

1. CALL TO ORDER

A regular meeting of the Board of Aldermen was convened at 7:03 p.m. on March 16, 2021, and was called to order by Mayor Nanette K. Johnston. City Clerk Melissa McChesney called the roll as follows:

Present:

Ward 1 Alderman Tina Welch
Ward 1 Alderman Philip Wassmer
Ward 2 Alderman Dave Rittman
Ward 2 Alderman Brian T. Whitley
Ward 3 Alderman Robert Lock
Ward 3 Alderman Douglas Wylie
Ward 4 Alderman Marc Sportsman
Ward 4 Alderman Greg Plumb

Absent:

None

A quorum of the Board of Aldermen was present via videoconferencing.

The following staff was also present via videoconference:

Joe Parente, City Administrator
Kevin Chrisman, Police Chief
Alysen Abel, Public Works Director
Stephen Lachky, Community Development Director
Matthew Chapman, Finance/Human Resources Director
Chris Ashley, Public Works Project Manager
Brad Stanton, Planner
Chris Williams, City Attorney

Mayor Johnston led the Board in the Pledge of Allegiance to the Flag of the United States of America.

2. CITIZEN INPUT

3. CONSENT AGENDA

- A. Approve the minutes for the March 2, 2021, regular meeting
- B. Receive and file the February Municipal Court report
- C. Receive and file the financial report for the month ending February 28, 2021
- D. Receive and file the crime statistics for January 2021
- E. Approve a change in managing officer for Price Chopper, 9107 NW Highway 45, for their retailer of intoxicating liquor in the original package with Sunday sales liquor license

- F. Approve a temporary resort liquor license with Sunday sales for Johnny's Tavern, a new business to be located at 15249 NW Brink Meyer Road
- G. Approve accounts payable from February 26 to March 12, 2021
- H. Approve a retailer of intoxicating liquor in the original package with Sunday sales liquor license for The Station 4, a new business to be located at 7201 Homer Parkway

ACTION: IT WAS MOVED BY ALDERMAN SPORTSMAN AND SECONDED BY ALDERMAN RITTMAN TO **APPROVE THE CONSENT AGENDA AND RECOMMENDED MOTIONS, AS PRESENTED.**

RESULT: MOTION PASSED 8-0.

4. ACTION AGENDA

- A. **Approve the second reading of an ordinance to amend Parkville Municipal Code Section 215.240 to extend the dates that fireworks can be sold**

Mayor Johnston stated that the first reading was presented on March 2. No additional information was presented.

ACTION: IT WAS MOVED BY ALDERMAN SPORTSMAN AND SECONDED BY ALDERMAN RITTMAN TO APPROVE BILL NO. 3115, AN ORDINANCE **AMENDING PARKVILLE MUNICIPAL CODE SECTION 215.420 TO EXTEND THE DATES OF FIREWORKS SALES, ON SECOND READING TO BECOME ORDINANCE NO. 3064.**

RESULT: MOTION PASSED 8-0.

AYES: TINA WELCH, PHILIP WASSMER, DAVE RITTMAN, BRIAN T. WHITLEY, ROBERT LOCK, DOUGLAS WYLIE, MARC SPORTSMAN, GREG PLUMB

NOES: NONE

ABSTAIN: NONE

- B. **Approve the first reading of an ordinance to approve a conditional use permit for Hinkle Hardscapes to operate an office use of low traffic generation in a residential district fronting NW Bell Road, generally located west of NW Bell Road at NW 57th Street - Case No. PZ 2020- 56; Hinkle Hardscapes, applicant**

Community Development Director Stephen Lachky had a conflict of interest because a member of his family was an employee of Hinkle Hardscapes, nothing that he did not participate in any discussions regarding the item

Community Development Planner Brad Stanton provided an overview of phase 1 of the

conditional use permit, noting that the company proposed a 2,400 square foot building for an employee training center that would be used on inclement weather days. The applicant would construct a right turn lane off of Bell Road, a concrete parking lot and gravel overflow parking lot beyond 100 feet of the street.

Stanton said that during the public hearing with the Planning and Zoning Commission, residents shared their concerns about additional traffic. The applicant submitted a traffic study that determined the right turn lane was not warranted due to traffic, but because of the terrain. Three public hearings were held and the Commission recommended approval with the four conditions listed in the policy report.

Discussion focused on concerns from the neighbors and the right turn lane.

ACTION: IT WAS MOVED BY ALDERMAN SPORTSMAN AND SECONDED BY ALDERMAN RITTMAN TO APPROVE BILL NO. 3116, AN ORDINANCE **APPROVING A CONDITIONAL USE PERMIT FOR HINKLE HARDSCAPES TO OPERATE AN OFFICE USE OF LOW TRAFFIC GENERATION IN A RESIDENTIAL DISTRICT THAT FRONTS NW BELL ROAD, ON FIRST READING AND POSTPONE THE SECOND READING TO APRIL 6, 2021.**

RESULT: MOTION PASSED 8-0.

C. **Approve the first reading of an ordinance to approve the final plat of Creekside Village Third Plat, a subdivision generally located on the northwest quadrant of the intersection of I-435 and Highway 45 - Case No. PZ 2021-04; Brian Mertz, Parkville Development 140 LLC, applicant**

Community Development Director Stephen Lachky stated that the application for was for phase 3 of Creekside Village, located in the northwest quadrant of I-435 and Highway 45, and would include four-unit townhomes. He noted that the applicant would place a barrier at the end of the street that was planned to connect to a future extension to the north. The Planning and Zoning Commission recommended approval on February 9.

ACTION: IT WAS MOVED BY ALDERMAN SPORTSMAN AND SECONDED BY ALDERMAN RITTMAN TO APPROVE BILL NO. 3117, AN ORDINANCE **APPROVING THE FINAL PLAT OF CREEKSIDE VILLAGE THIRD PLAT, A SUBDIVISION IN THE CITY OF PARKVILLE, PLATTE COUNTY, MISSOURI, ON FIRST READING AND POSTPONE THE SECOND READING TO APRIL 6, 2021.**

RESULT: MOTION PASSED 8-0.

D. **Approve the first reading of an ordinance to amend Parkville Municipal Code Section 402.010 and Section 410.010 to create provisions for small wireless facilities - Case No. PZ 2021-01**

Community Development Director Stephen Lachky said that communities were beginning to see deployment of small wireless facilities to meet the demand of wireless technology. Small wireless facilities would take the form of antennas placed on utility poles to fill coverage gaps. The 2018 Missouri General Assembly passed a House bill that limited the ability of cities to regulate implementation, but cities could adopt regulations related to spacing, concealment and underground requirements. Legal counsel recommended that the City be proactive before applications were submitted to regulate the authority it was allowed.

Lachky said that an application fee of up to \$500 could be charged and small wireless facilities would be required to become operational within one year of the date the application was approved to prevent contractors from placing them all over the city and then selling them to providers. Applications could be approved administratively by Community Development rather than using the conditional use permit process that required a public hearing.

Discussion focused on concerns with the administrative approval process. Padraic Corcoran, Williams & Campo, stated that Missouri law prohibited cities from using the conditional use permit process and allowed administrative approval. He anticipated seeing the facilities in denser areas and placed on new utility poles.

Mayor Johnston left the meeting at 7:54 p.m.

ACTION: IT WAS MOVED BY ALDERMAN SPORTSMAN AND SECONDED BY ALDERMAN RITTMAN TO APPROVE BILL NO. 3118, AN ORDINANCE AMENDING PARKVILLE MUNICIPAL CODE SECTION 402.010 AND SECTION 410.010 CREATING PROVISIONS FOR SMALL WIRELESS FACILITIES, ON FIRST READING AND POSTPONE THE SECOND READING TO APRIL 6, 2021.

RESULT: MOTION PASSED 8-0.

E. **Approve the first reading of an ordinance to amend Parkville Municipal Code Section 403.020 to require subdivision plats be within the entirety of the Parkville municipal boundaries - Case No. PZ 2021-02**

Community Development Director Stephen Lachky said that in January two plats were approved in Thousand Oaks that split lots, tracts and right-of-way between the city limits and unincorporated Platte County with a condition that the applicant annex the properties into the city limits. Long-term issues regarding basic services, maintenance and infrastructure would be created by splitting properties. Because there was nothing in the Municipal Code preventing the split, legal counsel recommended updating it to include a provision that all plats must be within the city limits.

Discussion focused on de-annexing properties and City Attorney Chris Williams said that de-annexations required a public vote in fourth class cities. The revised Code would prevent plats from being drawn where individual lots would be split.

ACTION: IT WAS MOVED BY ALDERMAN SPORTSMAN AND SECONDED BY ALDERMAN RITTMAN TO APPROVE BILL NO. 3119, AN ORDINANCE AMENDING PARKVILLE MUNICIPAL CODE SECTION 403.020 TO REQUIRE SUBDIVISION PLATS BE WITHIN THE ENTIRETY OF THE PARKVILLE MUNICIPAL BOUNDARIES, ON FIRST READING AND POSTPONE THE SECOND READING TO APRIL 6, 2021.

RESULT: MOTION PASSED 8-0.

F. **Hold a public hearing and authorize staff to proceed with the revised National Pollutant Discharge Elimination System Phase II permit**

Public Works Director Alysén Abel stated that the City had a National Pollutant Discharge Elimination System Phase II permit since 2003 that required six minimum control measures that were outlined in the permit and annual reports. The two permit options were a comprehensive permit for smaller cities or a two-step permit for larger cities. Three ordinance sections would be adopted at a future meeting. The City was required to hold a public hearing before April 3.

Acting President Sportsman opened the public hearing to public comments. The following made public comments: John Carter, 8506 NW Highway N; and Brent Uhrmacher, 6241 Northlake Drive. Acting President Sportsman closed the public hearing.

ACTION: IT WAS MOVED BY ALDERMAN SPORTSMAN AND SECONDED BY ALDERMAN RITTMAN TO AUTHORIZE STAFF TO PREPARE THE NECESSARY ORDINANCES AND APPLICATION ASSOCIATED WITH THE NPDES PHASE II PERMIT.

RESULT: MOTION PASSED 8-0.

5. **STAFF UPDATES ON ACTIVITIES**

A. **Public Works**

1. **Electronics Recycling and Paper Shredding Events - April 3, 2021**

Public Works Director Alysén Abel said that paper shredding and electronics events were scheduled on April 3, She also noted that the Spring Cleanup would be held on April 24 and the Mid-America Regional Council released the schedule for the Household Hazardous Waste mobile events.

6. **MAYOR, BOARD OF ALDERMEN & COMMITTEE REPORTS & MISCELLANEOUS ITEMS**

Alderman Whitley said that residents in Riss Lake had contacted him about power surges in the neighborhood and Public Works Director Alysén Abel said that she would contact Evergy. He

also asked if there was active blasting at the Martin Marietta mine and Abel said she was not aware of any. He also requested an update on improvements to Bell Road and Abel responded that the City applied for and did not receive a Planning Sustainable Places grant.

Alderman Wylie requested an update on the 2020 Census. Community Development Director Stephen Lachky said he reached out to colleagues and found out it was still projected to receive the information in the fall. Planner Brad Stanton would reconvene the committee from 2018 once the data was received. He said he was also reaching out to other cities regarding computer software to help with the redistricting.

7. ADJOURN

Mayor Johnston declared the meeting adjourned at 8:39 p.m.

The minutes for March 16, 2021, having been read and considered by the Board of Aldermen, and having been found to be correct as written, were approved on this the 6th day of April 2021.

Submitted by:

Melissa McChesney
City Clerk Melissa McChesney

