



**MINUTES  
REGULAR CITY COUNCIL MEETING  
GLADSTONE, MISSOURI  
OCTOBER 23, 2023**

**PRESENT:** Mayor Jean Moore  
Mayor Pro Tem Tina Spallo  
Councilman Bill Garnos  
Councilman R.D. Mallams  
Councilman Les Smith  
  
City Manager Bob Baer  
Assistant City Manager Austin Greer  
City Attorney Chris Williams  
City Clerk Kris Keller

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

Mayor Moore opened the Regular City Council Meeting Monday, October 23, 2023, at 7:30 pm.

**Item No. 2. On the Agenda.** Roll Call.

Mayor Moore stated that all Councilmembers were present and there was a quorum.

**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 and thanked the VFW Post 10906: Carla Gleaton, Gordon Harris, Jim Zimmerman, and Jim Cox.

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

The agenda was approved as published.

**Item No. 5. On the Agenda.** Approval of the October 9, 2023, Closed City Council Meeting Minutes.

**Councilman Mallams** moved to approve the minutes of the October 9, 2023 Closed City Council meeting as presented. **Councilman Smith** seconded. The Vote: "aye", Councilman Smith, Councilman Mallams, Councilman Garnos, and Mayor Moore. "Abstain:" Mayor Pro Tem Spallo. (4-1)

**Item No. 6. On the Agenda.** Approval of the October 9, 2023, Regular City Council Meeting Minutes.

**Councilman Mallams** moved to approve the minutes of the October 9, 2023, Regular City Council meeting as presented. **Councilman Smith** seconded. The Vote: "aye", Councilman Smith,

Councilman Mallams, Councilman Garnos, and Mayor Moore. “Abstain:” Mayor Pro Tem Spallo. (4-1)

**Item No. 7. On the Agenda.** PROCLAMATION: National American Indian Heritage Month.

**Mayor Moore** read and presented the National American Indian Heritage Month Proclamation to members of the Daughters of the American Revolution, William Boydston Chapter; Jean McHenry, Kristi Newhall, Jim and July Chronister.

**Item No. 8. On the Agenda.** Communications from the Audience.

There were no communications from the audience.

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

**Councilman Smith** reported that he attended the EMAC meeting and announced it will still support a large long-term initiative. He stated that he attended the Parks and Recreation Board meeting and enjoyed talking with the members who have an apparent passion for their role. He directed a question to the City Manager regarding news reports about lawsuits for the three percent (3%) marijuana tax, and if the City would be collecting the tax money and setting it aside until the law suits are settled. City Manager Baer reported that the collection of that tax money doesn't begin until this month (October) and the City won't see an impact on the amount of funds until November. City Attorney John Mullane clarified that the City's three-percent tax is not challenged and it's regarding the county and if they will be able to assess the 3%. Councilman Smith suggested keeping an eye on it, because the City would not want to have to repay funds received. City Manager Baer reported that the funds received wouldn't start the replacement cycle for at least two and a half to three years. Councilman Smith commended City Manager Baer on his successful six months.

**Councilman Mallams** shared that he attended the Arts Commission meeting facilitated by Director Merkey. He reported that they are looking at the next art project for the community and that 88 art projects were submitted. He stated that the new art consultant Holly was very impressive and that she had planned and worked with the artists at the new Kansas City airport. She also recently reviewed the 88 art projects that had been submitted to the City. He thanked Chief Farris for working and supporting the Shop with a Cop breakfast benefit this past Saturday at the Gladstone Elks Club which raised \$4,000 to help families that are struggling financially and who attend the elementary schools located in Gladstone.

**Councilman Garnos** thanked Councilman Smith for covering the Parks and Recreation Board meeting for him. He reported that at the Board of Zoning Adjustment meeting last week, they voted in favor of a replacement sign at 6920 North Oak that meets code.

**Mayor Pro Tem Spallo** thanked the Parks, Recreation, and Cultural Arts department for sponsoring the Friday Fright Night event. She shared that she was able to attend and help with the event. She reported over 650 children trick-or-treated; cans of food as well as monetary donations were accepted to benefit the Northland Christmas store. She reported that Chamber members were present with their cars and set up tents to pass out candy to the children. She requested Community Outreach and education be shared for the purpose of the sidewalks and the numerous walk ramps that are being installed around the City.

**Mayor Moore** stated that she provided a presentation two weeks ago to Oak Hill Day School second grade students. She reported attendance at the recent North Kansas City Schools Education Foundation breakfast with Councilman Smith and the Leadership Team. She shared that it truly

showcases the amount of talent in the North Kansas City School District. She expressed that it's a reminder of the importance of having a great partnership with the school district and the positive impact the schools have on the city and community.

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

City Manager Bob Baer reported that there remain openings for Board and Commissions members and applications are due Monday, October 30, 2023.

**Item No. 11 On the Agenda.** **CONSENT AGENDA.**

Following the Clerks' reading:

**Mayor Pro Tem Spallo** requested to remove **RESOLUTION R-23-70**, A Resolution authorizing the City Manager to execute a professional services agreement with Vireo, LLC in the total amount not to exceed \$43,500.00 for the planning and design of an off-leash dog park, Project CP2259 from the Consent Agenda and place it on the Regular Agenda.

**Councilman Smith** moved to approve the Consent Agenda as amended. **Councilman Mallams** seconded. The Vote: "aye", Councilman Smith, Councilman Mallams, Councilman Garnos, Mayor Pro Tem Spallo, and Mayor Moore. (5-0)

**Councilman Smith** moved to approve **RESOLUTION R-23-69**, A Resolution authorizing the City Manager to accept a proposal from Fitness First, Lenexa, Kansas, for the purchase of fitness equipment for the new Police Headquarters in the total amount of \$27,660.82. **Councilman Mallams** seconded. The Vote: "aye", Councilman Smith, Councilman Mallams, Councilman Garnos, Mayor Pro Tem Spallo, and Mayor Moore. (5-0)

**Councilman Smith** moved to approve **RESOLUTION R-23-71**, A Resolution authorizing the City Manager to enter into an agreement with Zoll Medical Corporation for the purchase of one Zoll X-Series Cardiac Monitor in the total amount of \$44,359.31. **Councilman Mallams** seconded. The Vote: "aye", Councilman Smith, Councilman Mallams, Councilman Garnos, Mayor Pro Tem Spallo, and Mayor Moore. (5-0)

**Councilman Smith** moved to approve **RESOLUTION R-23-72**, A Resolution authorizing the City Manager to execute a Master Services Agreement with ADP in the total amount of \$19,500.00 for the implementation of ADP Workforce Now Time and Attendance hardware and software, and \$46,482.00 in annual cost. **Councilman Mallams** seconded. The Vote: "aye", Councilman Smith, Councilman Mallams, Councilman Garnos, Mayor Pro Tem Spallo, and Mayor Moore. (5-0)

**Councilman Smith** moved to approve **RESOLUTION R-23-73**, A Resolution authorizing the City Manager to accept a proposal from Motorola Solutions for the purchase of Police In-Car and Body Worn Camera Systems, including all hardware, software upgrades, licensing fees and installation in the total amount of \$173,412.00. **Councilman Mallams** seconded. The Vote: "aye", Councilman Smith, Councilman Mallams, Councilman Garnos, Mayor Pro Tem Spallo, and Mayor Moore. (5-0)

**Councilman Smith** moved to approve **RESOLUTION R-23-74**, A Resolution authorizing the City Manager to accept a proposal from Spaces Inc. for the purchase of furniture and storage equipment, in the total amount of \$337,123.32 for use in the new Police Headquarters. **Councilman Mallams** seconded. The Vote: "aye", Councilman Smith, Councilman Mallams, Councilman Garnos, Mayor Pro Tem Spallo, and Mayor Moore. (5-0)

**Councilman Smith** moved to approve **RESOLUTION R-23-75**, A Resolution appointing Successor Directors to the Board of Directors of the Downtown Linden Community Improvement District. **Councilman Mallams** seconded. The Vote: “aye”, Councilman Smith, Councilman Mallams, Councilman Garnos, Mayor Pro Tem Spallo, and Mayor Moore. (5-0)

**Councilman Smith** moved to approve **RESOLUTION R-23-76**, A Resolution appointing Successor Directors to the Board of Directors of the Linden Block 25 Community Improvement District. **Councilman Mallams** seconded. The Vote: “aye”, Councilman Smith, Councilman Mallams, Councilman Garnos, Mayor Pro Tem Spallo, and Mayor Moore. (5-0)

**Councilman Smith** moved to approve the **FINANCIAL REPORT 6 MONTH ENDING JUNE 30, 2023**. **Councilman Mallams** seconded. The Vote: “aye”, Councilman Smith, Councilman Mallams, Councilman Garnos, Mayor Pro Tem Spallo, and Mayor Moore. (5-0)

**Item No. 11a. On the Agenda.** **RESOLUTION R-23-70**, A Resolution authorizing the City Manager to execute a professional services agreement with Vireo, LLC in the total amount not to exceed \$43,500.00 for the planning and design of an off-leash dog park, Project CP2259.

**Mayor Pro Tem Spallo** discussed prior history and inquired if KCMO was still interested in partnering or if it would only be a Gladstone project. Director Nebergall reported that he does have a contact at KCMO and believes there is still interest. He also reported that funds are still holding from the Shoal Creek Trail that went over to North Brighton Trail Project and the plan is to utilize those additional funds from KCMO to put toward the dog park. He explained that the reason the Resolution is in front of Council is Gladstone is taking the lead, by gathering the information and costs to present to KCMO.

**Mayor Pro Tem Spallo** moved to approve **RESOLUTION R-23-70**, A Resolution authorizing the City Manager to execute a professional services agreement with Vireo, LLC in the total amount not to exceed \$43,500.00 for the planning and design of an off-leash dog park, Project CP2259. **Councilman Garnos** seconded. The Vote: “aye”, Councilman Smith, Councilman Mallams, Councilman Garnos, Mayor Pro Tem Spallo, and Mayor Moore. (5-0)

## **REGULAR AGENDA**

**Item No. 12. On the Agenda.** **PUBLIC HEARING:** Marijuana Zoning Amendment.

**Mayor Moore** opened the Public Hearing at 7:53 pm.

**Mayor Moore** invited City Attorney John Mullane to present the information. Mr. Mullane reported that City Zoning Code changes were made to accommodate the new law regarding recreational facilities. He reported that the changes were made based on the new section of the Missouri Constitution for recreational and medical marijuana.

**Councilman Garnos** inquired about the zoning of marijuana facilities and if the dispensary and grow operations were strictly from the constitutional change. He also asked if there was any change that would open up zoning for usage. Mr. Mullane reported that was addressed with the Council in December 2022, when regulations were added that prohibited public usage.

**Mayor Moore** confirmed with Mr. Mullane that the City adopted the language strictly from the Missouri Constitution.

There was no one in the audience that wanted to address the Council in favor of or opposed to the Zoning Amendment.

**Mayor Moore** closed the Public Hearing at 7:57 pm.

**Item No. 13. On the Agenda.** **FIRST READING BILL NO. 23-34** An Ordinance amending certain sections of the Code of Ordinances, City of Gladstone, Missouri regarding Zoning of Marijuana Facilities to conform with Article XIV of the Missouri Constitution.

**Councilman Garnos** moved **BILL NO. 23-34** be placed on its First Reading. **Mayor Pro Tem Spallo** seconded. The Vote: “aye”, Councilman Smith, Councilman Mallams, Councilman Garnos, Mayor Pro Tem Spallo, and Mayor Moore. (5-0) The Clerk read the Bill.

**Councilman Garnos** moved to accept the First Reading of **BILL NO. 23-34**, waive the rule and place the Bill on its Second and Final Reading. **Mayor Pro Tem Spallo** seconded. The Vote: “aye”, Councilman Smith, Councilman Mallams, Councilman Garnos, Mayor Pro Tem Spallo, and Mayor Moore. (5-0) The Clerk read the Bill.

**Councilman Garnos** moved to accept the Second and Final Reading of **BILL NO. 23-34** and enact the Bill as **Ordinance 4.653**. **Mayor Pro Tem Spallo** seconded.

Roll Call vote: “Aye:”- The Vote: “aye”, Councilman Smith, Councilman Mallams, Councilman Garnos, Mayor Pro Tem Spallo, and Mayor Moore. (5-0) Mayor Moore stated **BILL NO. 23-34** stands enacted as **Ordinance Number 4.653**.

**Item No. 14. On the Agenda.** **FIRST READING BILL NO. 23-35** An Ordinance concerning residency and qualification for office requirements for Municipal Judges.

**Councilman Mallams** moved **BILL NO. 23-35** be placed on its First Reading. **Councilman Smith** seconded. The Vote: “aye”, Councilman Smith, Councilman Mallams, Councilman Garnos, Mayor Pro Tem Spallo, and Mayor Moore. (5-0) The Clerk read the Bill.

**Councilman Mallams** moved to accept the First Reading of **BILL NO. 23-35**, waive the rule and place the Bill on its Second and Final Reading. **Councilman Smith** seconded. The Vote: “aye”, Councilman Smith, Councilman Mallams, Councilman Garnos, Mayor Pro Tem Spallo, and Mayor Moore. (5-0) The Clerk read the Bill.

**Councilman Mallams** moved to accept the Second and Final Reading of **BILL NO. 23-35** and enact the Bill as **Ordinance 4.654**. **Councilman Smith** seconded.

**Mayor Moore** requested a brief explanation of this Bill for the audience. City Manager Baer reported that removing residency restrictions allows the City to receive an increased number of qualified applicants.

Roll Call vote: “Aye:”- The Vote: “aye”, Councilman Smith, Councilman Mallams, Councilman Garnos, Mayor Pro Tem Spallo, and Mayor Moore. (5-0) Mayor Moore stated **BILL NO. 23-35** stands enacted as **Ordinance Number 4.654**.

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

There was no other business.

**Item No. 15. On the Agenda.** Adjournment.

**Mayor Moore** adjourned the October 23, 2023, Regular City Council meeting at 8:02 pm.

Respectfully submitted:

  
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Kris Keller, City Clerk

Approved as presented: ☒

Approved as modified: ☐

  
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Jean B. Moore, Mayor