



*City of Pleasant Valley Missouri
Meeting of the Board of Aldermen
March 7, 2017*

Call to Order: The regular meeting of the Pleasant Valley Board of Aldermen reconvened and was called to order, again, at City Hall, 6500 Royal, Pleasant Valley, Clay County, Missouri, by Mayor David Slater, on Tuesday, March 7, 2017 at 8:00 p.m. The Monday March 6th meeting had been adjourned prematurely due to severe weather that caused several tornado warnings. The City Clerk provided copies of the proposed ordinances and resolutions, for the public, prior to the meeting.

Roll Call: Present were: Mayor David Slater, Alderman John Higgins, Alderwoman Linda Jacoby, Alderwoman Mary Langner, Alderwoman Ruth Mesimer, Alderman Rick Scarborough and Alderman James Smith. Alderman Jim Menaugh and Alderman Anthony Crawford were unable to attend the meeting.

Staff present: Fire Chief Robert Stinson, Public Works Director Chris Cronk, Police Chief Gordon Abraham, Human Resource Manager Steve Smith and City Clerk Georgia Fox.

City Attorney, Engineer, and other professional services: City Attorney Tom Capps was present for the meeting.

Public Comments: No one from the public wished to address the Board.

Advisory Committees / Department Reports:

City Clerk: City Clerk Georgia Fox reported that the peddler's permit and sewer connection fee ordinances would not be ready until the next meeting.

The City Clerk reminded the Board that the Liberty City Council will hold a meeting to discuss the rezoning of property located at 8301 NE 69 Highway on March 27th at 7pm.

The City Clerk reported that she had spoken with Dave McCoy of the Public Water District #2 regarding changing the senior discount to an income based discount. Mr. McCoy did not initially see any problems with the change if the City managed the list of customers receiving the discount and as long as it was a flat rate discount that did not fluctuate. Currently, the senior discount is a flat rate discount of \$8/month regardless of usage or any other criteria. Mrs. Fox told him that the discount rate would stay the same, only the conditions to qualify would change. Alderman Higgins asked the City Clerk to provide an analysis at a future meeting regarding the resources needed to implement and maintain the income based discount. The City Clerk and Alderwoman Mesimer will meet again to work out details of the income based discount policy.

The City Clerk reported that an application for variance to the height restrictions for the Board of Zoning Adjustments had been received from QuikTrip. The hearing was set for March 23rd at 7pm. QuikTrip would like to increase the height of their current sign from 50 feet to 110 feet. A C-1 District does not allow structures higher than 35 feet. When the current sign was erected the property was in a C-3 District which allowed structures up to 75 feet. QuikTrip maintains that the redesign of the interchange has changed the visibility of their sign from I-35. Alderman Higgins asked if the BOZA makes a recommendation to the Board of Aldermen with the Board of Aldermen making the final decision. Mrs. Fox said no, the Board of Zoning Adjustments makes the final determination. She added that if for any reason the decision were appealed, the case would go to Clay County Circuit Court. As always, the meeting is open to the public.

Public Works Department: Public Works Director Chris Cronk reported that I-35 south bound exit ramp 14 was open now. He expects the Church Street detour to be removed next week. The first week of April MoDOT will mill and overlay Pleasant Valley Road and Sobbie Road.

Director Cronk said that the week of March 20th Triple C Underground will do the storm water work at Pleasant Valley and Sobbie Roads. School is out for spring break that week and the detour will be open by then.

Director Cronk reported that public works was working on modifying rooms in the old fire station for storage for each department. All departments have now closed their storage units at Storage One. Each department will have their own secure area to store records. He also said that people have asked him when public works will move into the building. Just to clarify, he said that it was not public works intention to move their offices into the old station; they will remain in the public works building. They are only using the bays for their equipment and two of the bunk rooms have been turned into pens to hold dogs during adverse weather conditions.

Alderman Higgins asked Director Cronk when the work at 6813 Sobbie Rd would be completed. The Director said the dirt will be hauled in next week to level the ground. After that they will seed it. Alderman Scarborough asked what public works will do with the fence. Whether or not the fence is the City's property or the property owners on Laverne is disputed. After some discussion, Mayor Slater asked Director Cronk to provide an estimate of the cost of a survey and the cost of repair/replacing the fence at the next meeting.

Fire Department: Fire Chief Robert Stinson reported that he had attended the Park Board meeting the night before and they were not in favor of holding the grand opening of the new fire station in conjunction with the Day in the Park. Chief Stinson asked the Board what other day they would like to schedule the grand opening for. After some discussion, Alderwoman Langner moved to hold the grand opening of the new fire station on May 20th from 10am-2pm. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – absent, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

Chief Stinson provided a recommendation to the Board regarding the 2010 Pierce Contender fire pumper for sale on an auction website called Public Surplus. The pumper is owned by the City of Texas City, Texas. At the February 20th City Council meeting the Board had approved travel of 3 representatives from the fire department to go to Texas City to inspect the truck. Chief Stinson reported that the inspection went well. The group also did some research regarding the value of the truck. Should the Board decide to proceed in bidding on the truck, Chief Stinson recommends the City offer no more than \$232,000. There is also a 10% buyer's premium so the total cost of the bid, if successful, would be \$255,200. Alderman Smith moved to approve bidding on the truck not to exceed \$255,200. Alderman Higgins seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – absent, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed. Chief Stinson said the deck gun on the truck was not included; however, he would talk to the Texas City representatives to see if he can get them to include it with the truck. Other equipment to put the truck in service and cost of transporting the truck here were also discussed but no motions were made. City Attorney Tom Capps informed the Board that an ordinance approving the purchase will be required. After more discussion, the Board set a special session for Friday March 10th at 9am to consider the ordinance.

Police Department: Police Chief Gordon Abraham reported that Omar Maria was convicted of the charges against him for the shooting of Officer Jacob Baldwin. The sentencing hearing is scheduled for April 19th at 1:30pm.

Chief Abraham also said, regarding the question about U-turns from last night's meeting, that there is currently not a "no U-turn" sign at the intersection of Liberty Parkway and Swan. Chief Abraham talked to Chief Simpson, Liberty Police Department, who said there is not currently a plan to install a sign there and that they cannot enforce it unless there is a sign posted.

Municipal Court: Court Administrator Sarah Everhart had provided a request to amend certain city codes pertaining to the court. The Court Administrator was unable to attend the meeting due to the scheduling change. The Board decided to table the matter until Mrs. Everhart was available to answer questions related to the request such as cost.

Closed Session: Alderman Higgins moved to enter into closed session pursuant to 610.021, subsections 1 and 3. Alderman Scarborough seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – absent, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed. 9:15pm.

610.021. Except to the extent disclosure is otherwise required by law, a public governmental body is authorized to close meetings, records and votes, to the extent they relate to the following:

(1) Legal actions, causes of action or litigation involving a public governmental body and any confidential or privileged communications between a public governmental body or its representatives and its attorneys. However, any minutes, vote or settlement agreement relating to legal actions, causes of action or litigation involving a public governmental body or any agent or entity representing its interests or acting on its behalf or with its authority, including any insurance company acting on behalf of a public government body as its insured, shall be made public upon final disposition of the matter voted upon or upon the signing by the parties of the settlement agreement, unless, prior to final disposition, the settlement agreement is ordered closed by a court after a written finding that the adverse impact to a plaintiff or plaintiffs to the action clearly outweighs the public policy considerations of section [610.011](#), however, the amount of any moneys paid by, or on behalf of, the public governmental body shall be disclosed; provided, however, in matters involving the exercise of the power of eminent domain, the vote shall be announced or become public immediately following the action on the motion to authorize institution of such a legal action. Legal work product shall be considered a closed record;

(3) Hiring, firing, disciplining or promoting of particular employees by a public governmental body when personal information about the employee is discussed or recorded. However, any vote on a final decision, when taken by a public governmental body, to hire, fire, promote or discipline an employee of a public governmental body shall be made available with a record of how each member voted to the public within seventy-two hours of the close of the meeting where such action occurs; provided, however, that any employee so affected shall be entitled to prompt notice of such decision during the seventy-two-hour period before such decision is made available to the public. As used in this subdivision, the term "personal information" means information relating to the performance or merit of individual employees;

During closed session, personnel and legal issues were discussed. No motions were made nor votes taken.

Return to Open Session: Alderwoman Jacoby moved to return to open session. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – absent, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed. 9:50pm.

Personnel Committee: Alderwoman Jacoby, Personnel Committee Chair, moved to hire Michelle Green as Reserve Communications Officer, at step 3, \$10.61 per hour, effective 2/11/2017. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – absent, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

Aldерwoman Jacoby moved to approve an annual rate adjustment for Travis Wessel, Assistant EMS Chief, to step 8, \$16.60 per hour, effective 2/26/17. Aldерwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – absent, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

Aldерwoman Jacoby moved to approve an annual rate adjustment for Craig Farley, Fire Captain / Paramedic, to step 6, \$15.07 per hour, effective 2/26/17. Aldерwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – absent, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

Aldерwoman Jacoby moved to approve an annual rate adjustment for Jason Taylor-Ohmes, Fire Fighter / Paramedic, to step 3, \$13.26 per hour, effective 2/26/17. Aldерwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – absent, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

Aldерwoman Jacoby moved to approve an annual rate adjustment for Erin Larson, Fire Fighter / Paramedic, to step 4, \$13.66 per hour, effective 2/26/17. Aldерwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – absent, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

Aldерwoman Jacoby moved to approve an annual rate adjustment for Steve Winfrey, Fire Fighter / Paramedic, to step 8, \$15.37 per hour, effective 2/26/17. Aldерwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – absent, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

Aldерwoman Jacoby moved to approve an annual rate adjustment for Matt Franck, Fire Fighter / EMT, to step 12, \$14.53 per hour, effective 2/26/17. Aldерwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – absent, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

Finance Committee: Alderman Higgins, Finance Chair, had nothing further to report at this time.

Old Business: No old business was discussed.

New Business: Aldерwoman Mesimer asked the fire and police departments to vigorously enforce the current burn ban in our City. With recent fires in Hutchinson Kansas, it should make everyone aware of how dangerous the conditions are especially in cities where the proximity of properties is closer.

Consideration of Ordinances, Contracts and Resolutions:

The City Clerk read Council Bill 3244, “an ordinance for appointment of the Fire Chief and establishment of salary”, by title only. Aldерwoman Mesimer moved to approve the council bill and place it on second reading. Aldерwoman Jacoby seconded the motion. The vote was as follows: Crawford – absent, Higgins – nay, Jacoby – aye, Langner – aye, Menaugh – absent, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

The City Clerk read Council Bill 3244, “an ordinance for appointment of the Fire Chief and establishment of salary”, by title only. Aldерwoman Jacoby moved to approve the council bill as Ordinance 3243. Aldерwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – nay, Jacoby – aye, Langner – aye, Menaugh – absent, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

The City Clerk read Council Bill 3245, “an ordinance for appointing and establishing salary of the City Clerk/TIF Manager of the City of Pleasant Valley, Missouri”, by title only. Aldерwoman Mesimer moved to approve the council bill and place it on second reading. Aldерwoman Jacoby

seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – absent, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

The City Clerk read Council Bill 3245, “an ordinance for appointing and establishing salary of the City Clerk/TIF Manager of the City of Pleasant Valley, Missouri”, by title only. Alderwoman Mesimer moved to approve the council bill as Ordinance 3244. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – absent, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

Adjournment: There being no further business, Alderwoman Mesimer moved to adjourn. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – absent, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed. 10:25pm.

Mayor David Slater

ATTEST:

Georgia Fox, City Clerk