



**MINUTES
REGULAR CITY COUNCIL MEETING
GLADSTONE, MISSOURI
MONDAY, FEBRUARY 8, 2021**

PRESENT: Mayor Jean Moore
Mayor Pro Tem R.D. Mallams
Councilman Bill Garnos
Councilman Tom Frisby
Councilmember Tina Spallo

City Manager Scott Wingerson
Assistant City Manager Bob Baer
City Clerk Ruth Bocchino
City Attorney Padraic Corcoran

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

Mayor Moore opened the Regular City Council Meeting Monday, February 8, 2021, at 7:31 pm.

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

City Clerk Ruth Bocchino called Roll. All Councilmembers were present.

Item No. 3. On the Agenda. Pledge of Allegiance to the Flag of the United States of America.

Mayor Moore asked all to join in the Pledge of Allegiance to the Flag of the United States of America.

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

Mayor Moore stated Item No. 14 should be changed to read '*to provide swim lessons to children who are Clay and Platte County residents.*' The agenda was approved as revised.

Item No. 5. On the Agenda. Approval of the January 25, 2021, Closed City Council Meeting Minutes.

Mayor Pro Tem Mallams moved to approve the minutes of the January 25, 2021, Closed City Council meeting as presented. **Councilmember Spallo** seconded. The Vote: "aye", Councilmember Tina Spallo, Councilman Tom Frisby, Councilman Bill Garnos, Mayor Pro Tem R.D. Mallams, and Mayor Jean Moore. (5-0)

Item No. 6. On the Agenda. Approval of the January 25, 2021, Regular City Council Meeting Minutes.

Mayor Pro Tem Mallams moved to approve the minutes of the January 25, 2021, Regular City Council meeting as presented. **Councilmember Spallo** seconded. The Vote: “aye”, Councilmember Tina Spallo, Councilman Tom Frisby, Councilman Bill Garnos, Mayor Pro Tem R.D. Mallams, and Mayor Jean Moore. (5-0)

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

Following the Clerk’s reading:

Councilmember Spallo moved to approve the Consent Agenda as published. **Mayor Pro Tem Mallams** seconded. The Vote: “aye”, Councilmember Tina Spallo, Councilman Tom Frisby, Councilman Bill Garnos, Mayor Pro Tem R.D. Mallams, and Mayor Jean Moore. (5-0)

Councilmember Spallo moved to approve **RESOLUTION R-21-09** A Resolution authorizing the City Manager to execute a contract with Orr Wyatt Streetscapes in the total amount not to exceed \$705,625.55 for the Rock Creek Greenway Trail – Phase 2; City Project #TP2072; Federal Project #TAP-3323(412). **Mayor Pro Tem Mallams** seconded. The Vote: “aye”, Councilmember Tina Spallo, Councilman Tom Frisby, Councilman Bill Garnos, Mayor Pro Tem R.D. Mallams, and Mayor Jean Moore. (5-0)

Councilmember Spallo moved to approve **RESOLUTION R-21-10** A Resolution authorizing acceptance of a proposal from PB Hoidale for the purchase and installation of the FuelMaster Fleet Management Software and Gate Upgrade in the total amount of \$28,013.25. **Mayor Pro Tem Mallams** seconded. The Vote: “aye”, Councilmember Tina Spallo, Councilman Tom Frisby, Councilman Bill Garnos, Mayor Pro Tem R.D. Mallams, and Mayor Jean Moore. (5-0)

Councilmember Spallo moved to approve **RESOLUTION R-21-11** A Resolution authorizing acceptance of a proposal from Orth Tech Sports Medical Incorporated, for the acquisition of eight (8) Freemotion Incline Trainers in the total amount of \$46,760.00. **Mayor Pro Tem Mallams** seconded. The Vote: “aye”, Councilmember Tina Spallo, Councilman Tom Frisby, Councilman Bill Garnos, Mayor Pro Tem R.D. Mallams, and Mayor Jean Moore. (5-0)

Councilmember Spallo moved to approve **RESOLUTION R-21-12** A Resolution authorizing the City Manager to execute a contract with Kitch’s Lawncare & Landscape Service, Incorporated, for the contractual landscape services of certain City of Gladstone Parks and City facilities. **Mayor Pro Tem Mallams** seconded. The Vote: “aye”, Councilmember Tina Spallo, Councilman Tom Frisby, Councilman Bill Garnos, Mayor Pro Tem R.D. Mallams, and Mayor Jean Moore. (5-0)

REGULAR AGENDA.

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

Jim Oldebeken approached Council and stated: *"My name is Jim Oldebeken. I live at 7402 North Highland. It's great to see everyone tonight on this very cold evening. I ventured out and had the opportunity yesterday to go to the Bartle Hall Warming Center. I volunteered for a couple of hours, but I just wanted to see what is going on. It was very moving. They were full. It was interesting how, my responsibility was to check temperature and go over the safety guidelines. It was interesting. Some people that came in, I couldn't get a reading, it was that low. They were just frozen. Men, women; I didn't see children, but I'm grateful for that resource. There are people from our community that are there. I just have a couple brief comments. There was an interesting article in the Associated Press today regarding United States citizens confidence in democracy. I paid attention to that. It was just today. It was interesting how approximately 16%, only 16%, are really, I don't know the adjectives, but comfortable or confident in the quality of our democracy. Just a brief comment; it's difficult to get a message out to the public when there is so much going on with the media. Facebook news, and I still stay with the importance of free press and media in our community to communicate with them about what is happening everywhere in our community and democracy is citizens being involved and engaged. I just hope we can keep in mind that, there is some things we can control and other things we can't, but I think we just have to keep working on citizen involvement and citizens being informed. I'm glad for all that we are doing. It's wonderful to see the people on the boards, the committees, and then the fruit but then there is more work to be done on that. And then, just another question I have, it's just old business, but I wasn't really sure if there was any resolution to this. About two years ago there was discussions made during this meeting regarding a property, Bob Bateman's property, and there was a demand; I have a copy of a response to a Sunshine Request related to his communications with the city. This looks like a demand for a substantial sum approaching \$1.8 million for a property on 67th Terrace. Have we bought that property? Have we resolved that situation? Is it still alive? Not sure where we are at with that."*

Mayor Moore stated: *"Mr. Oldebeken I'm going to turn that over, that answer, over to our Council."*

Attorney Padraic Corcoran stated: *"The city has not purchased that property and at this point is not at liberty to discuss anything else regarding that demand or anything else at this time."*

Mr. Oldebeken stated: *"OK, my final response is I just wish there was a way to resolve these things and I just, I'm projecting onto you that, I don't know that our leadership wants to have demands like that, for a payment for a small little property and also associated with his involvement, this gentleman, this owner's involvement with our elections. I just wanted to express as a citizen, I would like to see this resolved if there is any way that we can as a city. Final question, I mean if it is protected under attorney-client privilege, has there been a suit filed? Is there any court action going on or is this just a discussion?"*

Mr. Corcoran stated: *"There was a suit filed so that is why there is no more discussion to be had at this point."*

Mr. Oldebeken stated: *"OK, thank you."*

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

Councilmember Spallo stated: *"Thank you, Just a thank you to our Public Works Department for continuing to try and tame this snow and ice storm that we are living through; and the cold. Also to our Public Safety Officers, Firefighters, EMT's, and our Animal Control Officers; I know that they go out and do welfare checks in this cold, making sure that the animals are safe, and they do a lot of work with the community in that regard in education and I just want to say thank you to our staff for working during such difficult times."*

Councilman Frisby stated: *"Mayor Moore, for the first time in three weeks I had this entire dissertation lined out, but Councilperson Spallo stole my thunder. I just wanted to reiterate what she said."*

Mayor Moore stated: *"I just wanted to express how proud I am of the City of Gladstone to be a part of a Northland Coalition that is comprised of Cerner and North Kansas City Hospital, and Liberty Hospital and other Clay County municipalities. It's called 'Operation Safe' and this is to provide an opportunity for individuals who live and work in Clay County to receive the COVID vaccine. Staff from every department of our city has contributed to this effort and our Leadership Team has worked absolutely tirelessly to help form this coalition and to work out all the many, many details to make this effort a reality. I received, this is the second note that I have received, from an individual that you all may remember: his name is Nic Reisenberg. Nic served on our Parks Board. Nic is now the Vice-President of Facilities and Support Services at North Kansas City Hospital. He has taken the time on two different weeks to send notes to me and I just thought it was too good not to share with everyone. He says: 'Another impressive week of support from your Gladstone team. I can't thank you all enough, when we needed emergent help, your team always helped out. The weather conditions weren't great but your team never complained and they worked outside to create a wonderful patient experience for all of our elderly citizens. They pushed wheelchairs, dropped off supplies, held arms, walked and talked, and when everything was done they stuck around to help clean up. Gladstone is such a great community and all the help that came from your team were personable for all the patients, they cared so much. The patient experience was extreme and the Gladstone City employees contributed heavily to that experience. Thank you so much for all the support; you all amazed me and the community at large.' I was so touched by that and wanted to share that with everybody. The current plan for Operation Safe is to distribute 4500 vaccines Thursday, Friday, and Saturday every other week at the Cerner Campus in North Kansas City. This number is as a result of the current allocation of vaccines that the State of Missouri is receiving. Hopefully when the supply increases, so will also the hours and the days that this site can be operational. Spots are given on a first-come, first-serve basis and everyone who goes there must have an appointment, so I encourage all of you to go to the city's website at www.gladstone.mo.us and right on the front page of our website is information about Operation Safe and there is a way to complete the vaccine interest form if you have not been vaccinated yet or signed up for a vaccine. We hope that together we can beat this pandemic and I just wanted to share that information with all of you."*

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

City Manager Scott Wingerson stated: *"Thank you, Mayor, and thank you for the comments on Operation Safe. It is extremely gratifying to play a small role in that giant effort let by North Kansas City Hospital, Cerner and the Command Structure of the City of Liberty. I'm very proud of the people who are participating on our behalf, but I am more proud that we can participate in a bigger effort than we could have done ourselves, so thank you for that and thank you for all people who have participated so far and will participate over the next several Operation Safe events. I'd also like to thank Councilmember Spallo for her comments about Public Works and snow removal. I'll talk a little bit about the current situation we are in. You might notice that Director Nebergall is not here right now; that is because he is in a plow. The crews have worked tirelessly over and over and over again to treat the streets. It's a difficult decision to make because it is so cold. The calcium and the salt and the sand won't work and the fear is if we blade the street down to the pavement, that when those materials, those tools start to work, the salt starts to work, it will turn to liquid and then freeze as a sheet of ice. They are making great decisions and I am super proud of them. They are working their tails off on behalf of all of us so we appreciate them every day but especially on days like today. Thank you."*

Item No. 11. On the Agenda. RESOLUTION R-21-13 A Resolution amending or revising the 2021 General Fund, Community Center and Parks Sales Tax Fund, Public Safety Sales Tax Fund, Combined Waterworks & Sewer System Fund, Capital Improvement Sales Tax Fund, Transportation Sales Tax Fund, and Capital Equipment Replacement Fund for the City of Gladstone, Missouri, and authorizing expenditures of funds.

Mayor Pro Tem Mallams moved to **RESOLUTION R-21-13** A Resolution amending or revising the 2021 General Fund, Community Center and Parks Sales Tax Fund, Public Safety Sales Tax Fund, Combined Waterworks & Sewer System Fund, Capital Improvement Sales Tax Fund, Transportation Sales Tax Fund, and Capital Equipment Replacement Fund for the City of Gladstone, Missouri, and authorizing expenditures of funds. **Councilman Garnos** seconded. The Vote: "aye", Councilmember Tina Spallo, Councilman Tom Frisby, Councilman Bill Garnos, Mayor Pro Tem R.D. Mallams, and Mayor Jean Moore. (5-0)

Item No. 12. On the Agenda. FIRST READING BILL NO. 21-06 An Ordinance to opt out of the State Imposed Sales Tax Holiday.

Mayor Moore stated: *"I will add that this is an annual Bill that comes before the City Council and it is a very odd one because in order for the city to participate in this Sales Tax Holiday, we must vote "NO" on this Bill."*

Mayor Pro Tem Mallams moved **Bill No. 21-06** be placed on its First Reading. **Councilmember Spallo** seconded. The Vote: "aye", Councilmember Tina Spallo, Councilman Tom Frisby, Councilman Bill Garnos, Mayor Pro Tem R.D. Mallams, and Mayor Jean Moore. (5-0). The Clerk read the Bill.

Mayor Pro Tem Mallams moved to accept the First Reading of **Bill No. 21-06**, waive the rule, and place the Bill on its Second and Final Reading. **Councilmember Spallo** seconded. The Vote: "aye", Councilmember Tina Spallo, Councilman Tom Frisby, Councilman Bill Garnos, Mayor Pro Tem R.D. Mallams, and Mayor Jean Moore. (5-0). The Clerk read the Bill.

Mayor Pro Tem Mallams moved to accept the Second and Final Reading of **Bill No. 21-06**, and enact the Bill as **Ordinance 4.544**. **Councilmember Spallo** seconded. The Vote: "Nay", Councilmember Tina Spallo, Councilman Tom Frisby, Councilman Bill Garnos, Mayor Pro Tem R.D. Mallams, and Mayor Jean Moore. (0-5)

Item No. 13. On the Agenda. FIRST READING BILL NO. 21-07 An Ordinance allowing the "Show Me Green Sales Tax Holiday" to apply to the local sales taxes of the City of Gladstone between April 19 and April 25, 2021.

Mayor Moore stated: *"I will explain a little bit about this Bill as well. This Ordinance, if adopted, grants businesses in the city the ability to exempt sales tax on the purchase of retail, energy star certified appliances up to \$1,500.00 per appliance. An appliance is defined as clothes washers and dryers, water heaters, trash compactors, dishwashers, conventional ovens, ranges, stoves, air conditioners, furnaces, refrigerators and freezers and heat pumps. By way of explanation, this one is one that is fairly self-explanatory; a yes or no vote on this one."*

Councilmember Spallo moved **Bill No. 21-07** be placed on its First Reading. **Councilman Frisby** seconded. The Vote: "aye", Councilmember Tina Spallo, Councilman Tom Frisby, Councilman Bill Garnos, Mayor Pro Tem R.D. Mallams, and Mayor Jean Moore. (5-0). The Clerk read the Bill.

Councilmember Spallo moved to accept the First Reading of **Bill No. 21-07**, waive the rule, and place the Bill on its Second and Final Reading. **Councilman Frisby** seconded. The Vote: "aye", Councilmember Tina Spallo, Councilman Tom Frisby, Councilman Bill Garnos, Mayor Pro Tem R.D. Mallams, and Mayor Jean Moore. (5-0). The Clerk read the Bill.

Councilmember Spallo moved to accept the Second and Final Reading of **Bill No. 21-07**, and enact the Bill as **Ordinance 4.545**. **Councilman Frisby** seconded. The Vote: "aye", Councilmember Tina Spallo, Councilman Tom Frisby, Councilman Bill Garnos, Mayor Pro Tem R.D. Mallams, and Mayor Jean Moore. (5-0)

Item No. 14. On the Agenda. FIRST READING BILL NO. 21-08 An Ordinance authorizing the City Manager to execute an agreement between the City of Gladstone, Missouri, and the City of Kansas City, Missouri, authorizing the transfer of \$20,000.00 to the City of Gladstone, Missouri, to provide swim lessons to children who are Clay and Platte County residents.

Councilman Garnos moved **Bill No. 21-08** be placed on its First Reading. **Councilman Frisby** seconded. The Vote: "aye", Councilmember Tina Spallo, Councilman Tom Frisby, Councilman Bill Garnos, Mayor Pro Tem R.D. Mallams, and Mayor Jean Moore. (5-0). The Clerk read the Bill.

Councilman Garnos moved to accept the First Reading of **Bill No. 21-08**, waive the rule, and place the Bill on its Second and Final Reading. **Councilman Frisby** seconded. The Vote: "aye", Councilmember Tina Spallo, Councilman Tom Frisby, Councilman Bill Garnos, Mayor Pro Tem R.D. Mallams, and Mayor Jean Moore. (5-0). The Clerk read the Bill.

Councilman Garnos moved to accept the Second and Final Reading of **Bill No. 21-08**, and enact the Bill as **Ordinance 4.546**. **Councilman Frisby** seconded.

Mayor Moore stated: *"I would just like to say at this point for a way of explanation to anyone who is tuning in with us tonight that the City of Kansas City received a grant of \$20,000.00 from the Linscomb Foundation to teach swim lessons to Clay and Platte County children; but due to COVID-19 restrictions, the City of Kansas City cannot fulfill the grant requirements so they have received permission from the Linscomb Foundation to enter into an agreement with the City of Gladstone to use those funds to teach swimming lessons to children in Clay and Platte. I had the opportunity this afternoon to get a little bit of clarification of this from our Parks and Recreation Director and it is so exciting that this \$20,000.00 allows 330 children to obtain swim lessons and the Gladstone Community Center Aquatic's team is very excited to have this opportunity to provide these lifesaving lessons to children in Clay and Platte County. I heartily support this Ordinance."*

The Vote: "aye", Councilmember Tina Spallo, Councilman Tom Frisby, Councilman Bill Garnos, Mayor Pro Tem R.D. Mallams, and Mayor Jean Moore. (5-0)

Item No. 15. On the Agenda. Other Business.

There was none.

Item No. 16. On the Agenda. Adjournment.

Mayor Moore adjourned the February 8, 2021, Regular City Council meeting at 7:59 pm.


Respectfully submitted:



Ruth E. Bocchino, City Clerk

Approved as presented: 

Approved as modified: _____


Jean B. Moore, Mayor