



**MINUTES  
REGULAR CITY COUNCIL MEETING  
GLADSTONE, MISSOURI  
MONDAY, FEBRUARY 24, 2020**

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

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

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

**Mayor Suter** opened the Regular City Council Meeting Monday, February 24, 2020, at 7:30 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 Suter** asked all to join in the Pledge of Allegiance to the Flag of the United States of America and thanked VFW Post 10906: Stan Stoner, Joe Liles, Dennis Perkins, and Charlie Cram for presenting the Colors.

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

The Agenda was approved as published.

**Item No. 5. On the Agenda.** Approval of the February 10, 2020, Closed City Council Meeting Minutes.

**Mayor Pro Tem Moore** moved to approve the minutes of the February 10, 2020, Closed City Council meeting as presented. **Councilman Yarber** seconded. The Vote: "aye", Councilman

Kyle Yarber, Councilman Bill Garnos, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. Councilman Mallams abstained. (4-0-1)

**Item No. 6. On the Agenda.** Approval of the February 10, 2020, Regular City Council Meeting Minutes.

**Mayor Pro Tem Moore** moved to approve the minutes of the February 10, 2020, Regular City Council meeting as presented. **Councilman Yarber** seconded. The Vote: "aye", Councilman Kyle Yarber, Councilman Bill Garnos, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. Councilman Mallams abstained. (4-0-1)

## **REGULAR AGENDA.**

**Item No. 7. On the Agenda.** Communications from the Audience.

Bob Bateman approached Council and stated: "*Bob Bateman, 209 Northwest 73<sup>rd</sup> Street, Gladstone, Missouri. I had a few questions for Mrs. Suter. I noticed in the minutes for a number of meetings you say that you are a lawyer. Are you a licensed attorney in the State of Missouri?*"

**Mayor Suter** stated: "*No, I am not. Thank you.*"

Mr. Bateman stated: "*Um, Mr. Yarber, I want to congratulate you on saying one of the best sensible thing that you have ever said and you said 'I have a general problem with public funds being spent for private profits. We are closing in on \$1.8 million on this project. I continue to not support that kind of spending.' And again it's very unfortunate for the city and for a 90 year old woman to have her property in limbo for years by this City of Gladstone and in the end the City of Gladstone lost. They had to pay their attorney's fees and all the attorney's fees for Mrs. Wolf. Mrs. Wolf, even though she was 90 years old, she was very well funded and she did not put up with any illegal activity that the City of Gladstone was trying to engage in. The City of Gladstone was trying to find a entity to buy the Gladstone Plaza and the owner of it was in limbo for years and it goes back to this Council does not defend property rights. It's just whatever you can grab, that's the way you operate and just like over there at 76<sup>th</sup> Terrace and North Oak you approved an addition to ALDI's to further damage the property of people on that street. I look at one of the minutes here and Mrs. Suter says 'she first got to know Barry as an opponent in a political campaign because he was crazy enough to take on an incumbent.' Now that's a lot of arrogance. Mr. McCullough, Barry, is crazy because he challenged Mrs. Suter.*"

**Mayor Suter** stated: "*Im sorry, he did not challenge me. He did not run against me.*"

Mr. Bateman stated: "*Well that's what the minutes right here say, 'Councilman Carol Suter stated she and Councilman McCullough served together longer than anybody else, Councilman Suter said she first got to know Barry as an opponent in a political campaign because he was crazy enough to take on an incumbent.' That's what it says.*"

**Mayor Suter** stated: "*Not me. It doesn't mean me, he took on an opponent who was an incumbent who was Les Smith, not me.*"

Mr. Bateman stated: *"This is what it says. It says right here. No; that's not what this says."*

**Mayor Suter** stated: *"You can check the public records as to when I ran and when he ran."*

Mr. Bateman stated: *"This was in, let's see..."*

**Mayor Suter** stated: *"The public records that say when the elections were."*

Mr. Bateman stated: *"Uh, 2013."*

**Mayor Suter** stated: *"Have you concluded your comments, sir?"*

Mr. Bateman stated: *"No. Also, Mrs. Suter has said 'that when preparing for oral argument, if you have the facts, argue the facts; if you have the law, argue the law; if you have neither, argue like hell.' Mrs. Suter, so many times you have nothing."*

**Mayor Suter** stated: *"Thank you. Is there anyone else who would like to address Council on any matters not on tonight's agenda?"*

There were none.

**Item No. 8. On the Agenda.** Communications from the City Council.

**Councilman Yarber** stated: *"Yes. I attended several meetings but the most exciting thing was when the Assistant City Manager and I attended the Missouri Municipal League's lobby day in Jefferson City. We got to meet with several state representatives and a couple of state senators which has already proven to be valuable because something has come up and it was great that the city had a recent conversation with a couple of the senators to be able to reach out to them again when an issue that affects, in a significant way, some finances for the city. That's the most significant thing. Thank you."*

**Councilman Mallams** stated: *"Thank you, Mayor. I would like to extend congratulations to Dominic and his staff in the Finance Department for receiving the Government Finance Officers Association Distinguished Budget Award. This is a national award reflecting a commitment which includes all members of city staff meeting the highest principles of government budgeting. All budget documents were reviewed in four categories; they must be and they were all rated as proficient. Please extend our congratulations to you and staff. Good job."*

**Mayor Pro Tem Moore** stated: *"Thank you, Mayor. My husband and I had the opportunity to do our annual volunteer at the Sweetheart Dance on Valentine's evening and I just reiterate as I have for many, many years, that is such an amazing event. It is just beyond heartwarming to see these little girls and their dads, grand-dads, or whomever they are bringing with them, it's a really great event. I just want to extend a big thank you to Director Merkey and Linda Borders and her staff, all at the Community Center, for making this event happen. I also attended the 3<sup>rd</sup> Annual Chili Cook-Off between the Fire Department and the Police Department on Friday evening. It seems that event has grown dramatically and seems to be a lot more popular year by*

year. I want to extend my congratulations to Firefighter/Paramedic Jason Lawson and Firefighter/Paramedic Andy Starz. They shared the win this year; so the Fire Department has the trophy again."

**Mayor Suter** stated: "It took a long time to count the votes. I was there at the end so it was fun to see how many people did stop by. The TIF Commission met last week; their annual meeting where they elected officers. That tends to be the extent of their activities these days. They also get an update from Mr. Greer on Economic Development projects that are up and coming. Last week I attended the Regional Census meeting that Mid America Regional Council coordinates to get an update on what is working and what isn't so far. I wanted to note that we will have an update on Gladstone's efforts at our next Council meeting, what we are working on for the census which is in March. I have met a couple of times with some citizens, some extra citizen meetings and phone calls and requests in the last couple of weeks that have been fun and interesting. I also wanted to note that this week on Wednesday the Clay County Constitution Commission will be meeting at the Community Center at 7:00 pm. If you are interested, this is the last of the whole series that they have done. As you may know, they are not drafting anything for consideration. They are just taking input from citizens on what kind of changes people might like to see in some future government, so they will be here. A point of personal privilege: There are 49 states other than the State of Missouri that license attorneys."

**Item No. 9. On the Agenda.** Communications from the City Manager.

City Manager Scott Wingerson stated: "Thank you, Mayor, and thank you to the City Council for the kind words to staff about the Distinguished Budget Award. After 35 years there is a lot of pressure that goes into that, you don't want to be the first Finance Director not to achieve the Distinguished Budget Award. It keeps getting better; in a normal year there would be six or seven comments of things that could be done better from the GFOA, the organization that issues the award. This year, there was only one; so the quality continues to improve so we are not resting on our laurels as it relates to that award. Not many cities anywhere can boast 35 years so everybody involved, City Councils over the years, staff, City Managers, Finance Directors, should all be very, very proud of that accomplishment. Finally, I'd just like to thank Bob Baer for spending his birthday with us."

**Item No. 10. On the Agenda.** **RESOLUTION R-20-06** A Resolution authorizing acceptance of work under contract with Linaweaver Construction, Incorporated, for the Old Pike Road Improvements-Vivion Road to Northwest Englewood Road Project, and authorizing final payment in the amount of \$4,839.29 for Project TE1817.

**Councilman Mallams** moved to approve **RESOLUTION R-20-06** A Resolution authorizing acceptance of work under contract with Linaweaver Construction, Incorporated, for the Old Pike Road Improvements-Vivion Road to Northwest Englewood Road Project, and authorizing final payment in the amount of \$4,839.29 for Project TE1817. **Mayor Pro Tem Moore** seconded. The Vote: "aye", Councilman Kyle Yarber, Councilman R.D. Mallams, Councilman Bill Garnos, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0)

**Item No. 11. On the Agenda. RESOLUTION R-20-07** A Resolution accepting easements from certain property owners in conjunction with the Northeast 76<sup>th</sup> Street Improvements Project from North Oak Trafficway to North Brooklyn, Project TP1818.

**Councilman Garnos** moved to approve **RESOLUTION R-20-07** A Resolution accepting easements from certain property owners in conjunction with the Northeast 76<sup>th</sup> Street Improvements Project from North Oak Trafficway to North Brooklyn, Project TP1818. **Councilman Mallams** seconded. The Vote: "aye", Councilman Kyle Yarber, Councilman R.D. Mallams, Councilman Bill Garnos, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0)

**Item No. 12. On the Agenda. RESOLUTION R-20-08** A Resolution authorizing the City Manager to execute a contract with Blue Nile Contractors, Incorporated, in the total amount not to exceed \$90,170.79 for the FY2020 Sanitary Sewer Cleaning and Televising Project.

**Councilman Mallams** moved to approve **RESOLUTION R-20-08** A Resolution authorizing the City Manager to execute a contract with Blue Nile Contractors, Incorporated, in the total amount not to exceed \$90,170.79 for the FY2020 Sanitary Sewer Cleaning and Televising Project. **Mayor Pro Tem Moore** seconded. The Vote: "aye", Councilman Kyle Yarber, Councilman R.D. Mallams, Councilman Bill Garnos, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0)

**Item No. 13. On the Agenda. RESOLUTION R-20-09** A Resolution authorizing the City Manager to submit an application to the Missouri Department of Natural Resources (MODNR) for additional Storm Water Grant Funds in the amount of \$104,364.00.

**Mayor Pro Tem Moore** moved to approve **R-20-09** A Resolution authorizing the City Manager to submit an application to the Missouri Department of Natural Resources (MODNR) for additional Storm Water Grant Funds in the amount of \$104,364.00. **Councilman Yarber** seconded. The Vote: "aye", Councilman Kyle Yarber, Councilman R.D. Mallams, Councilman Bill Garnos, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0)

**Item No. 14. On the Agenda. APPROVE FINANCIAL REPORT FOR 7 MONTHS ENDING JANUARY 2020.**

**Councilman Mallams** moved to **APPROVE FINANCIAL REPORT FOR 7 MONTHS ENDING JANUARY 2020**. **Mayor Pro Tem Moore** seconded. The Vote: "aye", Councilman Kyle Yarber, Councilman R.D. Mallams, Councilman Bill Garnos, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0)

**Item No. 15. On the Agenda. FIRST READING BILL NO. 20-07** An Ordinance approving the Final Plat of Claymont Pointe 21<sup>st</sup> Replat, Lot 1, a subdivision in Gladstone, Clay County, Missouri, and directing the appropriate officials to affix their signatures to said Plat for recording.

**Councilman Yarber** moved Bill No. 20-07 be placed on its First Reading. **Councilman Garnos** seconded. The Vote: “aye”, Councilman Kyle Yarber, Councilman R.D. Mallams, Councilman Bill Garnos, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0). The Clerk read the Bill.

**Councilman Yarber** moved to accept the First Reading of Bill No. 20-07, waive the rule, and place the Bill on its Second and Final Reading. **Councilman Garnos** seconded. The Vote: “aye”, Councilman Kyle Yarber, Councilman R.D. Mallams, Councilman Bill Garnos, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0). The Clerk read the Bill.

**Councilman Yarber** moved to accept the Second and Final Reading of Bill No. 20-07, and enact the Bill as **Ordinance 4.507**. **Councilman Garnos** seconded. The Vote: “aye”, Councilman Kyle Yarber, Councilman R.D. Mallams, Councilman Bill Garnos, Mayor Pro Tem Jean Moore, and Mayor Carol Suter. (5-0)

**Item No. 16. On the Agenda.** Other Business.

There was no other business to come before the Council.

**Item No. 17. On the Agenda.** Adjournment.

**Mayor Suter** adjourned the February 24, 2020, Regular City Council meeting at 7:49 pm.

Respectfully submitted:

Ruth E. Bocchino  
Ruth E. Bocchino, City Clerk

Approved as presented: ✓

Approved as modified: —

Carol J. Suter  
Mayor Carol J. Suter