



**CITY OF GRAIN VALLEY**  
**BOARD OF ALDERMEN MEETING MINUTES**  
 Regular Session

**04/09/2018**  
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**ITEM I: CALL TO ORDER**

- The Board of Aldermen of the City of Grain Valley, Missouri, met in Regular Session on April 09, 2018 at 7:01 p.m. in the Council Chambers located at Grain Valley City Hall
- The meeting was called to order by Mayor Mike Todd

**ITEM II: ROLL CALL**

- City Clerk Theresa Osenbaugh called roll
- *Present: Arnold, Bamman, Coleman, Headley, Totton, West*
- *Absent:*

**-QUORUM PRESENT-**

**ITEM III: INVOCATION**

- Invocation was given by Jason Williams

**ITEM IV: PLEDGE OF ALLEGIANCE**

- The Pledge of Allegiance was led by Alderman Nancy Totton

**ITEM V: APPROVAL OF AGENDA**

- No changes were made

**ITEM VI: PROCLAMATIONS**

- None

**ITEM VII: CITIZEN PARTICIPATION**

- None

**ITEM VIII: CONSENT AGENDA**

- ~~March 06, 2018 – Park Board Minutes~~
- ~~March 26, 2018 – Board of Aldermen Regular Meeting Minutes~~
- ~~March, 2018 – Court Report~~
- ~~April 09, 2018 - Accounts Payable~~
- *Alderman West made a Motion to Approve Consent Agenda*
- *The Motion was Seconded by Alderman Arnold*
  - No Discussion

**ELECTED OFFICIALS PRESENT**  
 Mayor Mike Todd  
 Alderman Dale Arnold  
 Alderman Chris Bamman  
 Alderman Jeff Coleman  
 Alderman Bob Headley  
 Alderman Nancy Totton  
 Alderman Yolanda West

**ELECTED OFFICIALS ABSENT**

**STAFF OFFICIALS PRESENT**  
 City Attorney Jim Cook  
 City Administrator Ryan Hunt  
 Assistant City Administrator Ken Murphy  
 City Clerk Theresa Osenbaugh  
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- *Motion to Approve Consent Agenda was voted on with the following voice vote:*
  - *Aye: Arnold, Bamman, Coleman, Headley, Totton, West*
  - *Nay: None*
  - *Abstain: None*

**-MOTION APPROVED: 6-0-**

**ITEM IX: PREVIOUS BUSINESS**

- Charley’s Roadhouse Discussion
  - Memos were provided for the Board of Aldermen from Chief Starbuck and Mr. Arroyo regarding police calls and code violations; outcome of tonight’s meeting will direct if the Board would like Charley’s Roadhouse representatives to come for a hearing or if the process will continue only through the citation channels available
  - Chief Starbuck reviewed the memo outlining the times and types of calls received by the Police Department; Alderman Coleman asked why charges routinely were dismissed by the Court; Chief Starbuck cannot speak to the dismissal as he is not present at the Court proceedings; City Attorney Jim Cook does not recall the charges being dismissed and asked for information about upcoming citations; Alderman Arnold asked for more information regarding the time period between citations; citizens shared they stopped filing complaints when they felt no progress was being made
  - Autumn Chambers and Rose McLaughlin, Grain Valley residents, passed out photos, including photos with nudity, posted on Charley’s Roadhouse Facebook page; residents shared concerns regarding noise and safety concerns as they felt they were being intimidated
  - Alderman Totton shared that she has seen the establishment support charitable events; residents were aware of these issues but didn’t feel they were respectful of residents of Grain Valley; Alderman Totton felt the bar was there before many of the houses and that should be considered
  - Alderman Bamman asked if anyone from Charley’s Roadhouse was present tonight; the purpose of the discussion tonight is to review the executive summary and decide if a public hearing or revocation hearing is needed; Alderman Bamman would like to have a hearing; City Clerk Osenbaugh read from the

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Municipal Code which stated that licensees shall be given no less than 10 days notice to appear before the Board of Aldermen; a motion from the Board to notify Charley’s to appear will be needed

- Mayor Todd thought the establishment has hired legal representation and a public hearing was a consideration; Alderman Headley asked if there were consequences if representatives do not show for a public hearing; no consequences would be given; Alderman Bamman asked what would be the precedent for taking a less formal route than going through the formal revocation process; advantage is to figure out the facts and see how strong of a case is present but if the ordinance violations continue they will need to be seen in Municipal Court and in front of the Board of Aldermen; there is no reason not to move forward with the administrative hearing
- Mayor Todd asked for clarification about the conflict of interest; Alderman West may have a conflict; Mr. Cook shared that Alderman West can abstain from the vote if she feels a conflict might be perceived but this doesn’t mean that this is a legal conflict of interest
- Alderman Bamman would be fine with moving to the formal process; Mr. Hunt would like it to occur outside of the next Board meeting as new officials are being sworn in; staff will reach out to everyone to find out what dates will work best

- *Alderman Bamman made a Motion to set an administrative hearing before the Board of Aldermen regarding revocation or suspension of the liquor license for Charley’s Roadhouse at a date to be determined by the Board of Aldermen*
- *The Motion was Seconded by Alderman Headley*
  - No Discussion
- *Motion to Approve Consent Agenda was voted on with the following voice vote:*
  - *Aye: Arnold, Bamman, Coleman, Headley, Totton, West*
  - *Nay: None*
  - *Abstain: None*

**-MOTION APPROVED: 6-0-**

- Alderman Bamman asked when comparing these statistics to Whiskey Tango what the differences seen are; Whiskey Tango numbers are higher due to volume

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of business; Mr. Hunt shared that differences are also police citations issued versus signed complaints by residents

- Alderman Bamman questioned why past occurrences have not been prosecuted and wondered if a standard was set that made the establishment feel like the occurrences were “ok”; Mr. Cook shared that dismissals are from witnesses dismissal or the prosecutor dismissed it and a judge will issue a “not-guilty” finding
- Alderman Arnold is concerned about the public display of genitalia and children accessing these photos

**ITEM X: NEW BUSINESS**

- Fireworks Permit Applications
  - Ben Stowe, representing the Grain Valley Band Parent Association, requested approval of their 2018 Application for Permit to Sell Fireworks
    - City Clerk, Theresa Osenbaugh, confirmed that the application has been received and is complete
- *Alderman Bamman made a Motion to Approve Grain Valley Band Parent Association’s Application for Permit to Sell Fireworks.*
- *The Motion was Seconded by Alderman Coleman*
  - *Alderman Totton asked when firework sales will begin; shortly before the 4<sup>th</sup> of July and the day after; fireworks are permitted to be discharged at certain days of the year per ordinance*
- *Motion to Approve Grain Valley Band Parent Association’s Application for Permit to Sell Fireworks was voted on with the following voice vote:*
- *Aye: Arnold, Bamman, Coleman, Headley, Totton, West*
- *Nay: None*
- *Abstain: None*

**-MOTION APPROVED: 6-0-**

- Tasha Lindsey, representing the Grain Valley Partnership, requested approval of their 2018 Application for Permit to Sell Fireworks
  - City Clerk, Theresa Osenbaugh, confirmed that the application has been received and is complete
  - The partnership will be working in conjunction with the Boy Scouts

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- *Alderman Coleman made a Motion to Approve Grain Valley Band Parent Association's Application for Permit to Sell Fireworks*
- *The Motion was Seconded by Alderman West*
- *Motion to Approve Grain Valley Partnership's Application for Permit to Sell Fireworks was voted on with the following voice vote:*
- *Aye: Arnold, Bamman, Coleman, Headley, Totton, West*
- *Nay: None*
- *Abstain: None*

**-MOTION APPROVED: 6-0-**

**ITEM XI: PRESENTATIONS**

- 2018-2019 Benefits Rates Presentation
  - Ms. Khalilah Holland, Executive Administrative Assistant, passed out and reviewed the rates from Midwest Public Risk for insurance costs for 2018-2019; overall increase for MPR health insurance was 9.6%; City increases will be at or below overall increase; Board had budgeted a 5% increase for 2018 and rates are above that, however, open positions have allowed the City to stay on track for the budget due to lower expenditures to this point
  - Alderman Headley asked if there were any changes to the plans; plans will remain the same
  - Mr. Hunt reminded the Board that in the past the goal was to get the dependent amount of paid coverage up to approximately 75%; no increase to that coverage is being currently recommended as an RFP has been put out for comprehensive benefit and fringe study and any changes in the City's portion could take place on January after that study is completed
- Grain Valley Reemployment Assistance Program
  - With the impact of the Grain Valley Market closing, a plan to help employees was brought forward; Mr. Hunt presented an overall program to help businesses in Grain Valley who have experienced a closure or significant layoff; City could serve as a central source to residents for connection to resources already in place including unemployment compensation, Grain Valley Assistance Council, local resources, etc.; metrics will need to be set by the Board of Aldermen for moving forward
  - Mr. Hunt reviewed businesses within the City Limits; 27 businesses have 20 employees or more; Board of Aldermen will need to set the direction for how many employees a business should have in order to qualify for the program; program would go into effect when employees lose their job; utility billing deferment isn't costing the City money as it is just extending the time to pay a bill

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Alderman Jeff Coleman		City Clerk Theresa Osenbaugh
Alderman Bob Headley		Community Development Director Rick Arroyo
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and offering of a payment plan; Mr. Hunt asked if there was interest in the program and the Board confirmed

- Mr. Hunt asked for the Board to set the minimum number of employees that this program should be tied too, starting the discussion at 20 or more employees; Alderman Coleman asked about businesses with less than 20 employees; over 270 businesses are within the City limits but majority are smaller; some business have a hub in Grain Valley but not all employees are located in Grain Valley
- Alderman Headley asked if businesses with 20-75 employees could be looked at as business with corporate backing might have more resources available for employees who are laid off; 21 employers would be eligible in this range
- Tonight provides framework to come back with presentation for approval at a future meeting; utility billing deferment would be for full time employee or a part time employee with a single source of income; utility billing account would go into deferment for 90 days-all charges would be incurred but they would not be required to pay or have late fees assessed on amount; 20% overall discount would be given and a 6 month repayment plan would be set up
- Owner of current business which has closed has been reached and a roster of employees has been received; City has requested they provide information to their employees as well; Missouri Workforce Development will be utilized; workstation can be set up at City Hall or a partner station at the library; Grain Valley School District has offered to provide workshops
- Alderman West asked for details about the staff who will work with employees and coordinate the program; other organizations will be assisting with resume help and classes, etc.
- Alderman Headley thanked the team for putting these ideas together
- Mayor has asked how many have reached out for the program; no one has reached out yet

**ITEM XII: PUBLIC HEARING**

- None

**ITEM XIII: ORDINANCES**

**Bill No. B18-04:** An Ordinance Changing the Zoning for Certain Land in Grain Valley from Agricultural to R-1 Single Family

- City Attorney Jim Cook read **Bill No. B18-04** for its second reading by title only

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Mayor Mike Todd		City Attorney Jim Cook
Alderman Dale Arnold		City Administrator Ryan Hunt
Alderman Chris Bamman		Assistant City Administrator Ken Murphy
Alderman Jeff Coleman		City Clerk Theresa Osenbaugh
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- *Alderman Arnold moved to accept first reading of **Bill No. B18-04** making it Ordinance #2432*
- *The Motion was Seconded by Alderman Coleman*
  - None
- *Bill No. B18-04 was voted upon with the following roll call vote:*
  - *Aye: Arnold, Bamman, Coleman, Headley, Totton, West*
  - *Nay: None*
  - *Abstain: None*

**-BILL NO. B18-04 BECAME ORDINANCE #2432: 6-0-**

**Bill No. B18-05:** An Ordinance Amending Chapter 242 of the Code of Ordinances of the City of Grain Valley, Missouri, Pertaining to Background and Records Checks for Coaches and Volunteers of Youth Recreational Programs

- City Attorney Jim Cook read **Bill No. B18-05** for its second reading by title only
- *Alderman Headley moved to accept first reading of **Bill No. B18-05** making it Ordinance #2433*
- *The Motion was Seconded by Alderman Bamman*
  - None
- *Bill No. B18-05 was voted upon with the following roll call vote:*
  - *Aye: Arnold, Bamman, Coleman, Headley, Totton, West*
  - *Nay: None*
  - *Abstain: None*

**-BILL NO. B18-05 BECAME ORDINANCE #2433: 6-0-**

**ITEM XIV: RESOLUTIONS**

**Resolution No. R18-17:** A Resolution by the Board of Aldermen of the City of Grain Valley Authorizing the City Administrator to Purchase a Volvo L60H Wheel Loader

- City Attorney Jim Cook read **Resolution No. R18-17** by title only
- *Alderman Totton moved to accept Resolution No. R18-17 as read*
- *The Motion was Seconded by Alderman Coleman*
  - Wheel Loader is in the budget; previous piece of equipment is locked out due to an accident that injured an employee; this is the equipment that was preferred

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 Alderman Jeff Coleman  
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after demos were completed

- Alderman Coleman asked how the price related to the budget; budgeted at \$130,000 and this came in at \$115,000 after trade-in
- Mayor Todd asked how this price compared with the price of other models demoed; this was one of the lower priced models but believed it performed better than some of the higher end machines
- Alderman Headley asked about the warranty; 4,500 hour warranty
- *Resolution No. R18-17 was voted upon with the following voice vote:*
  - *Aye: Arnold, Bamman, Coleman, Headley, Totton, West*
  - *Nay: None*
  - *Abstain: None*

**-Resolution No. R18-17 Approved: 6-0-**

**Resolution No. R18-18:** A Resolution Authorizing the Offering for Sale of General Obligation Refunding Bonds for the Benefit of the City of Grain Valley, Missouri

- City Attorney Jim Cook read **Resolution No. R18-18** by title only
- *Alderman West moved to accept Resolution No. R18-18 as read*
- *The Motion was Seconded by Alderman Bamman*
  - Each year the City looks at opportunities to refinance bonds; this year 2008A Series was up for refinancing; \$200,000 in savings with a lower interest after the cost of reissuance; resolution permits the company to offer bonds for refinancing; when a bid is selected an Ordinance will be presented for authorization of the sale
  - Alderman Coleman asked if this has been discussed before; this is the first time the Board has seen this issue; staff monitor when it seems favorable to refinance; bonds have to reach a certain point of maturity before they can be refinanced
  - Alderman Coleman confirmed these bonds are in place and asked how long we have had these bonds; bonds have been present for 10 years; Alderman West asked when they mature; bonds mature in 2028
- *Resolution No. R18-18 was voted upon with the following voice vote:*
  - *Aye: Arnold, Coleman, Bamman, Headley, Totton, West*
  - *Nay: None*
  - *Abstain: None*

**-Resolution No. R18-18 Approved: 6-0-**

**ITEM XV: CITY ATTORNEY REPORT**

- None

ELECTED OFFICIALS PRESENT	ELECTED OFFICIALS ABSENT	STAFF OFFICIALS PRESENT
Mayor Mike Todd		City Attorney Jim Cook
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**ITEM XVI: CITY ADMINISTRATOR & STAFF REPORTS**

- City Administrator Ryan Hunt
  - None
- Assistant City Administrator Ken Murphy
  - Close to finalizing a program with OATS for senior transportation and may be ready to begin in May; tentatively looking at two days a week for about 6 hours a day
- Community Development Director Rick Arroyo
  - Jackson County Yard Waste Facility was scheduled to be opened last weekend but due to the weather this was delayed to this weekend
- Finance Director Cathy Bowden
  - None
- City Clerk Theresa Osenbaugh
  - None
- Chief David Starbuck
  - None
- Parks and Recreation Director Shannon Davies
  - None

**ITEM XVII: BOARD OF ALDERMEN REPORTS & COMMENTS**

- Alderman Dale Arnold
  - Thanked citizens and Board of Aldermen; shared it has been an honor to serve and wishes all the best in the future
- Alderman Bob Headley
  - None
- Alderman Nancy Totton
  - Thanked Grain Valley High School baseball team for helping with recycling
- Alderman Yolanda West
  - Thanked Alderman Arnold for his service to the Board of Aldermen
- Alderman Chris Bamman
  - Wished Alderman Arnold the best in his future endeavors and thanked him for his service
  - School Board's bond issue passed in the general election last week; plans and permits should be coming
- Alderman Jeff Coleman
  - Congratulated the City on success at the senior luncheons; attendance has grown and Ms. Nadeau is doing a wonderful job

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- Thanked Alderman Arnold for his service to the City
- School Board liaison from the Board of Aldermen will need to be replaced as Alderman Bamman has stepped off the School Board after nine years of service

**ITEM XVIII: MAYOR REPORT**

- 2018 Business of the Year was presented to the City of Grain Valley by the Grain Valley Partnership
- Will be posting on social media tomorrow that he will be leaving the group social media sites like Residents of Grain Valley and he will respond on his Mayor of Grain Valley page and the City’s Facebooks Page; will be encouraging residents to like those pages and if questions arise to follow the proper channels; ultimately Mayor Todd would like to see all elected officials not engage on these pages and encourage residents to communicate through the proper channels; Ms. Nadeau is drafting a social media policy for the City and this can be formalized in this policy

**ITEM XIX: EXECUTIVE SESSION**

- None

**ITEM XX: ADJOURNMENT**

- The meeting adjourned at 8:21 P.M.

Minutes submitted by:

\_\_\_\_\_  
 Theresa Osenbaugh  
*City Clerk*

\_\_\_\_\_  
 Date

Minutes approved by:

\_\_\_\_\_  
 Mike Todd  
*Mayor*

\_\_\_\_\_  
 Date

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