

**SMITHVILLE BOARD OF ALDERMEN  
REGULAR SESSION**

October 15, 2024 7:00 p.m.  
City Hall Council Chambers and Via Videoconference

**1. Call to Order**

Mayor Boley, present, called the meeting to order at 6:59 p.m. A quorum of the Board was present: Marv Atkins, Melissa Wilson, Leeah Shipley, Dan Hartman and Ronald Russell. Kelly Kobylski was absent.

Staff present: Cynthia Wagner, Gina Pate, Chief Lockridge, Rick Welch, Jack Hendrix, Matt Denton and Linda Drummond.

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

**3. Proclamation – National Youth Substance Use Prevention Month**



Mayor Boley proclaimed October as Youth Substance Use Prevention Month and presented the proclamation to members of the Warriors Smithville Student Youth Coalition.

**4. Public Hearing – Sewer Rates**

Mayor Boley called the public hearing for the Property Tax Levy to order 7:07 p.m.

No Public Comment.

Mayor Boley declared the public hearing adjourned at 7:07 p.m.

**5. Consent Agenda**

**• Minutes**

- September 24, 2024, Board of Aldermen Special Session Minutes
- September 24, 2024, Board of Aldermen Work Session Minutes
- September 24, 2024, Board of Aldermen Regular Session Minutes
- October 1, 2024, Board of Aldermen Regular Session Minutes

- **Finance Report**
  - Financial Report for September
- **Resolution 1409, Leak Adjustment**  
A Resolution approving the water and wastewater leak adjustment for Michael Newman in the amount of \$145.25.

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

No discussion.

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

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

### **6. Committee Reports**

Alderman Wilson reported on the October 8 Planning and Zoning Commission meeting. They discussed and approved the site plan for construction of 16 4-unit townhomes at 14601 North Fairview Drive and the Final Plat for Fairview Crossing First Plat that are on the agenda tonight. They got an update on the 169 South Overlay District and in the near future that will be pushed out to the public for input.

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

Cynthia Wagner noted that there are large lagoons at the Water Treatment Plant that receive residuals through the water treatment process. Residuals are the sediment that is removed from the raw water that comes from the lake. That water enters the plant in the primary clarifier where sediments and other dissolved organic matter settles out the material. It is then sent to the lagoons for further drying out, leaving the residuals. After a time, the lagoons fill up and they need to be cleaned out. The residuals are fertile and typically are applied to farm ground providing important nutrients for crops. The material is tested prior to land application and the ground is also tested to ensure that we are not overloading it with too many nutrients. We did bid the removal of the residuals in the spring and Richard's Construction was awarded the bid. They began work this morning transporting those materials and they are being applied to the ground just north of the river off Spelman. The materials are very wet and may be tracked on the street from those trucks. The contractor is responsible for keeping the area clean and we are monitoring it. If necessary we will run the streetsweeper around the routes. Cynthia noted that at this point the hauling has not had any impact on area streets, but she wanted to make the Board aware.

## **ORDINANCES & RESOLUTIONS**

### **8. Bill No 3041-24, Amending Chapter 400 and Chapter 425 – 2<sup>nd</sup> Reading**

Alderman Atkins moved to approve Bill No. 3041-24, amending sections of Chapter 400 of the Zoning Code and Chapter 425 of the Subdivision Code pertaining to fees and costs. 2<sup>nd</sup> reading by title only. Alderman Hartman seconded the motion.

No discussion.

Upon roll call vote:

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

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Bill No. 3041-24 approved reading.

**9. Bill No. 3042-24, Amending Business License Fees – 2<sup>nd</sup> Reading**

Alderman Atkins moved to approved Bill No. 3042-24, amending the business license regulations of the City of Smithville, Missouri. 2<sup>nd</sup> reading by title only. Alderman Hartman seconded the motion.

No discussion.

Upon roll call vote:

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

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Bill No. 3042-24 approved reading.

**10. Bill No. 3043-24, Adopt the FY2025 Operating Budget – 2<sup>nd</sup> Reading**

Alderman Atkins moved to approve Bill No. 3043-24, adopting the FY2025 Annual Operating Budget for the City of Smithville, Missouri, and authorizing the expenditures of funds for municipal services. 2<sup>nd</sup> reading by title only. Alderman Hartman seconded the motion.

Alderman Russell said that the cost of living adjustment for social security this next year is projected to be 2.5% and will impact people on a fixed income. He said that Raftelis Financial Consultants, LLC recommended a five year plan of a 15% increase four years in a row with the fifth year's increase being a little higher. Alderman Russell said that he just wanted to make sure that as a board we are looking to try make the right decision for our constituents.

Upon roll call vote:

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

Ayes – 4, Noes – 1, motion carries. Mayor Boley declared Bill No. 3043-24 approved.

**11. Resolution 1410, Amending the City's Policy Manual**

Alderman Atkins moved to approve Resolution 1410, amending the City's Policy Manual and adding the policy for Record Management. Alderman Hartman seconded the motion.

No discussion.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Resolution 1410 approved.

**12. Resolution 1411, Amending the Schedule of Fees**

Alderman Atkins moved to approve Resolution 1411, adopting amendments the City's Schedule of Fees. Alderman Hartman seconded the motion.

Alderman Russell said that he did not support the 15% increase for water and sewer even though the budget had already been approved. He did not agree with the sanitation bill because he did not feel that the amount collected for the household hazardous waste had been defined. He also did not support the finance department fee for online credit card processing since they had yet to vote on direction of a third party vendor processor.

Alderman Hartman noted that the seniors that are on a fixed income are going to have the opportunity in January to apply for the SB190 which will freeze their property taxes. He added that it is a great opportunity for seniors but also knows that it is going to impact municipalities.

Mayor Boley added that our Schedule of Fees also includes trash discounts for seniors.

Ayes – 4, Noes – 1, motion carries. Mayor Boley declared Resolution 1411 approved.

**13. Resolution 1412, Amending the Employee Compensation Plan**

Alderman Atkins moved to approve Resolution 1412, amending the Employee Compensation Plan. Alderman Hartman seconded motion.

Alderman Russell said that a lot of work was done on this, and he thanked Gina Pate, Assistant City Administrator, and staff. He added that there was approximately 18% difference between our directors and other directors in other communities. He noted that 18% was a big gap especially for retention.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Resolution 1412 approved.

**14. Resolution 1413, Temporary Liquor License**

Alderman Atkins moved to approve Resolution 1413, issuing a Temporary Liquor License to Smithville Main Street District for the Winter Wine Walk and Market to be held Saturday, November 9, 2024. Alderman Hartman seconded motion.

No discussion.

Ayes – 4, Noes – 0, Abstained – 1 (Alderman Shipley), motion carries. Mayor Boley declared Resolution 1413 approved.

**15. Resolution 1414, Authorizing Agreement with USACE for 144<sup>th</sup> Street Pump Station Funding**

Alderman Atkins moved to approve Resolution 1414, authorizing and directing the Mayor to execute an agreement with the US Army Corps of Engineers for design and construction assistance for sanitary sewer improvements. Alderman Hartman seconded motion.

No discussion.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Resolution 1414 approved.

**16. Resolution 1415, Site Plan – Fairview Crossing Townhomes**

Alderman Atkins moved to approve Resolution 1415, authorizing site plan approval for construction of 16 4-unit townhomes at 14601 North Fairview Drive. Alderman Hartman seconded motion.

Alderman Hartman noted that we have a shortage of housing option believed this is going to be good thing for Smithville.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Resolution 1415 approved.

**17. Resolution 1416, Fairview Crossing Final Plat First Plat**

Alderman Atkins moved to approve Resolution 1416, approving the Final Plat for Fairview Crossing First Plat. Alderman Hartman seconded motion.

No discussion.

Ayes – 5, Noes – 0, motion carries. Mayor Boley declared Resolution 1416 approved.

**18. Resolution 1417, Assignment of the CID Board of Director Successor**

Alderman Atkins moved to approve Resolution 1417, approving the Board of Aldermen of the City Smithville, Missouri, consenting to the appointment of Director for the Governance of the Smithville Commons Community Improvement District.7 Alderman Hartman seconded motion.

No discussion.

Ayes – 4, Noes – 1, (Alderman Russell) motion carries. Mayor Boley declared Resolution 1417 approved.

**OTHER MATTERS BEFORE THE BOARD**

**19. Public Comment**

Matt Tyson, 603 Horseshoe Lane, spoke to the Board about his concern about the new median on 169 Highway near Commercial Street. He said that the width of 12 feet is much narrower than is in the Missouri Highway Plan. Mr. Tyson said that people have already hit the median and it will be worse during ice and snow.

**20. New Business from the Floor**

Alderman Russell noted that the Gresham family, GT Tow sent a lot of their trucks and crew to help with the hurricane clean up down south. He thanked the Gresham family and their crews for helping with the disaster.

**21. Adjournment to Executive Session Pursuant to Section 610.021(3)RSMo.**

Alderman Atkins moved to adjourn to Executive Session Pursuant to Section 610.021(3) RSMo. Alderman seconded the motion.

Upon roll call vote:

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

Ayes –5, Noes – 0, motion carries. Mayor Boley declared the special session adjourned to the Executive Session at 7:23 p.m.

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Linda Drummond, City Clerk

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Damien Boley, Mayor