



CITY OF GRAIN VALLEY
BOARD OF ALDERMEN MEETING MINUTES
Regular Session

10/28/2019
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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 October 28, 2019 at 7:00 p.m. in the Council Chambers located at Grain Valley City Hall
- The meeting was called to order by Mayor Todd

ITEM II: ROLL CALL

- City Clerk Jamie Logan called roll
- *Present: Bass, Cleaver, Headley, Stratton, Totton, West*
- *Absent:*

-QUORUM PRESENT-

ITEM III: INVOCATION

- Invocation was given by Pastor Chris Allen of Valley Baptist Church

ITEM IV: PLEDGE OF ALLEGIANCE

- The Pledge of Allegiance was led by Alderman Headley

ITEM V: APPROVAL OF AGENDA

- No Change

ITEM VI: PROCLAMATIONS

- None

ITEM VII: CITIZEN PARTICIPATION

- None

ITEM VIII: CONSENT AGENDA

- October 3, 2019 – Board of Aldermen Regular Meeting Minutes
- October 14, 2019 – Board of Aldermen Regular Meeting Minutes
- October 17, 2019- Budget Workshop Meeting Minutes
- October 28, 2019 – Accounts Payable
- *Alderman West made a Motion to Approve the Consent Agenda*
- *The Motion was Seconded by Alderman Totton*
 - No Discussion
- *Motion to Approve the Consent Agenda was voted on with the following voice vote:*
 - *Aye: Bass, Cleaver, Headley, Stratton, Totton, West*

ELECTED OFFICIALS PRESENT

Mayor Mike Todd
Alderman Shea Bass
Alderman Tom Cleaver
Alderman Bob Headley
Alderman Jayci Stratton
Alderman Nancy Totton
Alderman Yolanda West

ELECTED OFFICIALS ABSENT

STAFF OFFICIALS PRESENT

Acting City Administrator Ken Murphy
Assistant City Administrator Theresa Osenbaugh
Finance Director Steven Craig
Chief James Beale
Parks and Recreation Director Shannon Davies
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- *Nay: None*
- *Abstain: None*

-MOTION APPROVED: 6-0-

ITEM IX: PREVIOUS BUSINESS

- None

ITEM X: NEW BUSINESS

- None

ITEM XI: PRESENTATIONS

- None

ITEM XII: PUBLIC HEARING

- None

ITEM XIII: ORDINANCES

Bill No. B19-27: An Ordinance Amending Chapter 400, Zoning Regulations, of the Code of Ordinances to Include New Sections Regarding the Planning & Zoning Commission and that Section 400.360 be Amended to Address the Appointment of Members of the Board of Adjustment

- *Alderman Headley motioned to bring up Bill No. B19-27 for a second reading*
- *The Motion was Seconded by Alderman Totton*
- *Motion to bring up Bill No. B19-27 for a second reading was voted upon with the following voice vote:*
 - *Aye: Bass, Cleaver, Headley, Stratton, Totton, West*
 - *Nay: None*
 - *Abstain: None*

-Motion Approved: 6-0-

Bill No. B19-27 was read by City Attorney Joe Lauber

Bill No. B19-27: An Ordinance Amending Chapter 400, Zoning Regulations, of the Code of Ordinances to Include New Sections Regarding the Planning & Zoning Commission and that Section 400.360 be Amended to Address the Appointment of Members of the Board of Adjustment

ELECTED OFFICIALS PRESENT

Mayor Mike Todd
 Alderman Shea Bass
 Alderman Tom Cleaver
 Alderman Bob Headley
 Alderman Jayci Stratton
 Alderman Nancy Totton
 Alderman Yolanda West

ELECTED OFFICIALS ABSENT

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- *Alderman Headley moved to accept the second reading of Bill No. B19-27 making it ordinance #2479*
- *The Motion was Seconded by Alderman Bass*
 - No Discussion
- *The motion was voted on with the following roll call vote:*
 - *Aye: Bass, Cleaver, Headley, Stratton, Totton, West*
 - *Nay: None*
 - *Abstain:*

-Bill No. B19-27 BECAME ORDINANCE #2479: 6-0-

Bill No. B19-28: An Ordinance Amending Chapter 400, Zoning Regulations, of the Code of Ordinances to Include New Sections Establishing a Process for the Vacation of Right-of-Way and Utility Easements

- *Alderman Headley motioned to bring up Bill No. B19-28 for a second reading*
- *The Motion was Seconded by Alderman West*
- *Motion to bring up Bill No. B19-28 for a second reading was voted upon with the following voice vote:*
 - *Aye: Bass, Cleaver, Headley, Stratton, Totton, West*
 - *Nay: None*
 - *Abstain: None*

-Motion Approved: 6-0-

Bill No. B19-28 was read by City Attorney Joe Lauber

Bill No. B19-28: An Ordinance Amending Chapter 400, Zoning Regulations, of the Code of Ordinances to Include New Sections Establishing a Process for the Vacation of Right-of-Way and Utility Easements

- *Alderman Headley moved to accept the second reading of Bill No. B19-28 making it ordinance #2480*
- *The Motion was Seconded by Alderman Stratton*
 - No Discussion
- *The motion was voted on with the following roll call vote:*
 - *Aye: Bass, Cleaver, Headley, Stratton, Totton, West*
 - *Nay: None*
 - *Abstain:*

ELECTED OFFICIALS PRESENT

Mayor Mike Todd
 Alderman Shea Bass
 Alderman Tom Cleaver
 Alderman Bob Headley
 Alderman Jayci Stratton
 Alderman Nancy Totton
 Alderman Yolanda West

ELECTED OFFICIALS ABSENT

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-Bill No. B19-28 BECAME ORDINANCE #2480: 6-0-

Bill No. B19-29: An Ordinance Amending Section 140.050, Development and Construction Fees to Include a \$250 Application Fee for Vacation of Right-of-Way and Utility Easements

- *Alderman Headley motioned to bring up Bill No. B19-29 for a second reading*
- *The Motion was Seconded by Alderman Cleaver*
- *Motion to bring up Bill No. B19-29 for a second reading was voted upon with the following voice vote:*
 - *Aye: Bass, Cleaver, Headley, Stratton, Totton, West*
 - *Nay: None*
 - *Abstain: None*

-Motion Approved: 6-0-

Bill No. B19-29 was read by City Attorney Joe Lauber

Bill No. B19-29: An Ordinance Amending Section 140.050, Development and Construction Fees to Include a \$250 Application Fee for Vacation of Right-of-Way and Utility Easements

- *Alderman Headley moved to accept the second reading of Bill No. B19-29 making it ordinance #2481*
- *The Motion was Seconded by Alderman Stratton*
 - *No Discussion*
- *The motion was voted on with the following roll call vote:*
 - *Aye: Bass, Cleaver, Headley, Stratton, Totton, West*
 - *Nay: None*
 - *Abstain:*

-Bill No. B19-29 BECAME ORDINANCE #2481: 6-0-

Bill No. B19-30: An Ordinance Calling an Election in the City of Grain Valley, Missouri on April 7, 2020

- *Alderman Headley moved to make the first reading by title only of Bill No. B19-30*
- *The Motion was Seconded by Alderman Stratton*
 - *Calls for general election in April*
- *Motion to make the first reading of Bill No. B19-30 was voted upon with the following voice vote:*

ELECTED OFFICIALS PRESENT

Mayor Mike Todd
 Alderman Shea Bass
 Alderman Tom Cleaver
 Alderman Bob Headley
 Alderman Jayci Stratton
 Alderman Nancy Totton
 Alderman Yolanda West

ELECTED OFFICIALS ABSENT

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- *Aye: Bass, Cleaver, Headley, Stratton, Totton, West*
- *Nay: None*
- *Abstain: None*

-Motion Approved: 6-0-

Bill No. B19-30 was read by City Attorney Joe Lauber

Bill No. B19-30: An Ordinance Calling an Election in the City of Grain Valley, Missouri on April 7, 2020

- *Alderman Headley moved to accept the first reading of Bill No. B19-30 bringing it back for a second reading by title only at the next meeting*
- *The Motion was Seconded by Alderman Stratton*
- *The motion was voted on with the following voice vote:*
 - *Aye: Bass, Cleaver, Headley, Stratton, Totton, West*
 - *Nay: None*
 - *Abstain: None*

-Bill No. B19-30 Approved for a Second Reading: 6-0-

ITEM XIV: RESOLUTIONS

Resolution No. R19-41: A Resolution by the Board of Aldermen of the City of Grain Valley, Missouri Authorizing the City Administrator to Enter Into an Agreement with Oak Grove Animal Clinic

- **Mayor Todd read Resolution No. R19-41** by title only
- *Alderman Headley moved to accept Resolution No. R19-41 as read*
- *The Motion was Seconded by Alderman Totton*
 - *Two additional one year terms could be added on to existing contract; Chief Beale recommended going ahead with one of those one year terms*
- *Resolution No. R19-41 was voted upon with the following voice vote:*
 - *Aye: Bass, Cleaver, Headley, Stratton, Totton, West*
 - *Nay: None*
 - *Abstain: None*

City Attorney Lauber read Resolution R19-41

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 Alderman Bob Headley
 Alderman Jayci Stratton
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 Alderman Yolanda West

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-Resolution No. R19-41 Approved: 6-0-

ITEM XV: CITY ATTORNEY REPORT

- None

ITEM XVI: CITY ADMINISTRATOR & STAFF REPORTS

- Acting City Administrator Ken Murphy
 - Reminded Board that the November 11, 2019 meeting has been cancelled; and November 5th is the next budget meeting at City Hall
- Assistant City Administrator Theresa Osenbaugh
 - Community Campus meeting tomorrow night 6:30; Childcare provided; There is a 20-30 minute presentation then time for visiting each station and an opportunity to ask questions at each station
- Chief James Beale
 - Shred and Drug Take Back Event this past Saturday with 154.5 pounds of drugs taken in and lots of paper; They were busy the whole time
- Finance Director Steven Craig
 - None
- Parks & Recreation Director Shannon Davies
 - Trail or Treat event this past Friday had a great turnout and feel like it was one of the bigger turnouts for the event and most of the parking lots were near full; great team effort by staff, parks, public works, VIPS, police; Recap meeting on Thursday
- Community Development Director Mark Trosen
 - Printed handout
- City Clerk Jamie Logan
 - None

ITEM XVI: BOARD OF ALDERMEN REPORTS & COMMENTS

- Alderman Shea Bass
 - None
- Alderman Tom Cleaver
 - None
- Alderman Bob Headley
 - None

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- Alderman Jayci Stratton
 - None
- Alderman Nancy Totton
 - None
- Alderman Yolanda West
 - None

ITEM XVII: MAYOR REPORT

- Mayor Mike Todd
 - Thanked the VIPs for the busy weekend of Trail or Treat assistance Friday night and Saturday's shred event assistance
 - Mayor shared he's receiving a lot of information regarding Tobacco 21; which would push to raise the legal limit to purchase vaping and tobacco products from 18 to 21 years of age; 50% of Missouri population require the person to be 21 years of age to purchase; Mayor Todd did a Facebook poll and received 150 yes to raise the age and 50-60 people said to leave as is; asked if the board would like more information on this topic; Finance Director Craig shared Oak Grove did this last year; City Attorney Lauber shared 5-7 cities he works with have raised the age already; Alderman Totton asked how much tobacco revenue is being lost; Alderman Headley mentioned he saw in the budget this line has gone down; Alderman Bass asked if age is for purchase and possession; Mayor stated it is purchase only; Finance Director Mr. Craig shared there can be a presentation on this brought to a meeting; Mayor shared we will start with the presentation
 - David Flick, of Terra Technologies, that helped the City with work along the trail; was shot this morning and killed in Overland Park when he got out of his car at his office; no further details are available at this time

ITEM XVIII: EXECUTIVE SESSION

- Mayor stated an executive session was needed for Legal Actions, Causes of Action of Litigation Pursuant to Section 610.021(1), RSMo. 1998, as Amended, Hiring, Firing, Disciplining or Promoting of Employees (personnel issues), Pursuant to Section 610.021(3), RSMo. 1998, as Amended and Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents to a negotiated contract until a contract is executed, or all proposals are rejected, Pursuant to Section 610.021(12), RSMo. 1998, as Amended

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- *Alderman Headley moved to close the Regular Meeting for items related to Legal Actions, Causes of Action of Litigation Pursuant to Section 610.021(1), RSMo. 1998, as Amended and Hiring, Firing, Disciplining or Promoting of Employees (personnel issues), Pursuant to Section 610.021(3), RSMo. 1998, as Amended, and Sealed bids and related documents, until the bids are opened; and sealed proposals and related documents to a negotiated contract until a contract is executed, or all proposals are rejected, Pursuant to Section 610.021(12), RSMo. 1998, as Amended*
- *The motion was seconded by Alderman Stratton*
 - No Discussion
- *The motion was voted on with the following roll call vote:*
 - *Aye: Bass, Cleaver, Headley, Stratton, Totton, West*
 - *Nay: None*
 - *Abstain: None*

-MOTION CARRIED: 6-0-

-THE REGULAR MEETING CLOSED AT 7:22 PM-

- *Alderman Stratton moved to open the Regular Meeting*
- *The motion was seconded by Alderman Headley*
 - No Discussion
- *The motion was voted on with the following roll call vote:*
 - *Aye: Bass, Cleaver, Headley, Stratton, Totton, West*
 - *Nay: None*
 - *Abstain: None*

-MOTION CARRIED: 6-0-

-THE REGULAR MEETING OPENED AT 8:18 PM

- City Attorney Lauber brought up the topic of prayer during legislative meetings; specifically the invocation at our Aldermen meetings; He shared cases in other jurisdictions that have ran into trouble because always a Christian-based prayer; Our city invites the various churches in the city to participate; Prayer is not deemed completely unconstitutional; It does matter how we do this and when we do this; City Attorney suggested to do the prayer before the meeting is called to order so not part of the official meeting as well as to ask clergy to do one as middle of the road as possible
- Of the 38 cities represented by Lauber Municipal Law, only 5-6 do prayers at meetings;

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City Attorney Lauber will provide information on the subject for review to discuss at a later date

- City Attorney Lauber reminded the Aldermen, that as public officials if they have social media pages/websites for themselves and represent a ward, add city photos, city information, etc., to make sure to allow all comments and not pick and choose what to delete or allow as there have been court cases on rights violations as their pages become a public forum and each Alderman can be personally sued

ITEM XIX: ADJOURNMENT

- The meeting adjourned at 8:37 P.M.

Minutes submitted by:

 Jamie Logan
 City Clerk

 Date

Minutes approved by:

 Mike Todd
 Mayor

 Date

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