



*City of Pleasant Valley Missouri  
Meeting of the Board of Aldermen  
March 20, 2017*

**Call to Order:** A regular meeting of the Pleasant Valley Board of Aldermen was called to order at City Hall, 6500 Royal, Pleasant Valley, Clay County, Missouri, by Mayor David Slater, on Monday, March 20, 2017 at 7:30 p.m. 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, Alderman Jim Menaugh, Alderwoman Ruth Mesimer, Alderman Rick Scarborough and Alderman James Smith. Alderman Anthony Crawford was unable to attend the meeting.

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

**Consent Agenda:** Alderwoman Jacoby moved to approve the consent agenda as presented. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

**City Attorney, Engineer, Architect, and other professional services:** No professional service providers were scheduled to address the Board.

**Public Comments:** Barbara Wilhoit, South Brookside, reported damage to the right of way on High Street from a construction delivery truck going to River Road. She said she is unable to mow with the ruts and unable to repair the damage herself. Director Cronk said he was aware of the problem and public works will fix the issue.

**Mayor's Comments:** Mayor Slater asked the Board if they supported putting the use tax on the ballot in August. He explained that the use tax is at the same rate as sales tax and is not a tax increase. The use tax is only applied to out of state purchases that are exempt from sales tax. This policy helps Missouri brick and mortar businesses compete with internet companies. Many cities are reconsidering the use tax since Amazon started voluntarily paying use tax in Missouri. The estimated amount of collection for Pleasant Valley, just off Amazon sales, is \$14,000 per year, if the use tax is passed. After further discussion, Alderman Scarborough moved to instruct the City Clerk to draft an ordinance for the ballot language for the use tax for the August 8<sup>th</sup> election. Alderman Smith seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

Mayor Slater presented a power point presentation about economic development in Pleasant Valley to the Board. He will be presenting this at the Clay County EDC on Friday.

**Aldermen Comments:** Alderman Smith expressed concerns about the drought as it relates to fireworks. Earlier that day the City of Overland Park, Kansas, experienced a huge fire at an

apartment complex under construction. The fire spread damaging 25 other homes. After some discussion, Mayor Slater asked Chief Stinson to check with Shoal Creek Church to see when they place their order for fireworks each year.

### **Advisory Committees / Department Reports:**

**City Clerk:** City Clerk Georgia Fox requested Board approval to put the annual auditing service out for bid (for year ending June 30, 2017). The City Clerk explained that she could find no evidence that the service was put out for bid in over 20 years. After some discussion, Alderman Scarborough moved to put the service out for bid. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

Mrs. Fox provided the board with information regarding using the State of Missouri property tax rebate program as a guideline for the proposed sewer discount program, similar to the water/sewer discount in Liberty. Alderwoman Mesimer and Mrs. Fox will meet again to continue working on the plan.

The City Clerk reminded the Board that the Liberty City Council meeting to consider the rezoning of 8301 NE 69 Hwy is scheduled for March 27<sup>th</sup> at 7pm. *(this meeting was later postponed again until April 24<sup>th</sup>)*

The City Clerk reported that the State of Missouri Northern Region Children's Division Staff Training Unit had requested use of the City Council Chambers on May 10<sup>th</sup> or May 17<sup>th</sup> from 8am to 5pm for training. Alderwoman Mesimer moved to approve the request. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – absent, Higgins – nay, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – nay, Smith – aye. Motion passed.

**Public Works Department:** Public Works Director Chris Cronk reported to the Board that the interchange project is nearing completion. The sound walls are currently being erected. There is additional work still being done near the Sinclair station on 69 Highway. Upcoming work for the project will be to asphalt Stewart Road from Liberty Parkway to the city limit and Pleasant Valley Road from QuikTrip to Sobbie Road.

Director Cronk reported that the storm water project plan was to replace the culvert under Sobbie Road, at the Pleasant Valley Road intersection, this week but he has been unable to confirm that it will happen then. The contractor and engineer are still trying to work out the details.

Director Cronk was asked at the last meeting to provide information regarding a survey of 6813 Sobbie Road and the cost of fence. Director Cronk reported that the cost estimate for the boundary survey would be \$2,500-\$5,000. The cost of 248 feet of wood fence panel is \$2,400-\$2,600. Alderman Scarborough asked if the whole fence needs to be replaced or just the broken sections. Director Cronk said that was up to the Board. Alderman Scarborough moved to fix the fence on the north side of the city property located at 6813 Sobbie, not to exceed \$2,600. Alderwoman Jacoby seconded the motion. During discussion, Alderman Higgins asked if Director Cronk had the money for the repairs in his budget. Director Cronk said he did if they were just replacing the broken sections and it was only \$500. If it cost \$2,600 it might put that line item over budget. Alderwoman Mesimer asked, if the fence is the City's, why wouldn't the City replace the whole fence so it was all the same? Director Cronk said that it would not be completely uniform because it will not match the homeowner's fences. Alderman Higgins asked if the fence was removed if the abutting neighbors would still have a back fence. The answer was no, the fence is a shared fence. Alderman Higgins said that he does not agree with the City paying the full cost of the fence since it is a shared fence. Alderman Scarborough indicated that the affected property owners would be willing to pay half. Discussion continued. The motion on the floor was to repair the

fence not to exceed \$2,600. The Mayor called for the vote. The vote was as follows: Crawford – absent, Higgins – nay, Jacoby – aye, Langner – aye, Menaugh – nay, Mesimer – nay, Scarborough – aye, Smith – nay. Motion failed.

Alderman Higgins moved to replace the whole fence and split the cost with the homeowners (\$1,200 city/\$1,200 homeowners). Alderman Smith seconded the motion. Discussion continued. Alderman Scarborough said, to clarify, it would only be the first two lots (8401 and 8403). 8405 and 8407 does not need to be replaced and they have chain link. Alderman Scarborough said that he does not agree with replacing the fence, only with repairing it. Mayor Slater said that motion failed and now we have another, replacing the fence. Discussion continued. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – nay, Langner – nay, Menaugh – nay, Mesimer – nay, Scarborough – nay, Smith – nay. Motion failed.

Alderwoman Mesimer asked Director Cronk what he would prefer to do, replace the whole fence or repair it? Director Cronk said he would prefer to do whatever the Board instructed him to do. Discussion continued. Alderman Scarborough moved to repair the existing fence. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – nay, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed. Director Cronk was instructed to use his own discretion as to what areas need to be replaced. Director Cronk said he needs to remove several dead trees before he can repair the fence.

Director Cronk also reported 600 yards of dirt were delivered to 6813 Sobbie Road. Miles Construction filled the old foundation area to grade and leveled but did not have enough dirt left from the highway project to grade and level the whole property.

**Fire Department:** Fire Chief Robert Stinson provided the Board with the monthly report.

Chief Stinson also reported that the new pumper will be picked up tomorrow and delivered here on Wednesday. He said that he will bring it up to see at the next meeting. Mayor Slater asked if he was able to get the fire gun discussed earlier. Chief Stinson said he was not able to get that included with the truck.

Chief Stinson said they obtained bids from freight companies, which the Board had authorized. The highest bid was \$4,000 and the lowest bid was \$2,430. He said that he will bring the truck to city hall at the next meeting for the Aldermen to see.

Chief Stinson provided the Board with an updated list of needed equipment for the new truck. Alderwoman Mesimer moved to approve \$65,579 for equipment for the truck. Alderwoman Langner seconded the motion. The vote was as follows: Crawford – absent, Higgins – nay, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed. Since some of the discussion included a statement that “there is enough money in the capital fund”, the City Clerk said she just wanted to clarify to the Board that expending \$65,579 from the capital improvements fund would leave it with a balance of -\$6,555 (negative balance). Although the fund would be negative, the actual bank account would not be negative since all funds are in the same account. She just wanted to make sure the Board was aware of that when they see future financial reports.

**Police Department:** Police Chief Gordon Abraham reviewed his monthly crime report with the Board.

The replacement police vehicle has been delivered. Chief Abraham provided the Board with pictures of graphics options examples.

Chief Abraham reported that after thorough research and investigation into correcting the recent problems with the 911 and radio link, he recommends that the City install a redundant microwave link between city hall and the Worlds of Fun tower. The link will require two dishes, on

one mast, to be installed on the roof of the city hall building. Mid-America Regional Council will split the cost with the City. The City's share will be \$2,800. Alderman Scarborough moved to approve the installation of the equipment and the expense up to \$2,800. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

Chief Abraham also requested permission for the City Clerk to draft an ordinance amending the City's existing concealed carry law since it is no longer in compliance with recent changes to state law. Alderman Scarborough moved to have the City Clerk draft the ordinance. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – absent, Higgins – nay, Jacoby – nay, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

**Municipal Court:** Court Administrator Sarah Everhart presented the monthly report to the Board. She also informed the Board that her Court Administrator Certification application to MACA had been approved. She will be awarded the certification at the May 2017 MACA conference in May.

**Personnel Committee:** Alderwoman Jacoby, Personnel Committee Chair, moved to approve the hire of Michael Peters, Fire Fighter / Medic, at step 3, \$13.26 per hour, and volunteer rate of \$7.50 per call, pending background check, physical and drug screen. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

Alderwoman Jacoby moved to approve the hire of Cheena Simpson, Police Sergeant, at step 4, \$20.49 per hour, pending background check, physical and drug screen. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

Alderwoman Jacoby moved to approve the hire of Zach Waite, Public Works Laborer 1, at step 1, \$13.07 per hour, pending background check, physical and drug screen. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

Alderwoman Jacoby moved to approve the status change of Erin Larson, from Fire Fighter / Paramedic to Volunteer Fire Fighter, \$10 per call, effective 3/20/17. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

Alderwoman Jacoby moved to approve the status change of Matthew Listharke, from Fire Fighter / EMT to Fire Fighter / Paramedic, step 1, \$12.50 per hour, effective 3/12/17. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

Alderwoman Jacoby moved to approve the annual rate adjustment for Steven Wilson, Police Officer, step 4, \$18.85 per hour, effective 3/12/17. Alderman Smith seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

**Consideration of Ordinances, Contracts and Resolutions:**

The City Clerk read **Council Bill 3247**, “an ordinance amending Chapter 630, Sections 630.030 and 630.060 to Municipal Code regulating door-to-door peddlers within the City of Pleasant Valley, Missouri”, by title only. Alderwoman Jacoby moved to approve the council bill

and place it on second reading. Alderwoman Langner seconded the motion. The vote was as follows: Crawford – absent, Higgins – nay, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

The City Clerk read **Council Bill 3247**, “an ordinance amending Chapter 630, Sections 630.030 and 630.060 to Municipal Code regulating door-to-door peddlers within the City of Pleasant Valley, Missouri”, by title only. Alderwoman Jacoby moved to approve the council bill as Ordinance 3246. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – nay, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

The City Clerk read **Council Bill 3248**, “an ordinance amending Chapter 700, by adding Section 700.040, Sewer Connection Fees”, by title only. Alderwoman Jacoby moved to approve the council bill and place it on second reading. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – nay, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

The City Clerk read **Council Bill 3248**, “an ordinance amending Chapter 700, by adding Section 700.040, Sewer Connection Fees”, by title only. Alderwoman Jacoby moved to approve the council bill as Ordinance 3247. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – nay, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

The City Clerk read **Council Bill 3249**, “an ordinance amending Chapter 120, Municipal Court, Sections 120.060, 120.260, 120.300, of the Municipal Code of the City of Pleasant Valley, Missouri”, by title only. Alderwoman Jacoby moved to approve the council bill and place it on second reading. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

The City Clerk read **Council Bill 3249**, “an ordinance amending Chapter 120, Municipal Court, Sections 120.060, 120.260, 120.300, of the Municipal Code of the City of Pleasant Valley, Missouri”, by title only. Alderwoman Jacoby moved to approve the council bill as Ordinance 3248. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

The City Clerk read **Council Bill 3250**, “an ordinance amending Section 120.290 of the Municipal Code of the City of Pleasant Valley, regarding municipal court office hours”, by title only. Alderwoman Mesimer moved to approve the council bill and place it on second reading. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

The City Clerk read **Council Bill 3250**, “an ordinance amending Section 120.290 of the Municipal Code of the City of Pleasant Valley, regarding municipal court office hours”, by title only. Alderwoman Mesimer moved to approve the council bill as Ordinance 3249. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed.

The City Clerk read **Council Bill 3251**, “an ordinance adopting Section 125 Flexible Benefit Plan Document and Agreement with American Fidelity”, by title only. Alderwoman Jacoby moved

to approve the council bill and place it on second reading. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – nay, Smith – aye. Motion passed.

The City Clerk read **Council Bill 3251**, “an ordinance adopting Section 125 Flexible Benefit Plan Document and Agreement with American Fidelity”, by title only. Alderwoman Mesimer moved to approve the council bill as Ordinance 3250. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – nay, 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:** No new business was discussed.

**Adjournment:** There being no further business, Alderman Scarborough moved to adjourn. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – absent, Higgins – aye, Jacoby – aye, Langner – aye, Menaugh – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed. 9:23pm.

---

Mayor David Slater

ATTEST:

---

Georgia Fox, City Clerk