



**MINUTES
REGULAR CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, NOVEMBER 27, 2017**

PRESENT: Mayor R. D. Mallams
Mayor Pro Tem Bill Garnos
Councilmember Carol Suter
Councilmember Jean Moore
Councilman Kyle Yarber

City Manager Scott Wingerson
Assistant City Manager Bob Baer
City Counselor Chris Williams
City Clerk Ruth Bocchino

Item No. 1. On the Agenda. Meeting Called to Order.

Mayor Mallams opened the Regular City Council Meeting Monday, November 27, 2017, at 7:41 pm in the Gladstone City Council Chambers.

Item No. 2. On the Agenda. ROLL CALL.

All Councilmembers were present.

Item No. 3. On the Agenda. PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA.

Mayor Mallams asked all to join in the Pledge of Allegiance to the Flag of the United States of America and thanked VFW Post 10906, Carla Gleaton, Joe Liles, Stan Stoner and Bill Driscoll, Commander.

Item No. 4. On the Agenda. Approval of Agenda.

Councilman Yarber requested Resolution R-17-53 be removed from the Consent Agenda.

Mayor Mallams stated the Agenda is approved as modified, with Resolution R-17-53 cited as Item 7A.

Item No. 5. On the Agenda. Approval of the November 13, 2017, Closed City Council Meeting Minutes.

Councilmember Moore moved to approve the minutes of the Closed November 13, 2017, City Council meeting as presented. **Councilmember Suter** seconded. The Vote: “aye”, Councilman Kyle Yarber, Councilmember Jean Moore, Councilmember Carol Suter, Mayor Pro Tem Bill Garnos, and Mayor R.D. Mallams. (5-0)

Item No. 6. On the Agenda. Approval of November 13, 2017, Regular City Council Meeting Minutes.

Councilmember Suter moved to approve the minutes of the November 13, 2017, Regular City Council meeting as presented. **Mayor Pro Tem Garnos** seconded. The Vote: “aye”, Councilman Kyle Yarber, Councilmember Jean Moore, Councilmember Carol Suter, Mayor Pro Tem Bill Garnos, and Mayor R.D. Mallams. (5-0)

Item No. 7. On the Agenda. **CONSENT AGENDA.**

Following the Clerk’s reading, **Councilmember Moore** moved to approve the Consent Agenda as modified. **Councilman Yarber** seconded. The Vote: “aye”, Councilman Kyle Yarber, Councilmember Jean Moore, Councilmember Carol Suter, Mayor Pro Tem Bill Garnos, and Mayor R.D. Mallams. (5-0)

Councilmember Moore moved to approve **RESOLUTION R-17-52** A Resolution authorizing acceptance of work under contract with Progressive Electronics, Incorporated, for the Community Center Audio Visual Upgrades Project, and authorizing final payment in the amount of \$20,773.00 for Project CO1658AV. **Councilman Yarber** seconded. The Vote: “aye”, Councilman Kyle Yarber, Councilmember Jean Moore, Councilmember Carol Suter, Mayor Pro Tem Bill Garnos, and Mayor R.D. Mallams. (5-0)

Councilmember Moore moved to approve **RESOLUTION R-17-54** A Resolution accepting easements from certain property owners in conjunction with the Old Pike Road Improvements Project from Vivion Road to Northwest Englewood Road, Project TP1712. **Councilman Yarber** seconded. The Vote: “aye”, Councilman Kyle Yarber, Councilmember Jean Moore, Councilmember Carol Suter, Mayor Pro Tem Bill Garnos, and Mayor R.D. Mallams. (5-0)

Councilmember Moore moved to approve the Financial Report for Month End October 2017. **Councilman Yarber** seconded. The Vote: “aye”, Councilman Kyle Yarber, Councilmember Jean Moore, Councilmember Carol Suter, Mayor Pro Tem Bill Garnos, and Mayor R.D. Mallams. (5-0)

REGULAR AGENDA.

Item No. 7A. On the Agenda. **RESOLUTION R-17-53** A Resolution authorizing Change Order No. 2 in the amount of \$160,361.00 to the contract with Fleshman Construction, Incorporated, for the 7001 North Cherry 2nd floor office remodel Project CD1854.

Councilmember Moore moved to approve **RESOLUTION R-17-53** A Resolution authorizing Change Order No. 2 in the amount of \$160,361.00 to the contract with Fleshman Construction, Incorporated, for the 7001 North Cherry 2nd floor office remodel Project CD1854. **Councilmember Suter** seconded.

Councilman Yarber stated: *"As when this first came up, there were things that I think are appropriate for the City to do and things that I do not think are appropriate; but I'm comfortable being in the minority of that opinion."*

The Vote: "aye", Councilmember Jean Moore, Councilmember Carol Suter, Mayor Pro Tem Bill Garnos and Mayor R.D. Mallams. "Nay" Councilman Kyle Yarber. (4-1)

Item No. 8. On the Agenda. Communications from the audience.

There were none.

Item No. 9. On the Agenda. Communications from the City Council.

Councilman Yarber stated: *"A couple of things Mayor Mallams. I was honored to attend the Awards for Valor hosted by the Metropolitan Chiefs and Sheriffs Association. We had several of our officers that were recognized. Officer Brad Jensen was recognized for the Life Saving Award; Officer Jordan Johnson was recognized twice for the Life Saving Award. We had two officers who received the Gold Award; Sergeant Brandon Sherman and Corporal Eli Dorsey. Sergeant Brandon Sherman also received Officer of the Year. We are extremely proud of the actions they took that warranted these awards and we are proud to have members of our Public Safety Department that end up receiving such recognition by their peers. We had a case recently of another hero of another kind. Max Gerhardt, an eight year old boy here in Gladstone, woke up one morning a couple of weeks ago and his house was on fire and the smoke detectors weren't going off. He woke up the rest of his family and so we have all kinds of heroes in Gladstone. His parents felt if he had not gotten his family out, it could have been a real tragedy taking place here. Last, on a sad note, for those who saw Theater in the Park, Wizard of Oz this year, a young woman named Laura Humphrey was cast as Dorothy. She did an incredible job. Tragically, a couple of weeks ago she was killed in a car accident with her husband. It's sad that we won't be able to see her. She was only 29. She would have had many more roles. She had her whole life ahead of her. They hadn't been married even a year yet and so it's a reminder of how things can change in the blink of an eye. One crazy driver going the wrong way on a highway. If you saw it, you have an excellent memory of her and I just wanted to say some words of sadness in that loss. Thank you."*

Councilmember Suter stated: *"It was my privilege to represent Gladstone in the National League of Cities City Summit about 10 days ago. I always enjoy that conference. It is one of the best continuing education opportunities I think that Council Members get. For me, it is always a good one. I know in some years I have to warn the staff before I go because I always come back with a lot of great ideas, what I think are great ideas. Of course this year is no exception so I have come back with some great ideas. It is always interesting to see what is going on in the rest*

of the universe. When I first started going it seemed like we often went to these things looking for lots of ideas and now I find that we have lots of experiences and ideas to share with others who are looking for creative ways to solve city challenges. It's kind of a nice progression over the years. I was particularly interested in some creative ideas now for supporting entrepreneurs and self-employed folks. It is kind of the maker-economy; that is what it is being called. Some creative uses of some zoning changes and some other things; some other kind of incentive programs that I thought were really interesting and that might really be appropriate for us here in Gladstone with properties like we have on North Oak. I learned a lot about the effect that experiences with nature have on the development of children. The use of the park system for nature engagements was really fascinating to me. I didn't realize that just engaging with trees could have such a profound effect on the psyche of children and adults as well. It also caused me to think are there more things we could do with a lot of the public space that we have to help kids in that regard. I ran into some really great, of course, apps, everybody in the world has all these city mobile apps, the technology when you get to the coast is always like light years ahead of the rest of us in the middle of the country for some reason. I had some great opportunities to experience some of that as well. Of note, the most well attended sessions during the entire three days was housing. The housing sessions were packed. Everybody is concerned about housing stock and affordable housing, which was one of the really hot topics because nobody is building it anymore and there is such a need. I got lots of good information and good resources to pass along if others are interested. I appreciate that opportunity."

Councilmember Moore stated: "Thank you, Mayor. I want to offer a special thanks to all of our citizens who participated in our recent Board and Commission interviews. It was over a two night process for the Council and we always have more people participating in those interviews than we even have positions for. It is really heartening to see our citizens being so interested in being involved in our City. That is a great thing. I'd also like to recognize the Mayor as well as our Parks & Recreation Department, Public Safety, Public Works and the Chamber for all their efforts in making the Mayor's Christmas Tree lighting such a success. You didn't do really well on the weather, but other than that, it was a great event."

Mayor Pro Tem Garnos stated: "Thank you, Mayor. I just wanted to mention I served as liaison to the Board of Zoning Adjustment last week. We had an interesting issue come up. I'm not sure that I can do it justice trying to explain the legal issue but there was a challenge to the Ordinance we passed trying to limit or restrict vape shops. There was an argument over the construction of the Ordinance even though I think our intent was very, very clear. That got continued for 30 days and it may get continued again. I know we have our crack legal team working on it. Hopefully it will be resolved very soon. I wanted Council to be aware of it since that is something we had taken a fairly strong stand on and didn't think there were going to be any loopholes, but we are trying to see if there might be one. Thank you, Mayor."

Mayor Mallams stated: "As to what Councilmember Yarber shared, I also attended the Metropolitan Chief and Sheriffs Association luncheon for Valor. During this luncheon, individual members of Public Safety Departments from around the Metropolitan area were recognized for bravery, courage, and saving lives in their roles as Public Safety Officers. The sharing of the specific incidences related to the recipients of the awards was very moving. As Kyle said, from Gladstone: Officer Brad Jensen and Jordan Johnson received the Life Saving

Award. Sergeant Brandon Sherman and Corporal Eli Dorsey received the Gold Award for Valor. Brandon Sherman was recognized as Officer of the Year for the Metropolitan Chiefs and Sheriffs Association. Congratulations from all of the City Council members to these Gladstone heroes. Finally, as Councilmember Moore shared, a thank you to Justin, the members of the Parks and Recreation Department, Arley, the entire City staff members who contributed to the success of the lighting of the Mayor's Christmas Tree. Even though it was the coldest evening of the winter season, it was a wonderful event. I'd also like to extend a special thank you to the children's choirs and the directors from Chapel Hill and also Antioch Middle School. Remember, we are still accepting donations for the Mayor's Christmas Tree fund. The donations will be going to the Animal Shelter, the Northland Christmas Store, and Feed Northland Children. Donations may be dropped off at City Hall or at the Community Center, or online at myevent.com/gladstonemayorschristmastreefund."

Item No. 10. On the Agenda. Communications from the City Manager.

City Manager Wingerson stated: *"Thank you, Mayor, I just have one item to add to what the Council has said tonight and that is there was a significant water main break at 72nd and North Highland today. You probably came through it on your way here. Public Works was on it immediately early afternoon and as of last report they are still out there. I'm sure they are doing a great job and will get it patched up just as fast as they can. Thank you."*

Item No. 11. On the Agenda. **RESOLUTION R-17-55** A Resolution authorizing the City Manager to execute Tolling Agreements and granting further authority.

Councilman Yarber moved to approve **RESOLUTION R-17-55** A Resolution authorizing the City Manager to execute Tolling Agreements and granting further authority. **Councilmember Moore** seconded.

Mayor Mallams asked for clarification for the audience and viewers online.

City Manager Wingerson stated: *"I'll defer to City Counselor Williams or Interim Finance Director Dominic Accurso if you have any questions beyond this quick summary. Basically the Tolling Agreement just protects our interest in auditing a utility company for payment of their gross receipts taxes. We have seen a sharp decline in a couple of the telecommunications and we would like the ability to protect ourselves and that revenue source moving forward. That's what it is about."*

The Vote: "aye", Councilman Kyle Yarber, Councilmember Jean Moore, Councilmember Carol Suter, Mayor Pro Tem Bill Garnos, and Mayor R.D. Mallams. (5-0)

Item No. 12. On the Agenda. **FIRST READING BILL NO. 17-29** An Ordinance authorizing the City Manager and the Director of Public Safety to execute an Emergency Medical Services Student Clinical Affiliation Agreement for Field-Based Sites with the Curators of the University of Missouri.

Councilmember Suter moved Bill No. 17-29 be placed on its First Reading. **Councilmember Moore** seconded. The Vote: "aye", Councilman Kyle Yarber, Councilmember Jean Moore, Councilmember Carol Suter, Mayor Pro Tem Bill Garnos, and Mayor R.D. Mallams. (5-0). The Clerk read the Bill.

Councilmember Suter moved to accept the First Reading of Bill No. 17-29, waive the rule, and place the Bill on its Second and Final Reading. **Councilmember Moore** seconded. The Vote: "aye", Councilman Kyle Yarber, Councilmember Jean Moore, Councilmember Carol Suter, Mayor Pro Tem Bill Garnos, and Mayor R.D. Mallams. (5-0). The Clerk read the Bill.

Councilmember Suter moved to accept the Second and Final Reading of Bill No. 17-29, and enact the Bill as **Ordinance 4.404**. **Councilmember Moore** seconded. The Vote: "aye", Councilman Kyle Yarber, Councilmember Jean Moore, Councilmember Carol Suter, Mayor Pro Tem Bill Garnos, and Mayor R.D. Mallams. (5-0)

Item No. 13. On the Agenda. **FIRST READING BILL NO. 17-30** An Ordinance approving the Re-Plat of Green Havenston Place, a part of the Southwest 1/4 of Section 30 and the Northwest ¼ of Section 31, Township 51 North, Range 32 West, Gladstone, Clay County, Missouri (Commonly known as 5601 NE Antioch Road), and directing the appropriate officials to affix their signatures to said plat for recording.

Mayor Pro Tem Bill Garnos moved Bill No. 17-30 be placed on its First Reading. **Councilman Yarber** seconded. The Vote: "aye", Councilman Kyle Yarber, Councilmember Jean Moore, Councilmember Carol Suter, Mayor Pro Tem Bill Garnos, and Mayor R.D. Mallams. (5-0). The Clerk read the Bill.

Mayor Pro Tem Bill Garnos moved to accept the First Reading of Bill No. 17-30, waive the rule, and place the Bill on its Second and Final Reading. **Councilman Yarber** seconded. The Vote: "aye", Councilman Kyle Yarber, Councilmember Jean Moore, Councilmember Carol Suter, Mayor Pro Tem Bill Garnos, and Mayor R.D. Mallams. (5-0). The Clerk read the Bill.

Mayor Pro Tem Bill Garnos moved to accept the Second and Final Reading of Bill No. 17-30, and enact the Bill as **Ordinance 4.405**. **Councilman Yarber** seconded.

Councilmember Suter stated: *"For ancient history, this rezoning was requested some years ago, earlier in my Council career when some doctors owned that building and were going to make into a condo. It got through the Planning Commission and then they decided not to go ahead and do it. I thought it was interesting that history repeats itself."*

The Vote: "aye", Councilman Kyle Yarber, Councilmember Jean Moore, Councilmember Carol Suter, Mayor Pro Tem Bill Garnos, and Mayor R.D. Mallams. (5-0)

Item No. 14. On the Agenda. Other Business.

There was no other business to come before the Council.

Item No. 15. On the Agenda. Questions from the news media.

There were no questions from the news media.

Item No. 16. On the Agenda. Adjournment.

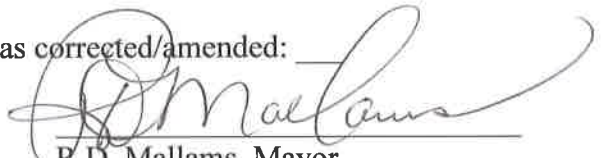
Mayor Mallams adjourned the Regular City Council meeting at 8:06 pm.

Respectfully submitted:


Ruth E. Bocchino, City Clerk

Approved as submitted: 

Approved as corrected/amended: _____


R.D. Mallams, Mayor