



City of Pleasant Valley Missouri
Meeting of the Board of Aldermen
May 18, 2020

Call to Order: A regular session 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, May 18, 2020 at 7:30 p.m. The City Clerk provided copies of the proposed ordinances and resolutions under consideration, for public examination, prior to the meeting.

Roll Call: Present were: Mayor David Slater, Alderman Anthony Crawford, Alderwoman Linda Jacoby, Alderman Loren Jones, Alderwoman Mary Langner (*arrived 7:35pm*), Alderwoman Robin Martin, Alderwoman Ruth Mesimer, Alderman Rick Scarborough and Alderman James Smith.

Absent was: none

Others Present:

Staff present: Police Chief Gordon Abraham, Public Works Director Chris Cronk, City Clerk Georgia Fox, Assistant Fire Chiefs Michelle Shearer and Phil Hudson.

Public present: Tom Moss and Mike Smith.

Consent Agenda: Alderwoman Jacoby moved to approve the consent agenda. Alderman Jones seconded the motion. During discussion, Alderwoman Mesimer asked that the minutes be struck from the consent agenda since they were not ready. The motions were amended to include this change. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – absent, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 7 ayes, 0 nays, 1 absent.

Public Comments: Mike Smith, Kaill Road, was present to speak with the Board. Mr. Smith said that he has been trying for some time to get the City to enforce its ordinance (*Ord No 952, passed in 1979, accepting the plat for Pleasant Valley Estates 2nd phase as a subdivision in Pleasant Valley*). Said ordinance required a 15 feet green area along the north side of Kaill Road, and deed restrictions, to be filed with the county recorder which prohibited dog kennels, detached utility buildings and driveways, and parking and garages in the backyard. Mr. Smith first contacted the City in September of 2019. At that time the City reviewed the plat map and restrictions and took the position that the matter is a civil matter since the restrictions clearly state that Mr. Smith and his neighbors can sue for violations of the restrictions. Mr. Smith appeared before the Board this night to ask the City to enforce the restrictions, again, and for the legal explanation why the City said it would not. Mayor Slater told Mr. Smith that he would look into the matter and get back to him. The City Clerk suggested that the City Attorney could give Mr. Smith the “legal explanation” of the City’s position at the next meeting since Mr. Brant is already scheduled to be at that meeting. Mr. Smith also said there were some dead trees along the north side of Kaill. Alderman Scarborough said he had also noticed this and reported it to the code enforcement officer.

City Attorney and other Professional Service Providers: No one was scheduled to appear.

Mayor’s Comments: Mayor Slater said he was extremely grateful to the voters for passing the use tax. By having a use tax, the City has been able to mostly sustain the other losses in sales tax, court fines, etc., during the pandemic.

Mayor Slater also discussed state legislation related to use tax. So far the state has failed to pass use tax legislation. Missouri is one of only two states that have not passed this. Mayor Slater will continue to work on the issue. Mayor Slater also discussed the state legislator’s assault on franchise fees that cities collect; despite the fact they are voter approved taxes.

Mayor Slater nominated Clark Israel to the Park Board vacancy. The position was previously held by Teresa Reed. Alderwoman Langner made a motion to approve the nomination. Alderwoman



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Mesimer seconded the motion. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – absent, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Aldermen Comments: Alderman Scarborough noted that some terms have expired on the TIF Commission and Planning and Zoning Commission, during the state of emergency. Mayor Slater asked the City Clerk to put together a list for the next meeting.

Alderman Scarborough thanked the fire and police departments for the parades they did during the Stay at Home Order.

Advisory Committees / Department Reports:

City Clerk: City Clerk Georgia Fox provided the Board with an Administration Report. Mayor Slater asked the City Clerk when the disbursement from Clay County for the CARES Act would be received by the City. The City Clerk said it should be received within 2-3 days of getting the signed Resolution to the County.

Public Works Department: Director Cronk reviewed the estimates for storm water work on Fulton with the Board. To address just the storm water without adding curb, gutter or sidewalks is \$328,938. To do the storm water with curb, gutter and sidewalk on one side of the street is \$603,951. To do the storm water, curb, gutter and sidewalk on both sides of the street the estimate is \$1,136,637. Currently there is \$570,680 in the storm water account. Director Cronk also gave details for the 5 other storm water projects that need to be done. He also said that those 5 projects could be ready for bid within 30 days. These projects are estimated to cost around \$290,000. Alderman Scarborough moved to put the 5 projects out for bid. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Fire Department: Chief Stinson also provided a Fire Report for April in the Board packets. Assistant Chief Shearer provided a status report regarding Covid-19 related topics. She also reported that obtaining PPE is still challenging right now. They have been waiting on an order for two months. Mayor Slater asked Alderman Crawford to inquire with Ford about the availability of masks that they are making. Mayor Slater had asked the Fire Department to order extra PPE so that they would be prepared if there is another wave. He also wants enough order to take care of other city departments as well. Chief Abraham has been working on placing an order for the other departments but it has been extremely difficult to find vendors that do not have the supplies back ordered and are unable to provide a ship date.

Police Department: Chief Abraham reviewed the CAR report with the Board. Chief Abraham also reported that Officer Baldwin is back from his military service and will be returning to work soon.

Municipal Court: Court Administrator Sarah Everhart provided the Board with a written report but was not at the meeting.

Personnel Committee: Alderwoman Jacoby, Personnel Chair, moved to accept the resignation of Wes Hill, Fire Fighter / EMT, effective 5/24/2020. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.



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Alderwoman Jacoby moved to promote Phil Hudson to Assistant Fire Chief, effective 3/8/2020. Phil Hudson has been the Interim Assistant Fire Chief since March. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Alderwoman Jacoby moved to approve the annual rate adjustment for Deborah Crossley, Assistant City Clerk, to step 9, \$22.30 per hour, effective 5/17/2020. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Alderwoman Jacoby moved to approve the annual rate adjustment for Sheila Newland, Administration Clerk, to step 5, \$15.31 per hour, effective 5/17/2020. Alderwoman Mesimer seconded the motion. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Alderwoman Jacoby also noted that Deborah Crossley had reached her 5 year anniversary and Xavier Panimboza had reached his 10 year anniversary. Mayor Slater sent them service recognition letters.

Finance Committee: Alderman Anthony Crawford, Finance Chair, provided the Board with a written Finance Chair Report. The report provided a financial impact status of Covid-19, sales and use tax information, and a recommendation to change the fiscal year to January 1st – December 31st.

Old Business: No old business was discussed.

New Business: No new business was discussed.

Consideration of Ordinances and Resolutions:

Resolution 2020-0518-01, “A Resolution authorizing the Mayor to execute documents related to disbursements of the Corona Virus Relief Fund allocations from Clay County, Missouri” was read by title only by the City Clerk. Alderman Scarborough moved to approve the council bill and place it on second reading. Alderwoman Langner seconded the motion. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Council Bill 3374, “An Ordinance appointing the Police Chief and setting salary” was read by title only by the City Clerk. Alderman Scarborough moved to approve the council bill and place it on second reading. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Council Bill 3374, “An Ordinance appointing the Police Chief and setting salary”, was read by title only by the City Clerk. Alderman Scarborough moved to approve the council bill as **Ordinance 3373**. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Council Bill 3375, “An Ordinance amending various sections of Chapter 215, Nuisances, and Chapter 227, Regulations and Procedures Related to Nuisances, of the Municipal Code of the City of Pleasant Valley” was read by title only by the City Clerk. Alderwoman Jacoby moved to approve the council bill and place it on second reading. Alderman Scarborough seconded the motion. The vote was



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as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Council Bill 3375, “An Ordinance amending various sections of Chapter 215, Nuisances, and Chapter 227, Regulations and Procedures Related to Nuisances, of the Municipal Code of the City of Pleasant Valley”, was read by title only by the City Clerk. Alderman Scarborough moved to approve the council bill as **Ordinance 3374**. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Council Bill 3376, “An Ordinance amending Section 120.290, Municipal Court Hours, Responsibilities, Compensation, of the Municipal Code of the City of Pleasant Valley, Missouri” was read by title only by the City Clerk. Alderwoman Jacoby moved to approve the council bill and place it on second reading. Alderwoman Langner seconded the motion. During discussion, Alderman Crawford asked for clarification because the ordinance stated the hours would be 8am-4pm Monday through Friday but also said that the court office would be open a minimum of 30 hours a week, 15 in person and 15 by electronic communications. Court Administrator Sarah Everhart responded by phone. She said the state court requires the language about 30 hour minimum to be in the ordinance (since 2015). But the language does not change the fact the court office hours will be 8am-4pm, 40 hours per week. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Council Bill 3376, “An Ordinance amending Section 120.290, Municipal Court Hours, Responsibilities, Compensation, of the Municipal Code of the City of Pleasant Valley, Missouri”, was read by title only by the City Clerk. Alderwoman Jacoby moved to approve the council bill as **Ordinance 3375**. Alderman Scarborough seconded the motion. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Council Bill 3377, “An Ordinance changing the Fiscal Year for the City of Pleasant Valley, Missouri” was read by title only by the City Clerk. Alderwoman Mesimer moved to approve the council bill and place it on second reading. Alderman Crawford seconded the motion. Alderman Scarborough moved to table the ordinance so that it could be given further consideration. Alderwoman Jacoby seconded the motion to table. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – nay, Martin – aye, Mesimer – nay, Scarborough – aye, Smith – nay. Motion to table passed 5 ayes, 3 nays.

Council Bill 3378, “An Ordinance amending Title VI, Business and Occupation, of the Municipal Code of the City of Pleasant Valley, Missouri” was read by title only by the City Clerk. Alderwoman Jacoby moved to approve the council bill and place it on second reading. Alderman Scarborough seconded the motion. During discussion, Alderwoman Mesimer asked if the wording in Section 11 should be changed to say “Section 610.240” instead of “Section 610.090”. The City Clerk confirmed that this was a typo and that she would correct it. Alderwoman Langner moved to table the ordinance since the previous related ordinance was tabled. Alderwoman Mesimer seconded the motion to table. The vote to table was as follows: Crawford – nay, Jacoby – nay, Jones – nay, Langner – nay, Martin – nay, Mesimer – nay, Scarborough – nay, Smith – nay. Motion passed 0 ayes, 8 nays. Alderman Scarborough moved to amend the ordinance, 2nd Whereas, to say: “Whereas the Board of Aldermen desires to amend certain portions of the Pleasant Valley Municipal Code, Title VI Business and Occupation, to change the licensing year to be the same as the City’s new fiscal year, set in Ordinance 3376.” and pass the ordinance as amended. Alderwoman Jacoby seconded the motion. The vote was



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as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Council Bill 3378, “An Ordinance amending Title VI, Business and Occupation, of the Municipal Code of the City of Pleasant Valley, Missouri”, was read by title only by the City Clerk. Alderwoman Jacoby moved to approve the council bill, as amended, as **Ordinance 3377**. Alderman Scarborough seconded the motion. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Council Bill 3379, “An Ordinance of the City of Pleasant Valley, Missouri, amending Title II, Chapter 205, Animal Regulations, Section 205.320, Licensing Period, of the Municipal Code” was read by title only by the City Clerk. 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 – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Council Bill 3379, “An Ordinance of the City of Pleasant Valley, Missouri, amending Title II, Chapter 205, Animal Regulations, Section 205.320, Licensing Period, of the Municipal Code”, was read by title only by the City Clerk. Alderwoman Jacoby moved to approve the council bill as **Ordinance 3378**. Alderwoman Martin seconded the motion. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Council Bill 3380, “An Ordinance approving an agreement between the City of Pleasant Valley, Missouri, and Belfor, for services related to the disinfectant and decontamination of City Property” was read by title only by the City Clerk. Alderwoman Mesimer moved to approve the council bill and place it on second reading. Alderman Crawford seconded the motion. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Council Bill 3380, “An Ordinance approving an agreement between the City of Pleasant Valley, Missouri, and Belfor, for services related to the disinfectant and decontamination of City Property”, was read by title only by the City Clerk. Alderwoman Mesimer moved to approve the council bill as **Ordinance 3379**. Alderwoman Martin seconded the motion. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays.

Adjournment: There being no further business, Alderman Scarborough moved to adjourn. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – aye, Jacoby – aye, Jones – aye, Langner – aye, Martin – aye, Mesimer – aye, Scarborough – aye, Smith – aye. Motion passed 8 ayes, 0 nays. Meeting adjourned 9:29pm.

Mayor David Slater

ATTEST: _____
Georgia Fox, City Clerk