shall be assured of fair and equal treatment.

### **Section 135.030 Compliance With Laws.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

Public officials are agents of public purpose and hold office for the benefit of the public. They are bound to uphold the laws of the nation, State and the City and to carry out impartially these laws in the performance of their public duties to foster respect for all government. These laws include, but are not limited to, the United States and Missouri Constitutions, the laws of the State of Missouri and City ordinances.

### **Section 135.040 Conduct of Officials.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

The professional and personal conduct of public officials shall be above reproach and shall avoid even the appearance of impropriety. Public officials shall refrain from abusive conduct, personal charges or verbal attacks upon the character or motives of the Mayor, other members of the Board of Aldermen, boards, commissions, committees, City staff and the public.

### **Section 135.050 Performance of Duties.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

Public officials shall perform their duties in accordance with the processes and rules of order as established by the Board of Aldermen, boards, commissions and committees governing the deliberation of public policy issues, meaningful involvement of the public and implementation of policy decisions of the Board of Aldermen by City staff.

### **Section 135.060 Public Meetings.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

Public officials shall prepare themselves for the public issues, listening courteously and attentively to all public discussion before the body and focus on the business at hand. Public officials shall refrain from interrupting other speakers, making personal comments not relevant to the business of the body or otherwise interfere with the orderly conduct of meetings.

### **Section 135.070 Decision Based on Merit.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

Public officials shall base their decisions on the merits and the substance at hand.

### **Section 135.080 Communication.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

Unless otherwise prohibited by law, privilege or the rules of evidence, public officials shall publicly share with the Board of Aldermen or any boards, commissions and/or committees of the City any substantive information that is relevant to a matter under consideration by said entity of which they have knowledge from any source.

### **Section 135.090 Conflict of Interest.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

- A.** In order to assure independence and impartiality on behalf of the common good, public officials shall not use their official positions to influence government decisions in which they have a substantial interest or personal relationship, or which may reasonably give rise to the appearance of a conflict of interest or impropriety.
- B.** The Mayor or any member of the Board of Aldermen who has a substantial interest in any bill shall disclose on the records of the Board of Aldermen the nature of his or her interest and shall disqualify himself or herself from participation in deliberation or voting on any matters relating to this interest.
- C.** Public officials should avoid action, whether or not specifically prohibited, which might reasonably result in or create the appearance of using their public office for private gain.

### **Section 135.100 Gifts, Gratuities and Favors.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

Public officials shall comply with the requirements of Chapter 105, RSMo., relating to the acceptance and reporting of gifts, gratuities and favors.

### **Section 135.110 Confidentiality of Information.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

Unless approved by the Board of Aldermen, no elected or appointed public official shall disclose or make public any information which is otherwise closed to the public pursuant to Section 610.021, RSMo. or otherwise protected from disclosure by Missouri or Federal law. No public official shall use or provide information obtained as a result of his or her position for the benefit of the public official or the recipient in an advantageous position over the general public.

### **Section 135.120 Use of Public Resources.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

- A.** Unless specifically permitted by City policy, the use of City facilities, equipment, vehicles, supplies, on-duty personnel or other goods or services is limited to City business. Public resources may not be used for private gain or personal purposes except on the same basis that they are otherwise normally available to the public. Normal rental or usage fees may not be waived except in accordance with City policy.
- B.** A public official shall not utilize the City's name, letterhead, logo or seal for the purpose of endorsing any political candidate, business, commercial product or service.

### **Section 135.130 Advocacy.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

As nonpartisan stewards of the public interest, the Mayor and members of the Board of Aldermen shall not appear on behalf of the private interests of third parties before the Board of Aldermen or any other board, commission, committee or proceeding in the City. Public officials of boards, commissions and committees shall not appear before their own bodies or before the Board of Aldermen on behalf of the private interests of third parties on matters related to the areas of service of their bodies. Public officials shall represent the official policies or positions of the City to the best of their abilities when designated as delegates for this purpose. When representing their individual opinions and positions, public officials shall explicitly state that they do not represent their body or the City and they shall not give the inference that they do.

### **Section 135.140 Policy Role of Members.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

Public officials shall respect and adhere to the City Administrator form of government as outlined in the ordinances, policies and procedures with respect to the City Administrator's relationship to the Board of Aldermen. In this structure, the Board of Aldermen determines the policies of the City with the advice, information and analysis provided by the public, boards, commissions, committees and City staff. Individual Board of Aldermen members shall not, except at the direction of the entire Board of Aldermen, have any role in the administrative functions of the City or the professional duties of City staff or the implementation of City policy or decisions. This prohibition shall not apply to the Mayor, nor the Mayor Pro Tem acting in the Mayor's absence. Additionally, this prohibition shall not apply to any individual Board of Aldermen's ability to obtain information reasonably necessary to perform his or her duties.

### **Section 135.150 Independence of Boards, Commissions and Committees.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

The value of independent advice and recommendations of boards, commissions and committees to the public decision-making process is of such significance that members of the Board of Aldermen should refrain from using their positions to influence the deliberations or outcomes of board, commission and committee proceedings. This prohibition is not meant to include the actions of any Board of Aldermen when acting as a member of any such committee.

### **Section 135.160 Behavior.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

All City elected and appointed officials shall conduct themselves in a professional business manner and should refrain from the public use of profane or offensive language so as to reflect well on the City.

### **Section 135.170 Positive Workplace Environment.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

Public officials shall support the maintenance of a positive and constructive workplace environment for the City employees and for citizens and businesses dealing with the City.

### **Section 135.180 Implementation.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

**A.** The Code of Ethics for public officials of the City is intended to be self-enforcing. Therefore, it becomes most effective when public officials are thoroughly familiar with it and embrace its provisions. For this reason, these ethical standards shall be included in the regular orientation of candidates for Board of Aldermen, newly elected officials and appointed members of all boards, commissions and committees of the City.

**B.** The Code of Ethics shall be reviewed biannually by the Board of Aldermen. Recommendations received from the review shall be considered by the Board of Aldermen.

### **Section 135.190 Compliance and Enforcement.**

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]

**A.** The City's Code of Ethics expresses standards of ethical conduct expected for the public officials of the Board of Aldermen, boards, commissions and committees. Public officials themselves have the primary responsibility to assure that ethical standards are understood and met and that the public can continue to have full confidence in the integrity of the government.

**B.** A person making a complaint against a public official for violation of this policy shall submit the complaint, in writing, to the Mayor who shall conduct or cause to be conducted an investigation as he or she reasonably believes is warranted by the complaint. The Mayor may request the aid of the City Attorney, Police or other City employees with said investigation. The Mayor may choose to disregard any anonymous complaint or complaint not based on personal or credible evidence as determined in the sole discretion of the Mayor. If the Mayor determines that the complaint may warrant disciplinary action by the Board of Aldermen, the Mayor shall cause a special session of the Board of Aldermen to be held for the

purpose of conducting a hearing with regard to said allegations/complaint, said hearing to be conducted pursuant to the Missouri Administrative Procedures Act, Section 536.010, RSMo., et seq., as now adopted or hereinafter amended.

- C. Any complaint concerning the Mayor shall be made to the Mayor Pro Tern who shall have the same authority as the Mayor set forth above when reviewing any such complaint.
- D. The Board of Aldermen shall make a final determination upon a majority vote of all members, except for any member of the Board of Aldermen who is the subject of a complaint. The standard of proof required for a final determination of violation of this policy (unless otherwise required by law) shall be a preponderance of the evidence. At the discretion of the Board of Aldermen, sanctions may include private or public reprimand or censure, removal or exclusion from leadership positions, the governing board, and other official positions or duties that do not conflict with Missouri Statutes.

### Section 135.200 (Reserved)

### Section 135.210 Disclosure Reports.

[Ord. No. 2895-14 §1, 7-1-2014; Ord. No. 2954-16 §1, 9-6-2016]



## Board of Alderman Request for Action

**MEETING DATE:** 8/16/2022

**DEPARTMENT:** Administration

**AGENDA ITEM:** Bill No. 2953-22, Ballot Questions Changing the Term of Office for the Mayor and for the Board of Aldermen – 2nd Reading

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**REQUESTED BOARD ACTION:**

A motion to approve Bill No. 2953-22, calling for the questions regarding the length of the term of office for the Mayor and the Board of Aldermen increasing the term from two years to four years to be placed on the November 8, 2022 election ballot. 2nd reading by title only.

**SUMMARY:**

On April 19, 2022, Alderman Hartman requested that staff begin to research the steps needed to change the elected official's office terms from two years to four years. Per Missouri State Statutes Section 79.050 (RSMo) the Board of Aldermen may approve an Ordinance to pose the question of term of Mayor and/or Alderman to the voters at a municipal election. The question must pass by a majority vote.

After discussion at the July 19, 2022 work session the Board directed staff to work with legal counsel to move forward with the ballot language needed to change the Mayor and Board of Aldermen's two-year term to a four-year term.

The extended term would go into effect upon passage of an Ordinance acknowledging the election results. Anyone serving at the time or elected during that same election would serve out their current two-year term. Following adoption of the Ordinance those elected shall serve a four-year term.

In order to place this on the November 8, 2022, General Election ballot, the language would have to be certified by August 30, 2022.

**PREVIOUS ACTION:**

The City of Smithville has followed the Missouri State Statutes 79.050 (RSMo.) elective officers for fourth class cities.

**POLICY OBJECTIVE:**

Click or tap here to enter text.

**FINANCIAL CONSIDERATIONS:**

**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:               |                                   |

**AN ORDINANCE OF THE BOARD OF ALDERMEN OF THE CITY OF SMITHVILLE, MISSOURI INCREASING THE TERM OF OFFICE FOR SAID MAYOR AND BOARD OF ALDERMEN FROM TWO YEARS TO FOUR YEARS AND CALLING FOR THE QUESTION REGARDING THE LENGTH OF THE TERM OF OFFICE FOR THE MAYOR AND FOR THE BOARD OF ALDERMEN TO BE PLACED ON THE NOVEMBER 8, 2022 ELECTION BALLOT**

**WHEREAS**, Section 79.050.2 R.S.Mo. provides that the Board of Aldermen may provide by ordinance, after approval by a majority of the voters of the city voting at an election at which the issue is submitted, for a four-year term for the Mayor and Section 79.050.3 R.S.Mo. provides that the Board of Aldermen may provide by ordinance, after approval by a majority of the voters of the city voting at an election at which the issue is submitted, for a four-year term for members of the Board of Aldermen; and

**WHEREAS**, the Board deems it advisable and in the best interest of the citizens of the City of Smithville to provide a four-year term of office for the Mayor and the members of the Board of Aldermen.

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

**SECTION ONE:** Upon approval of the voters the term of office for the Mayor and Aldermen is hereby increased from two (2) years to four (4) years.

**SECTION TWO:** The questions of the length of the term of office for the Mayor and the members of the Board of Aldermen shall be submitted to the qualified voters of the City of Smithville, Missouri, for their approval, as required by § 79.050.2 & 3 R.S.Mo., at the election hereby called and to be held in the City of Smithville on November 8, 2022. The ballot of submission shall contain substantially the following language:

**Shall the Board of Aldermen of the City of Smithville, Missouri provide by ordinance that all mayors elected from this point forward serve a four-year term as provided for by the Statutes of the State of Missouri?**

☐ YES  
☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES."

If you are opposed to the question, place an "X" in the box opposite "NO."

Shall the Board of Aldermen of the City of Smithville, Missouri provide by ordinance that person(s) elected as aldermen from this point forward serve a four-year term as provided for by the Statutes of the State of Missouri?

☐ YES

☐ NO

If you are in favor of the question, place an "X" in the box opposite "YES."

If you are opposed to the question, place an "X" in the box opposite "NO."

**SECTION THREE:** This ordinance shall only become effective after receiving a majority vote of the citizens of the City of Smithville, Missouri.

**SECTION FOUR:** The effective date of this ordinance shall be immediately upon certification by the Clay County Board of Elections that a majority of the voters voting in the November 8, 2022 election approved the issue submitted.

**PASSED AND APPROVED BY THE BOARD OF ALDERMEN AND  
APPROVED BY THE MAYOR OF THE CITY OF SMITHVILLE, MISSOURI,  
THIS 16<sup>th</sup> DAY OF AUGUST, 2022.**

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DAMIEN BOLEY, MAYOR

ATTEST:

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LINDA DRUMMOND, CITY CLERK

1<sup>st</sup> reading 08/02/2022

2<sup>nd</sup> reading 08/16/2022





## Board of Alderman Request for Action

**MEETING DATE:** 8/16/2022

**DEPARTMENT:** Parks and Recreation

**AGENDA ITEM:** Bill No. 2955-22, Smoking Ban in City Parks – 1st Reading

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**REQUESTED BOARD ACTION:**

Motion to approve Bill No. 2955-22, amending Ordinance Section 225.090, prohibiting smoking at all indoor and outdoor parks and facilities.

**SUMMARY:**

In December 2018, the Board of Aldermen directed staff to explore options relating to smoking bans in parks and open space areas. The Parks and Recreation Committee reviewed the topic at the February 21, 2019 meeting and recommended that smoking be permitted only in designated smoking areas for outdoor parks and facilities. The Board approved this change on March 19, 2019.

On July 21, 2022, the Parks and Recreation Committee met and reviewed the smoking ordinance policy after some concerns were brought to attention. The Committee recommended to update Ordinance Section 225.090 to prohibit smoking at all indoor and outdoor parks and facilities, except at individual camp sites at the campground or as allowed by permit issued by the Board of Alderman.

Parks staff will update and increase signage and provide education to recreation participants, parents and coaches regarding the new regulation.

**PREVIOUS ACTION:**

The Board approved an update to Ordinance Section 225.090 on March 19, 2019.

**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 checked="" type="checkbox"/> Resolution | <input type="checkbox"/> Plans    |
| <input type="checkbox"/> Staff Report          | <input type="checkbox"/> Minutes  |
| <input type="checkbox"/> Other:                |                                   |

**AN ORDINANCE AMENDING SECTION 225.090 TO INCLUDE A  
REGULATION STATING THAT SMOKING IS PROHIBITED AT ALL  
INDOOR AND OUTDOOR PARKS AND FACILITIES, EXCEPT AT  
INDIVIDUAL CAMP SITES AT THE CAMPGROUND OR AS ALLOWED BY  
PERMIT ISSUED BY THE BOARD OF ALDERMAN**

**WHEREAS**, the Board finds that the smoking of tobacco or use of a tobacco product is a positive danger to health and a cause of material annoyance, inconvenience and discomfort to those who are present in park facilities;

**WHEREAS**, the purpose of this regulation is to eliminate smoking within facilities and parks in the City;

**WHEREAS**, Section 255.005 of the Municipal Code addresses duties of the Parks and Recreation Committee which include oversight of park regulations; and

**WHEREAS**, the Parks and Recreation Committee voted to recommend this change to the Park Regulations.

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

**THAT** the Board of Alderman approves the city ordinance is amended to include the following regulation: "Smoking is prohibited at all indoor and outdoor parks and facilities, except at individual camp sites at the campground or as allowed by permit issued by the Board of Alderman."

**PASSED AND ADOPTED** by the Board of Aldermen and **APPROVED** by the Mayor of the City of Smithville, Missouri, the \_\_\_\_ of September 2022.

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Damien Boley, Mayor

ATTEST:

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Linda Drummond, City Clerk

First Reading: 08/16/2022

Second Reading: 09/06/2022



## Board of Alderman Request for Action

**MEETING DATE:** 8/16/2022

**DEPARTMENT:** Administration/Finance

**AGENDA ITEM:** Approve Bill No. 2956-22, FY22 Budget Amendment No. 5 - 1<sup>st</sup> Reading

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### **REQUESTED BOARD ACTION:**

A motion to approve Bill No. 2956-22, FY22 Budget Amendment No. 5. 1<sup>st</sup> reading by title only.

### **SUMMARY:**

The FY2022 Budget Year is the second fiscal year for the operation of the City's Vehicle and Equipment Replacement Fund. Enterprise Fleet Management provided the City with an estimated budget of \$175,749. Due to increased vehicle demand and rising vehicle acquisition expense, staff project this budget to be fully expended by the end of FY2022. Additional 1-time vehicle acquisition costs have increased the projected expense since the budget was developed. Staff is proposing a budget amendment of \$75,000 in expenditure authority to cover the last 3 months of EFM leasing costs. This budget amendment provides additional expenditure authority for the rest of FY2022.

On April 4, 2022, the Board of Aldermen approved the establishment of the CID Fund. In June 2022, the City made a large disbursement of funds to the trustee (UMB Bank) of \$451,425. These CID revenues has provided funding for TIF Revenue bonds which were issued to make payment for reimbursable project costs to the Developer (the Board of Aldermen approved the issuance of these bonds). Beginning in August 2022, ongoing monthly disbursements to the trustee will be made for the rest of FY2022. Typical monthly CID sales tax collections total about \$30,000 each month. Given other expected professional services expenses (with these monthly disbursements), staff is proposing a budget amendment of \$125,000 in expenditure authority. This budget amendment provides additional expenditure authority to make the final monthly disbursements of CID sales tax revenue back to the trustee.

On July 19, 2022 the Board of Aldermen approved the establishment of a Donation Fund. Since this time, various donations for the Police Department and Legacy Fund (Parks & Recreation) have been received by the City and receipted into the fund. Staff is proposing a budget amendment to provide \$15,000 in revenue authority for current and future donations for both departments.

**PREVIOUS ACTION:** The Board previously approved the following FY2022 Budget Amendments:

- Budget Amendment #1 on December 21, 2021
- Budget Amendment #2 on March 1, 2022
- Budget Amendment #3 on April 4, 2022
- Budget Amendment #4 on June 21, 2022

**POLICY ISSUE:**

**FINANCIAL CONSIDERATIONS:**

Amend the FY22 Budget. Resources are available in all funds affected to support the amendment.

**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:               |                                   |

**BILL NO. 2956-22**

**ORDINANCE NO. 31XX-22**

**AN ORDINANCE AMENDING THE FY2022 OPERATING BUDGET TO ADD \$200,000 TO THE EXPENDITURE BUDGET AND \$15,000 TO THE REVENUE BUDGET**

**WHEREAS**, pursuant to Ordinance 3074-20, passed on October 19, 2021, the City approved the fiscal year ending October 31, 2022 Budget; and

**WHEREAS**, not included in the approved fiscal year 2022 Budget are expenditures related to capital projects and project revenues; and

**WHEREAS**, amendments to the CID Commons Fund, Vehicle and Equipment Replacement Fund, and Donation Fund are required at this time.

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

**THAT** the fiscal year ending October 31, 2022 Budget is hereby amended to add:

- \$125,000 to the expenditure budget in the Commons CID Fund
- \$75,000 to the expenditure budget in the Vehicle and Equipment Replacement Fund (VERF)
- \$15,000 to the revenue budget in the Donation Fund

**PASSED AND ADOPTED** by the Board of Aldermen and **APPROVED** by the Mayor of the City of Smithville, Missouri, the 6<sup>th</sup> day of September 2022.

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Damien Boley, Mayor

ATTEST:

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Linda Drummond, City Clerk

First Reading: 8/16/2022

Second Reading: 9/6/2022



## Board of Alderman Request for Action

**MEETING DATE:** 8/16/2022

**DEPARTMENT:** Development

**AGENDA ITEM:** Resolution 1101, Final Plat Hildebrand Estates Subdivision

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**REQUESTED BOARD ACTION:**

A motion to approve Resolution 1101, a resolution approving the final plat for Hildebrand Estates Subdivision.

**SUMMARY:**

The final plat would create one new lot of 11 acres at the corner of Lowman Road and NW 164<sup>th</sup> Street.

This land was submitted for a final plat at the August 9, 2022 Planning and Zoning Commission meeting. Following a public hearing, the Planning Commission moved to approve the application for a Single Phase Final Plat to create a new 11 acre lot out of an existing 42.11 acre parcel. The applicant determined that the cost of including this 11 acre parcel into a subdivision with the entire 42 acre parcel was cost prohibitive due to the grading necessary to build a road across the large drainage area. As a result, he seeks to divide the 11 acres north of the drainage area into a separate lot to be sold to a waiting buyer.

**PREVIOUS ACTION:**

N/A

**POLICY ISSUE:**

The plat complies with the Comprehensive Plan.

**FINANCIAL CONSIDERATIONS:**

None

**ATTACHMENTS:**

☐ Ordinance

☒ Resolution

☒ Staff Report

☐ Contract

☒ Plans

☐ Minutes

## **RESOLUTION 1101**

### **A RESOLUTION APPROVING A FINAL PLAT FOR HILDEBRAND ESTATES SUBDIVISION**

**WHEREAS**, the applicant submitted a rezoning and final plat application for approval to be heard by the Planning Commission on August 9, 2022.

**WHEREAS**, the items were advertised in the Courier Tribune newspaper and notices were sent to adjoining landowners on July 21, 2022; and;

**WHEREAS**, the Planning Commission held a public hearing and then recommended approval of the proposed Final Plat with the condition that Parks Fees in the amount of \$625 be paid prior to releasing the plat for recording, and;

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

**THAT THE FINAL PLAT OF HILDEBRAND ESTATES SUBDIVISION IS  
HEREBY APPROVED WITH THE FOLLOWING CONDITIONS:**

**THE PLAT SHALL NOT BE RELEASED FOR RECORDING UNTIL PARK  
FEES IN THE AMOUNT OF \$625.00 ARE PAID.**

**PASSED AND ADOPTED** by the Board of Aldermen and **APPROVED** by the Mayor of the City of Smithville, Missouri, the 16<sup>th</sup> day of August, 2022.

---

Damien Boley, Mayor

ATTEST:

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Linda Drummond, City Clerk



STAFF REPORT  
August 3, 2022  
Platting of Parcel Id # 05-504-00-01-010.01

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Application for a Plat Approval

Code Sections:  
425.285.A.4                      Single Phase Final Plat Approval

Property Information:  
Address:                      16391 Lowman Rd.  
Owner:                      LMW Investments LLC  
Current Zoning:              A-1  
Public Notice Dates:        July 21, 2022  
185' Notices:                July 25, 2022

GENERAL DESCRIPTION:

The property is currently undeveloped, with an A-1 zoning designation. The proposed lot is approximately 11 acres of a 42.11 acre lot at the corner of Lowman and Second Creek Bridge Rd. While the entire site was being evaluated for a subdivision, it was determined that the 11 acres north of the main drainage channel was not feasible to develop with the added cost of building the culverts and raising the access road dozens of feet. The one lot subdivision will allow the lot to be sold as agricultural land for a single owner, with access through the Lowman and 164<sup>th</sup> St. entrance, and includes the public access easement to the Cit wastewater treatment plant.





#### 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. ***Yes.***
- 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. ***Yes, the existing drainage areas are being utilized as both detention areas and natural basins, more than sufficient for one lot.***
  - (2) A minimum amount of grading on both cut or fill and preservation of good trees and other desirable natural growth. ***Yes, since the single lot will be developed with residential and permitted agricultural buildings.***
  - (3) A good grade relationship with the abutting streets, preferably somewhat above the street. ***Yes.***
  - (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. **N/A.**
- 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.**
- 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 plat is for one single 11 acre agricultural lot, so no measurable impact is anticipated.***
- h. Each lot in the plat of a residential development has adequate and safe access to/from a local street. **N/A.**
- 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. **n/a**
- 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. **N/A.**
- 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. **n/a**

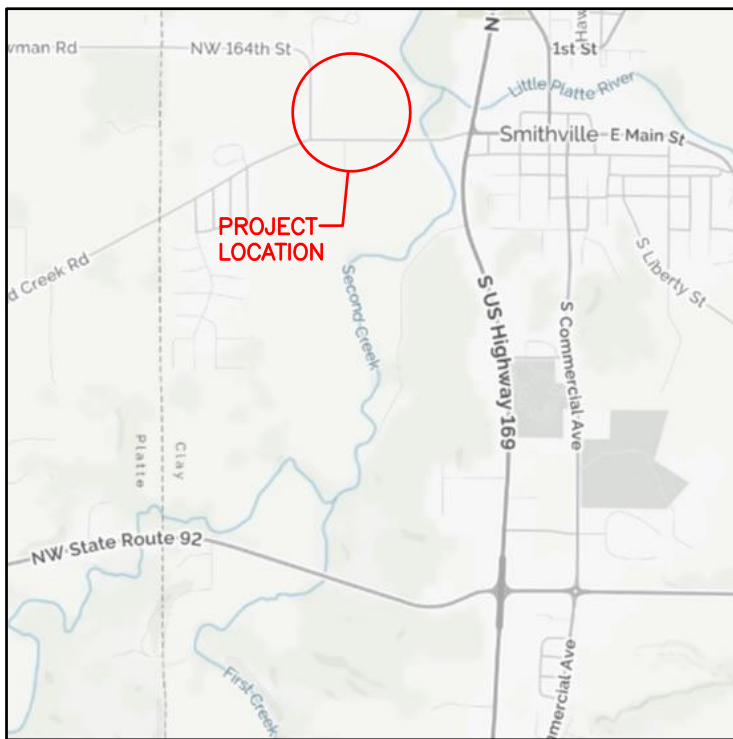
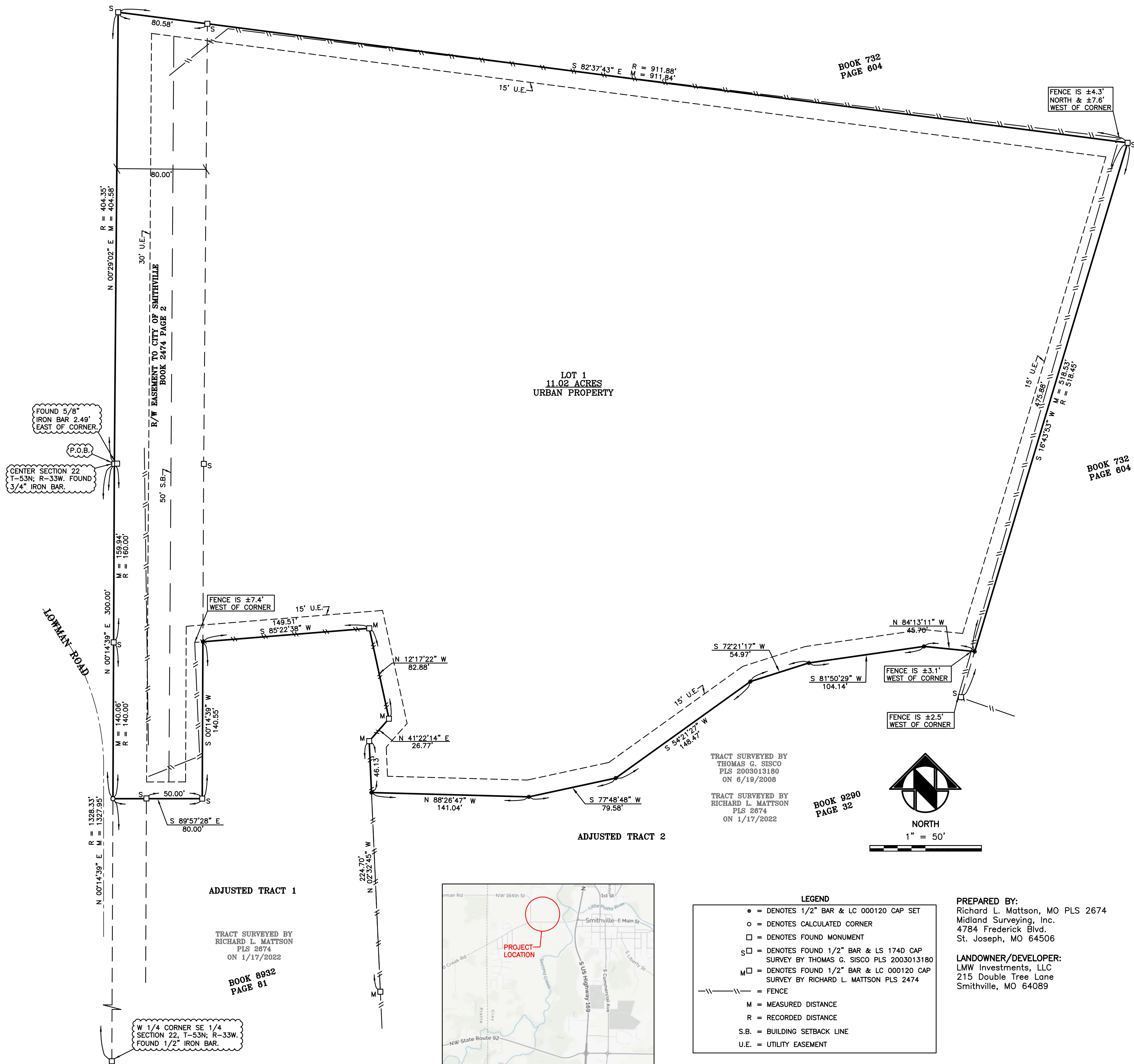
STAFF RECOMMENDATION:

Staff recommends APPROVAL of the proposed Final Plat conditioned upon payment of a parks fee in the amount of \$625.00.

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Director of Development

FINAL PLAT  
HILDEBRAND ESTATES  
A MINOR SUBDIVISION IN THE E 1/2 SECTION 22  
T-53N; R-33W, SMITHVILLE, CLAY COUNTY, MISSOURI



- LEGEND**
- = DENOTES 1/2" BAR & LC 000120 CAP SET
  - = DENOTES CALCULATED CORNER
  - = DENOTES FOUND MONUMENT
  - = DENOTES FOUND 1/2" BAR & LS 1740 CAP SURVEY BY THOMAS G. SISCO PLS 2003013180
  - = DENOTES FOUND 1/2" BAR & LC 000120 CAP SURVEY BY RICHARD L. MATTSON PLS 2474
  - = FENCE
  - M = MEASURED DISTANCE
  - R = RECORDED DISTANCE
  - S.B. = BUILDING SETBACK LINE
  - U.E. = UTILITY EASEMENT

**PREPARED BY:**  
Richard L. Mattson, MO PLS 2674  
Midland Surveying, Inc.  
4784 Frederick Blvd.  
St. Joseph, MO 64506

**LANDOWNER/DEVELOPER:**  
LMW Investments, LLC  
215 Double Tree Lane  
Smithville, MO 64089

**PROPERTY DESCRIPTION:**  
Beginning at the Center of Section 22, Township 53 North, Range 33 West, Clay County, Missouri; thence with the West line of the Northeast Quarter of the Northeast Quarter North 00 degrees 29 minutes 02 seconds East, 404.58 feet; thence departing from said line South 82 degrees 37 minutes 43 seconds East, 911.84 feet; thence South 16 degrees 43 minutes 53 seconds West, 475.88 feet; thence North 84 degrees 13 minutes 11 seconds West, 45.70 feet; thence South 81 degrees 50 minutes 29 seconds West, 104.14 feet; thence South 72 degrees 21 minutes 17 seconds West, 54.97 feet; thence South 54 degrees 21 minutes 27 seconds West, 148.47 feet; thence South 77 degrees 48 minutes 49 seconds West, 79.58 feet; thence North 88 degrees 26 minutes 47 seconds West, 141.04 feet; thence North 02 degrees 32 minutes 45 seconds West, 46.13 feet; thence North 41 degrees 22 minutes 14 seconds East, 26.77 feet; thence North 12 degrees 17 minutes 22 seconds West, 82.88 feet; thence South 85 degrees 22 minutes 38 seconds West, 149.51 feet; thence South 00 degrees 14 minutes 39 seconds West, 140.55 feet; thence South 89 degrees 57 minutes 28 seconds West, 80.00 feet to the West line of the Northwest Quarter of the Southeast Quarter; thence along said line North 00 degrees 14 minutes 39 seconds East, 300.00 feet to the Point of Beginning.

The above described tract of land contains 11.02 acres, more or less, and is subject to all recorded and unrecorded easements, restrictions, and right-of-ways.

**SURVEYOR'S CERTIFICATION:**

I HEREBY CERTIFY that we have performed a survey and prepared the accompanying plat of the premises described hereon which meets or exceeds the current Missouri Standards for Property Boundary Surveys, 10 CSR 30-2 and 20 CSR 2030-16, and that the results of said survey are represented on this plat to the best of my professional knowledge and belief.

**WITNESS** hand and seal this Thirteenth (13<sup>th</sup>) day of June, 2022.

Richard L. Mattson  
Missouri P.L.S. 2674

**SURVEYOR'S NOTES:**

- Except as specifically stated or shown on this plat, this survey does not purport to reflect any of the following which may be applicable to the subject real estate: easements, other than possible easements that were visible at the time of making of this survey; building setback lines; restrictive covenants; subdivision restrictions; zoning or other land-use regulations; and any other facts that an accurate and current title search may disclose.
- Declaration is made to original purchaser of the survey. It is not transferable to additional institutions or subsequent owners.
- Survey is valid only if print has original seal and signature of surveyor.
- Every document of record reviewed and considered as a part of this survey is noted hereon. Only the documents noted hereon were supplied the surveyor. No abstract of title, nor title commitment, nor results of title searches were furnished the surveyor. There may exist other documents of record that would affect this parcel.
- Surveyor has made no investigation or independent search for easements of record, encumbrances, restrictive covenants, ownership title evidence, or any other facts that an accurate and current title search may disclose.
- The word "certify" or "certificate" as shown and used hereon means an expression of professional opinion regarding the facts of the survey and does not constitute a warranty or guarantee, expressed or implied.
- The West line of the Northwest Quarter of the Southeast Quarter Section 22, Township 53 North, Range 33 West, Clay County Missouri, bears North 00 degrees 14 minutes 39 seconds East for this survey.

**PLAT DEDICATION:**

The undersigned owner of the property described herein have caused the same to be subdivided as shown on this plat and said property shall hereafter be known as:

"Hildebrand Estates"

**IN TESTIMONY WHEREOF:**

The undersigned owners have hereunto set their hand as follows:

LMW Investments, LLC

Clayton E. Cox, Member

Lindsay M. Wagner, Member

STATE OF MISSOURI

COUNTY OF

On this \_\_\_\_\_ day of \_\_\_\_\_, 2022, before me personally appeared Clayton E. Cox and Lindsay M. Wagner, to me known to be the persons described in and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal at my office in \_\_\_\_\_ the day and year first above written.

Notary Public

My Commission Expires: \_\_\_\_\_

**THE CERTIFICATE OF THE PLANNING AND ZONING COMMISSION:**

The final plat of Hildebrand Estates subdivision was submitted to and approved by the Smithville Planning and Zoning Commission on the \_\_\_\_\_ day of \_\_\_\_\_, 2022.

(SEAL) \_\_\_\_\_  
Chairman

(SEAL) \_\_\_\_\_  
Secretary

**THE APPROVAL OF THE PLAT BY THE BOARD OF ALDERMEN:**

This final plat approved by the Board of Aldermen of Smithville, Missouri, this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

(SEAL) \_\_\_\_\_  
Mayor

ATTEST: \_\_\_\_\_  
City Clerk

**RECORDER OF DEEDS:**

Entered on transfer record this \_\_\_\_\_ day of \_\_\_\_\_, 2022.

County Recorder

PREPARED FOR:  
CLAYTON COX  
SECTION 22, T-53N; R-33W  
SMITHVILLE, CLAY COUNTY, MISSOURI



Midland Surveying, Inc.  
Missouri State Certificate of Authority #000120

LAND SURVEYORS - PLANNERS  
4784 Frederick Blvd, St. Joseph, MO 64506  
ph. (816) 233-7900 fax (816) 233-4852  
501 North Market, Maryville, MO 64468  
ph. (660) 582-8633 fax (660) 582-7173

FILE: COX-SMITHVILLE_SUB	DATE: JUNE 13, 2022	SCALE: 1" = 50'	REVISED:	SHEET NO. 1 OF 1
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## Board of Alderman Request for Action

**MEETING DATE:** 8/16/2022

**DEPARTMENT:** Administration

**AGENDA ITEM:** Adjournment to Executive Session Pursuant to Section 610.021(1&2) RSMo.

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**REQUEST BOARD ACTION:**

A motion to close the regular session for the purpose of discussing legal and real estate matters pursuant to Section 610.021(1&2) RSMo.

**SUMMARY:**

To allow the Board of Aldermen to adjourn to Executive Session to discuss legal and real estate matters.

**PREVIOUS ACTION:**

N/A

**POLICY ISSUE:**

The Board of Alderman will vote to close the Board of Alderman Regular Session Pursuant Section 610.021(1&2) RSMo.

**FINANCIAL CONSIDERATIONS:**

Click or tap here to enter text.

**ATTACHMENTS:**

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

- ☐ Contract
- ☐ Plans
- ☐ Minutes



## *FY22 Planning Calendar*

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### **September 6, 2022 Work Session 6:00 p.m.**

Discussion FY23 Operating Budget (2<sup>nd</sup> Discussion if needed)  
Discussion of Animal Control

### **September 6, 2022 Regular Session Meeting 7:00 p.m.**

Ordinance – Amending Section 225.090 – Smoking in City Parks – 2<sup>nd</sup> Reading  
Ordinance – Budget Amendment No. 5 – 2<sup>nd</sup> Reading  
Resolution – Hazardous Moving Violation Grant Agreement  
Resolution – DWI Enforcement Grant Agreement  
Resolution – Stormwater Assessment  
Resolution – Commercial Street Sidewalk Engineering  
Resolution – Citywide Solid Waste Collection Contract

### **September 20, 2022 Work Session 6:00 p.m.**

Discussion of Potential Ballot Initiatives

### **September 20, 2022 Regular Session 7:00 p.m.**

Public Hearing – Property Tax Levy  
Ordinance – Setting the 2022 Property Tax Rate – Emergency - 1<sup>st</sup> & 2<sup>nd</sup> Reading  
Resolution – Sidewalk Policy

### **October 4, 2022 Work Session 6:00 p.m.**

### **October 4, 2022 Regular Session Meeting 7:00 p.m.**

Ordinance – FY23 Operating Budget – 1<sup>st</sup> Reading

### **October 18, 2022 Work Session 5:30 p.m.**

### **October 18, 2022 Regular Session Meeting 7:00 p.m.**

Ordinance – FY23 Operating Budget – 2<sup>nd</sup> Reading  
Resolution – Amending the Schedule of Fees  
Resolution – Employee Compensation  
Resolution – Changes to the Policy Manual  
Resolution – Amendment to MOU with Main Street District  
Executive Session Pursuant to Section 610.021(3)RSMo.

### **November 1, 2022 Work Session 6:00 p.m.**

### **November 1, 2022 Regular Session 7:00 p.m.**

### **November 15, 2022 Work Session 6:00 p.m.**

### **November 15, 2022 Regular Session Meeting 7:00 p.m.**

Resolution – Award Bid – 4<sup>th</sup> Street And 4<sup>th</sup> Terrace Utility

**December 6, 2022 Work Session 5:30 p.m.**

Discussion FY22 Budget Review

**December 6, 2022 Regular Session Meeting 7:00 p.m.**

**December 20, 2022 Work Session 6:00 p.m.**

**December 20, 2022 Regular Session 7:00 p.m.**

**Unscheduled:**

City/County Shared Roads – Clay and Platte  
Corps of Engineers Lease Contract  
Award Bid - Stormwater Master Plan  
Preliminary Plat – Fairview Crossing  
Fence Ordinance – Residential Rules  
Courtyard Park Alleyway Safety  
Way Finding Signage Guidelines