



City of Pleasant Valley Missouri
Meeting of the Board of Aldermen
August 3, 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, August 3, 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 Elizabeth Everley, Alderwoman Linda Jacoby, Alderwoman Mary Langner, Alderwoman Robin Martin, Alderwoman Ruth Mesimer, Alderman Tom Moss and Alderman Rick Scarborough. Absent: None.

Others Present:

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

Guests/Public present: Mike Doninni.

Consent Agenda: Alderwoman Jacoby moved to approve the consent agenda, pending the addition of vote on the Board President and Mayor Slater’s disclosure that he is being considered for the Executive Director position at the CCEDC. Alderman Scarborough seconded the motion. The vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – aye, Moss – aye and Scarborough – aye. Motion passed 8 ayes, 0 nays.

City Attorney and other Professional Service Providers: No one was scheduled to address the Board.

Public Comments: Mr. Donnini, Brenda Lane, was present to discuss the status of the Fulton storm water project. The Fulton storm water project was put on hold partially due to the cost of the project, by comparison to other projects, and partially due to the ongoing discussion of whether the project should be done with curb, gutter and sidewalk or storm water only. The City Clerk provided an updated estimate to the Board and Mr. Donnini for the Fulton Road storm water improvements only.

as of 8/3/2020

Fulton Storm Water only	\$ 328,938
Engineering	\$ 35,000
Project Total	\$ 363,938
Current Balance in Storm Water Account	\$ 557,757
Project out for bid right now (5 storm water projects)	\$ 227,620
Force Account	\$ 30,000
Engineering	\$ 6,500
Balance after above project	\$ 293,637
Current Balance in Capital Improvements Account	\$ 57,162
August estimated Capital Improvements Sales Tax	\$ 13,500
Total Capital Improvements Balance 8/31/20	\$ 70,662
Total available funds	\$ 364,299
Total Project	\$ 363,938
Projected Balance, Storm Water and Capital Improvements combined	\$ 361



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Mr. Donnini asked what the Board was going to do. He said they (*Fulton area residents*) have been waiting 5 years for the City to do the storm water on Fulton. He asked if the 5 other storm water projects recently approved have been waiting as long as Fulton. Alderman Crawford said that previous discussions have included the curb, gutter and sidewalks. Alderman Crawford said that given the current financial situation with the pandemic, the City could only move forward with the storm water improvements, without curb, gutter and sidewalks. Mr. Donnini said that they would be satisfied with that and suggested the work be done in phases, with the storm water being the first phase and other improvements being done at a later time when the City could afford it. Director Cronk addressed the question about the other 5 projects. He said that 3 of the 5 have been on the list longer than Fulton and all 5 of the projects are priority because each either has the potential to flood homes or is undermining the road condition in a way that could cause the street to collapse. Neither of these conditions applies to Fulton Road. These factors are things that the City Engineer and Public Works Director consider when ranking projects. Mayor Slater asked Director Cronk what the additional cost would be to do the Fulton Road improvements in 2 phases instead of 1. Director Cronk said that it would double the cost related to bidding because the project is being bid twice instead of once but he could not provide an estimate without consulting the City Engineer. Alderman Crawford said that prior to the issue of the other improvements coming up; the City was prepared to take care of the storm water improvement on Fulton. Alderman Crawford asked Director Cronk how long it would take, if approved, for the Fulton storm water to be ready for bid. Director Cronk said about 2 months. Director Cronk also expressed concerns over using all the storm water funds without leaving some money for emergencies. He added that currently there are 4 or 5 other tubes that have deteriorated and have the potential to fail in the near future. Alderwoman Everley expressed some concerns about depleting the storm water funds so that there is no money for emergencies. Alderman Crawford said that while the City is not in bad financial shape, the next budget will not look like 2019 due to revenue losses related to the pandemic and economic conditions. After further discussion, Alderman Crawford moved to proceed with the storm water improvements on Fulton Road, and direct AGC Engineer's to prepare the project for bid. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – aye, Everley – nay, Jacoby – aye, Langner – nay, Martin – nay, Mesimer – nay, Moss – nay and Scarborough – nay. Motion failed 2 ayes, 6 nays.

Lynden Heflin, Pleasant Valley Road, submitted a written statement to the Board. The statement read “My property has been compromised. My property has not been repaired.” The City Clerk told the Board that she spoke with Mr. Heflin last week and he stated that his lawn/yard was damaged by the sewer repair. The sewer repair Mr. Heflin referred to was done a couple of years ago. Around 2/4/2019 Mr. Heflin signed an agreement with the City to accept \$2,700.00 as full compensation for the repairs to his lawn/yard with the understanding that he could not make future claims against the City for the same situation. Mayor Slater directed the City Clerk to send a copy of the agreement to Mr. Heflin, along with a letter explaining that he had already been compensated for the issue.

Mayor's Comments: Mayor Slater nominated Austin Johnson to the Planning and Zoning Commission for a 2 year term. Alderman Scarborough moved to approve the nomination. Alderwoman Langner seconded the motion. The vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – nay, Moss – aye and Scarborough – aye. Motion passed 7 ayes, 1 nay.

Mayor Slater said that Bob Biggs had contacted him several times regarding storm water on Fulton. He suggested that the aldermen from Ward 2 contact Mr. Biggs. He gave them Mr. Biggs' phone number and address so that they could follow up with him.



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Aldermen Comments: Alderwoman Langner reported that the next Park Board meeting would be on September 21st due to Labor Day. She also provided the Board with a quote from Jayhawk Plastics to purchase trash receptacles for Valley Park in the amount of \$1,020.00. Alderwoman Langner moved to approve the expenditure. Alderman Crawford seconded the motion. The Board began to discuss what account this amount would come from, park or general. The current balance in the Park Account is \$881.73. Alderman Crawford said that he would talk to the UAW to see if they would provide the City a grant to purchase the equipment. The motion was amended to approve the expenditure from the City's General Fund if the City does not receive the grant. The vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – aye, Moss – aye and Scarborough – aye. Motion passed 8 ayes, 0 nays.

Advisory Committees / Department Reports:

City Clerk: City Clerk Georgia Fox provided the Board with a written report. The report provided the following summaries:

- Status on issues with remote connection for employees working from home. Spectrum will upgrade city hall's internet from 25 mbps download, 3 mbps upload to 1 Gbps download, 35 mbps upload on August 11th. The additional cost is \$97.07 per month. This upgrade did not require a change to the term of the contract. It is still on a month to month basis. The Board can review the change this fall when preparing the 2021 budget and decide if they want to keep the service as is. By then we should know if this resolves the problems with remote connections.
- Incode Software – Currently the City Clerk is working with Tyler Technology on the Chart of Accounts for the new software.
- Laptops for BOA – All laptops have been set up and distributed. The City Clerk will make arrangements for individual training as time allows.
- City website – We continue to experience problems with the City's website. The Finance Chair and City Clerk are considering replacement options and will make recommendations to the Board in the future.
- Legislation – Conceal and open carry of firearms update to code and the peddler's permit regulations related to the pandemic are on the agenda and in the council packet.
- Administration office – The City Clerk provided the schedule of administration personnel.
- Conditional Use Permit Application – Notice to property owners has been sent regarding the Planning and Zoning Commission meeting on August 20, 2020 at 7:00pm.

On a related note, the City Clerk said that the conditional use permit application will require a special session of the Board of Aldermen in order to consider it before the deadline of the existing permit. She also reported that, due to the timing of the second meeting in August each year, and the notice required (7 days), and when valuation information is received from the county, that a special session is usually required to set the tax levy. These two subjects can be combined into one meeting. Alderwoman Mesimer moved to hold the special session of the Board of Aldermen on August 27, 2020 at 7pm. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – aye, Moss – aye and Scarborough – aye. Motion passed 8 ayes, 0 nays.

Public Works Department: Director Chris Cronk provided the Board with the color samples for paint in the lobby, chosen by Alderwoman Jacoby. The lobby will be painted by Belfor to repair damage from a recent spraying for decontamination. (See minutes from 7/20) Alderman Scarborough moved to approve the choice. Alderman Crawford seconded the motion. The vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – aye, Moss – aye and Scarborough – aye. Motion passed 8 ayes, 0 nays.



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Director Cronk provided the Board with storm water bid tabulations and the recommendation of the City Engineer regarding bid award. Alderman Scarborough moved to award the project to Blue Nile Contractors Inc., in the amount of \$227,620.22, pending successful reference checks, with a force account of \$25,000 and a testing amount of \$5,000. Alderman Crawford seconded the motion. The vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – aye, Moss – aye and Scarborough – aye. Motion passed 8 ayes, 0 nays.

Director Cronk reported that the bulky item pickup has been scheduled for Saturday, October 10th. He will run ads in the flyer to let residents know.

Alderman Moss said he had been working with Coulston Construction regarding obtaining information on a house for sale in his ward. He said that Mr. Coulston spoke highly of Director Cronk from when he has contacted him in the past. Alderman Moss wanted to share with the Board what a good job Director Cronk does and thank Director Cronk for his efforts.

Fire Department: Fire Chief Robert Stinson said he did not have anything new to report.

Alderman Crawford asked Chief Stinson if he had gotten the information from his task force to determine the needs and specifications for a new ambulance. Chief Stinson said he would contact Alderman Crawford tomorrow with the information.

Mayor Slater asked Chief Stinson to respond to his email regarding information about a couple of employees who were due for their 5 year service award so that he could get the letters completed.

Alderwoman Langner asked about the status of the nursing home. Chief Stinson said that they no longer have active cases but EMS is still treating every call, from every location, as though they do have Covid-19 positive cases.

The City Clerk asked Chief Stinson if the Motorola invoice matter had been resolved between him and Chief Abraham before the meeting. Chief Stinson said yes, he did not know anything about why we received an invoice.

Police Department: Chief Gordon Abraham reported that the F-150 pickup had been delivered on Friday.

Chief Abraham reported that his department had conducted a traffic survey on Linda Lane, due to a complaint received requesting the City install speed bumps on the street. His department did 25 hours of traffic enforcement on the street. During that time they wrote zero tickets and warnings. The highest speed they clocked was 32 miles per hour. Chief Abraham does not recommend the installation of speed bumps based on the findings of the study.

Chief Abraham requested approval to purchase an Ethernet transfer station for the body cameras. The cost of the equipment is \$1,440. He said, with the refund from WatchGuard from the microphones on the in-car video of \$450 per unit, for a total of \$1,800, the total cost for the transfer station to the City would be \$390 (*There is currently a balance of \$750 for training*). Alderman Scarborough moved to approve the expenditure. Alderman Moss seconded the motion. The vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – aye, Moss – aye, Scarborough – aye. Motion passed 8 ayes, 0 nays.

Chief Abraham provided the Board with suggested language for city code regarding “Prohibition for Maintaining a Disorderly House” and “Telephone 911 Emergency Lines – Nonemergency Calls Prohibited”. The sections were taken from Independence City Code (*Home Rule classification*). After some discussion, Alderman Scarborough asked the Chief to forward the Disorderly House section to City Attorney Tom Capps for review. Alderman Scarborough questioned if a 4th class city had the authority to adopt such code.

Personnel Committee: Alderwoman Jacoby, Personnel Chair, moved to accept the resignation of Brett Lockard, Fire Fighter / EMT, effective 8/3/2020. Alderwoman Mesimer seconded the motion. The



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vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – aye, Moss – aye, Scarborough – aye. Motion passed 8 ayes, 0 nays.

Alderman Jacoby moved to approve the annual rate adjustment for Megan Heryford, Part Time Court Clerk, to step 4, \$13.66 per hour, effective 8/9/2020. Alderman Mesimer seconded the motion. The vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – aye, Moss – aye, Scarborough – aye. Motion passed 8 ayes, 0 nays.

Alderman Jacoby moved to approve the annual rate adjustment for Liam Hedrick, Fire Fighter / EMT, to step 2, \$10.82 per hour, effective 7/26/2020. Alderman Mesimer seconded the motion. The vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – aye, Moss – aye, Scarborough – aye. Motion passed 8 ayes, 0 nays.

Alderman Jacoby moved to approve the annual rate adjustment for Amos Kerbs, Fire Fighter / Paramedic, to step 6, \$14.49 per hour, effective 7/26/2020. Alderman Mesimer seconded the motion. The vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – aye, Moss – aye, Scarborough – aye. Motion passed 8 ayes, 0 nays.

Alderman Jacoby moved to approve the annual rate adjustment for Kyle Kennedy, Fire Fighter / Paramedic, to step 4, \$13.66 per hour, effective 7/26/2020. Alderman Mesimer seconded the motion. The vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – aye, Moss – aye, Scarborough – aye. Motion passed 8 ayes, 0 nays.

Alderman Jacoby moved to approve the annual rate adjustment for Ian McKay, Fire Fighter / EMT, to step 3, \$11.14 per hour, effective 7/26/2020. Alderman Mesimer seconded the motion. The vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – aye, Moss – aye, Scarborough – aye. Motion passed 8 ayes, 0 nays.

Finance Committee: Alderman Crawford, Finance Chair, reviewed the 4th quarter report for FY 2019 with the Board. He also discussed the drop in sales tax in the last few months. A drop in sales tax hits the capital improvements fund particularly hard since that is it's only source of revenue. He told department heads to start planning for necessary expenses sooner rather than later. He asked that by September they have proposals ready for any CARES related items.

Alderman Crawford recommended, based on advice of T.J. Berry, Executive Director of Clay County EDC, to reduce the amount of grants to businesses from \$150,000 to \$100,000. CCEDC's experience in these matters suggests that Pleasant Valley would not have enough businesses to need \$150,000. Alderman Crawford moved to change the amount budgeted for CARES Act grants to businesses to \$100,000. Alderman Moss seconded the motion. The vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – aye, Moss – aye, Scarborough – aye. Motion passed 8 ayes, 0 nays. The council bill approving and agreement with the CCEDC to administer the grant was taken up later in the meeting.

Old Business: Alderman Mesimer asked if anything was being done regarding the condition of the property at the corner of Pleasant Valley Road and North Elm. Chief Abraham said that citations have been issued.

New Business: No new business was discussed.

Consideration of Ordinances and Resolutions:

Resolution 2020-0803-01, "A Resolution for additional temporary regulation of door-to-door solicitor's interactions during the Coronavirus Pandemic" was read by title only by the City Clerk. Alderman Jacoby moved to approve the Resolution. Alderman Mesimer seconded the motion. The vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – aye, Moss – aye, Scarborough – aye. Motion passed 8 ayes, 0 nays.



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Council Bill 3384, “An Ordinance approving a Memorandum of Understanding by and between the New Liberty Hospital District and the City of Pleasant Valley, Missouri” was read by title only by the City Clerk. The bill authorizes a payment of \$8,000 of City CARES Act distribution funds to Liberty Hospital. 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, Everley – nay, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – nay, Moss – nay, Scarborough – nay. There being a tie, with 4 ayes and 4 nays, the Mayor voted to approve the council bill. Motion passed.

Council Bill 3384, “An Ordinance approving a Memorandum of Understanding by and between the New Liberty Hospital District and the City of Pleasant Valley, Missouri” was read by title only by the City Clerk. The bill authorizes a payment of \$8,000 of City CARES Act distribution funds to Liberty Hospital. Alderman Crawford moved to approve the council bill, on second reading, as **Ordinance 3383**. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – aye, Everley – nay, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – nay, Moss – nay, Scarborough – nay. There being a tie, with 4 ayes and 4 nays, the Mayor voted to approve the council bill. Motion passed.

Council Bill 3385, “An Ordinance approving a Memorandum of Understanding by and between the Clay County Economic Development Council and 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 Crawford seconded the motion. The vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – aye, Moss – aye, Scarborough – aye. Motion passed 8 ayes, 0 nays.

Council Bill 3385, “An Ordinance approving a Memorandum of Understanding by and between the Clay County Economic Development Council and the City of Pleasant Valley, Missouri” was read by title only by the City Clerk. Alderman Crawford moved to approve the council bill, on second reading, as **Ordinance 3384**. Alderwoman Jacoby seconded the motion. The vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – aye, Moss – aye, Scarborough – aye. Motion passed 8 ayes, 0 nays.

Council Bill 3386, “An Ordinance of the City of Pleasant Valley, Missouri, amending various Sections of Title II, Public Safety, Health and Welfare, Chapter 210, Offenses, Article VI, Offenses Concerning Weapons and Firearms, of the City of Pleasant Valley Municipal Code” was postponed pending legal review by the City Attorney.

Adjournment: There being no further business, Alderman Scarborough moved to adjourn. Alderman Crawford seconded the motion. The vote was as follows: Crawford – aye, Everley – aye, Jacoby – aye, Langner – aye, Martin – aye, Mesimer – aye, Moss – aye, Scarborough – aye. Motion passed 8 ayes, 0 nays. Meeting adjourned 9:00pm.

Mayor David Slater

ATTEST: _____
Georgia Fox, City Clerk