

Board of Aldermen Meeting Minutes Regular Session

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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 September 23, 2024, at 6:30 p.m. in the Board Chambers located at Grain Valley City Hall
- The meeting was called to order by Mayor Mike Todd

ITEM II: Roll Call

- City Clerk Jamie Logan called roll
- Present: Bray, Cleaver, Knox, Skinner, Sole
- Absent: Mills

-QUORUM PRESENT-

ITEM III: Invocation

Pastor Jason Williams of Valley Community Church provided the invocation

ITEM IV: Pledge of Allegiance

The Pledge of Allegiance was led by Alderman Skinner

ITEM V: Approval of Agenda

No changes

ITEM VI: Proclamations

None

ITEM VII: Public Comment

- Jan Brill; 1035 Ephraim, she thanked Public Works for their patchwork on Ephraim; She isn't sure who to thank, but thanked all involved with the Grain Valley Fair. She shared she ran a democrat booth at the fair with a "Pin the Issue on the Donkey". There were 159 tails and the top 3 issues were: Reproductive rights, women's rights, & education
- Dale Arnold; 31603 Ryan Road; Shared his thoughts on the item on the agenda relating
 to what can be parked in the back yard. He believes there are ordinances covering the
 issues being addressed in this ordinance. He brought up that he has a signed petition of
 those that are opposed to this legislation. He would like to make sure current owners are
 not affected by the passage as it mentions in the ordinance. He provided the signed
 petition copies to the board and the original signatures for the record
- Brian Schowengerdt; 780 SW Ryan Road; he is opposed to B24-17 as well. He feels it is government overreach. He feels this is too limiting and challenges liberty. He believes the ordinance is based on opinions and how people feel about the way things look. He feels there are already ordinances addressing unkept property and feels it could affect the property value if limiting potential uses and could cause a financial burden if those affected

ELECTED OFFICIALS PRESENT

Mayor Mike Todd Alderman Tom Cleaver Alderman Rick Knox Alderman Ryan Skinner Alderman Kyle Sole Alderman Brian Bray ELECTED OFFICIALS ABSENT Alderman Darren Mills STAFF OFFICIALS PRESENT



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need to rent storage for their items.

ITEM VIII: Consent Agenda

- August 26, 2024 Board of Aldermen Regular Meeting Minutes
- September 9, 2024 Accounts Payable
- September 23, 2024 Accounts Payable
- September 23, 2024 Destruction Certificate Utility Billing
- September 23, 2024 Destruction Certificate City Clerk
- September 23, 2024 Destruction Certificate Human Resources
- September 23, 2024 Destruction Certificate Finance
- Alderman Skinner made a Motion to Accept the Consent Agenda
- The Motion was Seconded by Alderman Sole
 - No discussion
- Motion to Approve the Consent Agenda was voted on with the following voice vote:
 - o Aye: Bray, Cleaver, Knox, Skinner, Sole
 - Nay:
 - o Abstain:

-Motion Approved: 5-0-

ITEM IX: Previous Business

None

ITEM X: New Business

None

ITEM XI: Presentations

None

ITEM XII: Public Hearing

- Mayor Todd opened the public hearing for Property Tax Hearing at 6:42PM –
- Municipalities are tasked with setting the levy each year. The total levy proposed is:
 1.0886 Previous was 1.0781.
- Mayor Todd opened the floor to citizens for comment at 6:43PM for Property Tax Hearing -
 - None
- Mayor Todd closed the public hearing for Property Tax Hearing at 6:43PM-

ELECTED OFFICIALS PRESENT Mayor Mike Todd Alderman Tom Cleaver Alderman Rick Knox Alderman Ryan Skinner Alderman Kyle Sole Alderman Brian Bray ELECTED OFFICIALS ABSENT Alderman Darren Mills

City Administrator Ken Murphy
Deputy City Administrator Theresa Osenbaugh
Parks and Recreation Director Shannon Davies
Community Development Director Mark Trosen
Finance Director Steven Craig
Chief Ed Turner
City Clerk Jamie Logan
City Attorney Joe Lauber

STAFF OFFICIALS PRESENT



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- Mayor Todd opened the public hearing for City Code Chapter 400 Zoning Regulation Amendment Section 400.290 - Off Street Parking and Loading Regulations at 6:44PM –
- Mr. Trosen provided the history of how the off street parking legislation proposed changes have come about. In June 2022, discussions began relating to parking in the rear yard (residential)on the grass. Several amendments and discussions have taken place from then until the August 14, 2024 planning and zoning commission meeting where it was recommended to go to the board. If the Board of Aldermen approve the amendment, there will be an effective date. At that time, the individuals that are not in compliance, will be allowed to continue their use as a non-conforming use. If their use is discontinued for a period of 12 months or longer, the non-conforming use would be considered abandoned. The new owner does not have the right to the non-conforming use if a property is sold. The Planning and Zoning Commission and staff recommend approval.
- Alderman Sole asked why this came up; Mr. Trosen shared it was as a result of complaints from residents and it was a nuisance to these residents Aldermen have also received complaints related to the topic.
- Alderman Bray asked if the initial complaints were related to vehicles or lawnmowers, etc.; Mr. Trosen stated cars, RVs and trailers in the backyards.
- Alderman Cleaver stated he received many complaints about the topic. He feels there
 should be limitations and before you know it, you will see two trailers, RVs, etc. and
 some limitation would keep the neighborhoods looking nice
- Alderman Sole asked if HOAs regulate this type of thing; yes some have HOAs, but not all do
- Alderman Bray feels this ordinance is too restrictive
- Alderman Knox stated this discussion started in June 2022, and the suggestions have been all over the place from very restrictive to a free for all; he feels the grandfathering won't do much for the community now, but 15 years down the road it will look different and feels it is unenforceable.
- Alderman Skinner asked if this could go to the public for a vote; Mr. Lauber stated it is an
 unlawful delegation of the Board of Aldermen's power to put this type of policy to a vote
 of the people.
- Alderman Cleaver shared the ones that yell the loudest is who is heard and in this case
 he is hearing those that want to park their items and feels there is a conflict in who is
 actually the loudest. He feels limitations are necessary to protect property values.
- Mr. Lauber suggested the discussion of the board should take place during the ordinance discussion and this is a public hearing and the public's time to speak



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- Mayor Todd opened the floor to citizens for comment at 6:57PM for City Code Chapter 400 Zoning Regulation Amendment Section 400.290 - Off Street Parking and Loading Regulations -
- Dale Arnold; 31603 Ryan Road, he reached out to 3 Grain Valley realtors and asked if
 resale values are affected by items in a back yard (trailers, RVs, etc.). With a larger back
 yard, he feels this would limit what he can do in his own yard. He worries for the safety
 of his items if he has to pay a storage lot. On his property he can monitor his own
 property's safety without the extra cost. He feels this ordinance is a compromise after all
 of the discussions, but still feels like it takes away rights down the line.
- Mayor Todd closed the public hearing for City Code Chapter 400 Zoning Regulation Amendment Section 400.290 - Off Street Parking and Loading Regulations at 7:02PM-

ITEM XIII: Resolutions

Resolution No. R24-47 A Resolution Authorizing the City Administrator to Enter Into an Agreement With Hoefer Welker, LLC for Architectural Services Related to Planning and Design of Municipal Facilities

- Alderman Knox moved to approve Resolution No. R24-47
- The Motion was Seconded by Alderman Skinner
 - RFQ was put out for architectural services with a similar process as the police station process including determining size and space needs
 - Alderman Skinner asked if the estimated costs to remodel the current building;
 Mr. Murphy reminded from the last workshop about the topic, it was decided to look at new
 - Alderman Bray asked what happens next and if there is more input in the future;
 yes, this is the initial phase and the programming is after that.
- Motion to approve Resolution No. R24-47 was voted upon with the following voice vote:
 - Aye: Bray, Cleaver, Knox, Skinner, Sole
 - o Nay:
 - Abstain:

-Resolution No. R24-47 Approved: 5-0

ITEM XIV: Ordinances

Bill No. B24-14: An Ordinance to Establish the City of Grain Valley, Missouri's Annual Tax Levies for the 2024 Calendar Year for General Municipal Government Operations; the

ELECTED OFFICIALS PRESENT Mayor Mike Todd Alderman Tom Cleaver Alderman Rick Knox Alderman Ryan Skinner Alderman Kyle Sole Alderman Brian Bray **ELECTED OFFICIALS ABSENT**Alderman Darren Mills

STAFF OFFICIALS PRESENT
City Administrator Ken Murphy



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Retirement of General Obligation Debt; Park Maintenance; and Public Health Purposes

Bill No. B24-14 was read by City Clerk Jamie Logan for the first reading by title only

- Alderman Skinner moved to accept the first reading of Bill No. B24-14 and bring it back for a second reading by title only
- The Motion was Seconded by Alderman Knox
 - This would implement the tax levy talked about in the public hearing. They are asking for 2 reads as they waited as long as possible to make sure info is the most updated from county
- Motion to accept the first reading of Bill No. B24-14 and bring it back for a second reading was voted upon with the following voice vote:
 - o Aye: Bray, Cleaver, Knox, Skinner, Sole
 - Nay:
 - o Abstain:

-Motion Approved 5-0-

Bill No. B24-14: An Ordinance to Establish the City of Grain Valley, Missouri's Annual Tax Levies for the 2024 Calendar Year for General Municipal Government Operations; the Retirement of General Obligation Debt; Park Maintenance; and Public Health Purposes

Bill No. B24-14 was read by City Clerk Jamie Logan for the second reading by title only

- Alderman Skinner moved to accept the second reading of Bill No. B24-14 and approve it as ordinance #2455
- The Motion was Seconded by Alderman Knox
 - None
- Motion to accept the second reading of Bill No. B24-14 and approve it as ordinance #2455
 was voted upon with the following roll call vote:
 - o Aye: Bray, Cleaver, Knox, Skinner, Sole
 - o Nay:
 - o Abstain:

-Bill No. B24-14 Became Ordinance #2455 5-0-

Bill No. B24-15: An Ordinance Authorizing the Escrow of Funds Sufficient to Pay a Portion of the Outstanding General Obligation Bonds, Series 2022A, of the City of Grain Valley, Missouri, and Authorizing Certain Documents and Other Actions

ELECTED OFFICIALS PRESENT
Mayor Mike Todd
Alderman Tom Cleaver
Alderman Rick Knox
Alderman Ryan Skinner
Alderman Kyle Sole
Alderman Brian Bray

ELECTED OFFICIALS ABSENTAlderman Darren Mills

City Administrator Ken Murphy Deputy City Administrator Theresa Osenbaugh Parks and Recreation Director Shannon Davies Community Development Director Mark Trosen Finance Director Steven Craig

Chief Ed Turner City Clerk Jamie Logan City Attorney Joe Lauber

STAFF OFFICIALS PRESENT



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Bill No. B24-15 was read by City Clerk Jamie Logan for the first reading by title only

- Alderman Sole moved to accept the first reading of Bill No. B24-15 and bring it back for a second reading by title only
- The Motion was Seconded by Alderman Bray
 - Tom Kaleco from Baker Tilley and Megan Miller from Gilmore Bell to discuss this
 ordinance.
 - Mr. Kaleco followed up on the prior ordinance which includes early retirement of bonds up to 1 million and whatever amount is needed to keep the tax levy established
- Motion to accept the first reading of Bill No. B24-15 and bring it back for a second reading
 was voted upon with the following voice vote:
 - o Aye: Bray, Cleaver, Knox, Skinner, Sole
 - o Nay:
 - o Abstain:

-Motion Approved 5-0-

Bill No. B24-15: An Ordinance Authorizing the Escrow of Funds Sufficient to Pay a Portion of the Outstanding General Obligation Bonds, Series 2022A, of the City of Grain Valley, Missouri, and Authorizing Certain Documents and Other Actions

Bill No. B24-15 was read by City Clerk Jamie Logan for the second reading by title only

- Alderman Sole moved to accept the second reading of Bill No. B24-15 and approve it as ordinance #2456
- The Motion was Seconded by Alderman Bray
 - None
- Motion to accept the second reading of Bill No. B24-15 and approve it as ordinance #2456
 was voted upon with the following roll call vote:
 - Aye: Bray, Cleaver, Knox, Skinner, Sole
 - Nay:
 - Abstain:

-Bill No. B24-15 Became Ordinance #2456 5-0-

Bill No. B24-16: An Ordinance Authorizing the Purchase of Property Owned by L&B Development, Inc, and Authorizing the City Administrator to Execute All Documents Associated

ELECTED OFFICIALS PRESENT Mayor Mike Todd Alderman Tom Cleaver Alderman Rick Knox Alderman Ryan Skinner Alderman Kyle Sole Alderman Brian Bray ELECTED OFFICIALS ABSENT Alderman Darren Mills



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With the Purchase

Bill No. B24-16 was read by City Clerk Jamie Logan for the first reading by title only

- Alderman Bray moved to accept the first reading of Bill No. B24-16 and bring it back for a second reading by title only
- The Motion was Seconded by Alderman Skinner
 - The city has been looking for available spaces on the north side of town for park property; this came available at Duncan and Dillingham and approx. 7 acres
- Motion to accept the first reading of Bill No. B24-16 and bring it back for a second reading
 was voted upon with the following voice vote:
 - o Aye: Bray, Cleaver, Knox, Skinner, Sole
 - Nay:
 - o Abstain:

-Motion Approved 5-0-

Bill No. B24-16: An Ordinance Authorizing the Purchase of Property Owned by L&B Development, Inc, and Authorizing the City Administrator to Execute All Documents Associated With the Purchase

Bill No. B24-16 was read by City Clerk Jamie Logan for the second reading by title only

- Alderman Bray moved to accept the second reading of Bill No. B24-16 and approve it as ordinance #2457
- The Motion was Seconded by Alderman Skinner
 - None
- Motion to accept the second reading of Bill No. B24-16 and approve it as ordinance #2457
 was voted upon with the following roll call vote:
 - o Aye: Bray, Cleaver, Knox, Skinner, Sole
 - Nay:
 - o Abstain:

-Bill No. B24-16 Became Ordinance #2457 5-0-

Bill No. B24-17: An Ordinance Amending Title IV (Land Use), Section 400.290 (Off-Street Parking and Loading Regulations) By Limiting Parking in the Rear Yard

Bill No. B24-17 was read by City Clerk Jamie Logan for the first reading by title only

ELECTED OFFICIALS PRESENT
Mayor Mike Todd
Alderman Tom Cleaver
Alderman Rick Knox
Alderman Ryan Skinner
Alderman Kyle Sole
Alderman Brian Bray

ELECTED OFFICIALS ABSENT Alderman Darren Mills



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- Alderman Cleaver moved to accept the first reading of Bill No. B24-17 and bring it back for a second reading by title only at the next regular meeting
- The Motion was Seconded by Alderman Skinner
 - This was the item from the 2nd public hearing
 - Alderman Skinner asked for clarification; without any improvements, 2 items can be parked in the back yard and no concrete pad needed; Mr. Trosen stated this is the ordinance. Grandfathered would be a motorized camper could be parked in the rear yard as there was a concern with biohazards leaking from the motorized RV
 - Alderman Sole asked if there is an ordinance about motor oil leaking in the yards;
 Mr. Lauber stated there are likely state laws that cover that even if no city ordinances.
 - Alderman Cleaver feels it is neighborly to take care of the property
 - Alderman Knox stated he understands the undo financial burden and potential theft concerns if parking off site
- Motion to accept the first reading of Bill No. B24-17 and bring it back for a second reading at the next regular meeting was voted upon with the following voice vote:
 - o Aye: Cleaver
 - Nay: Sole, Skinner, Bray, Knox
 - o Abstain:

-Motion Approved 1-4-

ITEM XV: City Attorney Report

- Nick Purifoy is a new associate attorney that started with their office
- He announced another associate attorney starting 10/1 Sydney Wilson there will be 15 total attorneys at the firm to serve their clients
- IMLA starts this week in Orlando, and he will be out with two other attorneys Wednesday-Sunday. He was recognized as a local government fellow and this year he has to recertify and is excited to receive that

ITEM XVI: City Administrator & Staff Reports

- City Administrator Ken Murphy
 - None
- Deputy City Administrator Theresa Osenbaugh
 - None
- Police Chief Ed Turner
 - None
- Finance Director Steven Craig
 - None

ELECTED OFFICIALS PRESENT Mayor Mike Todd Alderman Tom Cleaver

Alderman Rick Knox Alderman Ryan Skinner Alderman Kyle Sole Alderman Brian Bray ELECTED OFFICIALS ABSENT Alderman Darren Mills STAFF OFFICIALS PRESENT
City Administrator Ken Murphy



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- Parks & Recreation Director Shannon Davies
 - None
- Community Development Director Mark Trosen
 - Annual HHW event is on 10/5 from 8-12 or until the trucks are full. Free to residents
 of Grain Valley this will be at the Jackson County Public Works facility (paint and
 paint related products, batteries, glues, adhesives, etc.)
 - The City applied for Federal Funding for 3 projects
 - Eagles pkwy improvements (Buckner Tarsney to Cross Creek) to add curb and gutter and would improve the road in front of the high school, Duncan Road improvements, Trail Improvements – Buckner Tarsney to the trail head at Cross Creek Drive
 - Public comment is open through October 24 and there is a link on the city's Facebook page to comment on the projects
- City Clerk Jamie Logan
 - None

ITEM XVII: Board of Aldermen Reports & Comments

- Alderman Brian Bray
 - Asked if the parking issues/timed parking possibility downtown was in the works;
 it is going well now, but the city staff can look into it if need be. Alderman Bray shared he sees the traffic patterns down there now as he passes it more.
 - He brought up July 22 request to look up Dillon Rule clarification on what "fairly implied" means.
- Alderman Tom Cleaver
 - Thank you to the City Staff for the way they handled a drainage issue in Ward I
- Alderman Rick Knox
 - o Passed along condolences to Mr. Craney's family
- Alderman Darren Mills
 - Absent
- Alderman Ryan Skinner
 - Brought up the idea for a "buffer zone" at the last meeting; Mr. Murphy shared it should be shared at the next meeting
 - Appreciates the road fixes in front of Price Chopper
- Alderman Kyle Sole
 - Requested an update on the newly resurfacing on Ridgeview Road and it is cracking
 - Alderman Sole asked when the Admin Sgt Slot will be filled; Chief stated they
 posted the patrol Sgt position for October testing and the "Operational Sargent"
 spot will be after that.

ELECTED OFFICIALS PRESENT Mayor Mike Todd Alderman Tom Cleaver Alderman Rick Knox

Alderman Ryan Skinner Alderman Kyle Sole Alderman Brian Bray ELECTED OFFICIALS ABSENT Alderman Darren Mills STAFF OFFICIALS PRESENT



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 Alderman Sole asked when Police officers will go out to bid for shifts; they do not have a transfer timeline at this point until staffing is sufficient, but around November

ITEM XVIII: Mayor Report

• Thanked all that assisted with the Fair this year; He stated that is the best for the beer garden and attendance for the carnival. The weather helped in that respect.

ITEM XIX: Executive Session

- Mr. Murphy stated an executive session was needed for Legal Actions, Causes of Action
 of Litigation Pursuant to Section 610.021(1), RSMo. 1998, as Amended and Leasing,
 Purchase or Sale of Real Estate Pursuant to Section 610.021(2), RSMo. 1998, as
 Amended, Hiring, Firing, Disciplining or Promoting of Employees (personnel issues),
 Pursuant to Section 610.021(3), RSMo. 1998, as Amended,
- Alderman Knox 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 Leasing, Purchase or Sale of Real Estate Pursuant to Section 610.021(2), RSMo. 1998, as Amended, Hiring, Firing, Disciplining or Promoting of Employees (personnel issues), Pursuant to Section 610.021(3), RSMo. 1998, as Amended
- The motion was seconded by Alderman Skinner
 - No Discussion
- The motion was voted on with the following roll call vote:
 - Aye: Knox, Bray, Skinner, Sole, Cleaver
 - Nay:
 - o Abstain:

-Motion Carried: 5-0-

- The regular meeting closed at 7:30 PM-
- Alderman Knox moved to open the Regular Meeting
- The motion was seconded by Alderman Skinner
 - No Discussion
- The motion was voted on with the following roll call vote:
 - Aye: Bray, Cleaver, Knox, Skinner, Sole
 - Nay:
 - Abstain:

- Motion Carried: 5-0-

- The regular meeting opened at 8:27 PM-

ITEM XX: Adjournment

ELECTED OFFICIALS PRESENT
Mayor Mike Todd
Alderman Tom Cleaver
Alderman Rick Knox
Alderman Ryan Skinner
Alderman Kyle Sole
Alderman Brian Bray

ELECTED OFFICIALS ABSENT Alderman Darren Mills



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Minutes submitted by:	
Jamie Logan City Clerk	Date
Minutes approved by:	
Mike Todd Mayor	Date

STAFF OFFICIALS PRESENT